



**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, June 7, 2019**  
**Council Chambers Courtroom – Citizens Square**

Commissioners Present:                      Nelson Peters, Therese Brown and Rich Beck

Others Present:                              Chris Cloud                              Commissioners Office  
    Bill Fishering                          County Attorney  
    Tom Fox                                  ACDEM

Commissioner Peters called the meeting to order at 10:04 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

- 1. Consider approval of the minutes of May 31, 2019.** Commissioner Beck made a motion to approve minutes of May 31, 2019. Commissioner Brown seconded the motion. Motion carried 3-0.
- 2. Consider approval of amendment to purchase agreement between the Board of Commissioners and Morbark.** Tom Fox, Director of ACDEM, stated this is an agreement to sell our tub grinder to Morbark. In 2017 the Solid Waste Management District bought a tub grinder from Morbark for approximately \$900,000. Last summer we had a fire that damaged the tub grinder and it has been inoperable since that time. We had technicians from the manufacturer, Morbark, come down to examine it to try to give us a repair estimate but they said to do a really thorough job it had to be at their facility in Michigan. We paid over \$30,000 to have it transported to Michigan for them to perform that work. They gave an estimate of about \$295,000 to repair that. We got a settlement from the insurance company of \$295,000 but we had to pay a \$100,000 deductible. Morbark offered us \$200,000 to purchase the tub grinder as-is in its charred condition. That sounded good to us at that time but we were told we had to go through the formal selling process, advertise it and receive formal bids. That's what was done and Morbark was the only bidder on the machine and instead of \$200,000, their price came in at \$175,000. They cited changes in the market and the costs they would have to put into it to fix it before they could sell it as the reason for lowering their price. Their proposal was that we give them the title now and they would pay us in 120 days. The county attorney worked with their representative and worked out an agreement whereby they will pay us \$60,000 now and pay us the remainder in 120 days or when they sell it whichever comes first. There are penalties built in if that does not happen. Commissioner Brown made a motion to approve the amendment to purchase agreement between the Board of Commissioners and Morbark. Commissioner Beck seconded the motion. Motion carried 3-0.
- 3. Consider approval of ordinance regarding Plat Book fee on behalf of the Allen County Auditor.** Chris Cloud, Chief of Staff, stated that House Bill 1427 was passed this year changing a number of local government things one of which was referred to as the Plat Book fee increasing it from \$5 to \$10. The last time this fee was increased was in 2002. The legislation requires that the legislative body be the one to increase the fee and the Auditor has requested that they do this effective July 1, 2019. Commissioner Peters asked about if this was a "may" or "shall" ordinance. Commissioner Beck made a motion to approve ordinance regarding Plat Book fee on behalf of the Allen County Auditor. Commissioner Brown seconded the motion. Motion carried 3-0.

- 4. Consider approval of agreement between the Board of Commissioners and Indiana Family and Social Services Administration, Division of Aging for annual funding of Adult Protective Services on behalf of the Prosecutor's Office.** Chris Cloud, Chief of Staff, stated this is the annual standard APS contract. The amount this year is \$475,958.06. We do Adult Protective Services for a multi-county jurisdiction so we are sort of the State's agency up here for about 10 counties. This pays the salaries of those workers. Commissioner Beck made a motion to approve agreement between the Board of Commissioners and Indiana Family and Social Services Administration, Division of Aging for annual funding of Adult Protective Services on behalf of the Prosecutor's Office. Commissioner Brown seconded the motion. Motion carried 3-0.
- 5. Consider approval of Change Order #3 on the Allen County Sheriff K-9 Training Facility in the amount of \$878.08 (increase).** Chris Cloud, Chief of Staff, stated they needed to provide some additional electrical rough in boxes for the security badges for our system. This was not part of the original plan. It was decided later on that we should add proximity card readers much like we do in our other buildings. Commissioner Beck made a motion to approve Change Order #3 on the Allen County Sheriff K-9 Training Facility in the amount of \$878.08 (increase). Commissioner Brown seconded the motion. Motion carried 3-0.
- 6. Consider approval of parking management agreement between the Board of Commissioners and Light and Breuning to manage parking at county-owned lots during festival season.** Chris Cloud, Chief of Staff, stated this is an annual contract we have done with Light and Breuning for at least as long as 11 or 12 years. We are down to one lot that we still own or are able to rent out which is currently blocked by a City Utilities contract. Whenever that Superior St. project is over, our lot at 1 W Superior next to the annex will be eligible for after-hours festival parking and we receive 50% of the proceeds from Light and Breuning. Commissioner Brown made a motion to approve parking management agreement between the Board of Commissioners and Light and Breuning to manage parking at county-owned lots during festival season. Commissioner Beck seconded the motion. Motion carried 3-0.
- 7. Consider approval of claims for payment.** Commissioner Beck made a motion to approve the claims as submitted in the amount of \$2,016,836.77. Commissioner Brown seconded the motion. Motion carried 3-0.
- 8. Other Business**
- 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 June 7, 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 June 7, 2019. Commissioner Brown seconded the motion. Motion carried 3-0.
- 10. Comments from the Public**
- 11. Motion to Adjourn.** Meeting adjourned at 10:20a.m.

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