

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**March 3, 2008**

The Tippecanoe County Commissioners met on Monday, March 3, 2008 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President Ruth E. Shedd, Vice President John L. Knochel and Member KD Benson. Also present were: Auditor Jennifer Weston, Commissioners' Assistant Frank Cederquist, County Attorney David W. Luhman, and Secretary Jennifer Prange.

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

***APPROVAL OF MINUTES***

- Commissioner Knochel moved to approve the minutes from August 21, 2007, Budget Hearings and February 4, 19, 2008, Regular meetings, second by Commissioner Benson; motion carried.

***ACCOUNTS PAYABLE VOUCHERS***

Commissioner Assistant Frank Cederquist recommended approval of accounts payable vouchers for February 21, 22, 26, 28, 29, March 3, 2008 as presented without exception.

- Commissioner Benson moved to approve the accounts payable vouchers as submitted, second by Commissioner Knochel; motion carried.

***HIGHWAY – Opal Kuhl***

**Bid Opening**

**Bridge #28**

Duncan Robertson  
\$410,176.83

Wirtz & Yates  
\$389,790.25

Jack Isom Construction, Co.  
\$380,432.35

- Commissioner Knochel moved to take these bids under advisement, second by Commissioner Benson; motion carried.

**Bridge #54 and Bridge #160**Milestone

\$730,806.60

Jack Isom Construction, Co.

\$660,886.18

Wirtz & Yates

\$668,673.50

- Commissioner Knochel moved to take these bids under advisement, second by Commissioner Benson; motion carried.

Street Acceptance was presented for approval for Watkins Glen South, part 6, Phase 2, - Natalie Lane – 774.52’, and Scheck Court – 193.43’ with a 3-Year Maintenance Bond for Watkins Glen South, Part 6, Phase II from A & K Construction in the amount of \$18,941.50.

- Commissioner Knochel moved to accept the streets as presented with the 3-Year Maintenance Bond as presented, second by Commissioner Benson; motion carried.

A 3-Year Construction Maintenance Bond for work in all right-of-way from Smithville Digital, LLC in the amount of \$5,000 was presented for approval.

- Commissioner Knochel moved to approve the 3-Year Maintenance Bond for work in the right-of-way for \$5,000, second by Commissioner Benson; motion carried.

**UZO AMENDMENT #57; Ordinance 2008-06-CM**

- Commissioner Knochel moved to hear UZO Amendment #57; Ordinance 2008-06-CM, second by Commissioner Benson; motion carried.

This amendment includes changes regarding the courthouse proximate definition, urban zones in Stockwell, and adult daycare. The amendment establishes text for use in other towns regarding urban zones, allows adult daycares to be located in the same zones as childcare, and prohibits residents on ground floors of CB zoned buildings. Any residences that currently exist are exempt until vacated and converted to businesses.

Commissioner Knochel moved to approve Ordinance 2008-06-CM, second by Commissioner Benson;

Auditor Weston recorded the vote:

Benson	Yes
Knochel	Yes

Shedd Yes  
Ordinance 2008-06-CM passed 3-0.

***REZONE – Z-2367 – Ronald Kerber (AW to RE): Ordinance 2008-07-CM***

- Commissioner Knochel moved to hear and approve Ordinance 2008-07-CM, second by Commissioner Benson; motion carried.

Petitioner is requesting rezoning of 27.98 acres for a proposed 12-lot rural estate subdivision on the south side of Division Road at the Kerber Road intersection, Shelby 26 (NE) & 25 (NW) 23-6.

February 21, 2008  
Ref. No.: 08-059

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

**CERTIFICATION**

**RE: Z-2367—RONALD L. KERBER (AW to RE):**

Petitioner is requesting rezoning of 27.98 acres for a proposed 12-lot rural estate subdivision on the south side of Division Road at the Kerber Road intersection, Shelby 26 (NE) & 25 (NW) 23-6.

CONTINUED FROM THE JANUARY APC MEETING IN ORDER TO CORRECT THE LEGAL DESCRIPTION FINAL CONTINUANCE.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on February 20, 2008 the Area Plan Commission of Tippecanoe County voted 11 yes - 0 no on the motion to rezone the subject real estate from AW to RE. 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 March 3, 2008 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

Sallie Dell Fahey /s/  
Executive Director

Joe Bumbleberg with Ball Eggleston spoke on behalf of the petitioner. He acknowledged the proposed rezone is part of a larger proposed development. The request includes twelve lots and is requested RE zoning to preserve the natural benefits in the area. The rezone meets all RE qualifications, and Mr. Bumbleberg confirmed the petitioner is able to comply with the technical details, requirements and standards as suggested from the Area Plan Commission.

Auditor Weston recorded the vote:

Benson	Yes
Knochel	Yes
Shedd	Yes

Ordinance 2008-07-CM passes 3-0.

### ***CASA – Coleen Hamrick***

Director Coleen Hamrick presented information regarding new positions. She reported additional funding is available from the state to support the CASA program. Director Hamrick created new positions and re-structured existing positions to meet the needs of Tippecanoe County. The new Clerical, Office Manager, Intake Coordinator and Volunteer Coordinator positions will be partially funded through the general fund and benefits will be funded through state funds.

- Commissioner Knochel moved to approve the new positions for CASA, second by Commissioner Benson; motion carried.
- Commissioner Benson moved to eliminate the regular part time Office Manager position, second by Commissioner Knochel; motion carried.

### ***GRANTS – Rebecca Humphrey***

Youth Services Director Rebecca Humphrey requested approval to apply for two Indiana Criminal Justice Institute grants. The Accountability Program grant request is for \$31,160.97 with a cash match of \$3,464 obtained through the Drug Free Coalition.

- Commissioner Knochel moved to approve the request to apply for the ICJI grant as requested, second by Commissioner Benson; motion carried.

The second application for a \$10,000 Management Information System Enhancement grant will provide funding for the Quest program used in the court system. She noted a \$1,100 match was available from the current capital outlays for annual maintenance fees.

- Commissioner Knochel moved to approve the request to apply for the Management Information System grant, second by Commissioner Benson; motion carried.

Director Humphrey explained the state is allowing a 6-month continuation of the Title II - Formula grant. Grantees are allowed to apply for a 6-month extension of the current grant in order to remain funded through a transition to a new grant cycle.

- Commissioner Knochel moved to approve the application for the Title II Formula grant as requested, second by Commissioner Benson; motion carried.

***RESOLUTION 2008-08-CM; APPROVING FORM OF LEASE (FOCUS JUVENILE SERVICES PROGRAM)***

Postponed

***PROFESSIONAL SERVICES AGREEMENT WITH DLZ FOR COMMUNITY CORRECTIONS***

Commissioner Knochel confirmed a study will be performed to determine services needed to repair the Community Corrections building.

- Commissioner Knochel moved to approve the Professional Services Agreement with DLZ, second by Commissioner Benson; motion carried.

***APPLICATIONS TO THE VILLA***

- Commissioner Knochel moved to approve the applications for Ronald Franklin Shearon, Alicia S. Fletcher, and Mary E. Parker to the Tippecanoe Villa, second by Commissioner Benson; motion carried.

***UNFINISHED/NEW BUSINESS***

Attorney Luhman reported the commissioners have an agreement with the Tippecanoe Emergency Ambulance Service and Sister of Saint Francis, Inc. /GLHS for services. The Sisters of Saint Francis Health Services, Inc. dba Saint Elizabeth Regional Health are requesting approval of assignment of the contract under the new name.

- Commissioner Knochel moved to approve the assignment of contract for the Sisters of Saint Francis Regional Health and authorize the president to sign the agreement, second by Commissioner Benson; motion carried.

Commissioner Knochel suggested the commissioners meet for a discussion regarding a architect for the juvenile center on Wednesday, March 5, 2008 at 9:00 a. m.

***REPORTS ON FILE***

Treasurer  
Weights & Measures  
Clerk of Circuit Court

***PUBLIC COMMENT***

None

- Commissioner Knochel moved to recess until Wednesday, March 5, 2008 at 9:00 a. m.

***RECONVENED***

Commissioner Shedd reconvened the meeting from March 3, 2008.

***RESOLUTION 2008-08-CM; APPROVING FORM OF LEASE (FOCUS JUVENILE SERVICES PROGRAM)***

Attorney Luhman gave details regarding the proposed resolution for the FOCUS program. The resolution states the county will lease space for the FOCUS Juvenile Services Program from the YWCA for the purpose of providing office space. As required, a petition with 50 taxpayers requesting the lease of the office facilities is on file in the Auditor's office. A public hearing is scheduled for April 7, at 10:00 a. m. at the Commissioners Regular meeting.

Youth Services Director Rebecca Humphrey confirmed the new lease will take the place of the current lease at the 629 S. 6<sup>th</sup> Street building. The new lease will be for \$8,118, and will provide additional space for Juvenile Alternative and the JAMS program. The lease is for 2 years, and Director Humphrey requested it be retroactive to March 3, 2008,

- Commissioner Knochel moved to approve Resolution 2008-08-CM; Approving Form of Lease, and set a public hearing on April 7, 2008 at 10:00 a. m., second by Commissioner Benson; motion carried.

***PURCHASE OF PROPERTY***

Dan Teder, Reiling, Teder and Shirer, representing the Commissioners in the purchase of properties for the juvenile center, presented an offer to purchase real estate for the Duncan Road property. The property is 25.858 acres located close to the Tippecanoe County Jail. Mr. Teder explained the commissioners have provided \$10,000 in earnest money to the seller with the possibility of a refund in first 60 days if negotiations are not successful.

Commissioner Knochel thanked Attorney Dan Teder for his hard work and efforts on the purchase of property for the juvenile center.

With regards to the Elston property, Mr. Teder suggested the commissioners keep all opportunities open until a final decision has been made on the location of the center.

- Commissioner Knochel moved to accept the offer to purchase from Canal Partners, LLC, 2600 Duncan Road for 25.858 acres more or less, second by Commissioner Benson; motion carried.

**ARCHITECTS**

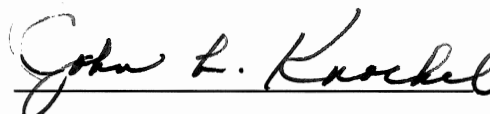
Commissioner Shedd reported four architects were interviewed for the juvenile center. She opened the floor for discussion.

Commissioner Benson stated all vendors provided great proposals and she believes any one of the vendors would do a great job for the county. Commissioner Knochel reported one firm demonstrated a great deal of expertise in the detention facility requirements.

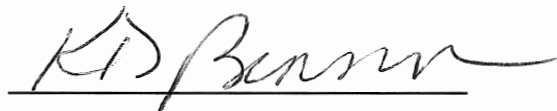
- Commissioner Knochel made a motion to select DLZ as the vendor of choice for the juvenile center, second by Commissioner Benson; motion carried.
- Commissioner Knochel moved to adjourn.

**BOARD OF COMMISSIONERS OF  
THE COUNTY OF TIPPECANOE**

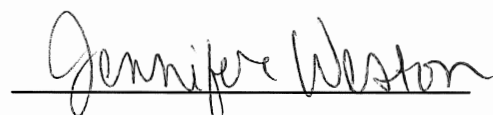
Ruth E. Shedd, President



John L. Knochel, Vice President



K.D. Benson, Member

**ATTEST:**

Jennifer Weston, Auditor