Tippecanoe County Board of Commissioners

Meeting
Monday, June 1, 2020
10:00 am
Tippecanoe Room, Tippecanoe County Office Building
20 N 3rd Street, Lafayette, Indiana

TENTATIVE AGENDA

Due to the public health emergency, public comment on agenda items may be submitted prior to the meeting at plbennett@tippecanoe.in.gov. Comments must include Name and Address to be heard. Members of the public may watch the live stream of the meeting at https://www.facebook.com/TippecanoeCountyIndiana/ and https://www.youtube.com/channel/UCJIeeA9ZQo9EllGdZTdjurQ/featured

I. PLEDGE OF ALLEGIANCE

II. APPROVAL OF MINUTES

Monday, May 18, 2020

Documents:

AGENDA06012020MINUTESFROM05182020.PDF

III. PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS- PAULA BENNETT

IV. PRESENTATION OF PAYROLL- PAULA BENNETT

V. AREA PLAN COMMISSION- SALLIE FAHEY

Z-2786 Heron Bay Development LLC- Greg Milakis (Stonehenge PD, Phase 4) (R1 & PDRS to PDRS) **Ordinance 2020-03-CM**: Petitioner is requesting rezoning for a single-family development totaling 107 lots and 6 outlots on private streets. The property is located roughly southeast of the intersection of Amesbury and Monument Drives in Stonehenge subdivision, Wabash 34 (NW) 24-5.

Z-2792 TBIRD Design Services Corporation (GB to I3) **Ordinance 2020-04-CM**: Petitioner is requesting rezoning of two 5-acre tracts located on the south side of Veterans Memorial Parkway and north of Old CR 350 S, east of Sagamore Parkway, specifically 4418 E Old 350 S and the unimproved 5 acres adjacent to the east, in Wea 12 (NW) 22-4.

Z-2793 Murtaugh Law LLC (R1 to GB) **Ordinance 2020-05-CM**: Petitioner is requesting rezoning a triangular-shaped half an acre of land located between Old SR 25 N and Aretz Lane, south of CR 300 N, specifically 10 Aretz Lane, in Fairfield 11 (NW) 23-4.

Z-2795 K & K Homes LLC (R1A to R1B) **Ordinance 2020-06-CM**: Petitioner is requesting rezoning of 27.57 acres (Belle Terra Major Subdivision) at the northwest corner of CR 600 N and CR 75 E in Tippecanoe 20 (SE) 24-4. WITH COMMITMENT

Documents:

AGENDA06012020APC Z2786 HERON.PDF
AGENDA06012020APC Z2792 TBIRD.PDF
AGENDA06012020APC Z2793 MURTAUGH.PDF
AGENDA06012020APC Z2795 KKHOLMES.PDF

VI. HIGHWAY- STEWART KLINE

Opening of Bids- Bridge #133 Replacement Project

Continuation Certificate- Groundwater & Environmental Services Inc for $5,000 to work in all County right-of-way

Continuation Certificate- Fairfield Contractors Inc for $5,000 to work in all County right-of-way

Continuation Certificate- Tri-County Telephone Company dba TDS Telephone for $5,000 to work in all County right-of-way

Continuation Certificate- West Point Telephone Company Inc dba TDS Telecom for $5,000 to work in all County right-of-way

Documents:

AGENDA06012020HIGHWAYGROUNDWATER.PDF
AGENDA06012020HIGHWAYFAIRFIELD.PDF
AGENDA06012020HIGHWAYTRICOUNTY.PDF
AGENDA06012020HIGHWAYTDS.PDF

VII. ACCEPTANCE OF CERTIFICATE OF SUBSTANTIAL COMPLETION FOR JAIL SECURITY VIDEO UPGRADE PROJECT

DLZ Indiana LLC & Stanley Convergent Security

VIII. THIRD DIRECTIVE CONCERNING DEPOSIT FREQUENCY

Documents:

AGENDA06012020THIRDDIRECTIVEDEPOSITFREQUENCY.PDF

IX. CHANGE ORDER FOR FAIRGROUNDS PROJECT

Documents:

AGENDA06012020CHANGEORDERFAIRGROUNDSPROJECT.PDF

X. APPOINTMENT TO TIPPECANOE COUNTY BUILDING CORPORATION BOARD

XI. UNFINISHED/NEW BUSINESS

XII. PUBLIC COMMENT

Due to the public health emergency, public comment on agenda items may be submitted prior to the meeting at plbennett@tippecanoe.in.gov. Comments must include Name and Address to be heard. Members of the public may watch the live stream of the meeting at HTTPS://WWW.FACEBOOK.COM/TIPPECANOECOUNTYINDIANA/ and HTTPS://WWW.YOUTUBE.COM/CHANNEL/UCJIEEA9ZQO9ELLGDZTDJURQ/FEATURED

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), Tippecanoe County Government will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. For more information visit www.tippecanoe.in.gov/ada

Tippecanoe County Board of Commissioners

Meeting Minutes

Monday, May 18, 2020
10:00 am
Tippecanoe Room, Tippecanoe County Office Building
20 N 3rd Street, Lafayette, Indiana

Commissioners present President Tracy A. Brown, Vice President Thomas P. Murtaugh and Member David S. Byers.
Also present: Attorney Doug Masson, Auditor Robert Plantenga, Commissioners' Assistant Paula Bennett, and Recording Secretary John Thomas.

I. PLEDGE OF ALLEGIANCE – President Brown called the meeting to order and lead the Pledge of Allegiance

II. PROCLAMATION

President Brown read the Proclamation designating May as Bike Month and September 22, as Bike to Work Day. The proclamation will also be signed by the Mayors of Lafayette and West Lafayette.

III. APPROVAL OF MINUTES from Monday, May 4, 2020.

- Commissioner Murtaugh moved to approve the minutes as presented, second by Commissioner Byers. Motion carried.

IV. PRESENTATION OF ACCOUNTS PAYABLE – Paula Bennett

The claims from May 8, 2020 through May 20, 2020 were recommended for approval without exception.

- Commissioner Byers moved to approve the Accounts Payable as presented, second by Commissioner Murtaugh. Motion carried.

V. PRESENTATION OF PAYROLL – Paula Bennett

The payroll from May 15, 2020 was recommended for approval without exception.

- Commissioner Byers moved to approve the Payroll as presented, second by Commissioner Murtaugh. Motion carried.

VI. DIRECTIVE CONCERNING EMERGENCY STAY HOME PAY

Attorney Masson stated that the original March 24th Directive has been updated. Employees are now working in the building or remotely with Supervisor approval and the updated directive discontinues Stay Home Pay. Employees can still take accrued leave and sick or COVID time off as needed. President Brown noted that the directive was signed May 14, 2020 and is brought before the Board for ratification today.

- Commissioner Murtaugh moved to ratify the Directive as presented, second by Commissioner Byers. Motion carried.

VII. ORDINANCE 2020-02-CM REGULATION OF TRAFFIC IN A RESIDENTIAL COMPLEX:

- Commissioner Byers moved to consider ORDINANCE 2019-02-CM on second reading, second by Commissioner Murtaugh.

Attorney Masson stated that this is the second reading and allows for enforcement of traffic laws and ordinances on private streets within apartment complexes.

President Brown called for the vote:

- Auditor Plantenga recorded the vote:
  Commissioner Brown Yes

Commissioner Murtaugh Yes
Commissioner Byers Yes

Ordinance 2020-02-CM passed 3-0 on second reading.

VIII. HIGHWAY – Stewart Kline presented and recommended:

A. Local Road & Bridge Grant Agreement with the Indiana Department of Transportation for $400,000 (which is half the local share with INDOT paying the other half) to replace Bridge 133 on CR100S. It is part of the Community Crossings program and replaces an old wooden bridge that has had emergency repairs.
- Commissioner Byers moved to approve the agreement as presented, second by Commissioner Murtaugh. Motion carried.

B. Verification Certificate of a Bond for TNT Concrete Inc for $5,000 to work in County Rights-of-Way.
- Commissioner Byers moved to approve the certificate as presented, second by Commissioner Murtaugh. Motion carried.

IX. GRANTS – Commissioner Murtaugh:

For permission to accept a grant from the Indiana State Department of Health to continue the County Health Department's immunization program in the amount of $55,000.
- Commissioner Murtaugh moved to accept the grant as presented, second by Commissioner Byers. Motion carried.

X. RESOLUTION 2020-17-CM RURAL TRANSPORTATION – Commissioner Murtaugh presented and recommended:

The Pass-Through Agreement with INDOT, Certifications and a Resolution to continue the rural transportation funding arrangements that began last year with the Area IV Agency on Aging and Community Action Programs to provide transportation for those outside the urban area.
- Commissioner Murtaugh moved to approve the Resolution and agreements as presented, second by Commissioner Byers. Motion carried.

XI. TEMA

Attorney Masson presented a Professional Services Agreement with Jillian Joffe for data collection of COVID-19 data and response and recovery efforts in the amount of $14 per hour for a maximum of 30 hours per week.
- Commissioner Murtaugh moved to approve the agreement as presented, second by Commissioner Byers. Motion carried.

XII. CHANGE ORDERS for Courthouse 5th floor HVAC Project – Commissioner Murtaugh:

The HVAC project has come in under budget and this change order will start some of the work needed for the Superior Court 7 changes in the juvenile probation area in the amount of $11,190.
- Commissioner Murtaugh moved to approve the change order as presented, second by Commissioner Byers. Motion carried.

XIII. AGREEMENT AND CHANGE ORDERS for Fairgrounds Project:

A. An agreement with Milestone Contractors for asphalting after the project is completed in the amount of $554,300.
- Commissioner Byers moved to approve the agreement as presented, second by Commissioner Murtaugh. Motion carried.

B. Change Order #3 and #4 with J. R. Kelly for additional concrete under the bleachers and entrance doors in the amount of $13,031.95 and $7,197 respectively.
- Commissioner Byers moved to approve the change order as presented, second by Commissioner Murtaugh. Motion carried.

XIV. UNFINISHED/NEW BUSINESS – None

XV. REPORTS ON FILE

-Clerk of the Circuit Court
-Crystal Creek Boarding Kennel

XVI. PUBLIC COMMENT

Amber Noll, from the County Extension Office, stated that there is a new directive from Purdue University that now allows County Fairs in 2020 with certain restrictions. The Office is working through the guidelines and will update the Commissioners as decisions are made.

Commissioner Byers moved to adjourn. President Brown adjourned the meeting.

BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE

_____
Tracy A. Brown, President

_____
Thomas P. Murtaugh, Vice-President

_____
David S. Byers, Member

ATTEST:

_____
Robert A Plantenga, Auditor 6/1/2020

Minutes prepared by John Thomas, Recording Secretary

THE Area Plan Commission
of TIPPECANOE COUNTY

20 NORTH 3RD STREET
LAFAYETTE, INDIANA 47901-1209

(765) 423-9242
(765) 423-9154 [FAX]
www.tippecanoe.in.gov/apc

SALLIE DELL FAHEY
EXECUTIVE DIRECTOR

May 21, 2020
Ref. No.: 2020-116

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

CERTIFICATION

RE: Z-2786 HERON BAY DEVELOPMENT, LLC – GREG MILAKIS (STONEHENGE PD, PHASE 4) (R1 & PDRS to PDRS):
Petitioner is requesting rezoning for a single-family development totaling 107 lots and 6 outlots on private streets. The property is located roughly southeast of the intersection of Amesbury and Monument Drives in Stonehenge subdivision, Wabash 34 (NW) 24-5.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on May 20, 2020 the Area Plan Commission of Tippecanoe County voted 16 yes - 0 no on the motion to rezone the subject real estate from R1 & PDRS to PDRS. 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 Tippecanoe County Commissioners at their June 1, 2020 regular meeting. Petitioners or their representatives must present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

SDF/crl

Enclosures: Staff Report & Ordinances

cc: Greg Milakis, Heron Bay Development LLC
Pat Cunningham, Stonehenge Development
Mike Wolf, Tippecanoe County Building Commission

THE Area Plan Commission
of TIPPECANOE COUNTY

20 NORTH 3RD STREET
LAFAYETTE, INDIANA 47901-1209

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SALLIE DELL FAHEY
EXECUTIVE DIRECTOR

May 21, 2020
Ref. No.: 2020-120

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

CERTIFICATION

RE: Z-2792 TBIRD DESIGN SERVICES CORPORATION (GB to I3): Petitioner is requesting rezoning of two 5-acre tracts located on the south side of Veterans Memorial Parkway and north of Old CR 350 S, east of Sagamore Parkway, specifically 4418 E Old 350 S and the unimproved 5 acres adjacent to the east, in Wea 12 (NW) 22-4.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on May 20, 2020 the Area Plan Commission of Tippecanoe County voted 16 yes - 0 no on the motion to rezone the subject real estate from GB to I3. 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 Tippecanoe County Commissioners at their June 1, 2020 regular meeting. Petitioners or their representatives must present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

SDF/crl

Enclosures: Staff Report & Ordinances

cc: Tim Balensiefer, TBIRD Design Services Corp.
Aron Hooks, 3400 Maple Point Drive, LLC
Daniel Teder, Reiling Teder & Schrier, LLC
Mike Wolf, Tippecanoe County Building Commission

THE Area Plan Commission
of TIPPECANOE COUNTY

20 NORTH 3RD STREET
LAFAYETTE, INDIANA 47901-1209

(765) 423-9242
(765) 423-9154 [FAX]
www.tippecanoe.in.gov/apc

SALLIE DELL FAHEY
EXECUTIVE DIRECTOR

May 21, 2020
Ref. No.: 2020-121

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

CERTIFICATION

RE: Z-2793 MURTAUGH LAW, LLC (R1 to GB):
Petitioner is requesting rezoning a triangular-shaped half an acre of land located between Old SR 25 N and Aretz Lane, south of CR 300 N, specifically 10 Aretz Lane, in Fairfield 11 (NW) 23-4.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on May 20, 2020 the Area Plan Commission of Tippecanoe County voted 16 yes - 0 no on the motion to rezone the subject real estate from R1 to GB. 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 Tippecanoe County Commissioners at their June 1, 2020 regular meeting. Petitioners or their representatives must present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

SDF/crl

Enclosures: Staff Report & Ordinances

cc: Reid Murtaugh, Murtaugh Law, LLC
Steven Withers & Jeffrey Bond, Aretz LLC
Mike Wolf, Tippecanoe County Building Commission

THE Area Plan Commission of TIPPECANOE COUNTY

20 NORTH 3RD STREET
LAFAYETTE, INDIANA 47901-1209

(765) 423-9242
(765) 423-9154 [FAX]
www.tippecanoe.in.gov/apc

SALLIE DELL FAHEY
EXECUTIVE DIRECTOR

May 21, 2020
Ref. No.: 2020-123

Tippecanoe County Commissioners
20 North Third Street
Lafayette, Indiana 47901

CERTIFICATION

RE: Z-2795 K & K HOMES, LLC (R1A to R1B):
Petitioner is requesting rezoning of 27.57 acres (Belle Terra Major Subdivision) at the northwest corner of CR 600 N and CR 75 E in Tippecanoe 20 (SE) 24-4. *With Commitment.*

Dear County Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on May 20, 2020 the Area Plan Commission of Tippecanoe County voted 15 yes - 0 no to accept the proposed commitment and 15 yes – 0 no on the motion to rezone the subject real estate with commitment from R1A to R1B. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed rezoning ordinance and commitment be APPROVED for the property described in the attachment.

Public Notice has been given that this petition will be heard before the County Commissioners at its June 1, 2020 regular meeting. Petitioners or their representatives must present their case.

If Tippecanoe County approves the rezoning with commitment, APC staff will ensure that the approved commitment is recorded and an original recorded commitment sent to the County Commissioners.

Sincerely,

Sallie Dell Fahey
Executive Director

SDF/crl

Enclosures: Staff Report, Ordinances & Commitment

cc: Ryan Kennedy, K & K Homes
Ronald H. Whistler, Whiskir, LLC
Daniel Teder, Reiling Teder & Schrier LLC

CONTINUATION CERTIFICATE

The Hartford Fire Insurance Company (hereinafter called the Surety) hereby continues in force its Bond No. 16BSBEQ1579 in the sum of Five Thousand Dollars and 00/100 ($5,000.00) Dollars,

on behalf of Groundwater & Environmental Services, Inc.

in favor of Tippecanoe County Board of Commissioners

subject to all the conditions and terms thereof through June 20, 2022 at location of risk.

This Continuation is executed upon the express condition that the Surety's liability shall not be cumulative and shall be limited at all times by the amount of the penalty stated in the bond.

IN WITNESS WHEREOF, the Surety has caused this instrument to be signed by its duly authorized Attorney-in-Fact and its corporate seal to be hereto affixed this 7th day of May, 2020.

Hartford Fire Insurance Company
Surety

By: _____
Eamonn Long Attorney-in-Fact

POWER OF ATTORNEY

Direct inquiries/claims to:
THE HARTFORD
BOND, T-12
One Hartford Plaza
Hartford, Connecticut 06155
Bond.Claims@thehartford.com
call: **888-266-3488** *or fax:* **860-757-5835**

KNOW ALL PERSONS BY THESE PRESENTS THAT:

Agency Name: ALLIANT INSURANCE SERVICES INC
Agency Code: 16-162692

- [X] **Hartford Fire Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- [ ] **Hartford Casualty Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- [ ] **Hartford Accident and Indemnity Company**, a corporation duly organized under the laws of the State of Connecticut
- [ ] **Hartford Underwriters Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- [ ] **Twin City Fire Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- [ ] **Hartford Insurance Company of Illinois**, a corporation duly organized under the laws of the State of Illinois
- [ ] **Hartford Insurance Company of the Midwest**, a corporation duly organized under the laws of the State of Indiana
- [ ] **Hartford Insurance Company of the Southeast**, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint
Eamonn Long

its true and lawful Attorney-in-Fact, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge the following bond, undertaking, contract or written instrument:
Bond No. 16BSBEQ1579
Naming GROUNDWATER AND ENVIRONMENTAL SERVICES, INC. as Principal,
and Tippecanoe County Board of Commissioners as Obligee,
in the amount of See Bond Form(s) on behalf of Company in its business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on May 6, 2015 the Companies have caused these presents to be signed by its Senior Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.

John Gray, Assistant Secretary

M. Ross Fisher, Senior Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On this 5th day of January, 2018, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Senior Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.

Kathleen T. Maynard
Notary Public
My Commission Expires July 31, 2021

CERTIFICATE

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of May 21, 2019.
Signed and sealed at the City of Hartford.

Kevin Heckman, Assistant Vice President

The above **Continuation Certificate** approved and accepted on behalf of the Board of Commissioners of the County of Tippecanoe in the State of Indiana, on this _____ day of _____, 2020.

_____
Tracy A. Brown, President

_____
Thomas P. Murtaugh, Vice President

_____
David S. Byers, Member

Constituting the Board of Commissioners of the County of Tippecanoe, in the State of Indiana.

Attest: _____
Robert A. Plantenga, Auditor

TRAVELERS

Travelers Casualty and Surety Company of America
Hartford, CT 06183

CONTINUATION CERTIFICATE
FIDELITY OR SURETY BONDS/POLICIES

License No. _____

In consideration of **$270.00** dollars renewal premium, the term of Bond/Policy No. **105766697** in the amount of **$5,000.00**, issued on behalf of **FAIRFIELD CONTRACTORS, INC.**, whose address is **3481 CONCORD ROAD P.O. BOX 4427 LA FAYETTE, IN 47903**, in favor of **BOARD OF COMMISSIONERS OF TIPPECANOE COUNTY**, whose address is **20 NORTH THIRD STREET LA FAYETTE, IN 47901**, in connection with **Right-of-Way** is hereby extended to **September 23, 2021**, subject to all covenants and conditions of said bond/policy.

This certificate is designed to extend only the term of the bond/policy. It does not increase the amount which may be payable thereunder. The aggregate liability of the Company under the said bond/policy together with this certificate shall be exactly the same as, and no greater than it would have been, if the said bond/policy had originally been written to expire on the date to which it is now being extended.

Signed, sealed and dated **June 28, 2018**

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA HARTFORD, CONN.

Travelers Casualty and Surety Company of America

By: _____

Robert L. Raney, Senior Vice President

F-58-M (2/95)

The above **Continuation Certificate** approved and accepted on behalf of the Board of Commissioners of the County of Tippecanoe in the State of Indiana, on this _____ day of _____, 2020.

_____
Tracy A. Brown, President

_____
Thomas P. Murtaugh, Vice President

_____
David S. Byers, Member

Constituting the Board of Commissioners of the County of Tippecanoe, in the State of Indiana.

Attest: _____
Robert A. Plantenga, Auditor

CONTINUATION CERTIFICATE

Travelers Casualty and Surety Company of America , Surety upon

a certain Bond No. 103766642

dated effective February 20, 2002
(MONTH-DAY-YEAR)

on behalf of Tri-County Telephone Company d/b/a TDS Telecom
(PRINCIPAL)

and in favor of Board of Commissioners of the County of Tippecanoe in the State of Indiana
(OBLIGEE)

does hereby continue said bond in force for the further period

beginning on February 20, 2020
(MONTH-DAY-YEAR)

and ending on February 20, 2021
(MONTH-DAY-YEAR)

Amount of bond $ 5,000

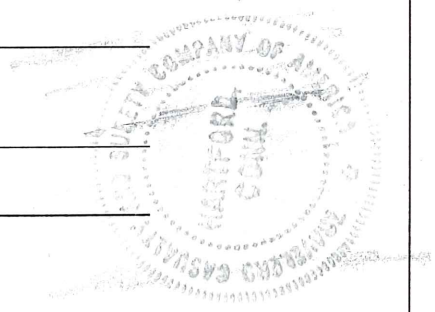
Description of bond Utility Maintenance Bond; Right-of-Way in Tippecanoe County, IN

PROVIDED: That this continuation certificate does not create a new obligation and is executed upon the express condition and provision that the Surety's liability under said bond and this and all Continuation Certificates issued in connection therewith shall not be cumulative and that the said Surety's aggregate liability under said bond and this and all such Continuation Certificates on account of all defaults committed during the period (regardless of the number of years) said bond had been and shall be in force, shall not in any event exceed the amount of said bond as hereinbefore set forth.

Signed and dated on May 1, 2020
(MONTH-DAY-YEAR)

Travelers Casualty and Surety Company of America

By Rachel A. Chaveriat
Rachel A. Chaveriat , **Attorney-In-Fact**



S-0157/GEEF 11/99

TRAVELERS

Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Rachel A. Chaveriat, of Knoxville, Tennessee, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **3rd** day of **February, 2017.**

State of Connecticut

City of Hartford ss.

By: _____
Robert L. Raney, Senior Vice President

On this the **3rd** day of **February, 2017**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June, 2021**

Marie C Tetreault
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 1st day of May, 2020.

Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which the power is attached.

Marsh

The above **Continuation Certificate** approved and accepted on behalf of the Board of Commissioners of the County of Tippecanoe in the State of Indiana, on this _____ day of _____, 2020.

_____
Tracy A. Brown, President

_____
Thomas P. Murtaugh, Vice President

_____
David S. Byers, Member

Constituting the Board of Commissioners of the County of Tippecanoe, in the State of Indiana.

Attest: _____
Robert A. Plantenga, Auditor

CONTINUATION CERTIFICATE

Travelers Casualty and Surety Company of America , Surety upon

a certain Bond No. 105337581

dated effective February 11, 2010
(MONTH-DAY-YEAR)

on behalf of West Point Telephone Company, Inc. dba TDS Telecom (West Point, IN)
(PRINCIPAL)

and in favor of Board of Commissioners of the County of Tippecanoe in the State of Indiana
(OBLIGEE)

does hereby continue said bond in force for the further period

beginning on February 11, 2020
(MONTH-DAY-YEAR)

and ending on February 11, 2021
(MONTH-DAY-YEAR)

Amount of bond $ 5,000

Description of bond Utility Maintenance Bond; Right-of-Way in Tippecanoe County, IN

PROVIDED: That this continuation certificate does not create a new obligation and is executed upon the express condition and provision that the Surety's liability under said bond and this and all Continuation Certificates issued in connection therewith shall not be cumulative and that the said Surety's aggregate liability under said bond and this and all such Continuation Certificates on account of all defaults committed during the period (regardless of the number of years) said bond had been and shall be in force, shall not in any event exceed the amount of said bond as hereinbefore set forth.

Signed and dated on May 1, 2020
(MONTH-DAY-YEAR)

Travelers Casualty and Surety Company of America

By Rachel A. Chaveriat
Rachel A. Chaveriat , **Attorney-In-Fact**

TRAVELERS

Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Rachel A. Chaveriat, of Knoxville, Tennessee, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **3rd** day of **February, 2017.**

State of Connecticut

City of Hartford ss.

By: _____
Robert L. Raney, Senior Vice President

On this the **3rd** day of **February, 2017**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June, 2021**

Marie C. Tetreault
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 1st day of May, 2020.

Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which the power is attached.

Marsh

The above **Continuation Certificate** approved and accepted on behalf of the Board of Commissioners of the County of Tippecanoe in the State of Indiana, on this _____ day of _____, 2020.

_____
Tracy A. Brown, President

_____
Thomas P. Murtaugh, Vice President

_____
David S. Byers, Member

Constituting the Board of Commissioners of the County of Tippecanoe, in the State of Indiana.

Attest: _____
Robert A. Plantenga, Auditor

THIRD DIRECTIVE CONCERNING DEPOSIT FREQUENCY

This directive is being issued pursuant to Resolution 2020-13-CM and State Board Examiner Directive 2020-01 concerning the deposit frequency of funds held by Tippecanoe County Government and supplements the Directives Concerning Deposit Frequency issued March 24, 2020 and April 7, 2020.

Pursuant to the first two directives and due to the need to limit in-person contact, daily deposits were limited to twice per week from March 26, 2020, through the present. Beginning on Monday, June 1, 2020, Tippecanoe County Departments should resume daily deposits pursuant to state law.

Dated this 20 day of May 2020.

Tracy A. Brown, President
Tippecanoe County Board of Commissioners

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Change Order - Construction Manager-Adviser Edition

PROJECT *(Name and address)*:
885-Fairground Renovations
1406 Teal Rd.
Lafayette, IN 47905

CHANGE ORDER NUMBER: BP4 885-002
INITIATION DATE: 5/15/2020

OWNER: ☒
CONSTRUCTION MANAGER: ☒
ARCHITECT: ☐
CONTRACTOR: ☒
FIELD: ☐
OTHER: ☐

TO CONTRACTOR *(Name and address):*
Mulhaupt's, Inc.
209 N. 5th Street
Lafayette, IN 47901

PROJECT NUMBERS: 885 / 885
CONTRACT DATE: August 22, 2019
CONTRACT FOR: 4G-Hollow Metal Frames Doors and Hardware; 4O-Electronic Safety and Security; 4R-Fire Detection and Alarm

THE CONTRACT IS CHANGED AS FOLLOWS:

EWO 885-096

[] **DEDUCT** - to change video surveillance cameras from Exacq Vision Software compatible software cameras to Sony EM642R, EB642R, and XM631 cameras.

Total **DECREASE** for this Change Order: **-<$11,000.00>**

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User Notes: (3B9ADACB)

CHANGE ORDER BP4 885-002 (EWO 885-096)

The original Contract Sum was	$	549,347.00
Net change by previously authorized Change Orders	$	-27,748.00
The Contract Sum prior to this Change Order was	$	521,599.00
The Contract Sum will be decreased by this Change Order in the amount of	$	11,000.00
The new Contract Sum including this Change Order will be	$	510,599.00

The Contract Time will be unchanged by Zero (0) days.
The date of Substantial Completion as of the date of this Change Order therefore is unchanged..

NOTE: This summary does not reflect changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE OWNER, CONSTRUCTION MANAGER, ARCHITECT AND CONTRACTOR.

Tecton Construction Management	NA
CONSTRUCTION MANAGER *(Firm name)*	ARCHITECT *(Firm name)*
102 North 3rd Street Suite 201 Lafayette, IN 47901	NA
ADDRESS	ADDRESS
BY *(Signature)*	BY *(Signature)*
Mike Roberts 5/19/2020	NA
(Typed name) DATE:	*(Typed name)* DATE: NA
Mulhaupt's, Inc.	Tippecanoe County Commissioners
CONTRACTOR *(Firm name)*	OWNER *(Firm name)*
209 N. 5th Street Lafayette, IN 47901	20 N.Third Street Lafayette, IN 47901
ADDRESS	ADDRESS
BY *(Signature)*	BY *(Signature)*
Richard Woodhead 5-18-20	David Byers
(Typed name) DATE:	*(Typed name)* DATE:

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User Notes: (3B9ADACB)