



BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN

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NELSON PETERS LINDA K. BLOOM THERESE BROWN

MINUTES

**Commissioners' Legislative Session
10:00 a.m. Friday, November 6, 2015
Council Chambers Courtroom – Citizens Square**

Commissioners Present:	Nelson Peters, Therese Brown	
Commissioners Absent:	Linda Bloom	
Others Present:	Chris Cloud	Commissioners Office
	Mike Green	Commissioners Office
	Bill Fishing	County Attorney
	Scott Harrold	DPS
	Kirm Churchward	Community Corrections
	Eric Zimmerman	Circuit Court
	Mike Thornson	Highway Department
	Grant Schultz	Citizen

Commissioner Peters called the meeting to order at 10:0 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

- 1. Approval of the minutes of October 30, 2015.** Commissioner Brown made a motion to approve the minutes of October 30, 2015. Commissioner Peters seconded the motion. Motion carried 2-0.
- 2. Approval of a resolution approving the amendment of the Silverado Economic Development Area to add the Stonebridge Allocation Area.** Scott Harrold, DPS, presented this item. He said the Stonebridge Allocation Area will be the third allocation area in the Silverado Economic Development Area. This is located just south of General Motors at the SE corner of Lafayette Center and Aboite Roads. This the Stonebridge Business Park where the county has spent a lot of money developing. Basically the allocation area is the remainder of the land in Silverado. The purpose of doing this allocation area is to capture the property taxes off of any development that occurs so we can prepay the county for its generosity in helping us build out the park. This was approved by the Redevelopment Commission in September and the Plan Commission approved it yesterday. With the Commissioners approval, it will go to a public hearing next month. Anytime the Redevelopment Commission does an economic development area allocation it is required to hold a public hearing. Commissioner Brown made a motion to approve the resolution approving the amendment of the Silverado Economic Development Area to add the Stonebridge Allocation Area. Commissioner Peters seconded the motion. Motion carried 2-0.
- 3. Approval of trustee documents required for Lincoln retirement plan. DEFERRED**
- 4. Approval of Amendment #1 to grant agreement between the Board of Commissioners and the Indiana Department of Corrections for additional funding for community corrections and court supervised recidivism reduction programming.** Eric Zimmerman, Director of Court Services and Chief Probation Officer for Allen County Adult Probation, and Kim Churchward, Executive Director of Allen County Community Corrections, presented this item. Eric stated they were approved for a grant that they sought through the Indiana Department of Corrections as part of the House Enrolled Act 10-06 Criminal Justice Reform. Five million dollars was made available in this fiscal year so collaboratively they applied for that grant and received permission through the County Council so this has been an

ongoing process. They submitted this grant Sept. 18th and received notice October 27th that we did in fact receive a pretty large portion of that grant. Adult Probation's portion is \$113,900 for 2 employees and that includes benefits along with the annual salaries. The annual salaries are for 2 starting probation officers based on Indiana salary schedule. Eric stated they were also awarded roughly \$8,000 for computer programming so that between Community Corrections and Adult Probation they can do some effective and efficient case planning between the 2 agencies. Kim Churchward stated they received \$170,500 for Community Corrections. Those funds were specifically granted for the purpose of them increasing their frontline supervision staff. They will be increasing their staff with one Field Officer and one fulltime Dispatcher. The additional funds that are not included in those two positions will be utilized to increase the hours of existing staff rather than adding additional staff to meet the challenges they anticipate in 2016. Commissioner Peters asked if these are the dollars that come about as a result of the Criminal Sentencing Reform stuff that has occurred down at the state house. Eric said yes. This is part of the biennium budget, 2 year process. In the first fiscal year they made \$5 million available as part of the sentencing reform knowing that the class D or level 6 offenders were no longer going to go to the Department of Corrections. This is the part of the money that was made available. In the second half of the fiscal budget they will make an additional \$15 million available assuming that they will fund the first year recipients at the same level. The grant does have performance clauses such that we are not guaranteed the second year but what we are hearing is that they are going to fund us the second year. That leaves an additional \$10 million. Collaboratively we will go back and request more. For the record, Eric noted that we are sensitive about bringing on these employees knowing that if funding goes away oftentimes that falls on the County's back. He stated that they both have committed to the point that they will either sell the legitimacy of the program but primarily will probably either go away because we are not sending people to the DOC or they will no longer be on staff. We are sensitive to that and understand both the Commissioners and County Council perspective on that. Commissioner Peters asked if they had been to the Council on this yet. Kim Churchward stated they have not but anticipates they will be in front of Council in December. Commissioner Peters if they thought Allen County was getting its fair share of the money allotted? Kim said Allen County was one of the higher counties in terms of receipt of these DOC funds. As the distribution was made and as you compare ours to other counties we certainly received a generous amount. Commissioner Brown made a motion to approve Amendment #1 to grant agreement between the Board of Commissioners and the Indiana Department of Corrections for additional funding for community corrections and court supervised recidivism reduction programming. Commissioner Peters seconded the motion. Motion carried 2-0.

5. **Approval of addition to the Allen County Code Title 12 (Financial) – Article 212 (ACCC – Adult Probation Grant Fund).** Chris Cloud, Executive Assistant, stated this fund is specifically for the \$113,900 referenced in the above agenda item. Commissioner Brown made a motion to approve the addition to the Allen County Code Title 12 (Financial) – Article 212 (ACCC – Adult Probation Grant Fund). Commissioner Peters seconded the amendment. Motion carried 2-0.
6. **Approval of Project Coordination Contract between the Board of Commissioners and Indiana Department of Transportation for Right of Way Services for Bass Rd from Clifty Parkway to Thomas Rd, Phase 1B, Project # 03-176. Funds – 80% 740,900.00.** Mike Thomson, Highway Department, presented this item. This is a standard INDOT agreement that provides federal funding reimbursements on our federal funded projects. This one is for the second Bass Road phase and provides the federal funds for the right of way portion of that project. It is an 80/20 situation and our share will be \$185,225 that will go with the \$740,900 of federal funds. Commissioner Brown made a motion to approve the of Project Coordination Contract between the Board of Commissioners and Indiana Department of Transportation for Right of Way Services for Bass Rd from Clifty Parkway to Thomas Rd, Phase 1B, Project # 03-176. Commissioner Peters seconded the motion. Motion carried 2-0.
7. **Approval of Change Order # 1 and Final for Bid Ref # 15-15, for HMA Resurfacing Coverdale Rd from Indianapolis Rd to Pleasant Center Rd, Project # 0700714. Cost - \$6,844.20 (Decrease).** Mike Thomson, Highway Dept., stated we resurfaced one mile of roadway. E & B Paving was the contractor. The engineers estimate was \$166,000+. The original bid was \$154,560 but with the change orders the final contract amount is only \$147,715.80. Commissioner Brown made a motion to approve Change Order # 1 and Final for Bid Ref # 15-15, for HMA Resurfacing Coverdale Rd from Indianapolis Rd to Pleasant Center Rd. Commissioner Peters seconded the motion. Motion carried 2-0.

- 8. Approval of Project Acceptance Form for Bid Ref # 15-15, for HMA Resurfacing Coverdale Rd from Indianapolis Rd to Pleasant Center Rd, Project # 0700714. Final Contract Amount - \$147,715.80.** Commissioner Brown made a motion to approve Project Acceptance Form for Bid Ref# 15-15. Commissioner Peters seconded the motion. Motion carried 2-0.
- 9. Approval of Change Order #3 for Auburn Road Bridge over Beckett's Run, Project #00-343. Cost - \$4,576.00 (Increase).** Mike Thornson, Highway Department, stated change order addresses issues that are pretty much totally in the roundabout area in the City of Ft. Wayne's jurisdiction. It includes some remediation for bad soil, request for additional electrical power box but the bulk of it is for some landscaping. Fort Wayne does cover the cost for the roundabout portion. Commissioner Brown make a motion to approve Order #3 for Auburn Road Bridge over Beckett's Run, Project #00-343. Cost - \$4,576.00 (Increase). Commissioner Peters seconded the motion. Motion carried 2-0.
- 10. Approval of Amended Interlocal between the Board of Commissioners and the Town of Hometown for improvements to Gump Road.** Mike Thornson, Highway Department, stated this amends the agreement from 2005 and provides for the County to cover some of the costs that would have gone to Gump Road the increase in costs due to the annexation that is coming up and will allow the County to be recompensated for the costs over a period of time. Commissioner Brown made a motion to approve the Amended Interlocal between the Board of Commissioners and the Town of Hometown for improvements to Gump Road. Commissioner Peters seconded the motion. Motion carried 2-0.
- 11. Approval of Sign Requests – Requested by Brian Sechler – All Stop signs**
 - a. Cypress Pointe Subdivision**
 - i. Whitaker Dr at Heyford Ct**
 - ii. Ayrshire Dr at Cypress Pointe Dr**
 - iii. Cabrillo Ct at Cypress Pointe Dr**
 - iv. Contera Dr at Cypress Pointe Dr**
 - b. River Place Subdivision**
 - i. North Cove Pass at St Joe Rd**
 - c. River Hollow Subdivision**
 - i. River Hollow Cv at Flutter Rd**
 - d. Saddle Creek Subdivision**
 - i. Pelz Ln at Witmer Rd**
 - e. Buckner's Crossing Subdivision**
 - i. Sabatina Cv at Buckners Pass**
 - ii. Arbella Ct at Brixley Pass**
 - iii. Nannyberry Dr at Brixley Pass**
 - f. Bridgewater Subdivision**
 - i. Marlin Cv at White Coral Dr**

Commissioner Brown made a motion to approve the Sign Requests. Commissioner Peters seconded the motion. Motion carried 2-0.

- 12. Approval of claims submitted for payment.** Commissioner Brown made a motion to approve the claims submitted for payment today in the amount of \$960,718.18. Commissioner Peters seconded the motion. Motion carried 2-0.
- 13. Other Business:**

14. Approval to waive the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of November 6, 2015. Commissioner Brown made a motion to approve waiving the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of November 6, 2015. Commissioner Peters seconded the motion. Motion carried 2-0.

15. Comments from the Public.

16. Motion to Adjourn. Meeting adjourned at 10:34 a.m.

Allen County does not discriminate because of disability in the admission to, or treatment or employment in, its programs or activities. The Human Resources Director has been designated to coordinate compliance with nondiscrimination requirements contained in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided therein, and Allen County's ADA policy is available from the ADA Coordinator. Suggestions on how the County can better meet the needs of persons with disabilities may be submitted to the ADA coordinator at: Human Resources Department, 200 East Berry Street, Suite 380, Fort Wayne, IN 46802, or by phone at (260) 449-7217.