

BE IT REMEMBERED THAT, The Board of Commissioners of the County of St. Joseph met in a regular session in the County City Building on February 2, 2021 at the hour of 10:00 a.m. (EST) at which time in the following members were present: Andrew Kostielney, Derek Dieter, and Dr. Deborah Fleming D.M.D. were present.

**PLEDGE OF ALLEGIANCE**

**PRAYER**

The minutes of the last meeting were unanimously approved.

Mr. Kostielney asks for a moment of silence as Chuck Hurley passed away last week.

**OPENING AND READING OF BIDS ON:**

IPG

Jessica Clark, County Engineer, offices on the 7<sup>th</sup> floor.

Quotation for installation of striping and pavement markings at county-maintained roundabouts.

A&A Safety	\$297, 446.50
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Air marking Company	\$155,508.05
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Dr. Fleming moved to accept the above requests and turn them over for further review and study as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

**REPORTS AND REQUESTS FROM:**

**COMMISSIONERS**

**A)**

**IN THE MATTER OF APPROVING  
THE ACCOUNTS PAYABLE DOCKETS**

Dr. Fleming moved to accept the Accounts Payable Docket as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

**B)**

**EMPLOYEE OF THE MONTH**

Joe Mason of the Sheriff's office is the employee of the month.

**C)**

**IN THE MATTER OF APPROVING  
FIRST AMENDMENT TO AGREEMENT  
FOR ASSUMPTION OF MADISON  
CENTER, INC**

Pete Agostino, 131 S Taylor, South Bend, IN.

This is an amendment to an agreement that has a 30-year history. Basically, this is a go forward agreement for distribution of the mental health levy fund that comes in off property tax dollars. This year that amount is \$3,177,000.00. It goes up every year by a growth rate quotient determined by the department of local government and finance. The proposed distribution on a go forward basis is set forth in the agreement. Oaklawn has the designated community health provider and gets the bulk of the money that comes off this fund. This is a five-year agreement with one year renewals after that.

Mr. Dieter. Do you know how many patients this has served in the past?  
Mr. Agostino. I don't have those statistics on hand. We can get a report to you. I would say the outpatient service is in the thousands. The inpatient would be in the hundreds for sure.

Dr. Fleming moved to table the above request as read and outlined.  
Motion seconded by Mr. Dieter.  
Motion adopted by a 3-0 vote.

**ARCHIVES  
IN THE MATTER OF APPROVING  
A CONTRACT WITH ARROW  
PEST CONTROL**

Katrina Carter, 1140 S Lafayette Blvd.  
This is a request for a pest control contract with Arrow pest control. We previously had a contract with Terminix and are not satisfied with their work or the price increase. The initial costs for equipment and treatment will be \$398 with a monthly fee of \$90 for treatments.

Dr. Fleming moved to table the above request as read and outlined.  
Motion seconded by Mr. Dieter.  
Motion adopted by a 3-0 vote.

**HEALTH DEPT  
IN THE MATTER OF APPROVING  
AN ENFOCUS CONTRACT**

Amy Ruppe, Finance Manager, offices on the 8<sup>th</sup> floor.  
This is a request to enter into this contract and have EnFocus to serve as a data strategist. We have received funding through an anonymous donor. The contract is in the amount of \$70,000 and would run from January 1, 2021 through December 31, 2021.

Dr. Fleming moved to accept the above request as read and outlined.  
Motion seconded by Mr. Dieter.  
Motion adopted by a 3-0 vote.

**INFRASTRUCTURE, PLANNING & GROWTH:**

**CONSENT AGENDA**

<b>Development / Subdivision Requests</b>
<b>Description</b>
Irrevocable Letter of Credit Inverness Woods Subdivision

<b>Special Events Requests</b>
<b>Description</b>

<b>Traffic Regulatory Requests</b>
<b>Description</b>
Request Approval of Traffic Regulatory Ordinances for a "No Trucks" Exclusion

<b>Project Completion Affidavit</b>
<b>Description</b>

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined. Motion seconded by Mr. Dieter. Motion adopted by a 3-0 vote.

Abby Wiles, Area Plan Director, offices on the 11<sup>th</sup> floor.

A)  
IN THE MATTER OF APPROVAL  
FOR PROPOSALS COUNTY  
COMPREHENSIVE PLAN

This is a request for proposals for an RFP. Our current plan dates back to 2002. The RFP would be released today with a deadline of two weeks from today. We would ask the board to accept proposals on March 16, 2021 and then after that we would come back and make a recommendation.

Mr. Dieter asks about number 6, item c, from the feedback I got, there was not a lot of good communication so under this part item c, how are you going to go about public engagement and outreach?

Ms. Wiles. Public engagement and outreach are going to be key in this whole process. At this time, we do not have a proposed outreach program, we are asking the consultants to provide that as part of their proposals.

Mr. Dieter. Once this document is completed is there further input?

Ms. Wiles. Currently we use the 2002 document for numerous avenues of sources and planning and once this one is done for current conditions, we will also do that.

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined. Motion seconded by Mr. Dieter. Motion adopted by a 3-0 vote.

Jessica Clark, County Engineer, offices on the 7<sup>th</sup> floor.

B)  
IN THE MATTER OF APPROVAL  
OF R&S 91901 MISCELLANEOUS  
RESURFACING/REHABILITATION  
IN COUNTY SUBDIVISIONS-  
DISTRICTS I, II, & III  
CHANGE ORDER NO 1

This results in an increase to the contract of \$59,445.02.

C)  
IN THE MATTER OF APPROVAL  
OF R&S 91901 MISCELLANEOUS  
RESURFACING/REHABILITATION  
IN COUNTY SUBDIVISIONS-  
DISTRICTS I, II, & III  
FINAL CHANGE ORDER

This results in a decrease to the contract of \$115,351.54. The revised amount is \$3,035,698.37.

D)  
IN THE MATTER OF APPROVAL  
OF R&S 91901 MISCELLANEOUS  
RESURFACING/REHABILITATION  
IN COUNTY SUBDIVISIONS-  
DISTRICTS I, II, & III  
PROJECT COMPLETION AFFIDAVIT

The final project cost is \$3,035,698.37. It is requested that you sign this completion affidavit.

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

E)  
IN THE MATTER OF APPROVAL  
OF INTERLOCAL AGREEMENT FOR  
THE CEDAR STREET BRIDGE OVER  
THE ST JOSEPH RIVER SIDEWALK  
& TRAIL RECONSTRUCTION PROJECT  
AND PROPERTY DONATION

Submitted herewith is an interlocal Agreement with the City of Mishawaka to complete and fund the above project. The City desires to widen the existing sidewalk on the structure and perform other work to reconstruct the Riverwalk Trail in the area, which requires certain work to the County's bridge. The bridge itself requires certain repairs and improvements that may be performed at the same time as the City's portion of the project, thereby establishing a mutually beneficial partnership to complete the work concurrently through a single project.

The agreement outlines each parties' responsibilities and fiscal share. The County agrees to reimburse the City approximately \$282,500.00 for their share of the project and requested improvements. Final paid amount will be based on actual field placement of the contract unit bid prices. The agreement further provides for a donation to the City of a parcel of property located at the northeast quadrant of the structure, and in return the City grants perpetual access rights to the County for bridge maintenance and inspection purposes.

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

F)  
IN THE MATTER OF APPROVAL  
ENGINEERING SERVICES  
PROPOSAL AS NEEDED AGREEMENT

This agreement is with Lochmueller Group for engineering services and is a not to exceed amount of \$100,000.00.

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

G)  
IN THE MATTER OF APPROVAL  
OF RIGHT OF WAY SERVICES  
AGREEMENT PIERCE ROAD  
CORRIDOR FROM US 31 TO MIAMI  
HWY. FEDERAL AID PROJECT

This agreement establishes the fee necessary to perform these services at an amount not to exceed \$300,000.00. This project was awarded to Lochmueller Group in 2019.

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

H)  
IN THE MATTER OF APPROVAL  
2021 ST. JOSEPH COUNTY HIGHWAY  
ANNUAL BIDS FOR:

- \*bituminous patching materials.
- \*drainage pipe & structure, guardrail and bridge material
- \*fuel, oils, lubricants, and misc. materials
- \*liquid bituminous materials
- \*miscellaneous aggregates
- \*traffic paint and signage materials

It is requested this be advertised on February 5<sup>th</sup> and 12<sup>th</sup> with a bid opening on March 2<sup>nd</sup>, 2021.

Motion made by Dr. Fleming to accept the above recommendation in reference to the above request as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

Chris Brown, IPG, offices on the 11<sup>th</sup> floor.

I)  
IN THE MATTER OF APPROVING  
RESOLUTION R-1-C-2021  
AUTHORIZING PURCHASE OF  
REAL PROPERTY

J)  
IN THE MATTER OF APPROVING  
RESOLUTION R-2-C-2021  
AUTHORIZING PURCHASE OF  
REAL PROPERTY

These are the final properties for the FEMA home buyout program that we were awarded funds for. The funds have been appropriated for this project.

Motion made by Dr. Fleming to accept the recommendation of the Department of Infrastructure Planning and Growth in reference to the above request as read and outlined.

Motion seconded by Mr. Dieter.

Motion adopted by a 3-0 vote.

**OLD BUSINESS:**

None

**PUBLIC COMMENTS:**

Mr. Kostielney states that he is sorry to announce that this is the last Commissioner meeting with Jessica Clark as the County Engineer.

Dan Caruso, 305 Compton St, New Carlisle.

Mr. Caruso wishes Ms. Clark good luck. He thanks Mr. Dieter for bringing up issues in the western county and looking out for us. I am in the majority of people who do not like the way things have been handled behind closed doors. I feel Mr. Dieter has hit the nail on the head this needs to be fully transparent and everyone needs to be involved.

Mr. Kostielney. That is what we are doing on this comprehensive plan. Input is critical from everybody.

Peter Agostino, 131 S Taylor, South Bend.

I want to acknowledge what a great public servant Jessica Clark has been to the County.

It has been a pleasure to work with you.

Chris Cobb, 215 Pokagon St., South Bend.

Mr. Cobb speaks about the RFP. I am very appreciative about the composition of the RFP. I think this will be a welcome change. I think the environmental section, 6d5, there is no mention of climate change. I think it would be prudent to include that. It is a serious issue now and will become more serious in the future. I wanted to bring this to everyone's attention. There are two elements in the RFP for the public to know more about and clarity. They are the composition and process of the selection committee that will be bringing the recommendation to the Board of Commissioners. There are some things about their criteria in the document but who they are and how they're going to proceed has not been defined. In the interest of transparency, the public should be informed of that. In the RFP there is an indication that there is going to be a steering committee. There is no indication of who will be on it or whether there will be non-governmental representatives on it. I think this needs to be clearly defined.

Bob Humberger, 29987 Herd Rd, Olive Township.

In general, the RFP writers should be committed on well written RFP and calling for public input. The RFP would be better if it had more specifics. The 2021 update should have at least as much input as the 2002 plan. I think that is the intent, but specifics are needed in the language. I think public comments should be included in the RFP.

Elias Krim, 909 Portage, South Bend, IN.

I am hoping that this conversation will be more open on how to do economic development sort of a debate between economic hunting and economic gardening. This can be kind of foregrounded because I think we live in a region here where the ability to develop with a more immediate focus on the local population, businesses, and enterprises can be emphasized. I am appreciative of the atmosphere going forward.

Chuck Bueter, 16210 Oak Hill Blvd, Granger.

I lived here when the first plan came out and much has changed so the new plan has to adjust to current conditions. I appreciate the COVID experience has heavily weighed public engagement and outreach with your 25 out of 100 points. I also concur with Mr. Cobb on the environmental portion of the RFP. One thing this does lack are specific requirements that issues related to climate change be addressed in the plan. This needs to be explicit as things are rapidly changing.

There being no further business to come before the Board at this time, Mr. Kostielney asked for a motion to recess, Dr. Fleming so moved, seconded by Mr. Dieter. Meeting recessed by a 3-0 vote.



ST. JOSEPH COUNTY COMMISSIONERS

\*Please refer to the St. Joseph County website for the full audio and visual of the St. Joseph County Commissioners meeting if needed.