TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
October 3, 2011

The Tippecanoe County Commissioners met on Monday, October 3, 2011 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President David Byers, Vice President Thomas P. Murtaugh, and Commissioner John L. Knochel. Also present were: Attorney Doug Masson, Auditor Jennifer Weston, Commissioner's Assistant Frank Cederquist, and Secretary Dawn Rivera.

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

APPROVAL OF MINUTES

- Commissioner Murtaugh moved to approve the minutes of regular meetings held on September 6 and 19, 2011; and the executive meetings held on September 22 and 23, 2011, second by Commissioner Knochel; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

- Commissioner Murtaugh moved to approve the accounts payable vouchers for September 21, 22, 23, 28, 29 and 30, and October 3, 2011 with no exceptions, second by Commissioner Knochel; motion passed.

ACCEPTANCE OF BIDS FOR STORAGE FACILITY AT WILDCAT CREEK SOLID WASTE DISTRICT (WCSWD)

Attorney Masson opened and read the following bids:

BIDDER	Mid-States General	Patterson-Horth	J R Kelly
BASE BID	$ 525,700	$ 571,000	$ 576,000
Alternate 1	$ (72,100)	$ (81,000)	$ (86,000)
Alternate 2	$ (7,500)	$ (8,000)	$ (8,000)
Alternate 3	$ (18,200)	$ (13,000)	$ (16,000)
Alternate 4	$ 24,000	$ 56,830	$ 42,000

Commissioner Byers thanked the companies for submitting bids. American StructurePointe will review the bids and the WCSWD Board will meet next week to discuss the project.

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

AIR HANDLER PROJECT CHANGE ORDER

Commissioner Murtaugh explained this change order for the project at the jail increases the electrical power to the two roof top units. The additional cost is $9,960 and will be paid from the contingency funds already set aside for this project.

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

HIGHWAY *– Opal Kuhl*
Survey Result for Renaming State Road 25

Director Opal Kuhl explained the Indiana Department of Transportation (INDOT) requested the county decide on a name for that section of SR 25, which is from Schuyler Ave. to the eastern county line, to be turned over to the county once the Hoosier Heartland road project is completed. Postcards asking for name proposals were mailed to every property owner on the affected section of road. A total of 31 responses were received; 18 suggesting "Old SR 25"; 3 recommending specific names; and 10 requesting no change at all. These 10 were included with the 18 since INDOT requires the name to be changed. Ms. Kuhl will forward the meeting minutes to INDOT as evidence of name approval so they can begin preparing new signs for the transition.

- Commissioner Murtaugh moved to recommend renaming the road "Old State Road 25", second by Commissioner Knochel; motion passed.

Maintenance Bond for Bridge #41

Ms. Kuhl presented a three year maintenance bond from Wirtz & Yates in the amount of $5,000 for concrete repairs to Bridge #41, which is the bridge on CR 100 N over the Wildcat creek.

- Commissioner Murtaugh moved to approve the maintenance bond with Wirtz & Yates in the amount of $5,000, second by Commissioner Knochel; motion passed.

Change Order #3 from Milestone Contractors for the South River Rd. Project

Director Kuhl explained the project is complete and this final change order is issued to balance out quantities, such as asphalt. Change Order #3 is for $53,285.90, bringing the total contact amount to $2,462,146.55. The cost of the contract increased of 3%, which Ms. Kuhl said shows the initial bid quantities were fairly accurate.

- Commissioner Murtaugh moved to approve Change Order #3 in the amount of $53,285.90, second by Commissioner Knochel; motion passed.

MITS *– Dave Sturgeon*
Acceptance of Quote

Executive Director Dave Sturgeon presented a quote from Sensory Technologies for replacement of the front projector in the Tippecanoe room. The projector currently in that location will be kept as a back-up. The quote is for $3,722 in equipment and $560 installation charges.

- Commissioner Murtaugh moved to accept the quote from Sensory Technologies for $4,282, second by Commissioner Knochel; motion passed.

Acceptance of Scope of Work Agreement

Mr. Sturgeon presented an agreement from Software Information Systems in the amount of $8,280 for technical assistance when updating the Exchange 2010 mail server.

- Commissioner Murtaugh moved to accept the agreement with Software Information Systems for $8,280, second by Commissioner Knochel; motion passed.

GRANTS *– Laurie Wilson*
Permission to Accept

Grant Administrator Laurie Wilson requested permission to accept the following grants:

- $124,597 from the Substance Abuse and Mental Health Services Administration as a pass through agent for the Drug Free Coalition.

  - Commissioner Murtaugh moved to accept the grant for $124,597 as an agent for the Drug Free Coalition, second by Commissioner Knochel; motion passed.

- $11,000 from the Indiana State Department of Health / Center for Disease Control & Prevention for the Public Preparedness Grant. This will fund an intern for the Emergency Preparedness Coordinator and purchase chairs for the department conference room.

  - Commissioner Murtaugh moved to accept the grant for $11,000 as stated, second by Commissioner Knochel; motion passed.

Permission to Apply

Grant Administrator Laurie Wilson requested permission to apply for the following grant:

- $71,647 from the Indiana State Department of Health to fund a part-time nursing clerk and a vital records bilingual clerk for the County Health department.

  - Commissioner Murtaugh moved to give permission to apply for a grant from the Indiana State Department of Health for $11,000, second by Commissioner Knochel; motion passed.

ASSESSOR *– Linda Phillips*

County Assessor Linda Phillips presented a contract with Nexus for legal representation during property valuation appeals. The contracted attorney, Marilyn Meighen, formerly of Meighen & Associates, has joined Nexus so a new contract with Ms. Meighen of Nexus is necessary.

- Commissioner Murtaugh moved to approve the contract with Nexus for legal services, second by Commissioner Knochel; motion passed.

HUMAN RESOURCES *– Shirley Mennen*

Human Resources Coordinator Shirley Mennen presented the Board with the proposed 2012 holiday schedule, explaining it reflects the same paid days off as approved by the state. This will allow all County employees, including those of the courts that adhere to the state schedule, to have the same holidays. Commissioner Knochel expressed his opinion that assigning Lincoln's birthday to the day after Thanksgiving and Washington's birthday to the day before Christmas diminishes the important contributions of these men to this nation and stated a desire to return President's Day to the calendar.

- Commissioner Murtaugh moved to approve the 2012 holiday schedule as presented, second by Commissioner Byers; motion passed 2 to 1 with Commissioner Knochel voting against.

RESOLUTION 2011-30-CM
Authorizing the Assignment of Certain Tax Sale Certificates to the City of Lafayette

Commissioner Murtaugh explained fourteen properties have gone through a tax sale and Commissioner Certificate sale without being purchased. The City of Lafayette has expressed interest in these properties as a matter of economic growth with the intent of rehabilitation to return them to the tax rolls. Commissioner Murtaugh explained the County is statutorily unable to sell or improve this type of property and the only option is to give it to another taxing entity.

- Commissioner Murtaugh moved to approve Resolution 2011-30-CM, second by Commissioner Knochel; motion passed.

SUPPLEMENTAL FINDINGS OF FACT AND ACTION TAKEN
Unsafe Structure, Ash Grove Elevator, Corner of Harrison Road & 900 North, Daniel Cartmell

Commissioner Byers stated an adjacent landowner to this property, Ms. Nola Gentry, has taken possession and agreed to demolish the unsafe structure clean up the surrounding area. Attorney Masson stated this action by Mr. Cartmell is essentially seen as a move towards compliance and recommended the board remove the $5,000 lien that has been placed against the property. If action is not taken by Ms. Gentry the Board may impose a new penalty against the property if it deems necessary. There remains a civil penalty of $5,000 against Mr. Cartmell but it can be removed at the Board's discretion at a later date if the building comes into building code compliance.

- Commissioner Murtaugh moved to approve the Supplemental Finding of Fact and Actions Taken regarding the unsafe structure at the Cartmell property, second by Commissioner Knochel; motion passed.

VILLA

Commissioner Murtaugh moved to approve the application of Stephanie Dean Cain to the Tippecanoe Villa, second by Commissioner Knochel; motion passed.

REPORTS ON FILE

The following reports are on file in the Commissioner's office:
- Crystal Creek Boarding Kennel
- Parks Board
- Clerk of the Court
- Treasurer
- Central Mail & Duplicating

UNFINISHED / NEW BUSINESS

None

PUBLIC COMMENT

Paul Wright, *West Point* – He felt the WCSWD Director's new building proposal of $250,000 was outrageous and questioned why the bids come in so much higher than anticipated. Commissioner Byers replied the initial figure was compiled without the aid of professional engineers qualified in all safety aspects for a building of this nature.Commissioner Murtaugh said the bids would be reviewed and could be rejected if there are not enough funds to cover the cost. Mr. Wright said he worked in hazardous waste

for 30 years and does not understand the need for such an expensive structure and set up. He feels like the District is spending money with little regard for taxpayers.

Commissioner Murtaugh moved to adjourn.

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

David S. Byers, President

Thomas P. Murtaugh, Vice President

John L. Knochel, Member

ATTEST:

Jennifer Weston, Auditor 10-3-2011