TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
July 7, 2009

The Tippecanoe County Commissioners met on Tuesday, July 7, 2009 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: Vice President David S. Byers and Member Thomas P. Murtaugh. Also present were: Attorney Doug Masson, Auditor Jennifer Weston, Commissioner's Assistant Frank Cederquist, and Secretary Jennifer Prange.

Commissioner Byers called the meeting to order and led the pledge of allegiance.

APPROVAL OF MINUTES

- Commissioner Murtaugh moved to approve minutes from the June 15, 2009 meeting, second by Commissioner Byers; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

Commissioner's Assistant Frank Cederquist recommended approval of accounts payable vouchers for June 19, 25, 26, July 1, 2, 6, 2009 as presented with no exceptions.

- Commissioner Murtaugh moved to approve the accounts payable vouchers as presented, second by Commissioner Byers; motion carried.

HIGHWAY – Opal Kuhl

Director Kuhl recommended approval of the Supplemental Agreement #2 from American Structurepoint, Inc. for the Cumberland Road Extension in the amount of $84,200.

- Commissioner Murtaugh moved to approve the Supplemental Agreement #2 with American Structurepoint as presented, second by Commissioner Byers; motion carried.

A reduction of speed limit agreement from the Indiana Department of Transportation (INDOT) was presented for approval. Director Kuhl reported the current speed limit in West Point on State Road 25 is 55MPH and it will be reduced to 45MPH.

- Commissioner Murtaugh moved to approve the agreement for the reduction in speed limit in West Point from 55MPH to 45MPH as presented, second by Commissioner Byers; motion carried.

Award of Bid

<u>2009 Bridge Rehabilitation Project</u>

Director Kuhl recommended award of the 2009 Bridge Rehabilitation Project to Pioneer Associates for $261,217.75.

- Commissioner Murtaugh moved to approve the contract from Pioneer Associates, second by Commissioner Byers; motion carried.

Open & Award of Bid

2009 Gravel Road Base Stabilization Project

Attorney Luhman confirmed a bid received on time in the Auditor's Office was accidentally omitted from scheduled opening at the last meeting. He added the bid will be reviewed and the Highway Department will make a recommendation at the end of today's meeting. Attorney Luhman opened the bid and read as follows:

BASE Construction Technologies, Inc.

$629,277.43

- Commissioner Murtaugh moved to take the bid under advisement, second by Commissioner Byers; motion carried.

Director Kuhl recommended approval of Temporary Easement Grants and Warranty Deeds for the South River Road Project as follows:

Parcel 7 & 7A – Raymond V. & Carol J. Brown

- Commissioner Murtaugh moved to approve the temporary easement grant and warranty deed as presented, second by Commissioner Byers; motion carried.

Parcel 35 & 35A – William & Linda Siersema

- Commissioner Murtaugh moved to approve the temporary easement grant and warranty deed as presented, second by Commissioner Byers; motion carried.

Parcel 52 & 52A – Carol Cooper

- Commissioner Murtaugh moved to approve the temporary easement grant and warranty deed as presented, second by Commissioner Byers; motion carried.

Parcel 58 & 58A – John Melville

- Commissioner Murtaugh moved to approve the temporary easement grant and warranty deed as presented, second by Commissioner Byers; motion carried.

A Warranty Deed was recommended for approval for Bridge #210 in Shadeland.

Parcel 7 Ellen Linback *aka* Ellen Osborn

- Commissioner Murtaugh moved to approve the Warranty Deed as presented, second by Commissioner Byers; motion carried.

Parcel 8A, 8B, 8C James Shamp and Tuesday Nemmer

- Commissioner Murtaugh moved to approve the Warranty Deeds and Temporary Easement Grant as presented, second by Commissioner Byers; motion carried.

A Performance and Payment Bond was recommended for approval from Jack Isom Construction Co., Inc. in the amount of $204,929.02 for the 2009 Bridge Deck Patching Contract.

- Commissioner Murtaugh moved to approve the Performance Bond and Payment Bond as presented, second by Commissioner Byers; motion carried.

A Maintenance Bond from Wirtz & Yates, Inc. was presented for approval in the amount of $1,612,590.68 for the completed 2008 Culvert Replacement Project.

- Commissioner Murtaugh moved to approve the maintenance bond as presented, second by Commissioner Byers; motion carried.

Director Kuhl presented a Letter of Understanding from Indiana Department of Transportation. The letter identifies an unofficial local detour for SR26 at 300 West and 500 West. Director Kuhl reported unofficial local detours are usually more utilized than official detours. The letter states INDOT will repair any damage done to the roads.

- Commissioner Murtaugh moved to approve the letter of understanding from the state, second by Commissioner Byers; motion carried.

A permit to close a road was recommended for approval in Buckingham Estates. Director Kuhl added a block party is held each year in the addition. This year the event will take place on August 1, 2009 from 7:45 a.m. to 4:45 p.m.

- Commissioner Murtaugh moved to approve the application to close a local street, second by Commissioner Byers; motion carried.

Director Kuhl announced Highway Garage Supervisor Jack Fisher for completing the 12-course Road Scholars program with the Indiana Association of Highway County Engineers and Supervisors. Director Kuhl and the Commissioners congratulated Mr. Fisher on his award.

JUVENILE MAGISTRATE – Faith Graham

Juvenile Magistrate Faith Graham requested approval of a Full-Time Court Reporter position. Currently, she has funding for a Part-Time Court Reporter which has been difficult to fill and maintain a skilled individual. She is proposing the part-time position be replaced with the full-time position assigned to the Juvenile Magistrate for IV-D hearings. The county receives 66% reimbursement on all IV-D expenses. Magistrate Graham added if the position is approved the Court Reporter would also spend 1/3 of their time in Superior Court 3 for reimbursement hearings which would allow Superior Court 3 to reduce their part-time budget by $10,000.

- Commissioner Murtaugh moved to approve the reallocation of funds as stated for a Full-Time Court Reporter position for the Juvenile Magistrate, second by Commissioner Byers; motion carried.

GRANTS – Laurie Wilson

Grant Coordinator Laurie Wilson requested permission to apply for a grant from the Department of Homeland Security for the District ACAMS. $60,000 will be used for an Administrator and to provide training for cataloging the infrastructure in the district. $101,250 will be used for contracted personnel to help complete the process.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Byers; motion carried.

Permission was also requested to apply for a grant from the Indiana Criminal Justice Institute for the Community and Family Resource Center (CFRC). Jenni Murtaugh, Youth Services Director for CFRC, explained the funds will be used to support the Our Kids Our Community Board for collaboration to educate the public on youth asset building. $12,473 is the amount of the grant, of which $11,000 will be used for materials and advertising for the campaign, and $1,473 for support staff.

- Commissioner Murtaugh moved to grant permission to apply for the grant as requested, second by Commissioner Byers; motion carried.

Ms. Wilson also requested permission to apply for grants through the Indiana Criminal Justice Institute for Superior Court 3 for the following:

Part-Time Pregnancy Probation Officer - $30,000
Mentoring Program for Youth in the Juvenile Justice System - $27,500
Part-Time Relief Staff for the Assessment Center - $24,000
Saturday School funding - $27,300
Byrne Grant for continuation of Quest program for training and forms - $20,000

- Commissioner Murtaugh moved to grant permission to apply for the grants as presented, second by Commissioner Byers; motion carried.

Ms. Wilson requested permission to accept a Drug Court Grant for $5,580 for incentives, drug testing and training conference fees.

- Commissioner Murtaugh moved to accept the Drug Court grant as presented, second by Commissioner Byers; motion carried.

Permission was also requested to apply for a Court Interpreter grant from Indiana Supreme Court for $16,500.

- Commissioner Murtaugh moved to accept the grant as presented, second by Commissioner Byers; motion carried.

Prosecutor Pat Harrington requested permission to apply for a grant from the Indiana State Police for Internet Crimes Against Children (ICAC) in the amount of $10,000. The grant will provide equipment and training related to crimes on the internet.

- Commissioner Murtaugh moved to grant permission to apply for the grant as requested, second by Commissioner Byers; motion carried.

JUVENILE ALTERNATIVES – Tammy Patrick

Juvenile Alternative Director Tammy Patrick requested approval for a transfer of a discontinued position from Court Services. The position provides intense case management and positive community service connections in the community. She explained this is a valuable service provided to youth in the community with substance abuse issues and low-risk youth in need of positive community connections. The salary would be provided from Community Corrections user fees and from state grant funding.

- Commissioner Murtaugh moved to grant permission to reallocate incentive funds for the juvenile case management, second by Commissioner Byers; motion carried.

Approval was requested for Memoranda of Agreement for Truancy Medication through the school systems in the county. The memorandum outlines the truancy services and funding provided for the program to be each:

Lafayette School Corporation - $12,240
Tippecanoe School Corporation - $8,160
Greater Lafayette Area Special Services - $4,080
West Lafayette School Corporation - $2,040

- Commissioner Murtaugh moved to approve the Memoranda of Agreement with the schools as presented, second by Commissioner Byers; motion carried.

APPLICATION TO VILLA

- Commissioner Murtaugh moved to approve applications to the Villa for Richard L. Young and Timothy Lee Schweiger, second by Commissioner Byers; motion carried.

UNFINISHED/NEW BUSINESS

- Commissioner Murtaugh moved to appoint Dave Lahr to Common Wage Board at the Indiana Veteran's Home, second by Commissioner Byers; motion carried.

Award of Bid

- Director Kuhl recommended the approval of the bid from Milestone Contractors for the 2009 Gravel Road Base Stabilization Project for $621,667.65, second by Commissioner Byers; motion carried.

Auditor Weston presented the 2010 Salary Statements to the Commissioners.

REPORTS ON FILE

Mail & Duplicating
Tippecanoe County Emergency Medical Services
Park & Recreation Board
Clerk of Circuit Court
Treasurer

PUBLIC COMMENT

Paul Wright – West Point, asked what PERF stood for. Auditor Weston responded Public Employees Retirement Fund. He asked if the Public Employees Retirement Fund (PERF) .25% increase for 2010 is mandatory or optional. Auditor Weston confirmed the increase is mandatory by the state. He questioned the salary increase options for 2010 and the amount it would cost the county. Mr. Wright shared his concern for grant funded positions continuing when the funding is lost. Commissioner Byers confirmed grant funded positions are eliminated if grant funds are discontinued. Mr. Wright questioned Building Improvement Funding through the General Fund. Commissioner Byers explained the funds are used for maintenance of all county owned buildings. He said he doesn't understand how the commissioners can expect to increase the budget for 2010 when the economy is declining. He explained there are no repercussions for department heads using or exceeding their budgets and the taxpayers pay regardless. Mr. Wright said the meeting minutes don't reflect everything discussed; particularly his previous comments about employee parking rates for the county parking garage. Attorney Luhman stated minutes are not verbatim; by law the requirement is that they reflect general discussion and actions taken.

- Commissioner Murtaugh moved to adjourn.

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

John L. Knochel, President

David S. Byers, Vice President

Thomas P. Murtaugh, Member

ATTEST:

Jennifer Weston, Auditor