TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
December 5, 2011

The Tippecanoe County Commissioners met on Monday, December 5, 2011 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President David S. Byers, Vice President Thomas P. Murtaugh, and Commissioner John L. Knochel. Also present were: Attorney David W. Luhman, Auditor Jennifer Weston, Commissioner's Assistant Frank Cederquist, and Secretary Dawn Rivera.

Commissioner Byers called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

There were no minutes to approve.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

- Commissioner Murtaugh moved to approve the accounts payable vouchers for November 24, 25, 30, and December 1, 3, and 5, 2011, second by Commissioner Knochel; motion passed.

HIGHWAY *– Opal Kuhl*
US 52 Corridor Study Agreement

Executive Director Opal Kuhl presented a Local Public Agency Project Coordination Contract for the US 52 Corridor Study in cooperation with the Indiana Department of Transportation (INDOT). This study covers US 52 West from CR 500 West to Nighthawk Drive and part of US 231 from US 52 to Lindberg Road in West Lafayette.

- Commissioner Murtaugh moved to approve the contract with INDOT as stated, second by Commissioner Knochel; motion passed.

Change orders #10, #11, and #12 for the Tyler Road Project

Director Kuhl presented three change orders from Reith-Riley. Order #10 is for the re-installation of a Corner Section Monument and will add $935. Change order #11 increases the contract amount by $1,380.29 to balance the quantities of material used. Order #12 brings no dollar change and is intended to replace one contracted item with another. The new contract total is $1,424,718.14.

- Commissioner Murtaugh moved to approve Change Orders #10, #11, and #12 from Reith-Riley as stated, second by Commissioner Knochel; motion passed.

Utility Maintenance Bond from ElectriCom, LLC

Director Kuhl presented a three year Utility Maintenance Bond in the amount of $5,000 for work in the County right-of-ways.

- Commissioner Murtaugh moved to approve the Maintenance Bond from EletriCom for $5,000, second by Commissioner Knochel; motion passed.

SCANNED

ACCEPTANCE OF BIDS FOR GASOLINE AND DIESEL FUEL

Attorney Luhman opened and read the following bids:

Description	Qty	Unit	Newton Oil	Ceres Solutions
Gasoline - unleaded 87 octane	118,000	gal		
Transport			$2.8006	$2.6867
Tank Wagon			$2.9316	$2.8017
Diesel Fuel	120,000	gal		
Ultra Low Sulfur (ULS) #2				
Transport			$3.3218	$3.2400
Tank Wagon			$3.4488	-
Branded Winterized ULS				
Transport			-	$3.2943
Tank Wagon			-	$3.4093

Attorney Luhman recommended taking the bids under advisement and review for compliance of the bid specifications. He added that the Commissioners can approve all of the proposals and those rates can be used in 2012.

- Commissioner Murtaugh moved to take the bids under advisement as presented, second by Commissioner Knochel; motion carried.

Attorney Luhman opened and read the following bids:

Description	Unit	Milestone	Reith-Riley	Hertz
Rental of Equipment	/ hr			
Asphalt Paving Machine		$175.00	$200.00	$0.00
Backhoe		$60.00	$120.00	$0.00
Bulldozer				
Small		$75.00	$145.00	$0.00
Medium		$90.00	$165.00	$0.00

Attorney Luhman noted Hertz Equipment Rental Company did not submit an official bid, but rather a schedule of available equipment should it be needed. He recommended taking the bids under advisement and review for compliance of the bid specifications.

- Commissioner Murtaugh moved to take the bids under advisement as presented, second by Commissioner Knochel; motion carried.

SURVEYOR *– Zach Beasley*

Ordinance 2011-27-CM Revised Comprehensive Stormwater Management

County Surveyor Zach Beasley asked for approval on second reading of the Revised Comprehensive Stormwater Management ordinance, which has been approved by the Drainage Board. Commissioner Byers asked for public comment on this ordinance; there was none.

- Commissioner Murtaugh moved to approve Ordinance 2011-27-CM on 2nd reading, second by Commissioner Knochel.

Auditor Jennifer Weston called the roll:

Byers	Aye
Knochel	Aye
Murtaugh	Aye

Ordinance 2011-27-CM passed 3-0 on 2nd and final reading.

GRANTS *– Laurie Wilson*
Permission to Accept

Grant Coordinator Laurie Wilson asked permission on behalf of TEMA to accept $3,623 from the Indiana Department of Homeland Security. This grant will be used for desks, chairs, and other equipment for the Emergency Operations Center.

- Commissioner Murtaugh moved to accept the grant as stated, second by Commissioner Knochel; motion passed.

Permission to Apply

Coordinator. Wilson requested permission to apply for a grant of $77,713.82 from the Indiana Supreme Court for the CASA program. This reflects the annual operating budget for CASA and will be for general use.

- Commissioner Murtaugh moved to give permission to apply for the annual grant from the Indiana Supreme Court for CASA, second by Commissioner Knochel; motion passed.

TREASURER *– Bob Plantenga*
Approval of Bond

Attorney Luhman presented a bond from the County Treasurer in the amount of $300,000 with the Ohio Casualty Insurance Company for performance of officials duties while in office. He noted once signed, the bond must be recorded for full compliance with Indiana Code.

- Commissioner Murtaugh moved to approve the bond with Ohio Casualty Insurance Company for $300,000, second by Commissioner Knochel; motion passed.

PROSECUTOR *- Patrick Harrington*
Renewal of Professional Services Agreement

County Prosecutor Patrick Harrington presented the 2012 Professional Services Agreement with Kathryn Redd for $59,000. This agreement is for the work she performs with Project Safe Neighborhood.

- Commissioner Murtaugh moved to approve the Professional Services Agreement with Kathryn Redd for $59,000, second by Commissioner Knochel; motion passed.

HUMAN RESOURCES *– Shirley Mennen*
Health & Life Insurance Renewals

Human Resources Coordinator Shirley Mennen presented the 2012 rates for Health and Life insurance. The fixed costs for health insurance increased a little over 1%; Life insurance increased $0.02 per $1,000 of coverage. Commissioner Knochel asked if the addition of the health clinic contributed to the very low increase in health premiums; area municipalities saw a jump of 10-15%. Coordinator Mennen attributes the rate to improvements in three areas: the operation of the clinic, the switch in carriers from Cigna to Anthem, and fewer large claims. While no one item can be singled out as the main reason, the clinic has certainly been a positive contributing factor.

- Commissioner Murtaugh moved to approve the Health and Life Insurance Renewals as presented, second by Commissioner Knochel; motion passed.

CLERK *– Christa Coffey*
Location Placement Agreement for Automated Teller Machines

County Clerk Christa Coffey presented an agreement with MTD Investments for the placement, servicing, and maintenance of an Automatic Teller Machine (ATM). The parties have agreed the ATM will be located on the first floor of the Courthouse under the stairs near the public entrance.

- Commissioner Murtaugh moved to approve the agreement with MTD Investments for the placement of an ATM machine inside the County Courthouse, second by Commissioner Knochel; motion passed.

RESOLUTION 2011-45-CM
Ratifying Bond Sale, Disclosure Certificate, and Amending Lease

Attorney David Luhman reminded everyone of the action the Commissioners took on November 7th approving the issuance of refunding bonds for the County Jail. This action will result in significant interest cost savings. This Resolution authorizes an amendment to the lease between the County and the Governmental Building Corporation for the jail lease payments to adjust for the reduced interest of the bond; approves the Continuing Disclosure Undertaking Certificate; and authorized the Board and Auditor to approve and execute any certificates and documents necessary in connection with the refunding of the bond. Commissioner Byers noted this action will save the County $1.3 million and shorten the lease by two years.

- Commissioner Murtaugh moved to approve Resolution 2011-45-CM as detailed by Attorney Luhman, second by Commissioner Knochel; motion passed.

FINDINGS AND ORDER FOR TOWNSHIP ASSISTANCE APPEAL

Attorney Luhman summarized the hearing that took place on November 21st, saying an appeal was filed by Lisa Head based on a denial of township assistance by Julie Byers, Wabash Township Trustee. Commissioner Byers recused himself and left the hearing. Having reviewed the evidence presented by both parties, the Commissioners found that Trustee Byers applied the township standards for administration of poor relief in compliance with IC 12-20-5.5-2 and therefore the appeal should be denied.

- Commissioner Murtaugh moved to approve the Findings and Order for Township Assistance in the appeal filed by Lisa Head in Wabash Township, second by Commissioner Knochel; motion passed 2 – 0 with Commissioner Byers abstaining.

UNFINISHED / NEW BUSINESS

Change Order for the Jail Air Handler

Commissioner Murtaugh presented a two change orders totaling $965 to the work being done in relation to the HVAC unit at the County Jail. The changes are for the removal of the roof unit at $274, and to install additional insulation at $691. This brings the entire project cost to $222,952, which is still within budget.

- Commissioner Murtaugh moved to approve the change order as stated, second by Commissioner Knochel; motion passed.

South Side Landfill Proposal

Attorney Luhman recapped the proposal from South Side Landfill (SSL) to operate a hazardous waste recycling and disposal facility in exchange for a five year extension to the operating contract, currently set to expire December 31, 2015.

- Commissioner Knochel moved to renew the operating contract with SSL as amended based on Council funding, second by Commissioner Murtaugh; motion passed.

Attorney Luhman summarized the following addendums to the SSL lease:

- The term of the lease shall expire December 31, 2020.
- SSL shall install one or more hazardous materials (HazMat) storage structures not to exceed $175,000.
- SSL shall expand the HazMat recycling portion of the premises at a cost not to exceed $225,000.
- The County shall reimburse, without interest, SSL the costs and expenses actually incurred with the construction and expansion above in one hundred twenty equal installments.

- Commissioner Knochel moved to approve the addendums to the South Side Landfill lease as stated by Attorney Luhman, second by Commissioner Murtaugh; motion passed.

Resolution 2011-44-CM
Resolution Endorsing the Adoption of an Amendment to the Tippecanoe County Economic Development Income Tax (EDIT) Capital Improvement Plan

Attorney Luhman informed the Commissioners that this resolution adds Project No. 71 – Household Hazardous Waste Collection to the EDIT Capital Improvement Plan as Amendment No. 52. This project will provide funding for construction, installation and operation of a household hazardous waste facility and an expanded facility for the collection and handling of recycled materials at the Tippecanoe County Trash Transfer Station. The EDIT fund will allow a maximum of $110,000 to fund the project during 2012, with future funding provided by a solid waste management tax levy.

- Commissioner Knochel moved to approve Resolution 2011-44-CM amending the EDIT Capital Improvement Plan to add Project No. 71 as stated, second by Commissioner Murtaugh; motion passed.

Other Unfinished / New Business

Commissioner Knochel observed the small but increasing trend of electric vehicles in the area, noting Purdue University has installed several public recharging stations around campus. He would like the Commissioners to look at the possibility of adding some stations in the County parking garage in an effort

to encourage environmentally friendly alternative transportation for the public in general and the County in particular.

REPORTS ON FILE

The following reports are on file in the Commissioner's office:

- Building Commission
- Central Mail and Duplicating
- Tippecanoe County Parks and Recreation Board

PUBLIC COMMENT

Karen Griggs – 100 Thornbush Drive, West Lafayette: Ms. Griggs stated her support for the Wildcat Creek Solid Waste District as it is today, a joint cooperative between Tippecanoe and Clinton Counties, and urged the Commissioners to keep the entity intact. In order to withdraw from a district and create another one, a plan must be developed and approved by the State, which would take quite a bit of time and cost a lot of money that could otherwise be spent on the issues at hand. Even though South Side Landfill operates other Solid Waste Districts within the state, it has no permit for the current location. She asked the Board if insurance needs for this type of facility had been researched and how the premiums would be paid. Before making any decisions, she implored the Commissioners to hold public hearings to get input on aspects they might not have considered.

Commissioner Murtaugh moved to adjourn.

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

David S. Byers, President

Thomas P. Murtaugh, Vice President

John L. Knochel, Member

ATTEST:

Jennifer Weston, Auditor 12-19-2011