TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
October 1, 2007

The Tippecanoe County Commissioners met on Monday, October 1, 2007 at 10:00 A.M. in the Tippecanoe Room in the County Office Building. Commissioners present were: President KD Benson, Vice President John L. Knochel, and Member Ruth E. Shedd. Also present were: Auditor Jennifer Weston, Commissioners' Assistant Frank Cederquist, County Attorney David W. Luhman, and Secretary Jennifer Prange.

President Benson called the meeting to order and third graders from Burnett's Creek Elementary School led the Pledge of Allegiance.

APPROVAL OF MINUTES

- Commissioner Knochel move to approve the minutes from September 17, 2007 meeting as presented, seconded by Commissioner Shedd; motion carried.

ACCOUNTS PAYABLE

Commissioner's Assistant Frank Cederquist recommended approval for accounts payable vouchers from September 20, 21, 27, 28 and October 1, 2007 as submitted.

- Commissioner Shedd moved to approve the accounts payable vouchers as submitted without exception, second by Commissioner Knochel; motion carried.

PROSECUTOR –Pat Harrington and Tammy Morman

Tammy Morman, Victim Assistance Coordinator, requested approval of a sponsorship agreement for Domestic Violence Awareness Month. The Victim Assistance Program will display purple ribbons around the courthouse in October.

- Commissioner Knochel moved to approve the sponsorship agreement for Domestic Violence Awareness Month, second by Commissioner Shedd; motion carried.

HIGHWAY – Opal Kuhl

Director Kuhl presented a permit to a close a road for a block party in Raineybrook Subdivision for September 30, 2007.

- Commissioner Knochel moved to ratify the approval of the road closure, second by Commissioner Shedd; motion carried.

A Construction Maintenance Bond from Fox-Rudig Paving & Construction was recommended for approval in the amount of $5,000 at 2750 North 9th Street.

- Commissioner Knochel moved to approve the Construction Maintenance Bond for $5,000 from Fox-Rudig Paving & Construction, second by Commissioner Shedd; motion carried.

Director Kuhl recommended approval for a Continuation Certificate from American Suburban Utilities for $5,000 for work in the right-of-way.

- Commissioner Knochel moved to approve the Continuation Certificate from American Suburban Utilities, second by Commissioner Shedd; motion carried.

A Verification Certificate for Indefinite Term Surety Bond from Indiana Bell Telephone Company, Inc. for $5,000 was presented for approval.

- Commissioner Knochel moved to approve the Verification Certificate as presented, second by Commissioner Shedd; motion carried.

A Verification Certificate for Indefinite Term Surety Bond from Verizon North, Inc. for $5,000 was presented for approval.

- Commissioner Knochel moved to approve the Surety Bond as presented, second by Commissioner Shedd; motion carried.

Director Kuhl recommended approval of a Continuation Certificate from James H. Drew Corporation for $10,000.

- Commissioner Shedd moved to approve the Continuation Certificate from James H. Drew Corporation, second by Commissioner Shedd; motion carried.

Change Order #4 for the 2006 Culvert Replacement Project was presented for approval. This change order is for a decrease in the contract of $523.

- Commissioner Knochel moved to approve Change Order #4 for the 2006 Culvert Replacement Project, second by Commissioner Shedd; motion carried.

Director Kuhl reported the Highway Department is currently studying the intersection of 700 East and State Road 28. They have obtained the accident data and tracked the volume of traffic and are now awaiting reports from INDOT and the Sheriff's Department and will report to the commissioners when more information is available.

REZONE – Z2350 – MERGER #5 INDEPENDENT ORDER OF ODD FELLOWS (R1 to NB), ORDINANCE 2007-36-CM

- Commissioner Knochel moved to hear and approve Rezone Z-2350, second by Commissioner Shedd; motion carried.

(quote)

September 20, 2007
Ref. No.: 07-443

Tippecanoe County Commissioners
20 North 3rd Street
Lafayette, IN 47901

CERTIFICATION

RE: **Z-2350--MERGER #5 INDEPENDENT ORDER OF ODD FELLOWS (R1 to NB):** Petitioner is requesting rezoning of two lots in Mystic Woods Subdivision, Phase 2 Replat, located at 6714 and 6692 Twilight Drive, Tippecanoe 22 (NW) 22-4.

Dear County Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on September 19, 2007, the Area Plan Commission of Tippecanoe County voted 1 yes - 12 no on the motion to rezone the subject real estate from R1 to NB. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed rezoning ordinance be DENIED for the property described in the attachment.

Public Notice has been given that this petition will be heard before the Tippecanoe County Commissioners at their October 1, 2007 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,
Sallie Dell Fahey
Executive Director
/s/

(unquote)

Attorney Joe Bumbleberg spoke on behalf of the petitioner. The petitioners are requesting a rezone from R1 to NB to build a lodge for the Independent Order of Odd Fellows. The proposed rezone will be located next to a church on a 10 acre tract and will not be accessible from the highway. Mr. and Mrs. Houston, developers of this property, sold the parcel to the Independent Order of Odd Fellows for construction of a new lodge for the organization. Neighbors have consented to the proposed rezone and construction of the lodge.

Commissioner Benson visited the area and is concerned about the entrance running through the residential area. She suggested the Odd Fellows consider an easement in the future to allow members to enter off State Road 225.

Auditor Weston recorded the vote:

Shedd	No
Knochel	Yes
Benson	Yes

Ordinance 2007-36-CM passed 2-1.

BOARD OF ELECTION AND REGISTRATION – Heather Maddox

Co-Director Heather Maddox presented an Election Worker contract for Vote Center training at Ivy Tech State College.

- Commissioner Knochel moved to approve the contract with Ivy Tech as presented, second by Commissioner Shedd; motion carried.

Co-Director Maddox also presented the list of satellite locations for the 2007 Municipal Election. These satellite locations will be available starting on October 9, 2007 for absentee voters.

- Commissioner Knochel moved to approve the 2007 satellite locations pending approval from the Election Board, second by Commissioner Shedd; motion carried.

JUVENILE ALTERNATIVES – Tammy Patrick

Director Patrick presented Truancy Mediation Memoranda Agreements for school corporations including Tippecanoe School Corporation, Lafayette School Corporation, West Lafayette School Corporation and Greater Lafayette Area Special Services. Reimbursements will be made to Juvenile Alternatives as follows:

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

- Commissioner Knochel moved to approve the Truancy Mediation Agreements for all participating schools, second by Commissioner Shedd; motion carried.

GRANTS – Laurie Wilson and Joann Miller

Dr. Joann Miller requested approval for the Sex Offenders Management Grant for Superior Court 1. Ms. Miller reported the grant will fund a case manager for two years with the ability to serve 10 offenders at a time.

- Commissioner Knochel moved to approve the Sex Offender Management Grant, second by Commissioner Shedd; motion carried.

Grant Coordinator Laurie Wilson requested the District IV Fire Training grant application be withdrawn. The grant will be administered by the Lafayette Fire Department and financially administered through the City of Lafayette.

- Commissioner Knochel moved to rescind the District IV Fire Training Grant previously approved, second by Commissioner Shedd; motion carried.

ORDINANCE 2007-35-CM; AMENDING TIPPECANOE COUNTY CODE, PUBLIC PURCHASING RULES AND POLICIES

Attorney Luhman reported the proposed amendment repeals Chapter 34, section .01-.13 with replacement sections .01 -.19. The Public Purchasing Rules and Policies were amended by legislation enacted in early 2007. This change affects the amount purchasing agents can approve on behalf of the county and also the purchasing policies and procedures.

- Commissioner Knochel moved to approve Ordinance 2007-35-CM, second by Commissioner Shedd;

Auditor Weston recorded the vote:

Shedd	Yes
Knochel	Yes
Benson	Yes

Ordinance 2007-35-CM passes on first reading 3-0.

- Commissioner Knochel moved to rescind the rules and hear and approve Ordinance 2007-35-CM on second reading; second by Commissioner Shedd; motion carried.

- Commissioner Knochel moved to hear and approve Ordinance 2007-35-CM on second reading; second by Commissioner Shedd;

Auditor Weston recorded the vote:

Shedd	Yes
Knochel	Yes
Benson	Yes

Ordinance 2007-35-CM passes on second and final reading 3-0.

APPROVAL OF REQUEST FOR RFP – ENHANCED E-911 NETWORK SYSTEMS

Sheriff Brown recommended approval for a Request for Proposal (RFP) for the Enhanced E-911 Systems with a November 19, 2007 due date. He anticipates the program offering more efficient ways to track 911 calls.

- Commissioner Knochel moved to approve the request for proposals for the Enhanced E-911 Network Systems, second by Commissioner Shedd; motion carried.

APPOINTMENT TO THE COMMON WAGE BOARD

- Commissioner Knochel moved to appoint Karen Shedd to the Common Wage Board for the Lafayette School Corporation, second by Commissioner Shedd; motion carried.

APPLICATIONS TO THE VILLA

Commissioner Knochel moved to approve applications for Billie Ann Morrison, Pamela Johnson, Georgeann Leslie to the Tippecanoe Villa, second by Commissioner Shedd; motion recorded.

UNFINISHED/NEW BUSINESS

None

REPORTS ON FILE

Wabash River Heritage Corridor Commission
Wabash Valley Hospital

Weights and Measures
Treasurer
Clerk
Tippecanoe County Library

PUBLIC COMMENT

Jerry Smaltz - 234 Wood Dale – Mr. Smaltz spoke on behalf of the residents in the Woodfield Estates Subdivision. Recently the subdivision was repaved and the residents are unhappy with the quality of work. He reported the road has not been maintained adequately in 30 years and the material used is not conducive to community activity. Mr. Smaltz is requesting along with the other residents, that the situation be made right to satisfy the homeowners. Mr. Smaltz presented petitions from property owners regarding the condition of the roads.

Jim Murray – 237 Wood Dale – Mr. Murray reported the concrete settled in front of his property after repairs were done by county contractors. He is displeased with the replacement pavement and agrees the county should repair the damage.

Highway Director Opal Kuhl suggested the type of paving used was chosen for the amount of concrete cracks and joints that were breaking off. Micro-surfacing is a type of pavement preservation used in recent years to prevent full replacement of streets. This product is Federal Highway and INDOT approved product that seals all cracks and entire surface to prevent future cracking. Director Kuhl reported two coats were used in this addition to further smooth the surface. She will revisit the addition for further evaluation within the week.

Tom Robertson – 228 Wood Dale - Mr. Robertson noted all homes in the area have concrete driveways and the black surface on the streets is not very aesthetically pleasing.

- Commissioner Knochel moved to adjourn.

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

KD Benson

KD Benson, President

John L. Knochel

John L. Knochel, Vice President

Absent

Ruth E. Shedd, Member

ATTEST:

Jennifer Weston

Jennifer Weston, Auditor