

TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
September 8, 2015

The Tippecanoe County Commissioners met on Tuesday, September 8, 2015 at 10:00 a.m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President Thomas P. Murtaugh, Vice President David S. Byers, and Commissioner Tracy A. Brown. Also present were: Attorney Doug Masson, Auditor Bob Plantenga, Commissioners' Assistant Paula Bennett, and Recording Secretary Tillie Hennigar.

President Murtaugh called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

August 11, 2015 Joint Special Meeting

August 17, 2015 Regular Meeting

- Commissioner Byers moved to approve the minutes of the Joint Special Meeting held August 11, 2015, and the Regular Meeting held August 17, 2015, second by Commissioner Brown; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS AND PAYROLL

- Commissioner Brown moved to approve the accounts payable vouchers for August 18 through September 8, 2015 and payroll vouchers for August 28, 2015 as presented without exception, second by Commissioner Byers; motion carried.

AREA PLAN – Sallie Fahey

Z-2623 Washington Township (A to NB), ORDINANCE 2015-17-CM: Petitioner, c/o Barbara Knochel, Washington Township Trustee, is requesting rezoning of 4.92 acres located at the southwest corner of CR 775 E and Hoosier Heartland (SR 25) just north of the unincorporated town of Buck Creek, Washington 28 (SW) 24-3.

- Commissioner Byers moved to hear Ordinance 2015-17-CM, Z-2623 Washington Township A to NB, second by Commissioner Brown.

August 20, 2015
 Ref. No.: 15-181

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

CERTIFICATION

RE: **Z-2623--WASHINGTON TOWNSHIP (A to NB):**

Petitioner, c/o Barbara Knochel, Washington Township Trustee, is requesting rezoning of 4.92 acres located at the southwest corner of CR 775 E and the Hoosier Heartland (SR 25) just north of the unincorporated town of Buck Creek, Washington 28 (SW) 24-3.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on August 19, 2015 the Area Plan Commission of Tippecanoe County voted 11 yes - 0 no on the motion to rezone the subject real estate from A to NB. Therefore, the Area Plan Commission of Tippecanoe County recommends to the

Tippecanoe County Commissioners that the proposed rezoning ordinance be APPROVED 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 September 8, 2015 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

Dan Teder, Attorney with Reiling Teder & Schrier stated he represents the petitioner Washington Township Trustee Barb Knochel who is present. A favorable staff recommendation and a unanimous yes vote from the Area Plan Commission have been received for a rezone to NB for the Volunteer Fire Department. The land is approximately five acres on the corner of CR 775 E and the Hoosier Heartland. A binding offer has been entered into with the owners subject to the rezoning. The offer was made in lieu of condemnation. Attorney Teder said the rezoning is requested to get the highest and best use for the property.

President Murtaugh invited public comment in favor of or opposed to the Ordinance. There were none.

Auditor Plantenga recorded the vote.

Murtaugh	Aye
Byers	Aye
Brown	Aye

Ordinance 2015-17-CM passed 3-0.

Notice of Scrivener's Error for ORDINANCE 2015-16-CM Rolling Maul, LLC Rezone Request

Attorney Masson said Ordinance 2015-16-CM was previously adopted but included an error in the paperwork stating the property was zoned R1. The property zoning is GB and Attorney Jay Seeger requested the minutes reflect the error.

- Commissioner Brown moved to adopt the Notice as presented, second by Commissioner Byers; motion carried.

HIGHWAY - Opal Kuhl

Permit to Close a Road - West Point United Methodist Church to close various roads in the Town of West Point on October 3, 2015, from 7:00 am to 12:00 pm.

Highway Director Kuhl presented an application for a permit to close a road for West Point United Methodist Church on October 3 from 7:00 a.m. to noon. The church has previously requested the closure and it's the same route as in the past.

- Commissioner Byers moved to approve the permit to close a road in West Point for United Methodist Church as presented, second by Commissioner Brown; motion carried.

Culvert SHF201 and WEA303 - Performance Bond and Payment Bond from Fairfield Contractors, Inc. in the amount of \$232,125.74 each

Director Kuhl presented a Performance Bond and a Payment Bond from Fairfield Contractors for the two culverts that will be replaced in the southeast industrial TIF district.

- Commissioner Brown moved to approve the Performance and Payment Bond from Fairfield Contractors for culvert SHF201 and WEA303 in the amount of \$232,125.74 each as presented, second by Commissioner Byers; motion carried.

Construction Maintenance Bond - Winstead Enterprises, Inc. in the amount of \$5,000 for Lot 150 Winding Creek

Director Kuhl presented a Construction Maintenance Bond from Winstead Enterprises in the amount of \$5,000 for lot 150 in Winding Creek.

- Commissioner Byers moved to approve the Construction Maintenance Bond for Winstead Enterprises for Winding Creek as presented, second by Commissioner Brown; motion carried.

Construction Maintenance Bond - Mattcon General Contractors, Inc. in the amount of \$5,000 for Tippecanoe County Library located on County Road 50 South

Director Kuhl presented a Construction Maintenance Bond for Mattcon General Contractors for a project on CR 50 S.

- Commissioner Brown moved to approve the Construction Maintenance Bond for Mattcon General Contractors in the amount of \$5,000 as presented, second by Commissioner Byers; motion carried.

Continuation Certificate - Cheesman Inc. in the amount of \$5,000 to work in all County Right-of-Way

Director Kuhl presented a Continuation Certificate for Cheesman, Inc. for work in the right-of-way in the amount of \$5,000.

- Commissioner Byers moved to approve the Continuation Certificate for Cheesman, Inc. as presented, second by Commissioner Brown; motion carried.

Director Kuhl said the paving and guard rails are currently being completed on CR 800 S; opening should occur this Friday.

RESOLUTION 2015-19-CM – ACCEPTING BID AND AUTHORIZING PRESIDENT TO CLOSE SALE OF REAL ESTATE ON 450 NORTH

Attorney Masson said Resolution 2015-19-CM concerns a .226 acre track of real estate owned by the County adjacent to 6340 East 450 North. The intent to sell was published August 12, 2015 and one bid was received from the adjacent landowner Samuel Brown for the minimum bid and appraised value of \$500.00. The Resolution expresses the intent to sell to Mr. Brown and authorize the President of the Board of Commissioners to execute the closing documents.

- Commissioner Byers moved to approve Resolution 2015-19-CM as presented, second by Commissioner Brown; motion carried.

RESOLUTION 2015-20-CM – ACCEPTING BID AND AUTHORIZING PRESIDENT TO CLOSE SALE OF REAL ESTATE ON GRANT ROAD

Attorney Masson said Resolution 2015-20-CM concerns a .098 acre tract of real estate owned by the County located near 8926 Grant Road. The intent to sell was published August 12, 2015 and one bid was received from abutting landowner Samuel Brown for the minimum bid and appraised value of \$200. The Resolution expresses the intent to sell to Mr. Brown and authorize the President of the Board of Commissioners to execute the closing documents.

- Commissioner Brown moved to approve Resolution 2015-20-CM as presented, second by Commissioner Byers; motion carried.

Attorney Masson said the buyer will also pay all costs associated with the sale, including attorney fees, appraisal fees, title fees, recording fees and advertising costs. Mr. Brown doesn't require title insurance; a Quit Claim Deed and a Purchase Agreement will be drawn up by Attorney Masson.

GRANTS - Sharon Hutchison
Permission to Apply for Grant

Grant Facilitator Hutchison requested permission to apply for a grant for the Prosecutor in the amount of \$59,500 from the Enhanced Enforcement Drug Mitigation Area and Indiana Criminal Justice Institute for Multijurisdictional Task Forces of Tippecanoe, Clinton, Montgomery and Fountain Counties. No match is required.

- Commissioner Byers moved to approve permission to apply for a grant for the Prosecutor as presented, second by Commissioner Brown; motion carried.

Grant Facilitator Hutchison requested permission to apply for a grant for the Courthouse in the amount of \$50,000 from the Division of Historic Preservation and Archaeology; a part of the Indiana Department of Natural Resources. The grant will assist in the preservation of a site listed in the National Register of Historic Places. The County will be responsible for providing matching funds for this project.

- Commissioner Brown moved to approve permission to apply for a grant for the Courthouse as presented, second by Commissioner Byers; motion carried.

MOU/Contract – Rebecca Humphrey

Cary Home Director Humphrey requested permission to apply for a grant in the amount of \$20,000 for Information Sharing and Quest Enhancements to help the Juvenile Justice system. The grant will come from the Juvenile Accountability Block Grant (JABG) through the Indiana Criminal Justice Institute (ICJI). There is a match and using the State JDI fund has been approved.

- Commissioner Byers moved to approve permission to apply for a grant as presented, second by Commissioner Brown; motion carried.

Director Humphrey requested permission to apply for a grant in the amount of up to \$50,000 funded by JABG through ICJI to continue the community engagement with Lafayette Police Department.

- Commissioner Brown moved to approve permission to apply for a grant up to \$50,000 through ICJI as presented, second by Commissioner Byers; motion carried.

Director Humphrey requested permission to apply for a grant in the amount of up to \$100,000 through the Edward Byrne Memorial JAG program and ICJI for Functional Family Probation.

- Commissioner Byers moved to approve permission to apply for a grant up to \$100,000 as presented, second by Commissioner Brown; motion carried.

CARY HOME FOR CHILDREN - Rebecca Humphrey

Sponsorship Agreement for Drug-Free Coalition's Red Ribbon Week, decorating the Courthouse and grounds with red ribbons from 10/18/15 through 10/25/15

Director Humphrey requested permission to decorate the Courthouse with red ribbons to kick off Red Ribbon Week October 18 through October 25, 2015. The Red Ribbon breakfast will be October 19.

- Commissioner Brown moved to approve the Sponsorship Agreement for the Drug-Free Coalition's Red Ribbon Week as presented, second by Commissioner Byers; motion carried.

HEALTH - Craig Rich

Governing Entity Document

Health Director Craig Rich said the Health Department is pushing forward for accreditation. The Governing Entity Document he presented explains how the Board of Health is set up, the members, and describes the governing bodies. He hopes to apply for accreditation in January, 2016 as the second county in the State to apply; Rush County was the first.

- Commissioner Byers moved to approve the Governing Entity Document as presented, second by Commissioner Brown; motion carried.

WIC - Alicia Keen

Extension of Lease

WIC Director Keen requested a one year extension of the WIC lease with the Purdue Research Foundation for the clinic located in Purdue West. The clinic has been in the Purdue West location since the spring of 2013. The WIC budget which starts October 1, 2015 and runs through September 30, 2016 has been approved. Approximately 650 to 700 participants visit the Purdue location.

- Commissioner Brown moved to approve the extension of the WIC lease as presented, second by Commissioner Byers; motion carried.

PUBLIC DEFENDER - Amy Hutchison

Special Public Defender Contracts

Public Defender Hutchison requested approval of two Special Public Defender Contracts – one for Nicholas C. McLeland and one for David T.A. Mattingly. The Public Defender case load increased about 100 cases in July and another 100 cases in August. There was a decrease in major felonies but it did not affect compensation. The Chief Deputy position has not been filled so there is money to pay for the two positions from the Public Defender account.

- Commissioner Brown moved for approval of the Public Defender contracts in the amount of \$28,000 each for Nicholas McLeland and David Mattingly as presented, second by Commissioner Byers; motion carried.

MAINTENANCE - Tracy Brown

Proposal for Maintenance and Repairs at Jail

Commissioner Brown said the jail roof was last repaired in 2003 with the expansion and upgrade. It has some wear and tear that needs replaced and Maintenance Director Dildine has contracted with TeamCraft Roofing. The contract is \$14,675.00 and includes light maintenance, coating, and repair of exposed felt.

- Commissioner Brown moved to approve the proposal from TeamCraft Roofing for roof repairs at the jail as presented, second by Commissioner Byers; motion carried.

SHERIFF - Barry Richard

RESOLUTION 2015-21-CM - Accepting transfer of vehicle from the City of Lafayette (DARE Car)

President Murtaugh announced that Resolution 2015-21-CM was withdrawn by Sheriff Richard.

PROPOSED 2016 HOLIDAY SCHEDULE

2016 HOLIDAY SCHEDULE		
Approved September 8 th , 2015		
<u>HOLIDAY</u>	<u>DAY</u>	<u>DATE</u>
New Year's Day	Friday	January 1, 2016
Martin Luther King, Jr. Day	Monday	January 18, 2016
Good Friday	Friday	March 25, 2016
Primary Election Day	Tuesday	May 3, 2016
Memorial Day	Monday	May 30, 2016
Independence Day	Monday	July 4, 2016
Labor Day	Monday	September 5, 2016
Columbus Day	Monday	October 10, 2016
General Election Day	Tuesday	November 8, 2016
Veterans Day	Friday	November 11, 2016
Thanksgiving Day	Thursday	November 24, 2016
Thanksgiving Holiday	Friday	November 25, 2016
Christmas Eve Holiday	Friday	December 23, 2016
Christmas Day Holiday	Monday	December 26, 2016

Human Resources Director Shirley Mennen presented the 2016 Holiday Schedule, proposing acceptance of the same holiday schedule used by the State of Indiana. There will be 14 holidays; the same as 2015.

- Commissioner Byers moved to approve the 2016 Holiday Schedule as presented, second by Commissioner Brown; motion carried.

UNFINISHED/NEW BUSINESS

- Commissioner Byers moved to approve the appointment of James A. Harris as the Veterans Service Officer effective September 14, 2015, second by Commissioner Brown; motion carried.

President Murtaugh thanked the Veterans Council for their help through the interview process, adding the County is looking forward to working with Mr. Harris and having him work with our Veterans.

REPORTS ON FILE

The following reports will be on file in the Commissioners' office:

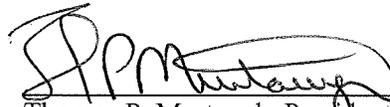
- Building Commission
- Public Library
- Parks and Recreation Board
- Wabash River Heritage Corridor Commission
- Central Mail and Duplicating

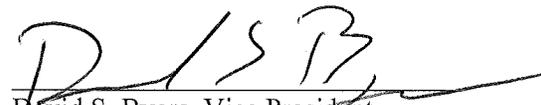
PUBLIC COMMENT – none

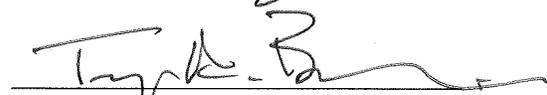
As there were no public comments, Commissioner Byers moved to adjourn.

Meeting adjourned at 10:29.

BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE


Thomas P. Murtaugh, President


David S. Byers, Vice President


Tracy A. Brown, Member

ATTEST:


Robert A. Plantenga, Auditor 09/21/2015

Minutes prepared by Tillie Hennigar, Auditor Administrative Assistant

