```
0001
  STATE OF INDIANA
                           )
               )SS:
  COUNTY OF ALLEN
                            )
3
4
5
6
7
         BOARD OF COMMISSIONERS
         OF THE COUNTY OF ALLEN
8
9
         RE: LEGISLATIVE SESSION OF
             November 23, 2005
10
11
12
13
14
                November 23, 2005
      DATE:
15
16
      TIME:
                10:10 a.m.
17
18
      LOCATION: Room 200
              Commissioners Courtroom
19
             City-County Building
              1 East Main Street
20
             Fort Wayne, Indiana 46802
21
22
      REPORTER: Thomas F. Rolf
23
24
25
0002
1 PRESENT:
2 Linda K. Bloom
                      Allen County Commissioner
3 Marla J. Irving
                     Allen County Commissioner
                     Allen County Commissioner
4 Nelson Peters
                    Allen County Board of
5 Susan Elser
               Commissioners
                                Office
6
```

7	_	Allen County Public nation Office			
8					
0	•	General Manager, Allen			
^	Count	y War Memorial Coliseum			
9	Dult	A.II			
		Allen County			
10	_	way Department			
11	Sheila Hudson	Director, Allen County			
	Community Corrections				
12					
	Tony Hudson	Executive Director,			
13	Blue	Jacket, Inc.			
14	James Herman	Sheriff, Allen County			
15	Michelle Wood	Dept. of Planning Services			
16	G. William Fishering	g Counsel, Allen County			
	-	Counsel, Blue Jacket, Inc.			
	Elliott Neubauer				
		Dir. Allen County Safety			
	•	vironmental Affairs			
20					
	Kimberlee M. Adams	Rolf Reporting, Inc.			
21		11011 1101 0111118, 11111			
	Cindy Larson	News Sentinel			
22	Cindy Edison	i te wa seminer			
	Kevin Leininger	News Sentinel			
23	Revin Lenninger	Trews Sentiner			
23	Annie Bilnicki	News Sentinel, Shadow			
24	Prog				
2 - 25	•	Journal Gazette			
$\frac{23}{00}$		Journal Gazette			
1	INDE	V			
2	INDL				
3	Progentations by	Page			
<i>3</i>	Presentations by:				
4	D 1 D	7			
_	Randy Brown	7			
5	T TT				
	James Herman	9			
6	C Will Et 1	1.7			
_	G. William Fishering	15			
7	Q1 11 TY 1				
_	Sheila Hudson	17			
8					
	Bill Hartman	22			

14 County for providing services to the

	Allen County Confinement Center	15
15		
	6. Cooperative Agreement between Allen	
16	County and Blue Jacket, Inc. for Allen	
	County Community Corrections	16
17		
	7. Request by the Allen County Election	
18	Board to donate cabinets to the Helmke	
	Library 20	
19	·	
	8. Agreement between Allen County and	
20	Diamond Detective Agency for City-County	
	Building Security Services 20	
21	,	
	9. Approve and accept completion of contract	
22	for Bid Reference #05-05, Furnish and	
	Install Traffic Pavement Markings for	
23	2005 - Three Rivers Barricade and	
	Equipment Co., Inc. was the contractor	21
24	1 1	
25	(AGENDA continues)	
00		
1	(AGENDA continued)	
2		
	10. Approve and accept completion of contract	t
3	for Bid Reference #32-05, Vicksburg Pike	
	Storm Sewer Installation- Fleming	
4	Excavating, Inc. was the contractor	22
5	11. Approve Change Order #1-Final for West	
	Jefferson Blvd. Bridge over Flaugh Ditch,	
6	Project #00-033, Bid Reference #01-05	
	between Allen County and R. L McCoy,	
7	Inc.; \$62,747.62 Increase 23	
8	12. Approve Warranty Deed required for	
	additional right of way on Amber Road,	
9	Project #01-339 from: 24	
10	a) Parcel 1 - Donald K. and Cynthia	
	A. French	
11		
	13. Approve Warranty Deed required for	
12		
	Curve Re-alignment, Project #04-209 from:	25
13	3	

	a) Parcel 3 - Aaron C. and Natasha		
14	N. Butcher		
15	14. Approve Warranty Deeds required for		
	additional right of way on Coldwater		
16	Road, Phase II, Project #04- 254 from:	2	7
17			
	E. Farley		
	b) Parcel 22 - Philip J. and Rebecca		
	S. Baker		
19			
	d) Parcel 29 - Kristi J. Beese		
20			
	J. Duesel		
21	f) Parcel 52 - James and Dianne		
21	Gerencser		
22	Gereneser		
22	15. Other Business 27		
23	13. Other Business 27		
23	a) Plat for signature: Eagle River,		
24	Section 1		
	(AGENDA continues)		
000	·		
1	00		
1	(AGENDA continues)		
2	(AGENDA Continues)		
2			
3	16 Approval to waive the 2nd Pending on a	nxı	
1	16. Approval to waive the 2nd Reading on a	пу	
4	matter approved today and for which it		
_	may be deemed necessary for the		20
5	Legislative Session of November 23, 2005	20	28
6	17. Comments from the Public	28	
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			

20

21

22

23

24

25

- 1 BLOOM: Good morning and welcome to the
- 2 Commissioners' Legislative Session, November 23rd.
- 3 First we'll say a pledge to our country and a silent
- 4 moment please.
- 5 (At this time, the Pledge of Allegiance was
- 6 recited in unison, and a moment of silence
- 7 was recognized by all.)
- 8 BLOOM: Thank you. Approval of the Minutes of
- 9 November 16th.
- 10 PETERS: I make a motion to approve the Minutes of
- 11 November 16th.
- 12 IRVING: I'll second that motion.
- 13 BLOOM: All in favor, signify it by saying, "Aye."
- 14 PETERS: Aye.
- 15 IRVING: Aye.
- 16 BLOOM: Aye. Change Order, Allen County War Memorial
- 17 Coliseum, Robert E. Crosby, Inc., \$32,746.00. Good
- 18 morning, Randy.
- 19 BROWN: Good morning, folks. Thank you for your time
- 20 this morning. This is a change order to the Rotunda
- 21 Floor Replacement Project, and it is--part of it, if
- 22 you look at the first item, new flooring arena level
- 23 vomitories in Zamboni area and the third item,
- 24 concrete ramp leveling. Two of those are somewhat
- 25 connected. When we had a visit by the Department of 0008
- 1 Justice, they pointed out, on our 100 level, if you
- 2 think about when you're going--accessing the floor,
- 3 we had a dip in the ramp which created a--what's
- 4 called a cross slope issue. If you have more than a
- 5 two percent change in--in grade, you have--you're
- 6 technically--
- 7 BLOOM: Uh-huh (affirmative).
- 8 BROWN: --not in compliance. We fixed that problem.
- 9 IRVING: Thank you.

- 10 BROWN: And that was done on six vomitories, six
- 11 entries on the 100 level. The rest of it is floor
- 12 work around the Zamboni area, curbing, how we control
- 13 water, that type of thing. And we're--we still have
- 14 a little bit of contingency money left. This is
- 15 coming out of our project contingency. We're really
- 16 now drawing to a conclusion of the project. Doing
- 17 some minor work with the team rooms, that will be
- 18 done next year. But--but that's where we're at.
- 19 BLOOM: So is the amount \$32,671.00 or \$32,746.00?
- 20 BROWN: The amount is \$32,671.00.
- 21 BLOOM: Okay. Okay.
- 22 IRVING: Randy, I've got to--
- 23 BLOOM: Thank you.
- 24 IRVING: -- I got a call from the Department of
- 25 Justice, I think, Monday evening or Tuesday morning, 0009
- 1 I can't remember which, and they--you are to be
- 2 congratulated on the amount of work that you have
- 3 done to the Memorial Coliseum. I know that all of
- 4 the challenges have not been cleared up, but they
- 5 were very, very impressed with what you have done and
- 6 the efficiency and swiftness that you've been able to
- 7 do this. So, by saying that, I would like to make a
- 8 motion that we approve \$32,671.00.
- 9 PETERS: I'll second it.
- 10 BLOOM: All in favor, signify it by saying, "Aye."
- 11 PETERS: Aye.
- 12 IRVING: Aye.
- 13 BLOOM: Aye.
- 14 BROWN: Have wonderful Thanksgiving holiday.
- 15 BLOOM: Happy Thanksgiving--
- 16 IRVING: You too.
- 17 BLOOM: --to you too.
- 18 BROWN: Thank you.
- 19 IRVING: Be careful driving.
- 20 BROWN: Thank you.
- 21 BLOOM: Renewal of contract between Allen County and
- 22 the Town of Leo-Cedarville for the continuance of
- 23 police services by the Sheriff's Department for 2006.
- 24 Good morning, Sheriff.
- 25 HERMAN: Good morning, Commissioner Bloom-0010

- 1 IRVING: Good morning.
- 2 HERMAN: -- and Commissioner Irving and Commissioner
- 3 Nelson Peters.
- 4 PETERS: Good morning.
- 5 HERMAN: Thank you. The Town of--
- 6 BLOOM: Leo-Cedarville.
- 7 HERMAN: --Leo-Cedarville--
- 8 BLOOM: Uh-huh (affirmative).
- 9 HERMAN: --wants to renew their contract for another
- 10 year. They--they pay us \$2,036.66 a month for the
- 11 year, 20 hours a week, 52 weeks per year, and they
- would like to renew that contract for 2006.
- 13 PETERS: Sheriff, my understanding in looking at the
- 14 next contract with the Town of Grabill as well that
- 15 \$23.50 seems to be the hourly rate?
- 16 HERMAN: Uh-huh (affirmative).
- 17 PETERS: In understanding this a little bit further,
- 18 it was brought to my attention that that's a rate
- 19 that's been utilized for quite some time. Is that
- 20 something that ought to be looked at and perhaps
- 21 indexed with the rate of inflation, the consumer
- 22 price index, or whatever our costs are that increase
- 23 every year.
- 24 HERMAN: Yes, I think so. It's something that we--
- 25 that we should look at. I think typically what 0011
- 1 happens is they look at that--the--when--when I
- 2 became Sheriff, we raised it quite substantially. I
- 3 think probably it needs to be looked at. But I think
- 4 we--I would like to stay with it for this year and
- 5 probably look at it at the beginning of--of next
- 6 year.
- 7 PETERS: Let me ask perhaps an even more poignant
- 8 question, does \$23.50 an hour cover our costs?
- 9 HERMAN: It's kind of--it's kind of a difficult
- 10 target to hit really when you think about the fact
- 11 that we're out there doing what we're doing and--and
- 12 we're giving them patrol time at that--at that rate.
- 13 But it probably--it probably doesn't, if you would
- 14 say that they were dedicated to that. But in--in
- 15 reality, you know, the guys that are out there doing
- 16 the patrol could be pulled out at any time if there's
- 17 an emergency anywhere else.

- 18 BLOOM: Right.
- 19 HERMAN: And so, it does give them a good deal. I
- 20 would rather go with the kind of contracts that we've
- 21 recently set up with Huntertown and that is that we
- 22 figure out exactly what it's going to cost for a
- 23 police officer to do what--what they do.
- 24 BLOOM: Uh-huh (affirmative).
- 25 HERMAN: And then--and give them a police officer.

- 1 And I think Leo-Cedarville was thinking along those
- 2 lines. And maybe Leo-Cedarville and--and Grabill
- 3 might be--might be thinking about going together and
- 4 doing something like that where we can dedicate a
- 5 person to them. And of course--
- 6 BLOOM: Uh-huh (affirmative).
- 7 HERMAN: --then those costs are--are reflected. It's
- 8 much more expensive. But I--I think we're--we're
- 9 looking at--at doing that.
- 10 PETERS: Okay.
- 11 HERMAN: And there's other towns that may, you know,
- 12 depending on how their--their Town Marshal or Chief
- 13 of Police works out, there are--you know, there are
- 14 possibilities that we could expand that to, you know,
- 15 to other places to if Monroeville at some point would
- 16 want to--would want to go that way, if their Town
- 17 Marshal retires or whatever, and Woodburn if things,
- 18 you know, if--if they go back to using us. I think
- 19 that's a better way of doing it and probably reflects
- 20 costs a little bit better. And they're dedicated to
- 21 those--to those areas.
- 22 BLOOM: Uh-huh (affirmative).
- 23 HERMAN: But both of them would like to renew for a
- 24 year, and--and quite frankly, I would like to do that
- 25 at the present price this time.

- 1 PETERS: Okay.
- 2 IRVING: Is it not the going rate \$25.00 an hour to
- 3 contract with an out--off-duty police officer?
- 4 HERMAN: That is between the police officer and
- 5 whoever hires him. There's all kinds of different
- 6 rates for that, but that--you know, that's not
- 7 unheard of.
- 8 IRVING: I talked to a City officer and asked them

- 9 what their rate was and he said that it's a pretty
- 10 standard \$25.00 an hour, so--and I know Mr. Brown
- 11 just happened to leave so--it's something to look at,
- 12 but yet--
- 13 HERMAN: I think--yeah.
- 14 IRVING: --as you said, I--I--when we negotiate
- 15 things in the Huntertown, you know, that's more of a
- 16 designated person with--
- 17 BLOOM: Right.
- 18 IRVING: --with times, and these are--they are--they
- 19 patrol kind of at their leisure, so you know, I think
- 20 it definitely is something that we need to,
- 21 especially with the cost of fuel going up, that--
- 22 HERMAN: Right.
- 23 IRVING: --we need to look at next year. But we need
- 24 to make sure that we give them a long enough time
- 25 that they can add it to their budget before it's

- 1 submitted, and I'm not sure exactly--
- 2 HERMAN: Right, and this may be a good time to do
- 3 that. It may be--
- 4 IRVING: Okay.
- 5 HERMAN: --a good time when we--when we send the
- 6 contracts back to say that, you know, the cost fuel
- 7 and some of the other things are going to, you know,
- 8 necessitate us probably looking at the--at the rate
- 9 for next year.
- 10 IRVING: Okay.
- 11 PETERS: Okay. Can I--
- 12 IRVING: Good idea.
- 13 PETERS: --can I make a motion on both of these or do
- 14 we need to do them one at a time?
- 15 BLOOM: Absolutely. The next one is the renewal of
- 16 the contract between Allen County and the Town of
- 17 Grabill for the police services also for 2006.
- 18 PETERS: Okay, I would make a motion to renew the
- 19 contracts with both the Town of Leo-Cedarville and
- 20 the Town of Grabill with the Allen County Sheriff's
- 21 Department for the 2006 calendar year.
- 22 IRVING: I will second that motion.
- 23 BLOOM: All in favor, signify it by saying, "Aye."
- 24 PETERS: Aye.
- 25 IRVING: Aye.

- 1 BLOOM: Aye.
- 2 HERMAN: Thank you very much.
- 3 IRVING: Thank you.
- 4 PETERS: Thank you.
- 5 BLOOM: Happy Thanksgiving.
- 6 IRVING: Happy Thanksgiving.
- 7 HERMAN: Happy Thanksgiving.
- 8 BLOOM: Oh, you have more?
- 9 ELSER: Yes, he has more.
- 10 HERMAN: Well, we do have the--the Agreement between
- 11 Park Center and Allen County for providing services--
- 12 BLOOM: Okay.
- 13 HERMAN: --to the Allen County--
- 14 BLOOM: Okay, yes, you do.
- 15 HERMAN: --Confinement Center. And I guess Mr.
- 16 Fishering may want to speak to this. I think that's
- 17 a contract that you all have to sign.
- 18 BLOOM: This is for inmates? Yeah.
- 19 FISHERING: They've made the changes that I requested
- 20 and this contract is ready to be signed. It provides
- 21 for counseling from the Park Center staff to jail
- 22 inmates, is my recollection, so.
- 23 HERMAN: Right.
- 24 PETERS: Is there a--is there a cap on this in terms
- 25 of--oh yes, there it is.

- 1 IRVING: Uh-huh (affirmative).
- 2 PETERS: I was going to say in terms of the amount of
- 3 services that they're providing, and yeah, I found a
- 4 couple of caps.
- 5 IRVING: I'll be honest, I have not had a chance to
- 6 look at that contract. I assume, my other--
- 7 PETERS: Well, I'd--I'd be happy to make a motion to
- 8 approve the agreement between Park Center and Allen
- 9 County for providing service to the Allen County
- 10 Confinement Center.
- 11 IRVING: Okay. I'll second the motion.
- 12 BLOOM: All in favor, signify it by saying, "Aye."
- 13 PETERS: Aye.
- 14 IRVING: Aye.
- 15 BLOOM: Aye.
- 16 HERMAN: Done. Thank you very much.

- 17 PETERS: I mean, it's at no cost to us, so--
- 18 IRVING: Thank you.
- 19 HERMAN: Have a nice Thanksgiving.
- 20 PETERS: Thanks, you too.
- 21 BLOOM: Happy Thanksgiving. Cooperative Agreement
- between Allen County and Blue Jacket, Inc. for the
- 23 Allen County Community Corrections. Good morning.
- 24 HUDSON: Good morning.
- 25 IRVING: Well, good morning.

- 1 PETERS: Good morning.
- 2 HUDSON: Good morning. Good morning, Commissioners,
- 3 my name is Sheila Hudson. I'm the Director of Allen
- 4 County Community Corrections and this is attorney
- 5 Mark Bloom who is the legal counsel for Blue Jacket,
- 6 Inc. And we're here--I'm here for the purpose of
- 7 giving you a little history of how this contract came
- 8 about. Community Corrections began its re-entry
- 9 initiative in 2001 and one of the most serious--two
- 10 of the most serious problems we have with the
- 11 offenders returning from prison are where they live
- 12 and where they work. Forty percent [40%] of the
- 13 persons who--who refuse participation in the re-entry
- 14 core project have no place to live. So when we had
- 15 the opportunity to write a three-year federal
- 16 re-entry serious and violent offender re-entry grant,
- 17 part of that grant was to provide services for
- 18 transitional housing and for employment services.
- 19 Our original partners that we--that we had originally
- 20 negotiated this project with, it didn't work out. So
- 21 at this opportunity, as Blue Jacket began to--to move
- 22 into the process of spinning out of Community
- 23 Corrections as a private non-for-profit and for the
- 24 fact that they had an established employment academy
- 25 and were beginning to look and--and focus in on 0018
- 1 construction trades and tras--transitional housing
- 2 units to be renovated and their partnerships with Ivy
- 3 Tech and with classes, that we--we determined, the
- 4 Board determined that it would be in their best
- 5 interest to offer a proposal to do this. So that's
- 6 this contract. May I introduce Elliott Neubauer--
- 7 IRVING: Hi, how are you, Elliott?

- 8 HUDSON: --as the vice chair of Blue Jacket,
- 9 Incorporated too.
- 10 PETERS: Good morning.
- 11 NEUBAUER: Good morning. My apologies for being
- 12 late. Murphy's law, it happens.
- 13 BLOOM: That's--
- 14 IRVING: Right, that's--
- 15 BLOOM: --oh, in this weather.
- 16 IRVING: --oh, in this weather.
- 17 BLOOM: Yeah.
- 18 HUDSON: So they are here to answer any questions
- 19 regarding the contract. Mr. Fishering has had a
- 20 chance to review and edit and change around the
- 21 things that were your concerns.
- 22 IRVING: Oh, yeah, this is-this is an absolute great
- 23 program. Take my hats off to it. And Tony, I see
- 24 you're sitting in the back row and she forgot to
- 25 introduce you. This is-this is absolutely

- 1 wonderful. Not only is it empowering us to be able
- 2 to get housing, but it's also teaching the trade with
- 3 125 hours of on-hand experience. And the very first
- 4 one, it was one of our very, very warm days, and
- 5 those young--well, they are--young men and women were
- 6 up on the roof roofing. And I take my hats off.
- 7 This is a super good program. It's--it helps both
- 8 sides and it gives these people, participants, a
- 9 chance to feel good about something that they can
- 10 visibly see accomplishments in.
- 11 HUDSON: Thank you, Commissioner.
- 12 IRVING: So, very, very supportive of this. I make a
- 13 motion we approve.
- 14 PETERS: I'll second it.
- 15 BLOOM: Is there any discussion? All in favor,
- 16 signify it by saying, "Aye."
- 17 PETERS: Aye.
- 18 IRVING: Aye.
- 19 BLOOM: Aye.
- 20 HUDSON: Thank you very much, Commissioners.
- 21 BLOOM: Thank you.
- 22 IRVING: Thank you.
- 23 BLOOM: Happy Thanksgiving.
- 24 IRVING: You know, most of the lawyers that come here

25 get paid by the word, so--

0020

- 1 BLOOM: Do you believe this?
- 2 IRVING: --you're probably not getting very much
- 3 today.
- 4 MR. BLOOM: It's a non-profit.
- 5 IRVING: I know, I know. I'm just kidding you, Mr.
- 6 Bloom.
- 7 BLOOM: We're sorry we made you drive all the way in
- 8 here in this weather.
- 9 MR. BLOOM: Oh, I'm glad to be here, and thank you
- 10 for renewing the contracts.
- 11 IRVING: Thank you.
- 12 BLOOM: Thank you.
- 13 MR. BLOOM: We're looking forward to it, we're going
- 14 to do a great job.
- 15 IRVING: Bye-bye.
- 16 BLOOM: Request by the Election Board to donate
- 17 cabinets to the Helmke Library.
- 18 PETERS: I make a motion.
- 19 IRVING: I'll second that.
- 20 BLOOM: All in favor, signify it by saying, "Aye."
- 21 PETERS: Aye.
- 22 IRVING: Aye.
- 23 BLOOM: Aye. Agreement between Allen County and
- 24 Diamond Detective Agency for the City-County Building
- 25 Security Service.

- 1 ELSER: Commissioners, Mr. Burrus had to leave. He
- 2 had another appointment. But you did approve this
- 3 agreement initially at the end of October of this
- 4 past year and this is the final contract. This is
- 5 for services to the City-County Building, I believe,
- 6 in the evenings.
- 7 PETERS: I had some involvement with that and I'm
- 8 not--
- 9 BLOOM: Okay.
- 10 PETERS: --at all uncomfortable with where we ended
- 11 up with this. And having said that, I would make a
- 12 motion to approve the agreement between Allen County
- 13 and Diamond Detective Agency for City-County Building
- 14 security services.
- 15 IRVING: I will second that motion.

- 16 BLOOM: All in favor, signify it by saying, "Aye."
- 17 PETERS: Aye.
- 18 IRVING: Aye.
- 19 BLOOM: Aye. Approve and accept completion of
- 20 contract for Bid Reference #05-05, Furnish and
- 21 Install Traffic Pavement Markings for 2005, Three
- 22 Rivers Barricade and Equipment Company, Inc. was the
- 23 contractor. Good morning, Bill.
- 24 HARTMAN: Good morning.
- 25 IRVING: Good morning, Bill.

- 1 HARTMAN: Bill Hartman with the--
- 2 PETERS: Good morning.
- 3 HARTMAN: --Allen County Highway Department sitting
- 4 in for Mike Fitch.
- 5 IRVING: I make a motion we approve.
- 6 PETERS: I'll second it.
- 7 BLOOM: All in favor, signify it by saying, "Aye."
- 8 PETERS: Aye.
- 9 IRVING: Aye.
- 10 BLOOM: Aye. Approve and accept completion of
- 11 contract for Bid Reference #32-05, Vicksburg Pike
- 12 Storm Sewer Installation with Fleming Excavating.
- 13 IRVING: Well, we've already seen that, so I make a
- 14 motion we approve.
- 15 PETERS: All right, I'll second it.
- 16 BLOOM: All in favor, signify it by saying, "Aye."
- 17 PETERS: Aye.
- 18 IRVING: Aye.
- 19 BLOOM: Aye.
- 20 IRVING: You're so quiet next to Mike, I mean, I'm
- 21 not sure whether you wanted to say something or not.
- 22 So feel free to jump right in, Mr. Hartman.
- 23 HARTMAN: Sure. If you have a question, I'll be glad
- 24 to answer it.
- 25 IRVING: Okay.

- 1 BLOOM: Approve--approve Change Order #1, Final for
- 2 West Jefferson Boulevard Bridge over Flaugh Ditch,
- 3 Project #00-033, Bid Reference #01-05 between Allen
- 4 County and R.L. McCoy, Inc. for a \$62,747.62
- 5 increase.
- 6 PETERS: And this is done, correct?

- 7 HARTMAN: This--absolutely--
- 8 PETERS: This is--
- 9 HARTMAN: --done a month early--
- 10 PETERS: --well, congratulations to you.
- 11 HARTMAN: --open to traffic.
- 12 PETERS: Congratulation to you--
- 13 HARTMAN: Everybody is holiday shopping.
- 14 HARTMAN: --the Department, Commissioner Bloom, for
- 15 the hard work in getting that done, I believe, five
- 16 weeks ahead of time.
- 17 BLOOM: Five weeks ahead and--
- 18 IRVING: Oh, that's great.
- 19 BLOOM: --open traffic.
- 20 PETERS: Yeah.
- 21 BLOOM: Yeah, that was--
- 22 PETERS: And with that, I'd make a motion to approve
- 23 Change Order #1, Final for West Jefferson Boulevard
- 24 Bridge over Flaugh Ditch.
- 25 IRVING: I'll second that motion.

- 1 BLOOM: All in favor, signify it by saying, "Aye."
- 2 PETERS: Aye.
- 3 IRVING: Aye.
- 4 BLOOM: Aye. Approve Warranty Deed required for
- 5 additional right of way on Amber Road, Project
- 6 #01-339. Does this have anything to do with the--
- 7 HARTMAN: This is the same project.
- 8 BLOOM: --south side--
- 9 HARTMAN: This is the same project. We're--we're
- 10 going to have the path and--well, this is the north
- 11 project between--
- 12 BLOOM: This is still the north.
- 13 HARTMAN: --U.S. 24 and--
- 14 BLOOM: And Liberty Mills.
- 15 HARTMAN: -- and Liberty Mills, yes.
- 16 BLOOM: But now we're doing paths?
- 17 HARTMAN: We're--we're starting it right a--
- 18 BLOOM: Right.
- 19 HARTMAN: --yeah, we're starting the choir right away
- 20 on this project.
- 21 BLOOM: Great.
- 22 IRVING: I make a motion we approve.
- 23 PETERS: I'll second it.

- 24 BLOOM: All in favor, signify it by saying, "Aye."
- 25 PETERS: Aye.

- 1 IRVING: Aye.
- BLOOM: Aye. Approve Warranty Deed required for
- additional right of way on Homestead Curve
- 4 Re-alignment, Project #04-209 from Parcel 3.
- 5 HARTMAN: This is immediately north of Ernst Road
- 6 where we did the intersection for the schools last
- 7 year. And this is--
- 8 BLOOM: Right.
- 9 HARTMAN: --just a second phase of that project.
- 10 IRVING: So moved.
- 11 PETERS: I'll second it.
- 12 BLOOM: All in favor, signify it by saying, "Aye."
- 13 PETERS: Aye.
- 14 IRVING: Aye.
- 15 BLOOM: Aye.
- 16 PETERS: Hey, can I ask one question regarding
- 17 Warranty Deeds real quick?
- 18 BLOOM: Sure.
- 19 IRVING: Sure.
- 20 PETERS: When we approve a job to be chip and
- 21 sealed--
- 22 IRVING: Uh-huh (affirmative).
- 23 PETERS: -- and the right of way is given up--
- 24 IRVING: Uh-huh (affirmative).
- 25 PETERS: --what sort of documentation do we have with 0026

- 1 each of the homeowners? Does that become part of the
- overall agreement or are there individual Warranty
- 3 Deeds?
- 4 HARTMAN: No, they're not. We have a petition with
- 5 their signature on it what--
- 6 PETERS: Okay, so the petition is--
- 7 BLOOM: Uh-huh (affirmative). Yeah.
- 8 HARTMAN: --that gives us right of way. That's the
- 9 document, yeah.
- 10 PETERS: Okay.
- 11 HARTMAN: We have those on file in our archives that
- 12 go back to the 1800's.
- 13 PETERS: Okay.
- 14 HARTMAN: Yeah.

- 15 BLOOM: So we don't actually have to go through the--
- 16 HARTMAN: Yeah.
- 17 PETERS: So, it's the--
- 18 BLOOM: --Deed work.
- 19 PETERS: --it's the petition--
- 20 HARTMAN: Yeah.
- 21 PETERS: --then that--
- 22 HARTMAN: Yeah--
- 23 PETERS: --acknowledges--
- 24 HARTMAN: --this is process--is--yeah.
- 25 PETERS: Okay.

- 1 HARTMAN: It was initiated many, many years ago,
- 2 yeah.
- 3 PETERS: Okay, thanks.
- 4 BLOOM: Did we already bid--bid. Did we already vote
- 5 on that?
- 6 ELSER: Yes, you did.
- 7 IRVING: Yeah.
- 8 BLOOM: Okay, approve Warranty Deeds required for
- 9 additional right of way on Coldwater Road, Phase II,
- 10 Project #04-254, from Parcel 15, 22, 26, 29, 51, and
- 11 52.
- 12 IRVING: So moved.
- 13 PETERS: I'll second it.
- 14 BLOOM: All in favor, signify it by saying, "Aye."
- 15 PETERS: Aye.
- 16 IRVING: Aye.
- 17 BLOOM: Aye.
- 18 HARTMAN: Thank you very much.
- 19 PETERS: Thank you.
- 20 BLOOM: Is that it?
- 21 HARTMAN: That's it for me.
- 22 BLOOM: Thank you. Happy Thanksgiving.
- 23 HARTMAN: Happy Thanksgiving.
- 24 BLOOM: Other business, plat for signature, Eagle
- 25 River, Section 1. We'll do that after the meeting,

- 1 please. Thank you. Any other business?
- 2 ELSER: I have no other business.
- 3 IRVING: Commissioner--I see Tony has already
- 4 left--but Commissioner Bloom, I would like for the
- 5 next five or six weeks to announce every week to go

to our website, www.allencounty.us to check to--where to recycle your Christmas trees and garland 7 and--because I think it's very important that we try 9 to utilize chipping--or not--putting those through our chipper versus putting them in our landfill. So 10 hopefully, we can--11 12 BLOOM: Absolutely. 13 IRVING: --do that every week? Thank you. 14 BLOOM: Thank you. How about number (16)? 15 PETERS: I make a motion to approve to waive the second reading on any matter approved today and for 17 which it may be deemed necessary for the Legislative Session of November 23rd, 2005. 19 IRVING: I second that motion. BLOOM: All in favor, signify it by saying, "Aye." 21 PETERS: Aye. 22 IRVING: Aye. BLOOM: Aye. Are there any comments from the public this morning? Hearing none, meeting adjourned. 24 25 (Adjourned at 10:30 a.m.) 0029 STATE OF INDIANA)) SS: COUNTY OF ALLEN) 3 4 REPORTER'S CERTIFICATE 5 I, Thomas F. Rolf, a Notary Public in and for the State of Indiana, County of Allen, do hereby 7 certify that the above and foregoing is a true and accurate transcript of the Board of Commissioners of the County of Allen, Legislative Session, held before 9 me on November 23, 2005 in the Allen County 11 Commissioner's Courtroom, Room 200, City-County 12 Building, 1 East Main Street, Fort Wayne, Allen 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 30th day of November, 2005. 18 19 Thomas F. Rolf, Notary Public 20 Residing in Allen County, Indiana

My Commission Expires:

22 January 25, 2007