



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

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

MINUTES

Commissioners' Legislative Session
10:00 AM Friday, April 5, 2019
Council Chambers Courtroom – Citizens Square

Commissioners Present: Nelson Peters, Therese Brown and Rich Beck

Others Present:	Chris Cloud	Commissioners Office
	Mike Green	Commissioners Office
	Bill Fishering	County Attorney
	Michele Remenschneider	Coliseum
	Michelle Wood	DPS
	Bill Hartman	Highway Director
	Jeff Neumeyer	WPTA
	Brian Gillett	WPTA

Commissioner Peters called the meeting to order at 10:06 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

- 1. Consider approval of the minutes of March 29, 2019.** Commissioner Beck made a motion to approve minutes of March 29, 2019. Commissioner Brown seconded the motion. Motion carried 3-0.
- 2. Consider approval of security services agreement between the Board of Commissioners and ESG Security, Inc on behalf of Memorial Coliseum.** Michele Remenschneider, VP of Event Services at the Coliseum, presented this item. She stated the security at the Coliseum at actually two-fold. It is the 24/7 of the manning of the command center as well as the staffing of the event needs with the guards and police officers. When reviewing the contract it was decided to do an RFP. The RFP was sent out to 8 different companies. A site visit was held on March 5 where 5 companies came. There was a deadline of March 1 where 3 companies actually submitted proposals. Within the RFP there were 6 different factors in which they based who was going to get the award. That was price of services which was 25%, complicity of terms which was 25%, labor force numbers which was 20%, experience in law enforcement was 10%, training was 10% and experience in venue operations was 10%. The committee reviewed all proposals and based on those factors, that is why they're here today. They are requesting that the Commissioners approve the contract with ESG Security, Inc. to supply the security for the Coliseum. The terms of the agreement are 3 years with two additional 1 year attachments that can be as needed. The rates are comparable to what they have been. In conclusion, she stated that with their 30+ years of security and working relationship with ESG and the fact that they all felt that they really were a responsive bidder, they chose ESG. Commissioner Beck made a motion to approve security services agreement between the Board of Commissioners and ESG Security, Inc on behalf of Memorial Coliseum. Commissioner Brown seconded the motion. Motion carried 3-0.
- 3. Consideration of Rezoning Petition #REZ-2019-0004 to rezone 138 acres on the west side of Smith Road, on the north side of Winters Road, on the east side of Buskirk Road, and on the south side of Indianapolis Road from R1/Single Family Residential and BTI/Business, Technology, and Industrial Park to I3/Intensive Industrial.** Michelle Wood, DPS, stated the applicant is the Fort Wayne-Allen County Airport Authority. Most of the area in question was zoned several years ago. A lot of this was the

Hensch Brothers greenhouse property. It came in as a BTI which was the suggestion at the time because there was no tenant and this was not airport land at that time and it was under private ownership and BTI is a very protective industrial district. Since that time this has been purchased by the airport and they obviously have concerns about protecting land around the airport. They have also gotten into selling some of the land for industrial development. This would not only add to that available land for development but it also assures the airport, since they now have control over it, that it will allow further residential sprawl towards the airport. It's also in their airport overlay district which has further restrictions on what can go there. Even if it is an industrial type of use there are still restrictions about lighting, glare, storm water detention and even some uses as well as height, obviously. They have proposed a written commitment on the land with the I3 rezoning proposal and they also have their own restrictive covenants and also the airport overlay on top of that. This was heard at the public hearing on March 14th. There were no speakers in support or opposition. There were 8 present and a unanimous do pass recommendation. Commissioner Beck made a motion to approve Rezoning Petition #REZ-2019-0004 to rezone 138 acres on the west side of Smith Road, on the north side of Winters Road, on the east side of Buskirk Road, and on the south side of Indianapolis Road from R1/Single Family Residential and BTI/Business, Technology, and Industrial Park to I3/Intensive Industrial. Commissioner Brown seconded the motion. Motion carried 3-0.

4. **Consider approval of Matching Grant Agreement between the Board of Commissioners and Indiana Department of Transportation for the 2019 Community Crossing Matching Grant for HMA Resurfacing of a portion of St Joe Rd, Wheelock Rd, Schwartz Rd, and Winchester Rd.** Bill Hartman, Highway Director, stated this will potentially be a million dollar shot in the arm for our resurfacing program this summer. Commissioner Brown made a motion to approve Matching Grant Agreement between the Board of Commissioners and Indiana Department of Transportation for the 2019 Community Crossing Matching Grant for HMA Resurfacing of a portion of St Joe Rd, Wheelock Rd, Schwartz Rd, and Winchester Rd. Commissioner Beck seconded the motion. Motion carried 3-0.
5. **Consider approval of Sign Requests for Weight Limit changes for 6 bridges in Allen County.**
 - a. **Bluffton Rd Bridge # 257 over Harber Drain (McFadden Way to Winters Rd)**
 - b. **State Line Rd Bridge # 612 over Hoffman Flatrock Drain (Castleman Rd to Paulding Rd)**
 - c. **Webster Rd Bridge # 193 over McHenry Drain (Tillman Rd to Paulding Rd)**
 - d. **Wilson Rd Bridge # 176 over Hoffman Drain # 2 (Maples Rd to Tillman Rd)**
 - e. **Winters Rd Bridge # 253 over Harber Drain (Bluffton Rd to Thiele Rd)**
 - f. **Wyburn Rd Bridge # 312 over Bohnke Drain (End to Sampson Rd)**

Bill Hartman, Highway Director, stated that in a follow-up double check of the calculations for load ratings for the 2018 bridge inventory these 6 bridges in Allen County and 3 in the City of Fort Wayne came to light. Previously we put ordinances on 56 or 57 bridges and these will be additional. We're in the process of getting the signs together to get them put up and posted. Commissioner Beck asked if we were posting signs on the City bridges. Bill stated no we are not. The City will pass their own ordinances. Commissioner Brown made a motion to approve Sign Requests for Weight Limit changes for 6 bridges in Allen County. Commissioner Beck seconded the motion. Motion carried 3-0.

6. **Consider approval of Encroachment Agreement between the Board of Commissioners and Springmill Woods Development, LLC for subdivision sign for Sycamore Lakes on Woodland Pass.** Bill Hartman, Highway Director, stated this is on the SE corner of Scott and Bass Road and approximately 800-1000 feet east of Scott. This is an encroachment agreement for the sign that is in our right of way. Our traffic engineers have looked at it and it poses no site distance issues. Commissioner Beck made a motion to approve Encroachment Agreement between the Board of Commissioners and Springmill Woods Development, LLC for subdivision sign for Sycamore Lakes on Woodland Pass. Commissioner Brown seconded the motion. Motion carried 3-0.
7. **Consider approval of transfer of county-owned property located at 412 S. Calhoun Street to City of Fort Wayne Redevelopment Commission and authorization for third-party representation at closing.** Chris Cloud, Chief of Staff, stated this is what we internally call the jail lot or our free parking lot. It's a 290 some spot lot the County has owned since 1905 or something that we currently use for

parking. There was previously a project planned on this lot where there would be a 4 story parking garage plus a mixed use development to the west on city owned property. That project has fallen through however the Commissioners have made the determination that it's still in the best interest of the county and city to have the City Redevelopment to have ownership over the entire block so that they can market the product better to a potential customer. We retain parking easements on the property as negotiated by our attorney so we will maintain the parking spots even if the property is sold. This is the official transfer of ownership and also authorization for Josh Burkhart from Beers Mallers to represent the Commissioners at closing. Commissioner Brown made a motion to approve transfer of county-owned property located at 412 S. Calhoun Street to City of Fort Wayne Redevelopment Commission and authorization for third-party representation at closing. Commissioner Beck seconded the motion. Motion carried 3-0.

- 8. Consider approval of buyer representation agreement between the Board of Commissioners and Sturges Property Group.** Chris Cloud, Chief of Staff, stated the Commissioners have a desire to potentially find a new home for Community Corrections. This agreement with Sturges Property Group allows them to act as our buyer representative as we look to and engage with property owners for potential property sites. Commissioner Beck made a motion to approve buyer representation agreement between the Board of Commissioners and Sturges Property Group. Commissioner Brown seconded the motion. Motion carried 3-0.
- 9. Consider approval of agreement between the Board of Commissioners and Bakertilly Municipal Advisors for Arbitrage Compliance Services.** Chris Cloud, Chief of Staff, stated this used to be Umbaugh. On the County's outstanding bond obligations (ACJC and the Allen County War Memorial Coliseum) we have to have arbitrage calculations done every 5 years to be in compliance with the federal government. This is to have what used to be Umbaugh and is now Bakertilly Municipal Advisors do that arbitrage calculation. Commissioner Brown made a motion to approve agreement between the Board of Commissioners and Bakertilly Municipal Advisors for Arbitrage Compliance Services. Commissioner Beck seconded the motion. Motion carried 3-0.
- 10. Consider approval of claims for payment.** Commissioner Beck made a motion to approve the claims as submitted in the amount of \$2,038,234.90. Commissioner Brown seconded the motion. Motion carried 3-0.
- 11. Other Business – Consider approval of agreement between the Board of Commissioners and MIE on behalf of the Sheriff's Department.** Chris Cloud, Chief of Staff, stated that a few months ago an agreement with Core EMR who is the jail's new medical records software system was approved. Their former system MIE does not speak with the new system so the Sheriff's department needs to undertake an agreement with MIE for \$8,500 to convert their 154,000 patient records with total documentation of 1.3 million documents into a format understandable and digestible by Core EMR's software so that they can have continuity of those medical records under their new system. Commissioner Brown made a motion to approve agreement between the Board of Commissioners and MIE on behalf of the Sheriff's Department. Commissioner Beck seconded the motion. Motion carried 3-0.
- 12. Approval to waive the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of April 5, 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 April 5, 2019. Commissioner Brown seconded the motion. Motion carried 3-0.

13. Comments from the Public

14. Motion to Adjourn. Meeting adjourned at 10:30 a.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.