

**ALLEN COUNTY COUNCIL
MEETING MINUTES
JUNE 19, 2008
8:30 AM**

The Allen County Council met on Thursday, June 19, 2008 at 8:30 am in the County Council/Commissioners Courtroom. The purpose of the meeting was for additional appropriations, transfer of funds in excess of the current budget, grants and any other business to come before Council.

Attending: Paul G. Moss, President; Roy A. Buskirk, Vice President; Paula S. Hughes, Maye L. Johnson, Darren E. Vogt, Calvert S. Miller and Paulette Kite.

Also Attending: Tera Klutz, Chief Deputy; Jackie Scheuman, Finance Director; Nelson Peters, Commissioner and Becky Butler, Administrative Assistant.

The meeting was called to order at 8:30 a.m. by President Paul Moss with the Pledge of Allegiance.

Paul Moss: We have a relatively heavy agenda. A couple of comments that I want to make, we are going to move one of the agenda items up to accommodate an individual's tight schedule here today. Also, I have a Plan Commission meeting at 11:30 so if we should happen to run until then, I will have to leave. There is an Executive Committee meeting at that time and I need to attend.

APPROVAL OF MINUTES:

Cal Miller: Move approval of the minutes of May 15, 2008.

Paula Hughes: Second.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.

FINANCIAL REPORT:

Tera Klutz: To keep things brief because I know we are moving along, I have two things to report. One is that we received our certified budget and tax rates this week. There is great news for the homeowners with the new laws that were enacted and the new property tax relief, the average is expected to be a 28% tax decrease for homeowners compared to 2007 tax bills. For the General Fund balance, actual cash, we have \$314,000. There is a delay in the tax bills so we are asking, later on this morning, if you will okay a temporary loan from the Rainy Day Fund of \$7 million to the General Fund.

Roy Buskirk: I have a question concerning the Family Services. Was it approved?

ALLEN COUNTY COUNCIL MEETING MINUTES

Tera Klutz: Yes. The Department of Local Government Finance did approve the Auditor's appeal. As a result, the Family and Children levy increase \$8.5 million, 46%, for 2008. However, that levy will go away in 2009 and the State will assume the total cost.

Roy Buskirk: But that levy is added onto this year's property tax bills.

Tera Klutz: Yes. So, despite that increase in the Family and Children levy, most homeowners will see that big decrease.

Darren Vogt: Will that then help decrease again in 2009?

Tera Klutz: We are still in the shifting period to get toward the Circuit Breaker. I anticipate a slight increase next year because even though the levy goes away, for Family and Children, the School General Fund and four other Welfare Fund levies, the State will no longer be providing property tax relief or homestead credits except for a few minor ones that they placed in this year's legislation. Relatively flat and then unincorporated areas, they will see a little bit bigger increases, than the cities and towns, for the next two years. They won't be limited by the Circuit Breaker that goes into affect.

Cal Miller: Make a motion to approve the financial report.

Darren Vogt: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** Councilman Buskirk, did we have a Personnel Committee meeting since the last Council meeting?

Roy Buskirk: Yes, we did but you were not able to attend.

Paul Moss: Thank you for pointing that out. Would you like to update the Council?

Roy Buskirk: Personnel Committee met and we approved the Human Resources Department changing the classification of a current position to do recruiting for the County and attend job fairs. That will be coming up later in the meeting.

Paul Moss: It is not on the agenda today, I don't believe.

Paula Hughes: It will be coming up in the July meeting.

Tera Klutz: It is on the agenda.

Paul Moss: Do we have different versions of the agenda?

Paula Hughes: There it is in the middle of page two.

ALLEN COUNTY COUNCIL MEETING MINUTES

Roy Buskirk: Also, as far as the Exec study, Human Resources have two interns helping out this summer. They are gathering data and are working on that for a report at the July Personnel Committee meeting. They also are working on the pay scale which is an internet resource providing different wages throughout the whole country.

Paul Moss: Any questions for Councilman Buskirk on the Personnel Committee activity? We will move right into Economic Development. You should have an addendum to the Economic Development agenda items. Per Mr. Harrold's request, we are going to move him up.

Scott Harrold: Good morning, Scott Harrold, Department of Planning Services and with me, I have Kenny Frenger from QuickCut. I appreciate you moving us up on the agenda. I apologize for getting this on the agenda at a late minute. QuickCut is located in Allen Martin Industrial Park which is on the southeast side of town. It is an industrial area where there are quite a few little businesses. QuickCut has two buildings that they operate out of. They are a contract manufacturing operation where they basically fill orders for other businesses. I will let Kenny describe some of that for you in a minute. They are investing \$750,000 into new equipment. They are looking to add maybe eight to ten jobs which will pay about \$25,000 a year on average. Based on the point system, they are eligible for a five-year abatement which will save them over \$20,000 over five years. With that, Kenny, why don't you explain a little bit more about what your company does and this particular project?

Kenny Frenger: First off, we are a metal fabricator with great versatility that ranges from producing barges to above ground holding tanks, truck and automotive parts, tower parts, petroleum industry and military. Our philosophy is to stay as diversified as we can so as to secure our future. We are also into medical, which is our next expansion here. This goes into making parts for cases to support the different surgical tools and things like that. That is the reason for the expansion of bringing in new equipment and a laser and hiring new people.

Paul Moss: Questions from Council on this issue?

Darren Vogt: A couple of questions. On you application, there was one question about competition and do you have any local competition for what you do?

Kenny Frenger: Our biggest competition is in the laser area. The lasers are capable of cutting carbon steel, aluminum stainless. There are other people in the area that has that type of equipment. As far as competing on the medical side, there is not anybody locally that is into the same type that we are. As far as the other things, barges and so forth, we are self-contained in that area. There are competitors and we welcome them.

Darren Vogt: Sure, thank you.

ALLEN COUNTY COUNCIL MEETING MINUTES

Paul Moss: Councilwoman Hughes?

Paula Hughes: What percentage of growth does this represent for your company? Is this expanding your company by 20%, by 5% or what?

Kenny Frenger: If I was to guess, I would probably say ten to twenty percent. At this point in time, as far as the medical expansion, we have orders that go clear into August and we are just getting involved in this. It will be a good growth for us. It may be conservative to say ten to twenty.

Paula Hughes: It is good to see you diversifying. It certainly seems like a flourishing industry.

Scott Harrold: If you just look at employment, they were before you two years ago for another project and at that time, they had twenty-four employees. They are at thirty-four now. They will almost double their employment in four years.

Paula Hughes: That is great.

Paul Moss: If Council recalls, over the past few years, we have had some discussions about tax abatements from a philosophical standpoint, what criteria, given the broad latitude that the State has given us to provide these abatements and one of the questions that has come up fairly recently is would the activity occur if not for the abatement? What I am going to start doing, in pretty much all of these, is to ask you that if not for this abatement, how does this factor into your thinking in terms of growth? I don't mean to put you on the spot you are just the lucky first one. It is particularly, in the current climate, with the focus on property taxes and with House Bill 1001, it is something that we need to be paying close attention to. Obviously, I think that this Council has been, historically, very supportive and possibly too supportive or lenient might be a better term, to providing abatements with some fairly loose criteria. I would be interested in an honest assessment from you in terms of how important this is to you to be able to grow the business.

Kenny Frenger: I would say it is very important. It is important for several reasons. Common sense tells me that with help from you, we secure more jobs and give more security to our people. We are giving them the opportunity to grow with the company. We have taken several people out of the plant and even the owner started in the plant. The way I look at it is that it is our family there and we want to give them every opportunity to take advantage of what they can get. With your help, we are adding this technical equipment and in doing that, it is going to open up doors for other types of business. I think it is very important for us to go forward and grow this company. I know it will be there because the owner is only thirty-seven years old. He has a long future ahead of him.

Paul Moss: Councilwoman Johnson?

ALLEN COUNTY COUNCIL MEETING MINUTES

Maye Johnson: How many of these are full-time positions and are you hiring people from the local workforce?

Kenny Frenger: Yes, we hire from a couple of different people that we go through. One of them is an employment agency on State Street.

Maye Johnson: These are temporary agencies?

Kenny Frenger: I guess you would say that they are temporary. We hire temps through them and as we do that and they prove themselves, we hire them full time. We do that if they show good work ethic and work with the company, then we hire them full-time.

Scott Harrold: I think that has become a common practice. It is easier to try someone out through a temp agency and then bring them on full-time if they are a good worker.

Kenny Frenger: We are very lean in our operation. That is the way we like it and want it. We have minimal time to spend in Human Resources and that is why we chose to go through the temporary people to filter out those that we are looking for like welders and laborers. That has proven to save us time and money. We have found some very good people.

Maye Johnson: Are these seasonal jobs?

Kenny Frenger: No.

Roy Buskirk: One thing that we need to consider is the fact that eight new positions is allowing for a twenty-five percent increase in your workforce. The tax abatement savings for you is just a little over \$20,000. I make a motion that we approve.

Paula Hughes: Second.

Paul Moss: We have a motion and a second.

Darren Vogt: When you approve, you might want to clarify it.

Roy Buskirk: I was grabbing for the paper to read it.

Paula Hughes: Statement of Benefits for QuickCut Inc located at 4630 Allen Martin Drive?

Roy Buskirk: Thank you.

ALLEN COUNTY COUNCIL MEETING MINUTES

Paul Moss: Seeing no further desire for discussion, all in favor please signify by saying aye. All opposed same sign. The motion carries 7-0. Thanks for taking the time. We are still on Economic Development. Is this Ashley?

Ashley Steenman: Ashley Steenman, Department of Planning Services. The first item that I have for you today is Compliance of Statement of Benefits Forms (CF-1). This is required of all of the recipients of abatements to file each year along with their deductions schedule. This shows where they are at with their investment, jobs created and salaries and so forth. You have set forth your own policy for determining compliance. For the most part, there were about thirty-three different companies that filed and as far as I can tell, that is all that was expected to file. If they don't make the investment, they will not get the deduction from the tax abatement. There was no one that was completely non-compliant. There were a few that didn't make the investment because the company isn't doing so great and they can't afford to do that. If they don't make the investment, they don't get the deduction.

Paul Moss: The percentages, in six columns over, are pretty high. There seems to be decent compliance. Do you contact them and try to understand why they are not in compliance?

Ashley Steenman: Some of these companies have stated, if the abatement has been a couple of years since it started, the reason that they gave the year before is probably going to be the reason that they give now. There are other companies that have filed for bankruptcy and they will send us a letter and let us know.

Paul Moss: Council is there any questions for Ashley?

Roy Buskirk: So, say in the last couple of years, how many companies have been pulled because of the lack of compliance?

Ashley Steenman: None.

Cal Miller: Ashley, since some of the people haven't made the investment, as a result, they are not getting the tax abatement, right?

Ashley Steenman: Right.

Cal Miller: With respect with what we are being asked to do today is certifying compliance?

Ashley Steenman: Right.

Cal Miller: So, how do those folks that didn't make the investment, are they taken off of the certification of compliance?

ALLEN COUNTY COUNCIL MEETING MINUTES

Ashley Steenman: No, they aren't taken off as far as the compliance. The resolution that you have lists all of the different companies. If you are getting a 100% deduction on a new investment that you didn't make, then you aren't getting the 100% deduction.

Cal Miller: So, why do we keep them in the program?

Ashley Steenman: If they are real property or personal property, they may have not made the personal property investment but they made the real property investment. It can go that way too. They can still make the investment. If they didn't do it this year, they can still do it next year and still receive the abatement.

Cal Miller: Okay.

Darren Vogt: Is there a timeframe on that?

Paul Moss: You mean when they drop off?

Darren Vogt: Yes, if they haven't made the investment in X number of years. How long does our abatement stand until they have...

Ashley Steenman: I don't know that we have ever had that problem before.

Tera Klutz: As far as you not have people pick up five years later?

Ashley Steenman: Yes.

Tera Klutz: Okay.

Darren Vogt: You can just get back to me on that. That would be great.

Ashley Steenman: Okay. I don't know if there is anything in the State Code.

Cal Miller: For instance, if we have a company on here that you say files bankruptcy and dissolves, do they come off the list?

Ashley Steenman: Yes, if they don't file a deduction schedule, they are not filing a CF-1 and then they are not on this list.

Roy Buskirk: I am not sure you understood my question. You said that no, nobody had lost their deduction on the property taxes over the last couple of years.

Ashley Steenman: Oh, I understood that you meant the Council had determined that they were non-compliant.

ALLEN COUNTY COUNCIL MEETING MINUTES

Roy Buskirk: No, I meant, have there been companies that because of lack of compliance, that they have lost their deduction on the property taxes?

Ashley Steenman: Oh, you mean like they didn't make the investment?

Roy Buskirk: That is correct.

Ashley Steenman: Yes, that has happened and that is why they are not on the list. We do have instances where people just decide to not do the investment at all and we just do not hear from them.

Darren Vogt: I think we are saying a little bit different thing. Are you asking that if the folks that actually applied and went through with the investment and then didn't comply with getting the jobs that they said they would, is that what you are referring to?

Roy Buskirk: That is what I meant.

Darren Vogt: I think her original answer was no to that. If they are doing it, it looks like we are in compliance. Either making the investment in the real property or hiring the positions that they said they were going to hire. Those have gone through and been in substantial compliance. Is that a fair answer?

Ashley Steenman: Yes.

Paula Hughes: That is why we look at it this way every year. That is why we have the numbers and the spreadsheet.

Paul Moss: Would anyone else like to try to interpret Roy's question? There is a resolution in front of us.

Cal Miller: Move to approve the resolution approving the Statement of Benefits in compliance for 2008.

Darren Vogt: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** Now we are going to talk about the Statement of Benefits for Feenix, LLC.

Ashley Steenman: I have, with me, Dan Konow from Fort Wayne Medical Oncology and Hematology and Todd Churchward from Baden Tax. I will go through my notes really fast. Fort Wayne Oncology and Hematology has outgrown their current facility which is on State Boulevard. They plan to build a \$7 million office building at Parkview North Hospital. They provide outpatient oncology and hematology services. They will be moving their eighty physicians, nurses and

ALLEN COUNTY COUNCIL MEETING MINUTES

administrative personnel to this new facility and adding five additional jobs. The salaries range from \$25,000 all the way up to \$198,000. Based on the application, they will be eligible for a ten-year abatement. They have decided to contribute 10% back to the future economic development endeavors. Their board of doctors didn't have a chance to meet before the application was submitted to determine whether they could afford to do that. The ten-year abatement will result in about \$648,000 in savings. I wanted to also point out that part of this resolution is a waiver of non-compliance with the requirement that they file the application before starting the development process. They have pulled building permits before the application was submitted but the reason for that happening is that there was a shuffle in personnel and in hiring of a new Chief Operating Officer. They weren't aware of where they were in the application process. I will turn it over to Dan to tell you a little more about the project.

Dan Konow: I am Dan Konow, the Chief Operating Officer for Fort Wayne Medical Oncology and Hematology. Ashley was very accurate in her assessment and I want to explain a little bit about how this came about and some of the delay. I started April 21st of this year and the project was already underway. There have been several delays in the project. Some of it was through the bureaucratic process with Parkview Hospital and getting some of the different agreements signed. We have hired more staff. Under the direction of Todd, I gave some conservative numbers. My position is a new position. We have hired a Human Resource Director and I am now looking for a CFO. The previous Practice Manager came back as the acting CFO. The one job is divided out into three positions. Those kinds of things trickle down when adding more physicians to our practice. We have outgrown our space on State Street. Because of delays, I have a new physician coming in August and we have to put him at the Lutheran Office. Right now I am doing \$100,000 renovation to make room for him there because things have gotten so backed up. As soon as this project is done, he will be moving to this location. The other thing is that the gentleman before me talked about getting into the medical field. Many of you are aware that medicine, in our community, is a huge economic driver. We are very unique in this market wherein we are the only hematology and oncology group in northeastern Indiana. It is sad to say but it is a growth industry. That is why we are recruiting physicians. We have outgrown the space at Lutheran. Some of you may not be aware but we are coming into research. We are one of ten community oncology centers and we received an award this year from ASCO. We are in a very unique situation in that geographically we are between Chicago, Indianapolis, Detroit, Coldwater and Toledo. We have relationships with those universities to do the clinical trials. We need to grow that. It is such a huge need in our industry. Many of the things that we are doing today are based on research that was done ten to fifteen years ago. What we do today will be the standard care in five years. Allowing us to grow this project will improve the treatment of cancer and will afford us some economic boon for our community. This project, unfortunately, has become much more expensive than we had planned on. It is about \$20 a square foot more expensive than the blueprint. That is related to the commodities market, the steel. Some of it is related to the requirements from Parkview as far as the look of the

ALLEN COUNTY COUNCIL MEETING MINUTES

building. If you have ever looked at our building, on the Lutheran campus, there is a lot less glass. The requirement is that it has to look like the other buildings. When we build this, it will require more glass which requires more steel. In addition, things like this stone are much more expensive. This little stone is even much more expensive than just doing brick itself. We are asking for some special dispensation from Parkview so that we can delete some of the stone that is not seen that well from the street level. We might keep the stone just on the front but around the back, where nobody sees it, we might not. Right now I am short about \$300,000 for the mortgage to what the project is costing. I am hoping, when we get our final bids in today from the subcontractors, that we will get some savings there also. Due to the market and the financing of the project, it is a growth industry. We are adding positions and I apologize for the confusion. In the future, I will be much more prepared, I promise.

Paul Moss: The issue that was brought up, I think as this was being discussed, and this will be brought up in the future with Parkview being in the midst of a very large expansion out north and the subsequent moves of various sundry physician practices, and that is a natural thing that is going to occur, it sounds like you view this or the question for us, and it is a philosophical question, is should we be abating a move? You can say, pretty confidently, that this is really more of an expansion. Yes, it is a move but the expansion is critical to your practice in terms of serving the community.

Dan Konow: Absolutely. My office, on State Street, is in the basement. We had to renovate the basement and put all of the medical records down there. We are full. The expansion at Lutheran to temporarily house Dr. Babu, we are moving the administrative staff to the second floor and taking the break room and making it more for infusion area and chemotherapy. When you have one physician, you have examiners, infusion nurse, billing staff and on and on. We were going to move anyway because we had too. As you are aware, there is a lot of deep client reimbursement for physician office visits. Anywhere that we can get efficiencies, it helps us a lot. If I have a doctor here that is also doing rounds at the hospital, then they don't have to drive across town. If patients need radiation oncology, they are right next door and don't have to drive across town. From a patient perspective, it helps us a lot. With our research, we work hand in hand with the cancer research center at both locations. Our physicians get involved in tumor boards and have to have meetings. This will force some efficiencies for the business.

Paul Moss: Did we abate the one on the Lutheran campus?

Ashley Steenman: Yes.

Paula Hughes: How many square feet is the State Street location?

Dan Konow: Oh, gosh, we are adding four additional infusion chairs and three or four additional exam rooms. Square footage-wise, I am not real sure. We are moving

ALLEN COUNTY COUNCIL MEETING MINUTES

into doing more electronic records so this long hallway of medical records will eventually go away.

Paula Hughes: And that is the personal property part of the abatement.

Ashley Steenman: There is no personal property in this abatement.

Paula Hughes: Okay.

Paul Moss: Councilman Miller?

Cal Miller: I think it is only fair to ask the question. Would you have done this move irrespective of the abatement?

Dan Konow: We would have done the move but I don't know if we would have gone to this location.

Cal Miller: But this process was already in place before you even applied. Can you say with a straight face, to this Council, that this move or project wouldn't have occurred but for the potential willingness of this Council to grant an abatement?

Dan Konow: I am sorry, can you ask the question again?

Cal Miller: I guess I will set it up by saying how far along in this process are you in terms of the development of the plans? Has ground been broken?

Dan Konow: Yes. When I came in, it was pretty much...

Cal Miller: So the question is that with the fact that ground has been broken, Fort Wayne Medical Oncology and Hematology is going to make this move irrespective of this tax abatement.

Dan Konow: Yes, we are committed.

Paul Moss: Since you asked my question, let me rephrase it a little bit. It is fairly common for this to be in process and I would suspect from a performa and planning standpoint, the tax abatement is probably not the biggest issue of this type of project. I would ask, what is the impact to your financials and your ability to do this is the abatement weren't to occur?

Dan Konow: We would have to fund with the physicians writing checks themselves from their day-to-day operations.

Paul Moss: So it was clearly factored into your performa.

ALLEN COUNTY COUNCIL MEETING MINUTES

Cal Miller: I am trying to be fair and ask the same question that you said we would be asking every abater or request that comes up. Let's take the discussion a little bit further, and this is not directed at this particular entity but from a Council perspective, and what we are essentially going to be doing if we approve this abatement and all others is asking the rest of the community to share in the burden of the amount of tax dollars that are being abated. I think it is a good question to ask, would you do this project if but for the abatement? The rest of us in the community are going to be shouldering the abated amount of money. Is that right?

Paul Moss: That is correct.

Paula Hughes: With the changes in tax law, that the General Assembly passed this last year, tax abatement has become more of a zero sum game for us. When we grant abatement to somebody, somebody else is paying for it. That was not necessarily the case before. You are the first round of abatement requests since that change in legislation. The Council has to review things much differently than we did before.

Dan Konow: To help answer your question, I was brought in and my job is to grow this business. The potential is there. If financially things like this don't work, the physicians won't do it. They don't want to fund it out of their earnings because it is decreasing already with reimbursement. The reluctance to grow won't be there. The physicians had other options, if they felt this was in jeopardy early on. Originally, Parkview didn't want us to own our own building. They said they would build the building and we could lease from them. More than likely, that is what would happen in the future.

Paul Moss: This would mean no payment of property taxes at all.

Paula Hughes: Right.

Cal Miller: And so that we are all on the same page, with respect to understanding your job, our job is to scrutinize tax abatement requests to be able to somehow determine which projects would go forward irrespective of the abatement so that we are not asking the people that we represent to shoulder an increase in taxes for a project that would have occurred with or without the abatement. That is our job. I understand your job and it is a little difficult to ferret out whether Fort Wayne Oncology and Hematology would have done this project. All I can look at is that the project has been started, ground has been broken and here we are at the tail end of the process, suggesting that this abatement is a key component of the willingness to move forward. That may be true with respect to the next project. When we are looking at what information that we do have and as we have been elected to do, with respect to whether this project would have happened even if the abatement wasn't given, I think the answer I am coming to is absolutely it would have happened. We need to decide, as a Council, whether that is an abatement that we are going to let the rest of the community shoulder.

ALLEN COUNTY COUNCIL MEETING MINUTES

Dan Konow: You are correct, in that respect. The granting of abatements can't count on anything but the past precedence, like the Lutheran project is that we can get this abatement and it will help finance the project. Had we known that there would be a change in the attitude, we probably would have gone with having Parkview own the building.

Cal Miller: If we are going to use that as the justification of that analogy and precedent, can we see what distinctions we can draw between or what don't exist between what you did at Lutheran and what you are contemplating at Parkview? Can we talk about the project at Lutheran? Was there a greater incentive or was this a brand new building?

Paul Moss: For one thing, if Lutheran was to own that building, it wouldn't make a difference because Lutheran is paying a significant amount of taxes. Parkview pays no taxes. That is a key difference. I think what Dan is alluding to and I tend to lend a significant amount of weight to it, is the fact that we can go back in our records and there is a lot of precedence that has been set for situations like this where ground has been broken and permits are there. It is kind of assumed that we are going to do the abatement. What I would like to see happen is, and this is unfortunate timing with us getting people up here and on the rack, that the Council needs to convene and talk about this issue a little bit and really try to revisit some of those guidelines that we applied in the past. The circumstances have changed due to 1001. That is what I would hope to do. I know this doesn't address your immediate concerns but I think the precedence that has been set was pretty significant in terms of the assumptions that were made. I think it would be unfortunate for us to not support this.

Cal Miller: I want to explore this a little further. As part of this decision making process, I want to see what parallels there are between what was done by Fort Wayne Hematology and Oncology at Lutheran and what you are contemplating with Parkview. Are there similarities or dissimilarities that would either support or not support the abatement? That is all I want to know.

Paul Moss: What sort of similarities or dissimilarities are you talking about? Do you mean in terms of the project?

Cal Miller: Well, they are moving.

Paul Moss: It was a move and expansion on the Lutheran campus.

Dan Konow: We have grown significantly in the last few years. Thus my position and the two others and moving to the Lutheran campus allowed us to bring on two doctors. This project and I was instructed to be conservative, will bring at least one physician on, at this point.

Roy Buskirk: I think one thing that will shock you is that I am answering your question for you, Cal, but currently you are at Parkview on State Street. Correct?

ALLEN COUNTY COUNCIL MEETING MINUTES

Dan Konow: We are down the street.

Roy Buskirk: I mean you are in that vicinity and they are moving out to Parkview's new location.

Paul Moss: They will be closer to the Parkview campus but the Lutheran project was really more of an expansion in an effort to get them on the campus which is the trend, as far as on medical campuses now. It is an expansion and they are the sole provider of these services in the community. Unfortunately, business is booming in that area.

Cal Miller: I guess what rubs me the wrong way, as we are up here keeping a watch over the interests of the taxpayers, is the timing. It seems disingenuous, and I am not suggesting that you are disingenuous, but there is an appearance of being disingenuous with respect to a request at this stage rather than something more up front. It would be much different if a company was to come forward, and I know you have only been there since April, but we are talking more overarching policy. If at the beginning of the process someone would come and say that they are not going to do this. We want your economic support, we want you to support us and we are willing to make this expansion but we are not going to do it without your support. At that point in time, I look at it as a completely different situation. But as we sit up here and represent the interest of the taxpayers who are going to be paying for this abatement, say okay, the doctors aren't going to pay for it out of their pocket so we are going to have to reach in our own. And they were going to do it anyway. Why should I pay for something that they were going to do anyway? That is what I find most troubling about this scenario. It is not unique to Fort Wayne Oncology and Hematology. Perhaps, we ought to take more seriously the timing of this so that we can have a candid discussion about this.

Paul Moss: I think prospectively, you are absolutely correct. I think if you look back historically, there is a significant amount of abatements that have occurred over the years. If you are going to more stringently apply the rule of "if not for the abatement", that would have never occurred. There would have been many of them that would have said that they would go forward and they would have paid for that.

Ashley Steenman: The waiver of non-compliance is because they broke ground before the application. We have done probably eight that still went through.

Cal Miller: We are hearing information today that, I have not heard that the abatement was even on the radar.

Paul Moss: They basically followed the same process as any other entity has followed. The only difference was that they revised it primarily due to Dan's newness in the role and the fact that Mr. Churchward did not add the new employees that they anticipate as a part of this project. They revised that but other than that, this is not any different, in terms of the application, or is it?

ALLEN COUNTY COUNCIL MEETING MINUTES

Todd Churchward: No. If I could comment briefly on a couple of those points, we assisted Fort Wayne Medical Oncology and Hematology with the abatement for the Lutheran facility. I had discussions, months ago, with Personnel and one of the doctors and it was assumed, in part on information that I conveyed to them, that we are looking to do this expansion. It will be similar in cost to the Lutheran project and we obtained an abatement for that and would we be able to get a tax abatement for the new facility? I told them that I didn't see any reason why not. At the time that we did the Lutheran application, it was under County jurisdiction and Council approved that. This is under County jurisdiction and I expressed my view that I didn't anticipate a problem. There were some personnel issues and the timing, the project kept moving forward and there was a breakdown in communication. From my standpoint, and I work with a lot of taxpayers, I understand where you are coming from. My view, for what it is worth, is that if there is a policy change in the ground rules that you establish for granting abatement that is fine and is your prerogative to make. I totally respect whatever decision you make. As a taxpayer in the County and someone who advises taxpayers, I think everybody needs to know what the ground rules are. If there is going to be a change, I think those rules should be clear so that I am not giving bad advice to clients.

Paul Moss: That is essentially what I have been saying that prospectively, we need to have a discussion to decide what our philosophy is.

Dan Konow: If I had been involved a little earlier, we might have done the project a little more differently. We would have probably had Parkview own the building and we would have leased the space, possibly. We are going to move forward and we need to grow but we need the space for us to grow. Unfortunately, timing was terrible on this one.

Paul Moss: Councilwoman Hughes?

Paula Hughes: I have a couple of comments. I am not sure who prepared this spreadsheet...

Ashley Steenman: I did.

Paula Hughes: Thank you. It seems like a very similar project to the Lutheran project that was done in 2005. At that time, you were creating seventeen jobs and so that is a little different. But I do understand going into it and this Council could be accused of being fairly lax in the way that we applied standards for the tax abatements. It wasn't a zero sum game before. It was not as pressing to us and to the taxpayers. Times have changed and we are in the wave of that. I will say that I come down not nearly as strongly as Councilman Miller seems to. I believe there is value in encouraging businesses to expand and stay in Allen County. There is more of a gray line in terms of what the value is to the taxpayer. It is not, in my mind, as cut and dried as would they or would they not have done this expansion, creation or whatever without the abatement. We should also consider is this expansion or

ALLEN COUNTY COUNCIL MEETING MINUTES

creation good for the economic development of Allen County. I think certainly nurturing the asset that we have in this community, of the medical industry, is something important for us. It is a booming industry and we are lucky and fortunate to have the advantage of being that regional hub. We are located well and enjoy the benefits of that. The taxpayers of Allen County enjoy the benefits of that because we have so many of these types of facilities that lift some of the tax burden that they might otherwise labor under. We need to pull back a little bit towards a middle ground and still consider whether or not there is an absolute certainty that the project would or would not have occurred with or without the abatement. Is the project a good one for the community? I wonder if it is not possible for some sort of compromise. I have hesitation, I live right off of State Street and I know the area. I am just a few blocks down from the current Parkview campus and I am really hesitant about what is going to happen to that part of our community. We have seen this shift coming and we know it is going to happen. I don't know if we can consider the value of the existing facility. Are you in a Parkview owned building now?

Dan Konow: No, we own the building.

Paula Hughes: I guess that I want to put that on the table.

Paul Moss: That is a much broader issue that I would be happy to participate in.

Paula Hughes: Well, maybe that is for future Council sessions. I seek some kind of compromise because I am supportive of at least some abatement for this project because I value the contribution that the medical community makes.

Dan Konow: It comes down to what is fair. I need to go back to my physicians and explain to them how we can do it one time and not another. On a go forward basis, we will take other views into consideration.

Cal Miller: Part of the skepticism generated from me is that initially, this was touted as you were moving out to the north campus. In of your explanation of growth, there has been no mention of new jobs. The mention of jobs here seems even a bit uncertain. That distinguishes, for me, the Lutheran campus project versus Parkview. You had said seventeen new jobs and that is very significant. In this particular instance, we are talking about the possibility of three or four additional jobs. I don't think that is an insignificant distinction between the two projects. When anybody advises someone that they are going to get a tax abatement, I think history has shown that the development of new jobs is one of the keys of not having to go through a more onerous process and scrutiny that you have seen today. It just seems that at the last minute, with respect to the scrutiny and skepticism, the off the hand we have a few new jobs, that ought to get us past this skepticism that County Council is throwing at us. From my standpoint, I come to look at that distinction as very, very significant.

ALLEN COUNTY COUNCIL MEETING MINUTES

Dan Konow: I understand that and if I had the time, I would have. I would have been more on top of this project and would have supplied better information. I like to do things so that if there is a surprise, it is to the good. I don't want to be here talking about compliance with you in two or three years and you saying that I was going to have twenty jobs and only have five.

Cal Miller: But let me say this. The exact reason you are giving, if you had more time, you would like to do a better job and you could do a better analysis, is what we are up here doing. What are we given to analyze for the people that we represent? We have to make a decision based on information that is not ideal. We are in the same position that you are. We are being presented with an amended application a day or two before this meeting and so we are in the same boat. I hope that you can understand our frustration or concern or increased skepticism because we are in the same boat. We have to make an informed decision for the taxpayers that we represent and that is what I am struggling with. I think if you were presenting this at the very beginning, I don't think we would be going through this process.

Paul Moss: I think we have clearly identified that the process needs to be looked at and perfected. Councilman Vogt?

Darren Vogt: We do need to have that conversation and I would like to be a part of that conversation. Unfortunately, I have a friendship with one of the owners of this particular facility so I am going to abstain on any vote for this particular project. I would like that we have a special meeting to discuss without someone in front of us who is appearing for an abatement. Then we can figure out where we want to go from here because as the affects of the abatements have changed for the property owners, it is now a neutral situation. There are folks paying the bill and before it was based on new growth.

Paul Moss: Councilwoman Johnson?

Maye Johnson: I would agree. I think we need to establish some kind of policy because this really puts you at a disadvantage. I listened, very closely, to the points that Councilwoman Hughes made in terms of taking a middle ground. I am inclined to agree with Councilman Miller in that I am inclined to vote against this.

Patt Kite: I share Councilman Miller's concerns in that this appeared to be a relocation issue. When there was concern about that, these new jobs seemed to be incidental. To me, that is kind of masking the initial intent. The doctor who is coming on board in August, is he a local physician or is he coming from out of our community?

Dan Konow: He is coming from out of our community.

Patt Kite: Did I understand correctly that there was one person that did things before and now there will be three people doing it?

ALLEN COUNTY COUNCIL MEETING MINUTES

Dan Konow: That is correct.

Patt Kite: And you are one of those people?

Dan Konow: Yes. It is just how much we have grown. The demand and the work outgrew the skills and capabilities.

Patt Kite: I understand that.

Paul Moss: Is this a ten-year abatement?

Ashley Steenman: Yes.

Paul Moss: You are just projecting these four jobs for now. Do you anticipate continued growth?

Dan Konow: Absolutely. We are in a growth industry.

Roy Buskirk: How much more room will you have in the building that you are building?

Dan Konow: I have 2,000 more square feet. We could add on ten more infusion chairs which would mean one more nurse and physician, another examiner and billing staff.

Paul Moss: Councilman Miller?

Cal Miller: I appreciate Councilwoman Johnson sharing the same view that I have but I want to say that I haven't made up my mind. The scenario that you are in, driven by something that happened recently, concerns me and I don't want to leave the wrong impression that we have changed the rules. What I am trying to do is understand more of what the justification is now. You haven't had time to look at it and Councilman Moss is asking about what this looks like in ten years. The more I hear about that, the more I am inclined to support the abatement. Then we can have the policy decision to talk about what we are going to do. Until we've had that discussion and we get on the table what you believe the growth is in terms of jobs, there is no way I could have supported this. I am hearing a little bit more about it and quite frankly I am torn. I don't want to leave you in a lurch with an expectation of historical practices of the County Council that is not going to be met. If you had more time, can we give you more time? Can you come back with a presentation that you believe is warranted, based on what you can anticipate in the future? Can we just delay this so that we can see what you would have liked to have done if you would have had the amount of time that you thought would be ideal? It is a big decision and a no would send the wrong signal. If you have information and you can do a better job, even if it were conservative in terms of projecting what job creation is going to be and getting us off in what we thought was just a move to a different

ALLEN COUNTY COUNCIL MEETING MINUTES

location now to what we are hearing today. I would be in favor of tabling this if that is something that we can do.

Paul Moss: I think that we should jump on that.

Paula Hughes: Second.

Paul Moss: I will tell you why. Councilman Vogt has already said that he is going to abstain and I have a relationship with Mr. Konow and I will probably abstain as well. I abstained on the Lutheran vote too. I would be concerned about this getting through right now.

Paula Hughes: Call for the question. We have a motion and a second right now.

Dan Konow: Like you said, we are in the same pickle right now. I feel unprepared and embarrassed and that is not how I operate.

Cal Miller: This is not a reflection on you. As you have found out, this is not how we operate and in the past years that this Council has been together, we want to know the details. I make a motion that we table your request and give you whatever time you deem appropriate and then come back to us with the presentation that you would like made.

Maye Johnson: Second.

Paul Moss: We have a motion and a second. Councilman Buskirk?

Roy Buskirk: I want to go back over some of the facts before we table this. At Lutheran, you retained twelve jobs and more than doubling the staff by adding seventeen more. That is one thing, on the tax abatement, adding new jobs is very important. The other thing is that currently you own the building that you are located in and paying property taxes on. It is being sold to Parkview which is a non-profit and will not be paying taxes on. We are losing assessed value there. You currently have eighty jobs and you are going to add five. You almost feel threatened because Parkview, on their current campus, want to build their own and lease it to you and they would pay no property taxes if they built it instead of you building it.

Paul Moss: And I think it should be noted that there are going to be a whole lot of additional physician practices that are going to be moving to that campus and I suspect, as we make a policy decision, you will see Parkview owning a whole lot more of the buildings.

Dan Konow: I don't know if Parkview allows very many physicians to own buildings on their own campus. I think we are a little unique in that we are the sole oncology group. I think that was more of the bargaining chip, in that respect.

ALLEN COUNTY COUNCIL MEETING MINUTES

Roy Buskirk: It is the opposite with Lutheran. They pay property taxes and everybody on their campus pays property taxes.

Paul Moss: Councilman Vogt and then we are going to call for the question.

Darren Vogt: Do you know what Parkview's intention is for the building that they are buying from you?

Dan Konow: No, I do not.

Darren Vogt: Can you see me afterwards? I may have an idea on that.

Dan Konow: Sure.

Cal Miller: Do you really want him to wait or will you catch up with him later?

Darren Vogt: I will catch up with him later.

Paul Moss: **We have a motion and a second.** That is the best option that we have right now. We will work with Ashley to set up a time for Council members to participate in a discussion about this. I do believe the rules have been changed a little and timing is unfortunate for you. We need to address this prospectively and then address it with regards to this. Having said that, **all in favor of tabling this please signify by saying aye. All opposed same sign. The motion carries 5-0-2 (Vogt and Moss).** Moving down to the resolution for New Haven to approve the expenditure of funds generated from deferral user fees of the New Haven City Court.

Steve Harants: I am Steve Harants, here on behalf of the City of New Haven. With me is Mike Sweet, the Chief of Police. We are here seeking Council's approval to spend \$200,000 that has been collected by the New Haven City Court. We are looking to use that money to defray the cost of renovation. Part of the renovation will include giving the City Court the designated place that it had never had. Presently, the City Court really imposes on the Police Department for storage space and office space. The expansion will also create some outside storage space for the Police Department. The statute dealing with the expenditure has a list of how the money can be spent and all of it benefits the Prosecuting Attorney and law enforcement. We have met with Karen Richards and she has given her approval for the project. We are here to get Council's approval so that we can spend that money. This is not money that we are getting from the County. This is money that already exists. The money was being put away specifically for this purpose.

Cal Miller: How are the funds generated?

Steve Harants: It is the user fees from the infraction deferral program. New Haven City Court processes primarily traffic infractions and that type of thing. Part of the user fees goes into the fund.

ALLEN COUNTY COUNCIL MEETING MINUTES

Cal Miller: Like what we have in Allen County.

Jackie Scheuman: We also get part of that fee.

Paul Moss: Council, are there any questions for these gentlemen?

Darren Vogt: Those are not just New Haven tickets that are written, are they?

Steve Harants: No, in fact, a great majority of them are Indiana State Police tickets. The City Court of New Haven processes, and this is no slam on Fort Wayne, because they are smaller, they can give the police a little more idea of time that they can get processed. They don't wait around as long. For that reason, the State Police and the New Haven police like the City Court. Because that is pretty much all that they do, they are a little more efficient. It takes some of the burden off the local offices here.

Cal Miller: Move for approval of the expenditure of funds generated from deferral user fees of the New Haven City Court.

Maye Johnson: Second.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.

Darren Vogt: The resolution is being passed around, Council.

Paul Moss: There is a Mr. Clayton that is another addendum to the agenda here. He wanted to speak on the wheel tax.

Roger Clayton: I am Roger Clayton, Third District Councilman for New Haven. I am here on behalf of the City of New Haven. I have several issues that you people are addressing. The Maplecrest extension is one of them and I realize that you are going to have a meeting next week on that.

Paul Moss: Yes, so if we could keep that for that meeting, that would be appreciated.

Roger Clayton: The Allen County repair for the bridges that are less than 200 feet. You just addressed another concern which was the second floor and I thank you very much for that. The Maplecrest extension is very important to us. It is important to the Police Department, Fire Department and EMS service. The Chief of Police was just here and the Fire Chief and Chief of the EMS is back here. They need this Maplecrest extension for safety reasons. I realize that there is a lot of opposition to this and I know that Mark Souder was talking about a scaled-down deal on Maplecrest as well as some of the Council members are. At the very least, we need the Maplecrest extension built from 930 to Parrot Road. It would alleviate a lot of

ALLEN COUNTY COUNCIL MEETING MINUTES

problems and situations that we have. I don't want to take up a bunch of your time because I will be back next Tuesday.

Roy Buskirk: I would ask, and I know that Councilman Vogt has been asking for statistics, but you keep bringing up safety issues as far as access to the Riverhaven area and we have never been provided any numbers. We have always been told that there are many times that the train has blocked the tracks but we have never been given any statistics on it.

Paul Moss: If you could have that for the next meeting, it would be very helpful.

Roger Clayton: I will try to do that. Anytime that Landin Road is closed, we are in trouble.

Paul Moss: It is nice to hear people say that but it is more helpful if we can have some sort of actual documentation.

Cal Miller: Councilman Clayton, did you want to further elaborate on the issue of bridge maintenance for less than 200 feet?

Roger Clayton: Yes. I believe that the County needs to take care of the county bridges. I can elaborate later on that. I didn't realize I was taking up so much time here.

Cal Miller: No, I think you were put on the agenda so that we could hear what you have to say.

Paul Moss: We would like to hear what you have to say. I thought this issue was going to be added to the agenda but it was not. Our timeline, in terms of the wheel tax, is July first, right? We are well behind the eight ball on that.

Roger Clayton: We took no action on it because we were waiting on the City of Fort Wayne to see what they would do. They are the eight hundred pound gorilla in this thing. If they don't get on board, it is pretty much shot down.

Cal Miller: I don't know if you can speak for what the sentiment of the Council was on this, but with respect to the interlocal agreement that the Commissioners had sent to the various municipalities, but if the City of Fort Wayne were willing to enter into that interlocal agreement, what was...

Roger Clayton: The City of New Haven, I believe, would have gone right along with them.

Cal Miller: And that essentially meaning that if the wheel tax/surtax were increased that the funds would be returned to the County in a sufficient amount to maintain

ALLEN COUNTY COUNCIL MEETING MINUTES

the bridges less than 200 feet and any excess would be returned to the municipalities in some pro rata basis.

Roger Clayton: Yes sir. That is the opinion I was under.

Cal Miller: All right. While you are here, did you want to share with us, whether as an individual Councilman or as speaking on behalf of the City Council of New Haven, your thoughts on the decision to relinquish responsibility for the bridges?

Roger Clayton: I served on a committee with Councilman Buskirk and Councilwoman Hughes and the Mayor of New Haven was also on that. We were basically a consensus that we would be willing to turn this money over because we are not in a position to repair the bridges.

Cal Miller: And when this discussion, a couple of months ago, occurred, the idea was to ask the municipalities if they could look inward to their own budgets and assume the cost of maintaining the bridges of less than 200 feet. Has that been undertaken in the City of New Haven?

Roger Clayton: Yes, we have looked at that and the money is not there.

Cal Miller: Do you know how much money it would take for the City of New Haven to maintain the bridges of less than 200 feet? Was that ever calculated?

Roger Clayton: I have the book, The Bridges of Allen County, but the figures allude me right now.

Cal Miller: Okay. You have identified a figure that you believe annually would cover the cost of maintaining the bridges?

Roger Clayton: No, not exactly. We went off what the book said.

Paula Hughes: The County Highway Department provided a complete analysis of that and I believe it was broken down by municipalities. And it is billed out for ten years.

Cal Miller: What did the City of New Haven do to determine if it could reorganize or reprioritize its expenses to attempt to see whether it could fund the repair and maintenance of bridges less than 200 feet?

Roger Clayton: Basically, we run lean and mean. Everybody that is employed by the City of New Haven multitasks. We don't have people do just one job. Some might do two or three jobs. We are about as lean as we can get. We are bare to the bones.

ALLEN COUNTY COUNCIL MEETING MINUTES

Cal Miller: I appreciate that. Was there someone who actually sat down with the numbers to see if they could make something work? Or was it their conclusion that we already run lean and mean and it can't be done?

Roger Clayton: The City Clerk, the Mayor and our Financial Advisor went over this and to my knowledge that is the way it was determined.

Cal Miller: I don't want to put you in an uncomfortable spot but you are speaking mainly for yourself, but why is the City of New Haven, if they are interested in supporting the interlocal agreement even though it doesn't work without the City of Fort Wayne, why is the City of New Haven not stepping up and saying we support it and think that you should too? Is there some reason why if they supported it, that they wouldn't come forth?

Roger Clayton: One reason why I am here today and I have talked to different people and part of the task force...

Cal Miller: So your presence here today, is that you are telling this Council that the City of New Haven is supportive of the interlocal agreement?

Roger Clayton: I believe it is safe to say that the City of New Haven would go along with having the County take care of the bridges.

Cal Miller: If by the increase of the wheel tax/surtax being returned to the County to maintain the bridges?

Roger Clayton: Yes, sir.

Cal Miller: We appreciate it because we haven't heard from anybody officially.

Paula Hughes: We heard from Woodburn.

Cal Miller: Did they say no?

Paula Hughes: No, they said yes.

Paul Moss: Councilman Vogt?

Roger Clayton: I think Leo said they would take care of their own but their bridges have already been taken care of.

Paula Hughes: They had just been fixed.

Roger Clayton: There is about \$27 million of bridge repair from last year to this year and next year that hasn't been addressed. We are only talking about \$3 million that we are going to raise a year? There could be a problem if there is bridge failure.

ALLEN COUNTY COUNCIL MEETING MINUTES

Paul Moss: Councilman Vogt?

Darren Vogt: Let me ask the question a little bit differently. How much money do you spend on road maintenance repair and updates to your roads on an annual basis?

Roger Clayton: This year, we will probably spend \$2 million. Last year, I believe we spent \$3 million and the year before, we spent \$2 million.

Darren Vogt: The reason I ask that question is that it is about prioritizing. We have a limited pot of resources. What we have to do as a Council and Commissioners is to look at where we are prioritizing, whether we are doing chip and seal or road repair and maintenance or doing bridges. We have to prioritize what is best for the community. Is it public safety going across the bridge? I am not in support of any kind of increase until I have looked at what priorities we have from a road standpoint overall. I think that the pot of money to use on any kind of road work, and I equate these bridges since the Cumulative Bridge Fund has gone away, all of the money we spend on roads needs to include bridges. That is the missing discussion that we haven't had as a Council and the Commissioners haven't brought before us. I am not going to be in favor of increasing any kind of tax until we look at what our priorities are because I would rather put off, once you look past the initial outlay of funds to get our bridges in shape, there is not a lot of money that needs to go out past that.

Cal Miller: Do you mean annually?

Darren Vogt: Annually. I would rather make sure that we prioritize things and then move forward from there. That is just my position and I don't know if you guys have undertaken that kind of scenario from a prioritizing. The money is not there for us either. Is the priority bridges or is it repairing other things?

Roger Clayton: All of the people in Allen County, sooner or later, drive over all of the bridges. If you go anywhere, you are going to drive over the bridges. It is a County situation.

Darren Vogt: If there was Cumulative Bridge Fund, I would agree but now there is not. That fund went away and used to maintain the bridges.

Roger Clayton: As far as the amount of wheel tax that we are collecting, it is less than Hamilton County. They have the \$40 maximum. They are one of the largest, growing counties in the State. They must be doing something right if they are collecting that money and building their bridges and taking care of their roads.

Darren Vogt: I am not sure I would equate those two things but...

Cal Miller: Does the City of New Haven, to your knowledge, have they undertaken an analysis as to whether it was legally appropriate for the County to relinquish the bridges to the municipalities?

ALLEN COUNTY COUNCIL MEETING MINUTES

Roger Clayton: To my knowledge, no. I kind of questioned it but I am not going to get into that.

Paul Moss: Any other questions or comments from Council? Did you have any other questions?

Roger Clayton: I just wanted to give you a heads-up on next Tuesday.

Paul Moss: We appreciate it very much.

Roger Clayton: We will try to have the information you want.

Darren Vogt: The question is the delay in response time for emergency vehicles because of road closures due to the trains being on the tracks. That is the biggest issue we have been asking for.

Roger Clayton: I believe we will be able to come up with that information.

Darren Vogt: We don't need that until the meeting next week.

John Bennett: I gave that to Bill Hartman of the Highway Department and I gave it to the Commissioners also.

Paul Moss: It wasn't in the original report that we got.

Roger Clayton: We will try to get our ducks in a row.

Paul Moss: I believe we are back on track here. Item one, Councilwoman Hughes?

Paula Hughes: Community Corrections. Sheila Hudson had to be out of town this week so she sent representatives.

Doug Robertson: I am Doug Robertson, Controller for Community Corrections.

Kent Scheele: I am Kent Scheele, Deputy Assistant Director.

Paula Hughes: What we have in front of us is the request for budget approval. It is three budgets, 234, 235 and 236. As a reminder, Community Corrections is funded through grants and user fee funds. Gentlemen, if you want to highlight anything about the budgets.

Doug Robertson: This is the second year of a two-year grant. July first will be the start of the second year. They pretty much flat lined our budget from year one and everything is pretty much the same with the exception of the State Grant Fund which was approved for about \$800,000 more. Part of that came from the juvenile program

ALLEN COUNTY COUNCIL MEETING MINUTES

and the money is transferred to the adult program. About \$750,000 is for our transitional housing project. We are not sure where that is headed.

Paula Hughes: That shows up in 234 in the 300 series.

Doug Robertson: Correct.

Paula Hughes: I think that most of Council is aware that there has been an ongoing discussion about a re-entry program in Allen County as a pilot program for the State. We have struggled to find an appropriate facility and whether or not we even want to have a facility.

Paul Moss: Council is there any questions?

Roy Buskirk: I have a question. When I was looking over all of the figures, first of all, your budget begins June 30th or whatever.

Doug Robertson: July 1 to June 30.

Roy Buskirk: The projected 2008-2009 expenditures, do you have flexibility enough for raises?

Doug Robertson: Yes, we built that in to our Project Income Fund. We were able to build in 3% raises last year. That was granted to us in the State Grant Fund. Basically, the State paid for all of our employees' raises. The second year, that we are starting now, we weren't able to build that in so we had to build it into Project Income. So, yes, to answer your question.

Roy Buskirk: Because on your line items and that is the way you would want to do it, on the 100 series the wages are the same as last year.

Doug Robertson: Right. That is in the State Fund and not in the Project Income Fund.

Darren Vogt: Their budgets are split out among three funds. It is very challenging to look at one without looking at all three of them. Some of them stay flat because they are State and the Project Income Funds are typically the ones that grow as their programs continue to grow and be successful and that is where the revenue comes from.

Doug Robertson: Almost every position that we have is split paid.

Roy Buskirk: So 236 is the one that you made the adjustment for raises?

Doug Robertson: Yes.

ALLEN COUNTY COUNCIL MEETING MINUTES

Paul Moss: Any additional questions from Council?

Cal Miller: Move for approval of items one through three for Community Corrections.

Darren Vogt: Second.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0. Thank you very much. Item four is appropriate in Plaza Parking Garage Revenue Bond. I apologize because I am not familiar with this.

Judy Heck: I am Judy Heck, Financial Coordinator for the Allen County Commissioners Office. I sent you an email regarding this.

Paul Moss: You sent me an email?

Judy Heck: Yes, I did.

Paul Moss: It is probably in the 200 I get a day. I'm sorry that I didn't see it.

Judy Heck: We are asking for an appropriation from the Plaza Parking Garage Revenue Bond to pay the bond payment for 2008. We have never done this before because we didn't realize that it had to be appropriated to pay the bond.

Roy Buskirk: My hearing isn't very good here but did you say you were taking this out of the revenue bond to pay for the bond?

Judy Heck: They pay us revenue from the parking garage which goes into this fund and then we have to pay from that. One year, they didn't pay and we had to pay from the CUM CAP fund.

Cal Miller: That year was because insufficient revenues were generated?

Judy Heck: Right.

Paula Hughes: So 420 is the bond fund and is not the actual bond.

Judy Heck: Yes.

Cal Miller: Move for approval of item four.

Paula Hughes: Second.

Paul Moss: We have a motion and a second. Any further discussion?

ALLEN COUNTY COUNCIL MEETING MINUTES

Darren Vogt: Just one quick question. Is there a situation where the parking garage is still not going to meet revenues?

Judy Heck: Possibly.

Darren Vogt: I am concerned with how we do that and what we need to do to turn that around.

Judy Heck: We are working on a lot of different things in trying to bring the revenue up. We have talked about reducing some rates to bring some people in for monthly parking. They are trying, constantly, to do that. We had a bad year this winter with snow removal on the rooftop. We brought more parkers in and that meant we had to clean the snow off. Every time they would clean it, we would get another snow. They spent a lot of money on that.

Darren Vogt: Okay, thank you.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** Items five through ten is Youth Services.

Chris Dunn: Good morning, Chris Dunn, Youth Services Center. Items five through ten, I would like to group a couple of them together. Items five and ten are our fuel usage. We are out in those two line items. 5401 is Youth Services Main Building for shelter care, transporting kids to court, medical and those kinds of things. 5403 is the Kryder House Girls' Home and they are all out. The capital improvements, item six, are for sidewalks in front of each of the group homes. When the homes were first built, the sidewalks were put in using stone. It does not meet ADA however I don't want to say that we have to replace it for ADA. We have the driveway and it can be used as an alternative route. The reason that we want to replace them is that they are an uneven surface and we have had numerous people trip and fall. They are very difficult to shovel. We want to put in concrete. It was not covered on the ADA because we can use the driveways as an alternative route. The majority of the people coming into the buildings use the sidewalks. The office equipment, under item seven, we have several things that we are requesting. The Canon scanner, the Dell laptop for training and the adobe reader is also on that. Item eight is the alarm system for the two group homes and the school. They are not loud sounding alarms. They go in the windows in the kids' bedrooms and in the doors so that we can pay attention to what the kids are doing. We have two staff on and the kids are in their bedrooms. We have a problem with the kids opening the bedroom windows and either the air-conditioning is on or the heat is on. Sometimes it is to smoke. We have had a couple of kids leave through the bedroom windows. We do bedroom checks. The same thing at the school is that the kids will go out different exits and leave the grounds without permission. This will be a way for us to monitor their movement on our grounds. I have collected four quotes and I called around to other agencies that do the same work that we do to get ideas. The last item on here is a laser printer. It is a

ALLEN COUNTY COUNCIL MEETING MINUTES

black and white and one of the homes has a color printer and the ink is rather expensive and I am tired of replacing the color for them. This will be a less expensive printer and will be easier to operate.

Paula Hughes: Are you going to have ongoing costs with the alarm system like a monthly charge?

Chris Dunn: No, it should not. It is a very simple alarm. They just go into the frames of the windows and into a small box in the staff office and will put out a beeping noise. It is wireless and so there won't be any running of wires and all of that expense. The electricians with the County should be able to set this up for us.

Paula Hughes: Okay.

Darren Vogt: It is basically zoned so you can get a read-out so that staff will be able to know where to go.

Paula Hughes: I just hadn't seen one that didn't have a monthly fee associated with it.

Cal Miller: Move for approval of items five through ten.

Patt Kite: Second.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0. Voter Registration is items eleven through fifteen.

Deb Morrone: Deb Morrone, Allen County Voter Registration.

Barry Schust: Barry Schust, Allen County Voter Registration.

Deb Morrone: We are looking to transfer money to cover personnel costs to get us through the fall election. As you know, this was an unprecedented election that we had in May. I would be happy to answer any questions.

Cal Miller: Move for approval of items eleven through fifteen.

Maye Johnson: Second.

Paul Moss: We have a motion and a second. Conversation, Councilman Buskirk?

Roy Buskirk: I have a question to the fact that you have an excess of \$10,000 in the printing?

ALLEN COUNTY COUNCIL MEETING MINUTES

Deb Morrone: Yes. Prior to just recently, we printed our poll books offsite. We have discovered that we can print them in-house and that saves us a great deal of money.

Paul Moss: In-house meaning the Print Shop?

Deb Morrone: Yes. Since we have changed vendors for the voter registration system, it allows us to do that.

Darren Vogt: So would it be safe to say that for next year's budget we would be able to reduce your budget by that amount?

Deb Morrone: We have taken that into account in our submitted budget.

Cal Miller: I think you offered a reduced budget.

Darren Vogt: I didn't remember if that included it or not.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** Human Resources, items sixteen and seventeen, medical testing.

Paula Hughes: From medical testing they are transferring to pay for personnel. Oh wait, it is transferred to pay for computer software.

Brian Dumford: Brian Dumford, Director of Human Resources. There are two separate items on the agenda today. The first is a transfer for \$450 from the medical testing line to the computer software line. The medical testing line that we have is where we pay for Hepatitis-B vaccines for any of the at-risk County employees, who by OSHA standards have to be offered the vaccine. We are having a light year, so far, and I am gambling that it will stay the same. We have purchased Adobe Acrobat for the Human Resources staff for the purpose of encrypting emails for workers comp and insurance.

Cal Miller: Move for approval of items sixteen and seventeen.

Roy Buskirk: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.**

Brian Dumford: The next request is for a salary ordinance. We are requesting to take one of the Human Resource Assistant positions and transform that position into a recruiting and compensation specialist. There are several reasons to make this move. One of them is the study that the Commissioners commissioned and one of the results was that departments are requesting increased support in recruiting and applicant screening from Human Resources. We currently do not have any functions

ALLEN COUNTY COUNCIL MEETING MINUTES

that screen applications. We receive between 8,000 and 10,000 a year and have to ship them to the department heads. We are hoping to take the burden off the department heads by doing the screening of applicants as well as doing a better job of outreach in the community. We can do a better job of finding applicants for the hard to fill positions. The second function of this position will be to help maintain the compensation system that we spent so many dollars and hours doing over the past several years. We would be able to review positions on a regular basis, through the evaluation system, assist with Personnel Committee requests and keeping track of salary surveys and changes in salary markets. This person would be staffed with both of those duties. We will look to fill the void of the Assistants position by further developing the intern programs that we have and working with the universities to provide learning experiences for those students who are interested in Human Resources.

Nelson Peters: Let me just suggest to you, from the compensation perspective, that as far back as 1985 we had a staff that was about as small as it is today. One of the positions was as a Compensation Specialist. At the time, what it allowed us to do was to forego the cost of consultant studies, like the one three or four years ago. It is my hope, at least, with your approval, we can create greater strength in the area of compensation and keep what needs to be done, here on out, within the department.

Brian Dumford: We can maintain the work that we have done and not get ourselves in the position where we have to do a major overhaul again.

Roy Buskirk: One other thing that was brought out in the Personnel Committee meeting, also, is that this person would be working with the intern program and the department heads to be using interns more.

Brian Dumford: Yes.

Roy Buskirk: Also working with the Chamber of Commerce and the program that they have for interns.

Brian Dumford: The local Chamber of Commerce has a Graduate Retention Division. That interfaces with the Indiana Intern Net which is the State Chamber of Commerce and has an online matching for internships. We had one brief meeting with department heads and made it available to them to start to examine more internships and more cooperative education experiences in their departments. This recruiting person would help to drive that through further. We had this evaluated by four individuals, two interns that are currently working with me on the merit compensation system, a contractor who assisted me last year and a department head who has experience restructuring her department. The average score came out to a solid PAT 3 and it was approved by the Personnel Committee.

Paul Moss: Councilman Vogt?

ALLEN COUNTY COUNCIL MEETING MINUTES

Darren Vogt: Is there a difference in the funding from OSS 4 to the PAT 3?

Brian Dumford: Yes there is and I found the funding in my budget this year. I will ask for a transfer next month to move that around. I requested the additional funding for this position in my pre-allocation budget letter.

Darren Vogt: Move for approval of the amended salary ordinance for the reclassification of a position within the budget of Human Resources 100-4301-411, Recruitment/Compensation Specialist, from OSS 4 to PAT 3 in the amount of \$34,456.

Roy Buskirk: Second.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0. Okay, transfer of item 18 to items 19 through 31.

Ken Fries: Good morning, Kenny Fries, Sheriff of Allen County.

Lin Wilson: Lin Wilson, Grant Administrator.

Ken Fries: We are requesting permission to transfer within the Federal Asset Seizure Fund to fund to two officers for the rest of the year. When the grant was written several years ago, they didn't pay attention to the dates. The grant actually ends in July.

Lin Wilson: There was a misunderstanding about what a year is. For the schools, a year is July 1 to June 30. For us, a year is January 1 to December 31. In the grant agreement where it said in the fourth year of the agreement these will equal the total remuneration paid to the officer in the fourth year of his service for that year. They were assuming to the middle of this year. But for us, it is calendar year. We need six months to make up the difference. Their contract expired last year. This came to light when we were doing grant closeout procedures and actually looked at the money in the fund and looked at the grant agreement. The requirements of the federal grant are that we have to have one full calendar year and can't just stop at the school year. Fund 206 does allow for payroll for officers only on a temporary basis. This would meet the guidelines on the Federal Asset Seizure Fund which is established by the Department of Justice. We are done December 31 and if he wants to decrease his number of officers, he can do that. We had to have this retention for the full four years of the grant.

Roy Buskirk: So, on the math, did the grant come up with payment for full four years?

Lin Wilson: No, the grant only paid for three years. We had to fund the fourth year. The schools agreed to the fourth year but for them, the year is the school year. We

ALLEN COUNTY COUNCIL MEETING MINUTES

were late in getting started. We were supposed to start in the school year that the grant was awarded but we didn't start until that January. This has been a great program but if the schools want to keep the officers, they will need to pay for the officers.

Paul Moss: I know we have had various grants for the Sheriff's Department for bulletproof vests and things of that nature but are you aware of any grants for sunscreen for police officers?

Ken Fries: Whatever do you mean?

Cal Miller: Move for approval of items eighteen through thirty-one.

Darren Vogt: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** Next are salary ordinances.

Paula Hughes: This is the one that was a misunderstanding. The Auditor's Office is going to present this.

Tera Klutz: I will talk about it. When Circuit Court came before you, the Adult Probation Officer was hired in with the understanding that he would be making this salary effective April 14th. Tim Miller thought that this was everybody's understanding but when the salary ordinance is approved, that is when the salary goes into affect. He is now requesting that it be retroactive to April 14, 2008.

Paula Hughes: The amount was budgeted but for whatever reason, the salary ordinance was done after the person was hired. We are just backdating it to the date of hire rather than the date of the Council meeting. Correct?

Tera Klutz: Correct.

Roy Buskirk: In the interview process and hiring of that person, it was going to be at a higher salary rate. That is the reason it needs to be approved.

Darren Vogt: Move for approval of consideration of a salary ordinance setting the pay for an employee within the budget of Circuit Court 100-6101-412 Adult Probation Officer UPROB 6 for \$50,355 effective April 14, 2008.

Maye Johnson: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** Next is the Board of Health grant.

ALLEN COUNTY COUNCIL MEETING MINUTES

Mindy Waldron: Mindy Waldron, Administrator of the Department of Health.

Lin Wilson: Lin Wilson, Grant Administrator.

Mindy Waldron: St. Joe Community Health Foundation, once again, would generously like to contribute to some of our health care issues. They have committed to supply \$44,000 to provide our department with a translator/interpreter for mainly our medical clinics. It would be a part-time position and most likely be spread amongst two people so that we can maximize the number of languages spoken. We have made it preferable to speak more than one language but if we can spread it amongst two people, then we would look for opposite languages. We have some leads on folks that we have dealt with already.

Darren Vogt: Move for approval for the Board of Health to apply for a grant from St. Joe Community Health Foundation in the amount of \$44,000.

Paula Hughes: Second.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.

Mindy Waldron: If I could just add, they have already committed this verbally. Would I need to come back in July to ask for permission to receive it?

Tera Klutz: Yes.

Roy Buskirk: I do have a question with the Burmese. Is there a problem with different accents?

Mindy Waldron: Do you mean dialects? We see all of the dialects of Burmese. It is even difficult with the translators from Catholic Charities. They don't speak all of the dialects either. Our hope is to maximize and to create some efficiency in our clinic because we are oftentimes waiting on translators to come with patients and doctors are sitting there. If we can employ that person, we can schedule them to be in multiple clinics and will maximize our doctors' time as well. It will also help with phone calls where we can answer the questions that we typically can't right now.

Paul Moss: We are now going to have the discussion with the Assessor. Stacey, would you mind joining us? We have a resolution concerning the transfer of funds to the County Assessor.

Stacey O'Day: We are here about the resolution transferring from the Trustee/Assessors to the County Assessor.

Paul Moss: I am assuming that everyone is familiar with this.

ALLEN COUNTY COUNCIL MEETING MINUTES

Tera Klutz: This is for the townships that are under 15,000 parcels. I just wanted to say that.

Stacey O'Day: This is for the July 1st deadline.

Darren Vogt: Stacey, I have some questions. Obviously we know that the others are on the ballot for a referendum to see what the taxpayers want to do. What is the plan if those are agreed to be eliminated? From a Council perspective, what are we prepared to do from a salary standpoint because we can only adjust those salaries one time a year and that is at budget time? Is that correct?

Tera Klutz: No, you have up until December 31st. You just can't change it in the year that you are in.

Darren Vogt: Okay. Can you answer the other question though?

Stacey O'Day: The plan. Actually, there are several plans. It is very difficult, as you can probably understand, to decide where to place thirty or fifty people. The referendum vote could give me two different equations but we will deal with that when the time comes. There are several plans that we are working on but nothing final yet because we don't have all of the pieces of the puzzle yet.

Darren Vogt: So you have a contingency Plan A, B, C and D.

Stacey O'Day: That is exactly correct. Just to the basics of utilizing staff per parcel count, using staff where it is most appropriate and readjusting to where we need to get the assessment levels where they need to be. It is going to be a team concept like we have done with the Commercial/Industrial teams. The residential will be geographically located because you must understand the market base.

Cal Miller: Move for approval of Allen County Council Ordinance 08-06-19-1 transferring the records, property, obligations and funds for certain township assessors to the County Assessor.

Maye Johnson: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.**

Paula Hughes: I want to commend our County Assessor, Stacey I have said this to you personally and privately, but because of Stacey's diligence in staying on top of the changes that are happening at the State level there was some potentially very damaging changes to the manual that Assessors have to use for the assessing practice. Stacey identified these problems that would have been very harmful and took the time and was thorough enough to document the impact those changes would have on tax collection in Allen County. That was used as a model at the State

ALLEN COUNTY COUNCIL MEETING MINUTES

to show why they should not make those changes. They were intended to be implemented the first of July along with all of the other changes that were happening in the assessing community right now. We have Stacey to thank for the delay in that implementation and possible changes.

Cal Miller: I read that article and thank you very much for all of your work.

Paul Moss: Resolution on the Rainy Day Fund temporary loan to the General Fund.

Tera Klutz: Because of the delay of property tax collections this year, the General Fund has a balance of \$314,000. We don't want to draw that below zero and so we are asking you to consider a temporary loan, through the end of the year, from the Rainy Day Fund in the amount of \$7 million.

Paul Moss: Council, are there any questions on this?

Darren Vogt: Move for approval of resolution 2008-06-19-3 which the Allen County Council approves a \$7 million temporary loan to be transferred from the Rainy Day Fund to the General Fund. The loan will be repaid no later than December 31, 2008 in accordance with the provisions of IC 36-1-8-4.

Maye Johnson: Second.

Paul Moss: We have a motion and a second.

Cal Miller: This is an example of how fortunate we are to have the Rainy Day Fund and how everyone worked together to position us for this. What would happen if we didn't have the Rainy Day Fund?

Tera Klutz: If we didn't have the Rainy Day Fund, we would look to other funds to see if they could sustain this type of borrowing. If not, we would have to take out tax anticipation warrants. That is what a lot of bigger tax units, like schools, do where you borrow from a bank in anticipation of getting tax collections later in the year. There are interest and closing fees associated with that. We are saving money.

Paul Moss: We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0. Recent and/or upcoming meetings, we already talked about the Personnel Committee meeting. We have a meeting coming up that is solely related to the Maplecrest Road Extension. That is on June 24th at 9:00 a.m. Other than that, I am not aware of any other meetings.

Cal Miller: Other than the upcoming meeting, with respect to the questions I had for the Commissioners and some of the remaining data that we were waiting for on the projected utilization of the Major Bridge Fund and outside of its use as a subsidy for lagging TIF's as the Maplecrest project gets underway, if it gets underway. The Commissioners have come up with that additional data. They have inserted it into

ALLEN COUNTY COUNCIL MEETING MINUTES

projections where they are taking the RW Armstrong projections and reducing it down to 25% of the projections taking out the concerns about certain areas not developing. They have come up with some drafts and funding streams and projections even with the very conservative estimates as to revenues generated from TIF's and very conservative utilization of the Major Bridge Fund. They have come up with some interesting graphics about how the project still works financially. I would encourage anyone who hasn't seen the latest information to contact Commissioner Peters, Mark Royse or Scott Harrold if you want to get your minds wrapped around it beforehand. We can all absorb it but it is not easily done on the fly.

Darren Vogt: Has the bridge repair been overlaid on that graphic?

Cal Miller: Yes.

Paula Hughes: The Major Bridge expense? The anticipated...

Cal Miller: Yes, absolutely, other than Maplecrest. I would encourage you to look at it. It is very interesting. They have taken the Highway Department's calculation of how that Major Bridge Fund would need to be used in the future setting aside Maplecrest, if that gets passed. They take that projection and they have added a lot more money to it to demonstrate that they want to do the most conservative projection. They have utilized that conservative projection by adding a lot more utilization to other projects in the future. It is very interesting from a funding standpoint. If we realized 25% of the TIF revenues and backed out the concerns about some areas that we don't think would be developed and with the utilization of the Major Bridge Fund.

Roy Buskirk: Chris, will we have that this afternoon, as far as the Major Bridge Fund expenditures and repairs?

Chris Cloud: I will call Mark and see if I can get that.

Cal Miller: I saw it this morning at 7:00 and they had just finished it. I have been hounding because I wanted this question answered. I can't even get to the table to decide what I would like to do, as one member of Council, without that information.

Roy Buskirk: An interesting side note on that is that it is in your bridge book.

Cal Miller: I understand that but it is not put on this other graph. It is not put in the form that makes me understand it.

Paul Moss: I think that the primary thing to keep in mind is that everyone comes prepared to that meeting so we can have a good discussion and make a decision on an important issue. I would encourage Mr. Cloud to make sure we have all of the

ALLEN COUNTY COUNCIL MEETING MINUTES

information that has been requested, if at all possible. Are there any comments from the public at this time? Are there any additional comments from Council?

Paula Hughes: I was going to make Council aware that there was a question about the co-location of the Sheriff's Department and the City of Fort Wayne Police Department. There has been at least one meeting involving both City and County officials to discuss that. My participation has been to urge those entities that were present to think big-picture on this. I will be chagrined if we get through this process and wind up with another short term solution. I think that notwithstanding the budget pressures that both City and County are facing, I think we need to address what has long been a neglected situation with both police departments. Those conversations are ongoing and I honestly don't know where it stands right now. The City was going to pull back and do some due diligence of their own and I am hopeful that we will get together again sometime in the next month.

Cal Miller: I would think that the dollars that the County Council has earmarked for that potential project would send a strong signal of our interest in seeing that.

Paula Hughes: And cooperating. The Sheriff is fully at the table and fully cooperative which is something new. If there was ever a time that we could work out a mutually acceptable solution, this would be the time. To follow up on that, the Sheriff and Commissioners sent a letter to the Mayor and the Chief of Police earlier this spring giving a six-month window to figure out whether or not we can work together on this. They find it as unacceptable as I do the ongoing nature of this conversation. We have through the end of September to determine whether or not we are going to move forward in a cooperative manner or if we will move forward with New Haven Avenue.

Darren Vogt: In your discussion, I know the Safety Academy has been in the newspaper and discussed that they were having trouble with leases. I know it is supposed to be a regional hub but I don't know what the square footage situation is.

Paula Hughes: That is the problem, the square footage. The co-location of the Sheriff's Department and the City Police demands about 120,000 square feet. I can't remember, off the top of my head, the vacancy at the Academy but it is not anywhere near that.

Roy Buskirk: Continuing on about the cooperation between the City and the County, I don't know if you have had an opportunity to look at the morning paper. It is concerning Bass Road and the cooperation between the City and the County as far as planning on projects that are annexed after they have been started by the County. The City is balking at any kind of agreement, that if the Bass Road area is annexed, on them participating in any of the funding. I know that this Council has been very upset on some of the road projects that have been annexed. A good example is the Aboite Center Road which is annexed into the City and we haven't even started the actual construction. The County is funding that.

ALLEN COUNTY COUNCIL MEETING MINUTES

Paula Hughes: We absolutely should not be.

Roy Buskirk: Exactly. The funding mechanism for the road projects is based upon road miles and population and when Fort Wayne annexes, that revenue stream goes to Fort Wayne. We still have to pick up the cost of the road project.

Darren Vogt: That goes back to my point about our priorities. Here is the pot of money that we have for transportation in Allen County and here is where our priorities are. We, as a Council, need to step up to the plate and hold Highway Department accountable for the way that they spend. One option would be to not appropriate money for them without coming before us. There are counties that do that. They make all of those decisions and they have to come and make justifications for each project.

Cal Miller: On a project by project basis?

Darren Vogt: Right.

Paul Moss: Our options are very limited in terms of leveraging any influence over that. You are absolutely correct that this is probably the only alternative. I think the message that needs to be sent is that it is a matter of leadership, right? Setting some direction and setting some priorities and it has been frustrating. There is no question about it. I would encourage Council to strongly consider exactly what Councilman Vogt is talking about.

Cal Miller: When do we need to consider that and what do we need to do if that was the desire of Council to do that?

Paula Hughes: Budget time.

Cal Miller: So, before what point in time of this year, before we close the budget session, there needs to be some discussion about whether the Council is going to force the Highway Department to come project by project. Then, at that point, they come up with a project and there will be questions about how does this fit in the grand scheme of things in terms of priorities and whether it gets funded or not. For instance, if they came for funding of Aboite Center Road, I assume there would be a lot of discussion about why the County should be funding that seeing that it has been annexed by the City. And furthermore, the City is getting the tax dollars that would naturally flow to a project like that. Is that what we are talking about?

Roy Buskirk: There are a lot of things that goes into such as Aboite Center Road. Normally, it takes at least five years from the time you start doing the engineering until you start seeing the construction on a road project. It is the length of time that takes place as far as some of the expenditures. On many of the road projects, 80% of the funding is State and Federal money which is used during the engineering phase, the right-of-way phase and the construction phase. In the case of Aboite Center, if we

ALLEN COUNTY COUNCIL MEETING MINUTES

never went ahead and did that, we would have to pay back to the Federal Highways, the funds that they have already given us on that expenditure. That would be greater than the 20% on finishing the construction. You have to be looking out into the future quite a bit. You would think that the anticipation of an annexation would take place during this period of time.

Paul Moss: That is doable.

Roy Buskirk: That is the reason that the proposal that the Commissioners made to the City of Fort Wayne is that if you annex the area within a certain timeframe, then we would get reimbursement.

Cal Miller: So, the Commissioners are pursuing a standing agreement. We are talking about Aboite Center Road, to follow your point and the City knows full well that if the County has to pay back that 80%, that is going to exceed the amount of money that would be the remaining 20% to get the project finished. Is that right?

Roy Buskirk: Correct.

Cal Miller: Okay, I see. I understand the City's position a little better now.

Roy Buskirk: Right but what the Commissioners are working with the City on now is Bass Road.

Paul Moss: Interesting topic to keep in mind. Are there any other comments from Council?

Darren Vogt: Move to waive the second reading on any matter approved today for which it may be deemed necessary for the County Council meeting of June 19, 2008.

Paula Hughes: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.**

Cal Miller: Move to adjourn.

Darren Vogt: Second.

Paul Moss: **We have a motion and a second. All in favor please signify by saying aye. All opposed same sign. The motion carries 7-0.** The next meeting will be held on July 17, 2008 at 8:30 am.

There being no further business the meeting was adjourned at 10:50 a.m.