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1 STATE OF INDIANA)
)SS:
2 COUNTY OF ALLEN)

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7 BOARD OF COMMISSIONERS
 OF THE COUNTY OF ALLEN

8
9 RE: LEGISLATIVE SESSION OF
10 July 12, 2006

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13
14 DATE: July 12, 2006

15
16 TIME: 10:06 a.m.

17
18 LOCATION: Room 200
19 Commissioners Courtroom
20 City-County Building
 1 East Main Street
 Fort Wayne, Indiana 46802

21
22 REPORTER: Kimberlee M. Adams

23
24
25
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1 PRESENT:
2 Marla J. Irving Allen County Commissioner
3 Linda K. Bloom Allen County Commissioner
4 Susan Elser Commissioners Office
5 G. William Fishing Allen County Counsel
6 Casey Cox Intern, Beers Mallers
 Backs and Salin

7

Bill Hartman Allen County Highway

8 Department

9 John McGauley Public Information Officer

10 Lt. Brian Knuth Allen County Sheriff's

Department

11

Mindy Waldron Administrator, Allen County

12 Department of Health

13 Janet Westendorf Director, Vital Records

14 Michelle Wood Department of Planning

Services

15

Alex Wernher Director, iMap

16

Nelson Peters V iMap Intern

17

Sarah Rogers iMap Intern

18

Konny Suh iMap Intern

19

Kimberlee M. Adams Rolf Reporting, Inc.

20

Cindy Larson News Sentinel

21

Ben Lanka Journal Gazette

22

23

24

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G.W. Fishing	23
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0006

1 IRVING: Good morning, and welcome to the July 12th
2 Legislative Session. Before we begin today, we'd
3 like to start with honoring our flag, and we're going
4 to have a moment of silence. And Linda, maybe you
5 could tell us a little bit about who this is.

6 BLOOM: A young man was brought back this week from
7 the was, and his name is Staff Sergeant Paul Pabla
8 from Huntington, and if we could have a moment to
9 remember him too, please.

10 IRVING: Would you please all rise?

11 (At this time, the Pledge of Allegiance was
12 recited in unison, and a moment of silence
13 was recognized by all.)

14 BLOOM: Thank you.

15 IRVING: Thank you. Approval of the Minutes of the
16 July 5th.

17 BLOOM: So moved.

18 IRVING: Seconded. All in favor, say, "Aye."

19 BLOOM: Aye.

20 IRVING: Aye. Addition to the Allen County Code:
21 Title 12 (Financial) Article 142 for the Fatal
22 Alcohol Crash Team Fund.

23 BLOOM: Good morning.

24 KNUTH: Good morning.

25 IRVING: Good morning. Would you like to introduce

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1 yourself to us, please?

2 KNUTH: Sure. Lieutenant Brian Knuth, Allen County
3 Sheriff's Department. And what we're requesting, we
4 received a grant for a Fatal Alcohol Crash Team which

5 was a joint grant with the New Haven and the City of
6 Fort Wayne, and really what we need established is a
7 line item in the budget to pay the individuals--

8 IRVING: Right.

9 KNUTH: --as they work. That's all we need.

10 BLOOM: And the Auditor is requesting this, so we can
11 keep the money separated from the rest.

12 KNUTH: Correct.

13 BLOOM: I'll make a motion that we approve Title 12,
14 Article 142 for the Sheriff's Department for the
15 Fatal Alcohol Crash Team Fund.

16 IRVING: And I'll second the motion. All in favor,
17 say, "Aye."

18 BLOOM: Aye.

19 IRVING: Aye. Motion carried.

20 KNUTH: Thank you very much.

21 IRVING: Thank you very much.

22 BLOOM: Thank you.

23 IRVING: Third on our Agenda, Amendment to the Allen
24 County Code: Title 10 (Department of Health) Article
25 1, Miscellaneous Fees. Well, good morning, ladies.

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1 WESTENDORF: Good morning.

2 BLOOM: Good morning.

3 WALDRON: Good morning. Mindy Waldron, Department of
4 Health, Administrator.

5 WESTENDORF: Janet Westendorf, Director of Vital
6 Records.

7 WALDRON: We are here today to ask for an amendment
8 to Title 10, Article 1 with respect to certified
9 copies for birth and death records. We would like to
10 raise that fee to \$10.00, and I can give you a brief
11 breakdown on why we've come to that decision, if
12 you'd like, okay?

13 BLOOM: Would you please?

14 WALDRON: Uh-huh (affirmative). For the last year or
15 so, Janet and I and some of the other division
16 directors have been looking at fees and making sure
17 that we are recouping our costs effectively, as well
18 as, a survey was done of, I would say, over 50
19 percent of the Indiana counties on their fees across
20 the board. And with respect to birth and death
21 certificates, there are 18 that charge \$10.00 or more

22 and 10 that charge just at \$10.00. And we looked at
23 our actual costs of what it--what we actually put out
24 or incur as a cost for each certificate per year, and
25 it comes to right at about \$10.00. There would be-
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1 it's actually just a bit over that. So, there's no
2 profit being made in doing that. This would be to
3 cover our costs and bring us in line with some of the
4 other counties. And most of the other counties that
5 charge that are a bit smaller than us as well, so.

6 IRVING: Can I ask a question?

7 WALDRON: Sure.

8 IRVING: I was at the meeting at the Board of Health
9 when this was discussed. What was the vote from your
10 Board when you presented this?

11 WALDRON: Good--good point. I forgot to say that.
12 Our Board unanimously approved the increase in fees.
13 It has been some time since we have increased fees,
14 as well as, we are not proposing any increase to any
15 other vital records fees at this time. This was just
16 birth and rec--birth and death records, certified
17 copies.

18 BLOOM: I'll make a motion that we make the amendment
19 to the Allen County Code, Title 10 for the Department
20 of Health, Article 1.

21 IRVING: I'll second that motion. All in favor, say,
22 "Aye."

23 BLOOM: Aye.

24 IRVING: Aye.

25 WESTENDORF: Thank you.

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1 IRVING: Motion carried.

2 WALDRON: Thank you very much.

3 IRVING: Sometime, if you get a chance, Mindy, in the
4 next, maybe, six weeks or whatever, maybe you'd like
5 to come and give us kind of a briefing a little bit
6 about the bird flu--

7 WALDRON: Okay.

8 IRVING: --and--and believe it or not, several people
9 within the last two weeks have asked me about it.

10 So, at any time that you want to come and give us a
11 little five minute update--

12 WALDRON: Okay.

13 IRVING: --on what the Board of Health--
14 BLOOM: That would be great.
15 IRVING: --is doing, we would really appreciate it.
16 WALDRON: No problem. We'll do that first of August.
17 IRVING: Thank you very much.
18 BLOOM: Thank you.
19 ELSER: She has the next one.
20 WALDRON: I'm next on the Agenda as well.
21 BLOOM: All right.
22 IRVING: Well, you're monopolizing our meeting today,
23 huh?
24 WALDRON: Yes, right. Thanks to Susan.
25 IRVING: Addition to the Allen County Code: Title 12
0011

1 (Financial) Article 143, the Refugee Health Fund.
2 WALDRON: Yes. We are here today to ask for a fund
3 be--to be created for our Refugee Health Grant that
4 we received through the State Department of Health.
5 It's actually a Federal Grant through the CVC, a
6 block grant, to be used only for refugee health
7 issues. Because it was a Federal grant, Lin Wilson
8 helped me craft it in less than a week, so kud--kudos
9 to her. We were told by--
10 BLOOM: Absolutely.
11 WALDRON: --the State that we had a few days to apply
12 for some remaining money, which we did, and we did
13 receive the--the full 30,000 [\$30,000.00] which has
14 to be spent by September. It had been sitting there,
15 apparently, for quite some time. So, we put together
16 a budget and our--our proposal. Some of the bigger
17 things that we do plan to do--as you know, we're a
18 large Burmese resettlement site. We see--
19 BLOOM: Uh-huh (affirmative).
20 WALDRON: --over 200 refugees a year. It's--it's
21 only increasing each year. And we're, I would say,
22 having multiple types of refugees now. It isn't just
23 Hispanic and Burmese. We have multiple Asian
24 populations as well. And so, our proposal would be
25 that we would use this money for, not only

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1 translation in printed material, but we will hire an
2 onsite translator for our clinic hours. What we are
3 encountering is that that language barrier makes it

4 very difficult to ensure that there's--

5 BLOOM: Uh-huh (affirmative).

6 WALDRON: --proper health care taking place and to
7 ascertain symptoms and talk about, with the doctors,
8 what medical care should be and treatment. And we
9 have already been having some volunteer time for a
10 Burmese translator and it--and we--we currently staff
11 a--one that can translate in Spanish. So not only
12 would we hire someone to be there physically during
13 doctor hours, but we would also purchase what the
14 Fort Wayne Police Department uses, very similar
15 anyway, as far as handheld translation devices to use
16 either at offsite clinics, in our clinic, multiple
17 uses where it's a speak-in/speak-out--ours would be
18 anyway--type of device that would assist at a
19 moment's notice if something we weren't able to
20 understand to ensure that their--their health was
21 taken care of properly. We also plan to buy a bit of
22 translation software to accommodate the printing
23 needs that we would have for about seven to eight
24 languages, as well as a few supplies to accommodate
25 those pieces of equipment. So that's our plan. And
0013

1 as I said--

2 BLOOM: With the 30,000 [\$30,000.00]?

3 WALDRON: Yes.

4 BLOOM: But this won't be a permanent situation?

5 WALDRON: No.

6 BLOOM: So you are going to have to hire additional
7 persons to do this after the grant money is gone?

8 WALDRON: No, our--our intent is we have to spend the
9 money by September--

10 BLOOM: Right.

11 WALDRON: --but we can pay it ahead, and so our--what
12 we had hoped to do is at least for a year have the
13 translation onsite person. After that, we would just
14 not have that ability. So this is just to help us
15 during a time.

16 IRVING: Can you use any of this money for--to train
17 an existing employee that we have to take--there is a
18 semester course at IPFW that several companies--

19 WALDRON: Uh-huh (affirmative).

20 IRVING: --are sending an employee to. It's like a

21 crash--
22 WALDRON: Uh-huh (affirmative).
23 IRVING: --one-semester course on reading and being
24 able to speak common phrases, this type of thing--
25 WALDRON: Yes.

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1 IRVING: --in Spanish.
2 WALDRON: Yes. Yes, that is--
3 IRVING: Do we--
4 WALDRON: --I--I didn't list that, but you're right,
5 it's our fourth bullet in our grant, is to provide--
6 it would be a 20-hour Spanish language classroom
7 course. And there's one that's an option through
8 IPFW, and there's another company that comes onsite
9 to do it for medical clinics. So--and it's about
10 current phrases, most commonly used phrases in the
11 medical community, that kind of thing, so that is one
12 of our plans.
13 BLOOM: But it would be much more beneficial if you
14 could find a person that's already on staff--
15 WALDRON: We already employ--
16 BLOOM: --that does--
17 WALDRON: --two folks--
18 BLOOM: --that--
19 WALDRON: --that translate in Spanish.
20 BLOOM: Okay.
21 WALDRON: So we really need Burmese, and we need
22 Chinese traditional, Vietnamese--
23 BLOOM: Wow.
24 WALDRON: --Laotian.
25 BLOOM: Wow.

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1 WALDRON: And there aren't a lot of resources for
2 that.
3 BLOOM: Right.
4 WALDRON: So we felt like the sustaining mechanism
5 would be to have the actual devices which can be
6 upgraded to include--
7 IRVING: Okay.
8 WALDRON: --they're simply disks that have--
9 IRVING: I know what you're talking about.
10 BLOOM: Uh-huh (affirmative). I do too.
11 WALDRON: Yes. So that was our hope because we know

12 that after the timeframe is done for the onsite
13 person, we would have to rely more on the mechanism,
14 so. And we had hoped to apply for additional grants
15 for this type of thing, for refugee health.

16 BLOOM: Right.

17 IRVING: Okay.

18 WALDRON: So that's the plan.

19 IRVING: Okay. Did we make a motion on this,
20 Commissioner?

21 ELSER: No. No, you have not.

22 BLOOM: We did not. I'd like to make a motion to add
23 to the Code, Title 12, Article 143 for the Refugee
24 Health Fund.

25 IRVING: I'll second that motion. All in favor, say,

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1 "Aye."

2 BLOOM: Aye.

3 IRVING: Aye. Motion carried.

4 WALDRON: Thank you very much.

5 BLOOM: Thank you.

6 IRVING: Continuation of an agreement between
7 Maximus, Incorporated. We've been asked that this be
8 withdrawn. Could I have a motion to withdraw this?

9 BLOOM: I'll withdraw--between--an agreement--

10 IRVING: Maximus.

11 BLOOM: --between Maximus, Inc. and the County of
12 Allen--

13 IRVING: Right.

14 BLOOM: --we're withdrawing this, yes.

15 IRVING: Do you have a motion?

16 BLOOM: Yes.

17 IRVING: I'll second it. All in favor, say, "Aye."

18 BLOOM: Aye.

19 IRVING: Aye. Motion carried. Ratification of an
20 appointment to the Eel River Township Board.

21 ELSER: This ratification for this appointment is
22 Bradley A. Hite. And he will serve as a member of
23 the Eel River Township Advisory Board until the end
24 of this year, December 31st.

25 BLOOM: So moved.

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1 IRVING: I'll--well, I'm not going to second it yet.

2 I--wait a minute here.

3 ELSER: This is an appointment made--
4 BLOOM: That's what I thought.
5 ELSER: --by the party--
6 IRVING: Oh.
7 ELSER: --but we need to--
8 BLOOM: Yeah.
9 IRVING: Max--
10 ELSER: --confirm and ratify it.
11 IRVING: Okay, because we had a resignation. Is
12 that--
13 ELSER: Yes. Max Smith.
14 BLOOM: Correct.
15 IRVING: Okay. And then he has been put on the
16 ballot, is that correct?
17 ELSER: He is on the ballot in November--
18 IRVING: Okay.
19 ELSER: --yes.
20 IRVING: I'll second the motion. All in favor, say,
21 "Aye."
22 BLOOM: Aye.
23 IRVING: Aye. Motion carried. Okay. Approval of
24 traffic posting update for the following: Perry Lake
25 Drive and Coldwater Road, remove STOP Sign. Good
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1 morning, Mr. Hartman.
2 HARTMAN: Good morning.
3 BLOOM: Hi, Bill.
4 HARTMAN: Bill Hartman, Allen County Highway. This
5 is due to the installation of a new traffic signal,
6 so the STOP sign will no longer be needed at this
7 location.
8 BLOOM: So moved.
9 IRVING: Seconded. All in favor, say, "Aye."
10 BLOOM: Aye.
11 IRVING: Aye. Motion carried. I assume it, what,
12 it--it's a blinker right now, and at what point does
13 the--does the automatic STOP sign actually--I mean,
14 the stoplight actually go into effect?
15 HARTMAN: Well, it's due to be--it says here, "Due to
16 be activated July 5th," so this may have happ--this
17 may have occurred already. I'm not, you know--
18 IRVING: Okay, the last time I saw--
19 HARTMAN: Yeah.

20 IRVING: --I just want to make sure that--that people
21 get used to it before school starts.
22 HARTMAN: Yeah, yeah, we have a lot of time.
23 FISHERING: It was blinking last night.
24 IRVING: It was blinking last night again?
25 FISHERING: Well, it was only blinking last night.

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1 BLOOM: Still?
2 HARTMAN: Yeah. Yeah. We--
3 FISHERING: That's all I can tell you.
4 HARTMAN: --we--usually, it blinks for about a week,
5 and then--then we activate it. Gets everybody used--
6 IRVING: Okay.
7 HARTMAN: --to the signal.
8 IRVING: Great. Approve and award Bid Reference
9 #15-06, Widening and Bridge Deck Rehab of O'Day Road
10 Over the Seegar Ditch, Lake Township, Sections 23 and
11 24, in Allen County. The Project is #BR0997 to
12 Primco, Inc. Total Award was \$345,124.59. The
13 Engineer's Estimate on the project was \$352,309.98.
14 BLOOM: I'll make a motion that we approve and aware
15 Bid Reference #15-06 for the bridge over the Seegar
16 Ditch to Primco in the amount of \$345,124.59.
17 IRVING: I'll second the motion. All in favor, say,
18 "Aye."
19 BLOOM: Aye.
20 IRVING: Aye. Motion carried. Mr. Hartman, just a
21 quick question, we've been doing really good on our--
22 our bids. This one was really close. Is that a
23 trend of something in the future you're going to see
24 or do you still think we're going to be able to save
25 a little bit of money between what our engineer's

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1 estimates are and what our actual bids are?
2 HARTMAN: We've actually--we've actually increased
3 the engineer's estimates to match the market.
4 IRVING: Oh.
5 HARTMAN: The--the original estimates based on the
6 bond were quite a bit lower than--
7 IRVING: Okay.
8 HARTMAN: --we probably raised this estimate.
9 BLOOM: Boy, I hate this.
10 HARTMAN: Yeah.

11 BLOOM: Yeah.
12 HARTMAN: So we're pro--probably, before the bond is
13 up, there pro--there might be two or three of the
14 bridges that are on the bond that actually won't get
15 constructed. The money will probably run out before
16 all of the bridges get done. But--
17 BLOOM: Because of costs?
18 IRVING: I'm sorry I asked.
19 HARTMAN: Yeah.
20 BLOOM: Yeah. Me too.
21 HARTMAN: No, but--but actually--
22 IRVING: Boy, you want to depress me, don't ya?
23 HARTMAN: No, no, no, no. Actually--actually, I
24 packed this bond a little bit because in--in previous
25 history, our--our bonds had surplus money and then we
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1 had to scramble at the end to come up with projects.
2 So, I actually packed this bond. And one other
3 bond--
4 BLOOM: With projects.
5 HARTMAN: Yeah. Some of that money was diverted to
6 another department, and I didn't want that to happen,
7 so we're trying to protect all of this money for the
8 Highway Department.
9 IRVING: Great. Great.
10 BLOOM: Thank you.
11 IRVING: Do we have any plats for signature today?
12 BLOOM: Do you want to read them?
13 IRVING: Do you want to read them? She usually tells
14 us--
15 BLOOM: Yeah. Good morning.
16 WOOD: Michelle Wood, Department of Planning
17 Services.
18 IRVING: Hello.
19 WOOD: Good morning. We do have three. There were
20 two that were already on your Agenda: Chapman's
21 Bridge, Section II. That's in Foxwood which is off
22 of Wheelock, south of Flutter, north of the
23 interstate.
24 IRVING: Okay.
25 WOOD: Also Grey Oaks, Section I, which is a new
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1 subdivision on Covington Road just west of West

2 Hamilton Road. And then the one I've added this
3 morning, we just got from the Surveyor's Office is
4 Twin Eagles Preserves at Twin Eagles, Section I.

5 BLOOM: We approved that yesterday, yeah.

6 WOOD: So you can--

7 BLOOM: I make a motion that we accept the plats, and
8 we'll sign them after the meeting.

9 WOOD: Okay.

10 BLOOM: Thank you.

11 WOOD: Thank you very much.

12 IRVING: I'll second that motion. All in favor, say,
13 "Aye."

14 BLOOM: Aye.

15 IRVING: Aye. Motion carried. Do we have any other
16 business?

17 FISHERING: Southwest.

18 ELSER: Your--

19 IRVING: Yeah, but I'm going to bring that under--

20 FISHERING: Are we going to do the Southwest?

21 IRVING: I thought that--

22 FISHERING: For the public hearing?

23 IRVING: That's right.

24 ELSER: When they do it under "Other Business."

25 IRVING: That's right. Under "Other Business." Our
0023

1 attorney--and Alex, you're sitting back there, and I
2 think you want to introduce some people. Do you want
3 to do it under "Other Business" or do you want to do
4 it--"Comments"?

5 WERNHER: Well, we can--

6 IRVING: After Mr. Fishering? Then--

7 WERNHER: Sure.

8 IRVING: --why don't we have you do your
9 introductions then? Thank you.

10 WERNHER: Sure.

11 FISHERING: Commissioners--

12 IRVING: Mr. Fishering.

13 FISHERING: --Bill Fishering, County Attorney--you
14 have received a petition from the Southwest Allen
15 County Fire District to establish a Cumulative Fund.
16 That is an appropriate petition to bring before you,
17 and I would recommend that you establish or set a
18 public hearing for next Wednesday--

19 BLOOM: Okay.
20 FISHERING: --to consider that.
21 IRVING: Okay.
22 BLOOM: I'll make a motion that we accept the
23 petition from the Southwest Fire District to hold a
24 public hearing. And that meeting will be on July
25 the--

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1 ELSER: Nineteenth [19th].
2 BLOOM: --19th at 10:00.
3 FISHERING: Okay. Thank you very much.
4 BLOOM: And we will publicize that.
5 IRVING: I'll second that motion. All in favor, say,
6 "Aye."
7 BLOOM: Aye.
8 IRVING: Aye. Motion carried. Susan, can you make
9 sure that--that public hearing department people are
10 notified and--
11 ELSER: Uh-huh (affirmative).
12 IRVING: --that it will be the first thing on the
13 Agenda--
14 ELSER: Uh-huh (affirmative).
15 IRVING: --for us? Okay, thank you very much.
16 BLOOM: I'd like to approve to waive--
17 IRVING: Wait.
18 BLOOM: --the second reading--
19 IRVING: We're not done with "Other Business."
20 BLOOM: Oh, there's more.
21 IRVING: We have lots of other business coming up.
22 BLOOM: I--okay. Oh, oh--
23 IRVING: Alex--
24 BLOOM: --sorry.
25 IRVING: --would like to come up and introduce--I

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1 think it's your inter--your interns. Is that
2 correct?
3 WERNHER: That's correct.
4 IRVING: Okay.
5 BLOOM: Three interns? How lucky do you get?
6 IRVING: Come on up so we can--
7 WERNHER: Come on, guys.
8 IRVING: So you're on TV.
9 WERNHER: I just told them--

10 IRVING: This is the--

11 WERNHER: --"This is going to be broadcast, so
12 they're famous now." My name is Alex Wernher. I'm
13 Allen County's GIS Director. And these are my three
14 interns for the summer. We have Sarah Rogers who has
15 actually been interning for me and--through ACS for
16 the last few years.

17 BLOOM: Yes.

18 WERNHER: We have Nelson Peters who is--

19 BLOOM: Hi.

20 WERNHER: --fairly new to the program. And we have
21 Konny Suh here.

22 SUH: Hello.

23 BLOOM: Hi.

24 WERNHER: She's been with me for the last couple of
25 years too. So--

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1 BLOOM: Okay.

2 WERNHER: --it's been ra--

3 BLOOM: I've seen the girls. Yeah, and I've seen
4 Nelson too. Welcome.

5 IRVING: Would you like to tell us what college your
6 from, and how long you plan to be with us, and why
7 you want to intern for Alex?

8 SUH: Sure. I go to I.U. down in Bloomington.

9 IRVING: My sympathies. I'm glad I wore black.

10 BLOOM: Yes.

11 IRVING: No, go ahead.

12 BLOOM: Yes.

13 IRVING: I'm a Purdue graduate.

14 SUH: That's all right.

15 IRVING: I.U. And you're studying what, please?

16 SUH: Art History.

17 IRVING: Art History.

18 SUH: So, yes, my internship really has nothing to do
19 with my major, but I still think it's a good
20 experience.

21 IRVING: It is.

22 BLOOM: Absolutely.

23 SUH: Yeah. It's nice to try new things, so--

24 BLOOM: Plus, he's pretty darn terrific.

25 SUH: Yeah.

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1 IRVING: Well, sometimes the majors that you pick in
2 college just give you a foundation to explore some
3 other things.

4 SUH: Yeah.

5 IRVING: So that's great. Well, we're glad to have
6 you.

7 SUH: Thank you.

8 IRVING: Nelson?

9 PETERS: I go to I.U. also, and I'm majoring in
10 Business Management.

11 IRVING: Great.

12 PETERS: And I wanted to work for him just because
13 he's awesome.

14 IRVING: Because he's awesome.

15 BLOOM: He's awesome.

16 IRVING: Good.

17 PETERS: He's the best boss ever.

18 IRVING: Well, wait until you're here another week.

19 No, I'm just kidding. Alex--Alex is number one.

20 He's great. And Sarah, tell us.

21 ROGERS: Hi. I'm going to be a senior at Purdue.

22 IRVING: Uh-huh (affirmative).

23 ROGERS: Go Boilers. I'm studying psychology and
24 looking at grad schools in Chicago. I'm going to
25 eventually get my PhD, so I have about six more years

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1 of school left. And Alex was the only one that would
2 hire me when ACS wouldn't, so that's why I'm back.

3 BLOOM: Go, Alex.

4 WERNHER: When--(indiscernible)--

5 IRVING: That's right.

6 WERNHER: --she's been critical to--

7 IRVING: Well, welcome. We're glad to have you.

8 We'd love to--to be able to help our young people

9 with expanding their--their college education and

10 their experience in the business world. And if

11 there's anything that any of us can do, please don't

12 hesitate at all.

13 ROGERS: Thank you.

14 IRVING: Thank you very much.

15 SUH: Thank you.

16 PETERS: Thank you.

17 WERNHER: Thank you, Commissioners.

18 BLOOM: You got kudos. Pull him back down, guys.

19 IRVING: Do we have any other business? Would you

20 like to come back up, Bill?

21 HARTMAN: We have some right of way documents for the

22 Coliseum that weren't--you don't have them?

23 ELSER: You don't have to do that during Legislative.

24 IRVING: Yeah.

25 ELSER: They've already been approved.

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1 IRVING: Right.

2 HARTMAN: Okay, all right, okay.

3 BLOOM: They've been approved and we're going to

4 resign them--

5 HARTMAN: Okay.

6 BLOOM: --in a different format.

7 IRVING: Yeah.

8 HARTMAN: Okay. I didn't know that. Okay, thank

9 you, all right.

10 IRVING: They're already done.

11 HARTMAN: Well, I'm done.

12 IRVING: The--do we have any other business before

13 we--

14 ELSER: We do not.

15 IRVING: --get into our--we have one other thing

16 under "Other Business," and it's a news release

17 that's coming out right now. "Commissioners seek

18 public input on the smoking ordinance. Online poll

19 seeks opinion regarding smoking restrictions in

20 workplace and public places. As of today, July 12th,

21 2006, an online poll launches today seeks to gauge

22 public sentiment regarding an ordinance that would

23 restrict smoking in the unincorporated Allen County.

24 The poll available on Allen County's internet site at

25 www.AllenCounty.us will be available for

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1 approximately one month to provide feedback as the

2 Allen County Commissioners concern--consider the

3 merits of such an ordinance. It can be accessed by

4 going to the County website and selecting the

5 Commissioners tab on the upper left of each page.

6 'Smoking and exposure to secondhand smoke are an

7 important health issue,' said Commissioner Marla

8 Irving, my quote. 'We want to make sure that we

9 balance the benefit of good public policy against the
10 drawbacks that can come along with more government
11 regulations.' This is the first of several chances
12 that the public will have to tell us exactly what
13 they think." And this poll is going to follow the
14 same suit as we did with daylight savings.

15 BLOOM: Right.

16 IRVING: It will be blocked out as far as zip codes
17 go, but those that live in Allen County but have,
18 let's say, a Churubusco address and zip code that
19 they still will be able to vote. What it will do,
20 though, it will block out people from different
21 counties coming in and voting since we have such a
22 large array of people that visit our website. "The
23 poll asks five questions and in most cases gives the
24 user five responses. Here are the questions:

25 1) Do you support the passage of an ordinance

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1 specifically restricting smoking in the
2 workplace?

3 2) Do you support the passage of an ordinance
4 specifically restricting smoking in public
5 places?

6 3) Would you personally frequent
7 establishments in unincorporated Allen
8 County more often if smoking were less
9 prevalent?

10 4) Should a smoking ordinance require
11 establishments to have separately
12 ventilated smoking and non-smoking
13 sections?

14 5) Are you a smoker?

15 In addition to the online poll, the Commissioners
16 plan to conduct at least one public meeting on the
17 issue before considering a smoking ordinance."
18 Commissioner Bloom, is there anything you would like
19 to add to this?

20 BLOOM: I think it's a very good, maybe, problem that
21 we have now and--and have a solution. I know that
22 the City has had their ordinance for several years.
23 We have been hesitant because we have felt that less
24 government is better, not more government, and have
25 certainly felt that our establishments, our

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1 restaurants and bars, in the County, if they thought
2 that they were losing business because of allowing
3 smoking, that they would make the change. But now
4 that this last annexation has happened and we've
5 called all the establishments that are left in
6 unincorporated Allen County, the majority of them
7 already don't allow smoking in their establishments.
8 I think now if we can--I--I don't know that I'm going
9 to agree with all public establishments, as far as
10 bars and bowling alleys and all that, but certainly,
11 we need to hear the input of what the people are
12 going to say to us. I think it's a good--a good time
13 to do this, and--we don't need a motion to do this--

14 IRVING: No.

15 BLOOM: --because we've already--

16 IRVING: Nuh-uh (negative).

17 BLOOM: --sent the--

18 IRVING: Right.

19 BLOOM: --news release.

20 IRVING: After what Commissioner Bloom just said,
21 Bill, answer me a question so our audience--and maybe
22 you can clarify it with me. When we say
23 "unincorporated Allen County," that excludes the
24 cities and towns, is that correct?

25 FISHERING: Yes.

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1 IRVING: Okay. So we're talking, basically,
2 approximately 50 restaurants or establishments that
3 are--

4 BLOOM: And/or bars.

5 IRVING: --and/or bars that are outside--it would be
6 the New Haven area, all, I guess, all eight cities
7 and towns. Is that correct, Mr. Fishering?

8 FISHERING: As structured, yes.

9 IRVING: As structured. So--but it doesn't mean that
10 everybody can't vote on it. The consideration that
11 we're looking at is strictly the unincorporated area.
12 It is not a city or a town. Is that correct?

13 BLOOM: Correct.

14 IRVING: And in that, there's approximately 50
15 establishments.

16 BLOOM: Of which our assistant made all of the calls,

17 and there were only eight or 10. The rules that the
18 City has are separate entrance, separate ventilation,
19 of which two of those did have that. So we're down
20 to such a few that we wouldn't even have to
21 grandfather because we're down to such a few
22 establishments in the unincorporated area.

23 IRVING: Okay. Okay. Do we have any--

24 BLOOM: Now I can say, approval to waive the second
25 reading--

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1 IRVING: Yeah.

2 ELSER: Yes, ma'am.

3 BLOOM: --on any matter--

4 IRVING: There's no other business.

5 BLOOM: --approved today--

6 IRVING: Okay.

7 BLOOM: --for which it may be deemed necessary for
8 the Legislative Session--

9 FISHERING: Now you can say it.

10 BLOOM: --of July 12th.

11 IRVING: I'll second that motion. All in favor, say,
12 "Aye."

13 BLOOM: Aye.

14 IRVING: Aye. Motion carried. Do we have any
15 comments from the public today? Hearing none, have a
16 wonderful day, and we'll see you next week.

17 (Adjourned at 10:32 a.m.)

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1 STATE OF INDIANA)

) SS:

2 COUNTY OF ALLEN)

3

4 REPORTER'S CERTIFICATE

5 I, Kimberlee M. Adams, a Notary Public in and
6 for the State of Indiana, County of Allen, do hereby

7 certify that the above and foregoing is a true and
8 accurate transcript of the Board of Commissioners of
9 the County of Allen, Legislative Session, held before
10 me on July 12, 2006 in the Allen County
11 Commissioner's Courtroom, Room 200, City-County
12 Building, 1 East Main Street, Fort Wayne, Allen
13 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 14th day of July, 2006.

18
19 _____
20 Kimberlee M. Adams, Notary Public
21 Residing in Allen County, Indiana

22 My Commission Expires:
December 2, 2011