



**BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN
Council Chambers Courtroom - Citizens Square
200 East Berry Street, Room 035
Fort Wayne IN 46802**

MINUTES

**Board of Commissioners' Legislative Session
July 28, 2023**

Commissioners Present: Richard E Beck, F. Nelson Peters, Therese M Brown

Others Present: Chris Cloud, Chief of Staff
Bill Fishering, County Attorney
Robin Minniear, Administrative Assistant
Bill Hartman, Susan Baier, Spencer Feighner, Emily Almodovar, Mike Fruchey, Mindy Waldron, Elissa McGauley, Bernie Beier, Mike Thomson, Dawn Rose

Call to Order The legislative session was called to order at 10:02 AM by Commissioner Therese M. Brown.

Pledge of Allegiance and Moment of Silence

Proclamation of Larry Banks Day: The Commissioners recognized Larry Banks, an employee of the Allen County Public Library, who also served as audio-visual technician for Allen County Government meetings for over 22 years, recording and broadcasting over 2,100 meetings for the public to view online.

1. Items for Consideration:

1.a Consideration of the minutes of the July 21, 2023, legislative session.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 3 - 0

1.b Consideration of claims submitted for payment for the period of July 18 to 25, 2023, in the amount of \$4,597,279.29.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 3 - 0

1.c Consideration of settlement agreement in Jermayne Williams V Allen County Sheriff, et al.

County attorney Spencer Feighner presented a settlement agreement which was the result of an altercation at the Allen County Jail. In that situation, an inmate was being restricted to prevent him from self-harm, and an officer went outside the proper restraint guidelines hit his head, breaking the inmate's tooth in the process. The officer received a written reprimand for the incident. Feighner noted that when weighed against cost of a trial, this settlement is a prudent use of taxpayer funds.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 3 - 0

1.d Consideration of renewal of the Allen County Department of Health's Syringe Services Program.

Allen County Health Department Administrator Mindy Waldron requested a two-year operational extension of the Allen County Syringe Services Program. She noted that the program has been in place for seven years and has enabled health department staff to provide important ancillary services, such as wound care, STI testing and referrals, vaccinations, harm reduction counseling and naloxone distribution. Since founded, she reported that 2,278 unique clients, resulting in 10,482 clinic visits, have been reached.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 2 - 1

1.e Consideration of consent for the Allen County Department of Health to execute an agreement with Wizehive for grant management software.

Allen County Health Department Administrator Mindy Waldron requested approval of an agreement with Wizehive, which will help manage the multiple grant programs supporting the department. She noted that department technology coordinator Jana Sanders had worked with the county IT department and determined this would be a good program to use.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 3 - 0

1.f Consideration of agreement with Engineering Vision Inc. for Phase II section corner perpetuation project for Eel River Township, with fees not to exceed \$68,200.00.

Allen County Surveyor Mike Fruchey presented an agreement with Engineering Vision to conduct the Phase II portion of the section corner project for Eel River Township, with fees not to exceed \$68,200.00, based on \$1,100 per corner allowance. The project completion is expected to be November 30, 2023.

F. Nelson Peters made a motion to Approve. Richard E Beck seconded the motion.

Motion Passed: 3 - 0

1.g Consideration of agreement with DLZ Corp. for Phase II section corner perpetuation project for Cedar Creek Township, with fees not to exceed \$51,250.00.

Allen County Surveyor Mike Fruchey presented an agreement with DLZ Indiana to conduct the Phase II portion of the section corner project for Cedar Creek Township, with fees not to exceed \$51,250.00, based on \$1,025 per corner allowance. The project completion is expected to be November 30, 2023.

F. Nelson Peters made a motion to Approve. Richard E Beck seconded the motion.

Motion Passed: 3 - 0

1.h Consideration of Promissory Note to borrow a principal sum not to exceed \$4,000,000.00 from the Rainy Day Fund for the Allen County Highway Department to purchase 14 new dump trucks.

Allen County Highway Director Bill Hartman presented a promissory note to borrow \$4,000,000.00 from the Rainy Day Fund to purchase 14 dump trucks, with repayment from the Motor Vehicle Highway Fund to occur over five years. Due to order and manufacture delays, he noted that the vehicles will not go into service until 2025.

F. Nelson Peters made a motion to Approve. Richard E Beck seconded the motion.

Motion Passed: 3 - 0

1.i Consideration of Change Order #1 and Final for Bid Ref #09-2022 for Adams Center Rd and Tillman Rd intersection improvements, Allen County Project #2500622; in the amount of \$2,727.40 decrease.

Allen County Highway Director Bill Hartman presented a change order for the work down at the intersection, which was severely rutted. He noted that it was reworked with a concrete surface for repairs.

F. Nelson Peters made a motion to Approve. Richard E Beck seconded the motion.

Motion Passed: 3 - 0

1.j Consideration of Project Acceptance for Bid Ref #09- 2022 for Adams Center Rd and Tillman Rd intersection improvements, Allen County Project #2500622; for the final contract amount of \$407,594.49.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 3 - 0

1.k Consideration of Quit Claim Deeds for Union Chapel Trail from Life Bridge Church to Auburn Rd, Allen County Project #2900118.

1. Parcel 1,4,5,6,7,11,12,15

Allen County Highway Director Bill Hartman requested approval of several deeds on parcels which will be required on the next section of Trail, contingent on legal review. He said this was also conditional on receiving a \$1.5 million grant for the Trail project.

F. Nelson Peters made a motion to Approve. Richard E Beck seconded the motion.

Motion Passed: 3 - 0

2. Other Business: Allen County Highway Department Director Bill Hartman presented a request to lower the speed limit from 50 mph to 45 mph on Schlatter Road, from Tonkel Rd to Amstutz Rd.

F. Nelson Peters made a motion to Approve. Richard E Beck seconded the motion.

Motion Passed: 3 - 0

3. Approval to waive the 2nd Reading on any matter approved today and for which it may be deemed necessary for today's Legislative Session.

Richard E Beck made a motion to Approve. F. Nelson Peters seconded the motion.

Motion Passed: 3 - 0

4. Comments from the Public:

5. Motion to Adjourn: Commissioner Brown adjourned the meeting at 10:32 AM.

These Minutes were approved as distributed at the Board of Commissioners meeting on _____.

_____, Therese M. Brown, President

_____, Richard E. Beck Jr, Vice President

_____, F. Nelson Peters, Secretary

Any individual with a disability who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of Allen County, should contact the Allen County ADA and Title VI Coordinator Laura Maser, (260) 449-7555, laura.maser@allencounty.us, as soon as possible but no later than seventy-two (72) hours before the scheduled event.

Individuals requiring special language services should contact the Allen County ADA and Title VI Coordinator as soon as possible but no later than at least seventy-two (72) hours prior to the date on which the services will be needed.