

# Tippecanoe County Board of Commissioners

## Meeting Minutes

Monday, May 6, 2019

10:00 am

Tippecanoe Room, Tippecanoe County Office Building  
20 N 3rd Street, Lafayette, Indiana

Commissioners present President David S. Byers, Vice President Tracy A. Brown and Member Thomas P. Murtaugh.

Also present: Attorney Doug Masson, Auditor Robert Plantenga, Commissioners' Assistant Paula Bennett, and Recording Secretary John Thomas.

- I. **PLEDGE OF ALLEGIANCE** – President Byers called the meeting to order and lead the Pledge of Allegiance
- II. **APPROVAL OF MINUTES** from the regular meeting on Monday, April 15 & the special meeting on April 25, 2019.
  - Commissioner Murtaugh moved to approve the minutes as submitted, second by Commissioner Brown. Motion carried.
- III. **PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS AND PAYROLL** – Paula Bennett  
**The claims from April 17, 2019 through May 6, 2019, including payroll from April 18 and May 3, 2019 were recommended for approval without exception.**
  - Commissioner Murtaugh moved to approve the Accounts Payable Vouchers and Payroll as presented, second by Commissioner Brown. Motion carried.
- IV. **AWARDING OF BID FOR JAIL VIDEO PROJECT** – Scott Carnegie of DLZ  
 Mr. Carnegie summarized the bid review process, bid tabulations and payment schedule. He recommended the Commissioners' award the contract to Stanley Convergent Security Solutions' for their base bid and Alternative A-1 and A-2 of \$759,600 and their bid for Alternative A-3 and A-4 for parts and labor warranty in addition to a 4<sup>th</sup> and 5<sup>th</sup> year warranty as well for \$100,740.
  - Commissioner Brown moved to approve the bid as presented by signing the resolution, second by Commissioner Murtaugh. Motion carried.
- V. **BUILDING COMMISSION** – Mike Wolfe  
**ORDINANCE 2019-08-CM** on second reading Amending the Building Code Fees.
  - Commissioner Murtaugh moved to consider the ordinance, second by Commissioner Brown.
 The fees were last updated in 2010 and this revision increases the fees for single family dwellings, miscellaneous structures, Class 1 buildings and establishes a new fee for transient rentals.  
 President Byers called for the vote on first reading:
  - Auditor Plantenga recorded the vote:
 

Commissioner Byers	Yes
Commissioner Brown	Yes
Commissioner Murtaugh	Yes

## VI. HEALTH DEPARTMENT – Craig Rich, Amanda Balsler

### A. ORDINANCE 2019-10-CM on second reading for Private Sewage Disposal.

- Commissioner Brown moved to consider the ordinance, second by Commissioner Murtaugh.

These two Ordinances add civil penalties to the violation process which avoids the use of lawyers. There has been no positive or negative feedback since the first reading.

President Byers called for the vote on second reading:

- Auditor Plantenga recorded the vote:
 

Commissioner Brown	Yes
Commissioner Murtaugh	Yes
Commissioner Byers	Yes

**Ordinance 2019-10-CM** passed 3-0 on second and final reading.

### B. ORDINANCE 2019-11-CM on second reading for Vector Control.

- Commissioner Murtaugh moved to consider the ordinance, second by Commissioner Brown.

President Byers called for the vote on second reading:

- Auditor Plantenga recorded the vote:
 

Commissioner Murtaugh	Yes
Commissioner Byers	Yes
Commissioner Brown	Yes

**Ordinance 2019-11-CM** passed 3-0 on second and final reading.

### C. Permission to apply to the United Way funding for a Recovery Coaching grant for both the Community Corrections and the Health Departments.

This request is for up to \$20,000 for substance abuse treatment that will benefit both Departments. This would allow an existing program, funded by the Drug Free Coalition, to expand.

- Commissioner Brown moved to grant permission to apply as discussed, second by Commissioner Byers. Motion carried with Commissioner Murtaugh abstaining.

### D. Permission to apply for a Purdue College of Pharmacy's Trailblazer Grant for both the Community Corrections and Health Department

The Department already has the Firestarter grant from the College of Pharmacy and the Trailblazer would expand the Naloxone program and research to the Community Corrections Department in the amount of \$25,000.

- Commissioner Murtaugh moved to grant permission to apply as stated, second by Commissioner Brown. Motion carried.

## VII. AREA PLAN – Sallie Fahey

### A. ORDINANCE 2019-13-CM and ORDINANCE 2019-14-CM.

- Commissioner Murtaugh moved to hear Ordinance 2019-13-CM and Ordinance 2019-14-CM, second by Commissioner Brown.

Petitioner is requesting two rezoning on a 14-acre tract at the north west corner of Klondike and CR 250 N (aka Cumberland Avenue) in Wabash Township (Z-2758). Both received a favorable recommendation from the APC. The request in Ordinance 2019-13-CM is from NB to I1 for 7.034 acres for the proposed Reindeer Shuttle business. The request in Ordinance 2019-14-CM is from NB to GB of 6.734 acres (south of the 7-acre tract, Z-2759). The property will be divided through the subdivision process into 3 tracts.

President Byers called for the vote on **Ordinance 2019-13-CM**:

- Auditor Plantenga recorded the vote:
 

Commissioner Byers	Yes
Commissioner Brown	Yes
Commissioner Murtaugh	Yes

Ordinance 2019-13-CM passed 3-0.

President Byers called for the vote on **Ordinance 2019-14-CM**:

- Auditor Plantenga recorded the vote:
 

Commissioner Brown	Yes
Commissioner Murtaugh	Yes
Commissioner Byers	Yes
- Ordinance 2019-14-CM passed 3-0.

#### **B. ORDINANCE 2019-12-CM**

- Commissioner Murtaugh moved to consider the ordinance, second by Commissioner Brown.

This Amends the Unified Zoning Ordinance for large Wind Energy Conversion Systems (WECS, aka wind farms). This amendment retains the definitions of large WECS but eliminate them from all zoning districts by right or special exception as well as removing all development standards for them. The Ordinance does not change the existing permissions and standards for small or micro WECS. This favorably passed the APC with an eleven yes and four no vote.

President Byers called for those opposed to the zoning change to speak.

Derek Reuters spoke and stated that the return on investment is now 5 years and in 10 years there will be even bigger installations. He felt that the home town of Purdue University shouldn't accept a ban limiting innovation, growth, increases in efficiency that replace our dependency on fossil fuels like coal. He urged the Commissioners to not pass the ordinance.

Susan Schechter provided data to correct some misinformation about the extent of bird deaths from wind farms. She noted that Indiana is the 8 largest emitter of climate change gasses and are dependent upon an old and dirty technology to support our economy. She urged the Commissioners to support clean jobs and clean energy.

Clark Howey provided data on how sparsely populated the southern townships are and felt that the country needs this kind of fuel.

President Byers called for those in favor of the zoning change to speak.

Julie Peretin asked all those in the audience that were in favor to stand. She distributed graphics and maps showing the geographic influence of a single turbine (3/4 mile for shadow, flicker and noise impact), yet the current ordinance only requires a much smaller setback. She listed several counties that tightened their ordinances after large wind farms was constructed and there are many growing counties with less population that are rejecting or restricting large wind farms.

Tim Strueh stated that this ordinance is not about wind energy, but appropriate siting of industrial power plants. Most electric users are not close to where the power is generated and provided data showing that plant siting's are typically in counties with lower population totals as well as densities than Tippecanoe.

President Byers closed the public discussion and asked the Commissioners if they had questions. Commissioner Murtaugh stated that the proposal is not opposed to renewable energy, doesn't limit growth but does consume a large amount of land for an extended time and may itself limit growth. Commissioner Brown stated that he supports the Ordinance as well as WECS and feels that we need to consider the impact on neighbors and property owners in the area. David Byers asked Ms Fahey about the size of CityBus' turbines and they are classified as large, but only by a couple feet. He feels split on the Ordinance because of its impact on farming, potential financial benefit and is also not opposed to green energy.

President Byers called for the vote:

- Auditor Plantenga recorded the vote:
 

Commissioner Brown	Yes
Commissioner Byers	Yes
Commissioner Murtaugh	Yes
- Ordinance 2019-12-CM** passed 3-0.

### VIII. HIGHWAY – Stewart Kline

- A. Maintenance Division is starting summer hours consisting of four (4) ten (10) hour days on May 13, 2019.
- Commissioner Brown moved to approve the shift in seasonal hours as presented, second by Commissioner Murtaugh. Motion carried.
- B. Two Permits to Close or Block a Road: The Race for Hope is a 5k/10k Run on Saturday, June 8, 2019 from 8am-10am beginning at Faith Church (CR 550 E, CR 50 N, Wildcat Valley Estates and ending at Faith Church). The roads will be restricted but not closed; The Lions Club Car Show in West Point on Saturday, May 11, 2019 from, 6am-2pm (Washington Street, Columbia Street, Monroe Street, and Mulberry Street). There will be road closed signs posted.
- Commissioner Brown moved to approve the closures as presented, second by Commissioner Murtaugh. Motion carried.
- C. Three Continuation Certificate to work in County Rights-of-Way: 1) a 3 Year Certificate to QC Communications for \$5,000, 2) a 1 Year Certificate to Indiana American Water Company for \$5,000, and 3) a 1 Year Certificate to American Suburban Utilities Inc for \$5,000.
- Commissioner Murtaugh moved to approve the three Certificate as presented, second by Commissioner Brown. Motion carried.

### IX. YOUTH SERVICES – Rebecca Humphrey

- A. Create an additional Clinical Case Manager Position (PAT 2) and eliminate a Youth Development Supervisor position (PAT 2).
- Commissioner Brown moved to eliminate the position as presented, second by Commissioner Murtaugh. Motion carried.
  - Commissioner Brown moved to create the additional Clinical Case Manager position as presented, second by Commissioner Murtaugh. Motion carried.
- B. Permission to accept an Addendum to the Contract with the Indiana Department of Correction for the JDAI performance grant for an additional year in the amount of \$49,500.
- Commissioner Murtaugh moved to approve the contract as presented, second by Commissioner Brown. Motion carried.

### X. HUMAN RESOURCES – Shirley Mennen

- A. Wellness for Life SOW Life Coaching Agreement amendment that extends the hours of operation to match those of the Clinic for a reduction in hourly rate in the amount of \$50,000 per year.
- Commissioner Murtaugh moved to approve the contract as presented, second by Commissioner Brown. Motion carried.
- B. Discussion of 2020 position requests. A list of 27 positions were distributed: 1 for Cary Home, 1 for the Surveyor Office, 1 for Human Resources, 3 for DoIT, 12 for the Sheriff Department, 7 for the Prosecutor's Office, 1 for the Probation Department, 1 for Court Services and Commissioner Murtaugh stated 1 for the Public Defender's Office. There was discussion about possible funding for the positions: EDIT, grants and Public Safety local option income tax; as well as the need to prioritize. Most of the position will be formally requested in June to be ready for the budget hearings this fall.

### XI. RESOLUTION 2019-13-CM, Authorizing Grant of Easement for Vectren

Attorney Masson explained that this was a part of the Fairgrounds project along 18<sup>th</sup> St. The resolution includes authorizing the President to sign other documents for the Easement.

- Commissioner Brown moved to adopt the resolution as discussed, second by Commissioner Murtaugh. Motion carried.

## **XII. VENDING & PROFESSIONAL SERVICES CONTRACTS WITH INDIANA FAMILY & SOCIAL SERVICES ADMINISTRATION**

- A. Vending Machines Agreement Addendum required by the State.
  - Commissioner Murtaugh moved to approve the agreement as presented, second by Commissioner Brown. Motion carried.
- B. Continuation Agreement with the Tippecanoe Villa
  - Commissioner Murtaugh moved to approve applying for the grant as presented, second by Commissioner Brown. Motion carried.

## **XIII. PROPOSAL with KEYSTONE ARCHITECTURE for DESIGN SERVICES for the COURTHOUSE for adding the new court and space modifications on the 5<sup>th</sup> floor.**

- Commissioner Brown moved approve the contract as presented, second by Commissioner Murtaugh. Motion carried.

## **XIV. ACCEPTING CONTRACTS for the COURTHOUSE 5TH FLOOR HVAC PROJECT**

Approves the awarded contracts for the HVAC system with TECTON, Quality Plumbing and Brand Electric.

- Commissioner Murtaugh moved approve the contracts as presented, second by Commissioner Brown. Motion carried.

## **XV. CHANGE ORDERS FOR FAIRGROUNDS PROJECT**

- Commissioner Brown moved approve two change orders as presented in the amount of \$93,053.88 for water and storm water utilities, and \$59,988 for power distribution at the office and exhibit hall, second by Commissioner Murtaugh. Motion carried.

## **XVI. APPOINTMENT TO ALCOHOL TOBACCO COMMISSION**

- Commissioner Murtaugh moved to appoint Holly Hughes, second by Commissioner Brown. Motion carried.

## **XVII. UNFINISHED/NEW BUSINESS**

Bill Schurman from Apex Warehouse and Logistics requests a 10-year abatement for a new stand alone building on land they currently own. The demand has been high, and he expects to some tenants will be signed before construction completed.

Attorney Masson said that the County Council will consider a Resolution next week and then come back before the Commissioners in two weeks.

## **XVIII. REPORTS ON FILE**

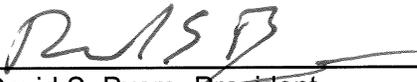
- Tippecanoe County Treasurer
- Tippecanoe County Building Commission
- Crystal Creek Boarding Kennel
- Wabash River Heritage Corridor Commission

## **XIX. PUBLIC COMMENT**

Karen Mitchell, Director of the Extension System, stated that they received funds from the SNAP education program to hire a bilingual nutrition education assistant who will be shared with other surrounding counties. Additionally, the Extension system is now a partner in a Cooperative Invasive Species Management Area with NICHES, NRCS, Purdue University, SWCD, County and City Parks and DNR, dubbed the Tippecanoe Invasive Cooperative Task Force. Its goal is public education on invasive of all kinds, including insects, fish, plants, etc.

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

BOARD OF COMMISSIONERS OF  
THE COUNTY OF TIPPECANOE

  
\_\_\_\_\_  
David S. Byers, President

  
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Tracy A. Brown, Vice-President

  
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Thomas P. Murtaugh, Member

ATTEST:

  
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Robert A. Plantenga, Auditor 05/20/2019

Minutes prepared by John Thomas, Recording Secretary