



**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, July 26, 2019  
Council Chambers Courtroom – Citizens Square**

Commissioners Present: Nelson Peters and Therese Brown  
Commissioners Absent: Rich Beck

Others Present:	Chris Cloud	Commissioners Office
	Mike Green	Commissioners Office
	Bill Fishering	County Attorney
	Tom Fox	ACDEM
	Bill Hartman	Highway Director

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 July 19, 2019.** Commissioner Brown made a motion to approve minutes of July 19, 2019. Commissioner Peters seconded the motion. Motion carried 2-0.
- 2. Consider approval of contract amendment between the Board of Commissioners and Electronic Recycling International, Inc on behalf of the Allen County Department of Environmental Management.** Tom Fox, Director of AC Dept. of Environmental Management, stated that they operate an electronic recycling program. About a year ago they entered into a 3 year contract with ERI for processing the items that are collected through that program. As discussed before, the world recycling markets are in upheaval right now because of the change in environmental policy in China that happened early last year and still continues to be felt as time goes on. ERI was one of the companies that never used the Chinese market for their material. They used domestic markets. However now that China has closed the door to US recyclers, that material is now staying in the US and causing the markets that ERI used previously to be flooded and their prices are going down. They came back to us a couple of months ago and have asked us for a price adjustment for the remaining 2 years of their agreement. We were able to negotiate a significant reduction in what they were proposing. That is what is before the Commissioners today. Based on last year's figures it will be about a \$40,000 increase in what we are paying however it is very much a moving target because in the world of recycling everything is by weight but electronic weights are going down because they are becoming smaller. There are fewer desktop computers or big console TV's anymore. While we are collecting as much material, as many or even more people are using the program, the weights are going down. It's hard to calculate based on the previous year. He stated they will be able to accommodate the increase in their budget this year and they will make the adjustments for next year. Commissioner Brown made a motion to approve the contract amendment between the Board of Commissioners and Electronic Recycling International, Inc on behalf of the Allen County Department of Environmental Management. Commissioner Peters seconded the motion. Motion carried 2-0.
- 3. Consider approval of agreement between the Board of Commissioners and City of Fort Wayne for the 2019-2020 Yard Waste Management Program on behalf of the Department of Environmental Management.** Tom Fox, Director of AC Dept. of Environmental Management, stated this is the latest

chapter in the saga of the tub grinder fire. We are now officially out of the grinding business and have sold the tub grinder. That gives us still a responsibility to keep our yard waste program going. We have negotiated an agreement with the City of Fort Wayne for them to take over the grinding responsibilities at their Lake Avenue bio-solids facility. Formally we provided the grinder there and we paid them per ton what they brought in. The mulch that was created was made available to the public. We've just negotiated a flat rate, one figure of \$160,000 for the year. They will be paid \$40,000 each quarter regardless of the quantities. They still have to provide us with the tonnage figures because we need that for our state reporting requirement. They will have responsibility for grinding operations at the Lake Avenue facility. Commissioner Peters asked what the net savings is out of that switch. Tom stated that looking at the current budget, our yard waste management program costs about \$130,000. If you add in the cost of the equipment operator and benefits that goes up to \$184,000. Commissioner Brown made a motion to approve agreement between the Board of Commissioners and City of Fort Wayne for the 2019-2020 Yard Waste Management Program on behalf of the Department of Environmental Management. Commissioner Peters seconded the motion. Motion carried 2-0.

4. **Consider approval of Bid Award for Bid Ref # 10-19 for 2019 Concrete Street Repairs for Scotia Subdivision; to the lowest bidder Primco, Inc. at \$619,243.76.** Bill Hartman, Highway Director, stated we had 3 bidders on this project and this was the low bid. We will replace 7,900 square yards of concrete streets which is approximately 33% of the streets in Scotia. Commissioner Brown made a motion to approve Bid Award for Bid Ref # 10-19 for 2019 Concrete Street Repairs for Scotia Subdivision; to the lowest bidder Primco, Inc. at \$619,243.76. Commissioner Peters seconded the motion. Motion carried 2-0.
5. **Consider approval of LPA-Consulting Contract for Preliminary Engineering Services between the Board of Commissioners and Engineering Resources, Inc. for Fogwell Parkway from Lafayette Center Rd to Lower Huntington Rd, Allen County Project # 1200318, INDOT Des No. 1802912; in the amount of \$ 721,818.00.** Bill Hartman, Highway Director, stated this is the design contract for replacement of the 4-5 lanes of concrete pavement on Fogwell Parkway from Lafayette Center up to the bridge or Norfolk Southern Railroad for construction season 2024. The construction will be in the neighborhood of \$8,000,000 and this is an award we got from INDOT. Commissioner Brown made a motion to approve LPA-Consulting Contract for Preliminary Engineering Services between the Board of Commissioners and Engineering Resources, Inc. for Fogwell Parkway from Lafayette Center Rd to Lower Huntington Rd, Allen County Project # 1200318, INDOT Des No. 1802912; in the amount of \$ 721,818.00. Commissioner Peters seconded the motion. Motion carried 2-0.
6. **Consider approval for Bid Ref # 09-19, for 2019 HMA Resurface Package # 3; to the lowest bidder Brooks Construction Co., Inc. for \$1,268,717.00 for the following roads.**
  - a. **Adams Center Rd – Maples Rd to Paulding Rd, Proj. # 0702119**
  - b. **Hartzell Rd – Tillman Rd to Moeller Rd, Proj. # 0702219**
  - c. **Hessen Cassel Rd – US 27 to Brentley Way, Proj. # 0702319**
  - d. **Tillman Rd – Wayne Trace To Minnich Rd, Proj. # 0702419**
  - e. **Fritch Ave – Seiler Rd to Moeller Rd, Proj. # 0702519**
  - f. **Meter Dr – Seiler Rd to Moeller Rd, Proj. # 0702619**
  - g. **Trancept Dr – Meter Dr to Fritch Ave, Proj. # 0702719**

Bill Hartman, Highway Director, stated we had 4 bidders on this project and Brooks was the lowest and they were \$41,000 under our engineers estimate. Commissioner Brown made a motion to approve Bid Ref # 09-19, for 2019 HMA Resurface Package # 3; to the lowest bidder Brooks Construction Co., Inc. for \$1,268,717.00. Commissioner Peters seconded the motion. Motion carried 2-0.

7. **Consider approval of Warranty Deeds for Notestine Rd Bridge # 13 over WF Gorrell Ditch, Project # 0100116.**
  - a. **Parcel 2 – G. Klopfenstein**
  - b. **Parcel 3 – N. Klopfenstein**

Bill Hartman, Highway Director, stated these are 2 parcels out of 4 required for this construction. Commissioner Brown made a motion to approve Warranty Deeds for Notestine Rd. Bridge #13 over WF Gorrell Ditch, Project # 0100116. Commissioner Peters seconded the motion. Motion carried 2-0.

8. **Consider approval of Sign Request for Van Zile Rd – 400’ North of the Bridge and 600’ South of the Bridge for “No Parking” signs.** Bill Hartman, Highway Director, stated this was a request of the Allen County Sheriff’s Dept. We’ve had some folks there that we feel don’t belong and this gives them the authority to move them out. Commissioner Brown made a motion to approve Sign Request. Commissioner Peters seconded the motion. Motion carried 2-0.
9. **Consider approval of agreement between the Board of Commissioners and DLZ Indiana, LLC for professional services for the Hoagland and Harlan Community Improvements Project.** Chris Cloud, Chief of Staff, stated that as part of the Stellar Communities designation there were several projects that were packaged together in order to earn the designation for our community. One of them was improvements to the Hoagland and Harlan park area as well as street lighting, etc. The Commissioners as the sole elected officials over unelected Allen County volunteered to help participate in funding of these particular projects as part of Stellar. This contract with DLZ does all the planning for the Hoagland Community Park, Hoagland lighting plan, Hoagland park equipment, Harlan Park improvements and equipment. It is a rather robust slate of items they are doing. The lump sum cost is \$173,400. Commissioner Brown made a motion to approve the agreement between the Board of Commissioners and DLZ Indiana, LLC for professional services for the Hoagland and Harlan Community Improvements Project. Commissioner Peter seconded the motion. Motion carried 2-0.
10. **Consider approval of agreement between the Board of Commissioners and Martin Riley for professional services on the 2019 Phase One Roof Replacement Project at the Allen County jail.** Chris Cloud, Chief of Staff, stated there are 19 different sections of roof at the Allen County Jail. From time to time we have replaced different sections. This agreement with Martin Riley at a cost of \$19,500 is to look to repair 3 sections of that roof. The work will hopefully will be able to be completed yet this year. Commissioner Brown made a motion to approve agreement between the Board of Commissioners and Martin Riley for professional services on the 2019 Phase One Roof Replacement Project at the Allen County jail pending final attorney review. Commissioner Peters seconded the motion. Motion carried 2-0.
11. **Consider approval of claims for payment.** Commissioner Brown made a motion to approve the claims as submitted in the amount of \$647,917.96. Commissioner Peters seconded the motion. Motion carried 2-0.
12. **Other Business:**
13. **Approval to waive the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of July 26, 2019.** Commissioner Brown 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 July 26, 2019. Commissioner Peters seconded the motion. Motion carried 2-0.
14. **Comments from the Public**
15. **Motion to Adjourn.** Meeting adjourned at 10:24 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.*