



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, December 4, 2015
Council Chambers Courtroom – Citizens Square**

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

Others Present:	Chris Cloud	Commissioners Office
	Bill Fishing	County Attorney
	Spencer Feighner	Attorney – Sheriff's Dept.
	Josh Lumpcik	Sheriff's Dept.
	Chief Edwards	Chief Deputy – Sheriff's
	Jeff Stevens	Community Corrections
	Vickie Hadley	Purdue Extension
	Randy Brown	Coliseum
	Tony Burrus	Safety & Env.
	Dan Freck	Maintenance
	Bill Hartman	Highway Department
	Frank Schultz	Citizen-Lafayette Twp. Homeowner
	Jeff Neumeyer	WPTA TV

Commissioner Peters called the meeting to order at 10:02 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

- 1. Approval of the minutes of November 20, 2015.** Commissioner Brown made a motion to approve the minutes of November 20, 2015. Commissioner Peters seconded the motion. Motion carried 2-0.
- 2. Approval of addendum to agreement between the Board of Commissioners and Spillman Technologies, Inc for AVL licenses on behalf of the Sheriff's Department.** Spencer Feighner, Attorney, stated this is an addendum to the existing purchase agreement with Spillman. It is for 60 licenses for AVL (automatic vehicle locator) software. It integrates with the existing mapping technology that the department and dispatch use to locate vehicles. It works with the GPS modules in the vehicles. The City has used the system for a long time with good success. The package quote for all 60 vehicles which are the traffic and warrants vehicles is \$82,800. That includes the software and maintenance support for 2 years. This will help dispatch and supervisors to manage the allocation of resources throughout the department. Commissioner Peters stated that the former sheriff had a big push to do an on-body type of GPS and this is an in the car type of GPS. He asked if there were thoughts on any future plans with respect to that. Chief Edwards stated that one of the big differences between the radios and the in car systems which are attached to the computers, is they are more of a management tool and safety tool. With the radios, it is an on demand system so they have to press a button for it to give the GPS location and that cuts their radio battery in half so it can be done only 1 or 2 times vs. a constant monitoring. He stated that technology is always improving with batteries too so eventually maybe they could move in that direction. Commissioner Brown asked what the ongoing maintenance was after the 2 years. He stated the module itself is simply a switch within the Spillman system. Once it is on, the maintenance is included, and there is really nothing to go wrong. Commissioner Brown made a motion to approve the addendum to agreement between the Board of Commissioners and Spillman Technologies, Inc for AVL licenses on behalf of the Sheriff's Department. Commissioner Peters seconded the motion. Motion carried 2-0.

- 3. Approval of amendment no. 1 to equipment schedule no. 6 between the Board of Commissioners and BI Incorporated for decrease in ExacuTrack GPS server fees on behalf of Community Corrections.** Jeff Stevens, Sr. Finance Manager with Community Corrections, presented this item. He stated this amendment is to an existing equipment contract they have with BI. It is for 50 or their GPS units and the fees here are actually going down from a .95 per day per unit to a .88 per day per unit. It should involve a savings of around \$1,200 a year. This is strictly the equipment and it is a user fee when the device is actually connected to an offender. Commissioner Brown made a motion to approve the amendment no. 1 to equipment schedule no. 6 between the Board of Commissioners and BI Incorporated for decrease in ExacuTrack GPS server fees on behalf of Community Corrections. Commissioner Peters seconded the motion. Motion carried 2-0.
- 4. Approval of amendment no. 1 to contractual service agreement between the Board of Commissioners and Purdue University on behalf of Allen County Purdue Cooperative Extension Service.** Vickie Hadley, County Extension Director, presented the annual contract to have 5 extension educators here in Allen County on contract from Purdue University to continue to provide the education for our individuals. This year has been a year of change. We have a new strategic plan for Purdue Extension Service and the College of Agriculture has a new strategic plan so we are in the process of beginning to implement that. Commissioner Peters asked if they have ever given any consideration in going to the municipalities of the incorporated areas, whether it be New Haven or Fort Wayne or others, to help better educate them on exactly what is being done for their constituencies in terms of education and everything else. Commissioner Peters said with things getting thinner and thinner because of the services they are providing the municipalities he wondered if it made sense sometime in the foreseeable future to go back and ask that they pony up in an effort for you to continue to provide some of these services. Does it make sense to ask for an infusion of cash from them? Vickie stated that has been in discussion the last 3 years since she has been in this position. They have been totally reliant on the County Council budget which has put them below costs and so they have discussed that they do a lot within the City of Fort Wayne as well and maybe it is time we approach them for assistance for our office. She stated it is on their target but the key thing is they will have to work with Purdue because that will be a new venue, a new funding formula and there will be some hoops that they will have to jump through to get approval to do those types of things. Commissioner Brown made a motion to approve the of amendment no. 1 to contractual service agreement between the Board of Commissioners and Purdue University on behalf of Allen County Purdue Cooperative Extension Service. Commissioner Peters seconded the motion. Motion carried 2-0.
- 5. Approval of bid award for Bid Reference #29-15 Cooling Tower Replacement to Current Mechanical in the amount of \$369,600.00 on behalf of Memorial Coliseum.** Randy Brown, Exec. VP/General Mgr. of the Coliseum, presented this item. He stated Current Mechanical was the low bid with a base bid of \$330,000. Randy is recommending accepting 4 of the alternates (M1, M2, M3 and M4) which takes the total to \$369,600. Commissioner Brown made a motion to approve the of bid award for Bid Reference #29-15 Cooling Tower Replacement to Current Mechanical in the amount of \$369,600.00 on behalf of Memorial Coliseum. Commissioner Peters seconded the motion. Motion carried 2-0.
- 6. Approval of change order no. 1 between the Board of Commissioners and Harlow Enterprises, Inc. for changes to landscaping contract on behalf of Memorial Coliseum. Total Cost - \$4,962.78 (increase).** Randy Brown, Exec. VP/General Mgr. of the Coliseum, presented this item. He stated this primarily related to landscape changes having to do with the Veterans Plaza as well as the employee lot. Not a significant change. Funds are available for this. There will probably be an additional change order in the spring. Now that we have the landscaping in we have some plantings that we will be moving around and some additional trees for further beautification to the site. Commissioner Brown made a motion to approve of change order no. 1 between the Board of Commissioners and Harlow Enterprises, Inc. for changes to landscaping contract on behalf of Memorial Coliseum. Total Cost - \$4,962.78. Commissioner Peters seconded the motion. Motion carried 2-0.
- 7. Approval of Certification of Financial Responsibility for petroleum underground storage tanks.** Tony Burrus with Allen County Safety & Environmental presented this item. He stated this is formalizing, as the owners of the 3 underground storage tanks (1 at the service center and 2 at the Highway barns), that we accept the financial responsibility for the first \$25,000 of an occurrence in the event of a leak. We pay into the liability fund each year and we are responsible for the first \$25,000 per occurrence. We have filed

the documents with IDEM prior to now because we utilize the financial tests. We have to wait on State Board of Accounts to complete the audits of the County. They completed their work in late October, early November and we filed the forms along with the financial statement from the Auditor. However, the certification from the Commissioners as the owners of the tanks is needed. Commissioner Brown made a motion to approve the Certification of Financial Responsibility for petroleum underground storage tanks. Commissioner Peters seconded the motion. Motion carried 2-0.

- 8. Approval of agreement between the Board of Commissioners and Collins Industrial Services for painting of fuel oil tank.** Dan Freck, Building and Grounds, stated this is a scope of work for the sandblasting, coating and a sealed coat for the underground fuel tank underneath the ramp area at the Rousseau Centre. This supplies the fuel mix for the 2 generators. Collins was the low bid at \$5,178. Commissioner Brown made a motion to approve the agreement between the Board of Commissioners and Collins Industrial Services for painting of fuel oil tank. Commissioner Peters seconded the motion. Motion carried 2-0.
- 9. Approval of extension to agreement between the Board of Commissioners and Ciocca Cleaning and Restoration for cleaning services at various Allen County buildings.** Dan Freck, Building and Grounds, stated this is a contract that was put out for 2015, 2016 and 2017. We do an option on their contract one year at a time. This is for the 6 downtown buildings. The pricing will increase for 2 years. Even with those price increases they were still lower than the competitors that bid it in 2014. Commissioner Brown made a motion to approve the extension to agreement between the Board of Commissioners and Ciocca Cleaning and Restoration for cleaning services at various Allen County buildings. Commissioner Peters seconded the motion. Motion carried 2-0.
- 10. Approval of Supplemental Agreement # 1 for additional design services between the Board of Commissioners and A & Z Engineering, LLC for Schwartz/Flutter Intersection Improvement of Teirnan Ditch, Project # 1900315. Cost - \$3,000.00** Bill Hartman, Highway Director, presented this item. He stated they had a field check on this project with the design plans about 8% complete and they encountered some sanitary and septic tank outfall issues that requires some redesign of the storm drain and that results in the \$3,000 increase. This should finish up the design and then we can bid it. Commissioner Brown made a motion to approve the of Supplemental Agreement # 1 for additional design services between the Board of Commissioners and A & Z Engineering, LLC for Schwartz/Flutter Intersection Improvement of Teirnan Ditch, Project # 1900315. Cost - \$3,000.00. Commissioner Peters seconded the motion. Motion carried 2-0.
- 11. Approval of Agreement for 2016 Storm Water Pollution Prevention plans and secure IDEM Rule 5 permit between the Board of Commissioners and A & Z Engineering, LLC for Road Conversions. Cost - \$17,500.00.** Bill Hartman, Highway Director, presented this item. He stated this will cover the erosion control plans for 4 new projects for next season. Commissioner Brown made a motion to approve the Agreement for 2016 Storm Water Pollution Prevention plans and secure IDEM Rule 5 permit between the Board of Commissioners and A & Z Engineering, LLC for Road Conversions. Commissioner Peters seconded the motion. Motion carried 2-0.
- 12. Approval of Agreement to Construct and Maintain a Storm Water Detention System/Storm Water Quality Treatment System for the Allen County Salt Barn at Deer Run Wilderness Area County Park.** Bill Hartman, Highway Director, presented this item. He stated this will be an agreement between the Commissioners and the Surveyor's office for maintenance of the storm water quality treatment system. Commissioner Brown made a motion to approve the Agreement to Construct and Maintain a Storm Water Detention System/Storm Water Quality Treatment System for the Allen County Salt Barn at Deer Run Wilderness Area County Park. Commissioner Peters seconded the motion. Motion carried 2-0.
- 13. Approval of Warranty Deed, Perpetual Easement for Diebold Rd from Clinton St to Dupont Rd, Project # 1200312**

 - a. Parcel 3 – Dupont Corner Investors, LLC**

Commissioner Brown made a motion to approve the Warranty Deed, Perpetual Easement for Diebold Rd from Clinton St to Dupont Rd., - Parcel 3 – Dupont Corner Investors, LLC. Commissioner Peters seconded the motion. Motion carried 2-0.

14. Approval of Sign Request:

a. Repp Rd – SR 37 to End of Road – post “No Trucks

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

15. Approval of non-exclusive license agreement between the Board of Commissioner and Perceptions, LLC on behalf of the Park’s Department.

Chris Cloud, Executive Assistant, stated that a couple of years ago the Commissioner acquired Deer Run area from Superior Court. This is a license with a company to run a ropes course on an as needed basis. Mainly for private functions who make reservations and in exchange we get 20% of the fee. It’s a former parks employee so Jeff Baxter is very comfortable with the person involved. The Parks Board will also approve this after the Commissioners have since they are involved with the process of OK’ing groups and the person involved. There will be Parks Department oversight. Commissioner Brown made a motion to approve non-exclusive license agreement between the Board of Commissioner and Perceptions, LLC on behalf of the Park’s Department. Commissioner Peters seconded the motion. Motion carried 2-0.

16. Approval of claims submitted for payment. Commissioner Brown made a motion to approve the claims submitted for payment today in the amount of \$2,771,297.72. Commissioner Peters seconded the motion. Motion carried 2-0.

17. Other Business:

Plats for Approval – Quail Creek – Section 5, Magnolia Meadow – Section 1, Talon’s Reach – Section 2 and Sienna Reserve – Section 1.

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

Establishment of the Allen County Redevelopment Authority and appointment of 3 members.

County Attorney Fishing stated that the Redevelopment Commission has recommended the Commissioners establish a Redevelopment Authority. The advantage of it is that it is a separate legal entity unlike the commission which is a department of the Commissioners. That gives more flexibility in TIF bonding then we currently have. The proposal includes the Commissioners setting up the development authority and establishing 3 members of that authority. If the Commissioners approve its creation, they recommend that you appoint Richard Beck, Kurt Gutman and Steve Bercot who are the Commissioners current appointments to the Redevelopment Commission to that authority. Commissioner Brown made a motion to approve establishing the Allen County Redevelopment Authority and the appointment of Richard Beck, Kurt Gutman and Steve Bercot to that Authority. Commissioner Peters seconded the motion. Motion carried 2-0.

Approval of documents for the refunding of the 2005 Jail Bond. County Attorney Fishing stated these documents include the 2nd Supplemental Contract of Lease, the 3rd Supplemental Trust and the Preliminary Offering Statement all for this which they anticipate closing in the first or maybe second week of January 2016. The anticipated sale is next Friday if they receive the bond rating today. Commissioner Brown made a motion to approve the documents for the refunding of the 2005 Jail Bond. Commissioner Peters seconded the motion. Motion carried 2-0.

18. Approval to waive the 2nd Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of December 4, 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 December 4, 2015. Commissioner Peters seconded the motion. Motion carried 2-0.

19. Comments from the Public. Jeff Gallmeyer, 11622 Aboite Rd. of Lafayette Twp. spoke in opposition to the Crown Transport zoning change request. Brett Hagadorn, 14403 Kress Rd. of Lafayette Twp. spoke in opposition to the Crown Transport zoning change request. Grant Schultz, 12502 Kress Rd., spoke in opposition to the Crown Transport zoning change request.

20. Motion to Adjourn. Meeting adjourned at 11:25 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.