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

8  
9 RE: LEGISLATIVE SESSION OF  
10 APRIL 30, 2003  
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14

15 DATE: April 30, 2003

16 TIME: 10:05 a.m.

17 LOCATION: Room 200  
Commissioners Courtroom  
City-County Building  
18 1 East Main Street  
Fort Wayne, Indiana 46802

19 REPORTER: Rhonda M. Mullholand  
20  
21  
22  
23  
24  
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1 PRESENT:  
2 Marla J. Irving Allen County Commissioner  
3 Linda K. Bloom Allen County Commissioner  
4 Edwin J. Rousseau Allen County Commissioner  
5  
6 Susan Elser Allen County Board of  
Commissioner's Office  
7 John McGauley Allen County Public  
Information Department  
8  
9 Mary Hitchens Allen County Public  
Information Department  
10 Marvin O. Ross Allen County Coordinator  
National Day of Prayer  
11  
12 Win Rood Executive Director,  
Midwest Alliance for  
Health Education  
13  
14 Michelle Wood Allen County Department  
of Planning Services  
15 Dr. Deborah McMahan Allen County Health  
Department  
16  
17 Michael Fitch Allen County Highway  
Department

18 Andy Downs Democratic Member of  
Allen County Election Board

19  
20 Therese Brown Clerk of the Courts

21 Loren Robertson Allen County Health  
22 Department

23  
24  
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1 Kim Bowman Allen County Department  
2 of Planning Services

3 Paula Hughes Allen County Council

4 Deborah Hudson  
5 Linda San Pietro

Allen County Human  
Resource's Department

6  
7 Renee Rousseau Allen County Auditor's  
Office

8 Lin Wilson Allen County Auditor's  
Office

9  
10 Ed Larocque Allen County Department  
of Emergency Management

11 Peter G. Mallers Beers, Mallers, Backs &  
Salin, LLP

12  
13 Fred Francies Allen County Resident

14 Rhonda M. Mullholand Rolf Reporting, Inc.

15 Larry Banks Allen County Public Library

16 Andy Gammill Journal-Gazette

17  
18  
19  
20

I N D E X

21

|                         |      |
|-------------------------|------|
|                         | Page |
| 22 Presentations by:    |      |
| 23                      |      |
| 24 Marvin O. Ross ..... | 10   |
| 25 Win Rood .....       | 13   |

0004

|   |      |
|---|------|
| 1   | Page |
| 2 Agenda:   |      |
| 3 1. Approval of Minutes of 4/23/03<br>Legislative Session .....    | 10   |
| 4   |      |
| 5 2. Proclamation designating<br>May 1, 2003 as Day of Prayer ..... | 10   |
| 6   |      |

|      |    |  |    |
|------|----|--|----|
| 7    | 3. | Proclamation designating<br>May 1, 2003 as Focus on Health<br>Day .....  | 13 |
| 8    |    |  |    |
| 9    |    |  |    |
| 10   | 4. | Resolution Opposing the Consolidation<br>of Federal Mercury Stockpiles<br>at New Haven Depot (formerly<br>Casad Depot) .....   | 16 |
| 11   |    |  |    |
| 12   |    |  |    |
| 13   | 5. | Rezoning Petition 1483/03:<br>Petition to rezone property and<br>approve a primary development<br>plan to allow the development of<br>a 740-square foot carryout<br>restaurant. The approximate<br>.56 acre site is located on the<br>east side of the 1000 through<br>1200 blocks of Scott Road and<br>on the north side of the 10100<br>through 10200 blocks of Illinois<br>Road, on the northeast corner of<br>the intersection. Present zoning<br>is A-1/Agricultural. Proposed<br>zoning is C-1(P)/Planned Limited<br>Commercial .....                          | 18 |
| 14   |    |  |    |
| 15   |    |  |    |
| 16   |    |  |    |
| 17   |    |  |    |
| 18   |    |  |    |
| 19   |    |  |    |
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| 0005 |    |  |    |
| 1    | 6. | Rezoning Petition 1484/03:<br>Petition to rezone property and<br>approve a primary plat and<br>development plan to allow the<br>development of a 203-lot single<br>family residential subdivision.<br>The approximately 73 acre site<br>is located on the east side of<br>the north 100 through south 1200<br>blocks of Noyer Road and on the<br>north side of the 13600 through<br>14000 blocks of Illinois Road,<br>on the northeast corner of the<br>intersection. Present zoning is<br>A-1/Agricultural. Proposed zoning<br>is RSP-1/Planned Single Family ..... | 20 |
| 2    |    |  |    |
| 3    |    |  |    |
| 4    |    |  |    |
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| 6    |    |  |    |
| 7    |    |  |    |
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| 9    |    |  |    |
| 10   | 7. | Rezoning Petition 1485/03:<br>Petition to rezone property to<br>allow the development of a<br>16,000-square foot multi-tenant<br>retail building. The approximately<br>1.85 acre site is located on the<br>south side between the 6400 through<br>6600 blocks of West Jefferson<br>Boulevard, approximately 1,800<br>feet west of its intersection<br>with South Bend Drive. Present<br>zoning is C-1(P)/Planned Limited<br>Commercial. Proposed zoning is   |    |
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| 16   |    |  |    |

C-2A/Neighborhood Shopping Center

17 ..... 24

18

8. Rezoning Petition 1486/03:  
 Petition to rezone property and  
 approve a primary plat and  
 development plan to allow the  
 development of a 47-lot single  
 family residential subdivision.  
 The approximate 20 acre site is  
 located on the south side of  
 Seiler Road between the 9300  
 and 9700 blocks. Present zoning  
 is A-1/Agricultural. Proposed  
 zoning is RSP-1/Planned Single  
 Family .....

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 0006

9. Rezoning Petition 1487/03:  
 Petition to rezone property  
 and approve a primary plat  
 and development plan to allow  
 the development of a 104-lot  
 single family residential  
 subdivision. The approximately  
 31.8 acre site is located on  
 the south side of Seiler Road  
 between the 7700 through 8200  
 blocks. Present zoning is  
 A-1/Agricultural. Proposed  
 zoning is RSP-1/Planned Single  
 Family .....

30

10. Rezoning Petition 1488/03:  
 Petition to rezone property and  
 approve a primary development  
 plan for the development of an  
 8,192 square foot Dollar General  
 retail store and an attached  
 1,296 square foot Subway  
 restaurant. The approximate  
 1.2 acre site is located on the  
 north side of Woodburn Road  
 between the 21800 through 22000  
 blocks of Woodburn Road,  
 approximately 500 feet west of  
 its intersection with State  
 Road 101. Present zoning is  
 C-1A(P)/Planned Professional  
 and Personal Services. Proposed  
 zoning is C-2A/Neighborhood  
 Shopping Center .....

Withdrawn

11. Determination that the sale of  
 the Eckrich Building constitutes  
 an Economic Development Project .....

32

12. Ratification of Agency Agreement  
 for Sale of Real Property between  
 Allen County and Goldstine

Knapke Company Realtors ..... 34

24

25

0007

1 13. Ratification of an Agreement with  
Verizon for telephones for the  
2 Allen County Juvenile Justice  
Center ..... 34

3

4 14. SARS Update by Dr. Deborah McMahan,  
Allen County Health Commissioner ..... 35

5

6 15. Approve Supplemental Agreement #2  
between Paul I. Cripe, Inc. and  
7 Allen County for the Maysville  
Road/Stellhorn Road Intersection,  
8 Project #00-274. This agreement  
provides adjustments from the  
9 Phase II portion of the contract  
to Phase I in the amount of  
10 \$44,361.00 ..... 44

11

12 16. Approve and establish a "Share the  
Road" sign ordinance for Allen  
County (Ordinance #4-30-03-17) ..... 45

13

14 17. Approve and accept Warranty Deeds  
and/or Perpetual Highway Easement  
15 required for additional right of  
way acquisitions to Allen County  
16 on the Union Chapel Road from the  
following property owners: ..... 48

17

18 a) Parcel 28  
Christopher and Molly Pelkington  
Warranty Deed

19

20 b) Parcel 58  
Danny and Sharon McCorkle  
Perpetual Highway Easement

21

22 c) Parcel 63  
Christopher Pelkington  
Warranty Deed

23

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0008

1 18. Approve and accept Trustee's Deed  
from The Herman Wayne Wann Family  
2 Trust to Allen County for additional  
right of way required for the  
3 Springfield Center Road Bridge  
over Wann Ditch, Project #00-023 ..... 48

4

5 19. Approve and accept Sewer Contract  
between the Board of Commissioners  
6 and the City of Fort Wayne Water  
Pollution Control Utility for the  
7 purpose of providing sanitary  
sewer extension as part of the right  
8 of way negotiations for the Dupont

Road Phase II, Project #01-012 --  
 Total cost of contract = \$1,944.62  
 ..... 49

20. Approve Interlocal Agreement with  
 Town of Zanesville for Highway  
 Signs and Pavement Markings ..... 49

21. Approve Updated Striping Log for  
 2003 for Allen County Highways ..... 50

22. Other Business

- Food Expenditure, Election Day ..... 54

23 Approval to waive the 2nd Reading  
 on any matter approved today and  
 for which it may be deemed  
 necessary for the Legislative  
 Session of April 30, 2003 ..... 76

24. Comments from the Public

- Fred Francies ..... 77

0009

1 IRVING: Good morning, and thank you for joining us  
 2 for our April 30th legislative session.  
 3 BLOOM: I don't have an agenda.  
 4 IRVING: Hang on a minute, we need an extra agenda  
 5 here. There we go. Okay, no I think we're ready to  
 6 start.  
 7 BLOOM: Thank you very much.  
 8 IRVING: First on our agenda is approval of the  
 9 minutes for the April 23rd session.  
 10 BLOOM: So moved.  
 11 IRVING: Seconded. All in favor say "aye."  
 12 BLOOM: Aye.  
 13 IRVING: Aye. Motion approved. Agenda two and  
 14 three--  
 15 ELSER: Commissioner Rousseau has asked that--there's  
 16 several items, be moved to the end of the agenda.  
 17 IRVING: If you remind us, at that time, we will be  
 18 glad to do that. Thank you very much, Susan. Agenda  
 19 item number two is a proclamation designating May 1st  
 20 of 2003 as the Day of Prayer. And, I think we have  
 21 someone here that would like to accept this?  
 22 ROSS: Sure. Yes.  
 23 IRVING: Okay. Would you like to come up, Mr. Ross,  
 24 and we'll sit you right there.  
 25 ROSS: Yes.

0010

1 IRVING: Okay, I'll come to you. How does that  
 2 sound?  
 3 ROSS: Oh, that's fine, anywhere you want to do it.  
 4 IRVING: Okay. Would you like to introduce yourself  
 5 first?  
 6 ROSS: I'm Marvin Ross, I'm the Allen County

7 Coordinator of the National Day of Prayer.

8 IRVING: Nice to see you again.

9 ROSS: Thank you.

10 IRVING: Thank you for joining us this morning.

11 ROSS: Thank you. My privilege.

12 IRVING: I'd like to read the proclamation to you  
13 from the Allen County Board of Commissioners.

14 Whereas faith and prayer have been a vital  
15 part of our national heritage since 1775 when the  
16 Continental Congress asked the colonies to pray for  
17 wisdom in forming a nation; and Whereas prayer is as  
18 important to our nation today as it was in the early  
19 days of its formation, so it is appropriate that all  
20 citizens pray that our country's leaders be granted  
21 the wisdom and strength to fulfill their important  
22 roles; and Whereas observance of a National Day of  
23 Prayer is based upon the Constitutional rights of  
24 freedom of speech and freedom of religion so that all  
25 Americans of all faiths may unite in seeking God's

0011  
1 continued blessings upon our country; and Whereas in  
2 association with the national celebration, local  
3 residents will gather at the Grand Wayne Center for a  
4 Prayer and Appreciation Service for elected and  
5 appointed governmental officials; Now, Therefore, the  
6 Board of Commissioners of the County of Allen hereby  
7 proclaim May 1st, 2003, as a Day of Prayer, in Allen  
8 County, and encourages all residents to pray for our  
9 local leaders, that they may make wise decisions for  
10 the benefit of our community. This proclamation is  
11 signed by the Board of Commissioners, of the County  
12 of Allen, on the 1st day of May, 2003, Linda Bloom,  
13 Ed Rousseau, and Marla Irving. And, I'm very, very  
14 proud to present this to you. Thank you so much.

15 ROSS: Thank you so much.

16 IRVING: Before you leave us, is there anything that  
17 you might want to add to the proclamation.

18 ROSS: We're just pleased and honored to receive this  
19 proclamation from the Board of Commissioners, and we  
20 do look forward to a wonderful Day of Prayer  
21 tomorrow, in many of the churches around Allen  
22 County, and then we'll gather in a noon time service,  
23 that you referred to here, at the Grand Wayne Center,  
24 at noon.

25 IRVING: And all three of the Commissioners--

0012  
1 BLOOM: And we'll be there.

2 IRVING: --will be there to celebrate.

3 ROSS: Wonderful.

4 BLOOM: Absolutely.

5 IRVING: And, thank you for the invitation.

6 ROSS: 11:50. We have a kick-off--

7 BLOOM: We have it.

8 ROSS: --with a youth group, at 11:50.

9 BLOOM: Terrific. Thank you.

10 IRVING: Thank you very much.

11 IRVING: Appreciate it. These proclamations bring  
12 tears to my eyes sometimes. Second on our agenda, we  
13 have another proclamation, and I think we also have a  
14 recipient here. Would you like to come forward, and  
15 Commissioner Linda Bloom would like to read this

16 proclamation. Why don't you sit down, and introduce  
17 yourself?

18 ROOD: I'm Win Rood, I'm the Executive Director of  
19 the Midwest Alliance for Health Education, which is  
20 the umbrella organization under which Focus on Health  
21 operates.

22 BLOOM: Good morning.

23 ROOD: Good morning.

24 BLOOM: And, we also have a proclamation for Focus on  
25 Health. Whereas this year Focus on Health marks its

0013  
1 23rd year of providing a valuable service to the  
2 residents of Allen County; and Whereas all of us owe  
3 a debt of gratitude to the countless health  
4 professionals and staff members who generously  
5 volunteer their time and talents to this project year  
6 after year to improve the health of our community;  
7 and Whereas Focus on Health brings information about  
8 a multitude of health-related topics to locations  
9 convenient for residents to visit such as churches,  
10 apartment complexes, schools and the City-County  
11 Building; and Whereas the wide range of health  
12 screenings and modestly priced blood tests offered at  
13 Focus on Health sites allows participants an  
14 opportunity to learn about potential health problems  
15 early, so that they may seek prompt treatment from  
16 their health care professional; and Whereas we are  
17 pleased to once again host Focus on Health at the  
18 City-County Building and we are proud of the many  
19 County employees who volunteer their time to this  
20 important event; Now, therefore, the Board of  
21 Commissioners, of the County of Allen, hereby  
22 proclaim May 1, 2003, as Focus On Health Day, in  
23 Allen County and encourages all residents to make  
24 today the first day of your journey toward a  
25 healthier lifestyle. This proclamation signed by the

0014  
1 Board of Commissioners, Irving, Rousseau, and Bloom.  
2 Thank you. Thank you very much.

3 BLOOM: Would you like to say something?

4 ROOD: Yes, I would just say that I'm accepting this  
5 on behalf of the staff on Focus on Health. Marita  
6 Marquardt, who runs the program on a day-to-day  
7 basis, is running a site today, and the lines were  
8 too long for her to come down. Also, on behalf of  
9 the more than 600 volunteers, some of which are your  
10 County employees, and on behalf of approximately 10  
11 corporate sponsors that pay for the program. So,  
12 it's really on their behalf that I'm happy to be  
13 here.

14 BLOOM: Thank you. Thank you--

15 IRVING: I--

16 BLOOM: --very much

17 IRVING: --I would also like to add that--I notice  
18 Deb and Linda just got up, and are leaving, I want to  
19 thank them for their hard work. The food that is  
20 going to be provided tomorrow for Focus on Health,  
21 obviously there is nothing in the budget for that,  
22 and the Commissioners are picking up the tab for the  
23 food to be provided for Focus on Health, and we're



24 very glad to do it. And, thanks, girls for going  
25 shopping with me yesterday.

0015  
1 HUDSON: Thank you very much.  
2 SANPIETRO: Thank you.  
3 IRVING: Thank you.  
4 BLOOM: Thanks.  
5 IRVING: Agenda item number four, resolution opposing  
6 the consolidation of federal mercury stockpiles at  
7 New Haven Depot, formerly the CASAD Depot. And, I  
8 would like to read the resolution here. Whereas, the  
9 United States Defense Logistics Agency desires to  
10 consolidate its stockpiles of mercury at a single,  
11 central location, and Whereas, the Defense Logistics  
12 Agency is considering New Haven Depot (formerly Casad  
13 Depot) as a potential site for this central  
14 stockpile, and Whereas, mercury is a virulent poison  
15 that must be stored with absolute commitment to  
16 preventing release into our environment; and Whereas  
17 a large stockpile of such a poisonous material, in a  
18 single place, would create an unmanageable burden on  
19 the local community in the event of an accident or  
20 disaster, natural or manmade, that caused a release;  
21 and Whereas, a large stockpile of mercury would  
22 create an appealing target for terrorism close to  
23 populated portions of New Haven, Indiana, and  
24 Whereas, the storage of hundreds of tons of such a  
25 toxic material would create great community upset and

0016  
1 concern without any positive impact on the community.  
2 Be it therefore resolved that the Board of  
3 Commissioners of the County of Allen oppose location  
4 of a consolidated mercury stockpile at the New Haven  
5 Depot. Furthermore, the Board of Commissioners  
6 requests that the Defense Logistics Agency eliminate  
7 New Haven Depot from consideration as the site for  
8 any future consolidation of its mercury inventory.  
9 Approved on this 30th day of April, 2003, by the  
10 Board of Commissioners of the County of Allen,  
11 Indiana. And, this is being signed today, by myself,  
12 as President; Ed Rousseau, Vice President; and Linda  
13 Bloom, as Secretary.

14 I would like to add, as I am signing this,  
15 that sometimes numbers are con--are a little  
16 confusing, and we really don't stop and think about  
17 it. Four thousand tons seems like a lot. I think  
18 that seems like a lot to any of us. But, when you  
19 consider nine million pounds, that is even more of a  
20 dramatic increase in numbers, when you look at it  
21 that way. And, all three of us, and I don't know if  
22 Commissioner Bloom would like to say anything, will  
23 continue to lobby against the mercury coming to Allen  
24 County, particularly to the New Haven Depot.  
25 Commissioner Bloom?

0017  
1 BLOOM: Of course, we all feel the same way about  
2 this. We have been working very closely with the  
3 eastern part of the county, and have a lot of plans  
4 for that area, such as industrial, and commercial,  
5 and--and some new sites out there for development. I  
6 think this is just another--I think Allen County,

7 especially Adams Township, has had enough. We  
8 certainly do not need anything else dumped out there,  
9 especially something of this magnitude. So, we're  
10 very, very happy to do this this morning.

11 IRVING: And, I think if--most of you realize, we've  
12 joined with Congressman Souder to try to convince  
13 them that this is not an appropriate place.

14 BLOOM: It's certainly not.

15 IRVING: Agenda item number five, Rezoning Petition--  
16 and we have several rezoning petitions today, the  
17 first one will be Rezoning Petition 1483/03, and it's  
18 a petition to rezone property and approve a primary  
19 development plan to allow the development of a 740  
20 square foot carryout restaurant.

21 BLOOM: Thank you.

22 IRVING: And, I think Michelle, you're going to tell  
23 us all about it today.

24 WOOD: I'm giving you a packet with all the rezonings  
25 in it.

0018

1 IRVING: Okay.

2 WOOD: And, this one's for you--

3 BLOOM: We'll make sure he gets this.

4 IRVING: Yes. And, he should be here at any time.

5 WOOD: Michelle Wood, with the Department of Planning  
6 Services. And, the first rezoning item that is in  
7 front of you is, as you said, 1483/03, for a 740  
8 square foot carryout restaurant. This is for a Pizza  
9 Hut restaurant. In the packet before you, you have a  
10 part of our notebook for the Plan Commission, with  
11 information. The second page is an aerial, showing  
12 the location. This is at the northeast corner of  
13 Scott Road and State Road 14. You're probably very  
14 familiar with what's out there now; Chestnut Plaza is  
15 to the northwest, and Shoppes at Scott's shopping  
16 center is to the southwest. This is a rather small  
17 site, with a smaller building. It's just for  
18 carryout and delivery only. They do not plan now, or  
19 ever, to have sit--eat in service. The zoning is  
20 supported by commercial development surrounding the  
21 site, on the north--northwest and south--or  
22 northwest. And, there still remains some meets and  
23 bounds properties to the east, and to the north, as  
24 well as some planned subdivisions to--further to the  
25 east. This project did come before the Plan

0019

1 Commission, and the public, at a public hearing on  
2 April 10th. It was heard and voted on April 17th,  
3 and the Plan Commission did forward a "do pass"  
4 recommendation for Rezoning Petition 1483/03.

5 IRVING: I would also like to tell my fellow  
6 Commissioner that it did pass unanimously. There  
7 were some neighbors that came, and they were not in  
8 opposition of it, they had a couple drainage issues  
9 that they wanted to discuss with the surveyors, and  
10 that has been taken care of. And, the one lady that  
11 came wanted to know if, on the fence, she could have  
12 a walk-thru, because they like pizza a lot. So, I  
13 also would like to recommend passage of this. I'll  
14 entertain a motion.

15 BLOOM: I'll make a motion that we accept Rezoning  
16 Petition 1483/03.

17 IRVING: And, I'll second it. All in favor say  
18 "aye."

19 BLOOM: Aye.

20 IRVING: Aye. The motion has passed. Next Rezoning  
21 Petition is 1484/03, petition to rezone property and  
22 approve a primary plat and development plan to allow  
23 the development of a 203-lot, single family  
24 residential subdivision. It's a 73 acre site,  
25 located on Noyer Road, 13600 through 14000 block of

0020

1 Illinois Road.

2 WOOD: Okay.

3 IRVING: Michelle?

4 WOOD: This petition is for a residential  
5 subdivision, for single family housing. It is for  
6 203 lots, and with the acreage that would make it a  
7 density of 2.8 units per acre. This--this petition  
8 is going to be across from a rezoning that was  
9 approved last year for Bridgewater Center; that is a  
10 commercial development, it is not developed yet, but  
11 if you look to the south of Noyer--or south of where  
12 Noyer meets with State Road 14, Bridgewater Center is  
13 pretty much directly south of that, and that that  
14 continues further south to Bridgewater, the  
15 subdivision. There is additional planned family  
16 housing to the east, RSP-3/Multi-Family. Again, that  
17 has not been developed yet, but that--that is quite  
18 an old rezoning from 1989. The--east of that is  
19 Chestnut Hills Apartments, which is under  
20 development. So, this area has seen quite a bit of  
21 change, in terms of rezoning, in the recent--in  
22 recent years. This petition is--includes--included  
23 some waivers of development plan standards, to try  
24 and create a more traditional neighborhood feel,  
25 closer to the road, with the garages pulled back away

0021

1 from the drive--or, away from the road, with street  
2 trees, trying to get that more urban, kind of  
3 neighborhood feel in this subdivision. There was  
4 some concern about Noyer Road, as it is currently a  
5 gravel road. The Highway Department did make  
6 recommendations on the treatment of that road, and  
7 those recommendations include paving with asphalt up  
8 to the entrance off of Noyer Road, for the  
9 subdivision, and then to chip and seal to the north  
10 property line of this development. With the findings  
11 that staff prepared, the Plan Commission did rec--  
12 approve the primary development plan and plat, and  
13 recommended a "do pass" of Rezoning Petition 1483/03,  
14 at a density of 2.8 units per acre.

15 IRVING: Commissioner Bloom, I had a family  
16 emergency, and had to leave before the vote on this.  
17 I did hear the discussion on it, I did hear the  
18 presentation. Michelle, could you tell me what the  
19 vote was on this, please? Was it unanimous? I can't  
20 remember.

21 WOOD: It--it was unanimous. There were some changes  
22 to the staff recommended findings; one of those I  
23 should probably point out to you now. There's a stub

24 street that would be required to the north property.  
25 There's a roughly 40 to 44 acre tract to the north of  
0022

1 this property. The stub street would only go in if  
2 that north property did develop as single family  
3 housing, or something similar, with no intention to  
4 extend into that property, as it sits now, with--with  
5 one owner, a single-family house on that.

6 BLOOM: Right. Right.

7 IRVING: And, may I add that they only want one  
8 entrance, and the Plan Commission felt very strong  
9 that--that they did have to have--either make it two  
10 entrances off of Noyer Road, or they had to have a  
11 stub street, and the decision was that they would  
12 have the one entrance, with the stub street, am I  
13 correct?

14 WOOD: That's correct. They did look at some other  
15 options, but this--I think between the developer, and  
16 the Plan Commission, this seemed to be a good option.

17 BLOOM: I also see on here that they've met with  
18 NIRCC--

19 WOOD: That's correct.

20 BLOOM: --about trails?

21 WOOD: Early on.

22 BLOOM: And, that's--of course, our goal is to get  
23 all the--

24 IRVING: Right.

25 BLOOM: --bike and walking trails in Aboite Township,  
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1 and everywhere else. But, as the development  
2 happens, I certainly hope that they think strongly  
3 about this. Do they have a plan?

4 IRVING: Yes.

5 WOOD: They do have a plan. They did meet with  
6 NIRCC, as you said, and members from Aboite Trails.  
7 They gave comments back to our staff, and they did  
8 give a plan to us showing that they would connect to  
9 any future trails.

10 BLOOM: Great.

11 IRVING: Any more discussion?

12 BLOOM: No. I'll make a motion we accept Rezoning  
13 Petition 1484/03.

14 IRVING: And, I'll second it. All in favor say  
15 "aye."

16 BLOOM: Aye.

17 IRVING: Aye. The motion has carried. We'll  
18 entertain the Rezoning Petition 1485, and this is a  
19 petition to rezone property to allow the development  
20 of a 16,000 square foot multi-tenant rental building,  
21 1.85 acres, and that's between the 6400 block and the  
22 6600 block of West Jefferson Boulevard. Michelle?

23 WOOD: Uh-huh (affirmative). This petition was known  
24 as West Jefferson Market Square. The--this--this  
25 rezoning petition is a small part of an overall  
0024

1 development. The--the developer originally  
2 petitioned to rezone his entire development to C-  
3 1(P), which is Planned Limited Commercial. Later,  
4 looking at the market, he felt the need to rezone a  
5 portion of it to allow multi-tenant. And, that's

6 this petition here--is one corner of the site is  
7 rezoned to C-2(A), which is neighborhood shopping  
8 center. The max square foot that that would allow on  
9 that site is a 20,000 square foot multi-tenant  
10 building, and he's proposing roughly 16,000, which is  
11 under--under the maximum. There's no plan associated  
12 with this because he's already gone through with a  
13 primary with his earlier rezoning request, so the  
14 plans have been approved by the Plan Commission. So,  
15 this--

16 BLOOM: Was this the one, and I can't remember, it's  
17 been too long a time since I was on the Plan  
18 Commission Board, but is this the one that the  
19 neighbors behind it had drainage problems, and they  
20 had to accommodate this, and--

21 WOOD: Yes. Well, you--

22 BLOOM: Yeah, that's what I thought.

23 IRVING: Commiss--let me jump in one minute--

24 WOOD: Go ahead.

25 IRVING: --if I could here. Commissioner Bloom, the

0025  
1 reason this--this really rings a--a bell with you, if  
2 you remember, at our Drainage Board meeting two weeks  
3 ago, drainage was discussed, and the cleaning, the  
4 land core development, if I remember that right, land  
5 core development will be cleaning out the ditch, that  
6 is adjacent to this property, to alleviate some of  
7 the flooding.

8 (At this time, Commissioner Rousseau enters.)

9 IRVING: So, that's probably why this really rings a  
10 bell to you, because they needed to get the Drainage  
11 Board approval first, to make sure that plan that we  
12 had--

13 BLOOM: Yeah, I understand.

14 IRVING: --went.

15 BLOOM: But, also, this--they had planned development  
16 on this quite a--

17 IRVING: Yes.

18 BLOOM: --a long time ago, hadn't they?

19 IRVING: Yes.

20 WOOD: Yes, I believe the first plan was about--

21 BLOOM: So, now it's coming to fruition.

22 WOOD: --right--about nine years ago, I believe, they  
23 began working the site.

24 BLOOM: Okay. Well, maybe that's what I remember--

25 WOOD: So--

0026

1 BLOOM: --nine years ago.

2 IRVING: Well, that was before me. I'm sure you  
3 would remember it.

4 BLOOM: Oh, give me a break.

5 IRVING: I'll entertain a motion, please.

6 BLOOM: I'll make a motion to accept the Rezoning  
7 Petition for 1485/03.

8 IRVING: I'll second the motion. All in favor say  
9 "aye."

10 BLOOM: Aye.

11 IRVING: Aye. Good morning, Mr. Rousseau.

12 ROUSSEAU: Good morning.

13 BLOOM: Good morning, Ed.

14 IRVING: He needs to get an agenda. We explained

15 that you were out at B.F. Goodrich, and you would be  
16 joining us. We're on item number eight.

17 BLOOM: And, I'm so glad you're here.

18 ROUSSEAU: Thank you, I'm glad to be here too.

19 IRVING: Rezoning Petition 1486/03, this is a  
20 petition to rezone property, approve a primary plat  
21 and development plan, to allow the development of a  
22 47-lot single family residential on approximately 20  
23 acres, and this would be on Seiler Road, between the  
24 9300 and the 9700 blocks.

25 WOOD: This is one of two projects, near New Haven  
0027

1 city limits, that were on our April Plan Commission  
2 agenda. This particular petition is for a narrow  
3 strip of land that will end up sitting between Pine  
4 Stone--an existing Pine Stone Development, and Timber  
5 Creek, another subdivision, to the east, that was  
6 approved by the Plan Commission last year. So, this  
7 will infill that area and the two--or the three  
8 developments will be connected via this last piece of  
9 Pine Stone extended. The Plan Commission staff did  
10 meet with the staff of New Haven Planning, and we  
11 discussed issues, such as access, and sidewalks with  
12 --with the location of sidewalks, and we took their  
13 comments, and integrated those into our  
14 recommendations to the developer, and into our  
15 conditions. And the Plan Commission, on April 17th,  
16 did recommend, or forward a "do pass" recommendation  
17 for 1486/03, at a density of, excuse me, 2.35 units  
18 per acre.

19 IRVING: Okay. And, I think--and I'll also add that  
20 this is a continuation of that Seiler Road  
21 subdivisions, that they--those--those long, skinny,  
22 narrow--

23 WOOD: Uh-huh (affirmative).

24 IRVING: --and this was unanimous again with the Plan  
25 Commission, and with a recommendation from New Haven.  
0028

1 BLOOM: I also like--

2 IRVING: Not New Haven--yeah, New Haven.

3 BLOOM: Yeah, New Haven. I like the idea that we're  
4 really working closely with the City of New Haven--

5 IRVING: Yes.

6 BLOOM: --and all the other parts of our county,  
7 especially because a lot of these areas are being  
8 annexed. And, I think it's important, the committee  
9 that Commissioner Irving has going, to make sure that  
10 we can keep this as a unified--

11 IRVING: Right.

12 BLOOM: --planning situation, so that when areas are  
13 annexed, that they're all compatible. This is really  
14 good.

15 WOOD: Yeah. And, forgive me, it is a June  
16 annexation, I believe is when this is slated to go  
17 into New Haven. So, it was very important that we  
18 worked with them, yes.

19 BLOOM: Okay. So, we're right. Yeah.

20 IRVING: I'll entertain a motion, please.

21 BLOOM: I'll make a motion to accept Rezoning  
22 Petition 1486/03.

23 ROUSSEAU: I second it.  
24 IRVING: All in favor say "aye."  
25 BLOOM: Aye.

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1 ROUSSEAU: Aye.  
2 IRVING: Aye. Okay, I think this is our last one,  
3 Rezoning Petition 1487/03, rezoning property and  
4 approve a primary plat for the development of a 104-  
5 lot single family residential subdivision,  
6 approximately 31.8 acres, and this is also on Seiler  
7 Road, between the 7700 block and the 8200 block.  
8 WOOD: This is west of the site you just saw, on the  
9 other--on the west side of Hartzell Road. On the  
10 aerial, it doesn't show the development that is there  
11 now. There is quite a bit of residential development  
12 on the north side of Seiler, which is in New Haven.  
13 Again, staff worked with the New Haven staff. I  
14 believe that--to the point that some of the stub  
15 streets were changed. There were some additional  
16 stub streets originally proposed, and between  
17 conversations with the neighbors, and New Haven, they  
18 worked out a better plan for that, as well as with  
19 the sidewalks, and detention. And, this site, I  
20 don't believe there's a definite date of annexation,  
21 but it's more than likely going to go into New Haven  
22 this year, maybe late this summer. And, with the  
23 conditions and findings of fact that staff prepared,  
24 the Plan Commission did approve the primary plat, and  
25 voted a "do pass" recommendation of 1487/03, at a

0030

1 density of 3.3 units per acre.  
2 IRVING: And this also was a unanimous vote too.  
3 WOOD: Yes.  
4 IRVING: I'll entertain a motion, if there are no  
5 questions.  
6 BLOOM: Well, wait a minute, I have a question here.  
7 It says the staff would like more information on  
8 proposed mounding and screening. Was there some  
9 remonstrance on this, that--  
10 IRVING: No.  
11 BLOOM: --or is this just normal?  
12 WOOD: That--in the beginnings of the review, any  
13 time that we see 100 lots going in near meets and  
14 bounds properties, or properties that have existed  
15 for a long time, we try to head that off and ask if  
16 they've made any plans, or met with the neighbors.  
17 The way--as this worked out, most of these homes are  
18 pretty close to the road, they--they have deep  
19 properties, so that was worked out. But, we always  
20 try to bring that up in the beginning.  
21 BLOOM: Absolutely.  
22 WOOD: Uh-huh (affirmative).  
23 BLOOM: I'd like to--thank you.  
24 WOOD: Uh-huh (affirmative).  
25 BLOOM: I'd like to make a motion for the Rezoning

0031

1 Petition 1487/03.  
2 ROUSSEAU: Second.  
3 IRVING: All in favor say "aye."  
4 BLOOM: Aye.  
5 ROUSSEAU: Aye.

6 IRVING: Aye. My understanding, Michelle, is agenda  
7 item number 10, which is the Rezoning Petition  
8 1488/03, has been withdrawn?

9 WOOD: That is correct. It is actually in the City  
10 of Woodburn. The packet needs to go to them. So--

11 IRVING: Okay.

12 WOOD: Thank you.

13 IRVING: Well, thank you very much. Before we  
14 continue on with our agenda, since Commissioner  
15 Rousseau is in attendance now, we did the resolution  
16 for the mercury, to be sent to the United States  
17 Defense Logistic Agency. And, since you're here, we  
18 would--

19 ROUSSEAU: I would concur with that. And, I would be  
20 happy to sign it.

21 IRVING: And we would like to have you sign it, so  
22 all three of us sign it.

23 ROUSSEAU: Uh-huh (affirmative).

24 IRVING: Okay. Thank you very much, Mr. Rousseau.  
25 Okay, agenda item number 11, is the determination

0032

1 that the sale of the Eckrich Building constitutes an  
2 economic development project.

3 ROUSSEAU: All right.

4 IRVING: And, I think, Mr. Rousseau would like to  
5 tell us about this.

6 ROUSSEAU: Yes, they--we procured, so to speak, the  
7 Eckrich Building several years ago. Mr. John  
8 Tippmann gave it as a gift to Allen County property,  
9 at the time. It looked as if it were going to be--be  
10 able to use it for our criminal justice system needs.  
11 And, over this period of time we have found that--  
12 that it was going to be too expensive to--to use, to  
13 remodel. The--actually, remodeling costs exceeded  
14 the--our expectations for being able to use it, and  
15 we have decided now to put it on the marketplace.  
16 And, one of the things we want to do is to--oh, what  
17 do we call it here--and, it constitutes an economic  
18 development project. The property was not acquired  
19 through imminent domain, it was a gift. The economic  
20 revitalization of the area is dependant upon  
21 successful use of the building for commercial  
22 purposes, called "The Project," to best utilize the  
23 property and further the economic development  
24 project. With respect to the same, it is necessary  
25 to have the maximum flexibility in marketing the

0033

1 facility, and, therefore, the Eckrich Building is  
2 hereby declared an economic development project, and  
3 its sales is authorized in accordance with IC36-1-11-  
4 4.2. So, with that, I would move that we pass this,  
5 making it part of our economic revitalization.

6 BLOOM: Second.

7 IRVING: All in favor say "aye."

8 BLOOM: Aye.

9 ROUSSEAU: Aye.

10 IRVING: Aye. Motion passed.

11 ROUSSEAU: Further, now, I will move that we--we have  
12 now listed theproperty with the Goldstine-Knapke  
13 Company realtors, for \$450,000.00.



14 BLOOM: And, I'll second that.  
15 IRVING: All in favor say "aye."  
16 BLOOM: Aye.  
17 ROUSSEAU: Aye.  
18 IRVING: Aye. Motion carried. Okay, agenda item  
19 number 13, ratification of an agreement with Verizon  
20 for telephones for the Allen County Juvenile Justice  
21 Center. A little bit of background--oh, would you  
22 like to--are you going to talk, or do you want me to?  
23 ELSER: I think you know more about it. I have the  
24 price on here. I believe you have that also listed  
25 on your--

0034  
1 IRVING: Okay. The 43,134 [\$43,134.00]?  
2 ELSER: Yes.  
3 IRVING: Okay. As I explained to Judge Sims, that  
4 there was a \$70,000.00 line item in the bond for the  
5 new Wood Youth Center for telephones. We were very  
6 fortunate that Verizon stepped forward and was able  
7 to provide us the same type of phones, they're speced  
8 out exactly the same, and for a substantial savings  
9 to the tune of \$27,000.00. So, I would like to  
10 ratify the agreement, for the phones, for Verizon,  
11 for a total of \$43,134.02, and that would be a  
12 savings of approximately \$27,000.00 on our bond for  
13 the Wood Youth Center.  
14 BLOOM: Second.  
15 IRVING: No, I have to have a motion first.  
16 BLOOM: I'll make a motion that we ratify the  
17 agreement with Verizon to save twenty--  
18 IRVING: Seven.  
19 BLOOM: --seven thousand [\$27,000.00].  
20 ROUSSEAU: I'll second it.  
21 IRVING: Okay. All in favor say "aye."  
22 BLOOM: Aye.  
23 ROUSSEAU: Aye.  
24 IRVING: Aye. Thank you very much. Agenda item  
25 number 14 is a SARS, S-A-R-S, Update. I think we

0035  
1 have Dr. McMahan, from the Allen County Health  
2 Department, that is going to give us a little bit of  
3 an idea on what's the update here. I did hear this  
4 morning--  
5 BLOOM: Good morning, Doc.  
6 IRVING: --on the news, when I was listening to it,  
7 that a gentleman, that was a teacher, had a layover  
8 of like three hours in the Hong Kong airport--  
9 McMAHAN: Really? Here? Local teacher?  
10 IRVING: --and that he has been diagnosed now with  
11 SARS here in the United States.  
12 McMAHAN: Oh, in the United States, yes.  
13 IRVING: He had--I don't know where he'd been  
14 traveling, it didn't say, but he had like a three  
15 hour layover, in Hong Kong, which he stayed in the  
16 airport, and he was diagnosed yesterday with SARS.  
17 McMAHAN: It's a highly communicable disease. Good  
18 morning, Commissioners. I appreciate the opportunity  
19 to give you an update on SARS, Severe Acute  
20 Respiratory Syndrome, as you mentioned. It is a new  
21 virus, a new coronavirus. It's a member of the  
22 family of viruses that caused the common cold.

23 However, this appears to be different because it  
24 settles more into the lower respiratory tract. So,  
25 that's why you see a much more virulent pattern, a  
0036

1 higher mortality rate, than you would see with a  
2 typical cold virus.

3 In your packet, I've included a couple  
4 things. First of all, is a "Frequently Asked  
5 Questions," I think that's at the back of your  
6 packet. That's information about SARS that we've  
7 included on our website, for the general public, to  
8 be able to just get some information on. I've also  
9 included a copy of our most recent "Urgent Message"  
10 that we broadcast, fax to all our docs, to keep them  
11 up to date. In that you'll see a couple things;  
12 first of all, the CDC has--I think one of the most  
13 note-worthy things, and probably the most political  
14 thing that you've heard about in the last week, is  
15 that they added Toronto, Canada, to an area where  
16 there is a travel advisory, because it is now an area  
17 where they believe that there can be community  
18 transmission, just like in Hong Kong, and--and  
19 Singapore, and some of those other areas. They've  
20 also, in the United States, decided to go with two  
21 different classifications of the disease, and I won't  
22 go into the details of that, but we've given our  
23 healthcare providers that information about suspect  
24 or probable cases.

25 I can tell you, in Indiana, I believe there's  
0037

1 one suspect case, as of now. In Allen County, our  
2 healthcare providers have done a great job, they've  
3 alerted us to four potential cases, that we have  
4 investigated with them, they've turned out not to  
5 meet the criteria for the CDC, but, again, they're  
6 working with us, and using the appropriate practices  
7 in isolating those people until we have an  
8 opportunity to speak.

9 IRVING: Deb, when you're talking about that--and, I  
10 notice on this "Frequently Asked Questions," since  
11 you're talking about what the criteria is, can you  
12 just basically--just kind of read exactly what people  
13 should look for, and--and that, since it's on your  
14 printout here.

15 McMAHAN: Right. The most important thing that  
16 people need to look for, to meet that case  
17 definition, is you either had to travel to an area  
18 where there's community acquired transmission of the  
19 virus, and that's like Vietnam, Hong Kong, China, now  
20 Canada, or Toronto, I should say. You either have to  
21 have traveled there, or you have been exposed to  
22 someone who's been diagnosed with suspected SARS. If  
23 you don't have that first component of the  
24 definition, the CDC--you're just sort of kicked out  
25 of the evaluation process. But, if you have--meet-

0038  
1 meet those criteria, if you also have respiratory  
2 symptoms, including a dry cough, shortness of breath,  
3 fever, any of those characteristics, then you are  
4 considered to be a suspect case. And, now they do

5 have a test that's only being offered by the CDC, and  
6 they're determining, it's their discretion, on who  
7 gets that testing, because it is so new. If you meet  
8 those two criteria, then they can do a serological  
9 test, just like they did with West Nile Virus,  
10 looking for that increase in antibodies, to determine  
11 whether or not you have been exposed to the SARS  
12 virus, or the coronavirus. So, you really have to  
13 have--it's an important--we've had some people that  
14 have been concerned, they've been on an airplane, and  
15 they've traveled, and those sorts of things, and I  
16 can understand their concern. But, that--you really  
17 have to have that component of either traveling to  
18 that endemic area, or being exposed to someone.

19 But, I think if you look at page three of  
20 your "Urgent Message" handout, you'll see I have a  
21 copy of the--one of the most recent graphs on the  
22 transmission of the virus, and I think you can see  
23 why so many people are concerned. I mean, what's  
24 important to note in that graph is that the blue bars  
25 represent the number of cases, and in the span of

0039  
1 five weeks you've gone from 150 cases to over 5400.  
2 So, that's why there's such concern, and why I think  
3 it's so important to keep the public, and--and our  
4 healthcare community alert to that. The red bars, as  
5 you can see, are the cases, the deaths. And, there  
6 have been a--quite a few deaths, about 4% now, but  
7 that's probably going to increase, because there are  
8 a lot of people that are still in the process of  
9 recovering, and how they'll actually end up, you  
10 know, is certainly uncertain.

11 Just, quickly, the other things that we've  
12 done here, is we've provided signage for our ERs and  
13 Urgent Care Centers, that say to alert the triage  
14 nurse immediately if you have traveled to those  
15 endemic areas, so that the nurse can--if you have a  
16 fever, or any of those characteristics, put you in an  
17 isolation room and mask you immediately. But, that's  
18 been very helpful, and they've all done a great job  
19 at posting that. We've talked to school nurses--as  
20 you know, there was a school-wide, or an  
21 international choral concert for school kids in  
22 Toronto, just recently, it was right on the day that  
23 they issued the travel advisory, so we sent a message  
24 out to all the schools to let them know, and  
25 contacted them, actually, because it was after hours,

0040  
1 to let them know that--the precautions they needed to  
2 take. But, we also had an in-service with the school  
3 nurses, in case somebody traveled there and would  
4 come back. They've done a real great job with that.

5 In our own clinic, because we do have such a  
6 high traffic area in our clinics, and we do have  
7 refugees, and we have some international people in  
8 our--that come to our clinic, we have ordered the N95  
9 masks, so that we would be able to appropriately mask  
10 someone, and the nurse that would be assessing that  
11 patient, and we've also purchased thermometers  
12 because that's one of the important things that--you  
13 need to be able to take their temperature.

14 So, those are just some of the things that  
15 we've been doing. Again, our healthcare community,  
16 and school nurses, and all those people, are really  
17 doing a great job at--at helping this community be  
18 prepared.

19 IRVING: Did you also bring a packet, that we could  
20 give the media that's here today, to the--

21 McMAHAN: Oh, I can run up and get one for them,  
22 though, quickly. It wouldn't take very long.

23 IRVING: I--I'm--you are so much more intelligent  
24 than I am, but I feel like I do have to ask a  
25 question here. What did you say--you started out and

0041  
1 said that this type of disease is a coronavirus.

2 McMAHAN: That's the--

3 IRVING: What is a coronavirus?

4 McMAHAN: --it's a--it's the family, it's the name of  
5 the family of viruses. The coronaviruses are--it's a  
6 family of viruses, and there are several strains of  
7 that, and most of those usually cause the common  
8 cold. But, there's so many strains, that's why you  
9 can't have a vaccine that's effective, because it's  
10 so hard, because there are so many different strains.  
11 This is a totally new strain, never been seen in  
12 humans before.

13 IRVING: Okay. It's not named after Steve Corona  
14 then?

15 McMAHAN: No, but, you know, we could--

16 IRVING: Just kidding.

17 ROUSSEAU: I thought it was--

18 IRVING: I'd never heard that expression, though, a  
19 coronavirus, and I thought--

20 McMAHAN: That's the name of the family.

21 IRVING: --isn't that something?

22 ROUSSEAU: --I thought it was from smoking cigars too  
23 much.

24 IRVING: Well, that could be.

25 McMAHAN: May I mention one other kind of positive

0042  
1 news that you'll be happy to hear about.

2 IRVING: Yes. Yes. We're always in for positive  
3 news.

4 McMAHAN: Well, we're very excited about this. We  
5 are partnering with Parkview Hospital, the Medical  
6 Society, and the Medical Society Alliance, to create  
7 a "Summer Safety" brochure. And, it's going to go in  
8 all of the newspapers. It's going to be a quarter  
9 page booklet, 24 pages--

10 IRVING: Great.

11 McMAHAN: --that will have a lot of summer safety,  
12 about West Nile, but about other things, like what do  
13 you do if a bee stings you, how do you handle a burn,  
14 superficial burn if you're barbecuing, all those  
15 sorts of things. So, we're really pleased to partner  
16 with them to offer that really--

17 IRVING: That's great.

18 BLOOM: Absolutely.

19 McMAHAN: --I think, very helpful brochure.

20 IRVING: When you get them done, please bring them  
21 and show them to us.

22 McMAHAN: We certainly will.  
23 IRVING: Okay.  
24 BLOOM: Thank you.  
25 McMAHAN: All right. Okay. Thank you.

0043  
1 IRVING: Thank you very much. And, keep us updated,  
2 if you can, on SARS.  
3 McMAHAN: Oh, I will.  
4 IRVING: Appreciate it. Okay, now we have the  
5 approval of Supplemental Agreement #2, between Paul  
6 I. Cripe, Incorporated and Allen County, for the  
7 Maysville Road/Stellhorn Road Intersection, Project  
8 #00-274, for \$44,361.00. Good morning.  
9 FITCH: Good morning.  
10 BLOOM: Good morning.  
11 FITCH: Mike Fitch, Allen County Highway Department.  
12 The Maysville/Stellhorn Road intersection has been  
13 under design for several months now, and in January a  
14 developer came to us, who is developing the southwest  
15 corner of Maysville and Stellhorn, with a new  
16 development plan, which included a new entrance off  
17 of Stellhorn. This entrance, it was not compatible  
18 with our original road design, and we have since  
19 revised our road design, which required the plans to  
20 be revised, and created this need for a change order.  
21 BLOOM: I'll make a motion that we accept the  
22 Supplemental Agreement #2, at the tune of 44,361  
23 [\$44,361.00].  
24 ROUSSEAU: I'll second it.  
25 IRVING: All in favor say "aye."

0044  
1 BLOOM: Aye.  
2 ROUSSEAU: Aye.  
3 IRVING: Aye. Motion carried. Next on our agenda,  
4 if you might notice, that Linda has a partner, that  
5 has joined her next in our Legislative Courtroom  
6 today. And, Linda, I'm going to let you talk a  
7 little bit about the "Share the Road" project, and I  
8 don't know if Mr. Fitch wants to add something or  
9 not.  
10 BLOOM: We have an ordinance--  
11 IRVING: Stand up and--  
12 BLOOM: Oh, give me a break. We have an ordinance  
13 this morning that we're going to do for "Share the  
14 Road" signs that we have made and distributed, or are  
15 distributing 100 of these, is that right--  
16 FITCH: Yes.  
17 BLOOM: --in various locations. As you can tell from  
18 this sign, this is an informational sign here, we're  
19 not doing bike paths, designated bike paths, with  
20 this sign. We're simply saying "Share the Road," be  
21 aware, there are bicyclists. We had a press  
22 conference last week with a couple of families that  
23 have lost loved ones, and we are sharing this "Share  
24 the Road" program with them. They have collected  
25 monies, and are going to be doing some advertising.

0045  
1 We felt this to be a big part of our community,  
2 because of all the physical fitness that everyone's  
3 doing, and the walking, and the biking. We felt very  
4 good in sharing this expense with the "Share the

5 Road" signs, and--do you want to give them a couple  
6 locations maybe? We--we've got--actually, we've got  
7 a map here with the designated spots. But, they've  
8 given us locations where a lot of them do bikes--  
9 bicycling.

10 FITCH: Yeah, we are--this--this plan shows  
11 approximate locations around the county. We--we've  
12 placed signs in all townships. There's more signs in  
13 higher--higher populated areas, and more traveled  
14 areas. The signs were placed discretionarily around  
15 the county, they do--they are not all on bike routes.  
16 We've tried to pick locations where they would be  
17 more visible. We didn't put them out in remote, you  
18 know, county roads, so that we put--we want them to  
19 be visible, and to encourage safe travel on our  
20 county roads.

21 BLOOM: Exactly. Again, I'm repeating, these are  
22 not--we're not saying these are bike paths, or  
23 walking paths, we're simply saying, be aware, share  
24 the road, get out of their way. They have rules they  
25 have to abide by too, but we need to be extra

0046  
1 cautious, especially with the weather coming and  
2 everything.

3 IRVING: Vanna, would you--oh, I'm sorry, you're not  
4 Vanna. I was confused for a minute there. Would you  
5 like to--Commissioner Bloom, I know this is near and  
6 dear to your heart, as well as Ed's and mine, would  
7 you like to read the top part of the ordinance for  
8 this?

9 BLOOM: Absolutely. This morning, we're doing an  
10 ordinance, and it's going to--I'm not going to read  
11 the whole ordinance, but it suggests, Whereas the  
12 Commissioners have received a request from residents  
13 of Allen County to install "Share the Road" signs,  
14 which remind drivers that the roadways are shared  
15 with bicycles, and Whereas the Commissioners have  
16 given consideration to the request, and have  
17 determined it is advantageous to the health and  
18 public well-being of the residents in Allen County to  
19 install such signs, and it goes on. And, I would  
20 like to make a motion this morning to accept  
21 Ordinance Number 4-30-03-17, on the "Share the Road."

22 ROUSSEAU: I second it.

23 IRVING: All in favor say "aye."

24 ROUSSEAU: Aye.

25 BLOOM: Aye.

0047  
1 IRVING: Motion carried. Very good. Okay, I think  
2 we have a couple more highway projects. I'd like to  
3 approve and accept Warranty Deeds and/or Perpetual  
4 Highway Easement required for additional right of  
5 way, in Allen County, on Union Chapel Road; Parcel  
6 28, Mr. and Mrs. Pelkington; Parcel 58, Mr. and Mrs.  
7 McCorkle; and Parcel 63, Mr. Pelkington.

8 BLOOM: So moved.

9 ROUSSEAU: Second.

10 IRVING: All in favor say "aye."

11 BLOOM: Aye.

12 ROUSSEAU: Aye.

13 IRVING: Aye. Approve and accept Trustee Deed from  
14 the Herman Wayne Wann--  
15 BLOOM: Yeah, Wann.  
16 IRVING: --Wayne Wann Family Trust, to the Allen  
17 County, for additional right-of-way required for the  
18 Springfield Center Road Bridge, over the Wann Ditch,  
19 Project #00-023.  
20 BLOOM: So moved.  
21 ROUSSEAU: Second.  
22 IRVING: All in favor say "aye."  
23 ROUSSEAU: Aye.  
24 BLOOM: Aye.  
25 IRVING: Aye. Motion carried. Approve and accept

0048  
1 sewer contract between the Board of Commissioners and  
2 the City of Fort Wayne Pollution Control Utility for  
3 the purpose of providing sanitary sewer extension as  
4 part of the right-of-way negotiations for the Dupont  
5 Road Phase II, Project #01-012, for a cost of  
6 \$1,944.62.  
7 BLOOM: Would you explain this to me again, please?  
8 FITCH: Yes. Our improvements at the intersection of  
9 State Route 3 and Dupont Road included pavement  
10 widening along Mrs. Johnson's property. We needed to  
11 acquire property to make those improvements, and we  
12 were going to be damaging her leech field system.  
13 And, so, as part of the right-of-way negotiations we  
14 agreed to tie her to an--a local sanitary sewer to--  
15 to get her off of the leech field.  
16 BLOOM: Exactly. And, I'll make a motion that we  
17 accept this.  
18 ROUSSEAU: I'll second it.  
19 IRVING: All in favor say "aye."  
20 BLOOM: Aye.  
21 ROUSSEAU: Aye.  
22 IRVING: Motion carried. I'd like to have approval  
23 of an Interlocal Agreement with the Town of  
24 Zanesville for highway signs and pavement markings.  
25 FITCH: This is a annual agreement with Zanesville.

0049  
1 BLOOM: Okay.  
2 FITCH: We do their--  
3 BLOOM: Highway signs.  
4 FITCH: --pavement markings and signs, and our  
5 striping program is going to start this summer, so  
6 that's part of that.  
7 BLOOM: I'll make a motion that we accept this.  
8 ROUSSEAU: I second it.  
9 IRVING: All in favor say "aye."  
10 BLOOM: Aye.  
11 ROUSSEAU: Aye.  
12 IRVING: Aye. Motion carried. Approval to update  
13 the striping log for 2003 for the Allen County  
14 Highway Department--  
15 BLOOM: How many--  
16 IRVING: --for Allen County Highways.  
17 BLOOM: --how many miles are we doing?  
18 FITCH: We have over--over 200 lane miles. We  
19 doubled the number of lane miles from last year, and  
20 this striping log, we have to officially stripe the  
21 "Passing," "No Passing," zones, and record that,

22 because if we get in a--an accident, and we go to  
23 court, we have to document that those stripes were  
24 put on there by an engineering report. So, this is--  
25 BLOOM: Another safety issue that we're dealing with,  
0050

1 especially in unlit areas, and we find this to be  
2 very beneficial to the taxpayers, and as a safety  
3 issue, and the Highway Department, like you just  
4 said, has doubled this.  
5 FITCH: Yes. Yes. Our edge lines are--we've got a  
6 lot of compliments, at different meetings I've been  
7 to--  
8 IRVING: Yes.  
9 BLOOM: It's wonderful. Yeah.  
10 FITCH: --about the edge lines, and I think the  
11 Commissioners asked me to increase the mileage last  
12 year, and we've done that.  
13 BLOOM: Exactly.  
14 IRVING: I'll accept a motion.  
15 BLOOM: I'll make a motion that we accept this.  
16 ROUSSEAU: I second it.  
17 IRVING: All in favor say "aye."  
18 ROUSSEAU: Aye.  
19 BLOOM: Aye.  
20 IRVING: Aye. Mike, do you have anything else for  
21 us?  
22 FITCH: That's all I have. Thank you very much.  
23 IRVING: Thank you very much.  
24 BLOOM: Thank you.  
25 IRVING: You have a nice week.

0051  
1 FITCH: The sign--  
2 IRVING: Susan--  
3 FITCH: --can stay up here as long as you wish, or we  
4 can put it out in the--out in the hallway. I think  
5 it would be a good public--  
6 IRVING: Okay.  
7 FITCH: --you know, for a couple of weeks, just to  
8 leave it here and let people see it.  
9 IRVING: Great. Thank you very much, Mike.  
10 BLOOM: Thank you.  
11 FITCH: They're bigger than what they look out--when  
12 you drive past them at 60 miles an hour.  
13 IRVING: Susan, do we have anything else on our  
14 agenda?  
15 BLOOM: Thank you.  
16 ELSER: I do not have anything else.  
17 IRVING: Okay. Any other business?  
18 BLOOM: Good morning.  
19 IRVING: Good morning.  
20 BROWN: Good morning.  
21 DOWNS: Good morning.  
22 IRVING: Would you like to introduce yourselves?  
23 DOWNS: Certainly.  
24 BROWN: Therese Brown, Clerk of the Allen Circuit and  
25 Superior Court.

0052  
1 DOWNS: Andy Downs. I'm the Democratic Member of the  
2 Allen County Election Board. David Wright would be  
3 here, but he has to be in court, up in Gary, taking



4 care of his day job. First--actually, I want to  
5 thank you for the signs, as a cyclist I do appreciate  
6 those, and I also appreciate your efforts at keeping  
7 mercury out of New Haven and Allen County, so thank  
8 you very much.

9 IRVING: Thank you. Thank you.

10 DOWNS: But, I do have two kinds of quick  
11 introductory statements, and then a couple of reasons  
12 for doing what we're asking you to do. First of all,  
13 in Allen County, we have extremely accurate  
14 elections, as evidenced by our last recount. And, we  
15 have--we have to thank not only--we'd love to take  
16 all the credit for it, obviously, but we know we  
17 can't, we have to thank the people who work out in  
18 the precincts, who actually take care of day-to-day  
19 activities, and then also those who help us count the  
20 votes. So, we wish to thank them first--first off.  
21 Secondly, we appreciate how difficult your jobs are.  
22 Unlike, mayors, who appoint their division and  
23 department heads, you deal with elected officials,  
24 and so it makes it much more difficult for you to  
25 dictate to people what the budget should look like,

0053  
1 and we understand how difficult it is to put together  
2 and administer a county budget.

3 We think that there are four reasons for you  
4 to approve the expenditure for food for Election  
5 Board members, Election Board workers, on Election  
6 Day. The first one is that this goes back to the  
7 1970s, at--that's the earliest we know, it may go  
8 back even further than that. But, we are not people  
9 who think that this is the way we've always done it  
10 is a good reason to do something, so you can  
11 disregard that reason if you wish. The second reason  
12 is that this is actually an expenditure that was  
13 approved by County Council in last year's budget  
14 negotiations for the 2003 budget. The third reason  
15 is that cities are actually paying this election  
16 bill, and that the County serves more as a pass-  
17 through than as the actual funder of these particular  
18 elections. And then the fourth reason is that a  
19 number of the people who show up on Election Day, to  
20 work, start at 5:00 in the morning, and will be there  
21 until the last vote is counted, which can be as early  
22 as midnight, and as late as 6:00 the next day. We  
23 think that it's a little unreasonable and unfair to  
24 ask people to work for somewhere in the neighborhood  
25 of 20 to 25 hours without some sort of food. We know

0054  
1 the final decision is yours to make, but we do ask  
2 that you consider these reasons when you make your  
3 decision, and that you reconsider and allocate--or,  
4 actually, allow for the expenditure, that is in  
5 budget, for food for Election Day.

6 IRVING: Well, I think that there's some--obviously,  
7 this morning, I read the paper, and I knew--I figured  
8 that you were--were coming here. And--and, Andy, I  
9 will open it up to my other two Commissioners, but  
10 I'd like to make a few statements, if I could. First  
11 of all, how much do you pay your Commissioners to  
12 work the Election Day?

13 BROWN: Commissioners?  
14 IRVING: Uh-huh (affirmative).  
15 BROWN: What--  
16 IRVING: And your technicians, how much do they get  
17 paid?  
18 BROWN: I can't tell you off the top of my head.  
19 DOWNS: We, actually, recently moved--  
20 IRVING: I heard your technicians get like \$25.00 an  
21 hour, is that correct?  
22 DOWNS: Uh, we--  
23 IRVING: And they are out in the field?  
24 DOWNS: The technicians are out in the field, that is  
25 correct.

0055

1 BROWN: And those are individuals that are not being  
2 considered into the meal reimbursement.  
3 IRVING: Okay. Well, I'm just kind of getting a  
4 whole grasp of the situation here. Also, the  
5 Election Board members, do they not get paid  
6 \$6,000.00 a year to serve on this board?  
7 DOWNS: Yes, we do.  
8 IRVING: Okay. The other board that is paid, that  
9 I'm aware of, unless somebody else knows, is the  
10 Alcoholic Beverage Commission, and that's probably  
11 approximately \$3,000.00. So, I mean, I think there's  
12 only the two boards that get paid.

13 Second of all, I have three statements that I  
14 would like to make first. When the proposal came to  
15 us for the \$384.00, at 24 people, if you divide that  
16 up, that's \$16.00 per person. First of all,  
17 breakfast and lunch, I mean, should be provided,  
18 because--I mean, that should be provided on their  
19 own, definitely. I mean, it's within the--the work  
20 hours. \$16.00 per person, for an evening meal, to  
21 me, seems exorbitant. Especially, since we're  
22 talking--\$384.00 doesn't seem like a lot, but when  
23 we're in the budget crunch that we are right now,  
24 that is a lot, and I have a hard time justifying  
25 \$16.00 per person, when I'm sure that we could

0056

1 probably get some people to donate, we could get it  
2 at a lesser cost. I know that I'm not--there are  
3 caterers that--that would gladly come in for \$8.00 or  
4 \$9.00 a person, and bring things, and \$16.00 is  
5 exorbitant to me. But, I'm just one of three.

6 The other thing I would like to add is that  
7 the Commissioners were very gracious with the  
8 Election Board to spend, and I think it's \$7600.00,  
9 we just got done, on the software package, to  
10 alleviate, and to help, as far as the phone calls on  
11 Election Day, to find out where you're going to vote,  
12 where the new voting is. It's been on our website.  
13 In fact, to date, we have over 1500 people that have  
14 checked their voting locations. So, by rights, even  
15 if you want to look at it at a 50% ratio, we have  
16 saved you 750 phone calls, okay? And, we just  
17 approved that \$5600.00 on April 7th, if you remember.  
18 And, the last thing I would like to say about that is  
19 that fewer phone calls, to me, are going to create a  
20 smoother election for you. And, I feel very strongly

21 that \$16.00 a person, you multiply that times 24,  
22 unless my calculator's not right, is \$384.00, and  
23 that's exorbitant.

24 BROWN: I think one thing that--I--

25 IRVING: I--just one minute--

0057

1 BROWN: Okay.

2 IRVING: --my other two Commissioners, if they'd like  
3 to add anything?

4 BLOOM: Well, the only thing I have to say is,  
5 wouldn't these people eat at any job they were doing?  
6 I mean, wouldn't they be responsible for their food,  
7 anywhere they were located? I've had a precinct over  
8 30 years myself, and, you know, I'm responsible to  
9 feed these people, they're there 12 hours. And, I  
10 pick up and deliver food to my people all the time.  
11 But, what I--I guess the bottom line is, any  
12 meetings, or anything that we call in here, the  
13 Commissioners pay for--we never take it out of the  
14 budget, we always pay for the food if--if necessary,  
15 or cookies, or whatever, we pay for this, we don't  
16 take it out of the County budget. But, the bottom  
17 line on this is, of course they have to eat, of  
18 course they're confined there, and they should be  
19 nourished. But, wouldn't they have to eat at any job  
20 that they were at?

21 BROWN: I think one of the things that was brought up  
22 yesterday, one, I want to clarify the \$16.00 figure  
23 that you're--you're referencing by--by virtue of the  
24 math, and that is the number that was quoted to us  
25 yesterday, and I think that that--that number was

0058

1 based on the fact of what a meal allowance amount  
2 would be for a regular County employee under the  
3 normal scenario of travel. So, whether--

4 BLOOM: Okay.

5 IRVING: Travel. But, travel, Therese. Okay.

6 BROWN: --granted--and granted, I--and, I--and, as a  
7 board member, you know, this was brought to our  
8 attention, and we were going with that information.  
9 And, I don't think that the board would have any  
10 difficulty if this were to be approved in reducing  
11 that cost, that's not--I don't think necessarily the  
12 issue at this point. You make valid statements, no  
13 doubt. I think that one of the things that was  
14 leading me down this same road that Andy and David  
15 both feel very strongly about, and being the new kid  
16 on the block, we have paid for it in the past, which  
17 doesn't necessarily mean that that's what we always  
18 do, and that's the way it's always been done, but we  
19 are statutorily required to have these individuals  
20 there, and not leave more of an extended period of  
21 time than what the general election worker would be,  
22 from 6:00 to 6:00, or from 5:00 to 6:00 or 7:00. I  
23 mean, we're--

24 BLOOM: More than. Okay. Okay.

25 BROWN: --they're there for the entire duration.

0059

1 DOWNS: There's one final point, and that is that a  
2 number of years ago, the precinct workers were paid  
3 a--a wage, and then they also were given a meal

4 allotment, a certain amount of money for meals. And,  
5 the County Council, a number of years ago, asked us  
6 to put those two into one--one pot, so that they  
7 didn't have to keep track of two lines, which we did.  
8 The people who are working downtown have never had a  
9 separate allocation given directly to them, because  
10 it was simply easier for us to coordinate meals  
11 through one source, which is why that money was never  
12 rolled into their payment.

13 BLOOM: So, in other words, they're not being paid  
14 for food down there?

15 BROWN: No.

16 DOWNS: Never have been. It was--

17 BLOOM: Even though they're confined to this  
18 location, wouldn't they still have to eat, no matter  
19 where they were? I mean--

20 IRVING: Well, they--they're not confined from 5:00  
21 a.m. in the morning, until midnight the following--

22 DOWNS: Actually--

23 IRVING: --I mean, they can rotate going out. I  
24 mean, I--I've worked many elections.

25 DOWNS: --there are some people who are there

0060

1 basically from 5:00 in the morning--

2 IRVING: Well--

3 DOWNS: --other than just us board members--

4 BLOOM: Yeah.

5 IRVING: Okay.

6 DOWNS: --who are there from 5:00 in the morning  
7 until the last vote is counted. But, even if you  
8 wish to focus just on the canvas board, the first  
9 members of the canvas board show up at 2:00 in the  
10 afternoon, and they do stay until the last vote is  
11 counted, which can be 12:00, 1:00, in fact a couple  
12 of elections ago it was 6:00 in the morning when we  
13 were done.

14 IRVING: Well, this election that we're talking  
15 about, it has been predicted that it is going to be  
16 one of the lowest turnout elections, and that came  
17 right from the Election Board.

18 BLOOM: That's--

19 IRVING: Ed, would you like to say anything? I mean,  
20 \$16.00 a person, to me, is exorbitant.

21 BLOOM: I--

22 DOWNS: I don't think anyone's arguing with you about  
23 \$16.00--

24 BROWN: No, no, no.

25 DOWNS: --that was simply based on the travel policy.

0061

1 IRVING: But, that's what was submitted to the  
2 Commissioners, Andy. And, we had to sign according  
3 to what was submitted to us. It was submitted to us,  
4 24 people, for dinner, at a cost of \$384.00, you  
5 divide the math, that's \$16.00 a person, and we would  
6 not sign that.

7 BLOOM: I don't think that's the point. The point  
8 isn't the dollar amount, it's why are we paying to  
9 feed workers, when they're getting paid for this,  
10 right?

11 IRVING: Uh-huh (affirmative).

12 DOWNS: The employ--people are getting paid to do the  
13 work, that is correct.  
14 BLOOM: So, if people are being paid to do the work,  
15 why would we feed them?  
16 IRVING: Ed?  
17 DOWNS: There are--  
18 BLOOM: I mean, I don't feed our staff every day  
19 because they work.  
20 DOWNS: --there are a couple of reasons that you can  
21 look at to--  
22 BLOOM: I mean, I don't get this.  
23 DOWNS: That--that's fine. I understand your point.  
24 You understand that we do pay the precinct workers,  
25 the people who are actually in polling places--

0062  
1 BLOOM: Absolutely.  
2 DOWNS: --from 5:00 in the morning, until they're done  
3 processing.  
4 BLOOM: Absolutely.  
5 DOWNS: The same theory has been applied to those who  
6 work the Canvas Board, because under--under a fairly  
7 strict interpretation of the law, they are not  
8 supposed to leave the Canvas Board area until the  
9 canvas is completed.  
10 BLOOM: Okay.  
11 DOWNS: So, technically, even if we did decide, let's  
12 let them rotate out--  
13 BLOOM: Okay.  
14 DOWNS: --we could potentially be violating election  
15 law.  
16 IRVING: And how much are these people paid?  
17 DOWNS: They are paid--they used to--they actually  
18 haven't gotten a raise in over 15 years, they are now  
19 paid an hourly rate, which in some elections means  
20 they will get paid less per hour than they had in the  
21 past.  
22 IRVING: Well, what is--what is the--  
23 DOWNS: \$250.00. Well, I--I'm sorry, it's--it's  
24 \$25.00 per hour, I believe it is.  
25 BLOOM: \$25.00 an hour? Take the precinct worker

0063  
1 cost and divide it by 12 or 14.  
2 IRVING: These people are paid \$25.00 an hour.  
3 BLOOM: I don't believe that's \$25.00 an hour.  
4 IRVING: Ed, would you like to say something. I see  
5 you--  
6 BLOOM: Oh, my--oh, I didn't know.  
7 IRVING: Oh, I did. That's where I was going from  
8 the very beginning.  
9 ROUSSEAU: The--I've--I remember quite a few things.  
10 I cannot remember, and you made a statement earlier  
11 that--I can't remember, does the City pay for their  
12 election, do they pay for this election?  
13 DOWNS: Yeah, during--  
14 BROWN: Yes.  
15 DOWNS: --in municipal election years, the--the--  
16 BROWN: The municipalities do.  
17 DOWNS: --the municipalities that make use of the  
18 Allen County Election Board services actually fund  
19 the election.  
20 BLOOM: But, in a general election, they don't pay

21 the City and the County, I mean, we don't split the  
22 cost?  
23 DOWNS: This is the one year, out of four, where the  
24 cities pay for elections. The rest of the time it's  
25 an expense borne by the County.

0064  
1 BLOOM: Okay, so the general elections for the whole  
2 county--  
3 BROWN: A county wide.  
4 IRVING: But, what about Huntertown?  
5 BLOOM: --then we pay for it.  
6 BROWN: They pay for their own.  
7 DOWNS: Primaries and generals, we--what I want to  
8 specify is that elections that are not municipal  
9 elections, whether they're primaries, or general  
10 elections, are paid for by the County.  
11 IRVING: Okay. And, Huntertown, I know, is having--I  
12 mean, we have some "City races" that are in--  
13 BROWN: Yeah, little.  
14 IRVING: --in the towns that are within--  
15 BROWN: Yeah.  
16 IRVING: --Allen County.  
17 BROWN: Right. Yes. Huntertown, Leo-Cedarville--  
18 DOWNS: Monroeville.  
19 IRVING: Okay. So, the City pays for that election,  
20 too, please.  
21 DOWNS: Each of those muni--each municipality pays  
22 for it.  
23 BLOOM: They pay. Okay.  
24 BROWN: They pay, yes.  
25 DOWNS: So, Monroeville's paying for theirs, New

0065  
1 Haven's paying for theirs.  
2 IRVING: Go ahead. Let's let Ed talk.  
3 ROUSSEAU: And, then the--it seems to me as if you  
4 just said earlier that there was an accommodation  
5 made by the Council that there was a salary figure,  
6 and then along with that there was a meal figure, and  
7 that they consolidate them for the purposes of--of  
8 being more efficient. Did you say that, or did you  
9 not say that?  
10 DOWNS: Yes, that was for people who actually worked  
11 in the precincts, not for the Canvas Board, or the  
12 people who--the Election Day Commissioners, who work  
13 in the office across the street.  
14 ROUSSEAU: All right. Well, the--the--as we've  
15 received the letter informing us, or asking us about  
16 it, there--there was very little information, as far  
17 as--I--I was concerned. And, the toughest part about  
18 having a financial situation that we have now is,  
19 it's probably--we've had several other times when  
20 it's been very difficult. And, so, but this is the  
21 worst. And, we have a hard time with a reality check  
22 here, in the County. It--it's always, someone else  
23 might be able to carry the financial burden, so when  
24 we get something saying that someone--and it did say  
25 it, and there was no explanation, at least that I

0066  
1 saw, saying, "Well, we want \$16.00 for--for dinner,"  
2 this is Fort Wayne, Indiana--

3 IRVING: When they're getting paid \$25.00 an hour.  
4 ROUSSEAU: Well, I--I assume they got paid something.  
5 I--it wasn't--but, it came with very little--  
6 BLOOM: But, it is \$25.00 an hour.  
7 ROUSSEAU: --explanation. And--and then--and, so, I  
8 noticed that--that it--that things weren't running  
9 very positive, or--with our group, and I concurred  
10 with that. And, so, of course, if the City's paying  
11 for it, that's a whole other--will they be paying for  
12 these meals?  
13 IRVING: Nuh-uh (negative).  
14 BLOOM: No, but the--  
15 DOWNS: Yes, the--  
16 BLOOM: They would?  
17 DOWNS: --the--they pay for the costs of the  
18 election.  
19 BLOOM: But, the bottom line is, if precinct workers  
20 are working all those hours, they are not making  
21 \$25.00 an hour doing this.  
22 DOWNS: No, they're not. We would--  
23 BLOOM: And--  
24 DOWNS: --we would love to pay our precinct workers  
25 more than we do--

0067  
1 BLOOM: Absolutely.  
2 DOWNS: --in fact, we--we have just, I think it was  
3 last year, approved a small increase for the precinct  
4 workers. We would love to pay them more.  
5 BLOOM: I--I'm--understand that.  
6 DOWNS: And, the--  
7 IRVING: And, at \$25.00 an hour, at 12 hours, because  
8 it's from 6:00 in the morning, to 6:00 at night,  
9 they're really there even longer, because they have  
10 to be there earlier. That means precinct workers  
11 would be paid over \$300.00 for the day. And, they  
12 are getting paid anywhere from 75 [\$75.00] to 100  
13 [\$100.00].  
14 DOWNS: A little over 100 [\$100.00], if you're an  
15 inspector.  
16 IRVING: Okay. Well, I--where would you--my partners  
17 like to go with this. We've already signed, saying  
18 that we will not pay the \$384.00, where would you  
19 like to go from on this?  
20 ROUSSEAU: Well, if--my concerns, of course, was  
21 setting an example at every opportunity we can, so  
22 that the 1300, or 1400 employees, 1400 employees that  
23 we have, have some idea, have we been asked by the  
24 County Council to do everything we can to help out,  
25 and so that's what we were trying to do. I was

0068  
1 dismayed somewhat by the conversations that took  
2 place in the media--  
3 IRVING: That's right.  
4 ROUSSEAU: --as if we had run a dagger into your  
5 heart. And, that--  
6 BLOOM: Yeah, that reporting was interesting.  
7 ROUSSEAU: --some type of a communication, other than  
8 through the newspaper, might have been more fitting,  
9 at least for me. I--I always--I--according to the  
10 newspapers, I'm angry a lot. I don't--I don't know  
11 that I'm really that angry all the time, but if the

12 cities pay for it, you know, why not give them  
13 \$100.00 for--  
14 IRVING: Well, why do we have to approve it if the  
15 City is paying for it. Why did you not just go to  
16 them and ask?

17 DOWNS: It's an expenditure--the cities reimburse the  
18 counties. You all still have to authorize our  
19 expenditures, just like you do when we're using  
20 County dollars to do that. And--

21 BLOOM: I already signed a paper to decline this  
22 claim. I think we're just--you know, if there was an  
23 evenness of fairness here, but I can't allow meals to  
24 be brought in to people making \$25.00 an hour, when  
25 the precinct people are making far less than this.

0069  
1 DOWNS: We understand your point, and Commissioner  
2 Rousseau's been in public life long enough to know  
3 that occasionally things that get discussed in public  
4 meetings end up getting reported before anyone has an  
5 opportunity to speak with--

6 ROUSSEAU: Way too much, as far as I'm concerned.

7 BLOOM: Yeah.

8 DOWNS: --before people have an opportunity to speak  
9 with other groups.

10 BLOOM: In a very negative way. We're really bad  
11 guys, you know.

12 DOWNS: And, see, you're smiling right now, so I hope  
13 they report that you weren't angry at this meeting.

14 ROUSSEAU: No, no, no.

15 IRVING: Well, I just hope that it's--it's reported  
16 this time that--that the Election Board members make  
17 \$6,000.00 a year, and the people that are working the  
18 election, that you're talking about, are making  
19 \$25.00 an hour, and you are asking us to provide  
20 their dinner, for \$16.00 per person. And--and it's  
21 already been declined, and--I don't know, where do  
22 you want to go with it?

23 ROUSSEAU: Well, is it the--is it the dollar amount  
24 that--or--

25 IRVING: Yes, it's--

0070  
1 ROUSSEAU: --or the fact that we're--  
2 IRVING: --it is a--  
3 BLOOM: I don't think it is a dollar amount. I don't  
4 care if it was \$5.00. I'm just saying, they're  
5 getting paid \$25.00 an hour.

6 IRVING: Have you ever thought about going to the two  
7 parties and asking them to split the dinner bill  
8 between the--the Republican and the Democratic Party.

9 DOWNS: Actually, I can tell you, I've already gotten  
10 a call from one of the parties, suggesting that that  
11 happen.

12 IRVING: Well--

13 BLOOM: Great. Great.

14 IRVING: --great. Then that means tax dollars would  
15 not be used then.

16 ROUSSEAU: Which one of them's a big spender, tell  
17 me?

18 DOWNS: The Democrats.

19 ROUSSEAU: Oh, no.



20 IRVING: Well, that's--  
21 ROUSSEAU: The Republicans will match it.  
22 IRVING: That's right. I'm sure that probably Steve  
23 Shine, at 4:00 this morning, didn't know how to get a  
24 hold of either one of you two, and that's why he  
25 didn't. We will take it under advisement, I guess.

0071  
1 But, we've already--well, we've already signed, I  
2 don't know where to go from on here. Are you asking  
3 us to reconsider, are you going to resubmit  
4 paperwork?  
5 DOWNS: We would ask you to reconsider--we'd ask you  
6 reconsider. We'll resubmit, if you want, if it's the  
7 dollar figure that offends you, we can get a more  
8 accurate dollar figure, as opposed to simply using  
9 the per diem--  
10 ROUSSEAU: Well, I--  
11 DOWNS: --that's allowed by County officials. I--  
12 BLOOM: I'll make a motion that that stands--  
13 DOWNS: --I--  
14 BLOOM: --that the--go on.  
15 DOWNS: --one of the things I want to make sure that  
16 we all understand here is that the people who work  
17 for the Election Board, whether they be precinct  
18 workers, the Canvas Board members, or Election Day  
19 Commissioners, do their jobs, and they do their jobs  
20 exceptionally well--  
21 IRVING: You bet.  
22 BLOOM: You bet.  
23 DOWNS: --and we are extremely lucky that we have  
24 people who come back--  
25 BLOOM: You bet.

0072  
1 DOWNS: --year after year--  
2 IRVING: You bet.  
3 DOWNS: --after year, after year, willing to do this  
4 for the pittance that we pay precinct workers, and  
5 the pittance that we pay some of the other people who  
6 work. What I hope we don't do, by wanting to look  
7 even, is offend some of the people who have helped us  
8 count votes extremely accurately. They agreed to a  
9 change in their pay structure last year, this year  
10 they're looking at the loss of food. We understand  
11 your--your budget constraints right now. We  
12 appreciate the difficulty in doing your job. But, we  
13 also hope that, at least, here for the moment, you  
14 can acknowledge what you have, the importance of the  
15 work they do, and the accuracy of the work they do,  
16 and the hope that they continue to come back and give  
17 us the same good service they've always given us.  
18 IRVING: Are you--let me understand you, Andy, that  
19 you are saying that you think that by us denying  
20 this--this food allocation, that you're going to have  
21 trouble finding people at \$25.00 an hour to work that  
22 day? Is that what you're trying to tell me?  
23 DOWNS: What we may have a problem finding are people  
24 who are capable of doing the work, who are able to  
25 put in the hours, because, remember, although they're

0073  
1 getting paid \$25.00 an hour, a number of them will  
2 have to take off a portion of the work day, on

3 Tuesday, from their regular job. And, for some of  
4 them, a portion of the work day on Wednesday,  
5 precinct workers do it as well, these people,  
6 especially as we move into 2004, with provisional  
7 ballots, are Canvas Board members, maybe looking at  
8 taking off at least two days, if not more days, to  
9 count ballots.

10 BLOOM: Really?

11 DOWNS: Provisional ballots are gonna extend the  
12 amount of time it takes us to get the official tally  
13 of votes in. So, although \$25.00 is a lot of money,  
14 I'm not denying that, and the \$6,000.00 that I get  
15 paid is a lot of money, and I'm very happy to have  
16 that, these people--it--it's not like this is the  
17 only thing they do. These are people who have other  
18 jobs, and who have to take time off work to come and  
19 do this.

20 BLOOM: But, if they're--

21 IRVING: Personal days, vacation days, and so forth.

22 BLOOM: --but, if they're County employees, we pay  
23 employees for working the precincts.

24 IRVING: Uh-huh (affirmative).

25 DOWNS: I'm sorry, could you--you--I was lost there.

0074  
1 BLOOM: If--if they're Cit--I don't know what the  
2 City does, but County employees are paid if they work  
3 the precincts on Election Day.

4 IRVING: Plus, they get their other salary.

5 BROWN: True.

6 DOWNS: Yeah, the City has a--a--

7 IRVING: Similar?

8 DOWNS: --the provision's not quite like that one--

9 BLOOM: Okay.

10 DOWNS: --but there's a similar provision for that.

11 BLOOM: So, I am guessing that there are a lot of  
12 County employees that would love doing this.

13 DOWNS: We also have to keep in mind that the Canvas  
14 Board does have to have a partisan balance, which is  
15 one of the things that becomes--

16 BLOOM: Well, we could easily get that, too.

17 IRVING: Right.

18 DOWNS: --difficult to making sure that we do that.

19 IRVING: Do you have a phone number that you would  
20 like to give, Andy, to people that if--if there are  
21 people that are offended, and that you would have  
22 openings, that they could call you, and say that  
23 they'd be willing to do this?

24 DOWNS: The Election Board telephone number is in the  
25 phone book. They're more than welcome to call that.

0075  
1 My point is that we have qualified people who like to  
2 do this work--

3 BLOOM: I know.

4 IRVING: Uh-huh (affirmative).

5 DOWNS: --and who do it extremely well--

6 BLOOM: You bet they do.

7 DOWNS: --and that we would not like to lose those  
8 people.

9 IRVING: Okay.

10 DOWNS: If we do lose them, we hope that we'll be

11 able to replace them, and I'm sure we will be able  
12 to replace them. But, we have good people, who are  
13 qualified, who do a very good job--  
14 IRVING: You're right, you do.  
15 BLOOM: Oh, of course, you do.  
16 DOWNS: --and I don't want to do anything to offend  
17 them.  
18 IRVING: That's right. Well, thank you very much for  
19 coming.  
20 DOWNS: Thank you.  
21 BROWN: Thank you.  
22 IRVING: Thank you. Okay, before we have comments  
23 from the public, I'd have to have approval to waive  
24 the 2nd reading on any matters that--  
25 ROUSSEAU: So moved.

0076  
1 BLOOM: Second.  
2 IRVING: All in favor say "aye."  
3 BLOOM: Aye.  
4 ROUSSEAU: Aye.  
5 IRVING: Aye. I'd like to have comments from the  
6 public.  
7 BLOOM: Good morning.  
8 IRVING: Come right on up. And, I'm sorry, our  
9 meetings usually don't last quite this long.  
10 FRANCIES: I'm Fred Francies, and I own the property  
11 just north of the Hamilton Meadows.  
12 BLOOM: Okay.  
13 IRVING: The Noyer Road property, is that the one?  
14 FRANCIES: Yes. Yes.  
15 IRVING: Okay.  
16 FRANCIES: Right. And, I was concerned about the  
17 possibility, down the road, they could force their  
18 road through my property.  
19 BLOOM: Only if you sell it and it's developed. They  
20 do the stubs--isn't that right, they do the stubs,  
21 they're not going to come through your property if  
22 you own it, sir. You would have to sell it--  
23 FRANCIES: They don't have imminent domain.  
24 ROUSSEAU: No.  
25 IRVING: No.

0077  
1 BLOOM: No.  
2 ROUSSEAU: Not for that purpose.  
3 BLOOM: No, no--no, no. If you--  
4 FRANCIES: They did down at General Motors. They  
5 went through Shaw's property.  
6 IRVING: Kim--I see our Director of Planning Services  
7 is up here. Kim, I think that you have talked with  
8 this gentleman, am I correct, or--why don't you come  
9 up and join us, and maybe you can kind of clarify  
10 what we're talking about here.  
11 BLOOM: Of course, he has concern.  
12 IRVING: I know.  
13 BLOOM: Yeah.  
14 BOWMAN: Hello. I'm Kim Bowman, Executive Director  
15 of the Department of Planning Services. Mr. Francies  
16 has spoken with Michelle Wood, of our staff, about  
17 this issue. It's staff's understanding that Mr.  
18 Francies is concerned--and I believe your son was at  
19 the Public Hearing--

20 FRANCIES: Yeah.  
21 BOWMAN: --wasn't he--  
22 FRANCIES: Yeah.  
23 BOWMAN: --with this project, with the possibility of  
24 a road going through his property before he sells it,  
25 and before the property is developed. I would like

0078  
1 to call your attention to a couple things, as part of  
2 the approval. Mr. Francies' property is to the north  
3 of the project. The Plan Commission, in its  
4 approval, just required a stub street, leading from  
5 this development, will be shown, determined by staff  
6 and the Highway Department. The property to the east  
7 is zone for multi-family, but the density is at 3.8  
8 units per acre. A typical multi-family project is at  
9 least 10 units per acre, it's a much higher density.  
10 The--the property to the east was rezoned multi-  
11 family at a time where Sycamore Hills, initially, was  
12 zoned RSP-3. There was a trend for zoning single  
13 family developments RSP-3, because of some of the  
14 benefits of the--the multi-family zoning. So, there  
15 is a potential that the property to the east could be  
16 a single family housing project. That's why the Plan  
17 Commission, in its approval, did not specifically  
18 require a stub street to the north, or to the east,  
19 and left--it leaves the developer some flexibility,  
20 depending on what happens on either side. Part of it  
21 depends on--on some of the decisions Mr. Francies  
22 makes about his property, but until then, the--the--  
23 it is a stub street, and--and that's it. There are  
24 no plans to go beyond that, and--until the plans for  
25 your property change.

0079  
1 FRANCIES: The thing is, I--I don't intend to change  
2 my plans.  
3 IRVING: Okay.  
4 FRANCIES: Down the road--  
5 IRVING: And, that's fine.  
6 FRANCIES: --down the road, they could change their  
7 plans.  
8 IRVING: No, they can't change their plans without  
9 our approval. And, as long as--  
10 BLOOM: On your property.  
11 IRVING: Yeah. And--no, we do not do that. We,  
12 occasionally, have a situation, since I've been on  
13 Plan Commission, that we have stubbed into some  
14 property that was sold to a school, and, obviously,  
15 we're not going to--to stub streets into schools  
16 from--from private developments. We also had the  
17 first time, I think, that it has ever happened, in  
18 the history of Allen County, we had a stub street  
19 that was going into a cemetery. And, of course, that  
20 had to be reworked. Sir, we will not, I guarantee  
21 you, as long as I'm County Commissioner, and on the  
22 Plan Commission, and my other two partners, that we  
23 will not put a street through your property as long  
24 as you own it.  
25 BLOOM: No, no.

0080  
1 FRANCIES: That's true--

2 IRVING: Okay.  
3 FRANCIES: --as long as you're our--but what about  
4 the next--  
5 ROUSSEAU: Well, it doesn't--  
6 IRVING: I--it--it--  
7 ROUSSEAU: --sir, that--  
8 IRVING: --it's everybody.  
9 ROUSSEAU: --you own the property, and--and there  
10 isn't anybody going to do anything with your  
11 property. Like, this is a residential subdivision,  
12 if I remember corr--  
13 BOWMAN: Yes.  
14 ROUSSEAU: --isn't this residential?  
15 BOWMAN: Yes, it is.  
16 IRVING: Yes. Yes.  
17 ROUSSEAU: And, this is a residential subdivision.  
18 They can't--they can't do that. Local government  
19 wouldn't find a condemnation for a street like that,  
20 for a private--  
21 BLOOM: Not on private.  
22 ROUSSEAU: --for a private use.  
23 BLOOM: No, no.  
24 ROUSSEAU: If we ever had--if it was needed for, you  
25 know, for widening a highway, or something, that

0081  
1 might be a possibility. But, to the best of my  
2 recollection, there's--there's no--no way that we can  
3 just go and do a taking just for the fun of it, or to  
4 add to someone else's--  
5 BLOOM: Project. Yeah. Yeah.  
6 ROUSSEAU: --putting a subdivision there.  
7 FRANCIES: Well, the reason I thought--is because Mr.  
8 Shaw, down by General Motors, it did happen to him.  
9 ROUSSEAU: But, it--it--the General Motors project, I  
10 don't know that specific case, but the General Motors  
11 project, at the time, number one, was considered life  
12 or death, it was not a residential situation, it was  
13 a--obviously, industrial--  
14 FRANCIES: He--Mr. Shaw's was residential.  
15 ROUSSEAU: --for industrial use. It was for the  
16 well-being of a whole community. This--doing a  
17 little residential subdivision here, by a private  
18 party, and not for, you know, industrial purposes, or  
19 anything like that, and it--it just ain't gonna  
20 happen. That's all--it just ain't gonna happen.  
21 FRANCIES: Well, I hope not. Because I'd be one mean  
22 son-of-a-gun.  
23 ROUSSEAU: It just ain't gonna happen.  
24 IRVING: Okay? Anything else?  
25 FRANCIES: All right. I hope.

0082  
1 IRVING: Thank--  
2 BLOOM: Thank you.  
3 IRVING: --thank you for joining us. Do we have any  
4 other public comment? (No response.) Seeing none,  
5 I'll call adjournment. Have a nice week. Thank you.  
6

(Adjourned 11:24 a.m.)

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1 1 STATE OF INDIANA )  
2 2 ) SS:  
3 COUNTY OF ALLEN )

3 3 REPORTER'S CERTIFICATE

4 4 I, Rhonda M. Mullholand, a Notary Public in  
5 5 and for the State of Indiana, County of Allen, do  
6 6 hereby certify that the above and foregoing is a true  
7 7 and accurate transcript of the Board of Commissioners  
8 8 of the County of Allen, Legislative Session, held  
9 9 before me on April 30, 2003 in the Allen County  
10 10 Commissioner's Courtroom, Room 200, City-County  
11 11 Building, 1 East Main Street, Fort Wayne, Allen  
12 12 County, Indiana; that I am not related to, employed  
13 13 by or interested in any of the parties to this cause  
14 14 of action.

15 15 IN WITNESS WHEREOF, I have hereto affixed my  
16 16 hand and seal this 2nd day of May, 2003.

17 17  
18 18  
19 19 \_\_\_\_\_  
20 20 Rhonda M. Mullholand, Notary Public  
21 21 Residing in Allen County, Indiana

22 22 My Commission Expires:  
23 23 June 21, 2009  
24 24  
25 25