TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
July 15, 2013

The Tippecanoe County Commissioners met on Monday, July 15, 2013 at 10:00 a.m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President David S. Byers, Vice President John L. Knochel, and Commissioner Thomas P. Murtaugh. Also present were: Attorney Dave Luhman, Auditor Jennifer Weston, Commissioners' Assistant Frank Cederquist, and Recording Secretary Tillie Hennigar.

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

APPROVAL OF MINUTES

- Commissioner Knochel moved to approve the minutes of the regular meeting held July 1, 2013, second by Commissioner Murtaugh; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

- Commissioner Knochel moved to approve the accounts payable vouchers for July 3, 4, 5, 11, 12, and 15, 2013 as submitted without exception, second by Commissioner Murtaugh; motion carried.

HIGHWAY – Opal Kuhl
Change Order #1 - George R. Harvey & Son, Inc. - Culvert SHF218 Emergency Replacement Project

Highway Director Kuhl presented Change Order #1 from George R. Harvey & Son, Inc. for the Sheffield 218 culvert emergency repair project. Due to some utility lines that are in the way and would take several weeks to move, it was necessary to upgrade from a crane to a specialized excavator. The cost for Change Order #1 is $11,965, bringing the total contract to $206,778.25.

- Commissioner Knochel moved to approve the change order as presented, second by Commissioner Murtaugh; motion carried.

Change Order #3 – 3D Company, Inc. – 9th Street and Burnett Road Project

Director Kuhl presented Change Order #3 from 3D Company, Inc. for the 9th Street and Burnett Road project. The project was the intersection improvement made last year and the change order balances quantities. Once the Federal Highway inspected the project, it was decided that some of the costs should be shifted from the federal share to local. The change order is in the amount of $36,187.01, bringing the total contract to $721,463.71. As a reminder, Director Kuhl said the project was a highway safety project; 90% Federal and 10% local.

- Commissioner Knochel moved to approve Change Order #3 for 9th Street and Burnett Road project as presented, second by Commissioner Murtaugh; motion carried.

Performance Bond and Payment Bond – George R. Harvey & Son, Inc. – Culvert SHF218 Emergency Replacement Project

Director Kuhl presented the Performance and Payment Bond from George R. Harvey & Son, Inc. for the Sheffield culvert project.

- Commissioner Knochel moved to approve the Performance and Payment Bond as presented, second by Commissioner Murtaugh; motion carried.

Continuation Certificate – Frontier North, Inc.

Director Kuhl presented a Continuation Certificate from Frontier North, Inc. to perform work in the public right-of-way.

- Commissioner Knochel moved to approve the Continuation Certificate from Frontier North, Inc. as presented, second by Commissioner Murtaugh; motion carried.

GRANTS – Laurie Wilson
Permission to Accept Grant

Grant Facilitator Wilson requested permission to accept a grant for Juvenile Probation in the amount of $5,400 from the Drug Free Coalition to purchase synthetic marijuana drug screens.

- Commissioner Knochel moved to approve acceptance of the grant as presented, second by Commissioner Murtaugh; motion carried.

Grant Facilitator Wilson requested permission to accept a grant for Superior Court 3 in the amount of $5,000 from the Drug Free Coalition for youth substance abuse assessments. The grant is a continuation from last year.

- Commissioner Knochel moved to approve acceptance of the grant as presented, second by Commissioner Murtaugh; motion carried.

Grant Facilitator Wilson requested permission to accept a grant for the Health Department in the amount of $98,141.60 from the Indiana State Department of Health for the Indiana Local Health Department Trust Account. The amount is for 18 months to realign the timing of the grant fiscal year. The grant pays Pauline Shen for contract work. It also pays for part time employees at the Health Department, equipment, and some utilities. The funds are tobacco settlement monies paid in advance every six months.

- Commissioner Knochel moved to approve acceptance of the grant as presented, second by Commissioner Murtaugh; motion carried.

Permission to Apply for Grant

Grant Facilitator Wilson requested permission to apply for a grant for Superior Court 3 in the amount of $25,000 from the Indiana Supreme Court for the Court Improvement Project. It is a continuation project for mediation of CHINS (child in need of services) cases.

- Commissioner Knochel moved to approve permission to apply for the grant as presented, second by Commissioner Murtaugh; motion carried.

VILLA – Mary Pender

Indiana Family & Social Services Administration Agreement

Attorney Luhman said the agreement has been reviewed; it is the same as last year, and in acceptable form for approval.

- Commissioner Knochel moved to approve the agreement as presented, second by Commissioner Murtaugh; motion carried.

Application for Admission

- Commissioner Knochel moved to approve the application to the Villa for Peter S. Skendrovic, second by Commissioner Murtaugh; motion carried.

MULTI BUILDING HVAC SERVICE AGREEMENT

Commissioners' Assistant Cederquist said the agreement is a multi-building HVAC preventative maintenance agreement with D.A. Dodd, Inc. The agreement covers three units at the Sheriff's Department, two units at the Courthouse, and County Office Building. The cost is $31,000 per year, to be paid quarterly.

- Commissioner Knochel moved to approve the service agreement as presented, second by Commissioner Murtaugh; motion carried.

APPOINTMENTS TO COMMON WAGE BOARD

- Commissioner Knochel moved to approve the appointments of Eleanor Mlynarik to the Ivy Tech Common Wage Committee and Jean Hall to the Purdue University Common Construction Wage Committee, second by Commissioner Murtaugh; motion carried.

UNFINISHED/NEW BUSINESS

Commissioner Murtaugh said the Riverfest was last weekend. He thanked the County team composed of Matt Shively (Surveyor), Kimberly Holst (Assessor), Nick Adams (Assessor), Jared Bond (Board of Elections and Registration), Sue Gerlach (Indiana State Department of Agriculture), Chris Remley (Soil and Water), Becky Ross and Arelys Ortiz (US Department of Agriculture NRCS), and Julie VanHorn (LPD). He congratulated the team, saying they did an outstanding job; winning both heats. He also thanked Linda Horton for putting the team together.

President Byers requested approval of a contract with Tecton for an inside vestibule at the Fairgrounds Home Economics building. The contract is in the amount of $3,230, with $1,000 of the amount as a contingency. Attorney Luhman said an attachment is being prepared for e-verify and the Iran provision. The project will begin following the completion of the fair. One of the managers at the Fairgrounds has construction experience and will complete a portion of the construction framing.

- Commissioner Knochel moved to approve the contract with Tecton upon receipt of the e-verify and non-business with Iran attachment, second by Commissioner Murtaugh; motion carried.

President Byers invited everyone to the Fairgrounds July 20 – 27 for the County Fair.

President Byers announced a Joint Session Meeting with Council on Thursday, July 18 at 10:00 a.m.

REPORTS ON FILE

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

Central Mail and Duplicating
Building Commission
Parks and Recreation
Wabash River Heritage Corridor Commission

PUBLIC COMMENT

Barbara Willis – 4117 Fiddlesticks Dr., Lafayette – Ms. Willis said she and several neighbors are present to oppose and ask for consideration of changing the Tippecanoe County Fireworks Ordinance. Currently, fireworks are allowed every day of the year until 11:00 p.m. She requested an Ordinance be revised to be in line with Lafayette which allows fireworks for ten days before and after July 4th and also New Years. Rockets have been found in her yard and on her neighbor's roof; the noise is like a war zone. The continued fireworks are also a problem for dogs and dog owners.

Commissioner Knochel said Ms. Willis has a very reasonable request. The problem with addressing this issue in the past is the enforcement; the county is much larger than either of the two cities. By the time a call is made and a member of the Sheriff's Department responds; the fireworks are over.

Sheriff Brown said it is a good time to address the situation again. The complaints and the period of time fireworks are being discharged continue to grow. He proposed collecting information in regard to how the complaints have increased and return with the information at the next meeting. From an enforcement standpoint, it is difficult to control; however, it would be fair if an ordinance was in place similar to the other jurisdictions.

Commissioner Murtaugh said in addition to the call from Ms. Willis, he has also received a number of comments from the public expressing appreciation for the burn ban in 2012 as it eliminated the fireworks. It is time to discuss an ordinance that mirrors the City. He proposed hearing an Ordinance at the next meeting. Attorney Luhman said it has been approximately five years since the Ordinance has been reviewed.

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

Meeting adjourned at 10:19 a.m.

BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE

David S. Byers, President

John L. Knochel, Vice President

Thomas P. Murtaugh, Member

ATTEST:

Jennifer Weston, Auditor 08/05/2013

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