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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  
NOVEMBER 1, 2006

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DATE: November 1, 2006

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16

TIME: 10:14 a.m.

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

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21  
22

REPORTER: Kimberlee M. Adams

23  
24  
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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 Mary Hitchens          Allen County Public  
Information Office  
9  
G. William Fishering    Allen County Counsel  
10  
Bill Hartman            Allen County Highway  
11 Department Director  
12 Michelle Wood          Allen County Department of  
Planning Services  
13  
Beth Garber            Allen County Legislative  
14 Liaison  
15 Lisa Blosser            Allen County Auditor  
16 Tera Klutz              Allen County Auditor's  
Office Chief Deputy  
17  
Bruce Little            Allen County Purchasing  
18 Director  
19 Jerry Noble            Allen County Superior Court  
Executive  
20  
Leslie Bilger            Allen County Superior Court  
21 Financial Administrator  
22 Alex Wernher            Allen County GIS Director  
23 Deb Hudson              Allen County Insurance  
Director  
24  
Kate Rushart            Allen County Probation  
25 Office  
0003  
1  
2 Kimberlee M. Adams      Rolf Reporting, Inc.  
3 Ben Lanka              Journal Gazette  
4 Kathleen Quilligen      News Sentinel  
5 Kevin Leininger        News Sentinel  
6 Jeff Neumeyer          WPTA-TV  
7 Derrick Ginjery        Business Weekly  
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I N D E X

Page

Presentations by:

Michelle Wood	8
Alex Wernher	19
G. William Fishering	24
Jerry Noble and Kate Rushart	25
Bill Hartman	29

24  
25  
0005

Page

1  
Agenda:

- 2
- 3 1. Approval of Minutes of 10/25/06  
Legislative Session 8
- 4
- 5 2. Vacation Petition Ordinance #382/06:  
6 Petition to vacate a utility and surface  
7 drainage easement with the plat of The  
8 Villas of Vera Cruz to allow for rezoning  
9 and replatting as a 58-lot traditional  
10 single-family development 8
- 11 3. Rezoning Petition 1585/06: Petition to  
12 rezone property and approve a primary  
13 plat and development plan for a 58-lot  
14 single family residential subdivision.  
15 The 21.44 acre site is located at the  
16 southeast corner of Ridge Crest Crossing  
17 and West Hamilton Road. Present Zoning  
18 is RSP-1/Planned Single Family at 2.3  
19 units per acre. Proposed zoning is  
20 RSP-1/Planned Single Family at 2.7 units  
21 per acre 11
- 22 4. Rezoning Petition 1584/06: Petition to  
23 allow for the construction of a three-  
lot retail center with up to three  
2-story buildings totaling 45,600 square  
feet of retail space. The 8.83 acre site  
is located on the north side of the 13600  
through 13900 blocks of SR 14/Illinois  
Road 13
- 5. Approval of Agreement between Allen  
County and the Northeast Indiana  
Innovation Center, Inc. (NIIC) for  
entrepreneurial support services 15
- 6. Letter of Intent between Allen County

24 Government and CareHere, LLC 16

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0006

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7. Request by Geographic Information Systems  
2 (iMap Systems) to approve the following  
license agreements and subscriptions: 19

3

a. Brach Engineering, LLC

4 b. NAVTEQ North America, LLC

5 Approval of Subscription Access to the  
iMap Website:

6

a. Allstate

7 1. Steve Westrick Agency

2. Tyner Allstate Agency

8 b. Southwest Financial Services, LTD

9 c. Novogradac & Company, LLP

10 d. Mr. Jerome Grady

11 e. Mrs. Zoila Veerula

12 f. Plymouth Financial

13 g. Mr. Paul Greenhalgh

14 h. Wilson Brothers, Inc.

15

8. Agreement between American Valuation  
13 Group, Inc. and Allen County for  
appraisal services 24

14

15 9. Request by Allen Superior Court for  
approval of a Lease Agreement with  
16 Adams Remco for copiers 25

17

10. Approve and award Bid Reference #29-06,  
18 Construction and Improvements to the  
North Clinton (Leo Road) and Mayhew  
19 Road Intersection, Project #02-028 to  
Wayne Asphalt and Construction Co., Inc.  
20 Total contract award \$1,315,183.68 29

21

11. Approve and award Bid Reference #31-06,  
22 2006 HMA Resurface Package #3, Smith  
Road from Lower Huntington Road to  
23 Yohne Road, Project #0700906.

- 24 (Bids to be opened on Tuesday, October  
31, 2006 @ 10:30 a.m. Award to be made  
due to completion date of December 22,  
25 2006.) 30
- 0007
- 1
- 2 12. Approve and award Bid Reference #30-06,  
Construction and Rehabilitation of the  
3 Goeglein Road Bridge over Bullerman  
Ditch, (Bridge #113), Project #00-017.  
(Bids to be opened on Tuesday, October  
4 31, 2006 @ 10:30 a.m. Award to be made  
due to completion date of December 22,  
5 2006.) 31
- 6
- 7 13. Approve Warranty Deeds required for  
additional right of way acquisition  
8 for Carroll Road Bridge over Martin  
Johnson Ditch (Bridge #57), Project  
#00-029 from: 32
- 9
- 10 a) Parcel 2 -- Billy and Gale Russell
- 11 b) Parcel 4 -- Richard L and Sue M. Burton
- 12 14. Approve Warranty Deed required for  
additional right of way acquisition  
13 for Leesburg Road Bridge over Seegar  
Ditch (Bridge #81), Project #BR0897  
from: 32
- 14
- 15 a) Parcel 1 -- Steven D. and Janice E. Hoyt
- 16 15. Plat for Signature 14, 33
- 17
- 18 16. Other Business 33
- 19 17. Approval to waive the 2nd Reading on  
any matter approved today and for which  
20 it may be deemed necessary for the  
Legislative Session of November 1, 2006 33
- 21
- 22 18. Comments from the Public 33
- 23

19. Motion to Adjourn

33

24

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0008

1 IRVING: Good morning, and welcome to the  
2 Commissioners Legislative Session. Today is November  
3 1st, 2006. Before we get started we'd like to say  
4 Pledge and have 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 is approval of the minutes of the October 25th  
9 meeting.

10 BLOOM: So moved.

11 PETERS: I'll second it.

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

14 PETERS: Aye.

15 BLOOM: Aye.

16 IRVING: Aye. Motion carried. Vacation Petition  
17 Ordinance #382/06. It's a petition to vacate utility  
18 and surface drainage easement with the plat of the  
19 Villas of Vera Cruz to allow for rezoning and  
20 replatting as a 58-lot traditional single family  
21 development. Good morning.

22 WOOD: Good morning--

23 BLOOM: Good morning.

24 WOOD: --Commissioners. Michelle Wood with the  
25 Department of Planning Services. The first item on

0009

1 your agenda, the Vacation Petition #382, this did  
2 have a public hearing held on October 12th, 2006. It  
3 was a joint hearing with the Commissioners and the  
4 Plan Commission. With utility easements they do need  
5 to be heard at a public hearing, and then the Plan  
6 Commission makes a recommendation to the  
7 Commissioners for your vote. And at that hearing we  
8 did discuss the concept for this vacation as part of  
9 the Village of Vera Cruz, and we're also going to  
10 have a rezoning petition for that this morning.

11 What's happening here, the developer has  
12 found that this subdivision, which was platted as a  
13 villa development, the market hasn't really gone that

14 way towards villa development. He's really finding  
15 more success with single-family traditional  
16 development. So what he would like to do is vacate  
17 the entire plat and the easement, and then replat it  
18 as a traditional single-family development. So  
19 through this process we need to vacate the plat,  
20 which has been approved, and then vacate a particular  
21 easement within the plat, which is what you're  
22 hearing today or will be voting on today, and it is  
23 in your packet.

24       It's just one easement between lots 48, 49,  
25 and 50. It's 170 feet in length and about 10 feet

0010

1 wide. Once this is vacated the applicant will replat  
2 the subdivision, and it will look much the same.  
3 It's just going to have four extra lots. This one  
4 easement is just going to shift with the replatting  
5 of the lots.

6       Now, under State law we did have to prepare  
7 findings, and we did find that the vacation will not  
8 deprive a public utility of the use of all or part of  
9 the easement to be vacated because the applicant has  
10 submitted a primary plat and development plan which  
11 will dedicate a new easement for the use of all  
12 public utilities and surface drainage.

13       All affected utility agents have submitted  
14 written consent to vacate the easement, and the  
15 applicant did present a list of all property owners  
16 abutting the easement, and they were each notified by  
17 certified mail.

18       Staff also received the approval from the  
19 different agencies, which included the Surveyor's  
20 Office, Aqua Indiana, Sprint, Northeastern REMC,  
21 NIPSCO, and Comcast. And based on those approvals,  
22 staff did recommend do-pass for the vacation, and the  
23 Plan Commission recommends to you do-pass to vacate  
24 the platted utility and surface drainage easement.  
25 And I can answer any questions.

0011

1 IRVING: Well, what if this developer decides that he  
2 wants to make it villas again? Because any of us  
3 that have been out doing leaves for the last two  
4 weeks like they've been coming down, a villa sounds



5 really nice. Just kidding, Michelle.

6 WOOD: No, if he--if he did, the--the villa part of  
7 it is really more a function of the covenants, which  
8 lays out the maintenance. He could actually turn it  
9 back into villas through covenants. In--in doing  
10 this he was able to come up with four more lots,  
11 which he needed to rezone, and therefore we had to  
12 vacate that whole plat in order to get those four  
13 lots in. So if he wanted to go back to villas it  
14 would actually be as simple as amending the  
15 covenants, so--not going through all this process.

16 PETERS: I make a motion to approve Vacation Petition  
17 Ordinance #382/06.

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. Rezoning Petition  
24 158/06. It's a petition to rezone property and  
25 approve a primary plat and development plan for a 58

0012

1 lot single-family residential subdivision. The  
2 21.44-acre site is located at the southeast corner of  
3 Ridge Crest Crossing and West Hamilton Road. Present  
4 zoning is RSP-1/Planned Single Family at 2.3 units  
5 per acre. Proposed zoning is RSP-1/Planned Single  
6 Family at 2.7 units per acre.

7 WOOD: And this is--the second part to this vacation  
8 would be the replatting of the Villas of Vera Cruz,  
9 not as a villa development but as a traditional  
10 single-family subdivision, and it does require a  
11 rezoning, not to change the zoning classification,  
12 but to change the approved density. Originally  
13 approved at 2.3 units per acre, adding four  
14 additional lots raises it to 2.7 units per acre,  
15 which staff found still to be very compatible with  
16 the surrounding area. And Plan Commission did  
17 recommend do-pass.

18 IRVING: Commissioner Peters?

19 PETERS: I make a motion to approve Rezoning Petition  
20 1585/06.

21 BLOOM: Second.

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

24 PETERS: Aye.

25 BLOOM: Aye.

0013

1 IRVING: Aye. Motion carried. Rezoning Petition  
2 1584/06, petition to rezone property to allow for the  
3 construction of a three-lot retail center with up to  
4 three two-story buildings totaling 45,600 square feet  
5 of retail space. The 8.83-acre site is located on  
6 the north side of 13600 through 13900 blocks of State  
7 Road 14/Illinois Road. That's clear out almost to  
8 the county line, isn't it?

9 WOOD: Just about. But you wouldn't be surprised,  
10 but some may be surprised to know how much commercial  
11 area is zoned out here and beginning to develop.  
12 This is just west of West Hamilton Road and east of  
13 Noyer Road on State Road 14. On the north side, if  
14 you recall Bridgewater Center, which is a shopping  
15 center classification, was rezoned several years, is  
16 soon going to be developing. They're going to start  
17 with some offices and then eventually into the  
18 retail. That's on the south side of 14. This is  
19 directly across the street.

20 This is a very small site. It's surrounded  
21 by the Buell Taylor Ditch. It's really--it's zoned  
22 A-1 now, but it really is not functioning as a farm.  
23 The applicant owns all the buildings on the lot. It  
24 is really not suitable for residential development  
25 being so close to the road. They did submit a

0014

1 development plan with this for a small commercial  
2 center. It would be individual buildings, not a  
3 strip center, as it's only C-1 not C-2.

4 Staff feels that this would be compatible  
5 with what's going on in the area, and we did  
6 recommend approval, and the Plan Commission does  
7 recommend do-pass of the rezoning petition.

8 PETERS: I make a motion to approve Rezoning Petition  
9 1584/06.

10 BLOOM: Second.

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

13 PETERS: Aye.  
14 BLOOM: Aye.  
15 IRVING: Aye.  
16 WOOD: Thank you.  
17 IRVING: Motion carried. Do we have any plats--  
18 WOOD: I do not--  
19 IRVING: --for signature--  
20 WOOD: --have any plats--  
21 IRVING: --today?  
22 WOOD: --today.  
23 IRVING: Oh, okay.  
24 BLOOM: Thank you.  
25 WOOD: Thank you.

0015

1 IRVING: You have a wonderful week.  
2 WOOD: Thanks, you too.  
3 IRVING: Approve agreement between Allen County and  
4 Northeast Indiana Innovation Center, Inc. (NIIC) for  
5 the entrepreneurial support services. I think--I sit  
6 on the board, so I can carry that. The community has  
7 gotten together as well as Congressman Souder several  
8 years ago with Federal money, State money, and local  
9 money to build the Innovation Center. The City and  
10 the County each individually have pledged money as  
11 continued support for our incubator, which is almost  
12 full and thriving quite well.

13 The agreement that we have presented before  
14 the Commissioners would be for the year of 2007 and  
15 2008. We do two installments of \$50,000.00 every six  
16 months to them, so this agreement is a two-year  
17 agreement, and it is \$100,000.00 a year in two  
18 \$50,000.00 segments.

19 BLOOM: And with that I'll make a motion--this is a  
20 continuation of what we've done for the Center--I'll  
21 make a motion that we accept the paperwork for  
22 200,000 [\$200,000.00] over the next two years.

23 PETERS: And I'll second that.

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

0016

1 PETERS: Aye.  
2 BLOOM: Aye.  
3 IRVING: Aye. Motion carried. Letter of intent

4 between Allen County government and CareHere, LLC.

5 PETERS: I can explain this somewhat. The idea is to  
6 approve a letter of intent today which allows for  
7 CareHere, a provider of in-house clinic services, to  
8 proceed with their study of what needs to be done in  
9 setting up this clinic for Allen County employees.  
10 This is a service that, once contracted and agreed  
11 upon, will affect about 1172 of our currently insured  
12 employees.

13 The idea behind the program is that our  
14 employees will have the opportunity to seek and  
15 receive medical services right here in the building  
16 rather than having to go out to some other medical  
17 provider. It's been suggested that 50% of the  
18 employees at the time will actually determine that  
19 this service is, in fact, their primary medical  
20 provider, so it's suggested that a lot of employees  
21 will utilize this.

22 Now, in setting this letter of intent and  
23 subsequent contract up with CareHere, the  
24 Commissioners went to CareHere and asked them whether  
25 or not they would be interested in participating in  
0017

1 any potential risk. They came back and suggested  
2 that they would, so we believe fairly confidently  
3 that the savings that CareHere projected were, in  
4 fact, real.

5 CareHere has suggested that Allen County will  
6 receive savings of \$967,000.00 over a three-year  
7 period, which includes medical health care as well as  
8 prescription drugs and a number of other services  
9 that might be provided to our employees from a  
10 medical perspective.

11 We also believe, the Commissioners do, that  
12 this will help create a healthier workforce and a  
13 workforce who, frankly, won't use as much sick time  
14 to procure these services through a RediMed or some  
15 other service provider in the community, because  
16 they'll be able to go down or up, where ever the  
17 clinic may be located at this point, to get those  
18 services and come back to work more quickly.

19 Additional savings will be received through  
20 this program by virtue of the fact that prescription

21 drugs will be discounted more greatly for Allen  
22 County because of the bulk in which the County will  
23 be purchasing prescription drugs. That's my story  
24 and I'm sticking to it.

25 IRVING: We're not--the clinic is not to replace  
0018

1 their--a specialist or a G.P. or, like, a yearly--  
2 any--anything like that. They do not handle  
3 pregnancies. These are more for colds, flus, upset  
4 stomach, a little bit more of a generalized illness  
5 versus taking the place of your actual doctors.

6 PETERS: Right. For the most part that's--that's an  
7 accurate statement. They have suggested that they  
8 may be able to provide other more specialized  
9 services for us, mammograms and that type of thing,  
10 in the--in the future. But for all intents and  
11 purposes, no, they won't take the place of heart  
12 specialists or bone specialists or that type of  
13 thing.

14 IRVING: As having someone that just had a mammogram  
15 this week, I'm not sure I want to sit down and have  
16 breakfast with the doctor as I'm walking in the City-  
17 County Building. "Oh, by the way, here I am for  
18 breakfast." But that would be a great program if--

19 BLOOM: Did you--

20 IRVING: --they do that.

21 BLOOM: --say that?

22 IRVING: Yeah, I did, because, you know, it's like  
23 your gynecologist. You know, when you see him out in  
24 public you kind of go, "Oh, will he recognize me?"

25 PETERS: I knew I was taking this in the wrong

0019

1 direction.

2 BLOOM: I can't believe she's saying this. I'd like  
3 to make a motion--

4 IRVING: We could talk about a urologist,  
5 proctologist. Go ahead.

6 BLOOM: --I'd like to make a motion for the letter of  
7 intent between Allen County and CareHere, LLC,  
8 please.

9 PETERS: I'll second that.

10 IRVING: It's been moved and seconded. Is there any  
11 more discussion?

12 BLOOM: I don't think so.  
13 IRVING: Hearing none, all in favor say "aye."  
14 PETERS: Aye.  
15 BLOOM: Aye.  
16 IRVING: Aye. Motion carried. Request by the GIS,  
17 the iMap Systems, to approve the following license  
18 agreements and subscriptions. Would you like to read  
19 those in, Susan?  
20 WERNHER: Good morning, Commissioners.  
21 BLOOM: Good morning.  
22 WERNHER: Alex Wernher.  
23 PETERS: Good morning.  
24 IRVING: Good morning.  
25 WERNHER: How are you?

0020

1 IRVING: How are you, Alex?  
2 WERNHER: Good. How are you?  
3 IRVING: Fine. Susan's going to read them into the  
4 record.  
5 ELSER: The first two are to approve the following  
6 license agreements and subscriptions: Brach  
7 Engineering, LLC; NAVTEQ North America, LLC. And the  
8 second list is approval of subscription access to the  
9 iMap website: Allstate, Steve Westrick Agency, Tyner  
10 Allstate Agency; Southwest Financial Services, LLP--I  
11 think it's LLD--  
12 WERNHER: Uh-huh (affirmative).  
13 ELSER: --Novogradac & Company, LLP; Mr. Jerome  
14 Grady; Mrs. Zoila Veerula; Plymouth Financial; Mr.  
15 Paul Greenhalgh; and Wilson Brothers, Inc.  
16 WERNHER: Actually, I'd just like to note, NAVTEQ  
17 here, that's a pretty interesting agreement. They  
18 are a maker of mapping systems for cars, and they've  
19 purchased our entire parcel data set to--for mapping  
20 across the county for their car systems. So it's a--  
21 BLOOM: Excellent.  
22 PETERS: Mr. Wernher, you've just answered one of the  
23 questions. And I asked these guys the other day,  
24 what on earth do these companies do with these things  
25 anyway? And they said, "Well, wait until Mr.

0021

1 Wernher's here and you can ask him." What are--  
2 IRVING: That's not what he said.

3 WERNHER: Well, the--

4 PETERS: Not exactly.

5 WERNHER: --there--actually, there's a whole bunch of  
6 different uses for the data. Some of them are just  
7 local business people, surveyors, developers that use  
8 it for their planning. Some of these companies like  
9 NAVTEQ and Kelly Atlas are national companies that  
10 use the data for their mapping systems, and then a  
11 lot of the subscribers are local people interested in  
12 property assessment. Some of the individuals on here  
13 were using the system for just a month to--for the  
14 tax sale, so get property information for the tax  
15 sale.

16 BLOOM: With that, I would like to make a motion to  
17 accept all of these iMap license agreements and  
18 subscriptions.

19 PETERS: I'll second that.

20 IRVING: It's been moved and seconded. Is there any  
21 more discussion? I have one question. If we don't  
22 vote on that does that mean that Alex can't leave?

23 BLOOM: That could be a possibility.

24 WERNHER: Well--

25 IRVING: It's been moved and seconded. All in favor  
0022

1 say "aye."

2 PETERS: Aye.

3 BLOOM: Aye.

4 IRVING: Aye.

5 WERNHER: Thank you.

6 IRVING: Motion carried.

7 BLOOM: Before Alex leaves the table, Alex has been  
8 with us and created such a system for us, a  
9 geographical imaging, that we have taken a national  
10 award every year he's been here, and we sent, a few  
11 months back, Alex to a convention, which I was  
12 hesitant to do, but not for this reason. He came  
13 back, and he had been offered a job in California. I  
14 knew I shouldn't have sent you, Alex. And he and his  
15 family are moving. I don't know the exact date  
16 you're moving, but today is Alex's last day or  
17 Friday--

18 WERNHER: Friday.

19 BLOOM: --Friday is Alex's last day. I was in a

20 meeting with him yesterday for iMap and suggested  
21 that we--we did a bad thing here. Somehow we should  
22 have figured out how to keep him here longer, but I  
23 wish you and your family the very very best of luck,  
24 and we'd like to hear from you occasionally--  
25 WERNHER: Definitely.

0023

1 BLOOM: --to hear what a magnificent critter Allen  
2 County produced for the rest of the nation. We feel  
3 extremely strong about, obviously, about our  
4 feelings. I'm not always this sad but happy,  
5 bittersweet about people that leave our employment,  
6 but believe me, this is one of them. And we will  
7 miss you.

8 WERNHER: Thank you. I really appreciate that,  
9 Commissioners, and I really appreciate the support  
10 you've shown our department and all the help you've  
11 given us, so thank you very much.

12 IRVING: I want to second what Commissioner Bloom  
13 said. You know, it's always so exciting to me when  
14 one of our employees gets a promotion, finds the job  
15 of their dreams, because, you know, maybe all of us  
16 might just had a little bit to do with it, and you  
17 are going to be missed, because the GIS system, we  
18 did not--we had the vision, but I guess we didn't  
19 really have the brains behind our vision, and you  
20 provided that, and you are going to be greatly  
21 missed.

22 WERNHER: Thank you.

23 PETERS: Alex, let me just say thanks for everything  
24 you've done for the community.

25 WERNHER: Thank you. Thank you very much.

0024

1 IRVING: And where in California are we vacationing  
2 next year?

3 WERNHER: All over.

4 IRVING: All over. Where in California are you  
5 going?

6 WERNHER: Redlands.

7 IRVING: Redlands?

8 WERNHER: It's east of L.A.

9 IRVING: Yeah. Well, congratulations.

10 WERNHER: Thank you. Thank you very much. I



11 appreciate it.  
12 IRVING: Okay. We couldn't match his salary, huh?  
13 Agreement between American--I've got to put my  
14 eyeglasses on now--Valuation Group, Incorporated and  
15 Allen County for appraisal services.  
16 FISHERING: Commissioners, Bill Fishering, county  
17 attorney. This is an agreement to assist the  
18 Assessor in the dispute doing on about the valuation  
19 of Glenbrook Mall. It's a large commercial venture,  
20 as you all know, that requires expertise in order to  
21 properly value it, and it will be a significant  
22 matter for us all, so I would recommend that you  
23 approve this. This person was actually chosen by  
24 Mark Giaquinta who is the attorney for the Assessor  
25 and who will be representing that office in this  
0025

1 dispute.  
2 BLOOM: I'd like to make a motion to approve the  
3 agreement between American Valuation Group, Inc. and  
4 Allen County for appraisal services.  
5 PETERS: I'll second it.  
6 IRVING: It's been moved and seconded. All in favor  
7 say "aye."  
8 PETERS: Aye.  
9 BLOOM: Aye.  
10 IRVING: Aye.  
11 FISHERING: Thank you very much.  
12 IRVING: Motion carried.  
13 BLOOM: Thank you.  
14 IRVING: Thank you very much, Mr. Fishering. Request  
15 by Allen Superior Court for approval of a lease  
16 agreement with Adams Remco for copiers.  
17 BLOOM: Good morning.  
18 NOBLE: Good morning, Commissioners.  
19 BLOOM: Good morning.  
20 IRVING: Good morning.  
21 NOBLE: Jerry Noble, Court Executive, Allen Superior  
22 Court. This is Kate Rushart. She is an assistant  
23 chief probation officer, juvenile probation officer  
24 for the court as well. And we appreciate the  
25 opportunity to come before you and request the  
0026  
1 approval on this lease agreement. We need to replace

2 two copiers on the second floor of the courthouse on  
3 the south end of the building. This is where the--  
4 the CHINS court and the family court, domestic  
5 relations court is--is located. Judge Pratt and two  
6 magistrates hear cases in this part of the building  
7 and that area of the caseload, and we have two  
8 machines there that have been--one has been in  
9 service since 1999, the other since 2001, and they  
10 were--they've been around since the Probation  
11 Department moved out to Wells Street, and so they--  
12 they got a lot of heavy duty use in those days,  
13 continued heavy usage since then, and the breakdowns  
14 have just become so frequent and disruptive that we--  
15 we recognize the need to replace these machines, and  
16 we ask for a lease approval.

17 BLOOM: I'll make a motion to approve Allen Superior  
18 Court for the lease agreement with Adams Remco for  
19 two new copiers.

20 PETERS: I'll second that.

21 IRVING: It's been moved and seconded. Is there any  
22 more discussion? I just have one question. Has your  
23 department--we approved a study to be done--

24 NOBLE: Yes.

25 IRVING: --on all the copiers within Allen County

0027

1 government.

2 NOBLE: Yes.

3 IRVING: Have they had a chance to be in your  
4 department and do they realize that these machines  
5 are being replaced?

6 NOBLE: They have been in our department. Our  
7 financial person's here, Leslie, and she took the  
8 person around, and they toured not only the  
9 courthouse but also the other facilities as well, the  
10 courthouse annex and the Justice Center down here on  
11 Superior Street, and looked at copiers, printers, and  
12 inventoried the situation, and we gave her the, you  
13 know, the full--

14 IRVING: So they--

15 NOBLE: --information.

16 IRVING: --they are aware that these machines are  
17 being--

18 BILGER: No.

19 NOBLE: I'm--I'm not sure that she was specifically  
20 advised about these particular--these two machines  
21 being replaced, but I'm sure that with the  
22 information, with the 1.2 million copies on the one  
23 and--

24 IRVING: Right, well, what I'm saying is, you know,  
25 when they send our recommendations to County

0028

1 Council--

2 NOBLE: Right.

3 IRVING: --and the Commissioners, I think it would be  
4 nice, and I know that--I see our purchasing agent  
5 back there--anything that's being replaced while  
6 we're--we're doing the evaluation--

7 NOBLE: Sure.

8 IRVING: --I think that they should be notified so--

9 BLOOM: Oh, absolutely,

10 IRVING: --we don't--

11 NOBLE: Sure.

12 IRVING: --look at the bottom number being--

13 NOBLE: Sure.

14 IRVING: --X amount of dollars, but we've had four,  
15 five, six copiers have been replaced and could be  
16 subtracted out of that number. So could you make  
17 sure that that happens, Jerry?

18 NOBLE: Certainly. Certainly. I'd be glad to.

19 IRVING: Okay, thank you very much. Any more  
20 discussion? (No response.) It's been moved and  
21 seconded. All in favor say "aye."

22 PETERS: Aye.

23 BLOOM: Aye.

24 IRVING: Aye. Motion carried.

25 NOBLE: Thank you very much.

0029

1 RUSHART: Thank you.

2 BLOOM: Thank you.

3 IRVING: Thank you very much, Jerry. Approve and  
4 award Bid Reference #29-06, construction and  
5 improvements of the North Clinton (Leo Road) and  
6 Mayhew Road intersections, Project #02-028 to Wayne  
7 Asphalt and Construction Company, Incorporated.  
8 Total award was \$1,315,183.68.

9 HARTMAN: Good morning. Bill Hartman, Allen County

10 Highway Department.

11 BLOOM: Good morning.

12 IRVING: Hi, Bill.

13 HARTMAN: This is an improvement to an intersection  
14 that has quite a lot of congestion in this area, and  
15 we're going to redirect traffic, essentially from  
16 Mayhew. Most of the traffic is generated by Mayhew  
17 Road at this point, and we're going to accommodate  
18 that with this project.

19 BLOOM: We also met with a couple of developers  
20 yesterday who were doing the new commercial shopping  
21 center on the northwest corner of Tonkle and Dupont,  
22 and we're anxious to see the improvements that we  
23 were making on Leo Road and Mayhew because it will  
24 certainly help them, and we don't need the whole end  
25 of town out there under construction at the same

0030

1 time. So with awarding this bid today--are you  
2 listening to me, either one of you?

3 IRVING: Yeah, because these were opened yesterday I  
4 needed the contracts passed down so we can read into  
5 the record, so I apologize, Commissioner Bloom.

6 BLOOM: So with this being bid now and the contract  
7 award today, our construction, of course, will be  
8 able to start next year and be completed by the time  
9 they're ready to start construction in the commercial  
10 area. With that I'd like to make the motion to  
11 approve and award Bid Reference #29-06 to Wayne  
12 Asphalt. Total contract award 1,315,183.68  
13 [\$1,315,183.68].

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. The next is approve  
20 and award the Bid Reference #31-06 for the 2006 HMA  
21 Resurfacing Package #3, Smith Road from Lower  
22 Huntington Road to Yohne Road, Project #0700906. It  
23 was opened yesterday. The bid award is going to  
24 Brooks Construction for 61,293.87 [\$61,293.87], and  
25 the estimated--the engineering estimate for the

0031

1 project was 84,392.50 [\$84,392.50].

2 PETERS: I make a motion we approve the bid.

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 and award Bid

9 Reference #30-06, construction and rehabilitation of  
10 the Goeglein Road Bridge over the Bullerman Ditch,  
11 Bridge #113, Project #00-017. The bids were opened  
12 yesterday. It goes to Primco for \$249,026.69. The  
13 engineer's estimate was \$283,991.70.

14 BLOOM: This is in the bridge bond--

15 HARTMAN: Yes.

16 BLOOM: --correct?

17 HARTMAN: Yes, it is.

18 BLOOM: I'll make a motion to approve Bid Reference

19 #30-06 for the Goeglein Road Bridge over Bullerman  
20 Ditch, Bridge #113.

21 PETERS: I'll second that.

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

24 PETERS: Aye.

25 BLOOM: Aye.

0032

1 IRVING: Aye. Motion carried. Approve warranty

2 deeds required for additional right of way

3 acquisition for the Carroll Road Bridge over the

4 Martin Johnson Ditch, Bridge #57, Project #00-029

5 from Parcel 2 and Parcel 4, Mr. and Mrs. Russell and

6 Mr. and Mrs. Burton.

7 BLOOM: So moved.

8 PETERS: 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. Approve warranty deed

14 required for additional right of way acquisition for

15 the Leesburg Road Bridge over the Seegar Ditch,

16 Bridge #81, Project #BR0897 from Parcel 1, Mr. and

17 Mrs. Hoyt.

18 BLOOM: So moved.  
19 PETERS: I 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. We have--do you have  
25 any other business to come before us, Mr. Hartman?

0033

1 HARTMAN: That's it for today. Thank you very much.  
2 IRVING: Thank you very much.  
3 BLOOM: Thank you.  
4 IRVING: We have no plats for signature. Do we have  
5 any other business to come before the Commissioners  
6 today?  
7 ELSER: We have none other today.  
8 IRVING: Okay, thank you, Susan.  
9 PETERS: I make a motion to approve to waive the  
10 second reading on any matter approved today and for  
11 which it may be deemed necessary for the Legislative  
12 Session of November 1st, 2006.  
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. Do we have any  
19 comments from the public today. (No response.)  
20 Hearing none, I'll take a motion for adjournment.  
21 PETERS: So moved.  
22 BLOOM: Second.  
23 IRVING: It's been moved and seconded. All in favor  
24 say "aye."  
25 PETERS: Aye.

0034

1 BLOOM: Aye.  
2 IRVING: Aye. Motion carried. Have a wonderful  
3 week, and we'll see you next Wednesday.

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6 (Adjourned 10:44 a.m.)  
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1 1 STATE OF INDIANA )  
 ) SS:

2 2 COUNTY OF ALLEN )

3 3

4 4 REPORTER'S CERTIFICATE

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

16 16 IN WITNESS WHEREOF, I have hereto affixed my  
17 17 hand and seal this 3rd day of November, 2006.

18 18

19 19

\_\_\_\_\_

Kimberlee M. Adams, Notary Public

20 20 Residing in Allen County, Indiana

21 21

My Commission Expires:

22 22 December 2, 2011

23

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