TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
January 17, 2012

The Tippecanoe County Commissioners met on Tuesday, January 17, 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 David W. 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

There were no minutes to approve.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

- Commissioner Knochel moved to approve the accounts payable vouchers for January 5, 6, 12, 13, and 17, 2012 as submitted with no exception, second by Commissioner Byers; motion carried.

HIGHWAY – Mike Spencer
Supplemental Agreement #1 for Engineering Services

Mike Spencer, Highway Assistant Director, presented the Supplemental Agreement #1 with Butler, Fairman and Seufert, Inc. for Culvert Wea 304. The agreement is for right-of-way engineering to replace the culvert with a bridge in the amount of $15,725.

- Commissioner Knochel moved to approve the Supplemental Agreement as presented, second by Commissioner Byers; motion passed.

Street Acceptance for Hawthorne Lakes

Assistant Director Spencer requested approval for Street Acceptance into Hawthorne Lakes Subdivision, Section One which includes Ascot Drive, Farrier Place, Westfalen Way, and Belgian Lane. The subdivision is the new one on 550 East, adjacent to the McCarty Lane extension. Future phases will follow.

- Commissioner Knochel moved to accept the streets as presented, second by Commissioner Byers; motion passed.

3 Year Subdivision Maintenance and 1 Year Seeding Bond for Hawthorne Lakes

Assistant Director Spencer presented a 3 Year Maintenance Bond and a 1 Year Seeding Bond from Milestone Contractors for Hawthorne Lakes Subdivision, Section One. He explained the 1 Year Bond in the amount of $5,000 is for reseeding in the spring. The 3 Year Bond is in the amount of $24,200.

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

Ordinance 2012-05-CM

Mike Parks, Highway Technical Service Coordinator, said the Ordinance revises speed limits on County Road 300 North and County Road 400 East due to Hoosier Heartland roadway changes. The speed limit changes are as follows:

1. The Tippecanoe County Code Chapter 72, Schedule I, Traffic Schedule regarding Speed Limits, be amended to delete the following and re-adopted as so amended:

Road/Street	*Location*	*Speed limit (m.p.h.)*	*Temp speed (m.p.h.)*	*Ord.*	*Date*
CR 300 North	From 1,800 feet west of CR 500 East to 1,700 feet east of CR 500 East	35	NA	2004-25-CM	7-19-04
CR 300 North	From CR 350 East to 1,800 feet west of CR 500 East	50	NA	2004-25-CM	7-19-04
CR 300 North	From SR 25 to CR 350 East	25	NA	2004-25-CM	7-19-04
CR 400 East	From CR 200 North to CR 300 North	40	NA	94-31-CM	8-15-94

2. The Tippecanoe County Code Chapter 72, Schedule I, Traffic Schedule regarding Speed Limits, be amended to include the following and re-adopted as so amended:

Road/Street	*Location*	*Speed limit (m.p.h.)*	*Temp speed (m.p.h.)*	*Ord.*	*Date*
CR 300 North	From 1,700 feet east of CR 500 East to CR 400E	45	NA	2012-05-CM	2-6-2012
CR 400 East	From CR200 North to Strawsma Drive	40	NA	2012-05-CM	2-6-2012
CR 400 East	From Strawsma Drive to CR 300 North	45	NA	2012-05-CM	2-6-2012

- Commissioner Knochel moved to approve Ordinance 2012-05-CM Traffic Schedule regarding Speed Limits on first reading, second by Commissioner Byers.

Auditor Jennifer Weston called the roll:

Byers Aye
Knochel Aye
Murtaugh Aye

Ordinance 2012-05-CM passed 3-0 on first reading.

GRANTS

Grant Facilitator Laurie Wilson requested permission to accept a grant. The Local Emergency Planning Council (LEPC) received an Interagency Memorandum of Understanding for the 2012 Hazardous Materials Emergency Preparedness Grant Program. The grant consists of $33,259.04 for training with a $8,314.76 local match and $33,000.00 for planning of a Flow Commodity Study with an $8,250.00 local match. The money is used by the LEPC for Lafayette and Purdue Firefighters HAZ MAT training and conferences.

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

Grant Facilitator Wilson requested permission to apply for a grant for Cary Home in the amount of $11,042 from the Indiana Criminal Justice Institute. The grant will be used for risk and needs assessments, substance abuse screening, and accountability programs.

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

Grant Facilitator Wilson requested permission to apply for a $36,000 grant for Cary Home from the Indiana Criminal Justice Institute. The grant would be for a Truancy Case Management Program. The grant will pay for an individual to check on truancy and replaces the Saturday School program. It has been three years for the Saturday School and that grant has ended.

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

AREA PLAN COMMISSION
Subdivision Variance – S-4282 – Winding Creek Subdivision

Executive Director Sallie Fahey said this is the last section of Winding Creek Subdivision in the southwest corner. One of the street extensions is a cul-de-sac which exceeds the length permitted in the Ordinance. The maximum length in the Ordinance is 800 feet and the request is for 1700 feet. The actual length is less than the request, measuring 1583.08 feet. In the opinion of the Area Plan Commission staff, a long cul-de-sac best serves this part of the subdivision. The diameter of the cul-de-sac has also been increased to alleviate bus turn around concerns of Tippecanoe School Corporation. The Variance comes before the Commissioners because it is a variance from the subdivision Ordinance, not a variance from the zoning ordinance. The ordinance is worded for the Commissioners to make a recommendation (to approve or not approve) to the Plan Commission.

Attorney Dan Teder, representing Tippecanoe Development, requested approval of a variance of the Winding Creek Subdivision Section 6 cul-de-sac. The Subdivision will be a 52 lot subdivision. He agreed the length of the cul-de-sac is 1583 feet. The cul-de-sac radius has been increased from 40 feet to 50 feet which is acceptable to County Highway and the School Corporation.

- Commissioner Knochel moved to approve Subdivision Variance S-4282, second by Commissioner Byers; motion carried.

TREASURER – Bob Plantenga
JP Morgan Pay Connexion Proposal

Treasurer Plantenga presented a proposal from JP Morgan Chase. This proposal provides online bill payment, also referred to as Echeck. Previously, taxpayers could pay property taxes in person, by mail, or by credit card. Online bill payment provides added benefits to the taxpayer by eliminating the need to write a check or stand in line. It also allows them to pay on the due date, up to 11:59 p.m. The Treasurer's office would see several benefits such as less people in line, less incoming mail, and one file to download from the bank each day identifying the parcels and amount paid. As a bonus, the proposal is 2.5% compared to our current rate of 2.9%. There is a $1.00 user fee for up to ten parcels. Commissioner Byers said it is a move in the right direction as it is now an electronic world.

- Commissioner Knochel moved to approve proceeding with the Proposal as presented, having President Murtaugh sign necessary documents, second by Commissioner Byers providing Attorney Luhman review all documents; motion carried.

COURT SERVICES – Cynthia Houseman
Professional Services Agreement for Indiana Substance Use Intervention Program Classes

Executive Director Cynthia Houseman presented a Service Agreement drafted by Attorney Luhman's office for Lesley Turner to instruct the Substance Use Intervention Program. The program is offered once a month on Saturdays.

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

VETERAN SERVICES – Randy Fairchild
Professional Transportation Services Agreement

Director Randy Fairchild presented a contract for Donald Claxton, a new driver of the Tippecanoe County Veteran Services Department van. 2009 was the last year a driver was hired and he asked for clarification from Attorney Luhman regarding the contract liability of $500,000. Attorney Luhman confirmed the contract with $500,000 as adequate. President Murtaugh requested a copy of the Mr. Claxton's insurance be provided to Frank Cederquist.

- Commissioner Knochel moved to approve the Professional Transportation Services Agreement, second by Commissioner Byers; motion carried.

APPOINTMENTS

- Commissioner Knochel moved to approve the appointment of Cheryl Butcher and Ellie Mlynarik to the Property Tax Assessment Board of Appeals, second by Commissioner Byers; motion carried.

- Commissioner Knochel moved to approve the appointment of Nola Gentry to the Economic Development Commission, second by Commissioner Byers; motion carried.

- Commissioner Knochel moved to approve the appointment of Frank Cederquist to the Common Construction Wage Board for projects with Lafayette School Corporation, second by Commissioner Byers; motion carried.

- Commissioner Knochel moved to approve the appointment of Zach Beasley as team member and Dale Snipes as an alternate to Phase II Stormwater (TCPWQ) MS4, second by Commissioner Byers; motion carried.
- Commissioner Knochel moved to approve the appointment of Jeff Houston as Director of EMS TEAS/FSEH, second by Commissioner Byers; motion carried.

RESOLUTION 2012-06-CM
Assigning an Area within the County to the Redevelopment Commission of the City of Lafayette – Metro Fiber Project

Attorney Dave Luhman said this is a Resolution to assign a portion of the County TIF increment to the City of Lafayette to assist with the Cinergy Metronet project. A presentation about the project was given in December. The project involves installation of fiber to the home in the city of Lafayette and some portion of Tippecanoe County. A portion of the financing requested would be from tax increment as a result of the capital investment in the lines, poles, and electronic equipment. The operative parts of the resolution reads as follows:

1. The Board hereby (a) finds that the completion of the Project is a joint undertaking between the contiguous areas of the County and the City and is an economic development project that benefits each of the County and the City and (b) approves the Project.

2. Pursuant to Indiana Code 36-7-25-4, the Board hereby assigns the County Allocation Area and the incremental assessed valuation thereof that generates incremental taxes (otherwise known as TIF revenues) to the City's Redevelopment Commission for the purpose of the creation of part of the Metronet Project Allocation Area.

3. The Board is hereby authorized and directed, in the name and on behalf of the County, to execute any and all other agreements, documents and instruments, perform any and all acts, approve any and all matters, and do any and all other things deemed to be necessary or desirable in order to carry out and comply with the intent, conditions and purposes of this resolution (including the preambles hereto), and any such execution, performance, approval or doing of other things heretofore effected is hereby ratified and approved.

4. This resolution shall take effect immediately upon adoption.

Adopted the 17th day of January, 2011

Steve Biggerstaff, Cinergy Metronet (CM) representative, thanked the Commissioners for having CM at the meeting. This morning, he and attorney Richard Starke met with the West Lafayette Redevelopment Commission where a motion was passed recommending the West Lafayette City Council move forward with the project. Both Lafayette and West Lafayette City Council will meet on February 6. Another presentation will be made to the Lafayette City Council to issue the Declaratory Resolution to move forward. Mr. Biggerstaff said there have been many meetings with and visits from the Greater Lafayette Telecommunications Oversight Committee (TOC). In summary, Mr. Biggerstaff said it is a great economic development opportunity for the community and a great project for CM.

Attorney Luhman clarified a question from President Murtaugh. The project is allocated to the Lafayette Redevelopment Commission (LRC). The LRC will make the decision about proceeding and negotiate necessary agreements for financing. If they do proceed, the use of the County allocation will increase the amount of the financing to be offered.

Commissioner Byers inquired about the time frame. Mr. Biggerstaff said once the Resolution from the LRC is received, the study will begin which will take several months. CM is currently wrapping up in Lebanon. Following completion, the plan is to start in Lafayette with a realistic date of late 2012, early 2013.

- Commissioner Murtaugh moved to approve Resolution 2012-06-CM, second by Commissioner Byers; motion carried.

UNFINISHED/NEW BUSINESS – none

REPORTS ON FILE

The following reports are on file in the Commissioner's Office:

- Tippecanoe County Mail and Duplicating - Annual
- Tippecanoe County Mail and Duplicating - December
- Treasurer - November
- Crystal Creek Boarding Kennel - November
- Crystal Creek Boarding Kennel – December

PUBLIC COMMENT – none

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 2/6/12