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1 STATE OF INDIANA        )  
                          )SS:

2 COUNTY OF ALLEN        )

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7        BOARD OF COMMISSIONERS  
8        OF THE COUNTY OF ALLEN

9        RE: LEGISLATIVE SESSION OF  
10        March 22, 2006

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DATE:     March 22, 2006

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TIME:     10:07 a.m.

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LOCATION:  Room 200  
          Commissioners Courtroom  
          City-County Building  
          1 East Main Street  
          Fort Wayne, Indiana 46802

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REPORTER: Kimberlee M. Adams

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1 PRESENT:  
2 Marla J. Irving        Allen County Commissioner  
3 Nelson Peters         Allen County Commissioner  
4 Linda K. Bloom        Allen County Commissioner  
5 Susan Elser           Commissioners Office  
6 Mary Hitchens         Allen County Public  
                          Information Office

- 7 John McGauley            Allen County Public
- 8                            Information Office
- 9 Tim Miller                Circuit Court Administrator
- 10 Sheila Hudson            Director, Allen County
- Community Corrections
- 11
- 12 Andrew Bruce              Coordinator, Communications,
- Community Corrections
- 13 Tim McCaulay            Attorney
- 14 Jeff Walters
- 15 Todd Guthrie
- 16 Jack Braun
- 17 Doug Walker
- 18 Bill Hartman             Allen County Highway
- Department
- 19
- 20 Kimberlee M. Adams      Rolf Reporting, Inc.
- 21
- 22 Cindy Larson              News Sentinel
- 23
- 24
- 25
- 0003 Ben Lanka                  Journal Gazette

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Andrew Bruce	10
Bill Hartman	11

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2	Agenda:	
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4	2. Addition to the Allen County Code: Title	
	12 (Financial) Article 141 (Allen County	
5	Courts Family Court Grant Fund)	5
6	3. Agreement between Allen County and BI,	
	Inc. for month to month rental of	
7	additional electronic monitoring units	7
8	4. Consideration of award for Bid Reference	
	#02-06, Construction of Coldwater Road,	
9	Phase II, Project #04-254	11
10	5. Approve Supplement Agreement #5 on	
	Leo-Mayhew Road Intersection, Project	
11	#02-028 between GAI Consultants and Allen	
	County for additional design services;	
12	Total SA#5 = Lump Sum fee \$6,550.00	12
13	6. Approve Warranty Deed required for	
	additional right of way acquisition on	
14	the Bass Road and Hadley Road	
	Intersection, Project #02-022 from:	13
15		
	a) Parcel 5 - James E. and Sue A.	
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17	7. Approve Warranty Deed required for	
	additional right of way acquisition on	
18	the O'Day Road over Seegar Ditch (Bridge	
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10. Approval to waive the 2nd Reading on any

23 matter approved today and for which it

may be deemed necessary for the

24 Legislative Session of March 22, 2006 14

25 11. Comments from the Public 15

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1 IRVING: Good morning, and welcome to our weekly  
2 Legislative Session. Today's date is March 22nd.  
3 Before we begin, Commissioner Peters, would you like  
4 to lead us in the Pledge and then we'll have a moment  
5 of silence?

6 (At this time, the Pledge of Allegiance was  
7 recited in unison, and a moment of silence  
8 was recognized by all.)

9 IRVING: Thank you very much. First on our Agenda  
10 today is Approval of the Minutes of March 15th.

11 PETERS: I make a motion to approve the Minutes of  
12 March 15th.

13 BLOOM: Second.

14 IRVING: All in favor, say, "Aye."

15 BLOOM: Aye.

16 PETERS: Aye.

17 IRVING: Aye. Motion carried. Addition to the Allen  
18 County Code, Title 12, Article 141, the Allen County  
19 Courts Family Court Grant Fund. Good morning. How  
20 are you this morning?

21 BLOOM: Hi, Tim.

22 MILLER: Good, thank you. How about yourself?

23 IRVING: Would you like to introduce yourself?

24 MILLER: Sure. Tim Miller, I'm the Administrator for  
25 the Circuit Court. And this morning we have the

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1 request to create the fund to accept the funds for a  
2 grant that we've applied for through the Indiana  
3 Supreme Court for a Family Court pilot project.  
4 We're going to investigate ways that without our new

5 ca--without the new case management system on the  
6 State level, we're going to try to find ways we can  
7 better coordinate the case--cases that come through  
8 the family court, so we have more of a big picture  
9 idea. And then also look at getting our family rules  
10 in line on the Superior and Circuit Court side. So  
11 this is a joint project between Superior and Circuit  
12 Court.

13 BLOOM: And it needs to have a separate fund because  
14 of the grant money.

15 MILLER: That's correct.

16 BLOOM: I'll make a motion that we accept an addition  
17 to the Code, Title 12, Article 141 for the Court  
18 system.

19 PETERS: I'll second that.

20 IRVING: Is there any further discussion?

21 PETERS: (Shakes head no.)

22 IRVING: No? Tim, thank you for looking into this.  
23 It can be an interest bearing account versus  
24 non-interest as it was originally submitted, correct?

25 MILLER: That's correct.

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1 IRVING: Okay, thank you for looking into that. Is  
2 there anymore discussion? It's been moved and  
3 seconded. All in favor, signify it by saying, "Aye."

4 BLOOM: Aye.

5 PETERS: Aye.

6 IRVING: Aye. Motion carried.

7 BLOOM: Thank you.

8 MILLER: Thank you.

9 IRVING: Thank you. Good luck. Agreement between  
10 Allen County and BI, Incorporated for month to month  
11 rental of additional electronic monitoring systems.

12 HUDSON: Good morning, Commissioners.

13 IRVING: Well, good morning.

14 HUDSON: My name is Sheila Hudson.

15 BLOOM: Good morning.

16 HUDSON: I'm the Director of Allen County Community  
17 Corrections.

18 PETERS: Good morning.

19 HUDSON: I asked today--this is Andrew Bruce. He is  
20 the Coordinator of our Communications Division. I  
21 asked him to come along for any questions you may

22 have, but also to introduce you to him because he has  
23 such a--an important and high stress job that he  
24 needs to be out--out of the Communications Room  
25 once--once in a while. Community Corrections is now  
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1 servicing 500 people under house arrest alone. Four  
2 hundred [400] of those people are on--on active  
3 electronic monitoring supervision, and we are out of  
4 the electronic monitoring boxes.

5 IRVING: Unbelievable.

6 HUDSON: So the request before you is for an  
7 emergency request from BI for 25 units on a rental  
8 basis. We have no funds at this point to purchase  
9 the equipment and they're changing so fast, and we're  
10 not really quite sure what we're going to be doing  
11 with the global positioning equipment. So this was  
12 our month to month fix in order to supervise 25 more  
13 offenders at \$2.00 a day per box.

14 IRVING: Go ahead.

15 PETERS: I was just going to ask, the rental is for  
16 what period of time?

17 HUDSON: It's from month to month.

18 PETERS: Okay, so you can, at the end of 30 days say,  
19 "Thanks, we're done"?

20 HUDSON: Yes. And we've been working with BI,  
21 Incorporated since 1992 and their word is good, and  
22 I'm comfortable with this if--if you are.

23 IRVING: By bringing him over here, are you trying to  
24 tell us that our office is less stressful than yours?

25 I knew I could make you laugh on that one. Search  
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1 the back of my mind, when we first started several  
2 years ago with electronic monitoring system, we  
3 thought that we probably had more and they would  
4 never be utilized and we'd have a few extra--

5 HUDSON: Right.

6 IRVING: --that if one broke down--

7 HUDSON: Yes.

8 IRVING: How much has the electronic monitoring  
9 increased since, let's say, you pick a date, 2001,  
10 2002?

11 HUDSON: 2001 was exactly the year--

12 IRVING: 2001.

13 HUDSON: --because that's the year that re-entry  
14 began. And I also wanted to tell you, Commissioners,  
15 that the re-entry Court statute was signed by the  
16 governor, and I believe, it is the first re-entry  
17 Court statute in the country. And that has really  
18 opened the door to a wonderful partnership with  
19 parole. There's legislation passed for a global  
20 positioning supervision--joint supervision--for sex  
21 offenders using this equipment. And of course--of  
22 course, they're going to be contracting with us, so  
23 it will just get bigger. And we'll be back and  
24 talking to you about that as soon as that--  
25 IRVING: Do you remember in 2001 how many we started

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1 with for the electronic monitoring?  
2 HUDSON: Do you have an idea?  
3 BRUCE: I would say it was around, like, 225 or so  
4 that were actually--  
5 BLOOM: I don't remember either.  
6 IRVING: I--it seemed to me it was less than half of  
7 what we've got now.  
8 HUDSON: You were right. You're right. Thank you.  
9 IRVING: Okay. I'll entertain a motion.  
10 BLOOM: I'll make a motion that we accept the  
11 Agreement between Allen County and BI, Inc. for month  
12 to month rental for additional monitoring units. And  
13 we're getting how many this time?  
14 HUDSON: Twenty-five [25].  
15 BLOOM: Twenty-five [25] additional.  
16 PETERS: I'll second that.  
17 IRVING: All in favor, say, "Aye."  
18 BLOOM: Aye.  
19 PETERS: Aye.  
20 IRVING: Aye. Motion carried.  
21 HUDSON: Thank you very much, Commissioners.  
22 BLOOM: Thank you very much. Come over--  
23 IRVING: I hope we don't--don't see you often for  
24 this again.  
25 BLOOM: Well, I wanted Bruce to come over--Bruce?

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1 BRUCE: Andy.  
2 BLOOM: Andy?  
3 HUDSON: Andy Bruce.

4 BLOOM: Andy Bruce.

5 HUDSON: Two first names.

6 BLOOM: I wanted you to come over often to see how  
7 stress-free this office is.

8 BRUCE: Okay.

9 BLOOM: Thanks.

10 IRVING: I love it, the tongue in cheek.

11 Consideration of award for Bid Reference #02-06,  
12 Construction of Coldwater Road, Phase II, Project  
13 #04-254.

14 HARTMAN: Good morning. I'm Bill Hartman with the  
15 Allen County Highway.

16 PETERS: Good morning.

17 IRVING: Good morning.

18 BLOOM: Good morning, Bill.

19 IRVING: Good to see you.

20 HARTMAN: Good to see you.

21 IRVING: Can you tell us what's on this award?

22 HARTMAN: Well, this is Coldwater, Phase II, of  
23 course, from Pion up to Gump, and we're going to try  
24 to get this done this summer to aid in the opening of  
25 a new elementary school--

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1 IRVING: Right.

2 HARTMAN: --at the intersection of Gump Road.

3 IRVING: Gump and Coldwater.

4 HARTMAN: Gump and Coldwater, yes.

5 IRVING: What's the name of that new school, Bill?

6 HARTMAN: I don't know.

7 IRVING: I don't remember.

8 HARTMAN: I don't know.

9 BLOOM: I'm going to make a motion on Bid Reference  
10 #02-06, Construction of Coldwater Road, Phase II,  
11 Project #04-254 to reject all bids.

12 PETERS: I'll second that.

13 IRVING: Is there any further discussion? Hearing  
14 none, all in favor, say, "Aye.

15 PETERS: Aye.

16 BLOOM: Aye.

17 IRVING: Aye. Opposed? Motion carried. It will be  
18 rebid. Approve Supplement Agreement #5 on Leo-Mayhew  
19 Road Intersection, Project #02-028 between GAI  
20 Consultants and Allen County for additional design



21 services. Total SA#5 Lump Sum fee of \$6,550.00.  
22 HARTMAN: On the south end of this project as we did  
23 the right of way negotiations, we were--our attention  
24 was drawn to a drainage--storm drainage problem that  
25 was existing there that we were unaware of. This is  
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1 additional engineering to extend storm drainage on  
2 south probably another five [500] to 600 feet from  
3 that point because we're adding our own storm  
4 drainage to this point also and to--to make the  
5 project work correctly and eliminate this problem.

6 BLOOM: I'll make a motion to approve Supplement  
7 Agreement #5 on Leo-Mayhew Road Intersection for  
8 \$6550.00.

9 PETERS: I'll second that.

10 IRVING: All in favor, say, "Aye."

11 BLOOM: Aye.

12 PETERS: Aye.

13 IRVING: Aye. Motion carried. Approve Warranty Deed  
14 required for additional right of way acquisition on  
15 the Bass Road and Hadley Road Intersection, Project  
16 #02-022 from Parcel 5, Mr. and Mrs. Mendenhall.

17 BLOOM: So moved.

18 PETERS: Seconded.

19 IRVING: All in favor, say, "Aye."

20 BLOOM: Aye.

21 PETERS: Aye.

22 IRVING: Aye. Motion carried. Approve Warranty Deed  
23 required for additional right of way acquisition on  
24 the O'Day Road over Seegar--Seegar--

25 BLOOM: Seegar.

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1 IRVING: --Seegar--Seegar--I can't read this  
2 morning--Ditch (Project #89), Project #BR 0997 from  
3 Parcel 1, Bonnie L. Wilson.

4 BLOOM: So moved.

5 PETERS: Seconded.

6 IRVING: All in favor, say, "Aye."

7 BLOOM: Aye.

8 PETERS: Aye.

9 IRVING: Aye. Motion carried. Susan, do we have any  
10 plats for signature?

11 ELSER: We do not.

12 IRVING: Okay. Do we have any other business to come  
13 before the Commissioners?

14 ELSER: I have no other business.

15 BLOOM: Thank you, Bill.

16 HARTMAN: Thank you.

17 IRVING: Thank you, Bill. Can I have the approval to  
18 waive the 2nd Reading on any matters approved today?

19 PETERS: I make a motion to approve to waive the 2nd  
20 Reading on any matter approved today and for which it  
21 may be deemed necessary for the Legislative Session  
22 of March 15th, 2006.

23 IRVING: March 22nd.

24 PETERS: March--one of these days, I'm going to look  
25 at the right Agenda--March 22nd. Thank you for

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1 catching that.

2 BLOOM: Second.

3 IRVING: All in favor, say, "Aye."

4 BLOOM: Aye.

5 PETERS: Aye.

6 IRVING: Aye. Motion carried. Do we have any

7 comments from the public today? Is there any

8 comments from the public? Hearing none, everyone

9 have a nice week and we'll see you next Wednesday.

10 Thank you.

11 (Adjourned at 10:17 a.m.)

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1 1 STATE OF INDIANA )

) SS:

2 2 COUNTY OF ALLEN )

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4 4 REPORTER'S CERTIFICATE

5 5 I, Kimberlee M. Adams, a Notary Public in and  
6 6 for the State of Indiana, County of Allen, do hereby  
7 7 certify that the above and foregoing is a true and  
8 8 accurate transcript of the Board of Commissioners of  
9 9 the County of Allen, Legislative Session, held before  
10 10 me on March 22, 2006 in the Allen County  
11 11 Commissioner's Courtroom, Room 200, City-County  
12 12 Building, 1 East Main Street, Fort Wayne, Allen  
13 13 County, Indiana; that I am not related to, employed  
14 14 by or interested in any of the parties to this cause  
15 15 of action.

16 16 IN WITNESS WHEREOF, I have hereto affixed my  
17 17 hand and seal this 23rd day of March, 2006.

18 18

19 19

\_\_\_\_\_  
Kimberlee M. Adams, Notary Public

20 20 Residing in Allen County, Indiana

21 21

My Commission Expires:

22 22 December 2, 2011

23

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