



BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN  
Citizens Square Suite 410 · 200 East Berry Street · Fort Wayne, IN 46802  
Phone: 260.449.7555 FAX: 260.449.7568

RICHARD E. BECK    THERESE M. BROWN    F. NELSON PETERS

MINUTES

Commissioners' Legislative Session  
10:00 AM Friday, January 18, 2019  
Council Chambers Courtroom – Citizens Square

Commissioners Present:                      Nelson Peters, Therese Brown and Richard Beck

Others Present:	Chris Cloud	Commissioners Office
	Mike Green	Commissioners Office
	Bill Fishing	County Attorney
	Tom Fox	ACDEM
	Charity Murphy	HR
	Mindy Waldron	Health Dept.
	Bill Hartman	Highway Dept.
	Rosa S Rodriguez	Journal Gazette

Commissioner Peters called the meeting to order at 10:02 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

- 1. Consider approval of the minutes of January 11, 2019.** Commissioner Beck made a motion to approve minutes of January 11, 2019. Commissioner Brown seconded the motion. Motion carried 3-0.
- 2. Consider approval of payment processing agreement between the Board of Commissioners and CSG Forte payments for ACH, credit and debit card processing on behalf of the Department of Environmental Management.** Tom Fox, Director of ACDEM, stated this is an agreement that will allow them to accept credit and debit cards for payment for the household hazardous waste program and the tox-a-way program. Being able to accept debit and credit cards instead of just cash will make things more convenient for people. Commissioner Brown made a motion to approve payment processing agreement between the Board of Commissioners and CSG Forte payments for ACH, credit and debit card processing on behalf of the Department of Environmental Management. Commissioner Beck seconded the motion. Motion carried 3-0.
- 3. Consider approval of two-year excess workers compensation insurance coverage with Midwest Employers Casualty.** Charity Murphy, HR Director, stated the annual deposit premium per year is \$42,331. That amount is audited at the end of the year and based on our actual payroll for the year that number may increase or decrease slightly. Commissioner Beck asked if our claims history plays a part in the rate. Charity answered yes and said that we have done a great job and the percentage per payroll has decreased since last year. She stated there are 4 options and we are going with the second option (B) which is a \$800,000 retention. She stated since her tenure and the last 10 years we have never remotely come close to a claim reaching that \$800,000 threshold. Commissioner Beck made a motion to approve two-year excess workers compensation insurance coverage with Midwest Employers Casualty. Commissioner Brown seconded the motion. Motion carried 3-0.
- 4. Consideration of amendment to Allen County Code Title 10 (Department of Health) – Article 4.5 (Allen County Private Sewage Disposal).** Mindy Waldron, Administrator of Allen County Health Department, presented this item. She stated that after she did the lengthy presentation in December it was put on the Commissioners website for comment at the Commissioners request. She understands that the

Commissioners received maybe 4 or 5 comments all very similar. She stated we did agree to remove the fine section on the area regarding disclosure. She stated she believes it has met all comments and any concerns the Commissioners had. She stated she is here today to hopefully move forward with approval with a Feb. 1 effective date if possible. Commissioner Peters asked what was key about the February 1 date. Mindy stated it's clean and prior to their workshop so they can send that information out to them in advance and structure the training around it. Commissioner Peters stated he appreciates the work they have done and he thinks there has been a lot of compromise to get to a decent enough result. In these sorts of negotiations, neither side ends up getting everything they want. He stated he thinks this is a good place to be for today. Mindy stated they look forward to continue discussions on how to strengthen that part of the program over the next couple of years. Commissioner Brown made a motion to approve amendment to Allen County Code Title 10 (Department of Health) – Article 4.5 (Allen County Private Sewage Disposal) effective **February 4<sup>th</sup>** (due to the fact that it has to be published in the paper for 2 weeks because of changes to fines). Commissioner Beck seconded the motion. Motion carried 3-0.

5. **Consider approval of Contract between the Board of Commissioners and USI Consultants, Inc. for Preliminary Engineering services for South County Line Rd Bridge # 271 over St Mary's River, Project # 0200517; in the amount of \$207,927.56.** Bill Hartman, Highway Director, stated this is based on a group 4 federal aid award from INDOT for a \$1.5 million improvement to the S. County Line Road bridge. We are going to take the whole deck off the bridge and replace it and eliminate some construction joints in it to make it much more waterproof. This is just the engineering part to do design and the bid documents, etc. Commissioner Beck made a motion to approve Contract between the Board of Commissioners and USI Consultants, Inc. for Preliminary Engineering services for South County Line Rd Bridge # 271 over St Mary's River, Project # 0200517; in the amount of \$207,927.56. Commissioner Brown seconded the motion. Motion carried 3-0.
6. **Consider approval of Change Order # 39 for Lafayette Center Rd/CR 900 North in Allen and Huntington County's, Project # 1200213; in the amount of \$2,101.90 (increase).** Bill Hartman, Highway Director, this is based on the repair of the guardrail on the SE corner of 24W and CR 900N in Huntington County in October. It has been subsequently hit again in December and there is also a pavement repair to be done on the Huntington County side as well. There will probably be at least 2 more change orders before we get closer to completing this project. Commissioner Beck asked if there were any police reports on either of those incidents. Bill stated he didn't know and explained that this is all State money and we are just a party in contract with the State. It is not Allen County or Huntington County money, it's all State money at this time. If there is any reimbursement, they will handle that. Commissioner Brown made a motion to approve Change Order # 39 for Lafayette Center Rd/CR 900 North in Allen and Huntington County's, Project # 1200213; in the amount of \$2,101.90 (increase). Commissioner Beck seconded the motion. Motion carried 3-0.
7. **Consider approval of claims submitted for payment.** Commissioner Brown made a motion to approve the claims as submitted in the amount of \$2,863,636.67. Commissioner Beck seconded the motion. Motion carried 3-0.
8. **Other Business: Approval of appointment to the Northeast Indiana Regional Coordinating Council.** Chris Cloud stated the name before them today is Greg Peck. Commissioner Brown made a motion to approve. Commissioner Beck seconded the motion. Motion carried 3-0.
9. **Approval to waive the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of January 18, 2019.** Commissioner Beck made a motion to approve the waiving of the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of January 18, 2019. Commissioner Brown seconded the motion. Motion carried 3-0.
10. **Comments from the Public**
11. **Motion to Adjourn.** Meeting adjourned at 10:19a.m.

*Allen County does not discriminate because of disability in the admission to, or treatment or employment in, its programs or activities. The Human Resources Director has been designated to coordinate compliance with nondiscrimination requirements contained in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided therein, and Allen County's ADA policy is available from the ADA Coordinator. Suggestions on how the County can better meet the needs of persons with disabilities may be submitted to the ADA coordinator at: Human Resources Department, 200 East Berry Street, Suite 380, Fort Wayne, IN 46802, or by phone at (260) 449-7217.*