

TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
February 6, 2012

The Tippecanoe County Commissioners met on Monday, February 6, 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.

President Murtaugh announced the rezone for Susan Pryor Hodges, Z-2478 was withdrawn.

APPROVAL OF MINUTES

- Commissioner Knochel moved to approve the minutes of the regular meetings held on December 28, 2011, January 3, 2012, and January 17, 2012, second by Commissioner Byers; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

- Commissioner Knochel moved to approve the accounts payable vouchers for January 18, 19, 20, 26, 27 and February 1, 2, 3, 6, 2012 as submitted with no exceptions, second by Commissioner Byers; motion carried.

AREA PLAN COMMISSION- Sallie Fahey

Ordinance 2012-06-CM – Rezone Z-2474 Heron Bay Development, LLC

- Commissioner Knochel moved to hear Ordinance 2012-06-CM Rezone Z-2474 Heron Bay Development LLC, second by Commissioner Byers; motion carried.

(quote)

January 19, 2011
 Ref. No.: 12-008

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

CERTIFICATION

RE: **Z-2474--HERON BAY DEVELOPMENT, LLC (The Reserve at Raineybrook, Phase 2 PD) (PDRS to PDRS):**

Petitioner is requesting rezoning of 7.48 acres for 30 single-family detached condominiums located on Spinnaker Trace off of Admirals Pointe Drive, Wea 18 (NW) 22-4. CONTINUED FROM THE DECEMBER APC MEETING BECAUSE THE APC STAFF DID NOT RECEIVE THE NOTICE TO INTERESTED PARTIES.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on January 18, 2011 the Area Plan Commission of Tippecanoe County voted 14 yes - 0 no on the motion to rezone the subject real estate from PDRS to PDRS, contingent on meeting all requirements of UZO 2-28-10 for submission of Final Detailed Plans, signed off by those noted in that section to include:

1. All sheets (other than preliminary plat) that make up the approved Preliminary Plan;
2. PD construction plans per UZO Appendix B2-2;
3. A final plat per UZO Appendix B-3-2 as applicable;
4. Completed public improvements, or a request to bond in lieu of completion, when the final plat is submitted.
5. The County Highway Department requires that no utilities run through the traffic channeling islands.
6. The Final Plat shall designate the four common areas (the two traffic channeling islands and the common area inside and outside of Spinnaker Trace) as outlots and shall label them outlots A through D.

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 December 5, 2011 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

(unquote)

Roger Fine, Surveyor with John Fisher and Associates, representing Heron Bay Development requested final approval for the rezone.

President Murtaugh asked for public comment on the rezone. There were none.

Auditor Weston recorded the vote:

Byers	Aye
Knochel	Aye
Murtaugh	Aye

Ordinance 2012-06-CM passed 3-0.

Ordinance 2012-08-CM – Rezone Z-2479 Citation Homes, Inc (R1 to R3)

- Commissioner Knochel moved to hear rezone Z-2479, R1 to R3, second by Commissioner Byers; motion carried.

(quote)

January 19, 2011
Ref. No.: 12-010

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

CERTIFICATION

RE: **Z-2479--CITATION HOMES, INC. (R1 to R3):**

Petitioner is requesting rezoning of 10.701 acres located northwest of the future intersection of Cumberland and US 231, on property currently identified as between McCormick Road and Klondike Road, north of CR 250 N extended to the east, Wabash 11 (NW) 23-5.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on January 18, 2012 the Area Plan Commission of Tippecanoe County voted 14 yes - 0 no on the motion to rezone the subject real estate from R1 to R3. 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 February 6, 2012 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

Sallie Dell Fahey
Executive Director

(unquote)

Attorney Joe Bumbleburg, representing Citation Homes and principal Steve Schreckengast, who was also present, said the rezone request is the first of two by the same petitioner for property located northwest of the proposed extension of Cumberland and US 231. Referring to an aerial photo, Mr. Bumbleburg said the property for this rezone is the north half, which was fundamentally a rectangle. During highway planning, the property was cut on the bias from the northeast corner to the southwest corner, leaving two pieces. This smaller piece is just over 10 acres. The Area Plan Commission (APC) recommended and approved the rezone, indicating the property is more likely to be R3 instead of R1 due to size and constraints of the way it was divided. The rezoning as multi-use would benefit students with the proximity to West Lafayette and would be beneficial to the aging population as nursing facilities. Much of the land in the general area is currently R3. Based on the recommendation of APC, he requested approval of the rezone.

President Murtaugh asked for public comment on the rezone. There were none.

Auditor Weston recorded the vote.

Byers Aye
 Knochel Aye
 Murtaugh Aye

Ordinance 2012-08-CM passed 3-0.

Ordinance 2012-09-CM – Rezone Z-2480 Citation Homes, Inc. (R1 to NB)

- Commissioner Knochel moved to hear rezone Z-2480, R1 to NB, second by Commissioner Byers; motion carried.

(quote)

January 19, 2012
 Ref. No.: 12-011

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

CERTIFICATION

RE: Z-2480--CITATION HOMES, INC. (R1 to ~~GB~~ NB):

Petitioner is requesting rezoning of 20.623 acres located at the future southwest corner of the intersection of Cumberland and US 231, currently identified as the west side of McCormick Road, 1/2 mile north of Lindberg Road, Wabash 11 (N1/2) 23-5.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on January 18, 2012 the Area Plan Commission of Tippecanoe County voted 13 yes - 1 no on the motion to rezone the subject real estate from R1 to ~~GB~~ NB, as changed at the meeting by the petitioner. 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 February 6, 2012 regular meeting. Petitioners or their representatives must appear to present their case.

Sincerely,

Sallie Dell Fahey
 Executive Director

(unquote)

Attorney Joe Bumbleburg, representing Citation Homes, said this rezone request is the south portion of the division and includes 20.6 acres at the southwest corner. The petitioner's original request was for General Business (GB). Following recommendations from the APC staff, and speaking with neighbors, Mr. Schreckengast replaced the GB request with Neighborhood Business (NB). The southeast corner was recently rezoned GB. The entire area is developing to accommodate the future intersection of Cumberland and US231. The recommendation is based on the US52 corridor study, showing a commercial future for the site. Although not adopted, the study is being used as a tool. The process to go from GB to NB removes the impact of heavier use by limiting the size of buildings, restricting outdoor storage, and controlling permitted use. NB would provide protection for the adjacent area and be a type of use more convenient to nearby residences. The APC approved the rezone request to NB and attorney Bumbleburg asked for approval as presented.

Randolf Lee, 2448 McCormick Road, West Lafayette, IN 47906 spoke in opposition to rezone Z-2480. He spoke at the recent APC meeting and presented a map to Commissioner Knochel showing the properties bordering the 20 acres. He acknowledged that Cumberland connecting to US231 is a business opportunity possibility. He objected to the fact it is a quantum leap from West Lafayette to rezone for business at this point and referenced "urban sprawl" to extend that far. He would like to see a gradual build-out along Cumberland Avenue as it takes shape. To make the 20 acre strip all GB or NB at this time is the other quantum leap. He has lived in the area for 15 years, saw the area as R1, understanding US231 would intersect with Cumberland. He agreed the connection makes sense for more access to the West Lafayette suburban area in Wabash Township. With congestion on US52 and other accesses into West Lafayette on Lindberg and Cherry Lane, it does add another avenue for access and regress to the community. As Wake Robin II wrapped around his property, he and others he spoke with, saw the property to the north as R1 and felt relaxed in buying and retaining property values. The space is 20 acres and the highest point is approximately 750'-800' from his north property line. He suggested taking the strip of Wake Robin II with houses on either side from the back yard to the north to the back yards of the south of the north street which is approximately 300' and make a horizontal divide in the triangle and put in another row of R1, or combo of R1 and R2, leaving a substantial space to the north for business development. About 1000' of exposed Cumberland Avenue and 400' of exposed store front on 231 would be available. 231 is a limited access highway and all traffic would enter on Cumberland. The southeast corner zoned GB is church property, leaving three others. The southwest corner currently under discussion leaves the northwest and northeast corners to be determined. To be fair to people who moved in assuming R1, he requested consideration of R1 or R2 zoning.

President Murtaugh asked for additional public comment on the rezone. There were none.

Commissioner Knochel said the rezone is progress moving forward with the future intersection of Cumberland and US231.

President Murtaugh stated Cumberland will be a major thoroughfare and R1 no longer makes sense. He is pleased the petitioner changed the request to NB as it provides a buffer between the residential area and the NB area.

Auditor Weston recorded the vote.

Byers	Aye
Knochel	Aye
Murtaugh	Aye

Ordinance 2012-09-CM passed 3-0.

HIGHWAY – Opal Kuhl
Covered Bridge Certification

Executive Director Opal Kuhl presented the Covered Bridge Certification indicating there are no covered bridges in Tippecanoe County. The certification is filed annually.

- Commissioner Knochel moved to approve the Covered Bridge Certification, second by Commissioner Byers; motion carried.

Certification of County Engineer

Director Kuhl said the Certification of County Engineer needs to be signed by Auditor Weston verifying Director Kuhl's employment.

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

Parcelization Grant of Right-of-Way located on County Road 1325 South

Director Kuhl said the parcelization is on County Road 1325 South in the southwest corner of the county. She explained this is the procedure when there is a parcelization and half width of right-of-way needs to be granted to the county.

- Commissioner Knochel moved to approve the Grant of Right-of-Way, second by Commissioner Byers; motion carried.

Old SR 25 Road Transfer Memorandum of Agreement between Indiana Department of Transportation and Tippecanoe County

Director Kuhl presented an amendment to the SR 25 agreement. It is the old SR 25 the County will accept when Hoosier Heartland is completed. There are several stipulations on what the County will accept, money to be exchanged, and what both parties will do. The first amendment is on the 231 project. The County owed INDOT \$1.6 million on the 231 project, INDOT was going to pay the county \$1.6 million on the SR 25 project so there will not be an exchange of funds. The second amendment is the County will take over routine maintenance of old SR 25 on April 1, 2012. The original agreement states INDOT will resurface old SR 25 and replace all the culverts and that agreement will stay the same. The third amendment is due to the right-of-way changing from 10.1 miles of roadway to 10 miles of roadway as a result of the design change from a signal to a roundabout.

- Commissioner Knochel moved to accept the Transfer Memorandum of Agreement as presented, second by Commissioner Byers; motion carried.

Ordinance 2012-05-CM (Second Reading) Traffic Schedule regarding Speed Limits

Director Kuhl said the Ordinance is for the traffic schedule speed limit changes. One call was received for clarification and the caller was in favor of the 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:

<i>Road/Street</i>	<i>Location</i>	<i>Speed limit (m.p.h.)</i>	<i>Temp speed (m.p.h.)</i>	<i>Ord.</i>	<i>Date</i>
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:

<i>Road/Street</i>	<i>Location</i>	<i>Speed limit (m.p.h.)</i>	<i>Temp speed (m.p.h.)</i>	<i>Ord.</i>	<i>Date</i>
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

President Murtaugh asked for public comment. There were none.

- Commissioner Knochel moved to approve Ordinance 2012-05-CM on second reading, second by Commissioner Byers; motion carried.

Auditor Weston recorded the vote.

Byers Aye
Knochel Aye
Murtaugh Aye

Ordinance 2012-05-CM passed 3-0 on second and final reading.

2012 Concrete Achievement Award for Hog Point Bridge

Director Kuhl said the Hog Point Bridge project is not completed but an award has been received for the concrete work. She introduced Jeff Smaga from Purdy Concrete who said the Indiana Ready Mix Concrete Association recognized the Hog Point Bridge project for the 2012 Concrete Achievement Award. The award goes to the County, Jack Isom Construction, Stewart Kline and Associates, and Purdy Concrete. Mr. Smaga presented the County with a plaque of recognition.

Maintenance Bond from Duke Energy Indiana, Inc. in the amount of \$5,000.00

Director Kuhl said this is a bond from Duke Energy to continue work in the right-of-way.

- Commissioner Knochel moved to accept the Maintenance Bond from Duke Energy as presented, second by Commissioner Byers; motion carried.

Continuation Certificate from Kreager Brothers Excavating, Inc. in the amount of \$5,000.00

Director Kuhl said the Certificate from Kreager Brothers is also to continue work in the right-of-way.

- Commissioner Knochel moved to accept the Continuation Certificate for Kraeger Brothers, second by Commissioner Byers; motion carried.

Cumberland Road Supplement Number 1 between Indiana Department of Transportation and Tippecanoe County

Director Kuhl presented a Supplement from INDOT for the right-of-way acquisition on Cumberland Road. The amendment was a few months ago and the paperwork is now coming through. The Supplement amended the amount of right-of-way allocated to the purchase in the amount of \$518,421.00 in federal funds and then it is matched with local funds.

- Commissioner Knochel moved to approve the Cumberland Road Supplement Number 1 as presented, second by Commissioner Byers; motion carried.

Resolution 2012-07-CM – Providing for the Deposit of Interest earned on Cumulative Bridge Fund into the Local Road and Street Fund in the Year 2012

Director Kuhl said the past three to four years, a Resolution was passed in February to deposit any interest on the Cumulative Bridge Fund into the Local Road and Street Account, up to \$300,000. Last year, all interest was a total of approximately \$80,000.

- Commissioner Knochel moved to approve Resolution 2012-07-CM, second by Commissioner Byers, motion carried.

GRANTS – Laurie Wilson

Grant Facilitator Laurie Wilson requested permission to accept a grant for the Tippecanoe Emergency Management Advisory Council (TEMA) in the amount of \$42,500.00 from the Indiana Department of Homeland Security (IDHS). The grant is to sustain District 4 existing equipment. It will be used for radio batteries and vehicle maintenance. No new equipment will be purchased.

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

Facilitator Wilson requested permission to apply for a grant from IDHS for TEMA in the amount of \$176,321. \$62,321 will be for Task Force equipment. \$114,000 will be for Exercise and Training expenses, mostly to be spent in Muscatatuk in April.

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

Facilitator Wilson requested permission to apply for a grant for the Sheriff's Department of \$49,000 from the Indiana Criminal Justice Institute. The grant is a continuation of School Resource Officer Project and is the third year for the grant. If received, funding will continue until September 30, 2013.

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

Facilitator Wilson presented a contract for the 2010 and 2011 Homeland Security Grant Program Written Consent to allow IDHS to retain grant funds for expenditures on behalf of Tippecanoe County in the amount of \$276,054.10. Consent is given to IDHS to spend on the County's behalf for a full scale exercise in April and the National Conference in Indianapolis in December. The County is the sub-recipient and the funds will not pass through the County. They are unspent 2010 and 2011 funds from other counties gathered in one fund to support the exercise and conference.

- Commissioner Knochel moved to give written consent to allow IDHS to retain grant funds as presented, second by Commissioner Byers; motion carried.

Facilitator Wilson presented a contract extension for the District 4 Administrative Coordinator. To make the contract a calendar year contract, she requested the end date be extended from August 11, 2012 to December 31, 2012 with no other changes to the contract.

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

Facilitator Wilson said the grant is for the Juvenile Detention Alternatives Initiative Grant Program Assistant in the amount of \$31,992 (\$2,666/mo). Karah Rawlings will provide the services.

- Commissioner Knochel moved to approve the Juvenile Detention Alternatives Initiative Grant Program Assistant, second by Commissioner Byers; motion carried.

Facilitator Wilson said the grant is for Scott Angstadt in the amount of \$15,000 (1,250/mo) for Juvenile Detention Alternatives Initiative Grant Quest Data Specialist.

- Commissioner Knochel moved to approve the Grant Quest Data Specialist request, second by Commissioner Byers; motion carried.

**CARY HOME FOR CHILDREN – Rebecca Humphrey
Medicaid Contract & Lease with Wabash Valley Alliance**

Director Humphrey said the Department of Child Services, which is the licensing agent for Cary Home, removed behavioral health care services as part of a reduction of expenditures. The per diem for 2012 reflects Cary Home is not paying for therapeutic services they provide. In an effort to recoup those services and be in line with projections, Cary Home has partnered with Wabash Valley Alliance as a communal health provider. In order to bill Medicaid, Cary Home must partner with a communal mental health center. Contract terms have been under negotiation since February, 2011. A contract has been developed leasing Cary Home therapists to Wabash Valley for a period of time per week, billable to Medicaid. Wabash Valley will handle the administrative duties, bill Medicaid and reimburse Cary Home for a portion of collected payment. The agreement allows for a monthly review of the volume of work and the amount reimbursed. A completed contract is not available today due to two items

that need resolved, but it was reviewed this morning by Attorney Luhman. There is nothing left to negotiate and delaying approval will delay the start of services and the delay of receiving money for those services. Wabash Valley can bill Medicaid as well as other third party insurance. DCS will provide a third level, covering all Cary Home children 100% if needed.

President Murtaugh stated the negotiations have been cooperative but challenging as the process and procedure is intense and complicated. Wabash Valley is the only provider for this plan. Ideally, the contract would have been in place at the beginning of the year, but the state made some changes to Medicaid rates. Revenue projections were based on a full year and a month of revenue has been lost.

Attorney Luhman said the contract doesn't require minimum payments or require reserving a minimum number of beds. It is strictly on a percentage per person basis.

- Commissioner Knochel moved to approve the Medicaid Contract and Lease with Wabash Valley Alliance, authorizing President Murtaugh to sign and report at the February 20, 2012 meeting, second by Commissioner Byers; motion carried.

Director Humphrey said the second part is a lease to ensure compliance with regulations and laws. As leased employees through Wabash Valley, space has been designated at Cary Home, allowing the facility to be a Medicaid clinic. In order to bill Medicaid, the group room and intake room has designated space and time to be utilized by Cary Home therapists. Wabash Valley will pay Tippecanoe County \$1,215.10 per year for the leased space. The lease has been reviewed by Attorney Luhman.

Attorney Luhman said the rental reflects the square footage and the part time use of space Wabash Valley will utilize when providing services.

- Commissioner Knochel moved to approve the Wabash Valley Alliance lease as presented, second by Commissioner Byers; motion carried.

Director Humphrey thanked President Murtaugh, Councilmember Williams, and Attorney Luhman for their work and effort in the completion of the contract.

Contract with Tecton for Capital Plumbing Project

Director Humphrey requested approval of a contract with Tecton for plumbing renovation at Cary Home. The current plumbing is original, outlasting its useful life. The plan is four weeks for the design phase and four 4 weeks for bidding. Renovation should start in April.

President Murtaugh said funding is approved through the EDIT budget for 2012 as follows: \$7,500 for the design phase; \$3,000 for the cost of bidding; and \$34,100 for the cost of construction services.

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

Resolution 2012-10-CM – Amending the Cumulative Capital Tax Improvement Plan

Attorney Luhman said this is the amendment to the Cumulative Capital Tax Improvement Plan. For 2012, it includes a new project, the capital outlay expenditures for county departments and provides additional funding for four other projects. The 2012 capital expenditures for the county departments reflect those included in the county

council budget, totaling \$655,178 funded from the Cumulative Capital Income Tax. The four ongoing projects are: \$130,000 for copier leases; \$10,000 for a grant contingency fund; \$222,489 for information services computer hardware and software; and \$255,015 for annual building repair and maintenance of the county office building, the courthouse, and the 629 building. Each year, the commissioners amend the plan to reflect the funding approved by County Council at the August hearings. The Council will be asked to endorse the Plan and any changes as adopted by the Commissioners.

- Commissioner Knochel moved to approve Resolution 2012-10-CM, second by Commissioner Byers; motion carried.

Resolution 2012-11-CM – Modifying the Economic Development Income Tax Capital Improvement Plan

Attorney Luhman said this Resolution will amend the plan to add five additional projects and provide additional funding for existing projects. The five additional projects are: #72, granting up to \$250,000 from the 2012 EDIT funds for repair and maintenance of the courthouse limestone, estimated to be between \$750,000 and \$900,000; #73 provides \$750,000 from EDIT to establish a land acquisition fund. The fund will set aside money to acquire land or buildings in the future as existing buildings are outgrown. The fund will be reviewed next year to evaluate the amount. If no longer needed, the fund can be amended and the money used for other projects; #74 provides funding for rebanding of public safety and highway department radios in the amount of \$337,386; #75 is Tippecanoe County highway infrastructure and improvements, providing funding from 2012 EDIT revenues up to \$1 million; #76 provides \$287,972 backup funding for E911 communication system lease in the event the revenues from the E911 fees aren't enough to pay the lease due in December, 2012. The amendment provides funding for ongoing EDIT projects including: \$206,945 for corner markers; GIS system, \$206,522; \$20,000 for Emergency Management Warning Signs; \$890,829 for Information Technology hardware and software; Lafayette/West Lafayette Economic Development Commission, \$75,000; General Drain Improvements Storm Water Assessments, \$700,000; Parking Garage, \$501,000; Grant Coordinator, \$71,081; Grant Contingency Fund, \$10,000; Economic Development Incentives Fund, \$900,000; Economic Development Professional Services, \$85,000; Wabash River Corridor Enhancement, \$30,000; Economic Development Travel and Training, \$7,500; County Employee Training Certification, \$10,000; Environmental Services Response, \$11,000; Cary Home Improvements, \$142,000; Professional Services for 2012 General Reassessment, \$400,000; and Emergency Management Storage Facilities, \$90,000.

Commissioner Knochel voiced concern regarding project #73, the land acquisition fund. There is currently a large piece of land not being used and questioned why additional funds would be set aside.

Commissioner Byers said the funds went through the budget process and are “what if” funds in case Lafayette School Corporation decides to sell Durgan School property or the YMCA property becomes available. It provides the funds to look at an opportunity if presented.

- Commissioner Knochel moved to approve Resolution 2012-11-CM, second by Commissioner Byers; motion carried.

ORDINANCE 2012-12-CM - (First Reading)

Establishing Tippecanoe County Solid Waste Management District

Attorney Luhman said with the impending dissolution of the Wildcat Creek Solid Waste District, the County is required by state statute to designate itself individually or jointly with another entity as a Solid Waste Management District. This Ordinance designates Tippecanoe County as a Solid Waste Management District, effective February 29, 2012. It establishes a Board of Directors, including the three members of the Board of Commissioners, a

member appointed by the Tippecanoe County Council, a member of the Lafayette City Council, and the Lafayette and West Lafayette Mayors. It provides for officers and a Solid Waste Management Advisory Committee. February 29, 2012 will be the last day the Wildcat District will exist. The Council does not need to approve this Ordinance.

President Murtaugh asked for public comment. There were none.

- Commissioner Knochel moved to approve Ordinance 2012-12-CM as presented, second by Commissioner Byers.

Auditor Weston recorded the vote.

Byers	Aye
Knochel	Aye
Murtaugh	Aye

Ordinance 2012-12-CM passed on first reading 3-0.

NEW POSITION – Soil & Water Conservation District

Commissioner Byers said this is a joint effort to combine a part time position for Soil & Water with the part time employee needed for the new Solid Waste District. It will be called the Natural Resources/Solid Waste Specialist. \$12,500 will come from the Soil & Water part time budget. The remainder will be funded from the new Solid Waste Management District. Attorney Luhman said there will be an agreement with each entity that outlines duties of the position.

- Commissioner Knochel moved to approve the new position, second by Commissioner Byers; motion carried.

President Murtaugh said there will be a period of time from February 15 through April 1 when the current district will stop accepting hazardous material. The current operation for recycling at Southside is not affected.

SHREDDING SERVICE AGREEMENT

Commissioner's Assistant Frank Cederquist said this is an agreement with Cintas Shredding Services. Most offices will receive one console to place shredded items. Some offices will receive more than one console based on shredding needs. Services will be monthly with the exception of two offices which will be bi-monthly. Documentation from the recording of collected material will be available and departments are welcome to watch the curbside collection. Three to four contracts will be rolled into this contract with Cintas as their current contracts expire.

- Commissioner Knochel moved to approve the shredding agreement, second by Commissioner Byers; motion carried.

OTTERBEIN LIBRARY BOARD APPOINTMENT

- Commissioner Knochel moved to approve the appointment of Sally Stacey to the Otterbein Library Board for a four year term, ending 12/31/14, second by Commissioner Byers; motion carried.

APPOINTMENTS TO COMMON WAGE BOARD

- Commissioner Knochel moved to appoint Eleanor Mlynarik , Jean Hall, and David Lahr to the Common Wage Board for the Cary Home plumbing project, second by Commissioner Byers; motion carried.
- Commissioner Knochel moved to appoint Eleanor Mlynarik as the taxpayer representative for the Purdue campus project meeting on February 16, second by Commissioner Byers; motion carried.

UNFINISHED/NEW BUSINESS

President Murtaugh presented an Advisory Agreement with Hayden Consulting. It is a controller contract for the continuation of services during the transition of Wildcat Creek Solid Waste District. With the agreement, the current controller will continue through the dissolution and beyond. It will be signed by Tippecanoe and Clinton County Commissioners. Attorney Luhman said the current rate of \$450.00 per month will continue until final dissolution and financial statements are complete.

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

Attorney Luhman said the dissolution agreement between Tippecanoe County and Clinton County in regards to Wildcat Creek Solid Waste District is almost complete. Tippecanoe County will stop receiving material on February 15, 2012. Clinton County needs to make a decision on the date, if any, to stop receiving material. Attached to the draft agreement is a list of the property and equipment, with depreciated values, owned by the Solid Waste District. The Tippecanoe County and Clinton County Commissioners are reviewing how the property will be distributed between the two counties. The agreement provides distribution of cash and equipment be allocated at the same percentage the counties funded the district which is 80.4% Tippecanoe County and 19.6% Clinton County. Money will be escrowed for payment of Hayden Consulting and other outstanding obligations before dissolution. Attorney Luhman recommended authorizing President Murtaugh to finalize the contract details, sign, and report at the next meeting on February 20.

- Commissioner Knochel moved to approve the agreement with the stipulations as noted by Attorney Luhman, second by Commissioner Byers; motion carried.

REPORTS ON FILE

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

- Board of Health
- Parks and Recreation Board Minutes - January 4, 2012
- Treasurer
- Circuit Court Clerk - Monthly
- Central Mail and Duplicating - January
- Public Library Board Monthly Meeting Minutes

PUBLIC COMMENT

Paul Wright – 4523 S County Line Rd W., Westpoint - He appreciates Commissioner Knochel questioning the funding for additional land when Attorney Luhman read the numbers and dollars for the different funds. As the County continues to buy property, he questioned if anything is in place to dispose of property owned by the County. He saw a chart indicating the number of properties the County owns and referenced the land recently acquired for the juvenile center. Commissioner Knochel said in reference to that property, uses such as a pole barn for record storage are being discussed, eliminating the storage fees currently being paid per month. President Murtaugh said the numbers Mr. Luhman read are not new numbers - they are approved budgeted numbers to make sure the budget and the spending plan agree. Mr. Wright understood they are budgeted items, it's the spending plan he is questioning as he feels the County acquires a lot of property, resulting in a lot of maintenance.

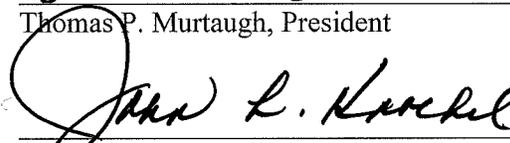
Clerk Christa Coffey reported on the ATM recently placed in the courthouse. The courthouse was open 17 days in January. Over \$6,000 was dispersed from 52 transactions, resulting in \$26.00 revenue for the County.

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

2/20/12