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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

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RE: LEGISLATIVE SESSION OF
OCTOBER 18, 2006

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DATE: October 18, 2006

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TIME: 10:02 a.m.

18
19

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

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REPORTER: M. Joshua Osbun

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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

- John McGauley Allen County Public
- 7 Information Office
- 8 G. William Fishing Allen County Counsel
- 9 Mark Royse Allen County Department of
- Planning Services Deputy
- 10 Director
- 11 Bernie Beier Fort Wayne-Allen County
- Homeland Security Director
- 12
- Tim Miller Circuit Court Administrator
- 13
- Bruce Little Allen County Purchasing
- 14 Director
- 15 Dan Freck Allen County Buildings and
- Grounds Director
- 16
- Bill Hartman Allen County Highway
- 17 Department Director
- 18 Michelle Wood Allen County Department of
- Planning Services
- 19
- M. Joshua Osbun Rolf Reporting, Inc.
- 20
- Ben Lanka Journal Gazette
- 21
- Kathleen Quilligen News Sentinel
- 22
- 23
- 24
- 25

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I N D E X

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3 Presentations by:

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8	3. Application for a Waiver of Required Development Plan for the Holiday Inn project on Coliseum Boulevard	10
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10	4. Additions to the Allen County Code:	12
11	a. Title 12 (Financial) Article 144 (State Homeland Security Programs Fund SHSP Fund)	
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13	b. Title 12 (Financial) Article 145 (Law Enforcement Terrorism Prevention Program Fund LETPP Fund)	
14		
15	c. Title 12 (Financial) Article 146 (Homeland Security Courthouse Grant	

16 Fund)

17

5. Approval of an Addendum with Fort
18 Wayne Community Schools and City of
Fort Wayne with Cintas Corporation
19 for uniform rental 18

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6. Water Tower Maintenance Contract
21 between the Allen County Commissioners
and Corrpro Waterworks for 2006 21

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7. Approve 2006 annual bids contract
2 extensions for 2007 for: 25

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a. Bid Ref #34-05, Liquid Calcium
Magnesium Chloride; Great Lakes
Chloride, Inc.

6

b. Bid Ref #35-05, Guard Rail Materials;
Specialties Company, Inc.

7

c. Bid Ref #36-06, Treated Timber
Structures; American Timber Bridge &
Culvert, Inc.

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8. Approve preliminary engineering
agreement between Beam Longest and
Neff, LLC and Allen County for
Coverdale Road, from Indianapolis
Road to Airport Expressway, Project
DES #0500892 (Federal Aid Project -
State 80%, County 20%; Total
agreement cost \$346,100.00; State
80% share = \$276,880 and County
20% share = \$69,220) 26

14

9. Approve traffic posting changes at the
following intersections located in the
Fiddler's Creek Subdivision: 27

17

a. Freedom Way @ Bowlander Way - Post STOP

- b. Privet Drive @ Bowlander Way - Post STOP
- c. Wethersfield Cv. @ Acacia Psg. - Post STOP
- d. Edinburgh Pl. @ Acacia Passage - Post STOP

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- 1
- 10. Approve and accept the following
 - 2 streets for maintenance by the Allen
 - County Highway Department: (Total
 - 3 footage = 5,161' or 0.98 miles) 28
 - 4 a. Crossbank Drive, from Hartzell Road to
 - dead end - 976'
 - 5 b. Bruick Drive, from Hoagland Road to dead
 - end - 1,224'
 - 6 c. Chapman's Boulevard, from Wheelock Road
 - to northeast plat line - 1,624'
 - 7 d. Mackinac Cove, from Chapman's Boulevard
 - to south curb of cul-de-sac - 382'
 - 8 e. Tacoma Place, from Chapman's Boulevard
 - to south curb of cul-de-sac - 351'
 - 9 f. Astoria Hill, from Chapman's Boulevard
 - to south curb of the cul-de-sac - 604'

- 10
- 11 11. Approve two (2) Warranty Deeds required
 - 12 for additional right of way dedication
 - on Eggeman Road (Aboite New Trails
 - 13 Project), Project #1300306, from: 29

- 14 a. Parcel 1, Charles E. Chambers and
- Susan E. Chambers
- 15 b. Parcel 2, Charles E. Chambers and
- Susan E. Chambers
- 16

- 12. Approve Warranty Deed required for
 - 17 additional right of way dedication
 - on Hurshtown Road and Roth Road,
 - 18 Project B10-06 from Countryside Church

of Christ

29

19

- 20 13. Approve Change Order #1 (Final) for
 21 Traffic Pain Pavement Markings on
 22 various roads in Allen County for
 23 2006, Project #0002706 between Three
 24 Rivers Barricade and Equipment Co. and
 25 Allen County, Bid Ref #05-06 - Total
 0007 Change Order #1 = \$6,712.58 DECREASE 30

24

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- 2 14. Approve and award quotation bid for
 3 2006 HMA Resurface Package #4, Auburn
 4 Road - from Crawford Road to Hursh Road,
 5 Project #0701006, to Brooks Construction
 6 Co., Inc. - Total award = \$28,431.00 31

4

- 5 15. Approve and award quotation bid for
 6 2006 HMA Resurface Package #5, Cedar
 7 Canyons Road @ Coldwater Road, Project
 8 #0701106; and Union Chapel Road, from
 9 Corbin Road to Coldwater Road, Project
 #0701206, to Brooks Construction Co.,
 Inc. - Total award = \$23,231.00 32

9

- 10 16. Approve Supplemental Agreement #5
 11 for additional engineering services
 12 between Bonar Group and Allen County
 13 for Amber Road, from U.S. 24 to Liberty
 Mills Road, Project #01-339 - Total
 SA#5 = \$5,200.00 32

13

- 14 17. Plat for Signature: Rothman Pointe,
 15 Section II 33

15

- 16 18. Results of the Reorganization Poll 33

16

- 17 19. Approval to waive the 2nd Reading on any
 18 matter approved today and for which it may
 be deemed necessary for the Legislative
 Session of October 18, 2006 39

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20	20. Comments from the Public	39
21	21. Motion to Adjourn	39

1 IRVING: Good morning, and welcome to the
2 Commissioners Legislative Session. Today is October
3 18th. Before we begin our session could we all rise
4 for the Pledge of Allegiance and a moment of silence?
5 (At this time the Pledge of Allegiance is
6 recited, followed by a moment of silence.)
7 IRVING: Thank you very much. First on our agenda
8 today would be the approval of the minutes of the
9 October 4th session.
10 PETERS: I make a motion to approve the minutes of
11 October 4th, 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. Ratification of a
18 petition for a zoning map amendment on Coliseum
19 Boulevard for the Holiday Inn. Holiday Inn Express.
20 BLOOM: Good morning, Mark.
21 ROYSE: Not Express. Good morning. Mark Royse,
22 Deputy Director of Economic Development. I've been
23 asked to work with the Coliseum, IPFW, and the City
24 of Fort Wayne in order for the proposed Holiday Inn
25 on Coliseum Boulevard to get through all the

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1 administrative processes so that construction can
2 begin on it and completed in a timely manner to meet
3 the IPFW next sem--or winter of 2008 for their spring
4 semester of 2008. This Holiday Inn will serve as the
5 host of the IPFW culinary school, and this property
6 is zoned right now R-1/Single Family Residential. It
7 needs a Limited Retail Commercial designation. This
8 will be going to the City Council on November 20th.

9 We needed to submit the application last week, so the
10 request at this point is just for you to ratify your
11 approval that we've submitted the petition for the
12 zoning map amendment.

13 IRVING: Just for clarification, the culinary school
14 is a participant partner with Ivy Tech, and IPFW, it
15 is the hotel management degree. So just for
16 clarification so Chancellor Keen doesn't get all
17 upset with us.

18 PETERS: I make a motion to ratify the petition for
19 the zoning map amendment on Coliseum Boulevard for
20 the Holiday Inn.

21 BLOOM: Second.

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

24 PETERS: Aye.

25 BLOOM: Aye.

0010

1 IRVING: Aye. Motion carried. Thank you very much,
2 Mark. Application of a waiver of required
3 development plan for the Holiday Inn project on
4 Coliseum Boulevard. It's the same thing.

5 ROYSE: Typically--

6 BLOOM: Yeah, it is.

7 ROYSE: --typically it--a rezoning would be submitted
8 at the same time with a development plan. The City
9 has a process as--similar to the County's where we
10 can request the waiver of the development plan
11 submittal. The waiver takes it from a full-scale
12 public hearing to just an internal routing of the
13 respective reviewing agencies within the City. It's
14 estimated by the City planning staff that this would
15 save 45 to 90 days off the schedule, so the--since
16 the co--since the County owns the property, IPFW is
17 adjacent and supportive, the Coliseum is south of the
18 property and is supportive of it. The City staff
19 felt that there was no need to go through the public
20 hearing for the development plan part of it.

21 IRVING: And also the American Red Cross is
22 supportive, which is the adjacent property to this.

23 PETERS: I make a motion to approve the application
24 for the waiver of required development plan for the
25 Holiday Inn project on Coliseum Boulevard.

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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. I--I would like to
7 say that this has been a great cooperative effort. I
8 had a meeting, what, two weeks ago with Focus Group,
9 the City of Fort Wayne, and the County in order to
10 make sure that we do have this facility built, which
11 will take approximately 100 days to do after we get
12 all the proper routings and sign off on everything.
13 And Mark, with his expertise, has basically been
14 chosen to lead this project through both the--the
15 City and the County.

16 BLOOM: And should be.

17 IRVING: Congratulations, Marcus.

18 BLOOM: Absolutely.

19 IRVING: I know you're going to do a great job.

20 ROYSE: Thanks.

21 IRVING: This is important to our--our future of our
22 students here.

23 PETERS: And if you don't, we know where you work.

24 IRVING: At least--

25 ROYSE: That's what--

0012

1 IRVING: --at least this week, right Mark?

2 ROYSE: Exactly. Thank you very much.

3 IRVING: Addition to the Allen County Code, Title 12
4 (Financial), Article 144 for the State Homeland
5 Security Program Fund, the S.H.S.P. Fund. Thanks
6 Mark.

7 ROYSE: You're welcome.

8 BLOOM: Good morning, Bernie.

9 BEIER: Good morning.

10 PETERS: Good morning.

11 IRVING: Good morning.

12 BEIER: Bernie Beier, Office of Homeland Security.

13 And I don't know if--if the courts--if Tim Miller--

14 ELSER: This--

15 BEIER: --is a part of this or if that's--

16 ELSER: --no--

17 BEIER: --this is a separate--
18 ELSER: --we have--
19 IRVING: He is--
20 ELSER: --we have three.
21 IRVING: --Title 12, Article 146 would be the
22 Homeland Security Courthouse Grant Fund. So you
23 take--well, let--well, why don't you come on up, Tim,
24 too, and introduce yourself, and let's take all three
25 of these at once.

0013

1 MILLER: Okay.
2 IRVING: Okay, Tim--
3 MILLER: Sounds like a--
4 IRVING: --would you like to introduce yourself?
5 MILLER: Tim Miller, the Circuit Court Administrator.
6 IRVING: Okay, we're also going to add Title 12
7 (Financial), Article 145, the Law Enforcement
8 Terrorism Prevention Program Fund, which is the
9 L.E.T.P.P. Fund. And last but not least would be
10 Title 12 (Financial), Article 146 would be the
11 Homeland Security Courthouse Grant Fund. So we can
12 take these all in one motion. Would you like to take
13 about 25 words and tell us exactly what A and B are?
14 And Tim, you can kind of tell us a little bit about
15 the Courthouse Security Grant.
16 BEIER: Sure. All of these are straight Homeland
17 Security Grants from the federal government through
18 the State to Allen County. The State Homeland
19 Security Program, and the Law Enforcement Terrorism
20 Prevention Program are sub-categories of the same
21 grant, and for administrative ease locally we create
22 separate funds so that we can better account for the
23 funds and it's cleaner and easier for reporting as
24 opposed to one fund with many different grants in it.
25 That's all we're doing this year is separating the

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1 different sub-grants into their own fund.
2 PETERS: So, Mr. Beier, can you explain how these
3 grants have been received previously? I think I hear
4 what you're saying. They've gone into one pot. Now
5 they're going into a couple of pots to delineate
6 their specific functions?
7 BEIER: Correct. Pre--previously we used five, Allen

8 County Fund 281. All Homeland Security related
9 grants were deposited into the same fund, and that
10 became an accounting burden trying to separate out
11 which monies, since they have to be accounted
12 separately in the sub-grants, so this is cleaner and
13 easier. By creating a separate fund it takes the
14 guesswork out of which purchases are charged to which
15 fund and how you separate balances in a combined
16 account.

17 PETERS: Does it in any way limit their specific
18 uses?

19 BEIER: No, not at all. This is strictly
20 administrative, easing the burden locally on
21 accounting.

22 IRVING: I--I have a question here as--as I'm looking
23 at all three of these. Why on Article 144 and 145
24 under administration of funds it says, "Said fund has
25 previously been appropriated and expenditures for
0015

1 said fund shall be made by claim and approved by the
2 County Commissioners." And then on Article 144--

3 BLOOM: No, 146.

4 IRVING: --pardon me, 146 it says, "The Allen County
5 Circuit Court without appropriation." It doesn't
6 come through the Commissioners. Why is that?

7 MILLER: That's a good question.

8 IRVING: Because all funds like this have to be
9 approved by the legislative body.

10 BEIER: I think I know why they separated it. There
11 was--your courthouse is a--is an extra fund. It's an
12 older grant that I don't believe has come here along
13 with the S.H.S.P. and the L.E.T.P.P. The first two--

14 BLOOM: It's an older one you said?

15 BEIER: It is. It's surplus funds that the State had
16 that they recently on short time allocated each
17 courthouse in the state for additional security
18 measures.

19 IRVING: So can we add that the claims be approved by
20 the County Commissioners on regular course?

21 BEIER: For--in the course--

22 BLOOM: Well, for--

23 MILLER: I guess--

24 BLOOM: --all of them? I--

25 IRVING: Because the--
0016

1 BEIER: The first two--

2 IRVING: --other two are--

3 BEIER: --already have.

4 IRVING: Right.

5 BEIER: The first two, L.E.T.P.P.--

6 IRVING: The first two are fine.

7 BEIER: --and State Homeland Security came at a
8 previous session six or seven months ago, and the
9 grant itself was accepted and approved by the Board.

10 BLOOM: That--we need Bill to look at that. On
11 Article 146 for the courthouse security grant fund--

12 IRVING: All the--

13 PETERS: It's underlined--

14 IRVING: --other funds--

15 PETERS: --at the bottom, second line from the
16 bottom.

17 IRVING: --all the other funds, of course, have to go
18 through their normal means, and--and the Co--have to
19 go through the County Commissioners. That one is
20 just going through the Circuit Court. Why is that?

21 BLOOM: Without appropriation.

22 FISHERING: Yeah, there's no reason that you--you can
23 allow that if you want, but there's no reason that
24 you have to.

25 IRVING: So we can vote--
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1 FISHERING: You can--

2 IRVING: --to have--

3 FISHERING: --amendment to--

4 IRVING: --that added?

5 FISHERING: --say that it shall be with appropriation
6 and in their ordinary course.

7 MILLER: It wasn't our intent to do it that way. I
8 was using the template that--

9 BLOOM: No, I--

10 MILLER: --that Lynn--you know, that Lynn provided
11 through the Auditor's Office.

12 IRVING: Right.

13 PETERS: Well, let me--let me make a motion, then, on
14 Title 12, Article 144; Title 12, Article 145; Title
15 12, Article 146 with the amendment to the latter that

16 allows the Commissioners to still retain oversight of
17 the--the approval process.

18 BLOOM: Because it's--

19 IRVING: Read--read exactly what that says.

20 BLOOM: This one--this fund, 44 and 45 shall be made
21 by a claim and approved by the County Commissioners
22 in their regular course, whereas the other one--

23 PETERS: And my amendment is to have that language
24 inserted--

25 BLOOM: Put into--

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1 PETERS: --into Title 12, Article 146.

2 BLOOM: And I'll second that.

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

5 PETERS: Aye.

6 BLOOM: Aye.

7 IRVING: Aye. Motion carried. Thank you--

8 BLOOM: Thank you.

9 IRVING: --very much.

10 PETERS: Thanks.

11 IRVING: It'll make the Auditor's Office much
12 happier, too.

13 MILLER: Okay, great.

14 IRVING: Approval of the addendum from Fort Wayne
15 Community Schools and the City of Fort Wayne for
16 Cintas Corporation for uniform rentals. Good
17 morning, Mr. Little.

18 BLOOM: Good morning, Bruce.

19 LITTLE: Good morning, Commissioners.

20 PETERS: Good morning.

21 LITTLE: Fort Wayne Community Schools and the City of
22 Fort Wayne recently awarded a multi-year contract to
23 Cintas Corporation for the rental of uniforms and
24 walkoff mats and miscellaneous items. The current--
25 currently the County is piggy-backing on the previous

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1 contract that the schools and City put on, and Cintas
2 has asked that the Commissioners approve this
3 addendum to that contract so that we can take
4 advantage of the pricing available through this
5 contract. I estimate that we'll be able to save
6 approximately 10% under what we are currently paying

7 by taking advantage of this.

8 BLOOM: Great.

9 IRVING: Do we know how much 10% is?

10 LITTLE: Most of it is within the Highway Department,

11 and I haven't gotten their invoices to--to check it

12 out. I can tell you that we have approximately 60

13 uniforms that we rent, and the weekly rental is in

14 the--roughly in the \$3.00 a week per man range.

15 PETERS: And these are departments that are being

16 added, correct?

17 LITTLE: These departments are currently renting

18 uniforms.

19 PETERS: They're currently--

20 BLOOM: These are--

21 PETERS: --renting?

22 LITTLE: The purpose--

23 BLOOM: --included?

24 LITTLE: --of this addendum is since we were not a

25 named party in the original contract--

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1 PETERS: It's to tie--

2 IRVING: So it's--

3 LITTLE: --with the school--

4 PETERS: --us in with--

5 LITTLE: --this is--

6 IRVING: --probably around--

7 LITTLE: --allowing us--

8 IRVING: --\$200.00--

9 LITTLE: --to tie--

10 IRVING: --a year.

11 LITTLE: --into that, to piggy-back on it.

12 PETERS: Gotcha.

13 IRVING: Probably around \$200.00 a year, then, at

14 \$3.00, if we have 60 a week.

15 LITTLE: That's a weekly, and then times 60 times 52.

16 I will entertain a motion.

17 PETERS: I make a motion to approve the addendum with

18 Fort Wayne Community Schools and City of Fort Wayne

19 with Cintas Corporation for uniform rental.

20 BLOOM: Second.

21 IRVING: It's been moved and seconded. All in favor

22 say "aye."

23 PETERS: Aye.

24 BLOOM: Aye.

25 IRVING: Aye. Motion carried.

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1 LITTLE: Thank you.

2 BLOOM: Thank you.

3 IRVING: Water tower maintenance contract between the
4 Allen County Commissioners and Corrpro Waterworks for
5 2006. Good morning, Dan.

6 FRECK: Good morning.

7 BLOOM: Good morning.

8 FRECK: Good morning, Commissioners.

9 PETERS: Good morning.

10 FRECK: Dan Freck, Director of Buildings and Grounds.

11 This is a maintenance agreement for the water tower
12 at the Byron complex. That tower does feed the Byron
13 Hospital, highway, power plant, Youth Serv--I believe
14 Youth Service Center. This is just a yearly
15 maintenance to where this company will come in and do
16 an inspection internally inside the tank and
17 externally outside the tank.

18 PETERS: Mr. Freck, how often does that occur, those
19 inspections?

20 FRECK: We did--

21 IRVING: Yearly.

22 FRECK: --we just--Commissioner, we just do a one
23 year. This is all they feel is necessary.

24 PETERS: I mean, do they do it one time a year? Do
25 they--

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1 FRECK: Yeah.

2 PETERS: --do it--

3 FRECK: Yeah, one time a year. Last year we
4 appropriated enough money to do some extensive work
5 inside the tower. We changed the--we call them
6 electrical rods in there, and then we worked on the
7 rectifier, so this is just kind of a yearly follow-
8 up, and then they stay right with us. I had added to
9 this, if you would please, the aviation bulb that is
10 clear on top. Not too many people want to go up
11 there and change that bulb.

12 IRVING: But they will.

13 FRECK: Oh, yeah, they will. So we added that to
14 that, so that's it.

15 PETERS: So that was for--and that was what caused
16 the increase from \$945.00 to \$980.00, then?
17 FRECK: Well, the--the 945 [\$945.00] to 980 [\$980.00]
18 I think was a jump on their part. The--the
19 aviation--
20 IRVING: Inflation.
21 FRECK: --light basically is 115 [\$115.00], so the--
22 the total package should be \$1,095.00. That 945
23 [\$945.00] to 980 [\$980.00] was an increase on their
24 part, not anything that we have added to that.
25 PETERS: Okay, exclusive of the--
0023

1 FRECK: Yes.
2 PETERS: --airline bulb?
3 FRECK: Yes. Yes, it is.
4 PETERS: And here I thought we were getting such a
5 great deal.
6 IRVING: If you ever need someone to climb up a tower
7 or whatever to change a light bulb, there is a
8 gentleman that I know that travels all over the world
9 doing--that's located here in Fort Wayne.
10 FRECK: I--I had heard that there's also a--an
11 individual from the Fire Department that does--
12 IRVING: Does it?
13 FRECK: --some of this, too. We just kind of
14 incorporate this as a one-packet deal, and I'm not so
15 sure whether I have one or two of my staff--I--we've
16 never went that high, but we have a couple
17 individuals that will go up a length.
18 BLOOM: Really?
19 FRECK: Yeah.
20 PETERS: I think that's a new idea for a great
21 reality TV show. Who will climb the water tower?
22 IRVING: Well, this gentleman--
23 FRECK: It will not be me.
24 IRVING: --lives off of Old Auburn Road, and he is--
25 he is in Tel Aviv. He's been doing this for five or
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1 six years. He's in there every six weeks and then
2 he's home for eight weeks, and then he's in Tel Aviv
3 for six weeks with the military, and then he has--so
4 if you ever need someone else, let us know.
5 FRECK: We can--we--if there's a way that we can cut

6 this down a little bit, this is just an addition to
7 this. This is something that's not cut in stone, so
8 we do not have to go that route.

9 BLOOM: It's okay, Dan.

10 IRVING: Yeah. That's great.

11 FRECK: Well, I just--

12 BLOOM: It's okay.

13 FRECK: --well, if we can save--

14 BLOOM: For a hundred and what--

15 IRVING: That's right.

16 BLOOM: --15 dollars [\$115.00]?

17 IRVING: Fifteen dollars [\$115.00] we got it--

18 BLOOM: It's--

19 IRVING: --taken care of.

20 BLOOM: --it's okay.

21 FRECK: Okay. All right. That's it.

22 IRVING: Thank you.

23 FRECK: Thank you.

24 IRVING: Did we vote on that after--

25 ELSER: No, you did not vote on it.

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1 PETERS: No, I'll--

2 IRVING: Okay, I'd make a--

3 PETERS: --make a motion that--to approve the water
4 tower maintenance contract between the Allen County
5 Commissioners and Corrpro Waterworks for 2006.

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. Thank you, Dan.

12 FRECK: Thank you.

13 IRVING: Approve the 2006 annual bids contract
14 extension for 2007 for Bid Reference #34-05, Liquid
15 Calcium Magnesium Chloride, Great Lakes Chloride,
16 Incorporated; Bid Reference #35-05 for the Guard Rail
17 Materials, and it uses Specialties Companies, LLC;
18 and Bid Reference #36-06, Treated Timber Structures
19 with American Timber Bridge & Culvert Company,
20 Incorporated.

21 BLOOM: Good morning.

22 HARTMAN: Good morning. Bill--

23 PETERS: Good morning
24 HARTMAN: --Bill Hartman of Allen County Highway.
25 IRVING: Good morning, Mr. Hartman.

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1 HARTMAN: Good morning. We approached these vendors
2 as to whether they're hold their price for this year
3 extended into 2007, and they agreed to that, and
4 that--that's what this represents.

5 PETERS: Educated me real quick on what we're using
6 liquid calcium magnesium chloride for if we're not
7 using it for dust control.

8 HARTMAN: Okay, it can be used for dust control. If,
9 you know, if needed it can be used for subgrade
10 stabilization, and it can also be used for deicing.
11 Yeah. So, yeah, there's three--three possible uses
12 for this material.

13 PETERS: And this--this locks us in for all of '07?

14 HARTMAN: Yes, sir. Yes, sir.

15 PETERS: I make a motion to approve the '06 annual
16 bid contract extensions for '07 for Bid Reference
17 #34-05, #35-05, and #36-06.

18 BLOOM: Second.

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

21 PETERS: Aye.

22 BLOOM: Aye.

23 IRVING: Aye. Motion carried. Approve preliminary
24 engineering agreement between Beam Longest and Neff,
25 LLC and Allen County for Coverdale Road, from

0027

1 Indianapolis Road to Airport Express. Project is
2 #0500892. Federal aide project, State is paying 80%,
3 the County's paying 20%. The total agreement is for
4 \$341,100.00. The State's 80% is \$276,880.00 and our
5 20% share is \$69,220.00.

6 BLOOM: The total amount is 346,100 [\$346,100.00].

7 HARTMAN: Right.

8 IRVING: No, I said--

9 HARTMAN: Yeah, she got it. Yeah.

10 BLOOM: I thought she said 341 [\$341,100.00]. I'll
11 make a motion to approve the preliminary engineering
12 agreement between Beam Longest Neff and Allen County
13 for Coverdale.

14 PETERS: I'll second that.

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

17 PETERS: Aye.

18 BLOOM: Aye.

19 IRVING: Aye. Motion carried. Approve traffic

20 posting changes at the following intersections in

21 Fiddler's Creed Subdivision. Do you want to read
22 them, Susan?

23 ELSER: Freedom Way--all of these are post STOP

24 signs. Freedom Way at Bowlander Way, Privet Drive at

25 Bowlander Way, Wethersfield Cove at Acacia Passage,

0028

1 Edinburgh Place at Acacia Passage.

2 PETERS: I make a motion to approve those street sign
3 postings.

4 BLOOM: Second.

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 and accept

10 the following streets for maintenance by the Allen

11 County Highway Department. Total footage is 5,161

12 feet or 0.98 miles, and this is important, so we get

13 more funding on these.

14 HARTMAN: Yes.

15 IRVING: Susan, would you like to read those?

16 ELSER: Crossbank Drive, from Hartzell Road to dead

17 end, 976 feet; Bruick Drive, from Hoagland Road to

18 the dead end, 1,224 feet; Chapman's Boulevard, from

19 Wheelock Road to northeast plat line, 1,624 feet;

20 Mackinac Cove, from Chapman's Boulevard to the south

21 curb of the cul-de-sac, 382 feet; Tacoma Place, from

22 Chapman's Boulevard to south curb of the cul-de-sac,

23 351 feet; and Astoria Hill, from Chapman's Boulevard

24 to south curb of the cul-de-sac, 604 feet.

25 PETERS: I make a motion to approve and accept those

0029

1 streets for maintenance by the Allen County Highway

2 Department.

3 BLOOM: Second.

4 IRVING: It's been moved and seconded. All in favor

5 say "aye."

6 PETERS: Aye.

7 BLOOM: Aye.

8 IRVING: Aye. Motion carried. Approve two new
9 warranty deeds required for additional right of way
10 dedication on Eggeman Road for the Aboite New Trails
11 Project, #1300306, from Parcel 1 and 2, which is Mr.
12 and Mrs. Charles Chambers.

13 HARTMAN: The Aboite New Trails actually acquired
14 this right of way for us for this--for this project
15 at no cost to Allen County. They at this time have
16 approximately \$6,000,000.00 worth of projects
17 underway with strictly donated money, and this
18 represents a small portion of that.

19 BLOOM: Amazing. So moved.

20 PETERS: I'll second it.

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

23 PETERS: Aye.

24 BLOOM: Aye.

25 IRVING: Aye. Motion carried. Approve warranty deed
0030

1 required for additional right of way dedication on
2 Hurshtown Road and Roth Road, Project #B10-06 from
3 Countryside Church of Christ.

4 HARTMAN: They're--they're making land improvements
5 here, and as they do it'll cause situations. With
6 traffic and that kind of thing we generally require
7 right of way dedication, and that's--that's what this
8 represents.

9 BLOOM: So moved.

10 PETERS: I'll second it.

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

13 PETERS: Aye.

14 BLOOM: Aye.

15 IRVING: Aye. Motion carried. Approve Change Order
16 #1 and final for the traffic painting pavement
17 markings on various roads in Allen County for 2006,
18 Project #0002706 between Three Rivers Barricade and
19 Equipment and Allen County, Bid Reference #05-06,
20 total Change Order #1 is for a decrease of \$6,712.58.

21 PETERS: I'll take that decrease and make a motion to

22 approve Change Order #1 for traffic paint pavement
23 markings on various roads in Allen County for '06.
24 BLOOM: Second.
25 IRVING: It's been moved and seconded. All in favor
0031

1 say "aye."
2 PETERS: Aye.
3 BLOOM: Aye.
4 IRVING: Aye. Motion carried. Approve and award
5 quotation bid for 2006 HMA Resurfacing Package #4,
6 Auburn Road from Crawford Road to Hurshtown Road,
7 Project #0701006, to Brooks Construction Company,
8 Incorporated. The total award is \$28,431.00.
9 BLOOM: Not Hurshtown. Hursh.
10 IRVING: I'm sorry. Hursh Road.
11 PETERS: I make a motion to approve and award
12 quotation bid for '06 HMA Resurface Package #4,
13 Auburn Road from Crawford to Hursh Road to Brooks
14 Construction.
15 BLOOM: Second.
16 IRVING: It's been moved and seconded. All in favor
17 say "aye."
18 PETERS: Aye.
19 BLOOM: Aye.
20 IRVING: Aye. Motion carried. You know, the reason
21 I said "Hurshtown" is because when I was in high
22 school that's where we'd go park. So I even remember
23 that in my old age.
24 BLOOM: Thank you for sharing.
25 IRVING: That was before the Sheriff's Department
0032

1 would get you. Approve and award quotation bid for
2 2006 HMA Resurfacing Package #5, Cedar Canyons Road
3 and Coldwater Road, Project #0701106; and Union
4 Chapel Road from Corbin Road to Coldwater Road,
5 Project #0701206, to Brooks Construction Company, and
6 the total award on that one is 23,231 [\$23,231.00].
7 BLOOM: So moved.
8 PETERS: I'll second it.
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. Approve Supplemental
14 Agreement #5 for additional engineering services
15 between Bonar Group and Allen County for Amber Road
16 from U.S. 24 to Liberty Mills Road, Project #01-339,
17 total is \$5,200.00.

18 HARTMAN: This improves some drainage in the area
19 after we got a little deeper into the design and to
20 deal with some right of way concerns and right of way
21 acquisition, and also to save some landscaping in the
22 project.

23 BLOOM: So moved.

24 PETERS: I'll second it.

25 IRVING: It's been moved and seconded. All in favor

0033

1 say "aye."

2 PETERS: Aye.

3 BLOOM: Aye.

4 IRVING: Aye. Motion carried. Is there anything
5 else you have before us, Mr. Hartman?

6 HARTMAN: That's it for today. Thank you very much.

7 IRVING: Well, thank you very much. Have a wonderful
8 week. Do we have any plats for signature?

9 ELSER: We do have one plat. Roth--

10 IRVING: Roth--go ahead.

11 ELSER: --Rothman Pointe, Section II.

12 IRVING: Good morning, Michelle.

13 WOOD: Good morning.

14 IRVING: How are you this morning?

15 BLOOM: Good morning.

16 WOOD: Fine, thank you.

17 PETERS: Good morning.

18 WOOD: Michelle Wood, Department of Planning
19 Services. We do have the one plat, Rothman Pointe,
20 Section II for 33 lots. It's on the north side of
21 Rothman Road just east of Young Road.

22 IRVING: Can we sign it after the meeting?

23 WOOD: Thank you.

24 BLOOM: Thank you.

25 IRVING: Thank you. We would like to have the

0034

1 results of the reorganization poll. And there were

2 845 voters. "Do you believe that the current

3 structure of local government is an obstacle to our

4 community's progress and economic development?" 329
5 said yes; 516 said no. "Do you support the creation
6 of a committee for the purpose of studying
7 reorganization of local government?" Strongly
8 support, there were 312 people; somewhat supportive
9 were 70; somewhat opposed were 55; strongly opposed
10 were 403; and no opinion were five. "How large do
11 you believe that such a committee comprised of
12 representatives of city, towns, and unincorporated
13 area should be in order to represent all interests
14 that should be involved in a discussion of government
15 reorganization?" We divided it up into groups: zero
16 to five members, 114; five to 15 members was 272; 15
17 to 30 members were 203; and 30-plus members were 256.
18 And this is I think very interesting. "Where do you
19 live?" Unincorporated Allen County, we had 349
20 voters; a city or town outside the City of Fort Wayne
21 were 163 voters; and the City of Fort Wayne was 333
22 voters. So, are there any questions? A revised
23 version of this will be available in our office and
24 to the media after this meeting. Do you have any
25 questions?

0035

1 PETERS: Well, I--I'm curious. So we had, it looks
2 like a total of--let's see, City of Fort Wayne was
3 333. We had 12--
4 IRVING: We had 512--
5 PETERS: --512. Okay, that's the number I was after.
6 IRVING: --512 plus 333. Yep.
7 PETERS: You know that--
8 IRVING: It's perfect.
9 PETERS: --is real interesting, because if you look
10 at that number, "Where do you live?" it mirrors
11 almost exactly the results of the question, "Do you
12 believe that the current structure of local
13 government is an obstacle to our community's progress
14 and economic development?" And what that says,
15 although this information may not bear it out, is
16 that it really depends on where you live as to how
17 you vote. Interesting. Sorry, just kind of thinking
18 out loud here.
19 IRVING: Because the way our computer system reads,
20 that you register online, and we need to make sure

21 that a copy is given to the media that does not have
22 anyone's names on and their addresses. So I see
23 John's going like this, so John, you can make sure
24 that they get a revised copy. And that's what I
25 meant if the media's wondering why I said "revised
0036

1 copy." I think it's very unfair to give you names
2 and addresses of people that voted. So I--
3 PETERS: You--
4 IRVING: --will give that back--
5 PETERS: --you just--
6 IRVING: --to you.
7 PETERS: --one more comment, one more thought that I
8 think is interesting, and John, you might help me
9 carry this out of here, because it might be something
10 Ed would do. It would be interesting to see how many
11 people in the unincorporated area actually voted for
12 some kind of government reorganization and how many
13 people--now--we don't
14 IRVING: It says that--
15 PETERS: --need to do it now, but--
16 IRVING: --it--no--
17 BLOOM: It's already--
18 IRVING: --it--
19 BLOOM: --on there.
20 IRVING: --no, Nelson--
21 PETERS: You do--
22 IRVING: --it gives--
23 PETERS: --have that?
24 IRVING: --it gives that under their name and their
25 address.

0037

1 PETERS: Well, I know--
2 BLOOM: It's already--
3 PETERS: --but I mean--
4 BLOOM: --on there.
5 PETERS: --do we have that breakdown?
6 IRVING: Yes.
7 PETERS: Do we have that numerical breakdown? In
8 other words, if I said, "How many people that live in
9 the unincorporated areas of Allen County voted for
10 reorganization in this poll?" could you come up with
11 that number?

12 IRVING: Yeah.

13 McGAULEY: We could come up with that

14 (indiscernible).

15 PETERS: We don't--we don't have it right now?

16 McGAULEY: It's not in the tally that you're looking
17 at, but we can come up with it out of the raw data.

18 IRVING: Yeah, we can--

19 PETERS: I just think that would be interesting,
20 based on how closely these other numbers seem to
21 match--

22 BLOOM: Absolutely.

23 PETERS: --because I know in going through when I
24 looked at the addresses, not everybody lived in the
25 unincorporated area said government reorganization
0038

1 was a bad thing, and not everybody who lived in the
2 City of Fort Wayne said that government
3 reorganization was the Panacea of everything.

4 IRVING: Just rest assured, since this has been
5 brought up, I want people to realize that when they
6 do vote, that that is very personal and that that is
7 not public even to the Commissioners or whatever.
8 It's--it's to our IT director and our PIO can pull it
9 up. The Commissioners, the sheet that they get does
10 not have the names and the addresses, only the
11 communities that they live in. So I want people to
12 feel comfortable that when they do vote for things
13 that they're not going to see their name in Ben's
14 Political Notebook. I'm just kidding you, Ben. I
15 have to make you smile today, don't I? Okay,
16 anything else on the reorganization poll? I'm
17 personally disappointed in it because I--I wish that
18 there had been a lot more people that would take
19 advantage of--of the polling online. You know, we
20 get a lot of emails, we get a lot of calls in here,
21 but when you figure that in our community we have
22 over 330,000 people and you only had 845, when this
23 is very passionate to our community, I really wish
24 that--that people would get out there and tell us how
25 they feel, but--so let it be. Other business? Do we

0039

1 have anything to come before us, Susan?

2 ELSER: You have no other items today.

3 IRVING: Okay, a motion to waive?
4 PETERS: I make a motion to approve to waive the
5 second reading of any matter approved today and for
6 which it may be deemed necessary for the Legislative
7 Session of October 18th, 2006.
8 BLOOM: Second.
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. Do we have any
14 comments from the public today? (No response.)
15 Hearing none, I'll take a motion to adjourn.
16 PETERS: So moved.
17 BLOOM: Second.
18 IRVING: It's been moved and seconded. All in favor
19 say "aye."
20 PETERS: Aye.
21 BLOOM: Aye.
22 IRVING: Aye. Thank you very much, and have a
23 wonderful week.
24 (Adjourned 10:35 a.m.)
25 * * *

0040

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 October 18, 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 24th day of October, 2006.
18

19 _____
20 M. Joshua Osbun, Notary Public
21 Residing in Allen County, Indiana
22 My Commission Expires:
23 May 14, 2010