



**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
August 4, 2023**

Commissioners Present: Therese M Brown, F. Nelson Peters
Commissioners Absent: Richard E Beck
Others Present: Laura Maser, County Attorney
Bill Fishering, County Attorney
Emily Almodovar, Public Information Officer
Robin Minniear, Administrative Assistant
Mike Fruchey, Surveyor
Bill Hartman, Highway

Call to Order Commissioner Therese M. Brown called the legislative session to order at 10:03 AM.

Pledge of Allegiance and Moment of Silence

1. Items for Consideration:

1.a Consideration of the approval of the minutes of the July 28, 2023, legislative session.

F. Nelson Peters made a motion to Approve. Therese Brown seconded the motion. Motion Passed: 2 - 0

1.b Consideration of agreement with ForeSight Consulting LLC for Phase II section corner perpetuation project, for on call professional surveying services on behalf of the Allen County Surveyor's Office, with fees not to exceed \$71,000.00.

Allen County Surveyor Mike Fruchey presented an agreement with ForeSight Consulting LLC to serve as an on-call resource for the local surveying community. They also assist with highway resurfacing projects when surveying confirmations are required.

Nelson Peters made a motion to Approve. Therese M Brown seconded the motion. Motion Passed: 2 - 0

1.c Consideration of agreement with ForeSight Consulting LLC for Phase II section corner administration services on behalf of the Allen County Surveyor's Office, with fees not to exceed \$34,000.00.

Allen County Surveyor Mike Fruchey presented an agreement which appointed ForeSight Consulting LLC to oversee the six firms which will be performing the Phase II section corner projects. ForeSight, which is appointed as permissible by law, will also sign off on all work performed on the projects.

F. Nelson Peters made a motion to Approve. Therese Brown seconded the motion. Motion Passed: 2 - 0

1.d Consideration for approval for Interlocal Agreement with the City of Fort Wayne for North Clinton Street improvement from Auburn Rd to Mayhew Rd, Allen County Project #1200322; in the amount of \$395,413.00.

Highway Director Bill Hartman said that the county portion of this federally-backed project is from Diebold to Mayhew.

Nelson Peters made a motion to Approve. Therese M Brown seconded the motion. Motion Passed: 2 - 0

1.e Consideration for approval for dedication of right of way on Notestine Rd from Woodburn Christian Children's Home, Inc.

Allen County Highway Director Bill Hartman noted that this is for a 40-foot right of way, required due to increased traffic into the children's home facility.

F. Nelson Peters made a motion to Approve. Therese Brown seconded the motion. Motion Passed: 2 - 0

1.f Consideration for approval for dedication of right of way on Oak Crossing and Bent Creek Blvd for OakCreek Estates, Inc.

Allen County Highway Director Bill Hartman presented a right of way dedication between Dupont and North Clinton.

Nelson Peters made a motion to Approve. Therese M Brown seconded the motion. Motion Passed: 2 - 0

1.g Consideration for approval for Warranty Deeds for Darling Rd Small Structure #112003 over Reichelderfer Drain, New Bridge #121, Allen County Project #0100121.

Parcel 1 - C. Schlatter

Parcel 2 - Delagrance

Parcel 3 - K. Schlatter

Parcel 4 - Korte

Parcel 5 - Catherine D. Farms, LLC

Allen County Highway Director Bill Hartman noted that these five parcels are all that are required to go forward with bidding for this small structure project, which is expected to take place in the fall.

Nelson Peters made a motion to Approve. Therese M Brown seconded the motion. Motion Passed: 2 - 0

1.h Consideration of Change Order #1 to Renascent for the Carroll Centre demolition project, in the amount of \$82,618.84.

County attorney Laura Maser presented a change order, with reduction, because there was not as much debris as anticipated in the project. Therefore, there is less rubble needing crushed and hauled away from the site.

F. Nelson Peters made a motion to Approve. Therese Brown seconded the motion. Motion Passed: 2 - 0

1.i Consideration of approval of Quit Claim Deed for the Allen County Juvenile Justice Center Building Corp. to the Board of Commissioners of the County of Allen.

County attorney Bill Fishing explained that the bonds have now been paid off so a quit claim deed may be executed.

F. Nelson Peters made a motion to Approve. Therese Brown seconded the motion. Motion Passed: 2 - 0

2. Other Business: Allen County Highway Director Bill Hartman presented a perpetual highway easement for consideration, granting Hanson Midwest Aggregates Inc., also known as Heidelberg Materials Agg Inc., access to Sandpoint Road. A cul-de-sac was previously vacated and will be relocated due to expansion of the stone quarry.

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.

Nelson Peters made a motion to Approve. Therese M Brown seconded the motion. Motion Passed: 2 - 0

4. Comments from the Public:

Michael Schaefer questioned the techniques of city utilities while installing lines along Arcola Road and wanted to know if the commissioners had given approval.

5. Motion to Adjourn: The session was adjourned by Commissioner Brown at 10:24 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.