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1 STATE OF INDIANA )  
 )SS:  
2 COUNTY OF ALLEN )  
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8 BOARD OF COMMISSIONERS  
9 OF THE COUNTY OF ALLEN

10 RE: LEGISLATIVE SESSION OF

11 MARCH 12, 2003  
12  
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15

16 DATE: March 12, 2003  
17

18 TIME: 10:05 a.m.

19 LOCATION: Room 200  
Commissioners Courtroom  
20 City-County Building  
21 1 East Main Street  
22 Fort Wayne, Indiana 46802

23 REPORTER: Alan R. Bunn  
24  
25

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1 PRESENT:  
2 Linda K. Bloom Allen County Commissioner  
3 Marla J. Irving Allen County Commissioner  
4 Edwin J. Rousseau Allen County Commissioner  
5 John McGauley Allen County Public  
Information Department  
6  
7 Pete Mallers Beers Mallers Backs &  
Salin, LLP  
8 Don Reitz Department of Planning  
Services  
9  
10 G. William Fishing Allen County Council  
11 Bryan Andonian ACS  
12 Selma Hough ACS  
13 Bruce Little Allen County Purchasing  
Director  
14 Ed LaRocque Emergeny Management and  
Homeland Security  
15  
16 Mary Hitchens Allen County Board of  
Commissioners' Office  
17 Susan Elser Allen County Board of

Commissioners' Office

18

Kevin Leininger

News Sentinel

19

Andy Gammill

Journal Gazette

20

Mike Fitch

Allen County Highway  
Department

21

Lin Wilson

Allen County Auditor's  
Office

23

Larry Banks

Allen County Public Library

24

Alan Bunn

Rolf Reporting, Inc.

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Presentations by:

4

John McGauley

6,9

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G. William Fishering

9,13

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Don Reitz

14,16

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Pete Mallers

16,18

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Bryan Andonian, Selma Hough, & Bruce Little

18,24

13

14

Mike Fitch

24,27

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Ed LaRocque

28,37

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Agenda:

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1. Approval of Minutes of 3/05/03  
Legislative Session

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2. Annual meeting for members of the  
Community Development Corporation for  
Election of the Board of Directors and  
for the Election Officers

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3. Vacation Petition 364/03: Public Hearing to

8 vacate a portion of a utility easement  
 9 within lots 69, 70, and 71 of Lakes of  
 10 Liberty Mills subdivision to allow 71 to  
 11 be sold and divided between lots 69  
 and 70 13

4. Consulting Services Agreement between  
 12 Allen County and Sirius Computer  
 Solutions, Inc. 18

5. Change Order to Contract with Arsys for  
 14 PC Bid 21

15 Obtain Windows 98 SE Licenses for 344  
 16 personal computers purchased in 2001-  
 2003 from Arsys vendor - Computer Corner  
 17 @ \$57.50 each 23

6. Contract Award to Kucera International for  
 19 aerial photography for the Allen County  
 iMap System 24

7. Approve Supplemental Agreement #2 between  
 21 SIECO and Allen County for additional  
 22 engineering services to complete the  
 Geotechnical Investigation required on  
 23 the Dupont Road, Project No. STP-F340(1)  
 \$10,134.75 Increase 24

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 1 8. Approve Warranty Deed for additional  
 2 right-of-way acquisition on the Coldwater  
 Road from Club View, L.L.P. to Allen  
 3 County for Pine Valley Professional  
 Offices 26

9. Approval to waive the 2nd Reading on any  
 5 matter approved today and for which it  
 may be deemed necessary for the  
 6 Legislative Session of March 12, 2003 27

10. Comments from the Public 28

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1 IRVING: Good morning. Thank you for joining us for  
2 the Wednesday, March 12, Legislative Session. First  
3 on the Agenda is Approval of the Minutes of March 5.

4 BLOOM: So moved.

5 ROUSSEAU: Second.

6 IRVING: All in favor say, "Aye."

7 ROUSSEAU: Aye.

8 BLOOM: Aye.

9 IRVING: Motion passed. I did not vote on that  
10 because I wasn't here last week. I think that we're  
11 going to interject John McGauley in here before we go  
12 on with our business. Good morning, John. How are  
13 you?

14 McGAULEY: Good morning, Commissioners.

15 BLOOM: Good morning.

16 McGAULEY: I'm very well--excited today. You may  
17 notice that the room and the floor and all the spare  
18 spaces here are a little bit tidier today because we  
19 have transitioned over to a new television system  
20 effective today to start covering your meetings.  
21 Back last November, you agreed with us to make a  
22 substantial investment in our government access  
23 abilities here in the building. And 78 components  
24 and 82 days later we've--we have launched a new  
25 television system today. It's all fixed based

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1 equipment. Cameras mounted on the ceilings. The  
2 folks at home may enjoy some better views and our  
3 colleagues out here in the audience no longer have  
4 any place to hide. I thought they'd enjoy that. And  
5 we have delivered the whole thing for--within one  
6 half of one percent [1%] of the budget that we set  
7 when we started out. So--

8 BLOOM: Great.

9 McGAULEY: --we're on the air today with the new  
10 system and I personally, just want to thank you for  
11 agreeing with us to make such an investment in this  
12 capability to open the doors of government to folks  
13 who can't be here at 10:00 in the morning.

14 BLOOM: Good job.

15 IRVING: And John, I personally, want to thank you.  
16 I know this was my project because it's something  
17 that I really wanted to do, but without your help and  
18 your support and all your hard efforts.

19 ROUSSEAU: I thought that was my project.

20 IRVING: Well, it could have been, but at 7:00--

21 BLOOM: I know it wasn't mine.

22 ROUSSEAU: Was it your project?

23 BLOOM: It wasn't mine. No, it wasn't my project,  
24 you can have this one.

25 IRVING: You and I are a little more photogenic I

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1 think, probably. I want to add that at 7:00 last  
2 night, John called me at home and said, "Commissioner  
3 Irving, it's done."

4 McGAULEY: It's done.

5 IRVING: So he was here until late last night and I'm  
6 very proud. And thank you very much.

7 McGAULEY: We had a lot of friends in the community

8 that helped us with this. The folks--the Allen  
9 County Public Library are not to be forgotten because  
10 this was developed and spec'd out and delivered  
11 greatly with their assistance. And we got to do it  
12 with a local contractor, so that's--  
13 IRVING: That's even better.  
14 McGAULEY: --that's even better.  
15 IRVING: Thank you.  
16 ROUSSEAU: I kind of feel like it is like those  
17 convenience--you see them on television, the  
18 convenience store robbers. Where they have all the--  
19 BLOOM: Cameras?  
20 ROUSSEAU: Yeah.  
21 McGAULEY: Do we need to put the measuring tape at  
22 the door back here.  
23 ROUSSEAU: Yeah.  
24 IRVING: No, but you know what, there are many times  
25 during legislative I feel like I've just been robbed,  
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1 so, I mean, you know--I think that's kind of a good  
2 scenario there. Way to go, Commissioner Rousseau.  
3 ROUSSEAU: Oh, it's pretty sharp.  
4 McGAULEY: Well, thank you.  
5 IRVING: Thank you very much.  
6 McGAULEY: We enjoyed doing it and you'll enjoy  
7 having the five extra seats in the audience come  
8 budget time.  
9 BLOOM: Yeah, but I'm not enjoying not seeing, Larry.  
10 McGAULEY: He's still here.  
11 BLOOM: I'm glad, except he's sitting in that room  
12 and I really like, Larry.  
13 McGAULEY: Well, we like him too. That's why he's  
14 doing all the hard work and I'm out here, talking  
15 with you folks.  
16 BLOOM: Okay.  
17 IRVING: Thank you, John--  
18 BLOOM: Thanks.  
19 IRVING: --very much. Okay, going on with our  
20 Agenda, now. Item number two, annual meeting for  
21 members of the Community Development Corporation for  
22 Election of the Board of Directors and for the  
23 Election of Officers. Good morning, Mr. Fishing.  
24 FISHERING: Good morning--  
25 BLOOM: Good morning.

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1 FISHERING: --Commissioners. I'm Bill Fishing, I'm  
2 the County attorney. I would like to start by  
3 expressing my dismay at the inability to hide  
4 anywhere in the room now and not be on the TV. I  
5 think that's a terrible disservice to those of us who  
6 are not photogenic and--  
7 BLOOM: Listen to this.  
8 FISHERING: --I'm sure it will have no bearing on the  
9 decision.  
10 ROUSSEAU: I've had people ask me if you are real--  
11 are a real person or not.  
12 FISHERING: Check if I was really dead or not, yeah,  
13 so I appreciate that. A number of years ago, you  
14 created the Community Development Corporation that  
15 was specifically to handle your tax sale properties  
16 in such a fashion to make them move more quickly

17 through the system, to allow those properties to get  
18 back into private hands quicker and without quite the  
19 legal hassles that otherwise are required. As part  
20 of that, you established a corporation where the  
21 three Commissioners are the only members. As new  
22 Commissioners would come on, they would automatically  
23 go onto that Board. And you are the automatic  
24 directors of that particular corporation. However,  
25 as directors, you do need to elect officers.

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1 IRVING: Okay.

2 FISHERING: And as well, in the past, Jim Norris has  
3 served as the operations manager. We now have a new  
4 director over at the Building Department, Mr. Fuller,  
5 who I would suggest would be the appropriate  
6 substitute now that Mr. Norris has retired.

7 BLOOM: Absolutely.

8 FISHERING: So this set of minutes does a couple  
9 things, first of all, it reelects, Marla, as the  
10 President. I believe, Linda, is the Secretary, and  
11 it reappoints or actually appoints for the first  
12 time, Mr. Fuller, as the operations manager who has  
13 charge of running that. It ratifies the--

14 BLOOM: Oh, hi Larry.

15 FISHERING: --Larry's here. It ratifies the  
16 organizational documents, otherwise, gets this  
17 corporation into position to continue to operate.  
18 You will--for those of you, this is sort of unusual.  
19 We don't have many free standing corporation's like  
20 this. You will have an annual meeting--

21 IRVING: Okay.

22 FISHERING: --unlike some of you who have dealt with  
23 corporations before, where you have it in private.  
24 Since it's a public group, you get to have it at one  
25 of your legislative sessions. The actual by-laws

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1 call for this to be in January, so from here on out  
2 these meetings will occur in January.

3 IRVING: Do we not vote for a Vice President too?

4 FISHERING: No.

5 BLOOM: How come I have to be Secretary on all--

6 FISHERING: We dispensed with--

7 BLOOM: --these committees?

8 FISHERING: --Vice President.

9 IRVING: I don't know.

10 BLOOM: Well--

11 IRVING: I will--

12 ROUSSEAU: I think what Mr. Fishing was telling us  
13 was that those properties where people don't pay  
14 their property taxes comes back to the County.

15 IRVING: Uh-huh (affirmative).

16 FISHERING: Yes.

17 ROUSSEAU: And we had quite a store of them.

18 BLOOM: Yeah.

19 ROUSSEAU: And we're having--giving and selling and  
20 so forth, the properties away to organizations--non-  
21 profit organizations that were taking care of them,  
22 except then we began to find out that there were  
23 legal implications that those liens and so forth  
24 traveled with property. And we wanted to form an

25 institution like this, as to where that institution  
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1 would take in the properties, where we could deal  
2 with the legal problems as far as liens on the  
3 properties, so forth, deal with the title work and  
4 then pass them on to one of the nonprofit  
5 organizations. Because otherwise, they weren't that  
6 much interested in them. And so, it's a lot  
7 cleaner--

8 FISHERING: There's--

9 ROUSSEAU: --more workable situation.

10 FISHERING: --yes. There are some specific  
11 exceptions in the property tax sale statutes for  
12 transferring to not-for-profit corporations, which we  
13 are attempting to take advantage of here. It allows  
14 the process to go quicker which is, of course, the  
15 biggest problem we have. It also allows the second  
16 transfer to be on any basis that the Commissioners  
17 feel is advantageous to the County, versus having to  
18 follow our rather structured and somewhat arcane  
19 process for selling excess County property, which  
20 includes appraisals and so on and so forth. So it's  
21 a significant benefit to our overall handling of this  
22 problem.

23 ROUSSEAU: It certainly does. I make a motion we  
24 approve it.

25 BLOOM: Second.

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1 IRVING: All in favor say, "Aye."

2 ROUSSEAU: Aye.

3 BLOOM: Aye.

4 IRVING: Aye.

5 FISHERING: Thank you very much.

6 IRVING: Motion carried. Thank you.

7 BLOOM: Thanks.

8 IRVING: Next, we have Vacation Petition 364/03.

9 Good morning, everyone. Welcome to the March 12th  
10 Public Hearing for the Allen County Board  
11 Commissioners for Vacation Petition number 364. Don  
12 Rietz, Deputy Director of the Land Use for the  
13 Development of Planning Service, will act as staff  
14 for this morning's Public Hearing on the proposed  
15 vacation. According to Indiana Law, today's Public  
16 Hearing may include only matters that have been  
17 advertised. Don, has proper notice been published?

18 REITZ: Yes, ma'am.

19 IRVING: Great. This Public Hearing is for the  
20 purpose of taking testimony. The Board will discuss  
21 the merits of this proposal, following the Public  
22 Hearing. And under normal circumstances, will vote  
23 to determine the outcome. We hold the authority to  
24 continue our discussions until a later meeting, if we  
25 believe that this to be in the best interest of the

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1 public. I would now like to open the Public Hearing.

2 REITZ: If you don't mind I'll--

3 IRVING: Thank you, Don.

4 REITZ: --show you the--show you the property.

5 IRVING: Do we also have an attorney present here on  
6 this vacation? Would you like to come and join us  
7 and then after Don shows us, introduce yourself.

8 REITZ: Lakes of Liberty Mills, Section 3. This  
9 involves three lots. Sixty-nine [69], 70, and 71.  
10 As you can see, this is a somewhat unusual situation  
11 that lot 71 actually forms a pipe stem or access onto  
12 the public right-of-way. What the developer's  
13 proposing to do because of this situation, is  
14 essentially, split lot 71 between lot 69 and lot 70  
15 and do away with this, sort of awkward pipe--awkward  
16 pipe stem situation. In order to do that, there  
17 needs to be a vacation of the utility and surface  
18 drainage easement that runs between these two lots  
19 and lot 71. The applicant has submitted the request  
20 to the various utility providers as to whether this--  
21 that the utility providers would permit this. The  
22 letters have come back, there's no particular  
23 problem. The Allen County Surveyor has reviewed this  
24 as well and they--the developer has submitted a  
25 revised drainage and grating plan for these lots and  
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1 has concluded that the easement for surface drainage  
2 purposes is not required.

3 IRVING: Okay.

4 REITZ: This portion of the pipe--portion of the lot  
5 that makes the pipe stem for the common area.

6 BLOOM: So you're saying that one lot will be  
7 eliminated?

8 REITZ: No. The lots remain the same. No--

9 BLOOM: Okay.

10 REITZ: --no partial lot or--

11 BLOOM: Just the out--

12 REITZ: It's just that 69 will get a portion of 71  
13 and 70 will get a portion of 71. The actual platted  
14 line will remain the same. The building set backs  
15 will remain the same, so--

16 BLOOM: Okay, okay.

17 IRVING: Thank you, Don. Is there anything else you  
18 would like to add?

19 REITZ: No.

20 IRVING: Okay. Is there anyone here to speak for the  
21 vacation?

22 MALLERS: Thank you. Good morning, my name is Pete  
23 Mallery. I'm with the law firm, Beers, Mallery,  
24 Backs & Salin. And we represent the developer,  
25 Millennium Development, Inc. which developed Lakes of  
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1 Liberty Mills, which is a single family residential  
2 subdivision, located in Aboite Township. I know when  
3 Mr. Fishing referred to those of us who are not  
4 photogenic, he was including me, but he was just kind  
5 enough not to mention me by name. But I know he was  
6 thinking it. I would like to show you just something  
7 that may be a bit easier to follow, since I've  
8 highlighted the easement area.

9 IRVING: Oh, okay. Thank you.

10 BLOOM: Thanks, Pete.

11 MALLERS: And Mr. Reitz explained it. There's not  
12 much more I can say, except to give you a bit of a  
13 background. When this section of Lakes of Liberty  
14 Mills was being planned. That area to the south of  
15 these lots, which is burdened by other utility



16 easements, was designated as a road. But prior to  
17 the official platting of it, that road was eliminated  
18 by the developer. Unfortunately, he didn't realize  
19 that that would leave lot 71 without access, so now  
20 that there is interest in purchasing lot 70, he's  
21 asked that we do something about lot 71. And we've  
22 met with DPS staff. We all agree that the best thing  
23 to do would be to divide lot 71, as Mr. Reitz  
24 mentioned, sell a portion of it with lot 70, the  
25 other portion of it with lot 69. And that works well

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1 from a sales standpoint, but we have that easement to  
2 contend with, so that's the background behind the  
3 filing of this easement vacation. We have all the  
4 letters back from the various utility companies. No  
5 one has any objection, so with that, we would request  
6 that you approve this.

7 IRVING: Thank you very much--

8 MALLERS: Thank you.

9 IRVING: --Mr. Mallers. Is there anyone else here to  
10 speak in favor of the vacation? (No response.) Do  
11 we have anyone here to speak against the vacation?  
12 (No response.) Hearing none, I'd like to close the  
13 Public Hearing. Thank you very much, Mr. Mallers.

14 MALLERS: Thank you.

15 ROUSSEAU: So moved to approve.

16 BLOOM: Second.

17 IRVING: All in favor say, "Aye."

18 ROUSSEAU: Aye.

19 BLOOM: Aye.

20 IRVING: Aye. Motion carried. Could I also have a  
21 motion to waive the 2nd Reading?

22 BLOOM: So moved.

23 ROUSSEAU: Second.

24 IRVING: All in favor say, "Aye."

25 ROUSSEAU: Aye.

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1 BLOOM: Aye.

2 IRVING: Aye. Thank you very much. Item number  
3 four, consultant services between Allen County and  
4 Sirius Computer Solutions, Incorporated. Good  
5 morning, how are you?

6 ANDONIAN: Good morning, Commissioners.

7 BLOOM: Good morning.

8 HOUGH: Good morning, Commissioners, I'm Selma Hough.  
9 I'm the Public Safety Administrator for ACS.

10 ANDONIAN: I'm Bryan Andonian, Technical Services  
11 Manager for ACS.

12 IRVING: We're glad to have both of you here.

13 BLOOM: Thank you.

14 IRVING: Would you tell us a little bit about this  
15 service agreement and I think that we probably have  
16 two more orders of business, so you can just stay for  
17 those two.

18 HOUGH: Okay. The consulting service agreement that  
19 you have in front of you is above and beyond the  
20 regular maintenance agreement that we have. This is  
21 for the public safety systems box and we're  
22 estimating approximately one week that we're going to  
23 need the consulting in. We're hoping to have it  
24 wrapped up in just a few days, but they recommended

25 one week.

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1 IRVING: Okay--  
2 BLOOM: And what's the cost on this?  
3 HOUGH: The cost is--  
4 IRVING: I think they're--  
5 HOUGH: --on the sheet that--  
6 BLOOM: Okay.  
7 HOUGH: Weekdays and hourly.  
8 IRVING: I think if it ended up that it was the  
9 entire week, weren't we trying to get someone around  
10 \$3,200.00, is that not correct? Mr. Krebs--  
11 LITTLE: We believe so.  
12 IRVING: --came and addressed I think, Mr. Little on  
13 this. Bruce, would you like to move up here for a  
14 minute.  
15 LITTLE: The contract is specifying a per hour charge  
16 of \$200.00. And it's estimated at, like you say,  
17 Commissioner Irving, that the total amount to be  
18 spent is not expected to exceed about \$3,500.00.  
19 IRVING: Thirty-five [35]--and so we're really going  
20 with the per hour versus for an entire week. Because  
21 if it only takes them three days, that's all we're  
22 going to pay for.  
23 LITTLE: That's right. And Mr. Krebs, also explained  
24 that we're getting, roughly, a 50% discount--  
25 IRVING: Yes.

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1 LITTLE: --off the global price of about \$400.00 an  
2 hour.  
3 BLOOM: And this is in your budget?  
4 IRVING: It's in ACS's budget.  
5 LITTLE: Yes, it is.  
6 BLOOM: Okay. Thank you.  
7 IRVING: I'll entertain a motion.  
8 BLOOM: So moved.  
9 ROUSSEAU: Second.  
10 IRVING: All in favor say, "Aye."  
11 ROUSSEAU: Aye.  
12 BLOOM: Aye.  
13 IRVING: Aye.  
14 ANDONIAN: Thank you.  
15 IRVING: Okay. Now, we'd like to--we have a Change  
16 Order with ACS for a PC Bid.  
17 LITTLE: Good morning.  
18 IRVING: Good morning.  
19 LITTLE: I'm Bruce Little--  
20 BLOOM: Good morning.  
21 LITTLE: --Director of Purchasing for Allen County.  
22 BLOOM: Yes, you are.  
23 ROUSSEAU: Do we have to sign back here, too?  
24 ELSER: No.  
25 LITTLE: We've got a request from the contract holder

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1 for the County's PC's. That's Arsys Innotech  
2 Corporation. Microsoft has changed it's licensing  
3 agreement for the operating system that we've been  
4 buying from them off our contract. As a result of  
5 that, we're going to need to upgrade--  
6 IRVING: Uh-huh (affirmative).

7 LITTLE: --the version of the operating system that  
8 we've been getting from, Windows XP Home, to Windows  
9 XP Pro. By getting the XP Pro, it will allow us to  
10 use an older version of Windows that we are operating  
11 currently on all of the County's PC's. The cost per  
12 unit is going to be \$49.00 extra. And I don't think  
13 it's going to have a terrific impact on the County's  
14 budget, because we don't anticipate buying many  
15 computers this year. There's just not much money for  
16 it.

17 BLOOM: So we need a motion to--change order to  
18 contract for the PC Bid?

19 IRVING: Right, right.

20 BLOOM: I'll make that motion.

21 ROUSSEAU: Second.

22 IRVING: All in favor say, "Aye."

23 ROUSSEAU: Aye.

24 BLOOM: Aye.

25 IRVING: Aye. Thank you very much.

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1 LITTLE: Thanks.

2 IRVING: I think Mr. Little also needs to add one  
3 more--

4 LITTLE: Yes, there's one more--

5 IRVING: --item to the Agenda.

6 LITTLE: --item under other business, but since we've  
7 got Mr. Andonian here, this would be a good time to  
8 bring him to make this request.

9 ANDONIAN: The request that I am making is to obtain  
10 Windows 98 Second Edition licenses for the PC's that  
11 were purchased in 2002 and 2003. This would--because  
12 of Microsoft's licensing structure change in the  
13 second half of 2002, we need to bring these computers  
14 into compliance. So the total request is for  
15 \$19,780.00 to bring the current PC's that we have  
16 into compliance.

17 LITTLE: That money is already in--

18 IRVING: In their budget.

19 ANDONIAN: It's in our budget, yes.

20 BLOOM: I'll make a motion that we approve the new  
21 amount to make them in compliance.

22 IRVING: And I would also want to state on the  
23 record, that we understood this and knew this was  
24 coming up. Mr. Little, long before--

25 LITTLE: Yes.

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1 IRVING: --the problem that the city--

2 LITTLE: That's correct.

3 IRVING: --had created with ACS.

4 LITTLE: That's correct.

5 IRVING: Okay, all in favor say "Aye."

6 ROUSSEAU: Aye.

7 BLOOM: Aye.

8 IRVING: Aye. Motion approved.

9 LITTLE: Thank you.

10 ANDONIAN: Thank you very much.

11 IRVING: Do you--

12 BLOOM: Thanks.

13 IRVING: --have anything else?

14 ANDONIAN: Not at this time. Thank you.

15 IRVING: Watch tonight, see how you look on TV now.

16 ANDONIAN: Okay.  
17 IRVING: Item number six, has been deferred for one  
18 week?  
19 BLOOM: Right.  
20 IRVING: Item number seven. Approve Supplemental  
21 Agreement number two, between SIECO and Allen County  
22 for additional engineering. Well, good morning.  
23 BLOOM: Good morning, Mike.  
24 FITCH: Good morning. Mike Fitch, Executive  
25 Director, Allen County Highway Department. Part of  
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1 our continuing development plans for Dupont Road  
2 Project, from Pine Mills to Auburn, we need to  
3 complete a Geotechnical Investigation report,  
4 basically, a soil study for the project. This  
5 agreement or this supplement is in the amount of  
6 \$10,134.75. This is an estimated amount. The actual  
7 final cost will be based on unit price based on the  
8 number of corings and samples they have to take.  
9 BLOOM: So moved.  
10 ROUSSEAU: Second.  
11 IRVING: All in favor say, "Aye."  
12 ROUSSEAU: Aye.  
13 BLOOM: Aye.  
14 IRVING: Aye.  
15 BLOOM: Are we still--  
16 IRVING: Motion carried.  
17 BLOOM: --are we still--pardon me. Are we still  
18 going to be able to do the intersection even though  
19 we're lacking funds to complete the--and what am I  
20 thinking of--oh, I'm thinking of another  
21 intersection.  
22 FITCH: Yeah, yeah.  
23 BLOOM: I was thinking of Union Chapel, because we're  
24 not going to be able to complete that. This--  
25 FITCH: Right.  
0026  
1 BLOOM: --is the Dupont Project at Tonkel?  
2 FITCH: Dupont--on Dupont Road from Pine Mills to  
3 Auburn.  
4 BLOOM: Uh-huh (affirmative).  
5 FITCH: It's the--  
6 BLOOM: Right.  
7 FITCH: --extenture, completion of our Coldwater  
8 Road--  
9 BLOOM: Right.  
10 FITCH: --Dupont Project, yeah. And that's  
11 scheduled--  
12 BLOOM: I was thinking about another project and I  
13 apologize.  
14 ROUSSEAU: I'm lost. Where are we on the road or--  
15 BLOOM: Well, I think we voted.  
16 IRVING: What Commissioner Irving--what Commissioner  
17 Bloom's trying to say--  
18 BLOOM: I'm Bloom.  
19 IRVING: --is that's why--  
20 BLOOM: I'm Bloom.  
21 IRVING: --why she doesn't like to be on TV, see.  
22 BLOOM: I'm Bloom.  
23 IRVING: Okay.

24 ROUSSEAU: We passed it already?

25 IRVING: Yeah, it's passed.

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1 BLOOM: Yeah, we did.

2 IRVING: Okay, Agenda item number eight. Approve  
3 Warranty Deed for additional right-of-way from  
4 Coldwater Road to Club View, L.L.P. to Allen County  
5 for Pine Valley Professional Offices. Approve a  
6 Warranty Deed.

7 BLOOM: So moved.

8 ROUSSEAU: Second.

9 IRVING: All in favor say, "Aye."

10 ROUSSEAU: Aye.

11 BLOOM: Aye.

12 IRVING: Aye. Okay, do you have any other business--

13 FITCH: I have--

14 IRVING: --before us, Mike?

15 FITCH: --I have the title sheet for the Edsall  
16 Avenue bridge project. This is a project where we're  
17 going to replace the bri--or the surface of the  
18 structure and do some structural improvements. This  
19 project's been in the works for a couple years,  
20 it's--we've been working with the railroad because--

21 IRVING: Yes.

22 FITCH: --the railroad initially built the bridge.

23 And so we are working with them to help fix this  
24 bridge up.

25 IRVING: Okay.

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1 MALLERS: Okay, we'll be happy to sign that, anything  
2 else?

3 FITCH: That's all.

4 BLOOM: Thank you.

5 IRVING: Do we need to sign it in the meeting or can  
6 we wait till afterwards.

7 BLOOM: We can wait.

8 IRVING: Thank you very much, Mike.

9 FITCH: Thank you. Have a good day.

10 IRVING: I would like to have a motion to approve--to  
11 waive the 2nd Reading on any matters that--

12 BLOOM: So moved.

13 IRVING: --have been approved today.

14 ROUSSEAU: Second.

15 IRVING: All in favor say, "Aye."

16 ROUSSEAU: Aye.

17 BLOOM: Aye.

18 IRVING: Aye. Open to comments from the audience.

19 Do we have any? Well, good morning. How are you Mr.  
20 LaRocque?

21 LAROCQUE: Fine.

22 BLOOM: Good morning.

23 IRVING: Good to see you.

24 LAROCQUE: Thank you. My name is Ed LaRocque, I'm  
25 the director of Allen County Emergency Management and

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1 Office of Homeland Security. With some things that  
2 have been in the news that last day or so about some  
3 new Homeland Security money. Because of your keen  
4 interest in that--in that portion of preparedness for  
5 our community, I thought this might be an opportunity  
6 to give you a quick update on--

7 IRVING: Okay.

8 LAROCQUE: --what's going on in that avenue.

9 IRVING: Thank you.

10 LAROCQUE: The government announced yesterday that  
11 \$11.3 million will be coming available to the State.  
12 We will have to wait to see how that money will come  
13 down to the local level. The way that the State has  
14 handled these in the past and the way that they have  
15 told us that this money will come this time, is--is  
16 that the State will apply to the Federal government,  
17 which they haven't done yet. Their application  
18 deadline is April 22. Now, I have a copy of the  
19 Federal application that the State will apply and  
20 there's quite a wide range under the three basic  
21 categories of how--how the State can apply for that  
22 money, and what they will ask the local jurisdictions  
23 to do and how that money can be spent. In the past,  
24 they have really narrowed those options and focused  
25 those to three or four very specific issues. For  
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1 instance, in the 2002 budget in Homeland Security for  
2 pur--for equipment, the State received, what, about  
3 \$3.6 million.

4 IRVING: Uh-huh (affirmative).

5 LAROCQUE: The local jurisdictions did not receive  
6 any money. The State felt that it was more  
7 economically feasible to purchase, in bulk, personal,  
8 protective equipment for police, fire, EMS. Then as  
9 those responders received the appropriate training,  
10 the State would provide that equipment to those  
11 responders. So last year the State purchased about  
12 16,000 sets of equipment. We're in the process of  
13 receiving that equipment as we speak. Most of it--of  
14 the initial shipment--approximately 800 sets is  
15 coming to Allen County.

16 BLOOM: Great.

17 LAROCQUE: Most of that is here in the County. We're  
18 waiting for some gloves--

19 ROUSSEAU: Where do we store that?

20 LAROCQUE: Out at the storage warehouse out off of  
21 Carroll Road.

22 IRVING: Out by my house.

23 LAROCQUE: So that when--so that when the rest of  
24 that equipment is here, then that will be distributed  
25 to the 800 people who have--who have obtained the  
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1 minimum level of OSHA required training to receive  
2 that equipment.

3 BLOOM: Is that you?

4 LAROCQUE: The money--

5 IRVING: Not yet--

6 LAROCQUE: --then for--

7 IRVING: --but I'm working on it.

8 LAROCQUE: --this coming year that was just  
9 announced, has not yet been determined by the State  
10 as to whether they're going to provide equipment  
11 money or equipment to the local jurisdictions. This  
12 will all come through the County. The State wants to  
13 deal with 92 counties. They don't want to deal with  
14 500,000--however many cities and municipalities there

15 are in the State.

16 IRVING: Who in the state has told you this, Ed?

17 LAROCQUE: I've talked with several people at the  
18 State Emergency Management Agency, including their  
19 operations director. And yesterday afternoon I spoke  
20 to a gentleman named Alden Taylor, who's the public--

21 IRVING: Alden?

22 LAROCQUE: --public information officer for Mr.  
23 Rolston, who's the Emergency Management Director for  
24 the State.

25 IRVING: Right, okay.

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1 LAROCQUE: And so the grant application from the  
2 State hasn't even been sent in yet. The equipment  
3 then, needs to be purchased--so there's about 42,000  
4 responders in the State--first responders. If they  
5 purchase 16,000 sets of equipment--so that means  
6 they've got another 25 [25,000], 30,000 sets of  
7 equipment that they need to purchase. Then the State  
8 is also looking at providing 10 or 11 emergency  
9 response trailers for nuclear, chemical, or  
10 biological attacks. Those will be maybe a semi size,  
11 maybe not quite a semi size trailer--

12 IRVING: Uh-huh (affirmative).

13 LAROCQUE: --full of more specialized equipment that  
14 will be--

15 IRVING: Super.

16 LAROCQUE: --positioned around the State, regionally.  
17 One will be in this region, hopefully one will be in  
18 this community.

19 IRVING: Okay.

20 LAROCQUE: But that then will probably take the bulk  
21 of the rest of that \$7.9 million. Training and  
22 exercise money and planning money then, would come to  
23 the County level. That will be used with all of the  
24 political subunits within the County.

25 BLOOM: Uh-huh (affirmative).

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1 IRVING: Uh-huh (affirmative).

2 LAROCQUE: The cities, the towns, so--

3 IRVING: Right.

4 LAROCQUE: --that we can modify and upgrade and  
5 update our existing plans and make training available  
6 for those first responders in our community that  
7 aren't yet eligible for that personal protective  
8 equipment because they haven't had the required  
9 minimum training. And that was one of things that  
10 the Federal government realized when--this past year  
11 and the State realized, you know, they made this  
12 equipment available, but because of tight local  
13 budgets, having the extra training available--the  
14 overtime involved, hiring a contractor, whatever--

15 IRVING: Uh-huh (affirmative).

16 LAROCQUE: --to do those trainings was not--was not  
17 real feasible for a lot of the local--local units of  
18 government. So that was one of the reasons I think  
19 then, that they put some additional training money in  
20 to this coming year's budget. Now, April 22 is the  
21 cut off for the State to apply for that money. The  
22 feds have promised about a one week turnaround.

23 IRVING: Great.

24 LAROCQUE: And then the State's going to have about  
25 45 days or so to determine how the--you know, how the

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1 money then will be distributed at the county level.  
2 That does not mean that the money will come at that  
3 time.

4 IRVING: Right.  
5 LAROCQUE: It means that on paper, they'll have  
6 figured out the disbursement. But then the State's  
7 going to have to--as I'm sure that you all are aware  
8 from many other grants that you've been involved with  
9 from the Federal government, they make you jump  
10 through a lot of hoops.

11 IRVING: Yes--  
12 LAROCQUE: There will be--  
13 IRVING: --that's right.

14 LAROCQUE: --there will be a lot of requirements  
15 maybe in the four, five phase step that, you know, we  
16 perform this requirement, we get a percentage of that  
17 money. We meet the next requirement, we get another  
18 percentage of that money. So it's way to early to  
19 say exactly what those requirements will be  
20 specifically, for us, and exactly when that money  
21 will reach--reach our community.

22 IRVING: Ed, I guess I'm--and I feel--I'd love to  
23 have my two partners ask their questions too, but I  
24 guess I'm a little taken back. When this came about  
25 yesterday afternoon and I saw the news release that

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1 came from Senator Bayh. I thought that the money was  
2 on it's way and you're trying to tell me that the  
3 State hasn't even sent their application in?

4 LAROCQUE: This--this all just happened. I believe  
5 the State was notified like Friday, that the--  
6 IRVING: Oh, okay.

7 LAROCQUE: --that the money was approved and that--  
8 IRVING: Okay.

9 LAROCQUE: --the application process, which is going  
10 to be an online application process for the State.  
11 That just became available for them to look at on  
12 Friday.

13 IRVING: Okay.  
14 LAROCQUE: So, you know, this is a real short cycle,  
15 unfortunately, but I believe the State is working as  
16 fast as they can with the information that they've  
17 been given by the Federal government.

18 IRVING: I feel very comfortable that if you got this  
19 information Alden Taylor, that you are accurate. And  
20 I really appreciate you coming before us, because it  
21 follows in line with what we learned in Washington  
22 D.C., that--

23 LAROCQUE: Right.  
24 IRVING: --the money will come from the Federal  
25 government to the States, to the counties. So I--

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1 LAROCQUE: Right--  
2 IRVING: --appreciate that.  
3 LAROCQUE: --and in fact, next week I'll be,  
4 hopefully, meeting with you on a couple of  
5 supplemental funding--



6 IRVING: Great.  
7 LAROCQUE: --grants, that we'll be asking to receive.  
8 IRVING: And I know you and Lin have been working  
9 very diligently--  
10 LAROCQUE: She's been a big help.  
11 IRVING: --and I appreciate it and I know that we've  
12 got some upcoming things coming in our EMA meeting--  
13 that will--  
14 LAROCQUE: Yes, ma'am.  
15 IRVING: --be next week. And we'll be continuing.  
16 LAROCQUE: It's exciting times.  
17 IRVING: Any questions, Mr. Rousseau? Ms. Bloom?  
18 Okay.  
19 LAROCQUE: Thank you for allowing--  
20 IRVING: Thank you--  
21 LAROCQUE: --me a couple minutes--  
22 IRVING: --very much.  
23 LAROCQUE: --I appreciate it.  
24 IRVING: Do we have--  
25 BLOOM: Thank you, very much.

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1 IRVING: --do we have any--oh, Ed, before I start  
2 with that, please feel free at any time to keep us  
3 updated because this, as we are edging more and more  
4 towards a conflict overseas, I think it's very  
5 important that you have an open door and can come to  
6 our legislative and keep us open anytime.  
7 LAROCQUE: Well, thank you. I appreciate it, I will  
8 do that.  
9 IRVING: Thank you, Ed. Do we have any other  
10 comments from the audience? (No response.) Hearing  
11 none, I'd like to adjourn the meeting and thank  
12 everyone for watching us on our new TV show.

(Adjourned 10:36 a.m.)

\* \* \*

0038  
1 STATE OF INDIANA )  
 ) SS:  
2 COUNTY OF ALLEN )  
3 REPORTER'S CERTIFICATE  
4 I, Alan R. Bunn, a Notary Public in and for  
5 the State of Indiana, County of Allen, do hereby  
6 certify that the above and foregoing is a true and  
7 accurate transcript of the Board of Commissioners of  
8 the County of Allen, Legislative Session, held before  
9 me on March 5, 2003 in the Allen County  
10 Commissioners' Courtroom, Room 200, City-County  
11 Building, 1 East Main Street, Fort Wayne, Allen  
12 County, Indiana; that I am not related to, employed  
13 by or interested in any of the parties to this cause

14 of action.

15 IN WITNESS WHEREOF, I have hereto affixed my  
16 hand and seal this 13th day of March, 2003.

17

18

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Alan R. Bunn, Notary Public  
Residing in Wells County, Indiana

19

20

My Commission Expires:

21 October 23, 2010