

The Board met in due form with the following members present: Frances DuPey, Roosevelt Allen, Jr., and Gerry Scheub. They passed the following orders, to wit:

There was a moment of silent prayer; the Pledge was given and the Emergency Exit Announcement made.

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 5th day of June, 2012 at about 11:00 a.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 5th day of June, 2012 at about 11:00 a.m.

Order #1 Agenda #5A

In the Matter of Notices/Agenda: A. Permission to open Bids/Proposals.

None. NAT.

Order #2 Agenda #5B-E

In the Matter of Notices/Agenda: B. Deletions, and/or Corrections to Agenda for a Regular Meeting; D. Approved Final Agenda for a matter of public record; E. Certificate of Service of Meeting Notice to those who have made such written request to be made a matter of public record.

DuPey made a motion, seconded by Allen, to approve the Deletions – Number 32 – Service Agreements – none, and Corrections – Number 41, Should read the next Commissioners Meeting will be held on Wednesday, June 20, 2012 at 10:00 A.M. this is a Regular Commissioners Meeting the deadline for placement on the Agenda is Tuesday, June 12, 2012 by 2:00 P.M.; and ordered same to approve and make a matter of public record the Final Agenda and the Certificate of Service of Meeting Notice. Motion carried.

Order #3 Consent Agenda

In the Matter of Consent Agenda: Items of the Consent Agenda Items #19A, 19B, 19C, 19D, 19E, 19F, 24, 26, 27, 34, 35A, and 35B.

Allen made a motion, seconded by DuPey, to approve and make a matter of public record the Items of the Consent Agenda (Items #19A, 19B, 19C, 19D, 19E, 19F, 24, 26, 27, 34, 35A, and 35B). Motion carried.

Order #3 Consent Agenda #19A

In the Matter of IDEM: Indiana Department of Environmental Management.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of the IDEM: Indiana Department of Environmental Management (Marathon Pipeline LLC; Mid-Continent Coal & Coke Company; JP Metals, LLC; Bob Rossman-R2C, LLC; Silver Leaf of St. John Development, LLC; Saddle Creek Development, LLC; Austgen Equipment, Inc.; Phoenix Services LLC; Munster Steel Company; Cargill, Inc.; Indiana Harbor Coke Co.; Ash Street Sanitary Sewer Improvements in Hobart, IN; Beemsterboer Slag Corporation; Amsted Rail Company, Inc.; Twin Lakes Utilities, Inc.; City of Crown Point; Vision Schererville II, LLC; Independence Hill Conservancy District). Motion carried.

Order #3 Consent Agenda #19B

In the Matter of IDEM: Indiana Department of Natural Resources.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of the IDEM: Indiana Department of Natural Resources (Pullman-Standard Historic District, Hammond, Lake County, Indiana – entered in National Register of Historic Places on April 10, 2012). Motion carried.

Order #3 Consent Agenda #19C

In the Matter of IDEM: Certificates of Liability Insurance.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of the IDEM: Certificates of Liability Insurance (Jim's Electrical Service; Homer Tree Service, Inc.; McColleston Group, Inc.; Gough, Inc.; Pepper Construction Company; C&C Services). Motion carried.

Order #3 Consent Agenda #19D

In the Matter of IDEM: Continuation Certificates.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of the IDEM: Continuation Certificates (Casey's Service Company; GT Mechanical Projects & Design, Inc.). Motion carried.

Order #3 Consent Agenda #19E

In the Matter of IDEM: Reinstatement Notices.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of the IDEM: Reinstatement Notices (Wellington Homes & Development, LLC; Groen Maintenance Property Management, LLC; RGR Construction). Motion carried.

Order #3 Consent Agenda #19F

In the Matter of IDEM: Cancellation Memos.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of the IDEM: Cancellation Memos (Groen Maintenance Property Management LLC; Erect-Tec Corp; RGR Construction; KCW Environmental Conditioning; RR&C Services, Inc.; Procure Services IND dba Landmark Solliday Landscaping & Landmark Majestic/Rafillas LLC; 4MC Corporation; A Vet Communications Inc.; Able Masonry Development, Co.). Motion carried.

Order #3 Consent Agenda #24

In the Matter of Public Record of Indiana Lobby Registration Commission Report of Lobbyist Activity.

Allen made a motion, seconded by DuPey, to make a matter of public record the Indiana Lobby Registration Commission Report of Lobbyist Activity. (Signed copy sent FedEx by Atty Dull's Office 5/29/12) Motion carried.

Order #3 Consent Agenda #26

In the Matter of Public Record of Austgen Equipment, Inc. Performance Bond and Payment Bond in the amount of \$107,660.10 concerning the Lake Dale Stream Bank Enhancement.

Allen made a motion, seconded by DuPey, to make a matter of public record the Austgen Equipment, Inc. Performance Bond and Payment Bond in the amount of \$107,660.10 concerning the Lake Dale Stream Bank Enhancement. Motion carried.

Order #3 Consent Agenda #27

In the Matter of Public Record of United States Department of Agriculture Letter concerning proposed consolidation of the Lake County Farm Service Agency (FSA) Office.

Allen made a motion, seconded by DuPey, to make a matter of public record the United States Department of Agriculture Letter that the Lake County Farm Service Agency (FSA) Office has been accepted and approved. Motion carried.

Order #3 Consent Agenda #34

In the Matter of Vendor Qualification Affidavits

Allen made a motion, seconded by DuPey, to approve the following Vendor Qualification Affidavits. Motion carried.

ALIGN ELEVATION, LLC
LAPORTE COUNTY PROSECUTING ATTORNEY
EENIGENBURG ROOFING, INC.
FENCE MASTERS, INC.
SPECTRA CONTRACT FLOORING
ULTALEVEL, INC.
MCSB, INC.
THOMAS A. ZMIGROCKI
MICHEL HUMILIER, M.D.
AMERICAN ALUMINUM ACCESSORIES, INC.
GENERAL PET SUPPLY OHIO VALLEY
STAPLES
TRUE LIGHT INTERNATIONAL MINISTRY

Order #3 Consent Agenda #35A

In the Matter of Clerk's Branches Report for the months of May, 2011 thru January, 2012.

Comes now, Michael A. Brown, Clerk, and files with the Board his report of fees taken in and collected in his office for the Months of May, 2011 thru January 2012. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Allen made a motion, seconded by DuPey, to accept the above Clerk's Branches Reports of May, 2011 thru January, 2012 as submitted. Motion carried.

Order #3 Consent Agenda #35B

In the Matter of Treasurer's Departmental Report for the month of April, 2012.

Comes now, John Petalas, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of April 2012. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Allen made a motion, seconded by DuPey, to accept the above Treasurer's Report of April 2012 as submitted. Motion carried.

Order #4 Agenda #8

In the Matter of L C Community Corrections – Grant Agreement EDS #D25-13-032 between the Indiana Department of Correction and the Board of Commissioners of the County of Lake on behalf of Lake County Community Corrections in the amount of \$2,517,877.00 for the period of July 1, 2012 to June 30, 2013.

Allen made a motion, seconded by DuPey, to approve the Grant Agreement EDS #D25-13-032 between the Indiana Department of Correction and the Board of Commissioners of the County of Lake on behalf of Lake County Community Corrections in the amount of \$2,517,877.00 for the period of July 1, 2012 to June 30, 2013. Motion carried.
(ORIGINAL DOCUMENT RETURNED TO COMM. CORR. FOR FURTHER REQUIRED SIGNATURES)

Order #5 Agenda #9

In the Matter of L C Juvenile Center – Contract for Food & Dairy Products for the period July 1, 2012 to December 31, 2012; Bread Products- open market.

The Board having previously taken the bids under advisement for Food, Bread & Dairy Products for the period July 1, 2012 to December 31, 2012 for the Lake County Juvenile Center, does hereby accept the recommendation to award **U.S. Foods**, 800 Supreme Drive, Bensenville, IL 60106, with \$28,983.44 for all Food Classes and **Clovercrest Dairy**, 3400 179th Street, Suite 3A, Hammond, IN 46323, with \$2,876.94 for Dairy Products, and ordered same to approve the request to seek the open market for Bread Products, upon a motion made by Allen, seconded by DuPey, with the recommendation of L C Juvenile Center, Assistant Director. Motion carried.

And it appearing to said Board of Commissioners that the above company's bid being the most responsive and responsible bid for Food, Bread & Dairy Products for the second half of 2012 for the L.C. Juvenile Center, having complied with the law as provided by statute and filed with their bid the proper affidavit as by law provided and their bond or certified check in the amount of:

U.S. FOODS W/ WESTCHESTER FIRE INSURANCE COMPANY in the amount of 10% of the bid total is hereby approved by the Board of Commissioners.

CLOVERCREST DAIRY W/ No bid bond is hereby approved by the Board of Commissioners.

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for FOOD & DAIRY PRODUCTS FOR THE SECOND HALF OF 2012 FOR THE LAKE CO. JUVENILE CENTER FOR \$28,983.44; \$2,876.94 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: June 6, 2012

FRANCES DuPEY U.S. FOODS; CLOVERCREST DAIRY
GERRY SCHEUB
ROOSEVELT ALLEN, Jr.

Letter of Recommendation

June 4, 2012

Lake County Board of Commissioners
2293 N Main Street
Crown Point, IN 46307

Lake County Board of Commissioners:

We have tabulated and reviewed the Food, Bread and Dairy bids for the Second Half of 2012, and the results of the tabulations are indicated on the attached Food, Bread and Dairy worksheet.

We would like to recommend to the Board of Commissioners of the County of Lake award the bids to the following vendors based on the tabulations for each class:

U.S. Foods, Chicago Division We recommend the only bid for all Food Classes
800 Supreme Drive of \$28,983.44 be accepted
Besenville, IL 60106

Clovercrest Dairy We recommend the only bid of \$2,876.94 for Dairy Products be accepted.
3400 179th St. Suite 3A
Hammond, IN 46323

Lacking any bids for Bread Products, we are asking to go to the open market for bread.

Thank you in advance for your consideration. If you have any questions please feel free to call me at 769-4664.

Sincerely,

Dan Arendas, Assistant Director
Lake County Juvenile Center

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
FRANCES DuPEY
ROOSEVELT ALLEN Jr.
GERRY SCHEUB
APPROVED THIS 6th DAY OF June, 20 12

Order #6 Agenda #10

In the Matter of L C Surveyor – Agreement with Clifford Duggan for consulting services for the period of July 1, 2012 to June 30, 2013 in an amount not to exceed \$19,800.00 payable at the rate of \$1,650.00 per month.

DuPey made a motion, seconded by Allen, to approve the Agreement with Clifford Duggan on behalf of the L C Surveyor's Office for consulting services for the period of July 1, 2012 to June 30, 2013 in an amount not to exceed \$19,800.00 payable at the rate of \$1,650.00 per month. Motion carried.

Order #7 Agenda #11

In the Matter of L C Surveyor – Hart Ditch Phase IV, Priority 6, Segment 2 in the Town of Munster request for approval of Modification per Schmidt Associates, Project Engineer in the amount of \$62,422.77. County 40% = \$24,969.11 and Munster 60% = \$37,453.66.

DuPey made a motion, seconded by Allen, to approve the L C Surveyor – Hart Ditch Phase IV, Priority 6, Segment 2 in the Town of Munster request for approval of Modification per Schmidt Associates, Project Engineer in the amount of \$62,422.77. County 40% = \$24,969.11 and Munster 60% = \$37,453.66. Motion carried.

Order #8 Agenda #12

In the Matter of L C Public Defender – Attorney Contract with Nancy Moore Tiller for the period of March 21, 2012 to December 31, 2012 in an amount not to exceed \$20,000.00 payable at the rate of \$60.00 per hour.

DuPey made a motion, seconded by Allen, to approve the Public Defender Attorney Contract with Nancy Moore Tiller on behalf of the L C Public Defender, Conflicts Division for the period of March 21, 2012 to December 31, 2012 in an amount not to exceed \$20,000.00 payable at the rate of \$60.00 per hour. Motion carried.

Order #9 Agenda #13

In the Matter of L C Convention and Visitors Bureau – Interlocal Cooperation Agreement between and among the Lake County Convention and Visitors Bureau and the Board of Commissioners of the County of Lake on behalf of the Lake County Treasurer and the Lake County Auditor authorizing the Bureau to act as agent for the County Treasurer and County Auditor with respect to all aspects of the administration, reporting, collection, allocation, distribution and disbursement of revenues from the County Innkeepers' Tax.

DuPey made a motion, seconded by Allen, to approve the Interlocal Cooperation Agreement between and among the Lake County Convention and Visitors Bureau and the Board of Commissioners of the County of Lake on behalf of the Lake County Treasurer and the Lake County Auditor authorizing the Bureau to act as agent for the County Treasurer and County Auditor with respect to all aspects of the administration, reporting, collection, allocation, distribution and disbursement of revenues from the County Innkeepers' Tax. Motion carried.

**INTERLOCAL COOPERATION AGREEMENT
BETWEEN AND AMONG
THE LAKE COUNTY CONVENTION AND VISITORS BUREAU AND
LAKE COUNTY, INDIANA, ON BEHALF OF THE LAKE COUNTY TREASURER
AND THE LAKE COUNTY AUDITOR**

WHEREAS, the Lake County Convention and Visitors Bureau ("Bureau"), established and operating under and pursuant to IC 6-9-2-1 ("Act") *et seq.* is an Indiana political subdivision;

WHEREAS, Lake County, Indiana ("County") is a county established and operating and pursuant to IC 36-2-1 *et seq.*, is an Indiana political subdivision and a governmental entity;

WHEREAS, the County has imposed the County Innkeepers' Tax pursuant to IC 6-9-2-1 *et seq.* ("Tax"), in order to fund, among other things, the development and growth of the convention, tourism and visitor industry in the County;

WHEREAS, the Bureau was established to promote the development and growth of the convention, tourism and visitor industry in the County;

WHEREAS, pursuant to the Act, the County has previously adopted an ordinance to require the Tax to be reported and paid monthly to the County Treasurer;

WHEREAS, pursuant to IC 36-2-10-1 *et seq.*, the County Treasurer is required to: (i) receive money to which the County is entitled; (ii) to disburse it on warrants issued and attested by the County Auditor; and (iii) prepare and file monthly reports with the County Auditor concerning the funds, receipts and expenditures of the County from all sources, including the Tax;

WHEREAS, pursuant to IC 36-2-9-1 *et seq.*, the County Auditor is required to: (i) file the monthly report of the County Treasurer with the State Board of Accounts; (ii) keep accurate accounts with the County Treasurer; and (iii) issue warrants for the payment of money from the County, including the Tax;

WHEREAS, pursuant to the Act, the Bureau is a recipient of a portion of the revenues from the Tax and has established a convention and visitor promotion fund into which its portion of revenues from the Tax are deposited and has developed expertise in the requirements associated with the collection and disbursement of public funds;

WHEREAS, Indiana governmental entities and political subdivisions may enter into written agreements for the purchase, sale or exchange of services under IC 36-1-7; and,

WHEREAS, the Bureau and the County, on behalf of the County Treasurer and County Auditor desire to jointly undertake and execute a cooperative agreement pursuant to which the Bureau shall act as agent for the County Treasurer and County Auditor with respect to all aspects of the administration, reporting, collection, allocation, distribution and disbursement of revenues from the Tax;

Order #9 Agenda #13 (cont'd)

Interlocal Agreement – Innkeeper Tax Collections 2012

NOW, THEREFORE, in consideration of the mutual terms, covenants and conditions set forth herein, the aforementioned parties hereby jointly agree as follows:

Purpose. The purpose of this interlocal cooperation agreement (the “Agreement”) is to authorize the Bureau to act as agent for the County Treasurer and County Auditor with respect to all aspects of the administration, reporting, collection, allocation, distribution and disbursement of revenues from the Tax.

Section 1. Duration. This Agreement shall be in full force and effect as of the day of its execution by the parties and shall terminate on 11:59 p.m., December 31, 2012. It shall be automatically renewed on a year-to-year basis commencing 12:00 a.m., January 1 of the immediately succeeding year.

Section 2. Amendment or Termination. This Agreement may be amended or terminated on ninety (90) days notice by either party.

Section 3. Methods To Be Employed in the Partial or Complete Termination of the Agreement and for the Disposal of Property. Upon termination of this Agreement, all funds and accounts in possession of the Bureau shall be immediately delivered to the Lake County Treasurer, together with a complete accounting of the same, and all documents relating to the administration, reporting, collection, allocation and distribution of the Tax during the term of the Agreement.

Section 4. Manner of Financing, Staffing and Supplying The Joint Undertaking and Maintaining a Budget Therefor. The financing, staffing and supplying the joint undertaking and maintaining a budget therefor, as contemplated by this Agreement, shall be the sole responsibility of the Bureau, in accordance with all statutes applicable to the administration, collection, deposit, allocation, disbursement, expenditure, reporting and audit of public funds. The Treasurer of the Bureau shall be charged with the duty to receive, disburse, and account for all monies under this Agreement.

Section 5. Confidentiality/Prohibition Against Disclosure of Information. The Bureau, its Board of Directors, Officers, employees and agents hereby expressly and specifically acknowledge the confidentiality and disclosure requirements as set forth pursuant to Indiana law, including but not limited to I.C. 5-14-3 *et seq.* and I.C. 6-8.1-7 *et seq.*

Section 6. Administration. This Agreement shall be administered by a joint board composed of the Lake County Treasurer, the Lake County Auditor and the executive director of the Bureau.

Section 7. Severability. If any term or provision of this Agreement is declared to be invalid, null, void, or unenforceable, the remaining provisions shall not be affected and shall remain in full force and effect.

Section 8. Counterparts. This Agreement may be executed in counterparts.

Order #9 Agenda #13 (cont'd)

Interlocal Agreement – Innkeeper Tax Collections 2012

This Agreement, having been approved by the Lake County Commissioners and the Board of Directors of the Lake County Convention and Visitors Bureau, shall constitute the entire Agreement between the parties, and there are no other terms, statements, obligations, representations, oral or otherwise, of any nature whatsoever.

**** THIS SECTION INTENTIONALLY LEFT BLANK ****

Interlocal Agreement – Innkeeper Tax Collections 2012

Executed this 6th day of JUNE, 2012.

BOARD OF COMMISSIONERS OF LAKE COUNTY, INDIANA

[Signature]
President

[Signature]
Member

[Signature]
Member

Attest:
[Signature]
Lake County Auditor

BOARD OF DIRECTORS, LAKE COUNTY CONVENTION AND VISITORS BUREAU

[Signature]
Chairman

STATE OF INDIANA)
COUNT OF LAKE)

Subscribed to and sworn before me, a Notary Public, in and for the said County and State, this 17 day of MAY, 2012.

[Signature]
Signature
JUDITH E. BROWN
Printed Notary Public
County of Residence:

My Commission Expires:
3/7/2020

LAKE

Order #9 Agenda #13 (cont'd)

Interlocal Agreement – Innkeeper Tax Collections 2012

Approved pursuant to IC 36-1-7-4:

Office of the Indiana Attorney General

By: _____

Dated: _____

(for) Gregory F. Zoeller, Attorney General

This instrument was prepared by Thomas S. Ehrhardt, Kopka Pinkus Dolin & Eads, LLC, 9801 Connecticut Drive, Crown Point, Indiana 46307

Order #10 Agenda #14

In the Matter of L C Homeland Security/Emergency Management Agency – 2011 Emergency Management Performance Grant-Salaries Sub-Grant Agreement, CFDA #97.042 EDS# C44P-2-352A between the Indiana Department of Homeland Security and the Board of Commissioners of the County of Lake on behalf of the Lake County Homeland Security/Emergency Management Agency in an amount not to exceed \$39,146.97.

DuPey made a motion, seconded by Allen, to approve the 2011 Emergency Management Performance Grant-Salaries Sub-Grant Agreement, CFDA #97.042 EDS# C44P-2-352A with the Indiana Department of Homeland Security on behalf of the Lake County Homeland Security/Emergency Management Agency in an amount not to exceed \$39,146.97. Motion carried.

Order #11 Agenda #6

In the Matter of L C Sheriff – Contract for Food, Bread & Dairy Products for the period of July 1, 2012 to December 31, 2012.

The Board having previously taken the bids under advisement for Food, Bread & Dairy Products for the period July 1, 2012 to December 31, 2012 for the Lake County Juvenile Center, does hereby accept the recommendation to award **Shop Rite Foods**, 5175 East 70th Avenue, Merrillville, IN 46410, with \$467,658.67 for all Food Classes and **Clovercrest Dairy**, 3400 179th Street, Suite 3A, Hammond, IN 46323, with \$64,108.80 for Dairy Products, and ordered same to approve to seek the open market for Bread Products, upon a motion made by Allen, seconded by DuPey, with the recommendation of L C Sheriff. Motion carried.

And it appearing to said Board of Commissioners that the above company's bid being the most responsive and responsible bid for Food, Bread & Dairy Products for the second half of 2012 for the L.C. Jail, having complied with the law as provided by statute and filed with their bid the proper affidavit as by law provided and their bond or certified check in the amount of:

SHOP RITE FOODS W/ WESTERN SURETY COMPANY in the amount of 10% of the bid total is hereby approved by the Board of Commissioners.

CLOVERCREST DAIRY W/ No bid bond is hereby approved by the Board of Commissioners.

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for FOOD & DAIRY PRODUCTS FOR THE SECOND HALF OF 2012 FOR THE LAKE CO. JAIL FOR \$467,658.67; \$64,108.80 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Order #11 Agenda #6 (cont'd)

Contracting Authority Members:

Date: June 6, 2012

FRANCES DuPEY
GERRY SCHEUB
ROOSEVELT ALLEN, Jr.

SHOP RITE FOODS; CLOVERCREST DAIRY

Letter of Recommendation

May 21, 2012

Board of Commissioners
Of the County of Lake
2293 N Main Street
Crown Point, IN 46307

Dear Commissioners,

I have tabulated and reviewed the food bids for the second half of 2012.

The tabulations are indicated on the attached bid forms. I would like to recommend that the Board of Commissioners of the County of Lake award said bid to the following vendor, on the tabulation finding for each class.

SHOP RITE FOODS
1413 S. LAKE PARK
HOBART, IN 46342

We would like to recommend the low bid for food in the amount of (ONLY BIDDER)

CLOVERCREST DAIRY
3400 179th Street, Suite 3A
HAMMOND, IN 46322

We would like to recommend the proposal for dairy in the amount of \$64,108.80

Thank you in advance for your consideration.

Sincerely,

John A. Buncich
Sheriff

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
FRANCES DuPEY
ROOSEVELT ALLEN, Jr.
GERRY SCHEUBvd
APPROVED THIS 6TH DAY OF JUNE 20 12

Order #12 Agenda #7

In the Matter of Request from the Town of New Chicago for the transfer of a used police vehicle from the Lake County Sheriff to the Town of New Chicago.

Allen made a motion, seconded by Scheub, to approve the transfer of a used police vehicle from the Lake County Sheriff to the Town of New Chicago. (2003 Ford Taurus) Motion carried 2-1.

Order #13 Agenda #15

In the Matter of L C Plan Commission – Performance Bond Acceptance for Misty Glen Subdivision in the amount of \$259,700.46.

Allen made a motion, seconded by DuPey, to approve the L C Plan Commission – Performance Bond Acceptance for Misty Glen Subdivision in the amount of \$259,700.46. Motion carried.

LAKE COUNTY PLAN COMMISSION

DATE: June 6, 2012
SUBDIVISION: Misty Glen
BONDING COMPANY: Bond Safeguard Insurance Company
PETITIONER: Edward Prium

The Board of Commissioners of the County of Lake does hereby make acceptance of said Bond as of this date.

TOTAL: \$259,700.46

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 6TH DAY OF June, 2012

ENTERED IN BOND BOOK NO. _____ AND PAGE NO. _____

BOARD OF COMMISSIONERS, COUNTY OF LAKE

GERRY SCHEUB, PRESIDENT
ROOSEVELT ALLEN, Jr., COMMISSIONER
FRANCES DuPEY, COMMISSIONER

PEGGY KATONA, AUDITOR

Order #14 Agenda #16

In the Matter of L C Plan Commission – Performance Bond Release and Acceptance for Farmington Meadows Phase I in the amount of \$13,500.00.

Allen made a motion, seconded by DuPey, to approve the L C Plan Commission – Performance Bond Release and Acceptance for Farmington Meadows Phase I in the amount of \$13,500.00. Motion carried.

Order #14 Agenda #16 (cont'd)
LAKE COUNTY PLAN COMMISSION

DATE: June 6, 2012
SUBDIVISION: Farmington Meadows Phase I
BONDING COMPANY: Centier Bank
PETITIONER: Hall Brothers Construction Company, Inc.

The Board of Commissioners of the County of Lake does hereby make acceptance of said Bond as of this date.

TOTAL: \$13,500.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 6TH DAY OF June, 2012

ENTERED IN BOND BOOK NO. _____ AND PAGE NO. _____

BOARD OF COMMISSIONERS, COUNTY OF LAKE

GERRY SCHEUB, PRESIDENT
ROOSEVELT ALLEN, Jr., COMMISSIONER
FRANCES DuPEY, COMMISSIONER

PEGGY KATONA, AUDITOR

RELEASE

WHEREAS, Hall Brothers Construction Company, Inc. has on the 15th day of June 2011 filed a Street Tree Bond issued in the form of an Irrevocable Standby Letter of Credit (#00875) through Centier Bank in the amount of **Thirteen Thousand Five Hundred and 00/100 Dollars** (\$13,500.00) for **Farmington Meadows, Phase I** subdivision.

The Board of Commissioners of the County of Lake does hereby release the Street Tree Bond in the form of an Irrevocable Letter of Credit (#00875) through Centier Bank in the amount of **Thirteen Thousand Five Hundred and 00/100 Dollars** (\$13,500.00) for **Farmington Meadows, Phase I** subdivision.

Dated 6th Day of June, 2012

BOARD OF COMMISSIONERS, COUNTY OF LAKE

GERRY SCHEUB, PRESIDENT
ROOSEVELT ALLEN, Jr., COMMISSIONER
FRANCES DuPEY, COMMISSIONER

Order #15 Agenda #17A

In the Matter of Property Transfers: A. Lake County Parks and Recreation request for twelve properties.

Allen made a motion, seconded by DuPey, to approve the request for twelve properties from Lake County Parks and Recreation. (Properties adjacent to Lake Etta County Park in Gary, IN) Motion carried.

- 45-07-13-480-029.000-003
- 45-07-13-480-030.000-003
- 45-07-13-480-031.000-003
- 45-07-13-480-032.000-003
- 45-07-13-480-033.000-003
- 45-07-13-480-034.000-003
- 45-07-13-480-035.000-003
- 45-07-13-482-010.000-003
- 45-07-13-483-003.000-003
- 45-07-13-483-007.000-003
- 45-07-13-483-008.000-003
- 45-07-13-483-009.000-003

Order #16 Agenda #17B

In the Matter of Property Transfers: B. Letter from Linda Maruel concerning Commissioners' Tax Sale of March 28, 2012.

Allen made a motion, seconded by DuPey, to acknowledge letter from Linda Maruel concerning Commissioners' Tax Sale of March 28, 2012 and penalty paid, and ordered to remove Linda Maruel from "barred list". Motion carried.

Order #17 Agenda #17C

In the Matter of Property Transfers: C. City of Hobart request for properties.

Allen made a motion, seconded by DuPey, to approve the request of the City of Hobart for undeveloped properties within their municipal boundaries that are tax delinquent, per letter of request submitted by the City of Hobart, City Planner/Aj Bytnar. Motion carried.
(SEE FILE "JUNE 2012" FOR LIST OF PARCELS (100))

Order #18 Agenda #17D

In the Matter of Property Transfers: D. Town of Cedar Lake request for eleven properties.

Allen made a motion, seconded by DuPey, to approve the request of the Town of Cedar Lake for eleven properties. Motion carried.

Order #18 Agenda #17D (cont'd)

45-15-26-279-001.000-043
45-15-26-283-013.000-043
45-15-35-253-002.000-043
45-15-35-253-003.000-043
45-15-35-253-004.000-043
45-15-35-253-013.000-043
45-15-35-254-008.000-043
45-15-35-254-009.000-043
45-15-35-254-010.000-043
45-15-35-254-018.000-043
45-15-35-254-019.000-043

Order #19 Agenda #17E

In the Matter of Property Transfers: Properties to Remove from the June, 2012 Sale.

DuPey made a motion, seconded by Allen, to approve the properties to be removed from the June, 2012 sale. Motion carried.

(ALL SUPPORTING PAPERWORK FOR ITEMS 17 A-E FORWARDED TO L C AUDITOR'S OFFICE TAX SALE SUPERVISOR)

Order #20 Agenda #20

In the Matter of Amendment to the Professional Service Agreement between DLZ Indiana, LLC and the Board of Commissioners of the County of Lake on behalf of the Lake County Juvenile Justice Center.

Allen made a motion, seconded by Scheub, to approve the Amendment to the Professional Service Agreement between DLZ Indiana, LLC and the Board of Commissioners of the County of Lake on behalf of the Lake County Juvenile Justice Center. Motion carried.

Order #21 Agenda #21

In the Matter of DLZ Indiana, LLC Invoice No. 72113 in the amount of \$11,000.00 for Project #1261401950 Lake County Juvenile Justice Center.

DuPey made a motion, seconded by Allen, to approve the DLZ Indiana, LLC Invoice No. 72113 in the amount of \$11,000.00 for Project #1261401950 Lake County Juvenile Justice Center. Motion carried.

Order #22 Agenda #22

In the Matter of Agreement regarding Relocation of Sewer Lines between the Lake Dalecarlia Regional Waste District and the Board of Commissioners of the County of Lake on behalf of the Lake Dalecarlia Property Owners Association, Inc., to be ratified.

DuPey made a motion, seconded by Allen, to ratify the approval of the Agreement regarding Relocation of Sewer Lines between the Lake Dalecarlia Regional Waste District and the Board of Commissioners of the County of Lake on behalf of the Lake Dalecarlia Property Owners Association, Inc. Motion carried.

Order #23 Agenda #23

In the Matter of Board of Commissioners of the County of Lake Resolution concerning Waiver of Level Two Requirement.

Allen made a motion, seconded by DuPey, to approve the Board of Commissioners of the County of Lake Resolution, Resolution No. 2012-05, concerning Waiver of Level Two Requirement, and ordered same to continue to look for a Level II Assessor/Appraiser to serve on the PTABOA. Motion carried.

(cont'd)

Order #23 Agenda #23 (cont'd)

RESOLUTION NO. 2012-05

WAIVER OF LEVEL TWO REQUIREMENT

WHEREAS, the Board of Commissioners has three appointments to the Lake County Property Tax Assessment Board of Appeals; and

WHEREAS, IC 6-1.1-28-1 requires that one of the Commissioner appointments must be a certified level two or three assessor/appraiser; and

WHEREAS, none of the three current Commissioner appointments meet these requirements; and

WHEREAS, IC 6-1.1-28-1(b) permits the Commissioners to waive the requirement that there be one appointment with a certified level two or three assessor/appraiser; and

NOW THEREFORE, the Board of Commissioners hereby waives the requirement that at least one of its appointees be a certified level two or level three assessor/appraiser.

So Resolved, Passed and adopted this 6th day of June, 2012 by the Lake County Board of Commissioners, Lake County, Indiana.

LAKE COUNTY BOARD OF COMMISSIONERS



GERRY J. SCHEUB



ROOSEVELT ALLEN, JR.



FRANCES DuPEY

Order #24 Agenda #25

In the Matter of Ordinance No. 1346A, an Ordinance of the County Council of the County of Lake, Indiana, authorizing the issuance and sale of bonds of the County for the purpose of procuring funds to pay the cost of improvements to roads and highways throughout the County, all related improvements, equipment and necessary appurtenances, together with the incidental expenses in connection therewith and on account of the issuance of the bonds therefore and appropriating the proceeds of the bonds to such purpose.

Allen made a motion, seconded by DuPey, to approve Ordinance No. 1346A, an Ordinance of the County Council of the County of Lake, Indiana, authorizing the issuance and sale of bonds of the County for the purpose of procuring funds to pay the cost of improvements to roads and highways throughout the County, all related improvements, equipment and necessary appurtenances, together with the incidental expenses in connection therewith and on account of the issuance of the bonds therefore and appropriating the proceeds of the bonds to such purpose. Motion carried.

Order #25 Agenda #28

In the Matter of Presentation from Rudy Clay of Utility Refund Guaranteed, Inc.

No one present.

Order #26 Agenda #29 A-C

In the Matter of Review and Approval of Minutes of Special Meeting, Monday, April 2, 2012; Regular Meeting, Wednesday, April 4, 2012; Regular Meeting, Wednesday, April 18, 2012.

DuPey made a motion, seconded by Allen, to approve the Minutes of Special Meeting, Monday, April 2, 2012; Regular Meeting, Wednesday, April 4, 2012; Regular Meeting, Wednesday, April 18, 2012. Motion carried.

Order #27 Agenda #30

In the Matter of Lake County Expense Claims to be Allowed on Wednesday, June 6, 2012.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, June 6, 2012 to be paid out of the County Treasury upon the Warrant of the County Auditor according to the Lake County Claim Docket on file in the Auditor's Office.

DuPey made a motion, seconded by Allen, to approve and make a matter of public record the Claims and Docket. Motion carried.

Order #28 Agenda #31

In the Matter of Pay Immediately (hand cut) Checks: May, 2012.

Allen made a motion, seconded by DuPey, to approve and make a matter of public record the Docket of the Pay Immediately (Hand Cut) Checks for the month of May, 2012. Motion carried.

Order #29 Agenda #33

In the Matter of Poor Relief Decisions

Allen made a motion, seconded by DuPey, to approve the decisions of the Poor Relief Hearing Officer. Motion carried.

Order #30 Agenda #36A

In the Matter of Appointments: Public Record of Certificate of Appointment from the Appointment made at the May 16, 2012 Commissioners meeting.

Allen made a motion, seconded by DuPey, to make the Certificate of Appointment from the Appointment made at the May 16, 2012 Commissioners meeting a matter of public record (Timothy Kompier – Whiting Public Library Board). Motion carried.

Order #31 Agenda #36B

In the Matter of Appointments: Convention and Visitors Bureau (2).

Allen made a motion, seconded by DuPey, to approve the re-appointment of Dale E. Johnson & Paul Anderson to the Convention and Visitors Bureau. Motion carried.

Order #32 Agenda #36C

In the Matter of Appointments: Gary Regional Airport Authority (1).

DuPey made a nomination of Commissioner Allen, Scheub seconded the nomination to appoint Roosevelt Allen Jr. to the Gary Regional Airport Authority Board. Motion carried, 3-0 all in favor.

Order #33 Agenda #36D

In the Matter of Appointments: Northwest Indiana Workforce Board (3).

Allen made a motion, seconded by DuPey, to approve the re-appointment of Judith Stanton, Tom Hargrove & Gary Miller to the Northwest Indiana Workforce Board. Motion carried.

Order #34 Agenda #28

In the Matter of Presentation from Rudy Clay of Utility Refund Guaranteed, Inc.

Comes now, before the Board of Commissioners, Rudy Clay Sr. with a presentation to the Board of his Company entitled Utility Refund Guaranteed, Inc., a company that provides a service to businesses with telephone/cellular phone contracts and seeks out overcharges for a possible/guaranteed refund and a lower bill rate thereafter. No out of pocket cost to Lake County.

DuPey, with a question, What would be your percentage? Clay, response, It depends on what the refund is, it can be discussed, and going forward every year you (Lake County) would receive that savings.

DuPey with a question, What disruption would be caused by your Company coming in to our place of business and performing the service?

Clay, responded, Mostly our company would deal with your Provider (i.e. Verizon, AT&T), the County would authorize that we work with phone provider.

Allen, with a question, How much has been recovered within the City of Gary?

Clay, responded, For the City of Gary in 2011 it was \$238,000 among all phone contracts, including land lines, and errors found.

Clay, All we need is your (Lake County Board of Commissioners) authorization and permission to move forward.

Scheub, responded, We need to see a contract.

Order #34 Agenda #28 (cont'd)

DuPey, responded, I suggest we defer for further review.

DuPey made a motion, seconded by Allen, to defer until next Board of Commissioners meeting. Motion carried.

There being no further business before the Board at this time, DuPey made a motion, seconded by Allen, to adjourn.

The next Board of Commissioners Meeting will be held on Wednesday, June 20, 2012 at 10:00 A.M.

The following officials were Present:

Attorney John Dull

Brenda Koselke

GERRY SCHEUB, PRESIDENT

FRANCES DUPEY, COMMISSIONER

ROOSEVELT ALLEN Jr., COMMISSIONER

ATTEST:

PEGGY HOLINGA KATONA, LAKE COUNTY AUDITOR