TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
April 2, 2007

The Tippecanoe County Commissioners met on Monday, April 2, 2007 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President KD Benson, Vice President John L. Knochel, and Member Ruth E. Shedd. Also present were: Auditor Jennifer Weston, Commissioners' Assistant Frank Cederquist, County Attorney Doug Masson, and Secretary Jennifer Prange.

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

APPROVAL OF MINUTES

- Commissioner Knochel moved to approve minutes from the March 19, 2007 meeting, second by Commissioner Shedd; motion carried.

ACCOUNTS PAYABLE VOUCHERS

Commissioner's Assistant Frank Cederquist recommended approval for accounts payable vouchers from March 22, 23, 29 and April 2, 2007 with one exception. He noted that the April 2, 2007 claim included a $163.00 check to Tonya Oberland for training in Monroe County for Inheritance Tax. County Assessor Samantha Steele stated that Ms. Oberland received training in another county on inheritance tax as suggested by the state. She added that at the time Ms. Oberland was hired, her office did not have experienced personnel to train in this area.

- Commissioner Shedd moved to approve accounts payable vouchers for March 22, 23, 29, 30 and April 2, 2007 as submitted; motion carried.

HIGHWAY – Opal Kuhl

Highway Director Opal Kuhl requested street acceptance for Butler Meadows, Phase II to include the following streets:

Street Name	Length Ft.
Sage Street	905.74
Crooked Street	380.50
Indigo Court	753.10
Indigo Street	668.76
Snap Dragon Court	403.00
Total	**3,110.65 square feet**

Director Kuhl added that a 3-year Subdivision Maintenance Bond from Atlas Excavating in the amount of $34,500 is included.

- Commissioner Knochel moved to approve the streets as presented with the accompanying maintenance bond, second by Commissioner Shedd; motion carried.

Bid Acceptance for Bridge #2

Director Kuhl recommended acceptance of the bid for Bridge #2 from Jack Isom Construction. She added that the bid is accompanied by a Performance Bond in the amount of $253,911.84, Payment Bond in the amount of $253,911.84 and a Maintenance Bond in the amount of $50,782.37.

- Commissioner Knochel moved to accept the bid for Bridge #2 from Jack Isom Construction with accompanying bonds, second by Commissioner Shedd; motion carried.

Bid Acceptance for 300W at US52

Director Kuhl recommended acceptance for the 300W and US52 bid from Reith Riley Construction Company, Inc. in the amount of $283,972.41.

- Commissioner Knochel moved to award the bid for 300W and US52 to Reith Riley Construction Company, Inc., second by Commissioner Shedd; motion carried.

REZONES

Rezone Z-2311 and Z-2323

Commissioner Benson noted that a request was received to withdraw Rezone Z-2311, Providence Foundation, Inc. and Z-2323, Thomas Wiers for Providence Foundation, Inc.

Rezone Z-2328

- Commissioner Knochel moved to hear Rezone 2328 – Crown Castle South, LLC (AA to A), second by Commissioner Shedd.

(quote)

March 22, 2007
Ref. No.: 07-106

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

CERTIFICATION

RE: **Z-2328—CROWN CASTLE SOUTH, LLC (AA to A):**

Petitioner, with consent of owner Marjorie Isabelle Gamble, is requesting rezoning of 5,625 square feet of property (0.129 acres) to legitimize a primary communications tower located at 6029 CR 800 S, Jackson 6 (NE) 21-5.

Dear County Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on March 21, 2007, the Area Plan Commission of Tippecanoe County voted 13 yes - 0 no on the motion to rezone the subject real estate from AA to A. 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 April 2, 2007 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

/s/Sallie Dell Fahey
Executive Director

(unquote)

Dennis Burns with Crown Castle South, LLC with consent of the owner Marjorie Isabelle Gamble, spoke regarding the request for rezone. He noted that the request was made to legitimize a wireless communication facility in West Point. He added that currently the tower is owned by Verizon and Crown Castle would like to include other wireless networks to the tower to prevent the proliferation of towers.

- Commissioner Knochel moved to approve Rezone-2328, Ordinance 2007-14-CM, second by Commissioner Shedd.

Auditor Weston recorded the vote:

Benson – Yes
Knochel – Yes
Shedd – Yes

Ordinance 2007-14-CM passes 3-0.

VACATION OF EASEMENT – Unity Main Campus, LLS

Attorney Joe Bumbleberg spoke on behalf of the petitioner. Attorney Bumbleberg noted that this request is the final phase for Unity Main Campus. He added that with approval, the petitioner will consult with the City of Lafayette on building permits to finalize the project.

- Commissioner Knochel moved to approve Ordinance 2007-16-CM, second by Commissioner Shedd.

Auditor Weston recorded the vote:

Benson – Yes
Knochel – Yes
Shedd – Yes

Ordinance 2007-16-CM passes on the first reading 3-0.

- Commissioner Knochel moved to suspend the rules and hear Ordinance 2007-16-CM on second reading, second by Commissioner Shedd; motion carried.

- Commissioner Knochel moved to hear Ordinance 2007-16-CM on second reading, second by Commissioner Shedd.

Auditor Weston recorded the vote:

Benson – Yes
Knochel – Yes
Shedd – Yes

Ordinance 2007-16-CM passes on second and final reading.

For the record – Doug Masson left as attorney and Jay Seeger entered.

BUILDING COMMISSION – Ron Highland

Attorney Jay Seeger updated the commissioners on the unsafe structure at 3324 Wyndam Way in West Lafayette. Attorney Seeger added that a suit for a temporary restraining order and preliminary injunction was filed by the owner against the county. The court required that the owner provide proof of insurance naming the county as an additional insured. Attorney Seeger stated that the county filed a motion to dismiss the action due to lack of subject matter jurisdiction. He stated that a hearing is scheduled for April 3, 2007 and at which he will request adequate liability protection. Commissioner Knochel noted that Mr. Richard has been very cooperative and suggest that the commissioners continue to hear information regarding this case at future meetings.

- Commissioner Knochel moved to table the discussion until the next meeting on April 16, 2007, second by Commissioner Shedd; motion carried.

For the record – Jay Seeger left the meeting and Doug Masson returned.

TIPPECANOE VILLA – DeAnna Sieber

Director DeAnna Sieber presented information regarding unresolved debt left by previous Villa residents that are deceased or unreachable. She provided a list of names and the amount owed by each individual and a total for all uncollected accounts. She mentioned that she has removed approximately 10 people from the list in an effort to collect according to the statute of limitations. County Attorney Doug Masson read Resolution 2007-11-CM into the record.

Resolution 2007-11-CM will appear in its entirety in the Resolution Book in the County Auditor's Office.

- Commissioner Knochel moved to approve Resolution 2007-11-CM, second by Commissioner Shedd; motion carried.

VOTER REGISTRATION – Heather Maddox

Co-Director Heather Maddox requested approval for the Tentative List of Vote Centers for the Municipal Election. She noted that the list has been approved by the steering committee and Voter Registration. Director Maddox added that the West Lafayette Public Library and the Tippecanoe Fairgrounds will be open to the public for the mock election.

Tentative List of Vote Centers
Municipal Election 11/6/2007

Please note that these sites are tentative until approved by the Board Of Commissioners. All Vote Centers are fully ADA (Americans with Disabilities Act) compliant. Faith Presbyterian Church is the closest ADA compliant facility within Tippecanoe County to the town of Otterbein.

McAllister Center	2351 N. 20th Street	Lafayette
St. Lawrence	1916 Meharry Street	Lafayette
Linnwood Church of Christ	1508 N. 16th Streeet	Lafayette
Lafayette City Hall	20 N. 6th Street	Lafayette
Jenks Rest Senior Center	1915 Scott Street	Lafayette
Lafayette Fire Station #5	750 N. Creasy Lane	Lafayette
CFRC Headstart	3600 Eisenhower Road	Lafayette
County Extension Office	3150 Sagamore Parkway South	Lafayette
4-H Fairgrounds	1404 Teal Road	Lafayette
Brady Lane Church of Christ	2701 Brady Lane	Lafayette
Evangelical Covenant Church	3600 S. 9th Street	Lafayette
The Outpost	2501 Old US Highway 231 S	Lafayette
Purdue Memorial Union	101 N. Grant Street	West Lafayette
West Lafayette Public Library	208 W. Columbia Street	West Lafayette
Federated Christian Church	2400 Sycamore Lane	West Lafayette
Covenant Presbyterian Church	211 Knox Drive	West Lafayette
Calvary Baptist Church	310 Kalberer Road	West Lafayette
7th Day Adventist Church	3509 Soldiers Home Road	West Lafayette
Dayton United Methodist Church	7201 Wesleyan Drive	Dayton
Clarks Hill Christian Church	9510 Pearl Street	Clarks Hill
Faith Presbyterian Church	3318 St. Rd. 26 W	West Lafayette
Battle Ground Fire Station	112 North Street	Battle Ground

- Commissioner Knochel moved to approve the list of Tentative Vote Centers as presented, second by Commissioner Shedd; motion carried.

PROSECUTOR – Pat Harrington

Prosecutor Harrington requested approval for a secretary position. He added that currently the prosecutor's office is understaffed based on the attorney to secretary ratio. He noted that the workload is increasing and adding this position will further allow them to distribute the work evenly.

- Commissioner Knochel moved to approve the request for the secretary position in the prosecutors office, second by Commissioner Shedd; motion carried.

WABASH ASSESSOR – Janet Freels

Wabash Assessor Janet Freels requested approval for a new position in her office. Her request is for a COMOT II, Real Estate Deputy. She noted that the parcel number has increased over the years in Wabash Township and the workload is more than the current staff can handle.

- Commissioner Knochel moved to approve the position for the Wabash Township Assessor as requested, second by Commissioner Shedd; motion carried.

2007 TAX SALE WORK PLAN

Auditor Weston and Treasurer Plantenga requested approval for the 2007 Tax Sale Work Plan. Auditor Weston noted that this contract is similar to past contracts with SRI, Inc. Treasurer Plantenga added that these services are provided at no cost to the county, and SRI, Inc. includes all necessary fees in the total amount collected from taxpayers.

- Commissioner Knochel moved to approve the 2007 Tax Sale Work Plan, second by Commissioner Shedd; motion carried.

COMMON WAGE BOARD APPOINTMENTS

Commissioner Knochel moved to appoint the following to the Common Wage Board, second by Commissioner Shedd; motion carried.

- Betty Michael – Ivy Tech State College
- Al Parker – Purdue University

SERVICE AGREEMENT - Word Systems

Commissioners Assistant Frank Cederquist presented a service agreement for Word Systems. He noted that the digital recording system used in Superior Court 5 was purchased without a service agreement and has incurred $1,500 in repair expenses this year. Commissioner Knochel suggested that other county offices use the system and the county should negotiate a group service agreement.

- Commissioner Shedd moved to table the discussion on the Word Systems contract until further investigation is complete, second by commissioner Knochel; motion carried.

DELMAR INFORMATION TECHNOLOGIES – Linda Phillips

Clerk Linda Phillips presented a contract for software from DelMar Information Technologies. Clerk Phillips noted that this software links all twenty-two vote centers and allows poll workers to register voters only one time.

- Commissioner Knochel moved to approve the agreement with DelMar Information Technologies, second by Commissioner Shedd; motion carried.

UNFINISHED/NEW BUSINESS

None.

REPORTS ON FILE

Clerk's Office
Weights and Measures

Animal Control Activity
Park and Recreation Board

PUBLIC COMMENT

None

- Commissioner Knochel moved for adjournment.

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

KD Benson, President

John L. Knochel, Vice President

Ruth E. Shedd, Member

ATTEST:

Jennifer Weston, Auditor