

**Tippecanoe County Board of Commissioners**  
**Meeting**  
**Monday, April 3, 2017**  
**10:00 am**  
**Tippecanoe Room, Tippecanoe County Office Building**  
**20 N 3rd Street, Lafayette, Indiana**

The Tippecanoe County Commissioners met on Monday, April 3, 2017 at 10:00 a.m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President Tracy A. Brown, Vice President Thomas P. Murtaugh, and Member David S. Byers. Also present were: Attorney Doug Masson, Auditor Robert Plantenga, Commissioners' Assistant Paula Bennett, and Recording Secretary Caitlin Thomas.

**PLEDGE OF ALLEGIANCE**

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

**APPROVAL OF MINUTES**

March 20, 2017

- Commissioner Murtaugh moved to approve the minutes from the March 20, 2017 meeting as presented, second by Commissioner Byers. Motion carried.

**PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS AND PAYROLL- PAULA BENNETT**

Commissioners' Assistant Paula Bennett recommended the claims from March 21 through April 3, 2017, including payroll from March 24, 2017 be approved without exception.

- Commissioner Byers moved to approve the Accounts Payable Vouchers and Payroll as presented, second by Commissioner Murtaugh. Motion carried.

**ORDINANCE 2017-05-CM**

*First Reading*, Amending County Code Section 34.57: Commissioners Self-Insurance Fund

Commissioner Murtaugh moved to hear Ordinance 2017-05-CM, second by Commissioner Byers.

Attorney Masson explained that we are cleaning up the ordinance to make sure there is consistency with the title of the fund. This will also make sure the fund is in line with other insurance funds.

Auditor Plantenga recorded the vote.

Brown – Yes  
 Murtaugh – Yes  
 Byers – Yes

Commissioner Byers moved to suspend the rules and bring up the Ordinance for second reading, second by Commissioner Murtaugh. Motion carried.

Commissioner Byers moved to hear Ordinance 2017-05-CM for second reading, second by Commissioner Murtaugh. Auditor Plantenga recorded the vote.

Byers – Yes  
 Murtaugh – Yes  
 Brown – Yes

#### **ADOPTING SELF-INSURANCE ADVISORY POLICY**

Attorney Masson explains this policy puts into writing what has already been largely practiced. The policy sets up an advisory panel for each fund to consider the claims as they come in and make recommendations to the Commissioners. For all the funds except highway, the review panel will be a member of the Board of Commissioners, the Commissioners' assistant, and the insurance representative. For the highway department, the Commissioner will be replaced by the Highway Executive Director.

- Commissioner Murtaugh moved to adopt the policy as presented, second by Commissioner Byers. Motion carried.

#### **AREA PLAN- SALLIE FAHEY**

**UZO Amendment 89, Ordinance 2017-03-CM: This amendment would allow fencing on corner or through lots to have a height greater than 42” within the street setback with the approval of the Administrative Officer.**

Commissioner Byers moved to hear the Ordinance, second by Commissioner Murtaugh.

Director Fahey explained fences in residential zones frontage on two streets or on a corner lot are currently limited to a height of 42 inches. This change to allow taller fences came through City of Lafayette as a recommendation. Each fence over 42 inches would have to have the approval of the administrative officer due to the possibility of obstructing visibility for auto drivers. Commissioner Byers asked if this applies to residential areas only. If he wanted to build a tall fence on his farm, would he need permission to do so? Director Fahey said the issue has always been in subdivisions. Auditor Plantenga recorded the vote.

Brown – Yes  
 Murtaugh – Yes  
 Byers – Yes

**UZO Amendment 90, Ordinance 2017- 02-CM: This amendment would allow horses within the town limits of Dayton when certain regulations are met.**

Commissioner Byers moved to hear the Ordinance, second by Commissioner Murtaugh.

Director Fahey stated several properties currently have or have had in the past more than the allowed two horses in a residential area. This Ordinance has been approved by town of Dayton and does not impact the county.

Auditor Plantenga recorded the vote.

Brown – Yes  
 Murtaugh – Yes  
 Byers – Yes

**Subdivision Variance – S-4662–Barrington Woods Subdivision (Major-Preliminary Plat): To**

**permit a cul-de-sac length of 824-ft instead of the maximum allowed 800-ft for Street "B", as shown on the preliminary plat, USO Section 5.3(2)(a)**

Director Fahey presented the request for variance and explained the variance is needed due to the topography of the property.

- Commissioner Byers moved to approve the variance as presented, second by Commissioner Murtaugh. Motion carried.

#### **FY2017 Carroll County Traffic Counting Contract with Brian J. Fahey**

- **Conflict of Interest Statement**

Director Sallie Fahey presented the conflict of interest statement regarding traffic counting in Carroll County. The person conducting the counting is Brian Fahey, and this is the 6<sup>th</sup> year we have done this in Carroll County. This year, INDOT has given approval for 5 additional counts if a resident requests one. The county owns and maintains the counters which were paid for by the grant. Attorney Masson recommended the Commissioners accept the Conflict of Interest Statement and then approve the contract.

- Commissioner Murtaugh moved to accept Conflict of Interest Statement, second by Byers. Motion carried.
- Commissioner Murtaugh moved to approve the contract in the about of \$155 per delivered traffic count for a total of 65 traffic counts, second by Commissioner Byers. Motion carried.

#### **HIGHWAY- OPAL KUHL**

##### **Supplemental Contract No. 2 – Strand Associates for Relocation Services on Klondike Road Project**

Director Kuhl presented a Supplemental Contract with Strand Associates. There were four parcels we did relocations on and it ended up being an additional \$11,150.

- Commissioner Murtaugh moved to approve the Supplemental Contract, second by Commissioner Byers. Motion carried.

##### **Supplemental Contract No. 3 – Strand Associates for Changing Contract Dates on the Roundabout intersection on Klondike Road at Lindberg Road Project**

Director Kuhl presented a Supplemental Contract with Strand Associates. This just changes the dates that have been assigned to it for the milestones to move the project along.

- Commissioner Byers moved to approve the Supplemental Contract, second by Commissioner Murtaugh. Motion carried.

##### **Amendment No. 5 –Strand Associates for Changing Dates and Title Updates on Lindberg Road Project**

Director Kuhl presented an Amendment with Strand Associates to change the dates and complete some title updates in the amount of \$5,000.

- Commissioner Murtaugh moved to approve Amendment No. 5, second by Commissioner Byers. Motion carried.

**Supplemental Agreement No. 2 – Beam, Longest and Neff, L.L.C. on North River Road at River Bend Hospital Project for increase to R.O.W. Services**

Director Kuhl presented a Supplemental Contract with Beam, Longest, and Neff, LLC. We are into right of way services now and need to add two additional parcels. The agreement is in the amount of \$7,800.

- Commissioner Byers moved to approve the Supplemental Agreement, second by Commissioner Murtaugh. Motion carried.

**Permit to Close or Block a County Road – Faith Christian School for the Food Truck 5K walk/run on May 12, 2017, from 6:30 pm to 7:30 pm**

Director Kuhl presented a request from Faith Christian School for a permit to close or block a county road. This has gone through the Sheriff's and Highway Departments and will close part of 550 E and some roads in subdivisions.

- Commissioner Murtaugh moved to approve the permit as presented, second by Commissioner Byers. Motion carried.

**BOARD OF ELECTIONS AND VOTER REGISTRATION- CHRISTA COFFEY, BRIAN MANGUS, MIRANDA BILODEAU**

**Approval of poll worker oath and contract, early voting sites, election day vote center locations**

Co-Director Brian Mangus presented the early vote and election day vote center locations for the 2017 Special Election Referendum for the West Lafayette Community School Corporation. The locations were presented in public meeting to the County Election Board by the West Lafayette School Corporation and were accepted. On Tuesday, May 2, the voting center locations will be Happy Hollow Elementary, West Lafayette Jr/Sr, Cumberland Elementary, and the West Lafayette Parks building. Early voting will be held in the county building, West Lafayette Public Library, and the Tippecanoe County Public Library Klondike Branch from April 17 through April 28 and May 1 from 8:00 am-12:00 pm.

- Commissioner Murtaugh moved to approve the poll worker contract and oath as presented, second by Commissioner Byers. Motion carried.
- Commissioner Murtaugh moved to approve early voting sites and Election Day vote center locations as state, second by Commissioner Byers. Motion carried.

**PUBLIC DEFENDER- AMY HUTCHISON**

**Professional Services Agreement**

Public Defender Hutchison presented the professional services agreement with John Hunter for forensic accounting services.

- Commissioner Murtaugh moved to approve the agreement as presented, second by Commissioner Byers. Motion carried.

## **CASA- COLEEN CONNOR**

### **MOU with Therapy Dogs International**

Director Conner explained CASA deals with many children who have traumatic experiences in their past and experience great anxiety coming to courtroom sessions. Tom Roberts, a member of Therapy Dogs International, and his dog, Bessie, have done a couple of test runs and the results have been amazing. She gave an example of young man who experienced extreme anxiety regarding courtroom visits. With the dogs present, the young man was calm with no visible anxiety or outbursts. Tom gave a short explanation of their therapy dog training and programs. His dogs generally come from animal shelters.

Commissioner Byers asked if this would enable anyone to bring a dog into the courthouse by claiming their dog was a therapy dog. Attorney Masson stated there would just need to be some sort of clarification that only therapy dogs from organizations with certain standards would be allowed. Director Conner also said the court visits would be planned out in advance with the judges and appropriate parties. All the handlers also wear identification. Prosecutor Harrington also said they have had great success using therapy dogs with testifying children, domestic violence victims, and also his own staff as well.

Commissioner Byers asked if they needed to amend the previous policy on service dogs in county buildings. Attorney Masson said it would be fine to move forward this today and amend the service policy soon after.

Paula Bennett asked Tom to explain the training and vetting process for the handlers. He said there are no background checks run during the training process, but Director Conner said they could easily make that happen.

- Commissioner Murtaugh moved to approve contingent on further review by Attorney Masson, second by Commissioner Byers. Motion carried.

## **COMMUNITY CORRECTIONS- JASON HUBER**

### **Vehicle Service Lease Agreement**

Commissioners stated this agenda item is being moved to the April 14 meeting.

## **UNFINISHED/NEW BUSINESS**

Commissioner Murtaugh announced that Stewart Kline will be joining us as our Executive Director of the Highway Department as Opal Kuhl finalizes her retirement. There is no actual date yet for his appointment. Mr. Kline said he appreciated the opportunity and looked forward to working with them.

## **REPORTS ON FILE**

The following reports will be on file in the Commissioners' office for public viewing:

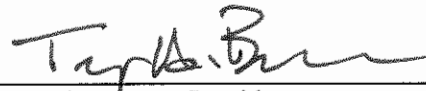
- Clerk of the Court
- Central Mail and Duplicating

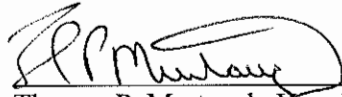
## **PUBLIC COMMENT**

None.

Commissioner Byers moved to adjourn. President Brown adjourned the meeting at 10:51 am.

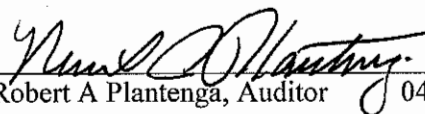
BOARD OF COMMISSIONERS OF  
THE COUNTY OF TIPPECANOE

  
\_\_\_\_\_  
Tracy A. Brown, President

  
\_\_\_\_\_  
Thomas P. Murtaugh, Vice-President

  
\_\_\_\_\_  
David S. Byers, Member

ATTEST:

  
\_\_\_\_\_  
Robert A. Plantenga, Auditor 04/17/2017

Minutes prepared by Caitlin Thomas, Auditor Administrative Assistant