TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
July 2, 2012

The Tippecanoe County Commissioners met on Monday, July 2, 2012 at 10:00 a.m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President Thomas P. Murtaugh, Vice President John L. Knochel, and Commissioner David S. Byers. Also present were: Attorney Dave Luhman, Auditor Jennifer Weston, Commissioner's Assistant Frank Cederquist, and Secretary Tillie Hennigar.

President Murtaugh 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 June 18, 2012, second by Commissioner Byers; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

- Commissioner Knochel moved to approve the accounts payable vouchers for June 20, 21, 22, 28, 29 and July 2, 2012 as submitted without exception, second by Commissioner Byers; motion carried.

ACCEPTANCE OF BIDS FOR FAIRGROUNDS AC PROJECT

Attorney Luhman opened the bids from seven companies and read the quoted amounts.

Date Bids opened	July 2, 2012	A	Shepler Construction Company	F	Craig Wagoner Electric Inc
Notice given on	6/11/12 and 6/18/12		720 Erie Avenue Logansport, IN 46947		100 Farabee Dr, Unit C Lafayette, IN 47905
In	Journal & Courier	B	Tri-Tech Construction Srvices, Inc	G	M P Baker Electric Inc
	Name of Newspaper		40 Aretz Lane Lafayette, IN 47905		4479 E Old 350 S Lafayette, IN 47905
And on	6/11.12 and 6/18/12	C	Eberhardt Heating & Cooling LLC	H	
In	Lafayette Leader		1032 East Boulevard Rd Pine Village, IN 47975		
	Name of Newspaper	D	Wright Hardware Co.	I	
Contract and Order for Purchase entered in			101 N Oakland St Colfax, IN 46035		
Commissioner's Record No.		E	Brand Electric Inc	J	
			6274 E 375 S Lafayette, IN 47905		

CONTRACTOR NAME	BASE BID	ALT #1 4-H Building HVAC/General Trades/Electrical work	ALT #2 South Horse & Pony added receptacles	LABOR	MARKUP on Material, Equipment Rental, Sub Contractors				Name of Bidder Accepted
Bid Package #1 General Trades									
Shepler Construction Company	$ 28,700.00	$ 6,360.00	no work	$70.00/hr	10%				
Tri-Tech Construction Services	$ 44,937.00	$ 11,780.00	no work	$40.00/hr	10%				
Bid Package #2 Mechanical									
Eberhardt Heating & Cooling LLC	$ 58,160.00	$ 39,804.00	N/A	$50.00/hr	15% Material, 10% Equipment Rental & Sub Contractors				
Wright Hardware	$ 66,669.00	$ 45,323.00	N/A	$50.00/hr	15% Material and Equipment Rental, 2% Sub Contractors				
Bid Package #3 Electric									
Brand Electric	$ 19,500.00	$ 12,700.00	$ 3,550.00	$55.00/hr	10%				
Craig Wagoner Electric Inc	$ 23,500.00	$ 9,560.00	$ 4,660.00	--------	10%				
M.P. Baker Electric	$ 16,350.00	$ 9,755.00	$ 3,280.00	--------	--------				
Shepler Construction Company Inc	$ 15,380.00	$ 9,855.00	$ 3,109.00	$40.00/hr	10%				

If low bid is rejected give reason: All bids came in above budgeted amount.

Reason for accepting bid higher than low bid:

Remarks:

Attorney Luhman recommended the bids be taken under advisement for review of compliance with the bid specifications.

Commissioner Byers explained the three different bids: Bid package #1 is a Base Bid for General Trades; Bid package #2 is for Mechanical; and Bid package #3 is for Electrical. Alternate #1 is for air conditioning in the Exhibit Building and Alternate #2 is for added receptacles in the Horse and Pony barn.

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

AREA PLAN COMMISSION – Sallie Fahey
Rezone Z-2496 – Gerald & Jessica Beck (AW to I2), **Ordinance 2012-22-CM**

- Commissioner Knochel moved to hear rezone Z-2496, Ordinance 2012-22-CM for Gerald and Jessica Beck, second by Commissioner Byers.

(quote)

June 21, 2102
Ref. No.: 12-177

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

CERTIFICATION

RE: **Z-2496--GERALD & JESSICA BECK (AW to I2):**

Petitioners are requesting rezoning of 3.596 acres located on the west side of CR 775 E, between SR 26 E and CR 100 N, more specifically, 360 N 775 E, Perry 21 (NE) 23-3.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on June 20, 2012 the Area Plan Commission of Tippecanoe County voted 12 yes - 0 no on the motion to rezone the subject real estate from AW to I2. 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 July 2, 2012 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

(unquote)

Attorney Stuart Gutwein representing the petitioners, Gerald and Jessica Beck, said the request is for an AW to I2 rezone of the property located at 360 N 775 E, Lafayette. The property is the former Monitor School and was purchased from a bankruptcy. The petitioners want to build machine sheds and a shop on the 3.5 acre parcel.

Commissioner Knochel said anything that can be done to clean up the property would be an improvement.

President Murtaugh asked for public comment in favor of or opposed to the rezone. There were none.

Auditor Weston recorded the vote.

Byers	Aye
Knochel	Aye
Murtaugh	Aye

Ordinance 2012-22-CM passed 3-0.

COMPREHENSIVE PLAN AMENDMENT – 2040 Metropolitan Transportation Plan, **Resolution 2012-16-CM:** Completing Our Streets

(quote)

June 21, 2012
Ref. No.: 12-170

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

CERTIFICATION

RE: COMPREHENSIVE PLAN AMENDMENT – 2040 METROPOLITAN TRANSPORTATION PLAN: COMPLETING OUR STREETS

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held June 20, 2012, the Area Plan Commission, by a vote of 12 yes – 0 no, approved **Resolution T 12-05**, adopting the **Metropolitan Transportation Plan for 2040 - Completing Our Streets**, as an amendment to the *Comprehensive Plan* for Tippecanoe County, and thus recommended it for APPROVAL by the Tippecanoe County Commissioners.

Enclosed is a copy of the Amendment with our staff report as certified by me to the Tippecanoe County Commissioners, and copies, with a staff report for each Commissioner.

For the Commissioners to adopt this *Comprehensive Plan* amendment, they will need to pass the enclosed Resolution and return it to me. At that time I will file the signed Resolution and the plan amendment with the County Recorder as per statute.

If there are questions concerning the above, please contact me.

Sincerely;

Sallie Dell Fahey
Executive Director

(unquote)

Area Plan Commission (APC) Assistant Director John Thomas presented the sixth revision of the community long range transportation plan which is revised every five years. The plan recommends specific highway, bicycle, sidewalk, and trail improvements throughout the county. The highway recommendations are taken from the previous plan, the technical and administrative committees of APC, Commissioner's staff, and input from a cross section of the community, including the Wabash River Enhancement Corporation, the Community Bicycle Organization, and the Citizens Participation Committee. The plan differs from previous plans due to the inclusion of specific bicycle and pedestrian recommendations. There are two policies in the plan which further enhances the community livability: 1) a complete streets policy requiring every federal aid highway project to consider the needs of bicycles and pedestrians; and 2) set aside 10% of highway funds for sidewalk and trail construction.

- Commissioner Knochel moved to approve Resolution 2012-16-CM, second by Commissioner Byers; motion carried.

A complete copy of The Metropolitan Transportation Plan 2040, Completing Our Streets, June 2012 can be reviewed online and in the Area Plan Commission Office.

HIGHWAY – Opal Kuhl
Permit to Close a Road for a Block Party (Buckingham Drive in Buckingham Estates)

Highway Director Kuhl requested approval of closing a portion of Buckingham Drive for the Buckingham Estates annual block party and basketball tournament. The date is Saturday, July 21 and the requested time for street closure is 7:45 am to 4:45 pm.

- Commissioner Knochel moved to approve the permit request as presented, second by Commissioner Byers; motion carried.

OPENING BIDS FOR HOT IN PLACE RECYCLING

Attorney Luhman opened the one bid for Hot in Place Recycling which was received from Gallagher Asphalt Corporation, 18100 S. Indiana Avenue, Thornton, IL. The base bid amount is $252,120 which includes 66,000 square yards at a cost of $3.82 per yard. Two locations and mileage of the contract include 2.396 miles on CR500 N from CR 500 W to Morehouse Rd, and 2.399 miles on CR600 N from CR50 W to Battle Ground Town limits. Attorney Luhman recommended the bid be taken under advisement for review of compliance.

- Commissioner Knochel moved to take the bid under advisement, second by Commissioner Byers; motion carried.

GRANTS – Laurie Wilson

Grant Facilitator Wilson requested permission to accept a grant for TEMA in the amount of $56,815.84 from the Indiana Department of Homeland Security for the 2011 salaries of three TEMA employees. It is a 50% reimbursement which is performance based.

- Commissioner Knochel moved to approve permission to accept the TEMA grant as presented, second by Commissioner Byers; motion carried.

Grant Facilitator Wilson requested permission to accept a grant for Court Services from the Indiana Criminal Justice Institute (ICJI) for a workshop scholarship. The workshop is Practical Strategies for Treating Adults with ADHD. ICJI will pay $426.32 and Court Services will pay $107.

- Commissioner Knochel moved to approve permission to accept the Court Services grant as presented, second by Commissioner Byers; motion carried.

Grant Facilitator Wilson requested permission to apply for a grant from the Indiana Judicial Center in the amount of $25,000 for Circuit Court Superior Court 3. The grant is ongoing for the Family Court Grant to provide mediation services.

- Commissioner Knochel moved to approve permission to apply for the Circuit Court Superior Court 3 grant as presented, second by Commissioner Byers; motion carried.

Grant Facilitator Wilson provided an update on the March tornado in Clark County. District 4 has received reimbursement of $69,145.52. Responders included 58 people from 13 agencies and 13 volunteer firefighters and non-agency responders.

VILLA – DeAnna Sieber
New Position

Villa Director DeAnna Sieber requested approval of a new position for a Resident Assistant. The Villa currently has three Resident Assistants, a Janitor, and a laundry person. In June, July, and August of 2011, the census increased approximately 20 residents, increasing revenue. Approximately $100,000 additional revenue was received and the salary for the new position will be $25,000 - $26,000 plus benefits.

- Commissioner Knochel said the Villa has increased the census and revenue compared to other county homes which are struggling or closing and moved to approve the new position as presented, second by Commissioner Byers; motion carried.

Professional Services Contract

Villa Director Sieber presented a Professional Services Contract which is renewed every two years. The contract is for reimbursement from the state for the residents. Attorney Luhman has reviewed the contract and insurance has been verified to be in place.

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

SUPPLEMENTAL DECLARATION OF EMERGENCY BAN ON OPEN FIRES INCLUDING FIREWORKS

President Murtaugh said the Emergency order to ban open fires was declared last week and needs to be ratified. TEMA Director Smokey Anderson said the recent rain was various amounts with some areas receiving very little or none and suggested the burn ban and fireworks ban should continue. Currently, 85 Indiana counties are under a burn ban and 52 counties have fireworks restrictions. The public events with permits are approved but restrictions on the use of private fireworks are recommended.

- Commissioner Knochel moved to ratify the Declaration of Emergency Ban on Open Fires Including Fireworks as presented, second by Commissioner Byers; motion carried.

President Murtaugh and Attorney Luhman clarified that the ban will remain in effect until rescinded by the Commissioners.

APPROVAL OF CLAIMS FOR WILDCAT CREEK SOLID WASTE DISTRICT – Frank Cederquist
Resolution 2012-17-CM

Commissioner's Assistant Cederquist presented Resolution 2012-17-CM authorizing payment of two June claims for Wildcat Creek Solid Waste Management District (WCSWMD). The claims are for ISU Insurance Underwood Agency for the liability policy in the amount of $150 and to Hayden Consulting, the Controller for $450. The claims must also be approved by Clinton County Commissioners and appears on their agenda today. President Murtaugh said the claims are likely to continue through the end of the year or until the State Board of Accounts complete a final audit.

- Commissioner Knochel moved to approve Resolution 2012-17-CM as presented, second by Commissioner Byers; motion carried.

PRESENTATION OF SALARY STATEMENTS

Auditor Weston said the salary calculations rather than signed Salary Statements was sent electronically to the Commissioners prior to the meeting. The salary calculations will show the positions by department; who is currently in the position; if there is longevity in the second half of this year or next year; and what the salary calculates to. Based on the Commissioner recommendation to use $750,000 toward raises for 2013, most of the charts are at the market for 2008-2009 previous study. The PAT, COMOT, POLE, AND LTC charts, which are the ones with longevity, are at 98%. The COMOT and POLE charts are approximately a 5% increase; the PAT and LTC charts are approximately 3.5%. The Probation chart which is mandated by the state is 2.2% and they did not receive raises in 2012 as other employees did. Prior to the pay grids adjustment, 112 employee salaries were frozen. In 2012, 66 were still frozen. After these changes, there are 32, all of which fall on the PAT and LTC charts. If the recommendation is approved, the COMOT and POLE charts are completely unfrozen. The total is close to $700,000 with a $50,000 allowance for the Prosecutor DPA Attorney chart. In addition, there will be PERF and Social Security costs. The Villa request approved today is not included. There is a new position request by Superior Court 2 for a Court Administrator; however there was not a salary amount suggested. There are 13 positions that continue to be carried forward which are considered unfilled and unfunded. Auditor Weston asked the Commissioners to review those positions and possibly deauthorize them to remove them from the books.

The salary statements require presentation to the Commissioners today; however the deadline is August 20 for individual recommendations. The Commissioners were in agreement to take some time to review the salary statements and the 13 unfilled and unfunded positions.

RFP PARKING GARAGE MANAGEMENT

Attorney Luhman said soliciting proposals for management of the parking garage every few years is a good idea to ensure the County is receiving the best management services for its facility and to stay consistent with market rates. The current contract with Denison expires December 31, 2012 and only includes the parking garage. A consideration to include in a new contract would be the parking lot at 4th and Alabama which is utilized by jurors. 90 days notice is required to change or terminate the current contract with Denison. To begin the process and receive proposals, notice will be published in the newspaper and contact will be made to interested parties, including Denison. Proposals will be reviewed by the Commissioners, a vendor selected, and a contract negotiated. The contract recommendation then returns to the Commissioners for approval.

- Commissioner Knochel moved to approve the soliciting of proposals for management of the parking garage as presented, second by Commissioner Byers; motion carried.

APPOINTMENT TO COMMON WAGE BOARD

- Commissioner Knochel moved to approve the appointment of Frank Cederquist as the representative to the Common Wage Board for projects at Purdue University West Lafayette campus, second by Commissioner Byers; motion carried.

UNFINISHED/NEW BUSINESS – none

REPORTS ON FILE

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

Parks and Recreation Board
Treasurer
Wabash River Heritage Corridor Commission
Public Library
Clerk of Circuit Court

PUBLIC COMMENT

- With no public comments, Commissioner Knochel moved to adjourn.

BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE

Thomas P. Murtaugh, President

John L. Knochel, Vice President

David S. Byers, Member

ATTEST:

Jennifer Weston, Auditor 7-16-2012