

TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
May 4, 2015

The Tippecanoe County Commissioners met on Monday, May 4, 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

April 20, 2015

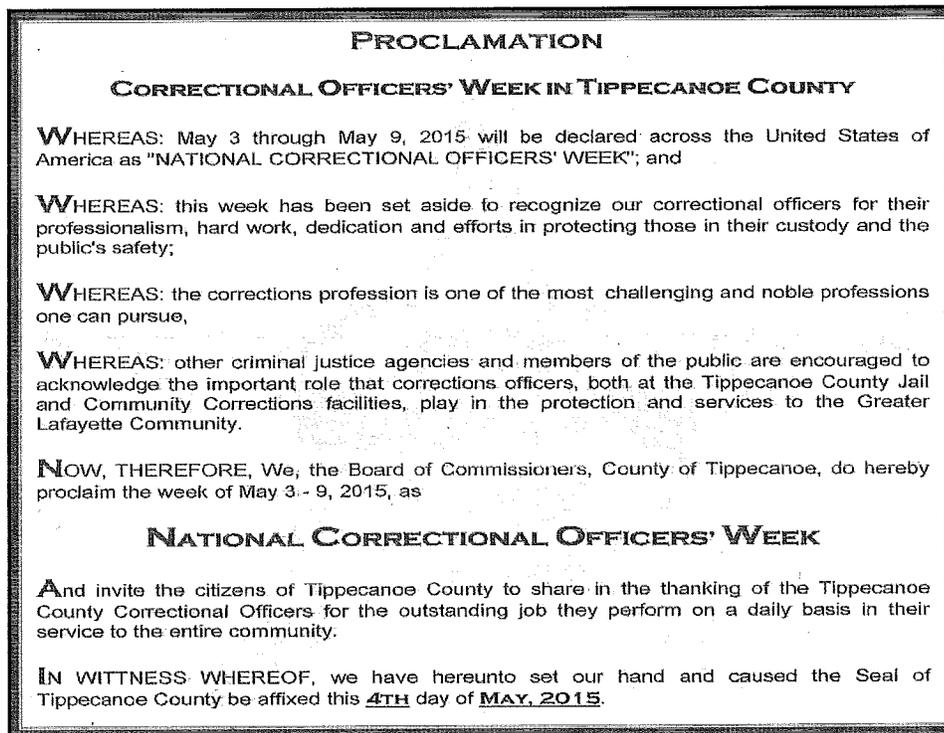
- Commissioner Byers moved to approve the minutes of the regular meeting held April 20, 2015, second by Commissioner Brown; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS AND PAYROLL

- Commissioner Brown moved to approve the accounts payable vouchers for April 21 through May 4, 2015 and payroll vouchers for April 24, 2015 as presented without exception, second by Commissioner Byers; motion carried.

PROCLAMATION for NATIONAL CORRECTIONAL OFFICERS' WEEK

Sheriff Richard along with Commissioners Brown, Byers, and Murtaugh read the Proclamation declaring May 3 – 9, 2015 as National Correctional Officers' Week.



Sheriff Richard thanked Captain Saxton for her hard work and the tremendous job they do in working with the Correctional Officers.

AREA PLAN COMMISSION – Sallie Fahey

UZO Amendment #84, ORDINANCE 2015-10-CM: Changes to the PD checkpoints list, add training and showing of pets to the UZO Permitted Use Table

- Commissioner Byers moved to hear Ordinance 2015-10-CM, UZO Amendment #84, second by Commissioner Brown.

April 16, 2015
Ref. No.: 15-060

Tippecanoe County Commissioners
20 N. 3rd Street
Lafayette IN 47901

CERTIFICATION

RE: UZO AMENDMENT #84:

This amendment includes changes to the PD checkpoints list and adds training and showing of pets to the UZO Permitted Use Table.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on April 15, 2015, the Area Plan Commission of Tippecanoe County voted 12 yes – 0 no on the motion to approve the enclosed amendment to the Unified Zoning Ordinance. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed zoning ordinance amendment be approved.

Sincerely,

Sallie Dell Fahey
Executive Director

Area Plan Commission Director Fahey said the amendment is two parts. The first part is related to the West Lafayette annexation of Purdue University and the creation of a joint board between the University and West Lafayette and having them entered as one of the check point agencies. The Plan Commission and the Board of Zoning Appeals amended their bylaws to add the joint board to the check point list; however, the zoning ordinance itself includes the check point list for planned developments. With the change to the bylaws, there is no longer a need for it to be in the zoning ordinance. This amendment removes it from the zoning ordinance.

The second part of the amendment resulted from a visit to the APC office by the American Kennel Club (AKC). AKC is currently located in Shadeland and would like to move their pet training and shows to Lafayette. That particular use came under the heading of “All Other Animal Specialty Services Except Veterinary in the Ordinance. The Ordinance will change UZO Section 3-2 Permitted Use Table by adding the following three entries:

Pedigree record services for pets and other animal specialties – Director Fahey said this is offices and should be in any zone where any other office is permitted.

Showing of pets and other animal specialties – Director Fahey said this refers to pet shows as seen on TV. They could generate a substantial amount of traffic and parking concerns and are limited to zones for General Business (GB), Highway Business (HB) and the three Industrial Zones – I1, I2, and I3 by right. By special exception zones A, AA, and AW would be allowed.

Training of pets and other animal specialties – Director Fahey said the use would be for a class with other people and pets for obedience training or an overnight training session. Training would be permitted in the same zoning districts as kennels which are GB, HB, I1, I2, and I3.

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 2015-10-CM passed 3-0.

HIGHWAY – Opal Kuhl

ORDINANCE 2015-09-CM Second Reading: Amending Tippecanoe County Code Chapter 72, Schedules III, IV, & V, Traffic Schedule regarding Stop Intersections, Yield Intersections and Signalized Intersections

- Commissioner Brown moved to hear Ordinance 2015-09-CM on second reading, second by Commissioner Byers.

Highway Director Kuhl said the Ordinance is the second reading of the amendments to the traffic schedule dealing with the intersection of Cumberland and Klondike, making it a 4-way stop and also County Road 1200 South and 400 East, making it a 4-way stop. Upon passing, the signs will be in place on Wednesday.

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

Byers	Aye
Brown	Aye
Murtaugh	Aye

Ordinance 2015-09-CM passed 3-0 on second and final reading.

Petition to Vacate a Portion of Public Right-of-Way, Kevin W and Janice R Brown - 775 Cardinal Drive

Director Kuhl said the Petition to Vacate a Portion of Public Right-of-Way is for 775 Cardinal Drive, an area going into Rainybrook Subdivision. The area was originally a street and then became a roundabout. When the house was laid out, part of it was in the building set back; however, that was the old right-of-way. Vacating the set back; the north and south sides will have the same amount of right-of-way.

- Commissioner Brown moved to vacate a portion of public right-of-way at 775 Cardinal Drive as presented, second by Commissioner Byers; motion carried.
- Commissioner Byers moved to have a hearing on the petition at the next Commissioner meeting on May 18, 2015 at 10:00 a.m., second by Commissioner Brown; motion carried.

Bridge #141 Project – Change Order #2, Jack Isom Construction Company, Inc.

Director Kuhl presented Change Order #2 from Jack Isom Construction Company for the Bridge #141 project. The Change Order is in the amount of \$3,300 for holes to check for the gas line to proceed with guard rail posts. There will be one change order remaining to balance the quantities. The bridge is completed and the walk-through is scheduled for next week to prepare a punch list and finish minor items.

- Commissioner Byers moved to approve Change Order #2 for Bridge #141 in the amount of \$3,300 as presented, second by Commissioner Brown; motion carried.

Permit to Close or Block a Road, Sponsored by Faith Christian School – Eagle 5K Walk/Run May 8 & 9, 2015

Director Kuhl presented a Permit to Close or Block a Road, sponsored by Faith Christian School for the Eagle 5K Walk/Run on May 8. On May 9, they will also sponsor a 25 and 60 mile bike ride; however, the road will only be closed for the 5K event. The Bond has been turned in and arrangements have been made to control traffic at the intersections.

- Commissioner Brown moved to approve the permit to close a road as presented, second by Commissioner Byers; motion carried.

Permit to Close or Block a Road, Sponsored by Vision of Hope Ministries and Faith Bible Seminary – Race for Hope June 13, 2015

Director Kuhl presented a Permit to Close or Block a Road, sponsored by Vision of Hope Ministries for a 5K and 10K Walk/Race on June 13.

- Commissioner Byers moved to approve the permit to close a road for the June 13 event as presented, second by Commissioner Brown; motion carried.

GRANTS – Sharon Hutchison

Permission to Apply for Grant

Grant Facilitator Hutchison requested permission to apply for three grants from the Drug Free Coalition of Tippecanoe County: \$3,000 for Superior Court 3 for Youth Substance Abuse Assessments; \$3,000 for Juvenile Probation for Spice Drug Screening; and \$10,000 for Court Services for Prime For Life Program booklets.

- Commissioner Brown moved to approve permission to apply for the grants from the Drug Free Coalition as presented, second by Commissioner Byers; motion carried.

Grant Facilitator Hutchison requested permission to apply for a grant for LEPC/TEMA from the Indiana Department of Homeland Security (IDHS) in the amount of \$17,074.55 for a Repeater and Mobile Radio.

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

Grant Facilitator Hutchison requested permission to apply for a grant for the Health Department from Public Health Emergency Preparedness Cooperative Agreement in the amount of \$52,220 for budget period 4 – July 1, 2015 through June 30, 2016.

- Commissioner Brown moved to approve permission to apply for a grant for the Health Department in the amount of \$52,220 from the Public Health Emergency Preparedness Cooperative Agreement as presented, second by Commissioner Byers; motion carried.

MOU/Contract

Grant Facilitator Hutchison presented a Memorandum of Understanding contract for Superior Court 3 from the Drug Free Coalition. The contract is with Buck Black Mental Health Services in the amount of \$3,000 for substance abuse assessments.

- Commissioner Byers moved to approve the MOU/Contract as presented, second by Commissioner Brown; motion carried.

MITIS – Dave Sturgeon

Sensory Technologies Agreement – Tippecanoe Room Phase 1

MITIS CIO Sturgeon said the agreement with Sensory Technologies is for the first phase to revamp the Tippecanoe Room. The first phase will replace the interface to connect the information, add additional connectivity to allow wireless activity with different devices, and upgrade cables to allow plugging in of more and newer equipment. Large displays will be mounted on each of the columns that face the dais. The projector currently used for the Commissioners and Council will not be used as much and the projector for the audience will be relocated if possible. The current projectors and screens will remain. In 2016, Phase 2 will visit the audio side. The agreement of \$36,658 includes the equipment cost of \$24,228.

- Commissioner Brown moved to approve the agreement with Sensory Technologies in the amount of \$36,658 as presented, second by Commissioner Byers; motion carried.

ASSESSOR – Eric Grossman

Audit Services Contract with Tax Management Associates, Inc.

Assessor Grossman requested approval of a contract for business personal property audit services with Tax Management Associates (TMA). Previously, TMA completed a three year full audit project of every property over \$50,000 and a discovery project of anyone who had personal property and not filed taxes. Some elements of the project were very productive; others apparently not handled well according to staff from the Assessor and Auditor offices. A lot of the problems with the last contract were from the discovery project where bills were generated but not substantiated by actual equipment. The new contract strictly audits business personal property over \$50,000; it does not include a discovery project or farm audits. The contract is a one year term versus a three year term. Language within the contract allows contractual rights to shadow the process to assure every bill generated is appropriate. The wording about the distribution has changed and the proceeds will go into a special account. A minimum \$500,000 balance is required to allow the Auditor to distribute funds.

Attorney Masson said the prior language required the contract to expire before funds could be distributed. The intent is to pay fees when money is generated. The fees per audit are the same as the previous contract.

- Commissioner Byers moved to approve the audit services contract with Tax Management Associates, Inc. as presented, second by Commissioner Brown; motion carried.

JUVENILE ALTERNATIVES – Rebecca Humphrey**MOA for Truancy Mediation Services with Lafayette School Corporation for 2015/2016****MOA for Truancy Mediation Services with West Lafayette School for 2015/2016****MOA for Truancy Mediation Services with Tippecanoe School Corporation for 2015/2016****MOA for Truancy Mediation Services with Greater Lafayette Special Services (GLASS) for 2015/2016**

Cary Home Director Humphrey presented a Memorandum of Agreement for Truancy Mediation Services for the 2015/2016 with the four local schools.

- Commissioner Brown moved to approve the MOA for Truancy Mediation Services with Lafayette School Corporation, West Lafayette School, Tippecanoe School Corporation, and Greater Lafayette Special Services for the 2015/2016 school year as presented, second by Commissioner Byers; motion carried.

AUDITOR – Bob Plantenga**Congressional School Fund Annual Report**

Auditor Plantenga said many years ago Congress authorized distribution of funds to Counties. The money is to be held in trust and the interest is distributed to school corporations. It appears the money (\$43,000) was received one month prior to President Lincoln's assassination in 1865. A report to the Auditor of the State and the Superintendent of Public Instruction is required each year to declare the amount of interest earned. Auditor Plantenga provided the report to the Commissioners declaring \$888.79 of interest earned since May, 2011. The interest will be distributed to the school corporations in the future or the fund can be turned over to the Superintendent of Public Instruction for handling. Auditor Plantenga has an Ordinance from Howard County regarding handling the fund that he will review.

- Commissioner Byers moved to approve the Congressional School Fund Annual Report as presented, second by Commissioner Brown; motion carried.

JAIL CELL PROJECT**Contract with Hilton Ventilation and Industrial Company**

President Murtaugh said bids for the Jail Cell project were opened at the last Commissioners' meeting. The bids have been reviewed and the low bidder, HVIC was selected with a base bid of \$5,980 per cell.

- Commissioner Brown moved to approve the contract with Hilton Ventilation and Industrial Company at \$5,980 per cell, second by Commissioner Byers; motion carried.

Contract with Kettelhut Construction

President Murtaugh said the contract with Kettelhut Construction is for construction management and supervision of the Jail Cell project in the amount of \$5,800 based on twelve cells.

- Commissioner Byers moved to approve the contract with Kettelhut Construction as presented, second by Commissioner Brown; motion carried.

2016 SALARY RECOMMENDATIONS

Auditor Plantenga stated he previously handed out the financial impact on salaries, social security, and retirement based on a 1%, 2%, and 3% salary increase. He also estimated increased revenue from property taxes. A 1% salary increase takes 30% of the added revenue expected in 2016, a 2% salary increase takes about 60%; 3% takes about 90%. Salary Statements are due back to the Auditor's Office before July 1.

President Murtaugh said at last year's budget session, Council tasked the Commissioners to proceed with an updated wage classification and compensation grid from Waggoner, Irwin, Scheele. The updated grid could have some impact at budget time; however, a recommendation will get us moving forward.

- Commissioner Brown recommended approval of moving forward with a 2% salary increase.

Commissioner Byers stated he would like more history. A 3% increase was given last year, a \$1,000 Stipend was given the year before, the two years before used the grid and a 0% increase was given for several people. Over a four year period, a 3% raise has been given when there has been an 8% increase in inflation. Commissioner Byers said a 2% increase is too low and he will not second the motion.

- President Murtaugh seconded the motion, Commissioner Brown voted aye; motion carried with a vote of 2-1.

APPOINTMENT OF FAIRGROUNDS PROPERTY MANAGER

- Commissioner Byers moved to appoint Andrew Cline as the Fairgrounds Property Manager, second by Commissioner Brown; motion carried.

President Murtaugh said the Fairgrounds Manager resigned. Andrew Cline will start on May 11.

APPOINTMENT OF COMMON CONSTRUCTION WAGE BOARD

- Commissioner Byers moved to appoint Mike Spencer, Eleanor Mlyarnik, and Jean Hall to the Common Construction Wage Board for Bridge 4001, second by Commissioner Brown; motion carried.

CONFLICT OF INTEREST DISCLOSURE

Commissioner Brown stated he submitted a Conflict of Interest Disclosure as he does part time work for Paradigm Health and Wellness. Prior to becoming a Commissioner on January 1, 2015, Paradigm entered into a contract with County Government. His work with Paradigm does not have anything to do with the County contract.

- Commissioner Byers moved to accept the Conflict of Interest Disclosure from Commissioner Brown as submitted, second by President Murtaugh; motion carried.

UNFINISHED/NEW BUSINESS

Sheriff Richard provided an update of a couple of items the Sheriff's Department is looking into. In response to the epidemic of heroin overdoses and other drugs in the county, he would like his officers to carry *Narcan*. *Narcan* is the drug that counteracts the overdose of heroin and other opioids such as prescription pain pills like morphine or oxycodone. If the deputy is the first responder on the scene, they

would potentially be able to save the person. The dose is given by a nasal spray or something similar to an epi pen. A misdiagnosis by the deputy causes no ill effect to the person if administered. Sheriff Richard contacted the Director of EMS who is researching how to proceed. Commissioner Brown said he thinks it is a good move, the epidemic is not just Tippecanoe County; it's across the country. Law enforcement agencies are becoming more comfortable with the staff receiving the training and dosage. There is a model in place with the Indianapolis Metropolitan Police Department; at last count earlier this year, 46 lives have been saved as a result of the officers using *Narcan*.

Sheriff Richard said the Sheriff's Department acquired an armored vehicle at no cost from Pulaski County. The vehicle is not equipped with weapons but will provide safety to the deputies and potential victims to extract them from a dangerous situation.

REPORTS ON FILE

The following reports are in file in the Commissioners' office:

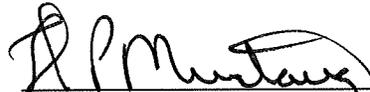
- Building Commission
- Natural Resources Solid Waste Specialist Rick Parsons
- Parks and Recreation
- Wabash River Heritage Corridor Commission

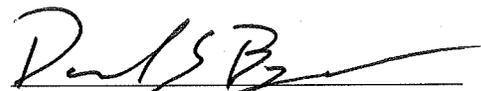
PUBLIC COMMENT

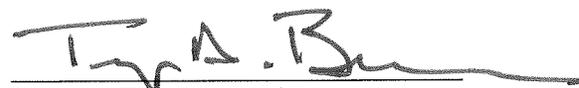
As there were no public comments, Commissioner Byers moved to adjourn.

Meeting adjourned at 10:42 a.m.

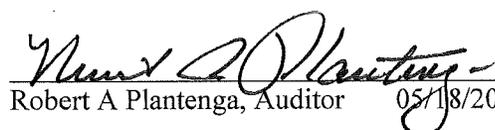
BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE


Thomas P. Murtaugh, President


David S. Byers, Vice President


Tracy A. Brown, Member

ATTEST:


Robert A. Plantenga, Auditor 05/18/2015