

**ALLEN COUNTY COUNCIL MEETING MINUTES  
SPECIAL MEETING MARCH 24, 2011  
3:00 P.M.**

The Allen County Council met on Thursday, March 24, 2011 at 3:00 pm in the County Council/Commissioners Courtroom. The purpose of the meeting was for additional appropriations and transfer of funds for building repairs concerning co-location in the City-County Building.

Attending: Bob A. Armstrong, Larry L. Brown, Tom A. Harris, Kevin M. Howell, Paul G. Moss and Darren E. Vogt

Also Attending: Tera Klutz, Auditor; Nick Jordan, Chief Deputy Auditor; Jackie Scheuman, Finance and Budget Director; Nelson Peters, Commissioner; Therese Brown, Commissioner; Linda Bloom, Commissioner and Becky Butler, Administrative Assistant.

The meeting was called to order by President Darren Vogt with the Pledge of Allegiance and a moment of silent prayer.

**Darren Vogt:** Council, I think everyone understands why we are here and what we are looking at doing today. To give you an idea of how we are going to proceed with this but the main bulk of the idea will be to have Chris and maybe the Commissioners come up and talk about what they want to do and what alternates are available. We will walk through those and if anyone wants to discuss those, we can move into those. You do see that you have appropriation items on the agenda and items one, two and three are the funds that are available for us to appropriate out of. I, by no means, anticipate any of us making motions to appropriate all of those dollars. That was not the intention. It was to show what money was available and what funds were available to appropriate if we decided to appropriate. There is a transfer within the General Fund and we will get to that item when we get there. We will have presentation first and then we will go through the discussion of that. With that, whoever is coming forward to talk about this, please come and introduce yourself for the record.

**Therese Brown:** Good afternoon, Commissioner Therese Brown.

**Nelson Peters:** Nelson Peters, Allen County Commissioner. Just briefly, a history of how we have gotten to where we've gotten to. On or about February 24<sup>th</sup>, we reached the realization that there was perhaps another way to look at the project as we began to better understand some of the costs. We asked the folks to go back out and sharpen their pencils. They did and with the suggestion that if we took a look at the first floor and instead of having Voter

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Registration and the Election Board on the north side of the building, it might make more sense to put them on the south side of the building. Let me back up. That was actually the original proposal to have them on the south side of the building and have the Records Bureau on the north side of the building. As we asked them to sharpen their pencils, they suggested that maybe a flip of the floor would save us somewhere around \$400,000, both with respect to the asbestos mitigation as well as the actual construction of the building. It looked like pretty big dollars and we thought that we should give it some consideration. In the meantime, we had yet to have met with the Sheriff and the Fort Wayne Chief of Police. They are certainly the experts in terms of safety and efficiencies in those areas. As we met with them, I believe that they carried a very strong argument that to stick with the original plan would allow for greater efficiencies within the building. It would also allow for the enhancement of public safety. The other argument that they used, which seemed to be fairly strong, was that we have been in this building for over forty years and we are looking to perhaps be here another forty years. It was important that we really considered planning for the future, doing the building right and getting it done right now in the most appropriate manner. To do that we believe that we need from you today, out of the General Fund, \$338,584 to make that plan work.

**Therese Brown:** We have Chris Cloud here who will be more than happy to go through a handout that he has for your purview. All of the things that were in the original Commissioners' recommendations as well as the original cost of sticking with the original plan, as presented by the architects and what those costs are as well as the alternates that have been requested for this meeting. Mr. Cloud?

**Chris Cloud:** Chris Cloud, Commissioners Office. If you will indulge me, in preparation for this meeting, Becky asked me for a handout. I would like to replace that handout. It still has the original information but now has some additional stuff.

**Darren Vogt:** If you want to just hand them from the end we can pass them around.

**Chris Cloud:** The top will look exactly like what you were provided previously. The bottom has been added onto this list. I will try to be brief in walking through this. I will not be nearly as technical as the construction manager/architect. That will be good for all of you. In the construction base bid is \$2.6 million. It includes renovations of parts of the basement,, the first floor west area, removal of the escalator on the first floor, renovation of the entire second floor, minor renovations to the third floor, renovations to the fourth, renovation to parts of fifth and sixth, minor renovations on the

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seventh, nothing happening on the eighth and minor renovations on the ninth floor. I won't go into detail on the asbestos bid, just know that if we renovated somewhere it is either getting totally abated or decontaminated. Decontaminated is a cleaning process above the ceiling tiles to allow the contractors a clean and safe place for when they go in to add lights or change duct work or things like that. In addition to that, the Commissioners are recommending a number of alternates. I think I went through these at your last meeting so I will try to be brief. Alternate A-5, double casing the existing hydraulic elevator. There is an elevator that goes from the basement to the second floor. It is actually a requirement now that hydraulic elevators have double casing to prevent leakage. We had thought about having that as a maintenance-type item because that elevator is going to be used frequently now and so therefore it becomes a little more necessary to get it done. A-7 puts a film on the windows around Police Records. First of all for security since they are 24/7 and people are working in there but also because we are pushing people out to the walls now there will be heat loss and cooling issues and the film will help with that. Alternate A-9, we will update building signage. Obviously we are changing around offices and the signage inside will be updated. Alternate A-11 is an alternate deduct. That means that it takes something from the base bid and says that it is not going to happen now and we get credited with that amount. A-11 keeps Voter Registration and the Election Board in their current places and just renovates the south half of that floor for Police Records. We will touch on the change to our proposal because of the meeting recently. This is what we originally had and so I wanted to go through what was provided. M-1, the return air duct filter banks, installs Hepa filters. Obviously we already have filters but Hepa filters help us because we know that we are leaving much of the asbestos in place and in a safe condition. If, in the future, a chunk would fall down or something like that, with the Hepa filters in place we would not be required to go in and abate. Not that we wouldn't want to abate in the future or that we wouldn't have to if we ever demolished the building but it is just a protection for air quality. M-2 is duct work reinstallation. When they abate, they use a mist of water and that kind of messes with the insulation and so some of it would have to be reinsulated. P-2 is storm piping drain pans in the basement. Where police records are, we have major waterways. It is a very minor expense to put drip pans underneath in case there is ever a leak. That way, no police records or evidence gets damaged at all. E-2 is new emergency generator. The City is kind enough to give us the one at Creighton Street but there is significant cost to install it and make it function with our system. In addition, the architects and construction manager recommends that we set aside 10% contingency for alternates. We have a line for estimated fees for the architect, abatement engineer and construction manager. The abatement engineer and construction manager will be onsite, through the duration of the project, to monitor skilled trades and the abatement contractor as well. It is a

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labor intensive oversight. What we originally gave you, before the Commissioners' meeting on Wednesday, totaled \$4.4 million. The concerns expressed by Public Safety and that the Commissioners would like to incorporate now are what is under the section labeled "First Floor Swap". The first one removes the duct and we stick with the base bid. To accomplish that requires two abatement alternates to totally abate about 12,000 square feet on the first floor and then to decontaminate the area around the horseshoe. Also, a 10% contingency for those abatement alternates. That is a revised recommendation of about \$4.8 million. On paper, we have project funding of \$4.5 million. Three million is from the Council, the anticipated \$1 million from the City and the appropriation from the meeting on the 24<sup>th</sup>. That leaves us with the appropriation needed for the first floor swap at \$338,584. In addition, the exercise that we told you we would go through was to specify on the alternate list, the items that are more of a maintenance or upgrade-type where if the building is going to be mainly unoccupied and we are going to be knocking down walls, now might be a good time to do that. The very last page of that packet, and on your agenda, is that list. The only correction that I would ask you to make is if you would mark out A-5. We moved that to the required list and in my haste to get this together, I missed that one. That brings the maintenance item total down to \$442,724.

**Darren Vogt:** Where is that bottom?

**Chris Cloud:** Just mark A-5 off the last page. Then the total comes to \$442,000 roughly. If you would like, I can go through the maintenance items as well.

**Darren Vogt:** Yes, go ahead and let's talk through that. Council, if you recall, we had requested this to look at if there are what I call maintenance items that we should look at while the building is empty. This is the list that was come up with and Chris, if you want to go through it.

**Chris Cloud:** Let me preface this by saying that the Commissioners feel that not doing these does not harm the building in any way. If it needed to be done now, we would have put it in our first list. These are things that say now is a good time because of what we are doing elsewhere in the building but they are not critical.

**Darren Vogt:** Let me ask a quick question before you go through them. In your analysis of these things, did you consider whether or not disruption made a difference or an impact or not?

**Chris Cloud:** Not necessarily. We know that with a number of these, there may be minor but it would not be global. The whole building wouldn't be

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necessarily affected. A-1, Public Corridor Elevator Lobby Upgrade is very cosmetic upgrades. A-3, Public Restroom Upgrades is the same thing. They will upgrade the stall walls between stalls. It doesn't mess with plumbing or fixtures but just a cosmetic upgrade. Again, we removed A-5 because we felt it was more important than initially. P-1, Domestic Water Booster Pump, in a nine-story building you would typically find a booster pump around the fourth or fifth floor. We don't have one and all this would do is even out the water pressure on the upper floors. This is something that we could do at a later date and isn't crucial to the project, at this point. FP-1 and FP-2 kind of go hand-in-hand. FP-1 is Sprinkle System Bulk Main Riser Stand, if you were ever going to want to put a sprinkler system in the building, right now our fireproofing is sprayed on the deck. If you ever wanted to put in a sprinkler system or at least the roots of a sprinkler system, it is good to do it when there are not a whole lot of people on the floors. It is an intensive thing to do. I assume that there is minimal work on the floors but a lot of work on the lower level to get it installed. This would just be the pipe that would go throughout the building. There is additional work, waterline-size, from the City waterline to our building. The pipe size needs to be changed and some additional work there. FP-2, Fire Pump, if you want to get water up a nine-floor building, you've got to force it up. On the abatement side, some things that could be done is Alternate #4, remove floor tile and adhesive. We know that there is asbestos in the adhesive. You can cover right over it but if you wanted to remove it, at least that part would be done. Fireproofing overspray removal in the basement, by removing the overspray that exists now, the abatement engineer could certify that the basement is totally asbestos free. This just removes some of the overspray where when they did it back in 1969 or 1970, they went a little too far. A 10% contingency puts us at \$442,000 for those maintenance items. The page before that, the page of reds, greens and yellows, just shows that there were alternates that we didn't put on the maintenance list or there were some that we just decided that we didn't want to do. That is a very quick overview of a very large project. I can answer your questions on content and what is happening.

**Darren Vogt:** Let me make sure I understand the color sheet. The Yes indicates that you were already doing it.

**Chris Cloud:** No. The green is in the \$4.4 million. If it is yellow, that means that it is either we don't have the funding for it or it is on the maintenance list. Red is for things that we just aren't going to do. It is more for informational purposes so that you had a list of all of the alternates that were on the there. I also included, in case you can't visualize it, the first floor west. This is what the swap would look like.

**Darren Vogt:** Council, with that, we will open up for questions of Chris.

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**Chris Cloud:** If there are any questions on the content of what we are looking to do.

**Darren Vogt:** Councilman Howell?

**Kevin Howell:** The estimated fees for the architects, engineers and construction manager, are they a top figure or a base figure?

**Chris Cloud:** Oh, top. It is hard to guess because you are basing this on an assumption of how long this project goes. For the construction manager, you pay a monthly fee to have a superintendant on site to manage. We are not using a general contractor. We bid directly to the trades, an electrical package, a mechanical package and a painting package and so a construction manager is on site for as long as the project is. If for some reason we had to go longer than that, then they are here longer. This is a high end figure assuming that it goes a little longer. This is for my purposes of knowing that we are going to have that money at the end of the day.

**Kevin Howell:** So if it is more than this, you will come back to us to ask for money?

**Chris Cloud:** We would have to.

**Kevin Howell:** If it is less, do we get the money back or what?

**Chris Cloud:** Yes because this is coming out of the same line as the rest of the construction. It is all in the same line. It is in the line that we put the \$3 million from County Council.

**Darren Vogt:** I will interject quickly on that. If you noticed, if you look at the third page back there is a list of the amount of money and what has been spent out of there. Right now there is \$2,618,235 available.

**Tera Klutz:** Yes, that was out of the \$3 million that he has listed on the top sheet. We just did that to show how much you could transfer into that 400 series, Capital.

**Darren Vogt:** And there is an additional \$500,000 out of COIT Flood Control that we did at last month's meeting. Councilman Moss, you had some questions?

**Paul Moss:** From a timing perspective, when were the Public Safety folks involved in this? I am just kind of curious about that. It just seems that we so often end up reading an article in the paper.

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**Chris Cloud:** From the beginning. How the project works is that departments moving in met with the architect. From a high-level design phase, all departments have been involved since the beginning. As you narrow it down, you work with departments and the architect and you refine it and figure out initially how big the space is going to be and where teams are going to be and where people are going to sit. The departments worked with the architect on every level. Public Safety has been involved since the beginning. I think what they were alluding to is when they found out that one of the most expensive areas was first floor west, they went back and looked at it. When they thought about looking at what it would cost to not do that was purely a Commissioner decision. Once the Commissioners went down that road, they said that we would have to put a month halt on awarding the bids for the redrawing of that to take place. The members of the design team met with the Public Safety folks on the 11<sup>th</sup> of March to discuss concerns that they had. We got a letter in writing on the 18<sup>th</sup> expressing their concerns and the Commissioners met with them yesterday. I would not say it was a last-minute thing.

**Paul Moss:** I haven't been involved so I appreciate the clarification. The \$338,584, is that number different because you were moving along at a pretty good clip there? You indicated that A-5, does that affect the \$338,584 at all?

**Chris Cloud:** I will explain how we get there. If you look at the first page, the revised page, what we presented to you was \$4.4 million. Our project funding is \$4.5 million. There was already \$85,000 in there. When you subtract \$85,000 from the first floor swap number, you get the \$338,584. The project cost difference is \$424,000 but because there was already a cushion and we are using round numbers, it lowers the amount.

**Paul Moss:** I understand that part of the math but the \$42,500 should not be further taken out of the \$338,584.

**Chris Cloud:** No. That is purely just on the maintenance list and should not have been left on there.

**Paul Moss:** So it is safe to assume that the Commissioners' position is essentially in agreement with our Public Safety administration that this is important enough that we need to figure out a way to pay for the \$338,584.

**Chris Cloud:** I will let the Commissioners answer that.

**Paul Moss:** Is it important enough that it could come from somewhere other than the General Fund? The next question would be, is it important enough for the City because this is driven all way back when by the City's desire to

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co-locate, re-locate or however you want to put it. Is there an opportunity to maybe have them split this with us? Just a thought. We are now at, if we approve this today, that will put us at \$838,000 above the \$3 million that we had been fairly adamant about.

**Darren Vogt:** Commissioners, if you want to come on up.

**Larry Brown:** If I might ask, Paul, what number is that \$838,000?

**Paul Moss:** I did not vote for the \$500,000 last month but if you put that with \$338,000, that is in addition to the \$3 million.

**Larry Brown:** \$800,000. I misunderstood and thought you said \$8 million.

**Paul Moss:** Oh, no, my math is bad but not that bad.

**Nelson Peters:** I think it is fair to say that we are indeed in support of this plan. When you talk to the public safety experts that we believe have the expertise, to help drive the program like this, it makes sense from a safety standpoint. We have had some discussion with the City about partnering on additional cost and their response has been that they are already giving us a million dollars. Are we willing to take those dollars out of any funds that we may have? We have a spreadsheet that we are happy to share with you and show the total number of dollars that we have any oversight of right now. That is about \$1.2 million. We have, right now, obligations of \$7,776,551. Those include things like payments to GM and payments to Goodrich. There are payments for some of the projects that we currently have moving towards coming to Fort Wayne. The answer to your question is yes we are but it leaves us with almost zero flexibility in dealing with any of those kinds of issues.

**Therese Brown:** We were also tasked with coming up with a ballpark number of what we felt would be a good reserve for economic development incentives and we believe approximately \$2.5 million would be a fair number. Especially based on the experience that we have had so far in the first quarter of 2011, we are on a pretty good clip. For the audience hearing this, we have some very interesting projects and a lot of opportunity that is coming forward in the next few months. We would like to be able to have those dollars flexible for us to be able to do that.

**Darren Vogt:** That \$2.5 million is an annual number, right?

**Therese Brown:** Annual, yes.

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**Nelson Peters:** You have to realize too that we were sitting, before the Shovel Ready Site deal last year, with about \$7.5 million that resided in our CEDIT Economic Development, not CUM CAP, in our Flood Control Funds, tax abatement funds and a few funds like that. That \$7.5 million has been driven down to about \$1.2 million right now.

**Therese Brown:** That COIT Flood money will not be replenished. That is a one-time thing. I recognize that some of your comments, Councilman Vogt, on how much money should be set aside from the Rainy Day Fund or from a policy standpoint or wherever for economic development. These dollars are getting pretty lean. I'll just say that we were hit earlier this week, when it comes to projects of maintenance and we were informed that we have a roof issue on the Kelley House and also are going to potentially have a sewer problem as well. There are things that come up, that even though we have the strategic plan when it comes to Cumulative Capital Development funds things do come up, that we unfortunately we have no control over.

**Darren Vogt:** Let me clarify one number, Commissioner Peters, the \$7.7 or \$7.2 million?

**Nelson Peters:** There was about \$7.5 that resided in a number of those funds that were generally used for economic development purposes.

**Darren Vogt:** And that included the \$5 million that Council set aside?

**Nelson Peters:** No, it included \$2.5 million because you guys took \$2.5 million out of the General Fund and we too \$2.5 million out of those funds for the Shovel Ready Sites.

**Darren Vogt:** So the \$7 million did include the total of \$5 million.

**Nelson Peters:** No, it included \$2.5 million. The \$7.5 million was reduced by \$2.5 million by virtue of our share toward the Shovel Ready Site program.

**Darren Vogt:** Okay. Council, are there any other questions?

**Tom Harris:** Yeah in terms of underneath Project Funding, anticipated funding from the City of \$1 million, has that not been received yet? Has it been approved already?

**Nelson Peters:** It was voted upon by the City Council last fall.

**Tom Harris:** So it is a matter that it has been approved and just not received yet. If the Council should vote no on that list on the last page, do you have

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them in priority order in terms of you may not want to do all of those items but you may choose to do some of those items. Is there some kind of priority order?

**Therese Brown:** You are referring to the alternate page?

**Tom Harris:** Yes.

**Therese Brown:** Our request, right now, would be covering the cost of the first floor swap that would get to the \$4.8 million not including those alternates. Those would be in excess of that.

**Darren Vogt:** Let me add that you had done numbers that get you under, let me rephrase that, you have worked up a scenario where you can do the project for the money that you have available currently.

**Nelson Peters:** We basically have two alternatives. One alternative is to go with the original plan and that gets you in at \$4.8 million. The second alternative is to swap the floor, not swap the floor, and that gets you in at about \$4.4 million.

**Darren Vogt:** That gets us under the budget of the money that we had, that is where I was going.

**Therese Brown:** Did you want to entertain discussion?

**Darren Vogt:** That is where I was going. Council, we do have both the Sheriff and the Chief of Police here and let's have them come up. They were able to convince the Commissioners to spend an additional \$400,000.

**Ken Fries:** Kenny Fries, Sheriff of Allen County.

**Rusty York:** Rusty York, Chief of Police, Fort Wayne.

**Ken Fries:** Let me preface this, Councilman Moss, we were involved in this process, our departments were involved in this process for probably five or six months before December of 2010. The Chief and I both sent people from our departments, our Records Division, Detective Division, Patrol Division and everybody to look at the plan to come up with a plan that is going to work for the next forty years. I know that there has been a lot of discussion about the \$338,000 that we are asking for today. I ask you to please approve that. You all know how frugal I am. I don't like to spend the taxpayers' money. If we don't do this, it will actually wind up costing us more in the future because we are going to have to pay for 24 hour security if they go with the alternate

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plans. It is going to wind up costing more in the future because it. Our departments spent a lot of time looking at the City-County Building and the footprint that we had to work from. You all know that I was not in favor of moving down here. When this building becomes available and we own it, we save the taxpayers' money, move us in. We were given the footprints and make this work with the idea of being effective and efficient. That is what we did. We worked together to make sure that this is going to be effective and efficient. What you guys decide today and what the Commissioners decide, affects the people of Allen County and the officers for the next forty years. It is not just now but long after I am gone. The plan that we came up with is the best and most efficient plan to work with. It is not the alternate plan. That is why we felt it was so important to send a letter to the Commissioners saying that we need to take a look at this because you need to see all of the problems with this alternate plan and make sure that we make the right decision now that will last for the rest of our lifetime.

**Rusty York:** I would like to add that this isn't involving a wish list. If we could only have this or we would really like to have this. It wasn't the Sheriff and I that sat in there and said it was going to look like this. It was the professionals within our agencies that work in these different areas every single day. They put their heads together, worked with the architects and came with a plan that, as the Sheriff mentioned, is effective and efficient but also a very functional plan and most importantly a very safe plan. I am going to have to stand by this because there is a lot about the Records Division that a lot of people don't realize. It is a portal to the Fort Wayne Police Department. We don't just hand out accident reports and firearms permits. It is everything from a safe haven, we have had people come into our Records Division that feel they are being followed and are in danger. They park outside and run in. We have custody exchanges going on every Friday and Sunday where people bring their children in to exchange custody. I don't know how many warrants are served at our desk, all hours of the night and day. As the Sheriff mentioned, this could potentially cost more. That is because if we had our Records Division on the south side of the building, we would have two options. We would have to have the lobby open 24 hours a day, with armed security, which by our estimates would be about \$140,000 additional each year. Or we could have a secure entrance on the south side which would basically mean that most of the people coming into the Records Division after hours would come up and try the doors back here and would have to walk all the way around the outside of the City-County Building, in all kinds of weather, to have access. We just don't feel that this is acceptable.

**Ken Fries:** That really concerns me, as I told the Commissioners yesterday. This is our chance to do it right. With the alternate plan, you basically tell people to park in the City-County parking garage. You walk to the building

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underneath the corridor which points you to this door. You go to that door and it is locked. The first thing I am going to do is complain and ask who designed this. You take that a step further to 3:00 or 4:00 in the morning when some woman comes into the parking garage and is afraid that someone is following her. She runs to the building, a safe haven where the police are, and can't get in a locked door. You're going to send her all the way around the building to get in the other side where the police are. It makes absolutely no sense to me whatsoever. I don't want that to happen to my wife.

**Rusty York:** I would like to say that one of the core concerns from the beginning is the utilization of the prisoner elevator that goes from the basement where there is a secured area where officers can bring prisoners in to a secured area and segregate it from the rest of the City-County community. They can walk into that elevator. We designed it so our departments are stacked. You come into the basement. Records is on one. The Investigative Division is on two. That is our combined Investigative Divisions. What is significant about that is that our Records Division will hold our APHIS station, the fingerprint identification system, which is used all the time by the Investigative Divisions. We would have to bring those prisoners down to the Records Division and then walk them to where the Records Division is located, if on the south side of the building. Again, you are intermingling even if there was a special hallway built, you are intermingling those prisoners with the rest of the people in the City-County Building. You are making it that much more unsafe for our officers to walk these prisoners around the building. The Allen County Police Department is the expert at handling prisoners. I think that the Sheriff will tell you that the further you have to transport these folks, the more at risk our officers are.

**Darren Vogt:** Council, are there any questions? Councilman Moss?

**Paul Moss:** I am not debating the need for it. I defer to you all. I look at the printout here and I can't decide what's best in terms of the public need, public safety and all of that. I appreciate the Commissioners and the job that they have done in terms of trying to keep you all restrained a little bit in terms of the cost. It is a natural tendency and when I say that I mean that anyone is going to do that. It is the natural tendency to have everything as grand as it can possibly be. I am not arguing that part. I am just trying to figure out where that money should come from. I don't particularly care to go back on the comment that I have tried to be consistent with, in terms of going beyond the \$3 million. I would ask you, even though I think I know what the answer would be, why can't the City pony up a little bit? Is the City under budget for their piece of Renaissance Square? Does anybody know that? I know from what I read in the paper that it sure sounds like things are just going great

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and it is going to cost us a lot less than we ever thought. If that is the case, why not? It is not a lot of money that we are talking about.

**Rusty York:** I would have to have Pat Roller discuss figures with you. I know that in the last several meetings that I have had with her, I know that there have been overruns directly related to the County occupancy of the new building and amounting to this same figure. So I think it is on their side as well.

**Paul Moss:** There have been overruns as a result of what?

**Ken Fries:** Change orders. I guess that is my concern with it. The police agencies, both of them, worked for months to try to get this as good as it could possibly be. You are right that this is not the Taj Mahal. If we had a wish list, we wouldn't be in this building. We would have had a building built and designed for exactly police purposes and probably connected to the jail across the street. This was to make it work the best. I almost feel like the police agencies and the citizens are going to wind up being harmed by the fact that we are not going to have the extra money to do it because of the asbestos found in the building. If the asbestos wasn't an issue, there would be funds to do this and this wouldn't have come up. It is almost like it is two separate things. We need money because of the asbestos but we can save money by making this police area less efficient and not function as well. Where the money comes from, I don't know. I just know that we came up with a plan, our agencies came up with a plan that was effective and efficient and needs to work.

**Paul Moss:** Way back when we were talking about doing something differently with you, was there some money set aside for that like \$300,000 or something? Is that just gone?

**Ken Fries:** There was \$2.9 million set aside to build at Paulding and Adams Center.

**Paul Moss:** No, I am talking about I thought there was some different fund but I can't remember. This has been such a moving target.

**Ken Fries:** That was coming from the Commissary Fund that we had to use to buy cars.

**Darren Vogt:** We have given you money to buy cars.

**Ken Fries:** That was before you gave us money to buy cars. That was three years ago.

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**Paul Moss:** That money is gone.

**Ken Fries:** Yes. There were no Capital funds to pay for cars that year.

**Darren Vogt:** Councilman Harris, do you have a question?

**Tom Harris:** Yes, I am one of the new guys on the block here and the question that I have is help me understand how this came late in the game. Why did this just come up recently? I still am trying to understand that.

**Rusty York:** We started last June, working with Design Collaborative, on this plan. We asked the same question because we didn't realize that there was a plan to change that.

**Ken Fries:** We thought that as of December 2010 that this was done and going out for bids and that was the way it was going to be. We found out March 11<sup>th</sup> or just before that, alternate bids were let and this was going to be changed. That is when we started finding out that this was not going to work well.

**Larry Brown:** If I might comment, Tom, the quick answer is that when abatement cost became apparent and the Commissioners were being as frugal as they could, they asked Design Collaborative to come up with an alternative plan, which is this alternate. They were trying to stay within the budget. That is the short answer. These gentlemen were not involved strictly because of timing. It needed to happen fast.

**Darren Vogt:** Councilman Howell?

**Kevin Howell:** Like Tom, I am a new guy on the block too. I do understand where you are coming from. Speaking from a military perspective, safety is number one for both the officers and the public. One public incident would cost us a lot of grief. One murder, one assault, it is worth it.

**Darren Vogt:** Council, I will ask a couple of questions here. You talk about security and armed security. Do both of you have armed security at your places now, 24 hours a day?

**Ken Fries:** Kidder is not.

**Rusty York:** We have officers in the building 24/7.

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**Darren Vogt:** Officers in the building 24/7 is different than security 24/7. I just want to make sure I understand. My notes said you are going to have to have armed security 24 hours a day.

**Rusty York:** That is because where we are at is Police Headquarters. We have an officer assigned at our desk every evening. There are officers down there through the day because that is their shift and the B-shift as well. If we don't have officers, we have supervisors. Our desk is behind bulletproof glass.

**Darren Vogt:** How will that change here? I guess that is what I am trying to figure out. From my perspective you don't have 24 hour security. You have folks that are there as part of their role to supervise and be there. Here, how is that going to be different?

**Paul Moss:** Is it kind of like a Desk Sergeant?

**Rusty York:** Correct. It is the best kind of armed security because you have a sworn law enforcement officer 24 hours a day. What we are seeing here is basically you don't want anybody walking into this building. If we had the Records Division down here with public access isolated from the rest of the building, you don't need armed security officers in the lobby. If we had it on the south side of the building, you have two options. You either have that same secured entrance, isolated entrance, or you open the lobby up. You basically let any person in that lobby and if you don't have armed security, they can go potentially anywhere in the building.

**Ken Fries:** That is where you get to the point of parking in the parking garage, walk up to the north door and can't get in. You have to walk around the building to get in and that is where you would need security.

**Darren Vogt:** I am hoping that someone who is needing help in an emergency wouldn't go into a dark parking garage and not call 9-1-1.

**Bob Armstrong:** Right now, at Creighton Street, you have the Desk Sergeant and so anybody can walk into the building and to the Desk Sergeant and take care of whatever business they have, right?

**Rusty York:** That is correct.

**Bob Armstrong:** How will that work here then? Let's say that something happens and I want to come down and file a report or something at 1:00 in the morning. Is there going to be a desk here or do I go to Record and Records will assist as the Desk?

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**Rusty York:** That is what we have now. Our Records is behind bulletproof glass and it is going to be the same way down here. You are going to walk in 24/7 and those people will take care of you. It is isolated so that the outsiders are contained in that area.

**Bob Armstrong:** Okay, so they don't have the run of the building.

**Rusty York:** Exactly.

**Bob Armstrong:** Okay, thanks.

**Larry Brown:** I think I can add some clarity to the question. If you look at these two sketches, the one that is marked "Base", you see the entrance towards the top of the page and that is the entrance right below us here or the north entrance from the parking garage. The base bid plan that second set of doors and the vestibule would be locked down during off hours. You see a man door off to the side that gives access to the L-shaped lobby. Within the dotted lines immediately below that, is a security gate that would be dropped in the off hours. That lobby will be secure in off hours and relatively small but also very visible from the Records windows. It will be much like they have at Creighton Street right now. Now switch to the "Alternate" plan. The entire lobby becomes accessible 24/7. The Records windows are facing south. That means that the entire lobby could be occupied by whomever 24/7. Does that add some clarity for you?

**Darren Vogt:** It does for me. Chris?

**Chris Cloud:** Just for clarification, when we did the alternate there was no discussion of how we would make the 24-hour vestibule work. It was just purely the swap. We knew it would be an additional expense to try to do the secure vestibule. There is no way that we would open the lobby 24/7. In our discussions, we always talked that we would find a way to lock down so that they didn't have to be in the lobby because that was a concern for us too.

**Darren Vogt:** Let's talk about this. If you do "Alternate", which is the flop...

**Chris Cloud:** Alternate 11 is to not flop. If you do the base bid, you will have to pay money to provide a secured 24-hour vestibule on the south side of the building.

**Bob Armstrong:** On the south side.

**Chris Cloud:** I'm sorry, if you don't. Under the base, there is the L-shape and there would be additional expense under the other one too.

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**Darren Vogt:** And we don't know what that expense is but the expense, in theory, would be a deduct from the \$338,584.

**Chris Cloud:** Any accommodations to accommodate Public Safety's needs, because of the lack of swap with talk of a hallway or additional APHIS machines, all of that is additional. Those are things that we don't know right now.

**Darren Vogt:** Does everybody understand that? If there is a flop, which removes \$338,584, there is going to be additional expense that is not accounted for that we don't know. It could be \$50,000 to \$300,000 but I doubt it would go that high.

**Larry Brown:** \$50,000 to \$100,000.

**Darren Vogt:** Are there any more questions for these gentlemen? Thank you very much. Council, we have discussed this longer than I had anticipated. Let's handle this where we are right now. What we have before us now is the request from the Commissioners to spend an additional \$338,584. If this Council so chooses, we would need a motion to spend that money. We have three different places for appropriation possibilities. Those would be the General Fund, the COIT Flood Control Fund 273 or CUM CAP Fund 321. We have advertised those monies to be appropriated. If any Council member felt to make a motion to do that, now would be a good time.

**Paul Moss:** Just a quick question. I probably missed it but where are Voter Registration and the Election Board going under this scenario?

**Therese Brown:** They would be going opposite of where they are now.

**Chris Cloud:** Do you know where the City Clerk and the Council Chambers are? They will move there.

**Paul Moss:** So the \$338,584 includes all of the cost associated with that move.

**Chris Cloud:** If they stay put, there is no cost. If they move, that is for the additional abatement and construction required to make that area work for them.

**Paul Moss:** I am going to ask one more question. I am curious about furniture. As we have talked through all of this, you don't see a whole lot and maybe it is buried in there somewhere.

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**Chris Cloud:** The Commissioners are paying for furniture and moving out of their own funds. We were able to isolate some money for that purpose.

**Paul Moss:** For the entire relocation?

**Chris Cloud:** For everything.

**Paul Moss:** So how much is that? I don't care what fund but am curious about how much.

**Chris Cloud:** Right now we only have firm cost for furniture at the other building and it is for 108 people. Moving, we will be using as much of our own labor as possible. We know that maintenance can't do it all but if they can break it down and move them, we will try to save costs there. Moving into this building, a lot of people have existing furniture and most of them are downtown. It is really just the Kidder people and that furniture needs to be replaced. There are fifty some people but in total, will be somewhere between \$350,000 and \$400,000 for the move and furniture.

**Darren Vogt:** So an additional \$200,000 over and above the \$189,000.

**Paul Moss:** What fund?

**Chris Cloud:** It is coming out of CUM CAP. That is already budgeted in CUM CAP.

**Paul Moss:** So the \$948,904 is net of that.

**Chris Cloud:** Yes.

**Darren Vogt:** Was that money manipulated in the CUM CAP budget to move around to pay for those expenses or was it part of the budget plan in 2010 for 2011 budget?

**Chris Cloud:** If I am not mistaken, it is money that we had earmarked that there were going to be co-location expenses that we had internally whether it be Dan's guys doing some wiring or something and we opted to use it for this. Part of it is money that before this even came up there was going to be some remodeling and when this started, we decided to move it around.

**Nelson Peters:** I can help out real quick with that one. We always knew that the Sheriff was going to be moving somewhere and so that is \$400,000 that was carried over from 2007 to 2008 to 2009 with the move for the Sheriff anticipated.

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**Darren Vogt:** So it is a carryover that has been there.

**Tera Klutz:** I think it is from the original commitment to do the Sheriff's building.

**Darren Vogt:** I was just trying to clarify as Council hears...

**Chris Cloud:** We haven't put things off in CUM CAP but we have been slowly remodeling the building as time goes by. It is the same thing just relabeled something else. Right now it is labeled Furniture and Moving for Relocation. In the grand scheme of this, there are more important things, funding-wise, to talk about than desk chairs.

**Darren Vogt:** Councilman Harris?

**Tom Harris:** So you were able to pull that \$350,000 to \$400,000 from CUM CAP and now we have a balance of \$948,904.

**Chris Cloud:** Yes.

**Darren Vogt:** You have an inquisitive look. I am going to ask you about what?

**Paul Moss:** I have a question for the Auditor and the building repair of \$859,082. Have we identified a use for that, a specific use for that?

**Tera Klutz:** Out of the General Fund, we advertised the entire amount available in the General Fund for the rest of the year for unforeseen circumstances or additional appropriations. This gave flexibility to the Commissioners and the Council if they wanted to appropriate more money out of the General Fund. That is the only reason that this is here. As far as knowing what the \$859,082 is going to be used for, I don't. I was going to ask next month or in the near future for you to consider saving some to help fund next year's budget because I think we are going to get a lot less revenue than we did this year. I think part of the revenue is going to be a temporary reduction. Instead of having all of us cut 10% from our budget, maybe we would only have to cut 5%.

**Darren Vogt:** Flesh that out as to why you think that.

**Tera Klutz:** Why I think that is that recently we learned that the State overpaid all of the Counties in Indiana \$609 million over the last three years. They are going to want to get their money back and how they are going to do that is they are going to reduce our income distributions over the next few years. If we get a base of, last year we got \$14 million in COIT and this year

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we got \$10 million. If our base was \$10 million next year, they are only going to give us \$8 million. They are going to start taking for the overage when they gave us \$14 million two years ago. The difference between the \$8 million and the \$10 million is only temporary. We are already going to use \$4.5 million out of the Rainy Day Fund and I wouldn't recommend using any more.

**Darren Vogt:** Okay, thank you.

**Larry Brown:** Tera, as I understand it, there is no definite plan from the State yet, correct?

**Tera Klutz:** Correct. We do not even know specifically how much they have overpaid Allen County through the end of 2010. We will try to plan, conservatively, so that we are not be stuck in a bind when we get that certification on August 1<sup>st</sup>.

**Larry Brown:** And we don't know what our portion of that total \$609 million is.

**Tera Klutz:** Correct.

**Darren Vogt:** Council, is there any further discussion? We can do one of two things. If I don't hear a motion, I will move on to the next subject. If anyone feels like interrupting me with a motion, please feel free to do so.

**Paul Moss:** I think this is, why am I the one doing this? I think it is important to do this. I think it is unfortunate that if you add in the furniture, we are going to end up significantly over the \$3 million that this Council had pledged that we were going to adhere to. This is one of those many situations that frustrate the heck out of me where the toothpaste is pretty much out of the tube and we have to do this because some lady is going to get hurt if we don't. I am very frustrated by that. In lieu of all of that, I will make a motion that the \$338,584 be appropriated out of the Fund 321 CUM CAP.

**Bob Armstrong:** Second.

**Darren Vogt:** We have a motion and a second. Is there any further discussion?

**Kevin Howell:** Clarification. What we are going to vote on will get the Police Chief and Sheriff what they want?

**Darren Vogt:** Correct.

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**Tom Harris:** Just a question on that. From the Commissioners' standpoint, how problematic is that to come out of CUM CAP?

**Nelson Peters:** Well, certainly our request was for it to come out of the General Fund because what you are looking at are two funds, 321 and we already have \$1,283,418 in other projects that have been obligated. What will happen, in that case, is that we will end up pushing off \$338,584 of other projects to make this happen.

**Tom Harris:** For furniture?

**Linda Bloom:** Furniture was already budgeted.

**Nelson Peters:** Again, I hope would be to capture it out of the General Fund but if it comes out of the CUM CAP we have projects right now that are lined up through 2014 some of which will be deferred to 2015 and 2016.

**Paul Moss:** What is the amount of the projects that you have lined up?

**Nelson Peters:** Oh, gosh, we have identified \$5 million worth of projects right now. A couple of those you have graciously funded recently. One was the phone project. One was the escalator project but we are not going to be replacing the escalator now.

**Paul Moss:** So the phone, we approved that and so this \$948,904 does not take that into consideration? That is not pulled out of there?

**Nelson Peters:** No, these are all net numbers over everything that has happened up to this point.

**Paul Moss:** Okay. What other things can you, is there a sheet that shows the projects?

**Nelson Peters:** Yeah.

**Therese Brown:** The \$948,904, from my understanding, was an underestimate of the revenue that this fund was supposed to have received for 2011. It is not so much an under-budgeting from the Commissioners' Office but what numbers were given to the Commissioners to project their budget for 2011. Capturing that \$948,904, that list has quite a few things on it that were on the strategic plan and things that were carried over from 2010 into 2011 and into the 2011 projects as well. When you bring up the telephone, it would have been 2013 or 2014 as the estimated time that it would have been dealt with. I am not trying to be a naysayer here but I do

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want to reintroduce the issue that was brought to the Commissioners' attention in which, down the road, we would probably be asking for that additional money of \$948,904 or whatever the remaining is for the Kelley House for the roof and sewer work that is coming down the road. The flexibility of that money is extremely important to us. That gets us to Commissioner Peters' point that it was the preference of the Commissioners to have this come out of the General Fund versus CUM CAP.

**Bob Armstrong:** Is there a reason why we can't take it out of COIT Flood Control?

**Darren Vogt:** No.

**Nelson Peters:** If you were asking us our preference, we would rather have it come out of CUM CAP instead of Flood Control. Again, we have COIT Flood Control, County General dollars sitting there right now that could easily be spent with one of the ongoing projects. We have to have the flexibility with the economic development dollars to incentivize folks.

**Bob Armstrong:** Oh, that's right.

**Darren Vogt:** Technically there is no reason.

**Nelson Peters:** No, there is no reason.

**Paul Moss:** This sheet has a lot of projects related to the City-County Building. Is this prior to the relocation co-location?

**Linda Bloom:** No, it is recent.

**Paul Moss:** So, for instance, the cooling towers at \$60,000.

**Linda Bloom:** Yep.

**Paul Moss:** That is 2010 and isn't a good example. Chillers 2011 that is something that is separate and distinct from what we are spending on co-location.

**Nelson Peters:** Right.

**Paul Moss:** You have the \$400,000 and that is for the furniture, I presume.

**Darren Vogt:** Every year you go through and put a budget together for us for CUM CAP.

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**Nelson Peters:** And we try to project for three years.

**Darren Vogt:** That is where we saw the phone system on there.

**Larry Brown:** Councilman Vogt, can we take a thirty second time out and let that sheet be copied so that every Councilman can see that sheet?

**Darren Vogt:** Sure, if we can get a copy of that.

**Paul Moss:** So you would need to push back or reshuffle some of the maintenance type if we use the CUM CAP.

**Nelson Peters:** Right.

**Linda Bloom:** Absolutely.

**Paul Moss:** It wouldn't necessarily have a direct impact on this.

**Nelson Peters:** We will do that and, like I said, one of the good things at this point is that we had put \$500,000 escalator and if we do this project now, we won't have to spend \$500,000 on that escalator.

**Darren Vogt:** And when was that?

**Nelson Peters:** That was 2014, I think.

**Darren Vogt:** Council, I don't want us to get bogged down on the fact that there are a lot of things for the future that will be knocked off this list. I don't think it is going to completely cripple the CUM CAP from that standpoint at all.

**Paul Moss:** That is what I am trying to figure out. It is just kind of confusing. The \$1.9 million, are you saying that the \$948,904 is remaining after this?

**Therese Brown:** If I understand your question correctly, the \$948,904 would help facilitate the deficit of the appropriated projects that are currently on the books. We have a deficit based on the number of things we would like to get done or are on the list to get done. The \$948,904 is not sufficient because we have \$1.2 million of a negative balance with \$948,904 to go against it.

**Paul Moss:** I based my motion, just for the record, on your comment that you thought this was important enough to come from one of these funds. I believe it is important as well but I personally draw the line on pulling it out of the

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General Fund. I apologize for that but if you want me to withdraw my motion then I will withdraw my motion and let someone else make it.

**Nelson Peters:** We are not asking you to. We are simply stating our preferences.

**Paul Moss:** I understand that. It is at least like your second preference, right? Your first would be the General Fund. This would be your second and the third would be Flood Control.

**Nelson Peters:** That's right.

**Tom Harris:** Nelson, one piece that confused me a little bit ago was when you said you would not have to deal with the escalator in 2014. Why would you not have to deal with that?

**Nelson Peters:** The escalator is coming out as part of this project.

**Darren Vogt:** Council, we have a motion and a second. Is there any final discussion on this particular item?

**Paul Moss:** I will say this, just for discussion. Frankly, I think that Commissioners Peters and Brown certainly brought some things to my attention that I wasn't aware of and found fairly compelling. I would be willing, if Council has the desire, to split this a little bit. We could have half come out of CUM CAP and half out of it out of the General Fund. I would be comfortable with something along that line. I am not comfortable with all of it coming out of the General Fund. I am mildly concerned and only time will tell on the CUM CAP Fund. Obviously there is revenue still coming into that. I will withdraw my motion if there is a slight nodding of heads. Is that something that you want to do? This is one of the reasons that I regret even making the motion.

**Darren Vogt:** Let's not muddy the waters. We have a motion on the floor and I didn't see any heads nodding.

**Paul Moss:** That is an alternative if this doesn't pass.

**Darren Vogt:** We have the motion to take \$338,584 from CUM CAP Fund 321. All those in favor please signify by saying aye. All those opposed same sign.

**Larry Brown:** I abstain.

**Darren Vogt:** The motion passes 5-0-2 (Brown abstained and Buskirk absent).

With that, we also have for discussion a list of maintenance items that are on the alternate list. Approximately ten of those total another \$485,174. Given the discussion that we just had, I am going to handle this a little bit differently. Are there any of these alternates that the Commissioners did not include but said that if we were going to consider things these would be the things to consider. Is that a fair statement? With that, is there anyone who wants to discuss any one of these items specifically to consider funding? That makes it a lot easier if nobody wants to discuss things. Council, that puts us down to the agenda item...

**Larry Brown:** Can I interject?

**Darren Vogt:** Sure.

**Larry Brown:** As you know, I am intentionally abstaining and I will not make a motion but I want you to fully understand and consider Add Alternate #5 which is an abatement item. Chris perhaps can give a clearer definition of that. That allows that particular space to be certified clean.

**Chris Cloud:** The fireproofing is sprayed on when they get to the edge and they overspray, there is blue or green or whatever on the concrete. They have contracted to go in and scrape that off and then the engineer can come in and say that the basement area is completely asbestos-free. It is something that the abatement contractor wanted thrown on there saying that while we are at it, the contractor will already be here and you can do this. It definitely is not something that has to be done but you would be able to certify that the basement is completely asbestos-free.

**Darren Vogt:** What does that do for us?

**Bob Armstrong:** What does that mean?

**Chris Cloud:** It is one less thing you have to do if you ever tear down the building. You have to totally abate when you do that.

**Larry Brown:** If any future alterations are done to that area, we won't have to do a study to find out if there is an abatement. We will know, by doing this, that the area is certified clean because it stands clean forever.

**Darren Vogt:** Okay.

**Chris Cloud:** I would imagine doing it later would increase the cost.

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**Larry Brown:** You will spend \$26,000 on a consultant.

**Chris Cloud:** It is one of those things that “while you are at it now would be a good time”.

**Darren Vogt:** Well, from that perspective let me ask the question. Why didn't the Commissioners think that it was a priority?

**Chris Cloud:** Trying to work within the budget knowing that it was not a necessity. If money was no object, we would like to do all of these things. This was one of the things that didn't have to be done to get us into the building.

**Paul Moss:** Since we are into hypothetical situations is there an opportunity, at any point in your mind, for additional savings based on bids coming in a little less than anticipated and they trying to apply a little bit of that to this? Or are we already through most of the bid process and that is not possible?

**Chris Cloud:** These were part of the bid process.

**Paul Moss:** I mean any other budgeted item, let me rephrase that, that we might be able to squeeze a little money and shift it over to this.

**Darren Vogt:** The answer to that question would be the estimated fees for architectural engineer and project manager. You have that estimated at \$550,000. From that perspective, there could be some additional funds from that.

**Chris Cloud:** As a change order, you could do one of these items. During the project, if we realized that we were coming in a little lower than we thought and had some extra cash in that line, as a change order you could. Down the road you would not get the same price but during the project, while they are still here, and you find some savings or money freed up somewhere else, you could.

**Paul Moss:** From a practical perspective or timing, it probably is very unlikely.

**Chris Cloud:** They are going to hit it hard and fast and they are not going to be lingering around saying what else can we do. If it is on the list, it is going to get done but if not it won't. The last thing we want to do is mess around with a lot of extra cost because the longer we go, the longer the police have to pay rent on the Creighton Street location. We have promised the City that we will do this as quickly as we can to get them out of that rented building.

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**Darren Vogt:** Council, is there any further discussion on Alternate #5? That is something that could come out of any of the three funds, General, Flood Control or CUM CAP.

**Paul Moss:** Can you give me a wild idea or guess if we would have to do something down the road, number one I hope we will not be demolishing this building anytime soon and number two any major renovations anytime soon either but if that were to happen and someone had to go in there and clean that specific area up, are you talking twice the cost of what it is right now? Any thoughts?

**Larry Brown:** Do you remember the square footage?

**Chris Cloud:** I don't know.

**Larry Brown:** Probably at least four to five times.

**Darren Vogt:** Are there any conversations, I know at one point there was conversation of the eighth floor being used for 9-1-1. That would reconfigure the basement as it is used currently. Do you know if reconfiguring the basement this area would be impacted? I am assuming that this area has already been abated.

**Chris Cloud:** The City side of 9-1-1 has already been abated. I know there has been some work down there. The general rule of thumb is if you don't go above the ceiling, you don't have to abate. Again, it is the cleaning of whatever is on top of the ceiling tiles. A total abatement would only have to take place if we were to take a wall through the ceiling or do some intensive construction that would require us out of the ordinary.

**Darren Vogt:** I think I have answered my question but if this certifies the floor, there is nothing left but this area. Certifying the floor as asbestos-free, that would say that this is the only spot left. I don't foresee 9-1-1 going to the eighth floor but if there is a scenario where that needs to happen and we do have to reconfigure, to your point of the four to five times the cost, it is just food for thought.

**Paul Moss:** So are you indicating that you would be supportive of something like that?

**Darren Vogt:** I would probably have to say yes. I would be supportive of something that gets us a floor that is completely clean. I don't like to hear four or five times the cost but I also don't like to hear about moving someone out of the basement at the same time.

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**Chris Cloud:** If you are going to explore that, A-4 for \$10,000, if we don't accept that and put flooring over it, that would get rid of that. Down the road would be much more expensive because you would be tearing that out and would have the new flooring too. That is a small way to get rid of the asbestos.

**Darren Vogt:** Asbestos is in the adhesive and so it is another asbestos scenario.

**Chris Cloud:** That is one of those things that will be much more down the road because you will be tearing up the old floor. Again, it only matters if you plan to do some major remodel that would require you to tear up the floor.

**Tom Harris:** At this rate, we are adding about \$10,000 a minute.

**Darren Vogt:** If we have no motions, we will move right along. I want the Auditor to clarify what we are doing here on the transfers.

**Tera Klutz:** It is to remove all of the amount from the 300 Series, which is a contractual and service series and into capital series. The amount is \$2,618,235. They are just asking to transfer the current amount that has been appropriated into a more appropriate funding line.

**Darren Vogt:** Will the tracking of the funding still be the same?

**Tera Klutz:** Yes. We will continue to track it the same. You are also asked to do the same in COIT Flood Control. This is on the second page and last month it was appropriated into the 300 Series and it should be into the 400 Series.

**Darren Vogt:** The bid is already out, right?

**Tera Klutz:** Yes and our attorney said that the more appropriate place to pay all of those expenses, especially now that we are done paying the consultants, will be for the construction.

**Darren Vogt:** Okay, Council, we need a motion on items four and five and that number is \$2,618,235, the outstanding projects list in the lower right corner.

**Paul Moss:** Move for approval of transfer from 100-4001-411.36-01 in the amount that the President just mentioned, to 100-4001-411.44-89.

**Bob Armstrong:** Second.

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**Darren Vogt:** We have a motion and a second. All those in favor please signify by saying aye. All those opposed same sign. The motion passes 6-0-1 (Buskirk absent). Items six and seven are the same thing, \$500,000 in COIT Flood Control. We need a motion to transfer from 36-01 to 42-06.

**Paul Moss:** Move to approve that.

**Kevin Howell:** Second.

**Darren Vogt:** We have a motion and a second. All those in favor please signify by saying aye. All those opposed same sign. The motion passes 6-0-1 (Buskirk absent). Council, as I look at the agenda, we only have one thing left on it.

**Paul Moss:** Approval to waive the second reading on any matter approved today for which it may be deemed necessary for the County Council meeting of March 24, 2011.

**Tom Harris:** Second.

**Darren Vogt:** All in favor please signify by saying aye. Opposed like sign. The motion passes 6-0-1 (Buskirk absent).

**Tom Harris:** Move to adjourn.

**Bob Armstrong:** Second.

**Darren Vogt:** All in favor please signify by saying aye. Opposed like sign. The motion passes 6-0-1 (Buskirk absent).

There being no further business the meeting was adjourned at 4:31p.m.