



BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN

Citizens Square Building Suite 410 · 200 E. Berry Street · Fort Wayne, IN 46802

Phone: 260.449.7555 FAX: 260.449.7568

NELSON PETERS LINDA K. BLOOM THERESE BROWN

MINUTES

**Commissioners' Legislative Session
10:00 a.m. Friday, November 13, 2015
Council Chambers Courtroom – Citizens Square**

Commissioners Present: Nelson Peters, Linda Bloom
Commissioners Absent: Therese Brown

Others Present:	Chris Cloud	Commissioners Office
	Mike Green	Commissioners Office
	Bill Fishering	County Attorney
	Mindy Waldron	Health Department
	Bernie Beier	Homeland Security
	Charles E. Hampel	Charles E. Hampel
	Bill Hartman	Highway Department
	Ellen Cutter	CRI – IPFW
	Mark Cullnane	CRI – IPFW
	Kevin LeCavelie	Azbury Woods

Commissioner Peters called the meeting to order at 10:07 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

- 1. Approval of the minutes of November 6, 2015.** Commissioner Bloom made a motion to approve the minutes of November 6, 2015. Commissioner Peters seconded the motion. Motion carried 2-0.
- 2. Approval of Amendments to Allen County Code Title 10 (Department of Health) – Article 4.5 (Allen County Private Sewage Disposal).** Mindy Waldron, Administrator – Health Dept., presented this item. She stated the two amendments before them today have minimal amendments, mainly a few fee changes and a couple of cleanups to the State codes so that we mirror them. To be effective January 1, 2016. Commissioner Bloom made a motion to approve the Amendments to Allen County Code Title 10 (Department of Health) – Article 4.5 (Allen County Private Sewage Disposal). Commissioner Peters seconded the motion. Motion carried 2-0.
- 3. Approval of Amendments to Allen County Code Title 10 (Department of Health) – Article 5 (Public and Semi-public swimming pool and spa operations (non-private)).** Mindy Waldron, Administrator – Health Dept., presented this item. She stated this has just a few fee amendments. It's been about 4 years since we made any fee amendments. Some did remain the same. There are also a couple of changes to ensure that we mirror the State rule and then one rewording for clarification but no substantive changes. To be effective January 1, 2016. Commissioner Bloom made a motion to approve Amendments to Allen County Code Title 10 (Department of Health) – Article 5 (Public and Semi-public swimming pool and spa operations (non-private)). Commissioner Peters seconded the motion. Motion carried 2-0.
- 4. Approval of sub-recipient performance grant agreement between the Board of Commissioners and Indiana Department of Homeland Security.** Bernie Beier, Office of Homeland Security, presented this item. He stated this is a small grant for a mobile data terminal in the truck. It's part of a performance grant for exceeding the States requirements for local counties. The bonus check, if you will, that we get for equipment and this is what we will use it for this year with the Commissioners approval. The dollar amount is \$5,111. Commissioner Bloom made a motion to approve the sub-recipient performance grant

agreement between the Board of Commissioners and Indiana Department of Homeland Security. Commissioner Peters seconded the motion. Motion carried 2-0.

5. **Approval of jail bond refunding documents.** Chip Hampel and Attorney Fishing presented this item. Mr. Hampel stated the current bonds of the jail issued in 2005 present some opportunities for refunding savings at this point. They are called on April 1, 2016 so we are within a window if we start working now where that can occur in early January. Based on our current estimates and where we believe the market is, that refunding would produce about \$395,000 in savings to the County. That's over the remaining 4 years of the bonds that are currently outstanding. Attorney Fishing stated that the minutes before them approve the refunding as long as the savings is at least \$300,000. It sets the maximum amount of bonds at \$9 million and we are expecting about \$7.6 million. It sets the maximum interest rate at 8%, as he recalls it's around 5%. The minutes also approve the hiring of Mr. Gutman in addition to Mr. Hampel as the financial advisor and the hiring of Jaffrey to be the underwriter and the hiring of Beers, Mallers to be both the local counsel and the bond counsel for this particular issue. It authorizes the Commissioners to sign all other documents necessary to move forward with this project. This is a little unusual only in that it's a very fast track financing so we wanted to make sure we gave the Commissioners authority because we are running into the holidays and you never know how many people may or may not be here on any given Friday. Commissioner Bloom to approve the jail bond refunding documents of which there are three. Commissioner Peters seconded the motion. Motion carried 2-0.
6. **Approval of address correction for Procedural Guidelines for Conversions of Stone Roads to Bituminous Roads.** Bill Hartman, Highway Director, stated just changes it from a Superior Street address to an East Berry address. Commissioner Bloom made a motion to approve the address correction. Commissioner Peters seconded the motion. Motion carried 2-0.
7. **Approval of Sign Request – By Allen County Sheriff's Department**
 - a. **Maumee Center Rd from SR 101 to 1,500' West of SR 101 – No Parking sign**

Bill Hartman, Highway Director, stated this is requested by Sheriff's department. It is located out by the new Love's truck stop. Commissioner Bloom made a motion to approve the sign request. Commissioner Peters seconded the motion. Motion carried 2-0.
8. **Approval of Annual Bids for the Highway Department**
 - a. **Corrugated Metal and Plastic Pipe – Bid Ref # 22-15**
 - b. **Furnish and Installation of 5,000 linear feet more or less of Guardrail Materials – Bid Ref # 23-15**
 - c. **Hydroseeding Materials – Bid Ref # 24-15**
 - d. **10,000 tons more or less of Liquid Bituminous Materials – Bid Ref # 25-15**

Bill Hartman, Highway Director, stated there was no change in the corrugated metal pipe and the plastic pipe had a 1.7% increase, guardrail had a 3.6% increase, hydroseeding seed materials went up 1.8%, fertilizer went down 1.7% and mulching materials had no change. The liquid bituminous materials had about a 7% decrease. Commissioner Peters asked if these bids are let far and wide or do we go back to the same provider. Bill said they are advertised and anyone can place a bid. Commissioner Peters asked if we typically get new vendors. Bill said occasionally. Commissioner Bloom made a motion to approve the Annual bids for the Highway Department as read. Commissioner Peters seconded the motion. Motion carried 2-0.
9. **Approval of ratification of dedication of right-of-way from Timber Ridge, LLC on Gump Rd, West of Coldwater Rd.** Bill Hartman, Highway Director, stated that somehow this was supposed to have been a 60 foot dedication and it was only 55 feet so this adds the extra 5 feet. Commissioner Bloom made a motion to approve ratification of dedication of right-of-way from Timber Ridge, LLC on Gump Rd, West of Coldwater Rd. Commissioner Peters seconded the motion. Motion carried 2-0.
10. **Approval of Project Coordination Contract between the Board of Commissioners and Indiana Department of Transportation for Bass Rd from Shakespeare Blvd to Clifty Parkway, Project # 1200313 to adjust for time period for federal funding to align with the construction schedule.** Bill Hartman, Highway Director, stated this adjusts for the time period for the federal funding to align with

the construction schedule. It's just a time change within a document. Commissioner Bloom made a motion to approve Project Coordination Contract between the Board of Commissioners and Indiana Department of Transportation for Bass Rd from Shakespeare Blvd to Clifty Parkway. Commissioner Peters seconded the motion. Motion carried 2-0.

11. Update from the Community Research Institute. Ellen Cutter with the Community Research Institute at IPFW gave this update.

12. Ratification of approval of plat for signature, Timber Ridge – Section III

Commissioner Bloom made a motion to approve Ratification of plat for signature, Timber Ridge – Section III. Commissioner Peters seconded the motion. Motion carried 2-0.

13. Approval of claims submitted for payment. Commissioner Bloom made a motion to approve the claims submitted for payment today in the amount of \$904,307.44. Commissioner Peters seconded the motion. Motion carried 2-0.

14. Other Business:

15. 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 13, 2015. Commissioner Bloom 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 13, 2015. Commissioner Peters seconded the motion. Motion carried 2-0.

16. Comments from the Public. Kevin LeCavalier, Azbury Woods, spoke in opposition to the Crown Transport zoning change request.

17. Motion to Adjourn. Meeting adjourned at 10:51 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.