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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 NOVEMBER 19, 2003  
11  
12  
13  
14

15 DATE: November 19, 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 Edwin J. Rousseau Allen County Commissioner  
3 Linda K. Bloom Allen County Commissioner  
4 Susan Elser Allen County Commissioners'  
 Office  
5  
6 John McGauley Allen County Public  
 Information Department  
7 Mary Hitchens Allen County Public  
 Information Department  
8  
9 Loren Robertson Allen County Department  
 of Health  
10 Miguel Trevino DLZ  
11 Bruce Little Allen County Purchasing  
 Department  
12  
13 Jesse Wells WISE-TV  
14 Michael Fitch Director, Allen County  
 Highway Department  
15  
16 Alan R. Bunn Rolf Reporting, Inc.  
17  
18 Kevin Leninger News Sentinel  
19  
20 Dan Stockman Journal Gazette

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2 Agenda:	
3 1. Approval of Minutes of 11/12/03	
4 Legislative Session	7
5 2. Change Orders - Allen County Justice Center	
6 Williams Painting Co.	
7 C.O. #019	
8 Contract addition \$200.00	7
9 3. Hardware/Software Request - Department	
10 of Health	7
11 1 HP CP1700 Wide Format Printer	\$479.00
12 1 Adobe Photo Shop Creative	
Suite Software	\$530.75
13	-----
14 TOTAL	\$1009.75
15 4. Request from the Allen County Treasurer's	
Office to be open until 7:30 p.m. Friday,	
November 21, 2003 to accommodate	
taxpayers who need access to the office	

16	after normal business hours due to the provisional tax bills	9
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18	5. Agreement between Allen County and Securitas for Security within the City-County Building for the year 2004	10
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20	6. Appointment to the Property Tax Assessment Board of Appeals - James Markey	11
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22	7. Approve Warranty Deeds required for additional right of way acquisition on Grabill Road from the following property owners:	
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24	a) Parcel 11 - Tammy M. Cook	
25		
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1		
2	c) Parcel 40 - Jiffy Car Wash, Inc.	
3		
4	d) Parcel 40A - Jiffy Car Wash, Inc	12
5	8. Approve and award Bid Reference #36-03, Aggregate Materials for 2004	12
6		
7	9. Approve proposal for professional engineering services between Allen County and GAI Consultants for Homestead Road and Ernst Road Intersection Improvement, Project #03-189, per proposal dated November 10, 2003 - Total proposal fee \$54,100.00	14
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11	10. Approve proposal for professional engineering services between Allen County and GAI Consultants for Homestead Road Alignment Engineering Study, Project #03-189, per proposal dated November 14, 2003 - Total proposal fee \$16,450.00	16
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16	11. Approve professional services agreement between Allen County and Government Fixed Asset Services, Inc. for accounting work related to County's Asset Management Policy and reporting requirements - Total proposal fee and expenses not to exceed \$6,000.00 to \$8,000.00	17
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20	12. Other Business -	
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22	Approve professional services agreement between Allen County and Geotechnical and Materials Engineers to provide geotechnical services required for construction at Homestead Road and Ernst Road Intersection	18
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1	Agreement with Verizon - \$22,977.83	
2	for "Structured Cabling" at the	
3	Justice Center	19
4	13. Approval to waive the 2nd Reading on any	
5	matter approved today and for which it may	
6	be deemed necessary for the Legislative	
7	Session of November 19, 2003	23
8	14. Comments from the Public	--

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1 ROUSSEAU: Good morning. This is the Commissioner's  
2 Legislative Session for Wednesday, November 19th, and  
3 we will begin the meeting with the approval of the  
4 Minutes of November 12th.  
5 BLOOM: So move.  
6 ROUSSEAU: I second that. All in favor signify by  
7 saying, "Aye."  
8 BLOOM: Aye.  
9 ROUSSEAU: Aye. We have change orders for the Allen  
10 County Justice Center. Williams Painting Company.  
11 A contract addition for \$200.00.  
12 BLOOM: I have reviewed the claim, and it's some  
13 drywall ceilings they're repainting and this will all  
14 be in the insurance, and we'll be reimbursed. It's a  
15 result of a leak. And so I'll make the motion to  
16 approve the addition of \$200.00.  
17 ROUSSEAU: I second it. All in favor signify by  
18 saying, "Aye."  
19 BLOOM: Aye.  
20 ROUSSEAU: Aye. We have hardware/software requests  
21 from the Department of Health. We have an HP CP1700  
22 Wide Format Printer for \$479.00, and an Adobe Photo  
23 Shop Creative Suite Software, \$530.75 for a total of  
24 \$1,009.75.  
25 BLOOM: Good morning.

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1 ROBERTSON: Good morning, Commissioners. Loren  
2 Robertson, administrator of the Department of Health.  
3 The request before you today is part of the  
4 settlement of the State's Bio-Terrorism Funds through

5 the State Department of Health for--since we are the  
6 lead agency within the nine health departments in  
7 northeast Indiana, part of the money is being used--  
8 this particular money is already in the bank. We  
9 received a check from the State. It's had the  
10 approval of the State Bio-Terrorism group that is  
11 giving the funds for use authorizing us to purchase  
12 this. We're going through the hoops, locally, to do  
13 that. We attempted to go before the Data Board this  
14 morning, but there apparently was not a quorum. And  
15 it would be a hardship for me to have to wait another  
16 month since this all kind of in the cue, and I would  
17 ask--

18 BLOOM: Right.

19 ROBERTSON: --the Commissioners if that's possible,  
20 since--

21 BLOOM: I'll make a motion that we accept the  
22 hardware/software request.

23 ROUSSEAU: All right. The total is \$1,009.75, and I  
24 second that. All in favor signify by saying, "Aye."

25 BLOOM: Aye.

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1 ROUSSEAU: Aye. I declare it passed.

2 ROBERTSON: Thank you.

3 BLOOM: Is that it?

4 ROBERTSON: That's it.

5 BLOOM: Thank you.

6 ROUSSEAU: Request from the Allen County Treasurer's  
7 Office to be opened on 7:30 p.m. Friday--really--

8 BLOOM: Open until 7:30.

9 ROUSSEAU: Oh, open until 7:30. I'm sorry. Request  
10 from the Allen County Treasurer's Office to be open  
11 until 7:30 p.m. Friday, November 21, to accommodate  
12 taxpayers who need access to the office after normal  
13 business hours due to provisional tax bills, and I  
14 guess we'll want to pass that.

15 BLOOM: I'll make a motion that we pass this. Our  
16 treasurer, Bob Lee, has been leaving the office open  
17 on the last day with our approval to accommodate  
18 taxpayers, so this is a good thing.

19 ROUSSEAU: I second that, and if anybody would like  
20 to contribute even more than their regular tax bill,  
21 we'd like for them to be free to do so.

22 BLOOM: All in favor--

23 ROUSSEAU: And I say that with a straight face. You  
24 made a motion. I'll second it. All in favor signify  
25 by saying, "Aye."

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1 BLOOM: Aye.

2 ROUSSEAU: Aye. Agreement with Allen County and  
3 Securitas for security for the City-County Building  
4 for the year 2004.

5 BLOOM: And there's--it's over there.

6 ROUSSEAU: Now, wait a minute. 2004.

7 BLOOM: It's right there. This is the company that  
8 has a new name, right? This used to be--

9 ROUSSEAU: Burns?

10 BLOOM: --Burns, yes. And this is our regular  
11 contract.

12 ROUSSEAU: Yeah. These are the rates.

13 BLOOM: Right. With a max because we only have so

14 much money. I'll make a motion--  
15 ROUSSEAU: Let me ask you this. We're still slightly  
16 unsettled. This probably will not change. This is  
17 setting rates for their--but we're still slightly  
18 unsettled as of this morning. Does that make any  
19 difference with approving this at this point?  
20 BLOOM: No. This is for the budgeted amount, and  
21 this--  
22 ROUSSEAU: Well, what I'm saying is that I--  
23 BLOOM: Would you prefer putting this off a week  
24 until we--  
25 ROUSSEAU: I would--

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1 BLOOM: --settle?  
2 ROUSSEAU: --feel more comfortable with it. It's  
3 probably okay, but if we could wait a week, which I  
4 think we probably could, I think--  
5 BLOOM: I'll make a motion--  
6 ROUSSEAU: Yeah.  
7 BLOOM: --we defer the agreement with the security  
8 company until we can--  
9 ROUSSEAU: Hopefully, we'll have it ready for next  
10 Wednesday.  
11 BLOOM: All right.  
12 ROUSSEAU: Okay. I second that. All in favor  
13 signify by saying, "Aye."  
14 BLOOM: Aye.  
15 ROUSSEAU: Aye. Okay.  
16 BLOOM: Appointment.  
17 ROUSSEAU: Appointment for the Property Tax  
18 Assessment Board of Appeals.  
19 ELSER: The name before the board this morning to  
20 fill that position is James Markey.  
21 BLOOM: And I'll make a motion we accept James Markey  
22 to the Board of Appeals.  
23 ROUSSEAU: I second that. Phil Steigerwald, who has  
24 been a loyal public servant for the City Councilmen  
25 and so forth has been doing this job, and his health

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1 has been declining somewhat, and has resigned from  
2 his position at this very important board, and Mr.  
3 Markey will be a welcome addition. I second that.  
4 All in favor signify by saying, "Aye."  
5 BLOOM: Aye.  
6 ROUSSEAU: Aye. Approve Warranty Deeds required for  
7 the additional right of way acquisition on Grabill  
8 Road from the following property owners: Tammy Cook,  
9 Carole Doss, and Anna Beamer, Jiffy Car Wash, Inc.,  
10 and Jiffy Car Wash, Inc.  
11 BLOOM: So moved.  
12 ROUSSEAU: I second. All in favor signify by saying,  
13 "Aye."  
14 BLOOM: Aye.  
15 ROUSSEAU: Aye.  
16 BLOOM: Good morning.  
17 FITCH: Good morning. Mike Fitch, Allen County  
18 Highway Department.  
19 ROUSSEAU: And we have a Bid Reference 36-03,  
20 Aggregate Materials for 2004.  
21 FITCH: This is our annual bid for aggregate that we

22 use on our county road projects. We received bids  
23 from--let's see, one, two, three, four, five, six,  
24 seven, eight, nine, 10, 11, 12, 13 vendors. Our  
25 policy has been that we accept the quotation bids

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1 from all of these vendors. However, our policy has  
2 been that we use the low bid for the various  
3 aggregates. We have numerous types of aggregates  
4 that we use, so we always select the low--the low  
5 price from that group. However, some suppliers can't  
6 supply a specific aggregate at a certain time of the  
7 year. If they run out of material, then we go to the  
8 next low bidder. That's why we accept all the price  
9 and use that method--

10 ROUSSEAU: Right.

11 FITCH: --and it's worked out very well for us.

12 BLOOM: Also, weren't we, as of a couple years ago,  
13 going to the closest location also?

14 FITCH: Yes. There's a--the booklet that we--the  
15 final book that we prepare is prepared by location--

16 BLOOM: Right.

17 FITCH: --because in their bid they also have a  
18 delivered price versus a pick-up price. And so  
19 there's various schemes that--how we get our stone.  
20 Depending on where the pit is and where the project's  
21 at--

22 BLOOM: Exactly.

23 FITCH: --and our barn supervisors make--make these  
24 decisions, and we have a pretty clear policy on who  
25 they are to use for different projects.

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1 BLOOM: I'll make a motion that we accept the  
2 aggregate award for year 2004.

3 ROUSSEAU: I second that. All in favor signify by  
4 saying, "Aye."

5 BLOOM: Aye.

6 ROUSSEAU: Aye. Okay. I have a proposal for  
7 professional engineering services between Allen  
8 County and GAI Consultants for Homestead Road and  
9 Ernst Road Intersection Improvement, Project 3-189,  
10 per proposed date November 10th. The fee is  
11 \$54,100.00.

12 BLOOM: Would you give us a scenario on this,  
13 please--

14 FITCH: Okay.

15 BLOOM: --as to why we're doing this.

16 FITCH: Southwest Allen County School System is  
17 building a new grade school on Ernst Road just west  
18 of Homestead Road. So this intersection will be--  
19 will receive additional traffic to that school site.  
20 We are currently in negotiations with the school  
21 system, as far as a cost participation for these  
22 improvements. We do want to get the engineering  
23 started. The project has to be completed before  
24 August of 2004.

25 BLOOM: Right.

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1 FITCH: This agreement is for professional  
2 engineering services for field survey, design, and  
3 right of way services.  
4 BLOOM: And I'll make a motion that we accept this.

5 A much necessary improvement. All the improvements  
6 have been made closer to the school, but this  
7 intersection and the Homestead Road--right--

8 FITCH: Yes.

9 BLOOM: --will need--

10 FITCH: Yeah. Because of the--

11 BLOOM: --some improvements because of the school  
12 buses, and the traffic now.

13 FITCH: Yeah. The additional traffic and left turn  
14 lanes, we're gonna have to add--

15 ROUSSEAU: It's this one right here--

16 BLOOM: Yeah.

17 FITCH: --add some extra--

18 ROUSSEAU: --we're doing?

19 FITCH: --turn lanes at the intersection.

20 BLOOM: And possibly a--

21 FITCH: Possibly--

22 BLOOM: --traffic light.

23 FITCH: --a traffic signal.

24 BLOOM: Right.

25 ROUSSEAU: Again, we've got some wishes from the

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1 school system concerning a signal, and we're  
2 currently negotiating--

3 BLOOM: Right.

4 FITCH: --who's going to pay for those.

5 BLOOM: I'll make a motion that we accept Project  
6 #3-189 for \$54,100.00.

7 ROUSSEAU: Second it. All in favor signify by  
8 saying, "Aye."

9 BLOOM: Aye.

10 ROUSSEAU: Aye. I declare it passed. And then the  
11 next item of interest is Allen County and GAI for  
12 Homestead Road Alignment Engineering Study, Project  
13 3-189, proposal date of November 14th. Total  
14 proposal fee is \$16,450.00.

15 BLOOM: And that's for the realignment on Homestead  
16 Road. Should that be a different project number or  
17 the same?

18 FITCH: Yeah. This project was separated. There's a  
19 very sharp curve south of the--just south of the  
20 Homestead, Ernst Road intersection.

21 BLOOM: Uh-huh (affirmative).

22 FITCH: The school system, again, asked us if we  
23 could address that as part of these improvements. We  
24 chose to separate this as a separate project,  
25 primarily because of the cost. Straightening this

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1 curve out is not an easily--easily accomplished.  
2 There's an existing residential home on the inside of  
3 the curve--

4 BLOOM: Oh, boy.

5 FITCH: --and in order to straighten it out we'd have  
6 to reconstruct probably a quarter mile of new  
7 roadway. So, we're talking about maybe a \$300,000.00  
8 plus project, and based on funding we may not be able  
9 to do that next year. So it may have to be done in  
10 future years, depending on available funding. So, we  
11 did want to get the project--this is for the study to  
12 determine how best to solve the problem, and then



13 once that is completed we'll have options and costs,  
14 and then we make a decision on how we're going to--  
15 BLOOM: Fund this.  
16 FITCH: --the schedule--  
17 BLOOM: Yeah.  
18 FITCH: --on when we can do it.  
19 BLOOM: I'll make a motion that we accept the  
20 addition for the realignment on Project 3-189.  
21 ROUSSEAU: I second it. All in favor signify by  
22 saying, "Aye."  
23 BLOOM: Aye.  
24 ROUSSEAU: Aye. Do you have any other business here?  
25 FITCH: We have the--item 11 is also Highway.

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1 ROUSSEAU: All right. We have professional services  
2 agreement between Allen County and the Government  
3 Fixed Asset Service, Inc. for accounting work related  
4 to the County's Asset Management Policy and reporting  
5 requirements. Total proposed fee and expenses not to  
6 exceed six [\$6,000.00] to \$8,000.00.  
7 FITCH: Yeah. This contract is an hourly--an hourly  
8 basis, and that was the range. It would probably be  
9 more than six [\$6,000.00], but less than \$8,000.00.  
10 BLOOM: And this is for our gas fee to be in  
11 compliance with the State Board of Accounts.  
12 FITCH: Yeah. This is our--part of our Capital Asset  
13 Policy that was--  
14 BLOOM: Right.  
15 FITCH: --approved a year ago.  
16 BLOOM: Right. I'll make a motion we accept this.  
17 Not to exceed six [\$6,000.00] to \$8,000.00.  
18 ROUSSEAU: I second it. All in favor signify by  
19 saying, "Aye."  
20 BLOOM: Aye.  
21 ROUSSEAU: Aye.  
22 FITCH: I have one other bit of business under Other  
23 Business. It's part of the Homestead, Ernst Road  
24 intersection. Initially, I thought the geotechnical  
25 work was supposed to be part of the engineering

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1 agreement, but somehow the engineer didn't include  
2 those services, so we--we have to contract it under a  
3 separate contract GME--  
4 BLOOM: Right. Absolutely.  
5 FITCH: --Inc. to do the geotechnical work. This is  
6 in the amount of \$4,875.00, and it includes soil  
7 borings and soil testing to make sure that we don't  
8 have poor soil conditions in the areas we're gonna  
9 widen the roadway.  
10 BLOOM: No. Bad soil? Oh, hope not.  
11 ROUSSEAU: So this is--the consultant name is  
12 Geotechnical and Materials Engineering, Inc. for  
13 \$4,875.00.  
14 BLOOM: I'll make a motion we accept this.  
15 ROUSSEAU: I second the motion. All in favor signify  
16 by saying, "Aye."  
17 BLOOM: Aye.  
18 ROUSSEAU: Aye.  
19 FITCH: Okay. That's all I have.  
20 ROUSSEAU: Anything else?  
21 BLOOM: Thank you.

22 FITCH: Thank you.  
23 ROUSSEAU: We have an agreement with--  
24 BLOOM: Verizon.  
25 ROUSSEAU: --Nerizon--or is it Verizon?

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1 BLOOM: Verizon.  
2 ROUSSEAU: Oh, there's a little slash here. Look.  
3 BLOOM: Yeah. I see it.  
4 ROUSSEAU: Look's like an "N."  
5 BLOOM: It's not a "Ner," it's "Ve."  
6 ROUSSEAU: Well, you know--  
7 BLOOM: It's a "Ve." Verizon.  
8 ROUSSEAU: Nerizon--no. Verizon for \$22,977.83 for  
9 "Structured Cabling" of the Justice Center.  
10 BLOOM: I have reviewed this. This is to pay for  
11 additional wiring at the Justice Center. The cost is  
12 \$22,977.83, and I'll make a motion we accept this.  
13 ROUSSEAU: Obviously, for the telephone arrangements  
14 and I second the motion. All in favor signify by  
15 saying, "Aye."  
16 BLOOM: Aye.  
17 ROUSSEAU: Aye. There must be a difference--  
18 FITCH: Excuse me. I have a--  
19 ROUSSEAU: --between Nerizon and Verizon.  
20 BLOOM: I--  
21 ROUSSEAU: Verizon's still the telephone company.  
22 BLOOM: That's correct--  
23 ROUSSEAU: Okay. Thank you.  
24 BLOOM: --and that's what we're doing.  
25 ELSER: Give me a break.

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1 ROUSSEAU: Oh, do you have--  
2 FITCH: Yeah. I came back.  
3 ROUSSEAU: --new news for us?  
4 FITCH: I have a title sheet for the Commissioners to  
5 sign on a new project--a bridge improvement project.  
6 This is the Old Maysville Road over the Pierson  
7 Ditch. This structure is just south of Reed Road--or  
8 Lake Avenue on Reed Road. The structure is in  
9 imminent danger of collapsing. When we talked about  
10 our bridges last year--  
11 ROUSSEAU: That's in the subdivision down there?  
12 FITCH: It's--  
13 ROUSSEAU: That's what you're talking about?  
14 FITCH: Yeah. It's just south of Lake Avenue.  
15 ROUSSEAU: Reed--south of Lake on Reed.  
16 FITCH: Well, it's on Old Maysville. It's when they  
17 realigned Lake Avenue. Like I say, this used to be--  
18 Old Maysville used to be the alignment, but they  
19 realigned Lake Avenue to the north.  
20 ROUSSEAU: They? Who did--who's "they"?  
21 FITCH: I don't know. It was years ago. Whoever--  
22 the city and the county.  
23 ROUSSEAU: Okay. Go ahead.  
24 FITCH: So the structure's quite old, and our  
25 consultant said that we can't allow this structure to

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1 deteriorate any further. And it is a critical access  
2 to a residential subdivision. They have another  
3 access point on Lake Avenue, but the site distance is

4 very poor. So we were concerned about if we close  
5 this structure, we would be creating possibly safety  
6 problems for the residents to get out on Lake Avenue.  
7 So, this project--it's estimated cost is about  
8 \$100,000.00 and we were able to put together--

9 BLOOM: Round up the money. Sure.

10 FITCH: --enough money to do this.

11 BLOOM: Sure.

12 FITCH: This is the only one we know of right now  
13 that is in this poor of condition, but as time goes  
14 on we're probably going to have more of these come up  
15 unless we somehow resolve our bridge funding  
16 problems.

17 BLOOM: Our roads are looking so good, and our  
18 bridges are in dire need, and because of the--

19 FITCH: Right. This is the only one we know of right  
20 now that is--we feel is--our consultant says it needs  
21 to be fixed right away.

22 BLOOM: So you don't need a motion for this. We  
23 already have everything going.

24 FITCH: No. Right. I just--

25 BLOOM: We just need--

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1 FITCH: --let you know, and let--

2 BLOOM: --to sign this? Okay.

3 FITCH: --the public know what we're doing.

4 BLOOM: Thank you very much. We'll sign it in a  
5 minute, okay?

6 ROUSSEAU: Do we have any other business?

7 ELSER: No. We have no other business.

8 ROUSSEAU: There's no other business. Do we have any  
9 Comments from the Public?

10 ELSER: You need to do number 13.

11 ROUSSEAU: Pardon me?

12 ELSER: You need to do 13.

13 ROUSSEAU: Oh, yeah.

14 BLOOM: I'll make a motion to waive the 2nd Reading  
15 on any matter approved today for which it may be  
16 deemed necessary for the Legislative Session of  
17 November 19th.

18 ROUSSEAU: I second it. All in favor signify by  
19 saying, "Aye."

20 BLOOM: Aye.

21 ROUSSEAU: Aye. Any Comments from the Public? (No  
22 response.) Meeting adjourned.

23

24 (Adjourned 10:20 a.m.)

25 \* \* \*

0024

1 STATE OF INDIANA )  
 ) SS:

2 COUNTY OF ALLEN )  
3

4 REPORTER'S CERTIFICATE

5 I, Alan R. Bunn, a Notary Public in and for  
6 the State of Indiana, County of Allen, do hereby  
7 certify that the above and foregoing is a true and  
8 accurate transcript of the Board of Commissioners of  
9 the County of Allen, Legislative Session, held before  
10 me on November 19, 2003 in the Allen County  
11 Commissioner's Courtroom, Room 200, City-County

12 Building, 1 East Main Street, Fort Wayne, Allen  
13 County, Indiana; that I am not related to, employed  
14 by or interested in any of the parties to this cause  
15 of action.

16 IN WITNESS WHEREOF, I have hereto affixed my  
17 hand and seal this 21st day of November, 2003.

18  
19

---

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

20  
21

My Commission Expires:  
22 October 23, 2010