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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 SEPTEMBER 27, 2006

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14

DATE: September 27, 2006

15
16

TIME: 10:06 a.m.

17
18

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

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22

REPORTER: M. Joshua Osbun

23
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0002

1 PRESENT:
2 Marla J. Irving Allen County Commissioner
3 Linda K. Bloom Allen County Commissioner
4 Nelson Peters Allen County Commissioner
5 Susan Elser Allen County Commissioners'
Office

6

Mary Hitchens Allen County Public
7 Information Office
8 G. William Fishing Allen County Counsel
9 Beth Garber Allen County Legislative
Liaison
10
Jim Herman Sheriff of Allen County
11
Ed Steenman Allen County IT Director
12
Dan Freck Allen County Building and
13 Grounds Director
14 Alex Wernher Allen County GIS Director
15 Sheila Hudson Allen County Community
Corrections
16
Doug Schwertfager Allen County Community
17 Corrections
18 Bennie Lewis City of Fort Wayne
19 Bill Hartman Allen County Highway
Department Director
20
Jeff Sorg Allen County Highway
21 Department
22 Dick Conklin Tobacco Free Allen County
23 Paul Moss Allen County Council
24 Brian Dumford Allen County Human Resources
Director
25
0003
1
Tera Klutz Allen County Auditor's
2 Office Chief Deputy
3 John Henry Pleasant Township Trustee,
Allen County Trustees
4 Association President
5 Mike Trevino DLZ Indiana
6 Tony Burrus Allen County Safety and
Environmental Department
7 Director
8 Paul Moss Fort Wayne City Council
9 Molly McCray Fort Wayne City Council
Administrative Assistant

10

Ozzie Mitson Fort Wayne Chamber of
Commerce Legislative Liaison

11

Angie Chester Northeast Indiana Corporate
Council

13

Kurt Gutman Allen County Resident

14

M. Joshua Osbun Rolf Reporting, Inc.

15

Julie Creek Journal Gazette

16

Ben Lanka Journal Gazette

17

Cindy Larson News Sentinel

18

Kevin Leininger News Sentinel

19

Kathleen Quilligen News Sentinel

20

Jeff Neumeyer WPTA-TV

21

Derrick Gingery Greater Fort Wayne Business
Weekly

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0009

1 IRVING: Good morning, and welcome to the
2 Commissioners' legislative session. Today is
3 September 27th, 2006. Before we get going with the
4 meeting, we'd like to have a Pledge of Allegiance and
5 a moment of silence.

6 (At this time the Pledge of Allegiance is
7 recited, followed by a moment of silence.)

8 IRVING: Thank you very much. Approval of the
9 Minutes of the September 13th meeting.

10 PETERS: I make a motion to approve the Minutes of
11 September 13, 2006.

12 BLOOM: Second.

13 IRVING: It's been moved and seconded. All in favor
14 say "aye."

15 PETERS: Aye.

16 BLOOM: Aye.

17 IRVING: Aye. Motion carried. Request for the Allen
18 County Sheriff's Department to apply for the DAC
19 Grant. Good morning, Sheriff.

20 BLOOM: Hi, Sheriff.

21 HERMAN: Good morning. Good morning, Commissioners.

22 I'm Sheriff Jim Herman here asking for some more--or
23 permission to apply for a grant from--from DAC.

24 They've--they had a little money left over. They've
25 given everybody a chance to take another bite from

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1 the apple, and we're trying to get two more video
2 cameras, and so we're asking for permission to apply
3 for a grant to get two more digital video cameras,
4 car--in-car cameras.

5 BLOOM: I'll make a motion that we accept the
6 Sheriff's Department to apply for a DAC grant for
7 additional equipment.

8 PETERS: I'll second that.

9 IRVING: It's been moved and seconded. All in favor
10 say "aye."

11 PETERS: Aye.

12 BLOOM: Aye.

13 IRVING: Aye. Motion carried.

14 HERMAN: Thank you very much.

15 IRVING: Thank you, Sheriff. Reimbursement agreement

16 between Allen County and Fort Wayne Water Utilities
17 of the City of Fort Wayne for sewer and water
18 extension on the Zubrick Road.

19 BLOOM: Good morning.

20 ELSER: You're next.

21 FISHERING: You can't--

22 PETERS: But you--

23 FISHERING: --be the--

24 PETERS: --could do--

25 FISHERING: --right person.

0011

1 PETERS: --that if you like, Ed.

2 IRVING: You, know I--

3 STEENMAN: I want the right person--

4 IRVING: --I love--

5 STEENMAN: --for that.

6 IRVING: --department heads--

7 BLOOM: I was--

8 IRVING: --that are just Johnny-on-the-spot here.

9 BLOOM: --could not figure--

10 AUDIENCE: (Multiple people talking at once.)

11 STEENMAN: I'm ready.

12 IRVING: Or are you a lawyer-wannabe, Ed?

13 STEENMAN: Yeah.

14 BLOOM: --could not figure out--

15 FISHERING: (Indiscernible) got that.

16 BLOOM: --why you were there.

17 STEENMAN: She's the (indiscernible).

18 FISHERING: Rotation number two.

19 IRVING: That's right.

20 FISHERING: Hi, ladies and gentlemen. I'm Bill
21 Fishing the County attorney. Before you are sewer
22 and water reimbursement contracts with the City of
23 Fort Wayne for your Zubrick Road contract. Basically
24 it provides that for a period of 15 years if anybody
25 attaches to either the sewer or the water, they will

0012

1 be forced or asked to reimburse you for your cost of
2 having originally installed those improvements. This
3 is a form that we have used a number of times before
4 with the City of Fort Wayne, including both the
5 airport and the Nestle's building where we had large
6 infrastructure projects.

7 BLOOM: Hook-up costs?

8 FISHERING: Yes.

9 PETERS: I make a motion to approve the reimbursement
10 agreement between Allen County and Fort Wayne Water
11 Utility, the City Fort Wayne for sewer and water
12 extension on the Zubrick Road.

13 BLOOM: Second.

14 IRVING: It's been moved and seconded. All in favor
15 say "aye."

16 PETERS: Aye.

17 BLOOM: Aye.

18 IRVING: Aye. Motion carried. Letter of
19 understanding between the City of Fort Wayne
20 Utilities and the County of Allen regarding the
21 sharing of the cost for data storage. I'll be our IT
22 Director's right here.

23 STEENMAN: Let me try this again. Good morning. I'm
24 Ed Steenman, IT Director for Allen County.

25 PETERS: Good morning.

0013

1 BLOOM: Good morning.

2 IRVING: Good morning, Ed.

3 STEENMAN: The--the City Utilities came to us
4 recently and they are--they have initiated a project
5 to televise--make tel--televised recordings of sewers
6 and need a--a large amount of disk space to store
7 those video tapes, and it was coincident with our
8 planning for storage as well, so we have combined
9 that effort, and this letter of understanding just
10 lays out that we're sharing the cost of--of the
11 purchase. They are paying approximately 1/3. We are
12 paying the other 2/3.

13 IRVING: That's an--was a good investment for us,
14 wasn't it, Ed?

15 STEENMAN: Absolutely. It--it's projects like this
16 that wouldn't have been possible without that
17 purchase, because this has given us the capacity to
18 expand and--and--and make it easier for everybody
19 involved.

20 IRVING: That's a good service and cooperated between
21 the County and the City, too.

22 PETERS: I make a motion approve the letter of
23 understanding between Allen County/City of Fort Wayne

24 City Utilities for the sharing of costs for data
25 storage.

0014

1 BLOOM: Second.
2 IRVING: It's been moved and seconded. All in favor
3 say "aye."
4 PETERS: Aye.
5 BLOOM: Aye.
6 IRVING: Aye. Motion carried. Ed, do you have
7 anything else for us today?
8 STEENMAN: Not today.
9 IRVING: Okay, thank you very much.
10 STEENMAN: Thank you.
11 BLOOM: Thank you.
12 IRVING: Approval of an agreement between Engineering
13 Resources, Incorporated for City-County Building
14 cooling tower support for frame review proposal.
15 BLOOM: Good morning, Dan.
16 FRECK: Good morning.
17 IRVING: Good morning, Dan.
18 PETERS: Good morning.
19 FRECK: My name is Dan Freck. I'm Director of
20 Buildings and Grounds for the Commissioners. I'd
21 like to have your permission to do a study on the
22 structural steel which lays beneath the cooling tower
23 on the ninth floor. It is my understanding that
24 there was a coating put on this structural steel back
25 in 1968, 1969. It has since been deteriorating a

0015

1 little bit, and I wanted to do a follow-up study for
2 the preventive maintenance program.
3 BLOOM: I'll make a motion that we accept the
4 agreement with Engineering Resources for the cooling
5 tower, the preliminary engineering fee, a lump sum of
6 \$2,820.00.
7 PETERS: I'll second that.
8 IRVING: It's been moved and seconded. All in favor
9 say "aye."
10 PETERS: Aye.
11 BLOOM: Aye.
12 IRVING: Aye. Motion carried.
13 BLOOM: Thank you.
14 FISHERING: Thank you.

15 IRVING: Thank you very much, Dan.

16 PETERS: Thank you.

17 IRVING: Appointment to the Emergency Management
18 Department of Homeland Security Advisory Council.

19 ELSER: The name before you today is Katherine Mac
20 Aulay, and this appointment would be effective
21 immediately through the end of this year.

22 PETERS: And do you remember who she's taking over--

23 ELSER: She taking the--

24 PETERS: --for?

25 ELSER: --place of Jean Vrabel of the American Red

0016

1 Cross who has retired.

2 PETERS: Okay, I make a motion that we approve the
3 appointment of Katherine Mac Aulay to the Emergency
4 Management and Department of Homeland Security
5 Advisory Council.

6 BLOOM: Second.

7 IRVING: It's been moved and seconded. All in favor
8 say "aye."

9 PETERS: Aye.

10 BLOOM: Aye.

11 IRVING: Aye. Motion carried. Appointment to the
12 Common Wage Committee for the Fort Wayne-Allen County
13 Airport Authority for the following projects: SMD
14 2006-02 for the Airfield Electrical Improvements,
15 Phase 1; and SMD 2006-02, Aviation Maintenance
16 Technical School.

17 ELSER: The name before you today is Alan
18 Grinsfelder, and he is with Grinsfelder and
19 Associates.

20 BLOOM: So moved.

21 PETERS: I'll second it.

22 IRVING: It's been moved and seconded. All in favor
23 say "aye."

24 PETERS: Aye.

25 BLOOM: Aye.

0017

1 IRVING: Aye. Motion carried. Request by G--the GIS
2 iMap System to approve the following license
3 agreements and subscriptions. Susan, would you like
4 to read those in?

5 BLOOM: Good morning, Alex.

6 WERNHER: Good morning, Commissioners.

7 PETERS: Good morning.

8 IRVING: Good mor--oh, Alex, I didn't see you there
9 in the corner. How are you today?

10 WERNHER: Good. How are you?

11 IRVING: Great.

12 ELSER: The first group is A&Z Engineering, LLC for
13 Woodburn Road/Webster Road intersection, Highway
14 Project #1300206; DLZ of Indiana; and The Land Group;
15 and the Approval of Subscription Access to the iMap
16 Website are: Traynor & Associates; The Land Plan
17 Group; Anderson Surveying, Incorporated; AllState:
18 Darren Vogt Agency; Gamesa Energy, USA; Mooring Tax
19 Asset Group; Parke Group; Kimberly Pefitte; and
20 Appraisal Technologies, Incorporated.

21 BLOOM: So moved.

22 PETERS: I'll second it.

23 IRVING: It's been moved and seconded. All in favor
24 say "aye."

25 PETERS: Aye.

0018

1 BLOOM: Aye.

2 IRVING: Aye. Motion carried.

3 WERNHER: Thank you, Commissioners.

4 BLOOM: Thank you.

5 IRVING: Thank you. Approval of Agreement between
6 Allen County on behalf of Allen County Community
7 Corrections for Community Service work crews to the
8 following: the City of Fort Wayne for sanitary
9 services for the Animal Control Department. Good
10 morning.

11 BLOOM: Good morning.

12 HUDSON: Good morning, Commissioners.

13 PETERS: Good morning.

14 LEWIS: Good morning.

15 BLOOM: Good morning.

16 HUDSON: My name is Sheila Hudson, and this is Bennie
17 Lewis. This is on the second part of my request.

18 He's with the City of Fort Wayne.

19 IRVING: Hi.

20 HUDSON: We are--we would like to def--on the number
21 eight, Community Corrections and the City of Fort
22 Wayne have a contract, a renewing contract with--for

23 Animal Control for the Community Service crews to--to
24 assist them in cleaning and maintenance of the
25 building.

0019

1 BLOOM: So moved.

2 PETERS: I'll second that.

3 IRVING: It's been moved and seconded. All in favor
4 say "aye."

5 PETERS: Aye.

6 BLOOM: Aye.

7 IRVING: Aye. Motion carried. Acceptance of Grant
8 Funding for the Allen County Community Corrections
9 from the Office of Justice Programs through the
10 Department of Justice for the final year of the Weed
11 and Seed Program.

12 HUDSON: Yes, Commissioner, this is a \$200,000.00
13 Weed and Seed federal grant. It is administered by
14 the City of Fort Wayne and Allen County Community
15 Corrections is the fis--is the fiscal agent for this
16 grant, and I would like your approval on--on--on the
17 administering of this grant by the City.

18 PETERS: Can I ask real quick, what does the
19 \$10,000.00 for serving as the fiscal agent, where
20 does that go? Does that go right back to you?

21 HUDSON: That goes back to Community Corrections for
22 the purposes of administering the grant.

23 PETERS: Okay, and what is a safe haven?

24 HUDSON: I'll let Mr. Lewis answer that.

25 LEWIS: A safe haven is a not-for-profit organization

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1 that actually works with kids. Let me give you an
2 example. You know, Wilson Center, Weisser Park Youth
3 Center, and Jenny's Recreation Center.

4 PETERS: Okay.

5 LEWIS: We have eight of them in the southeast
6 quadrant altogether.

7 IRVING: Where kids can go that--

8 LEWIS: Where kids can go--

9 IRVING: --that they can be safe.

10 LEWIS: --they can--exactly.

11 BLOOM: I'll make a motion that we accept the grant
12 funding for Allen County Community Corrections from
13 the Office of Justice Programs for the final year. I

14 didn't know there was a time limit on the Weed and
15 Seed Program.
16 HUDSON: There--this is the third year.
17 BLOOM: Okay. So for the final year--
18 HUDSON: Yes.
19 BLOOM: --of the Weed and Seed Program?
20 HUDSON: Yes.
21 LEWIS: Uh-huh (affirmative).
22 PETERS: I'll second that.
23 IRVING: It's been moved and seconded. All in favor
24 say "aye."
25 PETERS: Aye.

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1 BLOOM: Aye.
2 IRVING: Aye. Motion carried. Are they going to
3 have another program that's going to take the place,
4 Sheila? Do you know?
5 HUDSON: Probably not at this point. The--
6 IRVING: The funding?
7 HUDSON: --the government is--is really restructuring
8 how they're using Federal dollars--
9 IRVING: Yeah.
10 HUDSON: --these days.
11 BLOOM: It's been a good--
12 IRVING: It's going to be--
13 BLOOM: --program.
14 IRVING: --a loss to us.
15 HUDSON: Right.
16 BLOOM: Good program.
17 HUDSON: Thank you.
18 BLOOM: Thank you.
19 IRVING: Thank you very much. Approval of a contract
20 between Allen County and Radabaugh Auctioneers and
21 Real Estate to conduct a delinquent real estate
22 property sale.
23 BLOOM: This is a continuation of the contract they
24 do for the tax sale, and I'll make a motion we
25 approve this.

0022

1 PETERS: I'll second it.
2 IRVING: It's been moved and seconded. All in favor
3 say "aye."
4 PETERS: Aye.

5 BLOOM: Aye.

6 IRVING: Aye. Motion carried. Do we have a date on
7 when the tax sale is going to be available?

8 ELSER: There is a date posted on the website, I
9 believe. I think--I want to say October 15th, but
10 I'm not sure that's correct, but I believe it is in
11 October.

12 IRVING: Maybe what we could do is announce that at
13 our next legislative next week, and I meant to look
14 that up and I didn't. Okay, next is approve a
15 warranty deed required for additional right of way
16 for Carroll Road Bridge over the Geller Ditch, Bridge
17 #58, Project #00-015 from Parcel 2, Parcel 1, Parcel
18 3.

19 BLOOM: Good morning, Bill.

20 HARTMAN: Good morning.

21 PETERS: Good morning.

22 HARTMAN: Bill Hartman, Allen County Highway
23 Department.

24 IRVING: Good morning, Bill.

25 HARTMAN: These are just some right of way parcels,
0023

1 you know, to help with the bridge improvement on
2 Carroll Road.

3 BLOOM: So moved.

4 PETERS: Second it.

5 IRVING: It's been moved and seconded. All in favor
6 say "aye."

7 PETERS: Aye.

8 BLOOM: Aye.

9 IRVING: Aye. Motion carried. Approve traffic
10 posting in Bridgewater Addition, post STOP signs at
11 the following locations: Rock Dove Road at Sandstone
12 Drive; Galapagos--

13 ELSER: Galapagos.

14 IRVING: --Galapagos Drive Court at Sandstone Drive--
15 I'm glad I don't live in any of these--and Sweet Flag
16 Cove at Sandstone Drive.

17 ELSER: There's one more, Commissioner. I'm--I put
18 it on the same line. Calais Road at Sandstone Drive.

19 IRVING: Calais Road at Sandstone Drive.

20 BLOOM: So moved,

21 PETERS: I'll second it.

22 IRVING: It's been moved and seconded. All in favor
23 say "aye."

24 PETERS: Aye.

25 BLOOM: Aye.

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1 IRVING: Aye. Motion carried.

2 HARTMAN: Thank you.

3 IRVING: Thank you very much. Do we have any plats
4 for signature?

5 ELSER: We do not have any plats today.

6 IRVING: Okay, appointment of the Allen County
7 Highway Director.

8 PETERS: I think we've done a very--very thorough
9 search in our efforts to procure a Highway Director,
10 and I would make a motion, having said that, that we
11 make the appointment of Bill Hartman as the Allen
12 County Highway Director.

13 BLOOM: Second.

14 IRVING: It's been moved and seconded. All in favor
15 say "aye."

16 PETERS: Aye.

17 BLOOM: Aye.

18 IRVING: Aye. Motion carried. Review the Fort Wayne
19 City Council proposal regarding government
20 reorganization.

21 IRVING: Can I have a--are you going to--

22 PETERS: Well, I think the first thing that we need
23 to do in this--in this two-step process, we have the
24 potential under House Bill 1362 either to approve,
25 reject, or modify the City Council's proposal to us,

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1 and with the work that we've put into where we may or
2 may not end up today, I would make a motion that we
3 reject the City Council's proposal.

4 BLOOM: I'll second that motion.

5 IRVING: It's been moved and seconded. Is there any
6 more discussion? (No response.) Hearing none, it's
7 been moved and seconded. All in favor say "aye."

8 PETERS: Aye.

9 BLOOM: Aye.

10 IRVING: Aye. Motion carried unanimously. Now we'd
11 like to have an open discussion for consideration of
12 a resolution in accordance with Indiana House Bill

13 1362. Mr. Fishing, would you like to guide us in a
14 discussion?

15 FISHERING: Not really. Ladies and gentlemen, before
16 you is a draft resolution under House Bill 1362 to
17 study efficiencies of a number of listed departments.
18 It sets forth a procedure for appointing a
19 committee--a study committee. To do that establishes
20 a fiscal officer, allocates costs between the City
21 and the County for doing that study, and takes a
22 number of other necessary legal steps in order to
23 accomplish that. This is a draft resolution for your
24 discussion. I believe you've all been provided a
25 copy of that, and I'd be happy to answer any
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1 questions should you care to ask me.

2 PETERS: I--I'm just going to say, I think the reason
3 that there was little discussion on the--on the last
4 motion was that it perhaps was being saved for
5 discussion with regarding--with regards to the City-
6 County efficiencies study resolution. As everyone
7 knows, the County Commissioners have received an
8 abundance of input regarding this particular issue,
9 having held four public meetings, having launched a
10 number of questions on the website, and of course
11 having gotten a lot of input by email, telephone,
12 and--and a few other things. I think with everything
13 I see here, it represents a compromise based on the
14 input that we have received. I believe that what we
15 heard was a desire to create more efficient
16 government as opposed to merging the two behemoths.
17 I think sometimes baby steps are necessary to get to
18 a point where we can begin to look at things in a--in
19 a realistic sort of way. You've got to learn to walk
20 before you can run, and at this point I think we're
21 not even crawling. But what I think the draft of
22 this resolution does is get us to a point where we
23 can at least start walking. The idea behind this was
24 to look at departments where duplication was i--was
25 identified, and that includes the nine departments

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1 that are listed that includes Clerk of Courts,
2 Communications, Highway, Street Department, Human
3 Resources, Information Technology, Land Use Planning,

4 Parks, and Purchasing, with the idea being that if we
5 can create efficiencies by virtue of having a study
6 group under the auspices of House Bill 1362 look at
7 these departments, then there's really something in
8 it for the rural people, which is taking off the
9 table the complete idea of consolidation, and there's
10 something in it for the more urban people who have
11 been pushing a study of total consolidation under
12 House Bill 1362 in that it allows the Commissioners
13 to continue to pursue the tenets of House Bill 1362
14 for this particular discussion. So I think it--it is
15 a response to the City Council that has provided--or
16 will provide, should they choose to adopt it, good
17 middle group for moving these discussions on
18 efficient government in Allen County forward.

19 IRVING: Commissioner Bloom?

20 BLOOM: We propose a study with the eight
21 departments, and Clerk of the Courts City Clerk,
22 Communications which would be E-911, Highway and
23 Street Department, Human Resources, Information
24 Technology, Land Use Planning and with that GIS,
25 Parks, and Purchasing. Some of these have already

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1 been reviewed by the City and the County. I know 911
2 has been in there for how many years trying to get
3 that settled. GIS, we just went through a study with
4 GIS and came up with three options to make it more
5 amenable for both entities to enhance our system and
6 update and advance it. Some of these have already
7 been studied internally. With this, and our
8 selection has been--for those of you who haven't seen
9 this, the City Council appointing nine members and
10 the Board of Commissioners appointing nine members.

11 PETERS: And that's without appointments by the mayor
12 and the County Council, correct?

13 BLOOM: That's correct. And for us to, I think, have
14 these--all of these when we've been discussing them
15 internally, I think we should review the list here.
16 I think it's going to be extremely difficult for this
17 committee--this study committee. Obviously there's a
18 fiscal responsibility in this also between the City
19 and the County, and this--you know, there are so many
20 questions. We've done the best we can do with this,

21 but that is an issue that I have. And then also
22 number two, pursuant to IC 36-1-5 all this, the vote
23 on the public question regarding the reorganization
24 shall be conducted without a rejection threshold.
25 And I think I need that better explained to me, and
0029

1 I'm sure some of the public would like that explained
2 better also.
3 FISHERING: Well, there are a number of processes
4 that you could elect to follow to go through the
5 referendum procedure. This is one that rejects the
6 theory of a rejection threshold by either unit of
7 government, which is an option that is available.
8 You have to some extent addressed that by suggesting
9 that the majority--or a super majority of the
10 committee must approve any proposed consolidation,
11 and you'll find that in paragraph five of your
12 resolution.

13 BLOOM: Right.

14 FISHERING: So in this case you're rejecting--or
15 you're suggesting there be no rejection threshold
16 amongst the various units, which was one of the
17 options you could have elected to choose. That
18 parallels the City Council's suggestion to you in
19 their original resolution.

20 PETERS: So essentially if we didn't include that,
21 there could be a vote in the rural community and a
22 separate vote in the--

23 FISHERING: No, you--

24 PETERS: --urban--

25 FISHERING: --you--

0030

1 PETERS: --community?

2 FISHERING: --you could say that that is what you
3 wanted to occur with--

4 PETERS: But I mean--

5 FISHERING: --rejection threshold.

6 PETERS: --what--I guess what I'm asking is, by
7 including paragraph two that says the vote on the
8 public question regarding reorganization shall be
9 conducted without a rejection threshold, what that
10 implies, then, is that there will be one vote county-
11 wide?

12 FISHERING: Yes.
13 PETERS: Yeah.
14 FISHERING: Without separate--
15 PETERS: Right.
16 FISHERING: --distinct--
17 PETERS: Right.
18 FISHERING: --votes.
19 IRVING: I think that puts us into number three, too.
20 If we're looking, and this, I know, has--was in all
21 three of ours as a discussion point. We had over 500
22 people that appeared at our--our meetings. And they
23 wanted--that was one of the things that in the
24 meetings from both--even the city people and the
25 county people, that they did not want the 50% plus
0031

1 one. How does this all play in as a package, then?

2 FISHERING: Well, actually--

3 IRVING: I mean, does--does it look like we've even
4 listened to them if we proceed with something like
5 this?

6 FISHERING: That is--well, my opinion is yes, because
7 you have the super majority required on the committee
8 itself.

9 IRVING: Well, maybe we need to explain that a
10 little. Can we start at that point?

11 FISHERING: Sure.

12 IRVING: Because it says--item number five--wait--

13 BLOOM: Well, start--

14 IRVING: --a minute--

15 BLOOM: --with nine appointments by the City and nine
16 by the County.

17 IRVING: The County Council shall appoint nine
18 members.

19 FISHERING: County Commissioners.

20 IRVING: Not more than a simple majority of the nine
21 members appointed by the County Council may be
22 members of the same political party. The Board of
23 Commissioners of the County of Allen shall appoint
24 nine members. Not more than a simple majority of the
25 members appointed by the Board of Commissioners of

0032

1 the County of Allen may be members of the same
2 political party. Currently-serving elected officials

3 may not be appointed to the--to the study committee.

4 The study committee shall elect a chair who shall

5 have no voting rights except in the case of a tie.

6 So really, then, if you come down to five, it says at

7 the conclusion of the study and before proceeding

8 pursuant to IC 36 1.5-4-18(d), at least 13 members of

9 the study committee must approve the plan in order

10 for it to be presented to the adopting legislative

11 bodies. So the super majority that you're referring

12 to, it's--even though it's an 18-member committee,

13 nine from the Commissioners and nine from City

14 Council, there's really only 17 members--

15 FISHERING: Voting members.

16 IRVING: --voting members, and 13 of the 17 have to

17 agree, is that right?

18 BLOOM: They have--

19 FISHERING: That's how--

20 BLOOM: --to approve.

21 FISHERING: --this is prepared, yes.

22 BLOOM: Yeah.

23 IRVING: Okay. So where--and I guess I get back to

24 again, then, number three. Originally when House

25 Bill 1362 went through, they were talking about, you

0033

1 know, the--doing the entire community, and that's

2 where the referendum vote came into. If we're

3 looking at eight or nine departments that--that we're

4 going to have this committee look at in order to see,

5 you know, if--if the elected officials haven't been

6 able to see the tree through the forest, or whatever

7 reason that--that we have been unable to combine

8 these departments, why would that go to a referendum

9 vote--

10 BLOOM: Uh-huh (affirmative).

11 IRVING: --when it's, like--like, with in-house

12 government looking for efficiency and a cost savings?

13 FISHERING: Well, the statute only allows that method

14 of proceeding.

15 BLOOM: With a--

16 FISHERING: There is--

17 BLOOM: --referendum.

18 FISHERING: --no method under 1362 of proceeding

19 without a vote, a referendum of some sort.

20 IRVING: Okay, my follow-up question to that, then--
21 is your--is your seat hot yet, since you're in the
22 hot seat? My question is, if we're--if we're looking
23 for efficiencies within City and County government--

24 FISHERING: Uh-huh (affirmative).

25 IRVING: --and we're getting an outside group

0034

1 together in order to do this--

2 FISHERING: Uh-huh (affirmative).

3 IRVING: --then do we--do we have to do it under

4 House Bill 1362? Because for the expense of a

5 referendum--this committee is supposed to, under

6 1362, has a year, 365 days after either their

7 appointment or the first meeting, which--okay, let's

8 say Council agrees with our resolution. It's--it's--

9 then we're looking at probably, what, the middle of

10 October, by the time you get the appointment--you're

11 looking at a referendum on the ballot, then--the

12 soonest it could go on the ballot would be the--the

13 primary election of 2008?

14 FISHERING: Well, that would be the most likely

15 scenario.

16 BLOOM: Well, it's certainly not going to be the fall

17 of 2007 with--

18 FISHERING: Because they'd be at--

19 IRVING: Right.

20 FISHERING: --but there's nothing that would prohibit

21 the fall of 2007 other than just knowing the natural

22 nature of these committees is not such that--

23 IRVING: Right.

24 FISHERING: --it would get it done quickly.

25 IRVING: Okay, then I--I just need to understand in

0035

1 my mind the process of this. So the committee comes

2 up--let's--let's just use--let's--well, November

3 15th. November 15th of 2007, the committee has their

4 365 days, this is what they have come to a conclusion

5 on concerning these eight or nine departments, then

6 between November 15th of 2007 until May--the first

7 Tuesday after the first Monday--or second Tuesday

8 after--whatever Election Day is--so between that six-

9 month period of time, we're in La La Land?

10 FISHERING: Well, no. The committee makes a

11 recommendation to the legislative bodies who then get
12 to review it and decide whether they want to accept
13 it or not, and only if they accept it does it go
14 forward to the referendum. There's the chance that
15 they reject it for whatever reason, in which case you
16 would be back to the other process of trying to move
17 this forward, which is the initial 10% petition
18 process. So you as the legislative body, the
19 Commissioners as well as the common council gets the
20 study back and has a chance to review it, and as I
21 recall, there's a public hearing process that's part
22 of that--

23 BLOOM: Uh-huh (affirmative).

24 FISHERING: --before you approve or reject the
25 proposal. So no, there are some things to occur
0036

1 after the end of the one year or whenever the
2 recommendation comes and before it can actually be on
3 the referendum.

4 IRVING: So you would probably--realistically, then,
5 we would probably need six months between the end of
6 the committee's report in order--for permission to go
7 to referendum?

8 FISHERING: Well, I'd say four most likely.

9 IRVING: I'm sorry?

10 FISHERING: I'd say it could be as short as four. It
11 wouldn't--

12 PETERS: And it could happen the next day.

13 FISHERING: Yeah, but I doubt it would happen in 30
14 days.

15 PETERS: Right.

16 BLOOM: Yeah.

17 FISHERING: Most likely it would be somewhere between
18 three and four, kind of like our standard bond
19 process. So that--that'd be my best guess at that.

20 IRVING: In discussion point--and then I'm--pass the
21 discussion on to another Commissioner. Under our
22 list of departments I would like to have Information
23 Technology taken out. And the reason is, even though
24 I think that that is a prime department that we need
25 to look at and it's one that I personally have--have

0037

1 tried to do, we have a--the City has a year extension

2 on their ACS contract, which is our vendor. We have
3 four-year extension. Theirs is up December of next
4 year, 2007--

5 BLOOM: Uh-huh (affirmative).

6 IRVING: --and I think it would behoove us to be very
7 cautious on trying to have a committee that is going
8 to merge/change a department as we are trying--
9 meaning "we" the City and the County have agreed to
10 do this together--to negotiate a contract with a
11 vendor for four or six years, probably a minimum of
12 four years. And I--I would just caution that--that
13 the timing of that, it doesn't mean it can't be
14 included later on. I don't know. Bill, you've
15 worked on this before with me on these contracts.
16 How do you feel about that?

17 FISHERING: Well, I do think that having the
18 committee review Information Technologies could be
19 awkward at the time you're negotiating a new contract
20 with whomever you happen to be negotiating with. The
21 nice thing, I guess, about section five of--of this
22 particular 1362 is there would be nothing which would
23 prohibit you from starting the process with regard to
24 that department at some later date if it might work
25 out more advantageously for your negotiation

0038

1 purposes.

2 PETERS: Let me kind of tie something into that. And
3 I don't know if this makes sense or not. My biggest
4 concern with limiting specifically departments would
5 be that they are restricted by this process, and I--I
6 guess from my perspective, and I would hope that I
7 could gain some concurrence here, is that if indeed
8 this ordinance or this response passes as it's being
9 discussed right now, that it doesn't limit other
10 things that--that may take place. In other words, if
11 for some odd reason Communications and E-911 were
12 agreed upon by the Sheriff and the Chief of Police,
13 that we allow that to occur separate and independent
14 of this process. And if it doesn't happen, you know,
15 it happens as a part of this process. In other
16 words, if it--

17 BLOOM: Okay.

18 PETERS: --happens, it's sort of taken out--

19 BLOOM: Yeah.
20 PETERS: --of the mix--
21 BLOOM: Yeah.
22 PETERS: --of the discussion.
23 FISHERING: And there's nothing that would prohibit
24 that.
25 PETERS: Okay. All right. With respect to--there-
0039

1 there's been some discussion about both points 2 and
2 3. I--I think personally that the--that the vote
3 needs to occur without that rejection threshold. I
4 think there are some individuals that would indeed
5 feel disenfranchised if their vote were counted for
6 any less than one vote, but it does take into point
7 number 3, strong support of county-wide approval
8 percentage of 50% plus one vote for the public
9 referendum, it's my understanding that that's--
10 that's not really even our prerogative at this point.

11 FISHERING: It--
12 PETERS: That is something that the study committee
13 is charged with--
14 FISHERING: --it's--
15 PETERS: --am I--
16 FISHERING: --superfluous language. It follows the
17 City language. It does express your intent, which
18 you'd be free to express to the committee anyway.
19 But it's not necessary for this particular ordinance.
20 PETERS: Okay.
21 IRVING: Then why do--if it's not necessary for the
22 ordinance and the committee has the right to be--to
23 decide that, why do we have it in here anyways?
24 FISHERING: Again, it's just a reflection of your
25 feeling with respect to that question.

0040

1 IRVING: Commissioner Bloom?
2 BLOOM: So we could eliminate that?
3 FISHERING: Yes, you could eliminate it.
4 BLOOM: Because we have the super majority on the--
5 FISHERING: Yes.
6 BLOOM: --on the committee. All right.
7 PETERS: And I would be agreeable to that, but I
8 think that if City Council were to come back and that
9 language were to mysteriously reappear--

10 BLOOM: Yeah.

11 PETERS: --then I think that we need to consider
12 that.

13 BLOOM: Absolutely.

14 PETERS: And if that's going to be a breaking point
15 to get this thing moving forward, then at that time I
16 would suggest that maybe we--we visit that. So I--
17 no, I--I would be agreeable for striking that as
18 well. And we were going to strike Information
19 Technology, is that correct?

20 IRVING: Uh-huh (affirmative).

21 BLOOM: Correct.

22 IRVING: Well, if--I'm just saying I think it would
23 be very awkward to do as you're trying to negotiate a
24 long-term contract, and especially since we're--we've
25 been looking at changing the type of contract that

0041

1 we're presently doing anyways. But I think if--if it
2 can be inserted at any time--

3 BLOOM: Absolutely. Or if negotiations--

4 IRVING: Okay.

5 PETERS: Okay, I don't have a problem with that,
6 either.

7 BLOOM: Okay.

8 IRVING: Where does it say in here, too--and I know
9 it was one of the--the clarification points that I
10 submitted, Bill--where does it say that they'd have
11 to conclude 365 days or a year?

12 FISHERING: It's statutory.

13 IRVING: But is it after their appointment or after
14 the first committee meeting or--

15 FISHERING: It doesn't say.

16 IRVING: --I--I would like to have that specified in
17 there.

18 BLOOM: The 365 days?

19 IRVING: Yeah, the--that the conclusion--so there's
20 no question on conclusion point. So can you look at
21 the bill, and I--I--

22 FISHERING: Well--

23 IRVING: --I think the bill was very--if I remember
24 correctly that when we discussed this, the bill is--
25 is--it has to be completed in a year, but it doesn't

0042

1 have, like, a starting--
2 FISHERING: It doesn't--
3 IRVING: --a definite--
4 FISHERING: --have the start.
5 IRVING: --starting point. Okay, so can we put the
6 365 days after the--the calling of the first meeting?
7 Is that possible? So we have it--
8 FISHERING: Sure.
9 IRVING: --a starting and ending time?
10 BLOOM: Okay.
11 IRVING: Is that a discussion--I--
12 BLOOM: Absolutely.
13 IRVING: --I mean, I'm just throwing--I--I'd hate to
14 have the committee bogged down on a date. You know,
15 committees can be bogged down on lots of things.
16 PETERS: I think if that--if that provides some
17 definition to when the process needs to be concluded,
18 I think that makes a lot of sense.
19 BLOOM: I agree. Starting time, first meeting.
20 IRVING: Do--and we haven't really clarified this,
21 are we--are--what do we envision these nine people
22 that we're to--that we're going to appoint, nine from
23 the--the City Council and nine from the
24 Commissioners--do we envision that there's going to
25 be department heads on this committee? Do we
0043

1 envision that there's going to be maybe elected
2 officials that are no longer elected officials?
3 BLOOM: The only--
4 IRVING: Who do we--
5 BLOOM: --restrictions--
6 IRVING: --I mean, who do we envision as the nine
7 people? Are these nine people that are--are not
8 attached to government at all? Are--are we looking
9 at, you know, past township board appointments? I
10 mean, nobody really specified in the direction that--
11 how these nine are to be appointed.
12 PETERS: Well, I think the only exclusion that I see
13 is under paragraph 4(a)--
14 IRVING: Right.
15 BLOOM: Exactly.
16 PETERS: --which suggests that currently-serving
17 elected officials may not be appointed.

18 BLOOM: Exactly.
19 PETERS: Other than that, again, if City Council goes
20 along with this, I think we need to use our best
21 judgment in terms of who gets appointed--
22 BLOOM: And not--
23 PETERS: --from--from the Commissioners' perspective,
24 and it's going to be pretty hard to dictate to the
25 City Council who they appoint.

0044

1 BLOOM: And not have such restrictions.
2 PETERS: right.
3 BLOOM: Just existing elected officials as an
4 exception.
5 IRVING: Do we--
6 BLOOM: I mean--
7 IRVING: --do we--
8 BLOOM: --as not--
9 IRVING: --envision department heads to be able to be
10 on this--
11 BLOOM: I do--
12 IRVING: --type of committee?
13 BLOOM: --I do not.
14 IRVING: Okay.
15 BLOOM: But then--
16 IRVING: Well, I'm--
17 BLOOM: --do you--
18 IRVING: --just curious.
19 BLOOM: --Nelson?
20 PETERS: I haven't really given that a whole lot of
21 thought at this point. I think my--my question would
22 be, are the members which will represent an equal
23 number of democrats, equal number of republicans, is
24 that defined by State statute, or is that just
25 something the City Council did? Do you remember?

0045

1 FISHERING: That is something that, I believe, City
2 Council did.
3 PETERS: Okay, so we're not--we're not locked into
4 that by statute?
5 FISHERING: Nuh-uh (negative).
6 IRVING: There was something in that bill. I can't
7 remember what it was.
8 FISHERING: I don't remember.

9 PETERS: Well, I just--I thought it was interesting
10 that in--in some discussions initially regarding
11 equal number of rural versus equal number of urban
12 people, we were told--you know, part of the response
13 we got was that, well, gosh, you know, that will
14 over-represent the rural communities--
15 FISHERING: Well--
16 PETERS: --yet, if now we're talking about equal
17 number of republicans and equal number of democrats,
18 in this county isn't there an over-representation
19 using that same logic--
20 FISHERING: Of democrats--
21 PETERS: --of one party--
22 FISHERING: --sure.
23 PETERS: --over the other?
24 FISHERING: And you also, interestingly enough,
25 eliminate one whole party that currently does have
0046

1 people running for office, which is the libertarians.
2 I don't know what you do about that particular issue,
3 either. But they do exist and they have active
4 candidates for certain races.
5 BLOOM: Absolutely.
6 FISHERING: And by setting it up in this manner,
7 which again, parallels the City's in many ways, you
8 effectively eliminate those people from participating
9 since they would not qualify for either being
10 republican or democrat. And so--
11 PETERS: If any of them qualifies for reimbursement
12 under the Federal statutes, then by golly--
13 FISHERING: Then by--
14 PETERS: --we ought--
15 FISHERING: --George, yeah--
16 PETERS: --to include them.
17 FISHERING: --they can have it. But that's a problem
18 with any of the party--
19 BLOOM: But--
20 FISHERING: --designation issues.
21 PETERS: Right. No, you're right.
22 BLOOM: --but it does say under C, though,
23 definition, we've only put R and D.
24 PETERS: Right.
25 FISHERING: Like I say, it's--it parallels the City's

0047

1 proposal, but in--in the general republican and
2 democrat nomination things, which you see a lot in a
3 variety of your State statutes, it also includes
4 language which lets the party chairman certify that a
5 person is of one party or another in addition to how
6 they voted in the primary. That's not in here, but
7 you do see that in your general--

8 BLOOM: Yeah.

9 FISHERING: --State statutory appointments which are
10 broken down by parties, like the Election Board, some
11 of those members.

12 IRVING: It's a very interesting point.

13 BLOOM: Uh-huh (affirmative).

14 IRVING: It--is it something that--that we need to
15 consider, of having at least one independent,
16 libertarian from City Council and the County
17 Commissioners, one so that party is repre--I know
18 that on--Mike Sylvester's been very very vocal about
19 that. How do we feel about adding--a candidate must
20 have voted in two of the last three primaries, either
21 a re--as a republican or democrat, and then make it a
22 slash--

23 FISHERING: We'd have the libertarian--

24 IRVING: --each appointing body--

25 FISHERING: I don't--

0048

1 IRVING: --must appoint--

2 FISHERING: --think the--

3 IRVING: --at least--

4 FISHERING: --libertarians have--

5 IRVING: --one from--

6 FISHERING: --had a--

7 PETERS: Here--here's--

8 IRVING: --an independent party. I don't know.
9 That's a very interesting point. I know that Mike
10 has been very very vocal about it.

11 PETERS: Let me--let me say two things. I don't
12 think we want to under-represent anybody, but by the
13 same token if we--if we move a whole lot further from
14 what the City Council initially presented to us, we
15 may be in--in further trouble in getting this thing
16 moving. Now, having said that, I'm not sure that

17 we've got any way to identify libertarians, because
18 when you go to the poll I think they hand you a D or
19 they hand you an R, and I think that's the only way
20 that they can identify who you are. If they handed
21 you an L, then I think you could probably have that
22 identification. But the only reason we know about
23 libertarians is because of the signs that end up on
24 the street corner during elections.

25 IRVING: Right. Right.

0049

1 PETERS: So I--I don't know. I mean, how are you
2 going to--if you say they must have voted X number of
3 times as a Libertarian in the last few elections--

4 IRVING: I don't know.

5 PETERS: --we've got--

6 FISHERING: You wouldn't know.

7 PETERS: --no way to--

8 IRVING: Right.

9 PETERS: --to really check that.

10 FISHERING: It's impossible.

11 BLOOM: Right. Well, with the changes that we've
12 agreed on doing here--I've only marked two changes.
13 One, E, to remove and to take number 3 out.

14 FISHERING: And we'll substitute for 3 the 365 days
15 from the first meeting for the one year.

16 PETERS: Right, so--

17 IRVING: Okay, wait a minute. Okay, we're taking out
18 Information--

19 PETERS: E.

20 IRVING: --Technology?

21 PETERS: Uh-huh (affirmative).

22 IRVING: We're leaving number two in there?

23 FISHERING: Yeah.

24 IRVING: We're taking 3 out?

25 FISHERING: As written it will be removed.

0050

1 Substituted, therefore, will be the 365 days from the
2 first committee meeting.

3 IRVING: Okay.

4 PETERS: Or--or do you put that somewhere under the--

5 FISHERING: Well, it makes--

6 PETERS: --study--

7 FISHERING: --yeah.

8 PETERS: --committee--

9 FISHERING: Yeah, it--

10 PETERS: --formation?

11 FISHERING: --could easily go any other place, but
12 I'm just trying to make it easy for the redrafting of
13 it.

14 IRVING: The cost of the--the study committee will be
15 borne by the units in proportion to their CEDIT
16 distribution. The City shall act as the fiscal
17 officer. The committee will decide on a not-to-
18 exceed budget as a--

19 FISHERING: The committee--yeah, the committee does
20 lots of thing.

21 BLOOM: The committee--

22 FISHERING: Hire--

23 BLOOM: --does lots--

24 FISHERING: --attorneys--

25 BLOOM: --of things.

0051

1 FISHERING: --they can--they can do many things.

2 IRVING: Okay. Does--

3 FISHERING: But is--it would be required, of course,
4 that the money appropriated by the common council or
5 our County Council.

6 IRVING: So--I guess I understand. No, your--your
7 seat's getting cooler now. Well, this--will the
8 president of this committee, then, appear to the City
9 Council and the County Council? Let's say they think
10 that they need a budget of \$100,000.00 for
11 secretarial, postage, research, attorney, all these
12 type of things. It would be appropriated as our
13 CEDIT dollars are. The president of this committee,
14 then, would go to let's say our County Council and
15 ask for the proper appropriation?

16 FISHERING: That would seem to be what would happen.
17 I mean, you can't really say. Maybe the committee
18 sends somebody else or a delegation or whatever, but
19 the money would either need to be appropriated as a
20 new appropriation or in, for instance, your case--I
21 can't speak for the City--but in your case you do
22 have CEDIT money appropriated in certain lines that
23 you might be able to go ahead and just pay, but my
24 original thought would be that somebody from the--

25 from the study committee would go to both fiscal
0052

1 bodies, the--

2 BLOOM: Uh-huh (affirmative).

3 FISHERING: --common council and our County Council

4 and ask for the appropriation based on a proposed

5 budget.

6 IRVING: Okay. Any other questions? So after he

7 cleans this--do you want to vote on it today or do

8 you want to wait until after Bill can submit us a--a

9 clean copy or what is the--

10 PETERS: Well, I think if you--if you eliminate E, if

11 you eliminate 3, if you make--specify 360 days from--

12 for F--

13 IRVING: Sixty-five [65].

14 FISHERING: Which I--

15 PETERS: --three--

16 FISHERING: --which I will put between--

17 PETERS: Reading other numbers.

18 FISHERING: --current 5 and 6. It makes more sense

19 that way.

20 PETERS: Okay. Okay, then I--I think with those

21 changes I would--I would move that we adopt the

22 County-City Efficiency Study Resolution for sending

23 back to the City Council.

24 BLOOM: I would second that motion.

25 IRVING: It's been moved and seconded. Is there any

0053

1 other discussion? (No response.) Hearing non, all

2 in favor say "aye."

3 PETERS: Aye.

4 BLOOM: Aye.

5 IRVING: Aye. Nay? (No response.) Okay, it's

6 passed. Thank you very much, Mr. Fishing.

7 FISHERING: Thank you.

8 PETERS: Thanks.

9 IRVING: Other business, the sub-grant agreement for

10 the following: the Center for Non-Violence and Child

11 Advocacy Center under the umbrella of SCAN.

12 ELSER: These, Commissioners, are where you serve as

13 the pass-through agency for grants--

14 IRVING: Right.

15 ELSER: --for these centers.

16 BLOOM: I'll make a motion that we enter into the
17 sub-grant agreement for Center for Non-Violence and
18 Child Advocacy under SCAN.

19 PETERS: I'll second it.

20 IRVING: It's been moved and seconded. All in favor
21 say "aye."

22 PETERS: Aye.

23 BLOOM: Aye.

24 IRVING: Aye. Motion carried.

25 ELSER: I believe we have one other item from Mr.

0054

1 Fishing.

2 IRVING: Okay, Mr. Fishing, you should have just--
3 are you letting your seat cool off?

4 PETERS: Well, we--

5 FISHERING: Yeah, it's--

6 PETERS: --could have--

7 FISHERING: --just for a second.

8 PETERS: --we could have Ed do that.

9 IRVING: Yeah. Yeah.

10 FISHERING: Come on up, Ed.

11 BLOOM: He left.

12 IRVING: He was so embarrassed. Such a nice young
13 man.

14 BLOOM: Well, I couldn't figure out why he was here.

15 FISHERING: But he got there quickly.

16 BLOOM: Yeah.

17 IRVING: But he did get there quickly, didn't he?

18 FISHERING: I'll give him credit for that.

19 BLOOM: Thank you.

20 IRVING: Thank you very much, sir.

21 FISHERING: As you know, we have existing outstanding
22 bonds at the Coliseum which are being paid for
23 through the food and beverage tax. The last bonds
24 were issued in 2001. Our financial advisor, Hilliard
25 Lyons and Company, watches those bonds, watches

0055

1 interest rates, et cetera, and has done a calculation
2 wherein they've concluded that there would be a net
3 interest savings from advance refunding of those
4 bonds of slight slightly more than a million dollars.
5 The numbers which are given to you show 1,127,285
6 [\$1,127,285.00]. Those number fluctuate on a daily

7 basis based--

8 IRVING: Right.

9 BLOOM: Absolutely.

10 FISHERING: --based on what the interest rates are,
11 but they would like to enter into an agreement with
12 you to pursue the refunding if it proves advantageous
13 to the County. This is much like refinancing your
14 home mortgage and you end up with lower interest
15 rates. For us that means not that the bond will be
16 paid off quicker, but that we will pay less total
17 interest on it.

18 BLOOM: Exactly. We've done this in the past.

19 FISHERING: We've done this a number of times, always
20 very much to our benefit.

21 BLOOM: Absolutely.

22 IRVING: Any way we can stretch our tax dollars, we
23 need to do it.

24 BLOOM: A million one twenty-seven two eighty-five
25 [\$1,127,285.00], I'm going to make a motion to
0056

1 proceed when the time is right for our company--

2 IRVING: Hilliard Lyons.

3 BLOOM: --Hilliard Lyons to lock in and get us lower
4 interest rates and hopefully have a savings of
5 1,127,285 [\$1,127,285.00].

6 PETERS: I'll second that.

7 IRVING: It's been moved and seconded. All in favor
8 say "aye."

9 PETERS: Aye.

10 BLOOM: Aye.

11 IRVING: Aye. Motion carried.

12 FISHERING: Thank you very much.

13 BLOOM: Thank you.

14 IRVING: Approval to waive the second--

15 BLOOM: Approval to waive the second reading for any
16 matter approved today for which it may be deemed
17 necessary for the legislative session of September
18 27th, 2006.

19 PETERS: I'll second that.

20 IRVING: It's been moved and seconded. All in favor
21 say "aye."

22 PETERS: Aye.

23 BLOOM: Aye.

24 IRVING: Aye. Motion carried. Do we have any
25 comments from the public today? Come right up, sir.

0057

1 I think we saw you last week.

2 CONKLIN: Oh, you see me every week.

3 IRVING: Every week. I saw you sleeping over there,
4 too.

5 CONKLIN: No no no. I was concentrating on the
6 conversation.

7 IRVING: Oh, okay.

8 CONKLIN: Good morning. I'm Dick Conklin, Tobacco
9 Free Allen County--

10 PETERS: Good morning.

11 CONKLIN: --and all though the smoking ordinance is
12 not on the agenda for the Commissioners this morning,
13 I bring to you petitions signed by citizens of Allen
14 County as well as a resolution from the board of
15 Tobacco Free Allen County seeking your support in--in
16 passing the ordinance as it exists.

17 IRVING: Super. We will accept them.

18 CONKLIN: We will have more ordinance--or petitions
19 next week

20 IRVING: Great.

21 PETERS: Do you have any idea how many names you've
22 got on there?

23 CONKLIN: About 150.

24 BLOOM: Thank you.

25 IRVING: How many--what happened to the--the ones

0058

1 that were presented to us the night we had the open--
2 we had stacks. Remember those came in?

3 PETERS: They went up in smoke. No, they're around.

4 IRVING: Are they at the Auditor's Office? Is that--

5 BLOOM: I think--

6 IRVING: --where we're--

7 BLOOM: --I can't--

8 IRVING: --doing that?

9 ELSER: I believe--

10 BLOOM: --stand it, Nelson.

11 ELSER: --they're with the Public Information Office.

12 IRVING: Thank you very much. We appreciate it.

13 BLOOM: Thank you.

14 PETERS: Thank you.

15 IRVING: Any other comments from the public? (No
16 response.) Hearing none, I'll take a motion to
17 adjourn.

18 BLOOM: So moved.

19 PETERS: Seconded.

20 IRVING: All in favor say "aye."

21 PETERS: Aye.

22 BLOOM: Aye.

23 IRVING: Aye. Have a wonderful week.

24 (Adjourned 11:04 a.m.)

25 * * *

0059

1 STATE OF INDIANA)

) SS:

2 COUNTY OF ALLEN)

3

4 REPORTER'S CERTIFICATE

5 I, M. Joshua Osbun, 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 September 27, 2006 in the Allen County
11 Commissioners' 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 3rd day of October, 2006.

18

19

M. Joshua Osbun, Notary Public
Residing in Allen County, Indiana

20

21 My Commission Expires:

22 May 14, 2010