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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 JUNE 4, 2003
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14

15 DATE: June 4, 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

20 REPORTER: Thomas F. Rolf
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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 Alex Wernher iMAP
6 Paula Hughes County Council
7 James Herman Sheriff, Allen County
8 Anita Gross Southwest Allen County
 Schools
9
10 Park D. Ginder Assistant Principal, Carroll
 High School
11 Steve Yager Superintendent, Northwest
 Allen County Schools
12
13 Corporal M.B. Vaughn Allen County Police
 Department
14 Captain Kathryn Stevens Allen County Police
 Department
15
16 Jim Coplen Business Manager, Southwest
 Allen County Schools
17 Mark Scudder School Attorney, Southwest
 Allen County Schools
18
19 Sandra Flum Allen County Board of

19 Commissioners Office
 20 G. William Fishing Allen County Counsel
 21 Bill Hartman Allen County Highway
 Department
 22
 Mike Trevino DLZ, Inc.
 23
 John McGauley Public Information Office
 24
 Loren Robertson Allen County Department of
 25 Health
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 1 John Feighner Assistant Allen County
 Counsel
 2
 Lin Wilson Allen County Auditor's
 3 Office
 4 Susan Elser Allen County Board of
 Commissioner's Office
 5
 Mary Hitchens Allen County Public
 6 Information Department
 7 Thomas F. Rolf Rolf Reporting, Inc.
 8 Andy Gammill Journal Gazette
 9 Kevin Leininger News Sentinel
 10 Zack Myers WISE-TV
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1 IRVING: Good morning, and welcome to the legislative
2 session of June 4th, 2003. Commissioner Rousseau,
3 would you like to start us in the Pledge and a moment
4 of silence?

5 (At this time the Pledge of Allegiance is
6 recited, followed by a moment of silence.)

7 ROUSSEAU: Amen.

8 BLOOM: Amen.

9 IRVING: Thank you. Thank you, very much,
10 Commissioner Rousseau, but I thought this week you
11 were going to try singing for us.

12 ROUSSEAU: I could do that.

13 IRVING: You can?

14 ROUSSEAU: Yeah.

15 IRVING: Okay, next week, how's that?

16 ROUSSEAU: Yeah.

17 IRVING: Okay, first order of business, the minutes
18 of the May 28th legislative session.

19 BLOOM: So moved.

20 ROUSSEAU: Second.

21 IRVING: All in favor say "aye."

22 BLOOM: Aye.

23 ROUSSEAU: Aye.

24 IRVING: Aye. Motion carried. Agenda item number
25 two, agreement between Allen County and PlanGraphics,

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1 Incorporated for GIS Market Analysis and Business
2 Plan for Allen County. Well, good morning.

3 BLOOM: Good morning.

4 WERNHER: Good morning.

5 BLOOM: Good morning.

6 WERNHER: My name's--

7 IRVING: Would you like to introduce yourself?

8 WERNHER: Yes, my name's Alex Wernher. I'm the
9 Director for iMAP and--

10 HUGHES: Paula Hughes, County Council member, and
11 representative from the iMAP Board.

12 IRVING: Okay,

13 WERNHER: --and we're here to present this contract.

14 The--PlanGraphics is a company that works in GIS
15 integration, and--but one of their specialties, too,
16 is providing consulting services and developing
17 business plans and models for--for compan--counties
18 or other government entities that are looking to
19 recoup some of the cost from their investment, so
20 we've reviewed their contract and proposals, and the
21 iMAP Board has reviewed it and passed their proposal,
22 and we would like to present that to you. The cost
23 for the project is \$28,700.00, and it is due to be
24 completed in the first week of August.

25 BLOOM: I would like to make a motion. This has gone

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1 before the iMAP Board. We are at a point now where
2 hopefully we can start to see some revenue coming
3 back to the county to enhance our system on a
4 permanent basis, and I'd like to make a motion to
5 approve this contract for 28,700 [\$28,700.00].

6 ROUSSEAU: Second.

7 IRVING: All in favor say "aye."

8 BLOOM: Aye.

9 ROUSSEAU: Aye.

10 IRVING: Aye. Motion carried.

11 WERNHER: Okay, thank you.

12 HUGHES: Thank you.

13 IRVING: Thank you, very much.

14 BLOOM: Thank you.

15 IRVING: Agenda item number three, approval to apply
16 for two positions to the 'COPS in Schools 2003' grant
17 program. Positions are to be fully funded via the
18 grant and the school partners, Northwest Allen County
19 and Southwest Allen County Schools.

20 HERMAN: Good morning.

21 IRVING: Good morning.

22 BLOOM: Good morning.

23 IRVING: I think you brought a lot of visitors with
24 you.

25 HERMAN: Yes, we did. As a matter of fact there's a
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1 lot of--a lot of interest in this program, and
2 basically what has happened is the school systems
3 have approached the Sheriff's Department about having
4 school resource officers in their schools, and they
5 have made what I think is a very fair proposal for
6 that end. This does hinge on the fact that we get a
7 COPS grant for these two positions, and the schools,
8 then, have made an offer to pick up the slack that
9 isn't covered by the--by the grant. This is Anita
10 Gross from Northwest--

11 GROSS: Southwest.

12 HERMAN: --Southwest, excuse me, Southwest Allen
13 County Schools, and she has a presentation that she
14 would like to make to you from the school side, and
15 then we can talk about what, you know, what things
16 are--are going to have to happen on our end.

17 GROSS: Thank you for this opportunity to address you
18 on behalf of the Sheriff's Department and the schools
19 districts of Northwest and Southwest Allen County.
20 We're here regarding the application for a 'COPS in
21 School' grant and requesting your approval. I'd like
22 to begin by introducing the members of the Sheriff's
23 Department and the school districts who--who are here
24 to support this request. Along with the Sheriff,
25 representatives from his department have worked very
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1 strongly with me in working this out, and those are
2 Captain Steve--Captain Stevens, Captain Ed Tutwiler,
3 and Corporal Mike Vaughn. From Northwest Allen
4 County Schools, Superintendent Dr. Steve Yager is
5 here; Assistant Principal at Carroll High School Park
6 Grinder; and from Southwest Allen County Schools, our
7 Business Manager Jim Copeland is here; and our school
8 attorney Mark Scudder. This grant would combine the
9 resources of the Sheriff's Department and the school
10 districts, allowing the districts to have a school
11 resource officer. A school resource officer program
12 places a law enforcement officer within the school
13 with the goal of creating and maintaining a safe,

14 secure, and orderly learning environment for students
15 and staff. The officer would represent a proactive
16 strategy bringing together prevention and
17 intervention efforts into the school. There are
18 several roles this officer would fulfill. First of
19 all, they're a law enforcement officer, and their
20 primary purpose is to keep the peace in school so
21 that students can learn and teachers can teach; they
22 are law-related advisors who can provide guidance in
23 their area of expertise to students, parents, and
24 staff; they are law-related educators who can provide
25 the school with an additional educational resource by

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1 sharing their expertise in the classroom; they can
2 work with the schools in our school safety and
3 emergency preparedness planning; and probably most
4 importantly, they are positive role models and
5 mentors for students. If this grant is awarded, the
6 majority of the cost of the school resource officers
7 would be paid by the grant through the length of the
8 program. The grant requires that the grantees retain
9 the officers for a full year following the expiration
10 of the grant. We're seeking two school resource
11 officers, one that would be employed in each
12 district. The grant would cover \$125,000.00 during
13 the three years towards the cost of a newly hired
14 officer. The school districts have made the
15 commitment to pay the portion of the new officers'
16 salary and benefits that are in excess of the COPS
17 grant funding. During the fourth year, the school
18 districts have the commitment to pay the full salary
19 and benefits of this newly hired officer. The
20 Sheriff's Department has the responsibility for
21 providing a vehicle and equipment. The school
22 shootings of the past few years have heightened
23 awareness of school safety concerns. Because the
24 safety of our students and staff is a priority for
25 school districts, we are willing to make a large

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1 financial commitment to this partnership. The school
2 boards of both districts have taken action and
3 approved the partnering of--with the Sheriff's
4 Department to apply for this grant, and they have
5 authorized the superintendents to sign an agreement
6 that would outline the partnership responsibilities.
7 This is a program that will benefit kids. The two
8 school districts, Northwest Allen and Southwest
9 Allen, represent 50% of the Allen County population
10 that is outside of the city. When school is in
11 session, 20% of this total population is in one
12 place: our schools. The school resource officer
13 program would allow the Sheriff's Department to
14 deploy their resources to where the people are.
15 Outcomes of this program would be both reactive and
16 proactive with an emphasis on prevention and
17 collaborative approaches. In a reactive manner, when
18 problems do arise, the officer would be onsite and
19 able to intervene quickly and address the situation.
20 In a proactive manner, and that is the real strength
21 of this program, the presence of a uniform officer on
22 the school campus would prevent many problems; the

23 officer would be there to assist in decreasing the
24 drug and alcohol use among students with both
25 intervention and prevention efforts; the students

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1 would learn to trust the officer, and become willing
2 to share safety and security concerns with the
3 officer. At this important developmental stage, the
4 relationships built with the officer through their
5 interaction with students will improve the image of
6 law enforcement officers in the eyes of the students
7 for a lifetime. The presence of a school resource
8 officer will make the schools safer and more secure
9 for students, staff, and visitors. The entire
10 community will benefit because learning is more
11 likely to take place in a safe and secure
12 environment. We are planning an ongoing evaluation
13 process to continually assess and improve the
14 program. At the conclusion of the grant, the
15 Sheriff's Department and the partner school
16 districts will be pleased to make a presentation to
17 you, the Commissioners; to the Allen County Council;
18 and to our school boards and trustees outlining the
19 progress made through the program and any future
20 plans. Furthermore, we would welcome the opportunity
21 to make any interim reports that you would request.
22 The school resource officer program funded by a 'COPS
23 in Schools' grant fits well with the Sheriff's
24 Department's move to a community-oriented policing
25 model. One of the Allen County Sheriff's Department

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1 values states, "We believe in establishing and
2 maintaining partnerships that work to develop
3 innovative solutions." This grant will allow the
4 Sheriff's Department to live out that value by
5 partnering with the schools, to provide an inn--
6 innovative solution to the growing community concern
7 for school safety. If given the opportunity to
8 apply, this grant will allow the Sheriff's Department
9 and the school districts a unique opportunity to
10 develop a partnership that will improve the school
11 safety and security of the school districts, their
12 over 12,000 students, and the staff, and the
13 communities in which they serve. This is a win/win
14 proposition for the safety and security of our
15 children. I want to thank you for the opportunity to
16 address you this morning, and along with the
17 representatives from the school districts and the
18 Sheriff's Department, we will be pleased to answer
19 any questions.

20 ROUSSEAU: I--I have a question. What will be the
21 hours--what I'm trying to relate to--to the county
22 police officer, and what it is they will be expected
23 to do with the students, and what time of the day or
24 night--

25 GROSS: They would--

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1 ROUSSEAU: --for instance, if students of Homestead
2 High School were at--someone gave a party and there
3 is--at--in that subdivision in Aboite Township in the
4 Homestead School area, and there is a disturbance.

5 It's--it is now 10:30 on a Saturday night. Does that
6 fit in, in any way, shape, or form, into this thing,
7 or is that out of the--do you have an hourly--hours
8 that are set up as to where these officers are
9 responsible for them--or how does all of this work?
10 GROSS: Do you want me to address that?
11 HERMAN: The hours are--the hours are set to be
12 during the, you know--
13 BLOOM: School day--
14 HERMAN: --during the school time--
15 BLOOM: --that's what--
16 HERMAN: --during the--
17 BLOOM: --I thought.
18 HERMAN: --school day. The only thing that--what--
19 you know, the scenario that you presented, the one
20 thing that might work into this is that when you have
21 a police officer in the school, that police officer
22 might find out if there's going to be a--a party
23 someplace, and would probably report that to our
24 START team, and--and they would take care of
25 something like that. If--but what we're after is to

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1 have the police officer there during the school
2 hours. They--they do have some times during the
3 school year when there are extended periods that--
4 GROSS: When we have--
5 HERMAN: --the students--
6 GROSS: --a winter break and--
7 HERMAN: --are not there.
8 GROSS: --a spring break, the officer would not be
9 there.
10 HERMAN: The officer would not be there, and we would
11 then--either he could take his vacation during that
12 time if that's what he wanted to do, or he would
13 report back to the department and work for us during
14 those times--and also in the summertime.

15 ROUSSEAU: Now--
16 IRVING: Sheriff--
17 ROUSSEAU: --do you--if you--I'm sorry.
18 IRVING: --oh, I--and then you can have the table
19 back. On vacations and times that the kids are not
20 at school, who picks up their salaries for the times
21 that they are not actually working for the schools?
22 HERMAN: The school has made the--the offer--at least
23 this is my understanding of it--that the school has
24 made the offer that the annual salary and benefits of
25 these police officers are going to be covered by the

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1 grant, and what's not covered by the grant is going
2 to be covered by the schools--
3 GROSS: That is accurate.
4 HERMAN: --for a--for a four-year period, and they
5 realize that these grants are--they generally come in
6 the first year with a high percentage being paid by
7 the grant. It doesn't ever pay for all of it, but it
8 pays for a fairly high percentage generally during
9 the first year, second year it's reduced a little
10 bit, third year it's reduced a little bit more, and
11 the fourth year the grants require that you keep
12 these people, and the school is fully cognizant of
13 the fact that they would have to pick up the full

14 tilt--salaries and benefits for that fourth year
15 along with filling in all of the--all of the voids
16 that the grant is leaving in the previous years.
17 ROUSSEAU: Well, we always had a concern--the County
18 Council and the County Commissioners always have a
19 concern because we're always in a tight fiscal
20 problem, but even worse now, that, you know, that
21 we're going to, you know, be forced to somehow keep
22 this on, and I--I guess I've always said--well, I
23 don't have any problem with, if we can't afford it,
24 with saying, "No," but we have--those of us in county
25 government worry about us saying that we can't--that

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1 we won't be able to say, "No," and I'm just telling
2 you as one--as one person that when the money runs
3 out we'll take a good look at it, but chances are
4 that it would not be funded. Now, there's one other
5 --question I have. One of your high school students
6 attends a party on Saturday night and they belong to
7 the band or they're an athlete, a track person, or
8 something like that, and there's an altercation at
9 these things, does the school become involved, then,
10 with the discipline of a band member or an athlete
11 who gets into--

12 BLOOM: Absolutely.

13 ROUSSEAU: --or happens to be in the vicinity of,
14 say, an illegal disturbance or something?

15 GROSS: I can speak for Southwest Allen County
16 Schools and Mr. Ginder may have to speak for Carroll
17 High School. Our policy for extracurricular
18 participants is that they sign a contract for no drug
19 or alcohol use, not visiting a common nuisance, which
20 would be a party where alcohol is being served, and
21 that is a contract for 24 hours a day, 365 days a
22 year. When we are aware of one of those violations
23 there is a consequence to their extracurricular
24 participation. It doesn't impact their participation
25 in the academic day unless it happens on school

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1 grounds or at a school event, but there would be a
2 consequence to their extracurricular participation.
3 I'm guess that's similar to Carroll High School. I
4 don't know if you want to speak to that.

5 GROSS: The policies are very similar.

6 BLOOM: Do we have a--a COPS program in place now?

7 HERMAN: Yes.

8 BLOOM: Is this the same program that we already
9 have?

10 HERMAN: Well, it's a part of--it's a part of the
11 COPS program. This is specifically for SROs--school
12 resource officers.

13 BLOOM: But how many police officers are paid out of
14 the COPS program as we have it now?

15 HERMAN: Four.

16 BLOOM: Okay, these--this would be two additional
17 persons?

18 HERMAN: Yes.

19 BLOOM: With two additional cars?

20 HERMAN: Yes.

21 BLOOM: So those cars would have to be added to the

22 county fleet--
23 HERMAN: Yes.
24 BLOOM: --unless you chose to take two cars away from
25 existing officers, right?

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1 HERMAN: Yes.
2 BLOOM: Why is it necessary, if we have four people
3 on the COPS program now, how do these two persons
4 differ from the ones we already have?
5 HERMAN: The four that we asked for, and I believe
6 that was about, what, two or three years ago--
7 BLOOM: I remember that we have some.
8 HERMAN: --were additions to the county police force,
9 the first additions to the county police force that
10 have happened in the last 20 years. They were--they
11 were additions to the police force, and what we did
12 is it allowed us to take four police officers that
13 were in the jail and hire civilians--
14 BLOOM: Right.
15 HERMAN: --in their place.
16 BLOOM: Yeah, it was great.
17 HERMAN: That--and that's what that was about. It
18 was about increasing the number of police officers
19 that we had.
20 BLOOM: But nothing to do with the school
21 participation?
22 HERMAN: No. As a matter of fact, we were--we were
23 basically told at the--at the time by County Council,
24 that as long as we had their officers, which were the
25 officers that we had in the school at that time, as

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1 long as we had their officers we would not have--we
2 would not get any increases in personnel, because at
3 that time it was felt that--that we were not--that
4 that was not something that we should be providing.
5 I think that this is--this is definitely not the
6 D.A.R.E. program. This is a school resource officer
7 where you have officers in the schools for--to
8 actually help the administration with--with getting
9 the job done, and it's obviously thought of a
10 worthwhile program by the federal government since
11 they are offering these things to try to get resource
12 officers in the school.
13 BLOOM: Exactly.
14 HERMAN: We--we fell, too, that it's--that it's a
15 good thing. The City of Fort Wayne certainly has
16 taken advantage of this and have resource officers in
17 their schools, and we think that, number one, it
18 provides it--it provides an extra measure of security
19 in the schools, and as I've always argued for the
20 D.A.R.E. program, it also gives the--the kids a
21 little bit different perspective of police officers.
22 ROUSSEAU: The expense for reimbursement, or however
23 you phrase that, does that include the vehicles
24 expense?
25 HERMAN: No. I have a list here if you'd like for me

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1 to run down through there what we are going to be
2 responsible for.
3 ROUSSEAU: Okay.
4 HERMAN: Provide an officer to the school with at

5 least two years of experience; provide department-
6 issued uniforms; provide all mandatory training;
7 provide a vehicle with necessary supplies and
8 equipment; maintain the vehicle; pay for gasoline,
9 oil, replacement tires and other expenses associated
10 with the operation of the vehicle; provide a standard
11 issue pistol and ammunition; provide the customary
12 forms required in the performance of an officer's
13 duty; provide worker's comp to the--and to the extent
14 possible, assign another officer to the du--to the
15 school district as a substitute for an absent SRO
16 should that be something, you know, lengthy, that all
17 of a sudden this can't be there for a week or
18 whatever. So that's basically what we're providing.
19 What we're--what we're getting out of that is we're
20 getting all of the other expenses paid for for these
21 two officers for a four-year period, and we're
22 getting some use of those two officers. Along with
23 the fact that I have some statistics here on the fact
24 that we--you know, we spend some time at the schools
25 anyway, whether we have resource officers in there-

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1 there giving us time anyway. A three-year total for
2 Northwest Allen County Schools is 319 calls for
3 service with 56 arrests.

4 IRVING: Sheriff Herman, can I ask one question as--

5 HERMAN: Yeah.

6 IRVING: --you're giving these statistics?

7 HERMAN: Yeah.

8 IRVING: So in other words, what you're saying is
9 that you would not have calls if Northwest Allen--and
10 I'm not picking on them. They're just one of the two
11 schools--if Northwest Allen, two students get into a
12 fight, they're going to arrest them, take them to
13 Wood Youth, and you're saying that the officer that's
14 in the school would take them, or would you call
15 another officer to transport?

16 HERMAN: It depends on--it depends on what happens.
17 If, in fact, it's a large altercation and there's
18 more than one, you know, more than one person
19 involved, it's still possible that we would get a
20 call for service. However, the resource officer
21 would handle the situation and would write the
22 reports and would do that things that--that are
23 necessary in that case.

24 IRVING: So, I mean, as you're giving these numbers,
25 these are not really true numbers as we'd be able to

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1 cut 319 calls out? You're saying--

2 BLOOM: Not necessarily.

3 IRVING: --that a certain percentage may be
4 alleviated?

5 HERMAN: I'm saying that probably a very high
6 percentage of these would be eliminated because of
7 the fact that I think most instances would be
8 handled, you know, with the--because the police
9 officer is going to be working with the staff at the
10 schools, that the police officer and the staff would
11 probably handle the majority of these things. Now
12 there, you know, there are some things with

13 transportation and so forth, and we talked about
14 that, so the transportation is--is considered part of
15 the job at the school.
16 ROUSSEAU: Is this basically during school hours--
17 GROSS: During school hours.
18 ROUSSEAU: --or is it--what about the athletic events
19 at night, for instance, like football games or
20 something?
21 GROSS: For athletic events we have--we have funds
22 and hire off-duty officers--
23 ROUSSEAU: Because I--
24 GROSS: --and we would--
25 ROUSSEAU: --I've seen them there.

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1 GROSS: --continue that.
2 BLOOM: Would it be possible, because of our
3 financial situation now, to use this money and
4 dedicate two officers to this program?
5 HERMAN: No. You're saying take two officers that we
6 have now and not hire two new ones?
7 BLOOM: Well, yeah--
8 HERMAN: Yeah.
9 BLOOM: --I mean--
10 HERMAN: No, that's not really--
11 BLOOM: The hiring of new employees is becoming
12 overwhelming.
13 HERMAN: The grant--the grant stipulates that you
14 have to hire--
15 BLOOM: Not just yours.
16 HERMAN: Right.
17 BLOOM: I mean everyone's. I mean, we're talking 80
18 new employees.
19 HERMAN: The--the grant stipulates that we hire two--
20 two new people, and basically we--we were able to do
21 that with--by hiring civilians instead of police
22 officers the last time. You know, we--you know, we
23 hired civilians and let the police officers out of
24 the jail.
25 BLOOM: And that's great.

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1 HERMAN: And, you know, and that, you know, that is
2 an option that I haven't really explored as far as--
3 as this one goes, if we have--if the numbers are
4 there to do that, because we--we had to get the cart,
5 necessarily, kind of in this case, before the horse
6 because of this grant deadline. We have to, you
7 know, this grant is--is coming up pretty soon, and--
8 and everything hinges on the grant, so if the grant's
9 not there, it's not going to be something that we
10 can--that we can probably do, so--otherwise we would
11 be here presenting you the new idea of community-
12 oriented policing and some of the things that we wish
13 to do there, and that all ties together with this--
14 BLOOM: What's the amount--
15 HERMAN: --and that's what--
16 BLOOM: --amount on this grant?
17 HERMAN: --makes the--that is what makes the numbers,
18 you know, not work for us right now to say, "Okay, we
19 can just--we can just put a couple of resource
20 officers in the schools."
21 BLOOM: We--we don't know how much this grant is

22 going to give us? Because--
23 HERMAN: We don't know--
24 BLOOM: --usually when--
25 HERMAN: --we don't know what percentage they're

0029

1 going to fund.
2 BLOOM: So the portions they don't fund, if we would
3 approve this and accept this, the county would be
4 responsible?
5 IRVING: No, the schools.
6 ROUSSEAU: Well, they're--no, they're offering--
7 HERMAN: The--the--
8 GROSS: The school districts.
9 ROUSSEAU: --to pay it.
10 HERMAN: --what they're say--what the schools are
11 saying is that they are going to be responsible for
12 those expenses.
13 BLOOM: Yeah, but when you read off that list there,
14 that--
15 HERMAN: Right.
16 BLOOM: --sounds like a pretty big list of
17 expenditures to us.
18 HERMAN: Well, it isn't--I mean, you know, the
19 vehicles--the vehicles that are going to be necessary
20 here, I have said that I would be willing to pay for,
21 and the vehicles are probably the biggest single
22 thing that there is with the exception of, like you
23 say, there's--and--
24 IRVING: Oh, worker's comp--
25 HERMAN: --and the standard pistol, I provide all of

0030

1 those anyway. The uniforms and things come out of
2 the--come out of the general budget on the clothing
3 allowance, but the--
4 IRVING: Does the fuel--
5 HERMAN: --rest of this stuff you--you know better
6 than I do what worker's compensation costs.
7 IRVING: --does the fuel come out of our county
8 general, too, and the maintenance on these--
9 HERMAN: Yes.
10 IRVING: Okay--
11 HERMAN: Yes.
12 IRVING: --and they would also have to have radios
13 and things like that, too, correct?
14 HERMAN: Right.
15 BLOOM: Sure.
16 IRVING: Sheriff Herman, taking this whole system
17 aside, because anything to help the schools the
18 Commissioners are normally in favor of, I have
19 consistently voted against any type of grant that has
20 to do with person's salaries and their livelihood,
21 because in four year from now, Sheriff, and you will
22 not be the Sheriff, because your term will end, and
23 who knows--
24 BLOOM: Don't say that--don't say that to him. Look
25 at him.

0031

1 IRVING: --I know. I know. Look, he's going to cry.
2 And the three of us, and in four years, someone is
3 going to sit right there and say--

4 ROUSSEAU: "Gulp."

5 IRVING: --"These are guys that have four year's
6 experience, we're sorry that the grant, you know"--

7 BLOOM: Has run out.

8 IRVING: --"has dried up, and"--and we've been this
9 route before. I--I hate ever voting for a grant that
10 has an end to it that is someone's livelihood.

11 HERMAN: Well--

12 IRVING: Convince me--

13 HERMAN: Okay.

14 IRVING: --or put something in writing for me--I see
15 your attorney is here--that says in four years,
16 you're--you will not--

17 HERMAN: My--

18 IRVING: --come back to us and want us to absorb
19 these people when financially we would not be able
20 to.

21 HERMAN: My sense of this is that a couple of things
22 would happen here. Number one, the one thing that--
23 that the schools has alleviated for us is the fact
24 that they're willing to take that fourth year that
25 the grant insists that you keep these people, they

0032

1 have taken on that as saying, "Okay, we will take
2 care of that for you."

3 IRVING: Okay, what about the fifth year, then?

4 HERMAN: The fifth year, if--if we don't--if we--if
5 the schools haven't decided, "Okay, this is a very
6 good program, we want to keep it," and--and they are
7 not going to fund it anymore, and the county is
8 saying, "We can't afford to do this anymore," we
9 would--and the schools--it would stop. The SRO
10 program would stop because of--because the schools
11 have decided that they wouldn't pick it up, then we
12 would not replace two people who left.

13 BLOOM: We're only putting these two officers in the
14 high schools?

15 GROSS: Their main station would be at the high
16 schools, but they would serve needs in other schools
17 within the district as it was appropriate.

18 BLOOM: Well--

19 IRVING: Who--how does the grant read as far as--does
20 the same officer stay in the schools for the entire
21 time, or every year can they be rotated? Because one
22 of the--the upside that also turns out to be a
23 downside in this type of program is the familiarity--

24 BLOOM: I knew you were going to say that.

25 IRVING: --amongst the kids and that officer. Does

0033

1 the grant hinge on the same person staying in there,
2 or do you--

3 HERMAN: No.

4 IRVING: --rotate them yearly, or how does that work?

5 HERMAN: The grant doesn't necessarily pay for these
6 people. These people--because of the fact that we
7 have--that we have promised to provide them police
8 officers with two years of experience, we can't hire
9 somebody with two years of experience--or probably
10 can't hire somebody with two years of experience. We
11 would be putting police officers in there who want to
12 do this type of work. The school has some say in the

13 selection process. You know, from our--from our
14 people we would have to make this a--an exempt
15 position where they would have some input as to what
16 they require and what they, you know, what they would
17 like to see in a police officer. As far as the same
18 people being there all the time, we can't promise
19 that. There are times when, and we've had this
20 discussion, there are times when we have a problem
21 with our employee that nec--doesn't necessarily have
22 anything to do with the school where we may have to
23 discipline them or suspend them or fire them, and the
24 school, then--we would have to replace that officer
25 at the school. The--and on the other hand, the

0034
1 schools might have a problem with a particular police
2 officer after a time that they would want to discuss
3 with us whether or not we retain that officer in that
4 position, so it--it isn't necessarily going to be the
5 same officers in--in these schools for the whole four
6 years, but I would think if we get people in there
7 who are doing a good job, we would want to keep them
8 there.

9 ROUSSEAU: The--the--you're before us, do you also go
10 before the fiscal body?

11 HERMAN: Yes. Yes, that's--the next presentation has
12 to be before them, and like I say, we--we are on kind
13 of an aggressive timeline here because of the grant
14 deadline, so, you know, we are pushing this forward a
15 little bit faster than--than we normally would, but
16 yes, we are going to have to talk to them about it as
17 well.

18 ROUSSEAU: I make a--

19 BLOOM: So you're getting approval from us? Is that
20 what it is? To go to the Council?

21 HERMAN: Yes, we--

22 BLOOM: Because we can give you, I mean, we can say,
23 "Hey, we love this," or, "We don't love this," but--

24 HERMAN: Well, I don't know that--I--

25 BLOOM: --the Council is the one, I would think--

0035
1 HERMAN: The Council is the--
2 BLOOM: --that would have to--
3 HERMAN: --the Council are the people who are going
4 to say, "Yes, we're," you know, "we're willing to put
5 this--the parts in the general budget that aren't
6 taken care of" by the things that I've said that I
7 would contribute.

8 ROUSSEAU: I make a motion that we approve it since
9 the Council has to look at it.

10 IRVING: I wanted to ask one more question.

11 BLOOM: Okay.

12 IRVING: If you buy these two new car--or if you--
13 however you're going to get these two more cars to
14 increase our fleet, with the amount of new officers,
15 civilians, all of the above that are going to have to
16 be hired for the new part of the jail, can you afford
17 to purchase all of the vehicles for the new jail out
18 of the same fund that you're going to be using for
19 that?

20 HERMAN: The--the transportation vehicles what you're

21 talking about?
22 IRVING: Well, I'm talking about--
23 BLOOM: Well, any of the vehicles--
24 IRVING: --any--any of the vehicles that are going to
25 have to be used for the new officers or whatever for
0036

1 the new facility and these two cars, have you got
2 enough in your account that you're going to be able
3 to provide all of that?
4 HERMAN: Let me say--say it this way since I have
5 gone down this road a couple of times. I can say
6 that if there are new vehicles that are going to be
7 needed in order to open the new jail, and those new
8 vehicles need to be purchased on a one-time basis
9 from my--from my monies, I would be willing to do
10 that. I'm not willing to say that from now on all of
11 the jail vehicles will be purchased out of that
12 account.

13 BLOOM: Wait a minute.
14 IRVING: You're getting a little better, politically.
15 BLOOM: We get--we get--
16 ROUSSEAU: I think you did--
17 BLOOM: --well, now I--
18 ROUSSEAU: --a good job, Sheriff. I--
19 BLOOM: --now I have a question. We--we buy marked
20 cars, is that right?
21 HERMAN: You buy both.
22 BLOOM: We buy marked--
23 HERMAN: And so--
24 BLOOM: --and unmarked?
25 HERMAN: --do I. And so do I.

0037
1 BLOOM: And we did purchase our portion this year,
2 and you did not?
3 HERMAN: You purchased--you purchased a--a portion of
4 the--the ones that you normally--yes.
5 BLOOM: What do you mean we--
6 HERMAN: We did not use--
7 BLOOM: --what do you mean we--
8 HERMAN: --well, we did not use--
9 BLOOM: --bought the portion--
10 HERMAN: --the ori--we did not use the \$300,000.00
11 that is normally apportioned for the squad cars.
12 BLOOM: What'd we--what'd we buy?
13 ROUSSEAU: Well, you spent, what, 280 [\$280,000.00]
14 or something like that, wasn't it?
15 HERMAN: It might have been something like that. We
16 were thinking that it was going to be less than that
17 but there was a--
18 BLOOM: Well--
19 HERMAN: --there was a ve--
20 BLOOM: --we bought--
21 HERMAN: --jail vehicle.
22 BLOOM: --what we were supposed to buy then, a jail
23 van, right?
24 HERMAN: Well, you bought--you bought--yeah, I think
25 \$250,000.00 worth, and then bought a jail van.

0038
1 IRVING: Yeah.
2 ROUSSEAU: Yeah.
3 BLOOM: Okay, so--and you could not do that, so have

4 you saved this money?

5 HERMAN: No, no, no. I did not--I--that was--
6 that's something that has happened every year. The--
7 the Commissioners have out of Cum Cap have bought
8 squad cars every year, and the--the amount that they
9 do that with is \$300,000.00.

10 BLOOM: No, no. I understand.

11 HERMAN: The things that--the things that I pay for
12 are things that are filled in that do not--you know,
13 I don't buy the cars first and then the Commissioners
14 fill in with what I need. It's the other way around.
15 The Commissioners pay for the vehicles that, you
16 know, that we've agreed on. There's a certain amount
17 of--of money that's apportioned for that--for that
18 expense, and when--and then when they purchase those
19 vehicles, then if we need more, I buy them out of
20 commissary.

21 BLOOM: And this year you didn't?

22 HERMAN: This year I have not bought any vehicles
23 yet.

24 BLOOM: So in other words, you have money allocated
25 for these new vehicles that you didn't buy--

0039

1 HERMAN: No, I never had--

2 BLOOM: --plus two more?

3 HERMAN: --no. I never have money allocated for
4 vehicles. I have a certain amount of money that has
5 to be spent to augment my budget, and this year, the
6 reason that I didn't buy cars with it this year is
7 because I bought a maintenance agreement for the--for
8 the radio system--

9 IRVING: 85,000, yeah.

10 HERMAN: --and I bought some insurance that was put
11 into my budget that was never--

12 ROUSSEAU: We app--

13 HERMAN: --there before.

14 ROUSSEAU: --and we appreciate all--everything you've
15 been doing.

16 HERMAN: And--and that's how I've become smarter
17 politically. So--so as far as, you know, the
18 vehicles for the jail, my answer again is that I
19 would be willing to purchase anything that is
20 necessary to get the jail underway this time. I
21 certainly am not saying that that is a part of my
22 responsibility from now on to do that out of the
23 commissary account.

24 BLOOM: So with all of these questions and answers,
25 as best to our ability, Ed's made a motion, and the

0040

1 only reason I am seconding it is because the Council
2 will have to be the final determination on the
3 financial part of this, so I will--

4 HERMAN: Right, and I--

5 BLOOM: --second the motion.

6 HERMAN: --and I think we can probably come up with
7 some figures on that, because in reality if--if I buy
8 the--if I buy the vehicles, I buy the guns, and I--I
9 put the equipment in the vehicles, there basically is
10 going to be a--a pretty minimal cost to make these
11 off--for four years to make these officers

12 functional.
13 BLOOM: Okay, so I made a second.
14 ROUSSEAU: You know, I--for the--for the bystanders,
15 just to--I want to kind of clear up--what--the county
16 is--the reason we're grilling the Sheriff here, and
17 people forget that is--
18 IRVING: Oh, we were kissing him.
19 ROUSSEAU: --that we're million--millions of dollars
20 short of funding the county government in the manner
21 in which we have been doing so for a number of years,
22 and next year it's even going to be worse, and it's--
23 so for that reason, that's why you see what you're
24 seeing here is that it isn't that we have a mean
25 streak--

0041
1 BLOOM: Because we really like him.
2 ROUSSEAU: --yeah, that isn't what's going on.
3 What's going on is that it's very difficult--you're
4 going along in government, and then all of a sudden
5 lose--well, the schools lose funding, too, and we've
6 lost a great deal of funding, so it's a real obstacle
7 for us, and so that's why we're giving the Sheriff a
8 hard time.
9 HERMAN: And I would like to clear up, too, that the
10 reason we are bringing it before this body is because
11 ultimately what's going on is--is our attorneys are
12 working on working out the contract that's going to
13 have to be in place for this thing, and when it comes
14 down to that contractual agreement, that's going to
15 have to be with your approval.
16 IRVING: Okay, it's been first and seconded. All in
17 favor say "aye."
18 BLOOM: Aye.
19 ROUSSEAU: Aye.
20 IRVING: Aye. Motion carried.
21 HERMAN: Thank you very much.
22 ROUSSEAU: It was a breeze. Nothing to it.
23 GROSS: Thank you for your time.
24 HERMAN: I--I appreciate it. Thank you very much.
25 IRVING: Thank you. Gee, everybody's leaving. I

0042
1 wonder why. Agenda item number four, establish--
2 ROUSSEAU: They don't want us to ask anymore
3 questions.
4 BLOOM: We have some good ones.
5 IRVING: I know. Good bye.
6 BLOOM: Bye, ya'll.
7 IRVING: Establishment of an Allen County onsite
8 waste water management district.
9 FLUM: Good morning.
10 BLOOM: Good morning.
11 IRVING: Good morning.
12 FISHERING: Ladies and gentlemen.
13 BLOOM: What do you have to tell us?
14 FLUM: Oh, it's such a story.
15 FISHERING: Where do we begin?
16 BLOOM: Identify, please.
17 FLUM: I'm Sandra Flum. I'm the legislative liaison
18 for the Commissioner's Officer.
19 FISHERING: And I'm Bill Fishing, the county
20 attorney.

21 FLUM: And you'll remember, maybe, a year ago, in
22 2002, the legislature passed Public Law 172. It's
23 the law that we had sought to help us alleviate some
24 of the problems with septic systems in our county.
25 Along with that law, to solve some problems for home
0043

1 owners who not able to replace septic systems and
2 could not reach sewers, there were some provisions
3 added in that required that we set up a septic
4 maintenance district in order to get some of the
5 provisions of that law such as a discharging septic
6 system. And so while we're working with the
7 Department of Environmental Management on being
8 permitted to install discharging septic systems, the
9 parallel track to that is that the Commissioners need
10 to establish a onsite management district so that
11 once those systems are installed, they are maintained
12 correctly.

13 BLOOM: And the expense of this will initially come
14 out of CEDIT, and the regional sewer district will
15 share the expense?

16 FLUM: The--the start-up for this--there will be no
17 money to start it, so we've asked for CEDIT dollars
18 in order to start the district--

19 BLOOM: A program.

20 FLUM: --the program, and then once it is up and
21 running, they should be able to repay the CEDIT
22 dollars. There is some discussion with the regional
23 sewer district that it would be possible to share an
24 administrator so that it--

25 BLOOM: That'd be great.

0044
1 FLUM: --would be the full cost of either the county
2 or the sewer district--

3 BLOOM: Because they have--

4 FLUM: --to have an administrator.

5 BLOOM: --wanted a person, too.

6 FLUM: They have need a person for a while.

7 BLOOM: I would like to make a motion to establish
8 our onsite waste water management district of which I
9 hear we're first in the state?

10 FLUM: Yes.

11 BLOOM: And I'm proud to be part of this.

12 ROUSSEAU: I'll second that. I'll probably point out
13 that I wouldn't be surprised that we have the most
14 septic tanks of about any other county in the State
15 of Indiana.

16 BLOOM: Sandra's--

17 FLUM: I think Marion--

18 BLOOM: --telling us--

19 FLUM: --Marion County and Allen County run neck and
20 neck with the number of septic tanks.

21 BLOOM: What did you say, like, 20,000?

22 FLUM: Yeah.

23 BLOOM: Wow.

24 IRVING: How many more toilets does Marion County
25 have than us?

0045
1 ROUSSEAU: Well, that's what I say we're--I thought
2 there'd be another--

3 IRVING: I'm sorry.
4 ROUSSEAU: --expression--
5 IRVING: I'm sorry.
6 ROUSSEAU: --other than neck to neck.
7 BLOOM: There's been a motion and a second.
8 IRVING: There's been a motion and a second. All in
9 favor say "aye."
10 BLOOM: Aye.
11 ROUSSEAU: Aye.
12 IRVING: Aye. Motion carries.
13 FLUM: Thank you, very much.
14 BLOOM: Thank you.
15 IRVING: Thank you, very much. Item number five has
16 been deleted until next week. Mr. Hoffman was
17 called--
18 ROUSSEAU: Bottom to bottom.
19 IRVING: --out of time. I'm sorry?
20 ROUSSEAU: Bottom to bottom, maybe?
21 IRVING: Yeah. Oh, you're ornery. Agenda item
22 number six is approval of the drug screening for
23 full-time Allen County employee applicants.
24 BLOOM: And we're amending this for the 40th time.
25 Would someone like to read this, Commissioner

0046
1 Rousseau?
2 ROUSSEAU: Certainly. "The pre-employment drug
3 screening policy, applicants for full-time positions.
4 The current policy--county policy regarding pre-
5 employment drug testing for full-time job applicants
6 is modified as follows: effective June 1st, 2003, all
7 job offers for full-time positions will be contingent
8 upon the applicant taking and passing a urine drug
9 screen. The administrative procedure for scheduling
10 and notification concerning the urine drug screen
11 results will remain unchanged." The--for a while the
12 county had a police of using a hair screen as well as
13 some instances probably a urine screen. We have
14 found as to where we can reduce our costs something,
15 like, approximately 50% by going to the urine screen.
16 We know that Fort Wayne, for instance, uses the urine
17 screen. The hair screen is a better, more scientific
18 process than the urine screen, but we feel that,
19 given our financial situation, that we will--still
20 will be testing, and we're just simply using the same
21 policy that city government has. For instance, it
22 has, like, 1900 employees to our 1400, so I make a
23 motion that we approve this.
24 BLOOM: I'll second this.
25 IRVING: All in favor say "aye."

0047
1 BLOOM: Aye.
2 ROUSSEAU: Aye.
3 IRVING: Aye. Motion carries. Agenda item number
4 seven, Commissioner Bloom, you're going to be excited
5 at this one. It's the Juvenile change orders, and I
6 have quite a few of them.
7 BLOOM: No, I am excited--
8 IRVING: I have--
9 BLOOM: --because you're reviewing them so--
10 IRVING: I know.
11 BLOOM: --carefully.

12 IRVING: I have three for Hagerman Construction,
13 change order 13, 14, 15; one for W.A. Sheets and
14 Sons, change order 21; Strahm, Incorporated, change
15 order 20 and 21; Current, number 23 change order; VFP
16 Fire Systems, change order number three; and L-A
17 Electric, change order 16 and 17; and what these are,
18 there's--there are \$17,498.85 cents that are
19 additions, deductions I have \$2,097.00 which is a
20 total of \$15,401.85, and all of these change orders
21 have to do with some electrical work, some plumbing,
22 mechanical work, some changing in the four-inch BZA
23 flooring rubber, access panels for showers, and pass-
24 throughs from the diagnostic center.

25 BLOOM: I'll make a motion that we accept these

0048

1 figures.

2 ROUSSEAU: Second.

3 IRVING: All in favor say "aye."

4 BLOOM: Aye.

5 ROUSSEAU: Aye.

6 IRVING: Aye. Motion carried. Change order number
7 eight--agenda item number eight for the Allen County
8 Justice Center, a reduction of \$40,000.00.

9 BLOOM: Change order number 30 to Great Oaks
10 Construction, and this change order is to deduct from
11 the original contract the 40,000 [\$40,000.00] for
12 internal radio wiring.

13 ROUSSEAU: I would hope that we could use this same
14 type of reduction on some of the other projects that
15 we have.

16 BLOOM: Well, thanks to our internal phone people
17 that we hired several years ago, they've been able to
18 save us a lot of money--

19 ROUSSEAU: I forgot, did you make a motion--

20 BLOOM: --on internal--yes, I did.

21 ROUSSEAU: I second it.

22 BLOOM: Okay.

23 IRVING: All in favor say "aye."

24 BLOOM: Aye.

25 ROUSSEAU: Aye.

0049

1 IRVING: Aye. Commissioner--

2 BLOOM: Wait till I--

3 IRVING: --Rousseau--

4 BLOOM: --cut you off.

5 IRVING: --you can send that message to the judge for
6 me, please? Thank you.

7 ROUSSEAU: Okay, all right. I will do that.

8 IRVING: Approve warranty deed for J & J Properties,
9 Incorporated--

10 ROUSSEAU: You were--

11 IRVING: --to Allen County--

12 ROUSSEAU: --milking that, Linda. You were milking
13 the whole thing.

14 BLOOM: Like you don't every subject.

15 ROUSSEAU: Well, once in a while, maybe.

16 BLOOM: Good morning, Bill.

17 HARTMAN: Good morning.

18 ROUSSEAU: All right, go ahead.

19 IRVING: I wish you guys had a president that could

20 keep control of this. Okay, approve warranty deed
21 from J & J Properties, Incorporated to Allen County
22 for additional right of way on Falls Drive. I'll
23 accept a motion.
24 BLOOM: Well, wait a minute. He's introducing
25 himself.

0050
1 IRVING: This is for right of way.
2 HARTMAN: Anyway.
3 BLOOM: All right--
4 ROUSSEAU: Do you want--
5 BLOOM: --I'm going--
6 ROUSSEAU: --to say--
7 BLOOM: --to approve--
8 ROUSSEAU: --do you have anything with a purpose to
9 say here? I make a motion we approve it.
10 BLOOM: Second.
11 IRVING: All in favor say "aye."
12 BLOOM: Aye.
13 ROUSSEAU: Aye.
14 IRVING: Aye. Approve change order number 17 on
15 Coldwater Road between Brooks and Allen County of
16 \$155,108.75 increase, which that means Allen County's
17 20% share would be \$31,021.75. Good morning, Mr.
18 Hartman.
19 HARTMAN: Good morning.
20 BLOOM: Identi--
21 HARTMAN: I'm Bill Hartman with the Allen County
22 Highway Department sitting in for Mike Fitch.
23 BLOOM: And again, this change order number 17 on
24 Coldwater Road is the bad dirt issue again, right?
25 HARTMAN: Yes, ma'am.

0051
1 BLOOM: And we're only on the east side of the road,
2 so we have more to come, hopefully not much more to
3 come, but \$31,021.75, I'll make a motion to pay this.
4 ROUSSEAU: Second.
5 IRVING: All in favor say "aye."
6 BLOOM: Aye.
7 ROUSSEAU: Aye.
8 IRVING: Aye. Approve change order number three for
9 2002 HMA Resurfacing Package number three, a \$2489.29
10 increase.
11 BLOOM: Was this an increase because of additional
12 work, or--
13 HARTMAN: Yes, that's for additional work on the
14 Minnick Road interchange, and then the entrance to
15 the Wood Youth Center off of Carroll Road.
16 BLOOM: Oh, right. I'll make a motion we--
17 HARTMAN: Not Wood Youth Center--
18 BLOOM: --approve the--
19 HARTMAN: --the Youth Services, excuse me, off of
20 Carroll Road.
21 IRVING: Thank you.
22 BLOOM: I'll make a motion we approve change order
23 number three for the resurface package.
24 ROUSSEAU: Second.
25 IRVING: All in favor say "aye."

0052
1 BLOOM: Aye.
2 ROUSSEAU: Aye.

3 IRVING: Aye. Motion carried. Do we have any other
4 business place--

5 HARTMAN: I think that's it. Thank you, very much.

6 BLOOM: Thank you.

7 IRVING: Can I have a motion--thank you, very much,
8 Bill. Can I have a motion to waive the second
9 reading.

10 ROUSSEAU: So moved.

11 BLOOM: Second.

12 IRVING: All in favor say "aye."

13 BLOOM: Aye.

14 ROUSSEAU: Aye.

15 IRVING: Aye. Do we have any comments from the
16 public? Any comments from the public? (No
17 response.) Hearing none, have a nice week, and thank
18 you for joining us.

19

20 (Adjourned 10:51 a.m.)

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

3 REPORTER'S CERTIFICATE

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

14 IN WITNESS WHEREOF, I have hereto affixed my
15 hand and seal this 6th day of June, 2003.

16

17

18 _____
19 Thomas F. Rolf, Notary Public
Residing in Allen County, Indiana

19

My Commission Expires:
20 January 25, 2007