

0001

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 OCTOBER 1, 2003
11
12
13
14

15 DATE: October 1, 2003
16

17 TIME: 10:05 a.m.
18

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

23 REPORTER: Alan R. Bunn
24
25

0002

1 PRESENT:
2 Marla J. Irving Allen County Commissioner
3 Linda K. Bloom Allen County Commissioner
4 Ed Rousseau Allen County Commissioner
5 Susan Elser Allen County Commissioners'
 Office
6
7 John McGauley Allen County Public
 Information Department
8 Mary Hitchens Allen County Public
 Information Department
9
10 Scott Harrold DPS
11
12 Jim Federoff Federoff Law Firm
13
14 Scott Federoff Federoff Law Firm
15
16 Joe Brita Wood Youth Center
17
18 Sheila Hudson Allen County Community
 Corrections
19 Michelle Wood DPS
20 G. William Fishing Allen County Counsel
21 Marissa Renteria D & M Communications
22 Steve Poulson Allen County Community

Corrections

19 Bruce Little Allen County Purchasing
 20 Michael Fitch Director of Allen County
 21 Highway Department
 22 James Herman Sheriff, Allen County
 23 Alan R. Bunn Rolf Reporting, Inc.
 24 Kevin Leninger News Sentinel
 25 Andy Gammill Journal Gazette

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10 plat and development plan for the
 11 development of a 254-lot residential
 12 subdivision. The approximately 102 acres
 is located on the southeast corner of the
 intersection of Bass and Scott Roads.
 Present zoning is A-1/Agricultural.
 13 Proposed zoning is RSP-1/Planned Single
 Family Residential 24

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 15 4. Rezoning Petition 1495/03: Petition to
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 16 plat and development plan for the
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 17 residential subdivision. The approximately
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2 computers	@ \$525.00/ea.	\$1050.00
2 monitors	@ \$117.00/ea.	\$ 234.00
2 MS Office 2000	@ \$301.00/ea.	\$ 602.00

	Total	\$1,886.00

8
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 12 Coldwater Road project (County/State
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 13 Increase (State 80% = \$332,245.25; County
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0008

1 IRVING: Good morning, and welcome to the October
2 1st, 2003, Wednesday morning Legislative Session.
3 We'd like to start out with Commissioner Rousseau
4 doing the pledge and offering a moment of silence.
5 (At this time, the Pledge of Allegiance
6 was recited by all, and a moment of
7 silence was recognized.)
8 ROUSSEAU: Thank you.
9 IRVING: Thank you.
10 BLOOM: Amen.
11 IRVING: I'd like to have Approval of the Minutes for
12 the September 24th Legislative Session.
13 ROUSSEAU: So move.
14 BLOOM: Second.
15 IRVING: All in favor say, "Aye."
16 ROUSSEAU: Aye.
17 BLOOM: Aye.
18 IRVING: Aye. Motion carried. Consideration of a
19 resolution ratifying and approving Declaratory
20 Resolution of 03-08-19-2 of the Allen County
21 Redevelopment Commission, and Resolution 03-9-18-1 of
22 the Allen County Plan Commission.
23 HARROLD: Good morning.
24 BLOOM: Good morning, Scott.
25 IRVING: Good morning. How are you?

0009

1 HARROLD: For the record, my name is Scott Harrold.
2 I'm with the Department of Planning Services. Let me
3 give you a little background on this. The Bluffton
4 Road East Economic Development Area was originally
5 established in April of 1996. That was part of an
6 effort to improve the availability of ready-to--
7 ready-to-develop industrial sites--

8 BLOOM: Uh-huh (affirmative).

9 HARROLD: --by facilitating infrastructure
10 improvements. The Bluffton Road EDA was subsequently
11 amended in April of 1998 to add 375 acres to the
12 north. At that time, we just expanded the
13 boundaries, but we didn't establish an allocation
14 area, which is what's needed to collect--actually
15 collect money. Within that northern portion,
16 Brookwood Airport Park has developed recently, and we
17 thought we should take the opportunity to collect
18 some other tax increment from that to help fund the
19 Nestle and the GM TIF bonds, which have funded a lot
20 of infrastructure improvements in the area. The
21 resolution that's before you today, and--and the plan
22 that the Redevelopment Commission was pursuing would
23 establish a new allocation area for Brookwood Airport
24 Park. And, basically, as a result would allow the
25 Redevelopment Commission to collect the incremental

0010
1 additional taxes from that area. You have for your
2 consideration today a resolution that would
3 effectively ratify the action of the Redevelopment
4 Commission, and also the Plan Commission which
5 approved this last month.

6 ROUSSEAU: Does this resolve the problems we may or
7 might have with--

8 BLOOM: GM and Nestle.

9 ROUSSEAU: --maybe shortfall with--

10 HARROLD: I--I don't know that I would say "resolve."
11 Any money that we can collect will help the
12 situation. This is just a small industrial park, so,
13 for example--

14 BLOOM: It's not going to bring in a lot.

15 HARROLD: --there's one building that's getting ready
16 to go up in there that would probably generate about
17 30,000 [\$30,000.00] over the next 10 years. You
18 know, it's not a lot of money, but every little bit
19 helps, so--

20 ROUSSEAU: Well, what about the cash flow situation
21 with this--with this particular--

22 HARROLD: I'm sorry. Could you repeat that?

23 ROUSSEAU: With this particular situation with the
24 GM, Nestle?

25 HARROLD: Yeah. We're looking at pretty significant

0011
1 shortfalls for the next couple of years on that one.
2 The Nestle--by using some of the Nestle money, that's
3 helping that, but we--we anticipate we'll start
4 collecting more money from GM in the future.

5 ROUSSEAU: Uh-huh (affirmative).

6 HARROLD: It--part of it depends on what happens with
7 reassessment, and how they--how much they invest in
8 the equipment and stuff out there, so--

9 ROUSSEAU: Okay.

10 BLOOM: And so we're going to put this industrial
11 park in at--is this the one on the east side of
12 Bluffton Road?

13 HARROLD: Right. It's at the--

14 BLOOM: Okay.

15 HARROLD: --corner of Bluffton and Ferguson Roads.

16 BLOOM: Okay. Where we did the intersection?
17 HARROLD: Right. Right.
18 ROUSSEAU: I make a motion we approve it.
19 BLOOM: Second.
20 IRVING: All in favor say, "Aye."
21 ROUSSEAU: Aye.
22 BLOOM: Aye.
23 IRVING: Aye. Motion carried. Thank you very much.
24 HARROLD: Thank you.
25 BLOOM: Thanks, Scott.

0012
1 IRVING: We have two re--under--
2 ELSER: We're waiting for Michelle, so that's why--
3 IRVING: Okay. As we wait for Department of Planning
4 Services, I think our attorney, Bill Fishering, has
5 something to present. I love it when our County
6 Attorney has such a shocked look on his face. It's
7 like, "Who? Me?"
8 FISHERING: Who? Me?
9 IRVING: Television tells it all.
10 FISHERING: Ladies and gentleman, I'm Bill Fishering,
11 the County Attorney. Before you is an amendment of
12 an existing ordinance, and a new ordinance. I'll
13 start with the amendent--amendment of the existing
14 ordinance. You had previously created a Technology
15 Fund, and deposited money that you had received from
16 a State Distribution into that fund. It was
17 determined that it might be advantageous to expand
18 the use of the fund. This proposal will expand this
19 fund to allow you to use it in addition to hardware
20 and software, to pay medical expenses, and such other
21 things as you deem appropriate. This fund remains
22 under your control. The interest goes back to the
23 fund, and it just basically broadens the purposes for
24 which you may spend that fund. This recommended
25 change comes from the Auditor's Office, and I--

0013
1 ROUSSEAU: What item is this?
2 IRVING: It's under Other Business--
3 ELSER: Right here.
4 IRVING: Number b, Title 12--
5 ROUSSEAU: Well, I know we talked about it, but I--
6 IRVING: --(Financial) Article--
7 ROUSSEAU: --didn't--couldn't find it.
8 IRVING: --65 (Technology Reserve Fund Amendment)
9 [Ordinance #10-01-03-25].
10 ROUSSEAU: Okay.
11 BLOOM: Is this--
12 IRVING: Do we have a copy of the amendment?
13 BLOOM: Title 12 (Financial) Article--
14 ROUSSEAU: Well, I--
15 BLOOM: The Technical Reserve--
16 ROUSSEAU: --we've discussed that--
17 BLOOM: --Fund that is under the Commissioners now--
18 ROUSSEAU: Yeah, here it is.
19 FISHERING: Technical Fund. You're amending it to
20 allow for use of the fund for more purposes.
21 BLOOM: More purposes.
22 IRVING: Okay.
23 BLOOM: I'd like to--
24 IRVING: Including--

25 BLOOM: --make a motion on Title 12, Article 65, the
0014

1 Amendment--to pass this.

2 ROUSSEAU: I second it.

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

4 ROUSSEAU: Aye.

5 BLOOM: Aye.

6 IRVING: Aye. Motion carried. Do you do the other--

7 FISHERING: I'll be--

8 IRVING: --you want to do the establishment--

9 FISHERING: --happy to. The--

10 IRVING: --of the Sick Leave--

11 FISHERING: --the sheriff--

12 IRVING: Oh, you want--

13 FISHERING: --the sheriff--

14 IRVING: --to do the Title 9 (Public Safety) Article

15 25 (Voluntary Fingerprinting) [Ordinance

16 #10-01-03-26]?

17 FISHERING: Yes.

18 IRVING: Okay.

19 FISHERING: The sheriff has recommended the

20 institution of a fee for people who are requesting

21 the Sheriff's Office to provide fingerprint checks.

22 He has suggested that the fee be \$3.00 per request.

23 IRVING: Okay.

24 FISHERING: This is not one of your standard fees,

25 where typically we can only recoup expenses, this

0015
1 would be outside of that. So I believe this would be
2 a legitimate charge for that.

3 BLOOM: So moved.

4 ROUSSEAU: Second.

5 IRVING: I would like to amend your motion if I could

6 for a mil--I--I said what, "Title 9"?

7 ELSER: You said, "Title 9." It's Title 8.

8 IRVING: I'm sorry--

9 FISHERING: It's Title 8.

10 IRVING: --I'd like to correct it. It's Title 8.

11 So, in your motion--

12 BLOOM: Article 25.

13 IRVING: Yeah, Article 25.

14 BLOOM: Okay.

15 IRVING: It's been first and seconded. All in favor

16 say, "Aye."

17 ROUSSEAU: Aye.

18 BLOOM: Aye.

19 IRVING: Aye. Motion carried. Do you also do the

20 Sick Leave Bank?

21 BLOOM: Why are we doing this for separate--

22 FISHERING: I--

23 BLOOM: --departments?

24 FISHERING: --I would be happy to do the--

25 BLOOM: Why can't we just do it--it's in our policy

0016
1 already.
2 FISHERING: The policy says you have to approve--
3 IRVING: Right.
4 BLOOM: Each department?
5 FISHERING: --each--well, it's actually each leave,
6 and in this case Community Corrections would like to

7 establish one for one of their employees. I would
8 recommend that we allow it to be established--

9 BLOOM: Absolutely.

10 FISHERING: --however--

11 ROUSSEAU: Yeah. Oh, yeah.

12 FISHERING: --it is up to you to review each and
13 every one of those cases just to insure that the
14 system's not being abused, so--

15 BLOOM: Because we have one also in Board of Health,
16 is--

17 FISHERING: And we've--

18 BLOOM: --that going to--

19 FISHERING: --had it in the sheriff's--

20 BLOOM: Yeah.

21 FISHERING: --also.

22 BLOOM: Yeah. I thought because it was in our policy
23 manual that--

24 FISHERING: Our policy does require you to approve
25 it.

0017

1 IRVING: Right.

2 BLOOM: Each--

3 FISHERING: That's what the policy--

4 BLOOM: --particular one?

5 FISHERING: Yes.

6 IRVING: And this one is--

7 BLOOM: I would like to make a motion to allow
8 Community Corrections to have a Sick Leave Bank.

9 ROUSSEAU: Second.

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

11 ROUSSEAU: Aye.

12 BLOOM: Aye.

13 IRVING: Aye. Motion carried. Is that all of
14 yours--

15 FISHERING: That's all of mine.

16 IRVING: --Mr. Fishing? Okay. We're going to jump
17 down here. We have another one that needs to be
18 juggled around here. The Telecommunications Service
19 Agreement between--I'm sorry. The Inmate Pay
20 Telephone Agreement between Allen County and Evercom
21 System, Incorporated. It's for the Juvenile Justice
22 Center--the new Juvenile Justice Center, and it was
23 deferred from last week. Joe, would you like to
24 introduce yourself and--

25 BRITA: Good morning--

0018

1 IRVING: --tell us a little--

2 BRITA: --Commissioners.

3 IRVING: --bit about it?

4 BRITA: I'm Joe Brita with the Wood Youth Center.
5 This--this has to do with the outgoing phone calls
6 that the juveniles get at the new Juvenile Justice
7 Center. There is a commission derived--I--I think
8 Attorney Fishing went over this and made some
9 changes too, and I have no problem with that.

10 Actually, Tom Hathaway at the jail, did most of the
11 leg work on the--on the bid, and I just kind of
12 jumped on his bandwagon. I saw no reason in
13 reinventing the wheel.

14 IRVING: The one thing that we have done in the
15 agreement is that D & M Communication will be

16 reviewing to make sure that we receive the proper
17 credit to us, and I appreciate your efforts on this.
18 I'll entertain a motion, please.

19 BLOOM: Wait a minute.

20 BRITA: Oh, boy.

21 BLOOM: This is the same system that the jail has?

22 BRITA: Yes, ma'am.

23 FISHERING: Same vendor.

24 BRITA: Same vendor--

25 BLOOM: That's what I meant.

0019

1 BRITA: --not the same system.

2 IRVING: Right.

3 BRITA: They have pay phones, Commissioner. We
4 don't. Ours--

5 IRVING: Uh-huh (affirmative).

6 BLOOM: And--

7 BRITA: All of our phone calls are collect going out-
8 -

9 BLOOM: --and they receive--

10 BRITA: --of the center.

11 BLOOM: --their own money, and it's kept in the
12 Commissary account, I believe.

13 IRVING: Yes, but ours is coming back to County
14 General.

15 BLOOM: Right?

16 BRITA: Uh-huh (affirmative).

17 BLOOM: I'll make a motion that we accept this.

18 ROUSSEAU: Second.

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

20 ROUSSEAU: Aye.

21 BLOOM: Aye.

22 IRVING: Aye.

23 BLOOM: Thanks.

24 IRVING: Motion carried. That was one of the
25 clarifications that we needed, and that's why it was

0020

1 deferred from last week, to make sure that it was
2 established that way.

3 BRITA: Commissioner, where do--is Mr. Little gonna
4 handle it from here? Will he send the contract back
5 to--

6 FISHERING: I assume so.

7 IRVING: Yes.

8 BRITA: Okay, because--

9 IRVING: We can double check on that.

10 BRITA: --we're at a point where I need to get those
11 phone lines run now.

12 IRVING: Okay.

13 BRITA: Okay.

14 IRVING: Thank you very much. Is there anything else
15 you have on the agenda, Joe?

16 BRITA: No, ma'am.

17 IRVING: Well, maybe you could just stop in before
18 you leave, and talk to Mr. Little--

19 BRITA: I will.

20 IRVING: --to make sure that that contract gets sent
21 through today. Thank you. I still don't see--okay.

22 We're going to drop now to--

23 BLOOM: Michelle's here.

24 IRVING: --agenda--okay. Well, here, let's go on
25 with agenda item number five. It's to ratify the

0021
1 April 23rd, 2003 approval by the Town of Grabill Town
2 Board for amendment to the Law Enforcement Service
3 Agreement between Allen County and the Town of
4 Grabill, Indiana. Well, good morning.

5 HERMAN: Good morning.

6 BLOOM: Hi, Sheriff.

7 IRVING: How are you?

8 HERMAN: I'm doing fine, I--

9 IRVING: Great.

10 HERMAN: --I think. Yeah, this--the Town of
11 Grabill--

12 IRVING: Who are you?

13 HERMAN: I'm Jim Herman, the Sheriff of Allen County.

14 IRVING: Thank you.

15 HERMAN: Thank you, Mrs. Irving.

16 BLOOM: Who are you?

17 ROUSSEAU: I'd think she'd know who you were by now,
18 but I--it doesn't make any difference with me, I--

19 HERMAN: And I'm--I'm happy to report that I know.

20 IRVING: Without your name tag, right? Okay.

21 ROUSSEAU: I'm sorry. I couldn't help myself.

22 HERMAN: The--

23 BLOOM: Don't write all this--

24 HERMAN: --the amendment of this service agreement
25 between the Town of--

0022
1 BLOOM: --I'm kidding.

2 HERMAN: --Grabill and Allen County has been amended
3 because they wanted some of their--basically, it
4 revolved around the fact that they wanted some
5 parking regulations enforced, and we had been
6 enforcing these regulations until we discovered that,
7 basically, since they were incorporated and they did
8 not have their parking done through the County. And
9 it was not--it was not something that the County
10 Highway had basically ratified, that we had no
11 authority to do that. This gives us that authority.

12 IRVING: Great.

13 ROUSSEAU: Do you--

14 BLOOM: To give--

15 IRVING: Well, I always--

16 BLOOM: --parking tickets?

17 IRVING: --feel comfortable when the Sheriff has the
18 proper authority.

19 BLOOM: To give parking tickets?

20 HERMAN: Right.

21 ROUSSEAU: I think I saw a movie a number of years
22 ago. It was about they don't shoot horses anymore,
23 is that--that apply to Grabill or--

24 HERMAN: No. No, it doesn't--

25 BLOOM: They don't--

0023
1 HERMAN: --as a matter of fact--
2 BLOOM: --shoot horses.

3 HERMAN: --but they do have--
4 BLOOM: Where's he coming up with this?

5 HERMAN: --they do have some things in--in Grabill
6 where they--they wanted us to make sure that parking

7 regulations were enforced, and you know, so--other
8 things as well, abandoned vehicles and things like
9 that, that we--that we felt that our contract--even
10 though they contract us as their law enforcement
11 service, we thought it might be wise to do an
12 amendment to make sure that we can enforce their
13 ordinances as they see things that happen in their
14 town that they wish to write ordinances on. So,
15 there was some question as to whether it had to be
16 amended or whether them having a contract with us for
17 law enforcement services would do that. We felt that
18 it--out of an abundance of caution, we should go
19 ahead and make the amendment and probably this
20 language will also probably go into the other
21 contracts we have with other--

22 IRVING: Great.

23 HERMAN: --incorporated areas as well.

24 BLOOM: So will this require additional persons?

25 HERMAN: No. No. This is simply something that-

0024
1 basically, we assumed that we were able to do before,
2 and--and this makes it very clear that we have the
3 authority to do it.

4 IRVING: Great.

5 BLOOM: So moved.

6 ROUSSEAU: Second.

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

8 ROUSSEAU: Aye.

9 BLOOM: Aye.

10 IRVING: Aye. Motion carried.

11 HERMAN: Thank you very much.

12 IRVING: Thank you very much. I think Michelle's
13 here now, so let's talk about Rezoning Petition
14 1493/03. This is 254-lot residential subdivision on
15 102 acres at the intersection of Bass and Scott
16 Roads.

17 BLOOM: Good morning.

18 WOOD: My apologies for making you wait.

19 IRVING: We didn't. We just went right around you
20 today.

21 WOOD: As you should. Michelle Wood, Department of
22 Planning Services. As you just described, Petition
23 1493/03 is for Sycamore Lakes on the north side of
24 Bass Road. Both of our projects this month are on
25 the north side of Bass Road. This one in particular

0025
1 at the corner of Scott--at the southeast corner of
2 Scott and Bass. A rather large subdivision, 254 lots
3 at 2.5 units per acre, which is similar to what's in
4 the area. We did have some discussion at the Public
5 Hearing. A great part of this discussion was on the
6 request for sidewalks on one side of the streets in
7 the subdivision. The applicant did request to put
8 them on one side of all streets, and then put a
9 sidewalk along Bass Road. Typically, the Plan
10 Commission approves sidewalks on one side of
11 cul-de-sacs. At the Publi--or at the--excuse me--at
12 the business meeting, it was recommended and approved
13 that sidewalks would be allowed on one side of just
14 the cul-de-sac lots. They would need to put them on

15 both sides of the rest of the streets, and have a
16 sidewalk along Scott Road and Bass Road, and that was
17 approved by the Plan Commission. The other items in
18 the subdivision are pretty typical. Common area and
19 recreation space was provided, and stub streets were
20 provided out of the subdivision to--to the property
21 to the east. Are there any questions about any of
22 this--the discussion we had or the location of the
23 property?

24 IRVING: I think you covered it very well today.

25 WOOD: Okay.

0026

1 BLOOM: I'll make a motion that we pass Rezoning
2 Petition 1493/03.

3 ROUSSEAU: Second.

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

5 ROUSSEAU: Aye.

6 BLOOM: Aye.

7 IRVING: Aye. Motion carried. We also have the
8 Rezoning Petition 1495/03. 128 homes and 19 lot
9 single family residential--what is that? Hundred and
10 twenty--

11 WOOD: 128-lot.

12 IRVING: What is that 19 after that, Susan? That's
13 on forty--

14 BLOOM: 128-lot single family residential
15 subdivision.

16 IRVING: Yeah, but she's got a 19--

17 ELSER: I believe that's just an error.

18 WOOD: Oh, okay.

19 IRVING: Oh, okay.

20 ELSER: That's a scrivener error.

21 IRVING: It's 128 single family--

22 BLOOM: Uh-huh (affirmative).

23 IRVING: --lot residential, approximately 47.5 acres,
24 zoning A-1/Agricultural, proposed as RSP-1.

25 WOOD: Correct. At 2.7 units per acre, this is just

0027

1 west of Wescott Ridge, which is--was approved earlier
2 this year. This is just an extension of that
3 project. There is a stub street that connects the
4 two. It is very similar in density to the previous
5 Wescott Ridge and to the subdivisions to the south,
6 Whispering Woods. This is just east of Sycamore
7 Lakes. This project, as in Sycamore Lakes, the Plan
8 Commission required a five foot sidewalk along Bass
9 Road. The concept is that we have a new city park
10 coming in to the east on--

11 IRVING: Yes.

12 BLOOM: Uh-huh (affirmative).

13 WOOD: --on Bass, and with Stratford Forest a
14 sidewalk was also recommended and approved. So
15 eventually this will all connect into a corridor
16 along Bass Road. There wasn't much discussion on
17 this project. It's fairly typical and met all the
18 ordinance minimums, and Plan Commission did recommend
19 a due pass for 1493--

20 BLOOM: So moved.

21 WOOD: --or 1495.

22 ROUSSEAU: Second.

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

24 ROUSSEAU: Aye.

25 BLOOM: Aye.

0028

1 IRVING: Aye. Motion carried. Thank you very much.

2 WOOD: Thank you very much.

3 IRVING: Next, agenda item number seven. The
4 Telecommunications Service Agreement between Allen
5 County and Verizon for long distance services.

6 BLOOM: Good morning.

7 IRVING: Good morning.

8 RENTERIA: And I'm filling in for Verizon because he
9 can't make it.

10 IRVING: Okay. Well, introduce yourself. I already
11 kind of blew your thunder when I said--

12 RENTERIA: Yeah.

13 IRVING: --D & M Communications.

14 RENTERIA: I'm Marissa with D & M Communications, and
15 I think I gave you guys a copy of this--

16 IRVING: Right.

17 BLOOM: Yeah, we've got it.

18 RENTERIA: --portion of it, plus you guys have the
19 contract, but basically what this is, is when we
20 signed on long distance with Verizon, they kind of
21 put us in a--a block that we thought maybe we should
22 be in--in usage. Like how many--

23 BLOOM: Right.

24 RENTERIA: --minutes we thought we would use--

25 BLOOM: Right.

0029

1 RENTERIA: --on a yearly basis--kind of not really
2 knowing. So what I did was I--I--every year I get
3 together with Matt with Verizon and we figure out if
4 that's the right place for us to be. And the latest
5 one that we've come up with is that we are well
6 under, so we're eligible for a lesser minute charge.

7 IRVING: Great.

8 RENTERIA: And if you look often--then to the--the
9 right, the proposed long distance cost. If we sign
10 on an additional--what I'm recommending--additional
11 three years, we can save \$1,100.00 a month on long
12 distance. But then I did have him write the cost of
13 one year and two year in case we didn't want to sign
14 an additional three.

15 BLOOM: What happens if then we have increased
16 minutes and--how would they charge us if we were
17 already locked into this contract.

18 RENTERIA: You're already locked in, so then it
19 wouldn't come up again then until--

20 IRVING: For three years.

21 RENTERIA: --that three years.

22 BLOOM: Okay. I got it.

23 IRVING: I can use \$1,200.00 more a month, how about
24 you?

25 BLOOM: Absolutely. I'll make a motion that we

0030

1 accept the three year contract.

2 ROUSSEAU: Second it.

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

4 ROUSSEAU: Aye.

5 BLOOM: Aye.

6 IRVING: Aye. Motion carried. Thank you--
7 BLOOM: Good job, Marissa.
8 IRVING: --very much--
9 RENTERIA: Thank you.
10 BLOOM: Good job.
11 IRVING: --appreciate that. Hardware/Software
12 Request from Allen County Community Corrections. Two
13 computers, two monitors, and two MS Office 2000 for a
14 total of \$1,886.00. Good morning.
15 HUDSON: Good morning, Commissioners. My name is
16 Sheila Hudson, and I'm the Director of Allen County
17 Community Corrections. This is--with me is Steve
18 Poulson, he's the Center Administrator, and also the
19 Information Technology expert at Community
20 Corrections. We're before you with the request for
21 two computers to be used in the resource room we have
22 downstairs, as paid for--for from a grant that we
23 receive from the Department of Labor.
24 IRVING: Good. I want to also congratulate Sheila.
25 The original request came in for four computers, four

0031
1 monitors, and four MS Office 2000's, and we talked to
2 her--if she could just order two now, and then at a
3 later date, maybe after the 1st of the year, order
4 the other two with hopes that with some of the
5 employees that we are going to have leaving, that
6 they could utilize some of that equipment. And I
7 promised her that I would entertain the two new
8 computers if we couldn't find something that would
9 help your need. So I appreciate your understanding
10 in that.
11 HUDSON: Yes. Thank you, Commissioner.
12 BLOOM: I'll make a motion we approve the software
13 and hardware request.
14 ROUSSEAU: Second.
15 IRVING: All in favor say, "Aye."
16 ROUSSEAU: Aye.
17 BLOOM: Aye.
18 IRVING: Aye.
19 HUDSON: Thank you.
20 IRVING: Motion carried. Thank you very much.
21 HUDSON: And thank you very much for honoring the
22 vacation bank for an employee who's very ill--
23 BLOOM: Certainly.
24 HUDSON: --at Community Corrections.
25 BLOOM: Certainly.

0032
1 IRVING: Very glad to do that. Keep us informed.
2 HUDSON: I will.
3 IRVING: An appointment to the Allen County Data
4 Board.
5 ELSER: We had a resignation for the Circuit Court
6 appointment, and the name before you today to fill
7 that position is Timothy A. Miller.
8 IRVING: May I add--before you vote on this, Tim
9 Miller is now going to be--is it the Chief of Staff
10 or what--
11 ELSER: He'll be the Circuit Court Executive--
12 IRVING: The--
13 ELSER: --Administrator.
14 BLOOM: Tim--

15 IRVING: --Circuit Court--
16 ELSER: Administrator.
17 IRVING: --Administrator, and he has taken the other
18 gentleman's place which sat on Data Board. I'll
19 entertain a motion.
20 BLOOM: So moved.
21 ROUSSEAU: So moved.
22 BLOOM: Second.
23 IRVING: All in favor say, "Aye."
24 ROUSSEAU: Aye.
25 BLOOM: Aye.

0033
1 IRVING: Aye. Motion carried. And as I understand
2 that he is quite computer literate, so I'm--I'm
3 excited to have the addition on the Board.
4 BLOOM: Uh-huh (affirmative).
5 IRVING: Approve Change Order #19 between Brooks
6 Construction, Allen County for Coldwater Road
7 project. The County share of this will be
8 \$84,748.89.
9 FITCH: Good morning. Mike Fitch, Allen County
10 Highway Department.
11 BLOOM: This is the final change order, correct?
12 FITCH: Yes. This is the final change order for the
13 project. This is to resolve all of the unit cost for
14 the project. The--
15 BLOOM: Uh-huh (affirmative).
16 FITCH: --this change order--about two-thirds [2/3]
17 of it is in the soils. This--this section is from--
18 from Cook to Wallen, which is--
19 BLOOM: Uh-huh (affirmative).
20 IRVING: Uh-huh (affirmative), right.
21 FITCH: --the last third [1/3] of the project, and we
22 chose to put all of the changes in the final change
23 order here, instead of having a separate change order
24 just for that. So the bulk of this is in the soils,
25 which we've had--

0034
1 IRVING: Great.
2 FITCH: --some problems on the first--
3 BLOOM: Bad soil--
4 FITCH: --first couple of pages, so--
5 BLOOM: --imagine that.
6 FITCH: --the project is complete.
7 IRVING: Now, that's the next agenda--
8 FITCH: Okay. Well, it's--
9 IRVING: --then we can--
10 BLOOM: I'm going to make--
11 IRVING: --applaud and cheer.
12 BLOOM: --a motion that we accept Change Order #19 as
13 the final change order for the County share of
14 \$84,748.89.
15 ROUSSEAU: Second.
16 IRVING: All in favor say, "Aye."
17 ROUSSEAU: Aye.
18 BLOOM: Aye.
19 IRVING: Aye. Motion carried. Now, I'm going to
20 approve the Contract Final Inspection and
21 Recommendation for Acceptance of the completion of
22 the Coldwater Road project from Cook to Dupont. Can

23 I have a motion to approve it?

24 BLOOM: So moved.

25 ROUSSEAU: Second it.

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1 IRVING: All--

2 ROUSSEAU: Well, if she does them all--

3 IRVING: --in favor say, "Aye."

4 ROUSSEAU: --the time--if she's not doing them, what
5 do you expect me to be doing.

6 IRVING: Aye.

7 ROUSSEAU: I just second--

8 BLOOM: Aye.

9 ROUSSEAU: --I'm over here seconding--

10 IRVING: Aye.

11 ROUSSEAU: --these things.

12 IRVING: Motion carried. Now, I travel that road all
13 the time. We need to make sure it's ours. Okay, you
14 can make this next motion, Ed. Linda, gets to do the
15 next one.

16 BLOOM: Okay.

17 IRVING: Approve Encroachment Report for placement of
18 an entry sign within the right of way of Maywin Drive
19 of Carroll Road by Timberon Community Association--

20 ROUSSEAU: So moved.

21 IRVING: --Incorporated. Okay.

22 BLOOM: Second.

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

24 ROUSSEAU: Aye.

25 BLOOM: Aye.

0036

1 IRVING: Aye. Approve Change Order #1 between Brooks
2 Construction, Allen County for the Resurfacing
3 Package, \$74,616.32.

4 BLOOM: So moved.

5 ROUSSEAU: Second.

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

7 ROUSSEAU: Aye.

8 BLOOM: Aye.

9 IRVING: Aye. Motion carried. Approve Change
10 Order #7 between Primco and Allen County for Hillegas
11 Road project. The County share of 20% is \$18,079.84.

12 FITCH: This--

13 BLOOM: Yeah.

14 FITCH: --this change order--

15 BLOOM: I need that one.

16 FITCH: --this change order is for roughly--the
17 portion of about 35,000 [\$35,000.00] was to put a--
18 there was a conflict with a large 72 inch manhole
19 just south of Illinois Road. We've run into a lot of
20 utility conflicts out there, and this structure was
21 in the way of the new road, and we had to replace
22 that and some pipe for around 35,000 [\$35,000.00].

23 BLOOM: That's what all that was laying out there.

24 FITCH: There was--about 15,000 [\$15,000.00] of this
25 was in pavement--temporary pavement markings.

0037

1 They've--

2 BLOOM: Uh-huh (affirmative).

3 FITCH: --the traffic control--we've changed--

4 BLOOM: Uh-huh (affirmative).

5 FITCH: --the traffic control plan around which

6 required additional--

7 BLOOM: Right.

8 FITCH: --pavement markings to open sections of the
9 road. And the remaining of it, we changed the
10 perform--preformed plastic pavement markings to epoxy
11 pavement markings.

12 BLOOM: Yeah.

13 FITCH: The preformed plastic is for an asphalt
14 surface, and the epoxy is for a concrete surface, and
15 that's a concrete surface. And we realized this
16 after the project was bid that the epoxy surface is
17 more expensive, but it will last a lot longer once
18 that road is opened.

19 IRVING: I'll accept a motion.

20 BLOOM: So with this I'll make a motion that we
21 accept Change Order #7.

22 ROUSSEAU: Second it.

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

24 ROUSSEAU: Aye.

25 BLOOM: Aye.

0038

1 IRVING: Aye. Motion carried. Approve Warranty Deed
2 for additional right of way on Webster Road from the
3 following: SHS Properties, LLC, and Canalway
4 Properties, LLC.

5 BLOOM: So moved.

6 ROUSSEAU: Second.

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

8 ROUSSEAU: Aye.

9 BLOOM: Aye.

10 IRVING: Aye. Motion carried. Susan, would you like
11 to read the approval of the traffic posting changes?

12 ELSER: These changes are Feighner Road from 2000
13 feet north of Lafayette Center Road to 2000 feet
14 south of Lafayette Center Road, remove the 25 mile
15 per hour when children present speed limit posting.
16 And the second one is Eggeman Road from Aboite Center
17 to Covington Road, post the 45 mile per hour speed
18 limit.

19 ROUSSEAU: So move.

20 BLOOM: Second.

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

22 ROUSSEAU: Aye.

23 BLOOM: Aye.

24 IRVING: Aye. Motion carried. Approve the Street
25 Acceptance Maintenance Bond for the following

0039

1 subdivisions: Falcon Creek, Sections II, III, IV, V,
2 and VI, and Windsor Woods, Section 7.

3 BLOOM: So moved.

4 ROUSSEAU: Second.

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

6 ROUSSEAU: Aye.

7 BLOOM: Aye.

8 IRVING: Aye. Motion carried. Thank you very much,
9 Mike. Do you have anything else?

10 FITCH: That's all I have.

11 IRVING: Great.

12 FITCH: Thank you very much.

13 IRVING: I'd like to have an appointment of a lay

14 person to the Allen County Community Corrections
15 Advisory Board, please.
16 ELSER: The name before the Board for consideration
17 is Linda Bloom.
18 IRVING: Well, does it die for lack of a motion or
19 what here?
20 ROUSSEAU: I--I make a motion to approve that very
21 astute idea.
22 BLOOM: Second.
23 IRVING: All in favor say, "Aye."
24 ROUSSEAU: Aye.
25 BLOOM: Aye.

0040
1 IRVING: Aye. Well, Ed just--
2 BLOOM: Well, thank you--
3 IRVING: --caught you on that one.
4 BLOOM: --ever so.
5 IRVING: May I have the approval--
6 BLOOM: I thought it was--
7 IRVING: --to waive the 2nd Reading on any matters
8 that have come before us today?
9 ROUSSEAU: So move.
10 BLOOM: Second.
11 IRVING: All in favor say, "Aye."
12 ROUSSEAU: Aye.
13 BLOOM: Aye.
14 IRVING: Aye. Motion carried. Before we have
15 Comments from the Public, I would like to make an
16 announcement--and starting next Wednesday, which is
17 October 8th, the Commissioners had a news release
18 yesterday that we will start signing our Legislative
19 Sessions for the hearing impaired, and we're real
20 excited about this. And those of you that watch us
21 on Comcast Cable 55, it will be at 6:00 p.m. on
22 Wednesday and 10:00 a.m. on Thursdays, and we're
23 going to announce this for a couple weeks. Tune in
24 next week because it's pretty exciting, and Lin
25 Wilson, which is an employee in the Auditor's Office,

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1 is going to be doing the signing for us. So tune in
2 on Wednesday nights at 6:00 or Thursdays at 10:00
3 a.m. on Comcast Cable channel 55. Do we have any
4 Comments from the Public today? (No response.) Any
5 Comments from the Public? (No response.) Hearing
6 none, we will adjourn, and please have a nice week.
7 Thank you.

8
9 (Adjourned 10:35 a.m.)

10 * * *

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24
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0042

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

4 4 REPORTER'S CERTIFICATE

5 5 I, Alan R. Bunn, a Notary Public in and for
6 6 the State of Indiana, County of Allen, do hereby
7 7 certify that the above and foregoing is a true and
8 8 accurate transcript of the Board of Commissioners of
9 9 the County of Allen, Legislative Session, held before
10 10 me on October 1, 2003 in the Allen County
11 11 Commissioner's Courtroom, Room 200, City-County
12 12 Building, 1 East Main Street, Fort Wayne, Allen
13 13 County, Indiana; that I am not related to, employed
14 14 by or interested in any of the parties to this cause
15 15 of action.

16 16 IN WITNESS WHEREOF, I have hereto affixed my
17 17 hand and seal this 6th day of October, 2003.

18 18
19 19

20 20 Alan R. Bunn, Notary Public
21 21 Residing in Allen County, Indiana

My Commission Expires:
22 22 October 23, 2010

23
24
25