

The Board met in due form with the following members present: Michael Repay, Kyle Allen, Sr. and Jerry Tippy. 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 10th day of February, 2017 at about 1:15 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 10th day of February, 2017 at about 1:15 p.m.

Order #1 Agenda #5A

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

Allen made a motion, seconded by Tippy, to approve the opening of the Bids/Proposals. Motion carried.

Order #2 Agenda #5B

In the Matter of Notices/Agenda: Additions, deletions, and/or corrections to Agenda for a Regular Meeting.

Allen made a motion, seconded by Tippy, to approve the Additions – Item #38A – Legal Services Agreement between Vasillia Bessie Pangere and the Board of Commissioners of the County of Lake on behalf of the Lake County Juvenile Court for services as Indigent Counsel for the Lake County Title IV-D Court for the year 2017 in an amount not to exceed \$29,800.00 payable at the rate of \$90.00 per hour; Item #51A – Lake County Treasurer – Legal Services Agreement between Ronald Ostojic and the Board of Commissioners of the County of Lake on behalf of the Lake County Treasurer for the year 2017 in an amount not to exceed \$60,000.00 payable at the rate of \$5,000.00 per month; Item #51B – Lake County Treasurer – Legal Services Agreement between John Stanish and the Board of Commissioners of the County of Lake on behalf of the Lake County Treasurer for the year 2017 in an amount not to exceed \$60,000.00 payable at the rate of \$5,000.00 per month; Item #65B – Maintenance Agreement between CardioTech, LLC and the Board of Commissioners of the County of Lake for 39 Automated External Defibrillators (AED's) for the period of March 1, 2017 to February 28, 2018 in an amount not to exceed \$24,000 payable at the rate of \$6,000.00 per quarter due on May 31, 2017, August 31, 2017, November 30, 2017 and February 28, 2018; Item #65C – Discussion concerning Indiana Ballet Theatre; Item #65D – Towing: A. Update, B. Notice To Advertise; Item #65E – Request for the Donation of Tax Sale Certificates To: A. 249-Town of Cedar Lake, B. 1-Town of Schererville, C. 77-City of Gary, D. 64-City of Hammond, E. 74-City of East Chicago, F. 16-Town of New Chicago, G. 6-Town of Merrillville, H. 48-City of Hobart, I. 4-City of Crown Point; Item #65F – Statement From The Commissioners Attorney Concerning The Executive Session held on Tuesday, February 14, 2017 to be made a matter of public record; Item #65G – Notice To Lake County, Indiana Taxpayers of a Hearing on a proposed Cumulative Bridge Fund; Corrections – Number 26 – Should read Retired Officer George Nestorovich; Deletions – Number 72B. Motion carried.

Order #3 Agenda #5D-E

In the Matter of Notices/Agenda – Approved Final Agenda made a matter of public record. Certificate of Service of Meeting Notice to those who have made such written request to be made a matter of public record.

Allen made a motion, seconded by Tippy, to approve and make a matter of public record the Final Agenda as amended and make a matter of public record the Certificate of Service of Meeting Notice to those who have made such written request. Motion carried.

Order #3 Consent Agenda

In the Matter of Consent Agenda: Items #6A a-g, #6B, #6C, #6D.

Allen made a motion, seconded by Tippy, to approve and make a matter of public record the Items of the Consent Agenda (Items #6A a-g, #6B, #6C, & #6D). Motion carried.

Order #3 Consent Agenda #6A-a

In the Matter of Board of Commissioners of the County of Lake: IDEM: Indiana Department of Environmental Management.

Allen made a motion, seconded by Tippy, to make a matter of public record the Notices of the IDEM: Indiana Department of Environmental Management (Wesley Feikema & Son Sanitation Service; Tredroc Tire Service; Carmeuse Lime, Inc.; Natron Corporation; Vermette Machine Company, Inc.; Carb-Rite Company; Hellmans Auto Supply Company, Inc.; Arcelor Mittal Plate, LLC; NH Environmental Group, Inc.; Caseys General Store; Enbridge Energy, LP; Lake County Solid Waste Management District; Halox Div ICL Performance Products, LP; Enbridge Energy, LP; Stonegate Commons Investors, LLC). Motion carried.

Order #3 Consent Agenda #6A-b

In the Matter of Board of Commissioners of the County of Lake: Certificates of Liability Insurance.

Allen made a motion, seconded by Tippy, to make a matter of public record the Certificate of Liability Insurance Notices (Lone Star Transportation, LLC; Lochmueller Group, Inc.; GT Mechanical Projects & Design, Inc.; The Daltons, Inc.; United Consulting Engineers, Inc.; Wiltjer Excavating, Inc.; Rieth-Riley Construction Co., Inc.; NWI Electric; Nu Sash of Indianapolis; Land Ron, Inc.; Staples, Inc.; Staples, Inc.; Alert Fire Protection, LLC; Walsh & Kelly, Inc. & Omega Trucking Co., Inc.; Smith & Sons Excavating, Inc.; Lochmueller Group, Inc.). Motion carried.

Order #3 Consent Agenda #6A-c

In the Matter of Board of Commissioners of the County of Lake: Continuation Certificates.

Allen made a motion, seconded by Tippy, to make a matter of public record the Continuation Certificate Notices (Service Sanitation; Interstate Constructors Corporation; Rafferty Construction; Hartmann Electric Co., Inc.). Motion carried.

Order #3 Consent Agenda #6A-d

In the Matter of Board of Commissioners of the County of Lake: Cancellation Notices.

Allen made a motion, seconded by Tippy, to make a matter of public record the Cancellation Notices (American Dream Home Improvement, Inc.; May Construction & Remodeling, Inc.; RestoreWorks; INPWR, Inc.; Toms Construction; Phillips Tan & Structure; Duneland Quality Contracting & Warehousing, Inc.; Elliott Plumbing; Smart Construction, Inc.; Belisle Construction, Inc.; C&J Backhoe Service, Inc./CJ's Backhoe Service; Ram Services; AJM Nuisance Animal Control, LLC; C&H Baseball, Inc.; Andrew Systems, Inc.; New Life Painting Inc.; A&J General Construction Co., Inc.; Clear Channel Outdoor, Inc.; Modern Gutters, Inc.; Reliable Fire Equipment Company; BI Contractors, Inc.). Motion carried.

Order #3 Consent Agenda #6A-e

In the Matter of Board of Commissioners of the County of Lake: City of Crown Point Notice of Public Hearing on February 13, 2017.

Allen made a motion, seconded by Tippy, to make a matter of public record the City of Crown Point Notice of Public Hearing on February 13, 2017 (Crown Point City Hall, 6:00pm). Motion carried.

Order #3 Consent Agenda #6A-f

In the Matter of Board of Commissioners of the County of Lake: Town of Griffith Notice of the Griffith Sanitary District to issue bonds.

Allen made a motion, seconded by Tippy, to make a matter of public record the Town of Griffith Notice of the Griffith Sanitary District to issue bonds (Bond aggregate principal amount not to exceed Nine Million Seven Hundred Fifty Thousand Dollars (\$9,750.00)). Motion carried.

Order #3 Consent Agenda #6A-g

In the Matter of Board of Commissioners of the County of Lake: Letter from Insurance Services Office, Inc. concerning CRS classification.

Allen made a motion, seconded by Tippy, to make a matter of public record the Letter from Insurance Services Office, Inc. concerning CRS Classification (Letter dated January 27, 2017). Motion carried.

Order #3 Consent Agenda #6B

In the Matter of Vendor Qualification Affidavits.

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

IN & OUT SNOW REMOVAL
RINZER WILLIAMS
WISE GUYS PRINTING, INC.
INGRAM'S VALUATION SERVICES
DOCUMENT CONSULTING SERVICES
HIPSKIND TECHNOLOGY SOLUTIONS GROUP, INC.
SOUTHLAND HOSE dba PIRTEK SOUTH HOLLAND
NIQUELLE WINFREY
VOICE TO PRINT CAPTIONING
GL GROUP dba PEACEABLE KINGDON
LIVE ACTION SAFETY
BROWN COUNTY INN

Order #3 Consent Agenda #6C

In the Matter of Lake County Treasurer's Departmental Report for the month of January, 2017.

Comes now, Peggy Katona, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of January 2017. 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 Tippy, to accept the above Treasurer's Report of January 2017 as submitted. Motion carried.

Order #3 Consent Agenda #6D

In the Matter of Weights and Measures Report for the period of 01/16/17-02/15/17.

Comes now, Christine Clay, County Inspector, Weights and Measures, and files with the Board her report of fees taken in and collected in her office for the Period 01/16/17-02/15/17. Said report are 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 Tippy, to accept the above Weights and Measures Report of January 16, 2017 – February 15, 2017 as submitted. Motion carried.

Order #4 Agenda #7

In the Matter of BIDS: Aggregate (Limestone) Picked Up for the year 2017 for L C Highway to be opened.

This being the day, time and place for the receiving of bids for Aggregate (Limestone) Picked Up for the year 2017 for the Lake County Highway Department, the following bids were received:

U.S. Aggregates	Class 1-6	\$607,475.00
VCNA Prairie	Class 1, 3, 5	\$348,325.00
South Lake Stone	Class 1-6	\$702,550.00

Order #4 Agenda #8

In the Matter of BIDS: Aggregate (Air Cooled Blast Furnace Slag, ACBF) Picked Up for the year 2017 for L C Highway to be opened.

This being the day, time and place for the receiving of bids for Aggregate (Air Cooled Blast Furnace Slag, ACBF) Picked Up for the year 2017 for the Lake County Highway Department, the following bids were received:

Beemsterboer Aggregates \$290,712.50

Allen made a motion, to take the above-mentioned bids in Items #7&8 for Aggregate (Limestone) Picked Up for the year 2017 and for Aggregate (Air Cooled Blast Furnace Slag, ACBF) Picked Up for the year 2017 under advisement for further tabulation and recommendation, Tippy seconded the motion with discussion, Tippy asked Highway Department if 6 classes are bid, so that's six (6) separate prices, and bid #2 only bid 3 of the Classes, so is the bid awarded by Class?, Dull, replied, yes. Mr. Malczewski, replied, yes agreeing with Dull's response, Tippy continued, stating I would like to make a recommendation that in the future that we actually list each price per class so that everyone knows the Class 1 bids up against each other, and 2,3,4,5. Mr. Malczewski, replied, yes. Attorney Dull, asked Amy to write that down. Motion carried 3-0.

Order #5 Agenda #9

In the Matter of L C Highway – Contract award for Tree Clearing at Lake County Bridge #116, Wetland Enhancement Hoosier Prairie Nature Preserve, Town of Schererville. Letter of recommendation to Russell's Tree Service in the amount of \$25,000.00.

The Board having previously taken the bids under advisement does hereby accept the recommendation of the Highway Superintendent to award **Russell's Tree Service**, 12295 Sandalwood Drive, DeMotte, IN 46310, with \$25,000.00 for Tree Clearing at Lake County Bridge #116, Wetland Enhancement Hoosier Prairie Nature Preserve, Town of Schererville, for the Lake County Highway Department, being the lowest and most responsive bid that met the specifications, upon a motion made by Tippy, seconded by Allen, no further discussion. Motion carried.

Order #6 Agenda #10, 11, & 12

In the Matter of SPECIFICATIONS: L C Highway – Bituminous Materials for Roadway Patching, Bridge Deck and Approach Overlays (Delivered & Applied); Bituminous Materials Picked Up; Hot-In-Place Recycling by the Heater Scarification Method, to be advertised. Bids to be returned by Wednesday, March 15, 2017 by 9:30 A.M. in the Lake County Auditor's Office.

Allen made a motion, seconded by Tippy, to approve the advertising of the Specifications for Bituminous Materials for Roadway Patching, Bridge Deck and Approach Overlays (Delivered & Applied), Bituminous Materials Picked Up, and Hot-In-Place Recycling by the Heater Scarification Method for the Lake County Highway Department for the return of bids by Wednesday, March 15, 2017 by 9:30 A.M. in the Lake County Auditor's Office. Motion carried.

Order #7 Agenda #13

In the Matter of L C Highway – Offer from Rieth-Riley Construction Co., Inc. to extend their 2016 bid prices for Bituminous Materials and Surface Milling (Delivered & Applied) through the year 2017 at the same rate.

Comes now, Attorney Dull, asked questions to Highway Department, asking, "that's where they come out and lay the asphalt down, right?" and "who's responsible, are they responsible for putting the rock next to it if there's a ledge", Mr. Malczewski, replied, "no", Dull, asked, "who does that?" Mr. Malczewski, replied, "that, we would do".

Comes now, Commissioner Tippy, with questions to Highway Department, asking, "this extension, is this the first extension, last year was the original award?" Mr. Malczewski, replied, "I believe last year was the original award, yes", Tippy, continued, stating, "I would be willing to go along with a one-year extension provided that we re-bid this next year", and that was the motion, Allen seconded the motion to approve the extension provided the Highway Department re-bids for next year 2018 for Bituminous Materials and Surface Milling (Delivered and Applied). Motion carried.

Order #8 Agenda #14

In the Matter of L C Highway – Offer from Day's Construction & Asphalt to extend their 2016 bid price for Crack Sealing through the year 2017 at the same rate.

Upon discussion, Tippy made a motion to extend the contract for Days Construction at \$1.68 per pound same terms and conditions as 2017, with the provision that we re-bid this, Crack Sealing for the Lake County Highway Department, next year (2018), Allen seconded the motion. Motion carried 3-0.

Order #9 Agenda #15

In the Matter of L C Highway – Offer from Walsh & Kelly, Inc. to extend their 2016 bid prices for Seal Coat (Chip & Seal) through the year 2017 at the same rate.

Tippy made a motion, seconded by Allen, to extend the offer from Walsh & Kelly, provided that we re-bid next year, the agreement with Walsh & Kelly are under the same terms and conditions as 2016 for Seal Coat (Chip & Seal) extending their prices for the year 2017. Motion carried.

Order #10 Agenda #16

In the Matter of L C Highway – Offer from Jerri M. Fassoth to extend their 2016 prices for the pick up and disposal of deer and other animals through the year 2017 at the same rate.

Tippy made a motion to approve extension of the contract provided next year it's re-bid, seconded by Allen, agreement is with Jerri M. Fassoth through the year 2017 and the same rates and conditions as 2016 for pick up and disposal of deer and other animals for the Lake County Highway Department. Motion carried.

Order #11 Agenda #17

In the Matter of L C Highway – Agreement for engineering services between DLZ Indiana, LLC and the Board of Commissioners of the County of Lake for the Replacement of Lake County Bridge #260, Main Street (53rd Avenue) over Hart Ditch in an amount not to exceed \$206,125.00.

Allen made a motion, seconded by Tippy, to approve the Agreement for engineering services between DLZ Indiana, LLC and the Board of Commissioners of the County of Lake on behalf of the L C Highway Department for the Replacement of Lake County Bridge #260, Main Street (53rd Avenue) over Hart Ditch in an amount not to exceed \$206,125.00. Motion carried.
(SEE FILE "CONTRACTS" FOR ORIGINAL & EXHIBIT A, B, C, & D)

Order #12 Agenda #18

In the Matter of L C Highway – Maintenance Agreement between Tri-Electronics, Inc. and the Board of Commissioners of the County of Lake for GPS Software Systems, updates/troubleshooting, etc. for the year 2017 in an amount not to exceed \$4,020.00 to be ratified.

Allen made a motion, seconded by Tippy, to approve the Maintenance Agreement between Tri-Electronics, Inc. and the Board of Commissioners of the County of Lake on behalf of L C Highway, upon recommendation of Highway Engineer, Duane Alverson, for GPS Software Systems, updates/troubleshooting, etc. for the year 2017 in an amount not to exceed \$4,020.00. Motion carried.

Order #13 Agenda #19

In the Matter of L C Highway – Agreement between AT&T and the Board of Commissioners of the County of Lake for Centrex services for the Crown Point and Lowell Highway Department Facilities.

Tippy made a motion, seconded by Allen, to approve the Agreement between AT&T and the Board of Commissioners of the County of Lake on behalf of L C Highway for Centrex services at the Crown Point Facility, 1100 East Monitor Street, Crown Point, Indiana and Lowell Facility, 18121 Wicker Ave. Motion carried.

Order #14 Agenda #20

In the Matter of L C Highway – Right of Way Acquisition for 109th Avenue and US 41 Intersection Improvements for parcel number 5 counter offer in the amount of \$44,900.00.

Comes now, Highway Engineer, request for approval, Commissioner Tippy, asked, Mr. Alverson, "is this the final parcel to be purchased for this project", Mr. Alverson, replied, "yes, yes it is".

Tippy made a motion to accept the counter-offer of \$44,900.00, Allen seconded the motion, for the Right of Way Acquisition for 109th Avenue and US 41 Intersection Improvements for parcel number 5, 0.0012 Acres fee simple R/W. Motion carried.

Order #15 Agenda #21 A-K

In the Matter of L C Highway – Certificates of Liability Insurance to be made a matter of public record (listed A-K).

Allen made a motion to make a matter of public record the Certificates of Liability Insurance for #21 A-K per the recommendation of the Highway Department, Tippy seconded the motion. Motion carried.

- A. Arcadis U.S. Inc.
- B. Hanson Professional Services, Inc.
- C. Great Lakes Heavy Haul Inc.
- D. Tonn and Blank Construction LLC
- E. Eagle Services Corp
- F. Smith's Specialized Heavy Hauling Inc.
- G. UV Logistics, LLC dba United Vision Logistics
- H. UVL Acquisition Holding, LLC dba United Vision Logistics
- I. KW Services, LLC
- J. Rose Cartage Service, Inc.
- K. Beam Longest & Neff LLC

Order #16 Agenda #22

In the Matter of L C Sheriff – No proposals were received for Jet A Fuel for the year 2017. Permission requested to go on the open market through the Griffith Airport.

Allen made a motion, seconded by Tippy, to approve permission of the L C Sheriff to go on the open market through Griffith Airport for Jet A Fuel for the year 2017. Motion carried.

Order #17 Agenda #23, 24, 25

In the Matter of SPECIFICATIONS: L C Sheriff – Three (3) more or less 2017-2018 full size four door SUV vehicles with police pursuit package; Fourteen (14) more or less 2017-2018 Police SUV full size four door vehicles with police pursuit package;

Fourteen (14) more or less 2017-2018 full size door sedans with police pursuit package. Bids to be returned by Wednesday, March 15, 2017 by 9:30 A.M. in the Lake County Auditor's Office.

Order #17 Agenda #23, 24, 25 cont'd

Comes now, Commissioner Tippy, asked Sheriff's Department present (Commander Patterson & Melanie Dillon), "Could you explain to me what is meant by, three more or less?" Commander Patterson, replied, "well we don't know how many of these we could get until we know what the bids are" Tippy, intervened, "so you have a budgeted number you're looking and you're going to divide that number by the price to get the number of vehicles"? Commander Patterson, replied, "right, that's correct". Tippy, replied, "ok, thank you".

Allen made a motion, to approve the advertising of the Specifications for the Sheriff's Department for Three (3) more or less 2017-2018 full size four door SUV vehicles with police pursuit package, Fourteen (14) more or less 2017-2018 Police SUV full size four door vehicles with police pursuit package, and Fourteen (14) more or less 2017-2018 full size door sedans with police pursuit package, for the return of bids by Wednesday, March 15, 2017 by 9:30 A.M. in the Lake County Auditor's Office, Tippy seconded the motion, Board discussion, Repay, began, mentioning questions have come up about purchasing vehicles and the main question is that these are vehicles that are marked vehicles?, that will operated with all the markings of a police vehicle?, are these all marked?, are they partially marked?, Commander Paterson, responded, "yes, the #23 those are for the Crime Scene Tech vehicles all black but they are marked with the Sheriff's across side and the stars, its more economical to order a black vehicle than it is to fully mark it with the two-tone brown", Repay, continued, "so, those three are black and then the other, items 24&25, are...Commander Paterson, continued, "those would be the brown and tan, but all three items are fully marked". Dull, continued discussion, with questions, stating, "could I ask a question on behalf of my secretary who deals with the inventory, does this mean, adding 14+14+3= 31, are we going to get 31 Titles back for vehicles that you're taking out of....."Commander Paterson, "not necessarily", Dull, "are you increasing the number of vehicles that the Sheriff's has?", Commander Paterson, "we will once we get all the vehicles and the auction comes up yes, we'll weed out what we can and what we don't need", Dull, "will there be a net increase in the number of Sheriff vehicles, considering the auction, if you sell those?" Commander Paterson, "probably say about the same, we have a lot of bad vehicles", Dull, "which means that 31 vehicles will be retired?" Commander Paterson, "well we won't get 31 out of the money that we get but we're hoping to get somewhere around 13 or 14 total", Repay, "so I think his question is a good one, the expected retirement of vehicles will equal the amount that you're able to pay, in other words, we're not adding to the fleet we're replacing outdated stuff", Commander Paterson, "I think to simplify, there will be no new cars issued to people". Motion carried 3-0.

Order #18 Agenda #26

In the Matter of L C Sheriff – Request for issuance of service weapon to retired Officer George Nestorovich.

Allen made a motion, seconded by Tippy, to approve the issuance of service weapon to Retired Officer George Nestorovich, who retired September 19, 2014 in good standings with the Sheriff's Department. Motion carried.

Order #19 Agenda #27-31

In the Matter of L C Juvenile Court – Legal Services Agreements for the year 2017 in an amount not to exceed \$2,500.00 per appeal.

Allen made a motion to approve and accept the recommendation of the Lake County Juvenile Court for Legal Service Agreements for Agenda Items #27-31 as there is no change to the prior year in terms of cost, Tippy seconded the motion, Board discussion, no Board members request discussion, Commissioners Attorney has discussion, stating "Larry Stassin was representing a plaintiff before, I am assuming now he has dropped that plaintiff representation because you can't work for us and sue us (the County)", A representative of the Juvenile Court could not confirm at this moment but will find out and notify Board of Commissioners and Attorney, motion amended, Allen made a motion to approve with condition that none of the Attorneys in Items #27-31 are not involved in any legal proceedings against Lake County Government, Tippy seconded the motion. Motion carried 3-0. (SEE FILE "LEGAL CONTRACTS" FOR ORIGINALS)

Order #19 Agenda #27

In the Matter of L C Juvenile Court – Legal Services Agreement between Deidre Monroe and the Board of Commissioners of the County of Lake for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017.

Allen made a motion to approve the Legal Services Agreement between Deidre Monroe and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017 with condition that none of the Attorneys in Items #27-31 are not involved in any legal proceedings against Lake County Government, Tippy seconded the motion. Motion carried 3-0.

Order #19 Agenda #28

In the Matter of L C Juvenile Court – Legal Services Agreement between Renee Ortega and the Board of Commissioners of the County of Lake for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017.

Allen made a motion to approve the Legal Services Agreement between Renee Ortega and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017 with condition that none of the Attorneys in Items #27-31 are not involved in any legal proceedings against Lake County Government, Tippy seconded the motion. Motion carried 3-0.

Order #19 Agenda #29

In the Matter of L C Juvenile Court – Legal Services Agreement between Joann Price and the Board of Commissioners of the County of Lake for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017.

Allen made a motion to approve the Legal Services Agreement between Joann Price and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017 with condition that none of the Attorneys in Items #27-31 are not involved in any legal proceedings against Lake County Government, Tippy seconded the motion. Motion carried 3-0.

Order #19 Agenda #30

In the Matter of L C Juvenile Court – Legal Services Agreement between Karyn Price and the Board of Commissioners of the County of Lake for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017.

Allen made a motion to approve the Legal Services Agreement between Karyn Price and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court for Court Appeals in an amount not to exceed \$2,500.00 per appeal Order #19 Agenda #30 cont'd

for the year 2017 with condition that none of the Attorneys in Items #27-31 are not involved in any legal proceedings against Lake County Government, Tippy seconded the motion. Motion carried 3-0.

Order #19 Agenda #31

In the Matter of L C Juvenile Court – Legal Services Agreement between Larry Stassin and the Board of Commissioners of the County of Lake for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017.

Allen made a motion to approve the Legal Services Agreement between Larry Stassin and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court for Court Appeals in an amount not to exceed \$2,500.00 per appeal for the year 2017 with condition that none of the Attorneys in Items #27-31 are not involved in any legal proceedings against Lake County Government, Tippy seconded the motion. Motion carried 3-0.

Order #20 Agenda #32-38

In the Matter of L C Juvenile Court – Court Reporter Services Agreements Items #32-38 for the year 2017 in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreements in Items #32-38 with the Board of Commissioners of the County of Lake on behalf of Lake County Superior Court-Juvenile Division for the year 2017 in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page, no change in cost. Motion carried. (SEE FILE "CONTRACTS" FOR ORIGINALS)

Order #20 Agenda #32

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Karen Fajman-Nauracy and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Karen Fajman-Nauracy and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #20 Agenda #33

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Helen Galanos and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Helen Galanos and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #20 Agenda #34

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Betsy Gregory and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Betsy Gregory and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #20 Agenda #35

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Nicole Guzek and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Nicole Guzek and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #20 Agenda #36

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Jacquelyn Matthews and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Jacquelyn Matthews and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #20 Agenda #37

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Patricia Pitcher and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Patricia Pitcher and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #20 Agenda #38

In the Matter of L C Juvenile Court – Court Reporter Services Agreement between Kathleen Tomko and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017.

Allen made a motion, seconded by Tippy, to approve the Court Reporter Services Agreement between Kathleen Tomko and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court in an amount not to exceed \$4.00 per page and \$2.00 per electronic and/or photocopied page for the year 2017. Motion carried.

Order #21 ADD Agenda #38A

In the Matter of L C Juvenile Court – Legal Services Agreement between Vasilias Bessie Pangere and the Board of Commissioners of the County of Lake for Services as Indigent Counsel for the Lake County Title IV-D Court for the year 2017 in an amount not to exceed \$29,800.00 payable at the rate of \$90.00 per hour.

Allen made a motion, seconded by Tippy, to approve the Legal Services Agreement between Vasilias Bessie Pangere and the Board of Commissioners of the County of Lake on behalf of the Lake County Juvenile Court for Services as Indigent Counsel for the Lake County Title IV-D Court for the year 2017 in an amount not to exceed \$29,800.00 payable at the rate of \$90.00 per hour. Motion carried. (SEE FILE "CONTRACTS" FOR ORIGINAL)

Order #22 Agenda #39 A-C

In the Matter of L C Assessor – Addendum to the Agreement entered into on August 8, 2014 for Cyclical Reassessment and Annual Adjustments for: A. \$126,000.00 annually for Phase 3 and Phase 4 appeal assistance, property reviews and data entry functions in St. John Township; B. \$16,500.00 in 2017 only for performance of annual adjustments in Center Township; C. \$36,000.00 in 2017 only for performance of annual adjustments in St. John Township.

Allen made a motion, seconded by Tippy, to approve the Addendum to the Agreement entered into on August 8, 2014 for Cyclical Reassessment and Annual Adjustments for conditions listed as A, B & C. Motion carried.

- A. \$126,000.00 annually for Phase 3 and Phase 4 appeal assistance, property reviews and data entry functions in St. John Township
- B. \$16,500.00 in 2017 only for performance of annual adjustments in Center Township
- C. \$36,000.00 in 2017 only for performance of annual adjustments in St. John Township.

Order #23 Agenda #40

In the Matter of L C Council – Legal Services Agreement between Linda S. Garcia-Marmolejo and the Board of Commissioners of the County of Lake on behalf of the Lake County Council for the year 2017 in an amount not to exceed \$25,000.00 payable at the rate of \$90.00 per hour.

Allen made a motion, seconded by Tippy, to approve the Legal Services Agreement between Linda S. Garcia-Marmolejo and the Board of Commissioners of the County of Lake on behalf of the Lake County Council for the year 2017 in an amount not to exceed \$25,000.00 payable at the rate of \$90.00 per hour. Motion carried. (SEE FILE "LEGAL CONTRACTS" FOR ORIGINAL)

Order #24 Agenda #41

In the Matter of L C Fairgrounds – Walk with a Doc Co-Branding and Marketing and Licensing Agreement.

Allen made a motion, seconded by Tippy, to approve the Doc, Co-Branding and Marketing and Licensing Agreement, with condition they have a Certificate of liability, for event entitled "Just Walk" d/b/a Walk with a Doc. Fairgrounds Superintendent present/spoke. Motion carried.

Order #25 Agenda #42

In the Matter of Cedar Creek Township Assessor – Township Assistance Standards and Guidelines for Cedar Creek Township, Lake County, Indiana to be made a matter of public record.

Allen made a motion, seconded by Tippy, to approve and make a matter of public record the Township Assistance Standards and Guidelines for Cedar Creek Township Trustee, Lake County, Indiana. Motion carried.

Order #25 Agenda #43

In the Matter of Cedar Creek Township Assessor – Township Assistance Standards and Guidelines for St. John Township, Lake County, Indiana to be made a matter of public record.

Allen made a motion, seconded by Tippy, to approve and make a matter of public record the Township Assistance Standards and Guidelines for St. John Township Trustee, Lake County, Indiana. Motion carried.

Order #26 Agenda #44

In the Matter of L C Plan Commission – Resolution and Maintenance Bond for The Galleries Unit 2, Phase 3 in the amount of \$77,870.00.

Allen made a motion, seconded by Tippy, to approve the Resolution and Maintenance Bond for The Galleries Unit 2, Phase 3 in the amount of \$77,870.00 on behalf of the Lake County Plan Commission. Motion carried.

RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION – The Galleries Unit 2, Phase 3

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department, have examined and filed a written report approving subdivision improvements for The Galleries Unit 2, Phase 3.
Order #26 Agenda #44 cont'd

The BOARD OF COMMISSIONERS of the County of Lake does hereby make final acceptance of said improvements as of this date.

Dated _____ 15th _____ DAY OF _____ February _____, 2017

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

Order #26 Agenda #45

In the Matter of L C Plan Commission – Performance Bond for Willow Creek in the amount of \$4,450.00.

Allen made a motion, seconded by Tippy, to approve the Performance Bond for Willow Creek in the amount of \$4,450.00 on behalf of Lake County Plan Commission. Motion carried.

LAKE COUNTY PLAN COMMISSION

DATE: February 15, 2017
SUBDIVISION: Willow Creek
BONDING COMPANY: J.P. Morgan Chase Bank
PETITIONER: Nathan C. Swentko

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

TOTAL: \$4,450.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15TH DAY OF _____ February _____, 2017

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

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #26 Agenda #46

In the Matter of L C Plan Commission – Performance Bond for Walnut Grove in the amount of \$5,102.00.

Allen made a motion, seconded by Tippy, to approve the Performance Bond for Walnut Grove in the amount of \$5,102.00 on behalf of the Lake County Plan Commission. Motion carried.

LAKE COUNTY PLAN COMMISSION

DATE: February 15, 2017
SUBDIVISION: Walnut Grove
BONDING COMPANY: Western Surety Company
PETITIONER: James C. Waldmarson, Jr. and Susan K. Waldmarson

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

TOTAL: \$5,102.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15TH DAY OF _____ February _____, 2017

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

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #26 Agenda #47

In the Matter of L C Plan Commission – Maintenance Bond for Emerald Crossing Unit 3 in the amount of \$136,705.00.

Allen made a motion, seconded by Tippy, to approve the Maintenance Bond for Emerald Crossing Unit 3 in the amount of \$136,705.00 on behalf of Lake County Plan Commission. Motion carried.

LAKE COUNTY PLAN COMMISSION

DATE: February 15, 2017
SUBDIVISION: Emerald Crossing Unit 3
BONDING COMPANY: Lexon Insurance Company
PETITIONER: Emerald Crossing Development, LLC

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

Order #26 Agenda #47 cont'd

TOTAL: \$136,705.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15TH DAY OF February, 2017

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

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #26 Agenda #48

In the Matter of L C Plan Commission – Performance Bond Release and Resolution for Emerald Crossing, Unit 3 in the amount of \$683,520.50.

Allen made a motion, seconded by Tippy, to approve the Performance Bond Release and Resolution for Emerald Crossing, Unit 3 in the amount of \$683,520.50 on behalf of Lake County Plan Commission. Motion carried.

RELEASE

WHEREAS, **Emerald Crossing Development, LLC** has on June 15, 2016 filed a **PERFORMANCE BOND** in the form of a Subdivision Bond, Bond Number 1140846 issued by **Lexon Insurance Company**, 12890 Lebanon Road, Mt. Juliet, TN 37122 in the amount of **Six hundred Eighty Three Thousand Five Hundred Twenty Dollars and 50/100 (\$683,520.50)** for **Emerald Crossing, Unit 3.**

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND in the form of a Subdivision Bond, Bond Number 1140846 issued by **Lexon Insurance Group**, 12890 Lebanon Road, Mt. Juliet, TN 37122 in the amount of **Six Hundred Eighty Three Thousand Five Hundred Twenty Dollars and 50/100 (\$683,520.50).**

Dated _____ 15th DAY OF _____ February, 2017

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

JOHN PETALAS, AUDITOR

RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION – Misty Glen

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department, have examined and filed a written report approving subdivision improvements for Emerald Crossing, Unit 3.

The BOARD OF COMMISSIONERS of the County of Lake does hereby make final acceptance of said improvements as of this date.

Dated _____ 15th DAY OF _____ February, 2017

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

Order #26 Agenda #49

In the Matter of L C Plan Commission – Performance Bond for Clemdonado Estates in the amount of \$4,497.00.

Allen made a motion, seconded by Tippy, to approve the Performance Bond for Clemdonado Estates in the amount of \$4,497.00 on behalf of Lake County Plan Commission. Motion carried.

LAKE COUNTY PLAN COMMISSION

DATE: February 15, 2017
SUBDIVISION: Mount Hope Lakefront Estates Subdivision

BONDING COMPANY: DeMotte State Bank
 PETITIONER: Colleen K. Clemens

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

TOTAL: \$4,497.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15TH DAY OF February, 2017

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

Order #26 Agenda #49 cont'd

BOARD OF COMMISSIONERS, COUNTY OF LAKE

MICHAEL REPAY, PRESIDENT
 KYLE W. ALLEN, Sr., COMMISSIONER
 JERRY TIPPY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #27 Agenda #50

In the Matter of L C Data Processing – Legal Services Agreement between Judge William Longer and the Board of Commissioners of the County of Lake in an amount not to exceed \$12,000.00 payable at the rate of \$90.00 per hour.

Allen made a motion, seconded by Tippy, to approve the Legal Services Agreement between Judge William Longer and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing in an amount not to exceed \$12,000.00 payable at the rate of \$90.00 per hour for the period of January 1, 2017 to December 31, 2017. Motion carried. (SEE FILE "LEGAL CONTRACTS" FOR ORIGINAL)

Order #28 Agenda #51

In the Matter of L C Data Processing – Request for property disposal.

Comes now, Mark Pearman of Data Processing Department, before the Board to request approval of the request for property disposal, Commissioner Tippy, asked a question, "is there a retention requirement for keeping the computers or are the hard drives kept?" Mark, responded, "what happens is when we decommission the computer and replace it with a new one, if that computer can be used somewhere else and there's a need for it somewhere else in the County, we'll re-install it somewhere else, if not, the Commissioner have allowed us over the years to sell these units to Lake County Employees for a total of a hundred dollars which gets put back into the general fund, if they can't be re-sold, they're recycled, the hard drives are removed and their ground up into small pieces, and we keep track of those and then the units themselves are sent out to recyclers", Repay, intervened, questioning if the question had been answered in Mark's response, and reiterating the question stating he thought the question was more like, if there's data on the computer it would be held somewhere...Mark, responded, "if any information that's available that the departments want to keep onto the new computer is transferred to the new computer after that if it's sold its wiped clean except for the operating system and if its recycled the disc drives themselves are ground up", Tippy, continued, "for legal purposes, should information be retained?" Dull, commented, "here's what I would recommend, somewhere you need to keep those hard drives for a certain number of years, that hasn't been established yet, and what I would say, right now, hold it for three years, Tramel Raggs is working on a Resolution to this regard. Allen, commented, "What is the legal requirement for keeping information?" Mark, responded, "there's a two-year legal requirement, I believe, we'll follow what ever policy the County puts into place to retain, we'll be happy to retain anything", Tippy, responded, "retaining all the hard drives", then made a motion.

Tippy made a motion to approve the request for property disposal with the contingency that the hard drives be labeled and stored for a matter of three years unless changed by the research done by Mr. Raggs, Allen seconded the motion. Motion carried 3-0, no further discussion.

Order #29 ADD Agenda #51A & #51B

In the Matter of L C Treasurer – A. Legal Services Agreement between Ronald Ostojic and the Board of Commissioners of the County of Lake on behalf of Lake County Treasurer for the year 2017 in an amount not to exceed \$60,000.00 payable at the rate of \$5,000.00 per month. B. Legal Services Agreement between John Stanish and the Board of Commissioners of the County of Lake on behalf of the Lake County Treasurer for the year 2017 in an amount not to exceed \$60,000.00 payable at the rate of \$5,000.00 per month.

Comes now, Attorney Dull, before the Board of Commissioners, present to recommend approval, but also, requested that the Board have the Treasurer supply the Board of Commisisoners a summary of how much money these people collected in a Personal Property Tax effort, Dull continued his recommendation to the Board.

Tippy made a motion to approve Items #51A and #51B contingent upon providing the results of the personal property tax efforts, Allen seconded the motion, approving the Legal Services Agreements between Ronald Ostojic and the Board of Commissioners of the County of Lake and between John Stanish and the Board of Commissioners of the County of Lake on behalf of Lake County Treasurer for the year 2017 in an amount not to exceed \$60,000.00 payable at the rate of \$5,000.00 per month. Motion carried 3-0.

Order #30 Agenda #52

In the Matter of Board of Commissioners of the County of Lake: Pending proposals: Operation of the Lake County Government Center Cafeteria.

Pending. NAT.

Order #31 Agenda #53

In the Matter of Board of Commissioners of the County of Lake: Pending bids: County Wide Telecommunications VoIP System under advisement.

Pending, report given, possible recommendation at next Board meeting, per Mark Pearman. NAT.

Order #32 Agenda #54

In the Matter of Board of Commissioners of the County of Lake: Approval for use of revised County Form 19, Vendor Contract for Personal Property, Leases, Lease/Purchase Agreements, Maintenance Agreements, Rental Agreements and Service Agreements to include a line where the vendor shall include their email address.

Allen made a motion, seconded by Tippy, to approve the use of revised County Form 19, Vendor Contract for Personal Property, Leases, Lease/Purchase Agreements, Maintenance Agreements, Rental Agreements and Service Agreements to include a line where the vendor shall include their email address. Motion carried.

Order #32 Agenda #55

In the Matter of Board of Commissioners of the County of Lake: Approval for use of revised County Form 20, Vendor Qualification Affidavit, County of Lake to include a line where the vendor shall include their email address.

Allen made a motion, seconded by Tippy, to approve the use of revised County Form 20, Vendor Qualification Affidavit, County of Lake to include a line where the vendor shall include their email address. Motion carried.

Order #33 Agenda #56

In the Matter of Board of Commissioners of the County of Lake: Memorandum from Commissioners President concerning Building Closure to be made a matter of public record.

Allen made a motion, seconded by Tippy, to make a matter of public record the Memorandum from Commissioners President concerning building closure February 8, 2017, Repay opened discussion regarding this matter, spoke, stating even though the decision to close buildings rests with the President of the Board of Commissioners, Building Closures in a matter of emergency incidents, law enforcement always take precedence, or if there's threat or a fire the Building should immediately be evacuated just as well if a Law Enforcement determines a credible threat, Dull, commented. Motion carried.

Order #34 Agenda #57

In the Matter of Board of Commissioners of the County of Lake: Public Record of 2017 Recorded Officials Bond for John E. Petalas, Lake County Auditor.

Allen made a motion, seconded by Tippy, to make Auditor Petalas' Officials Bond a matter of public record, recorded as Doc No. 2017 004580. Motion carried.

Order #35 Agenda #58

In the Matter of Board of Commissioners of the County of Lake: Letter from the U.S. Department of Justice, United States Marshals Service, Asset Forfeiture Division concerning 49-53 Webb Street, (51 Webb Street property) Hammond, IN 46323, parcel #'s 45-06-01-101-029.000-023, 45-06-01-101-030.000-023, and 45-06-01-101-031.000-023.

Upon brief discussion, Allen made a motion, seconded by Tippy, to accept donation from the U.S. Department of Justice, United States Marshals Service, Asset Forfeiture Division concerning 49-53 Webb Street, (51 Webb Street property) Hammond, IN 46323, parcel #'s 45-06-01-101-029.000-023, 45-06-01-101-030.000-023, and 45-06-01-101-031.000-023. Motion carried.

Order #36 Agenda #59

In the Matter of Board of Commissioners of the County of Lake: Proposals regarding motorcycle training classes at the Lake County Government Center parking lot.

Comes now, Attorney Irak, before the Board of Commissioners, stating "presently two organizations that are interested, one continued use of the parking lot for there classes is the ABATE program, west side of south parking lot, there's a new organization that wants to come in and take over, there's been offers that the new organization The Next Step Academy LLC offered a monetary sum of one-thousand a month to use this facility and use the grounds, ABATE has offered six-thousand dollars to use the grounds and this is a situation where the Board of Zoning Appeals for the City of Crown Point originally approved the ABATE program for that usage and has probably gone back about an estimate of 8-years for their continued usage and it would be my, Attorney Irak, opinion that if the Board would choose to select the new organization, that organization would have to go through a Board of Zoning Appeals approval process with the City of Crown Point. ABATE is a 501C3 not for profit organization, The Next Step is a branch on an arm of a underlined corporation that's also a 501C3 corporation, so it's two offers with monetary amounts, I guess the Board needs to consider whether they want to keep ABATE and the present operating agreement, keep ABATE at the offer of six-thousand per month, take The Next Step at one-thousand per month or the decision of whether or not you want to continue on in this relationship", **Allen**, "you said six-thousand a month?", *Irak*, "six-thousand per year".

Tippy, continued discussion, stating, "I'm not so sure that using the parking lot for this purpose is appropriate in terms of liability to the County and so forth, also it's, I don't like to see the County become a referee to two groups trying to fight over this spot, I would like, and given the fact that we have someone who has been using the property for the past several years and has the variance in place to use the property for that purpose, I'm going to make a motion that we allow ABATE one more year under their existing agreement as is and as of January 1, 2018 that we no longer utilize the parking lot for these purposes, Allen seconded the motion, **Repay**, for discussion, stating, "I appreciate Joe's work on this and I appreciate everybody's patience with this I think you'll discover that on this Agenda and on the previous Agenda what we seem to be doing is our best to make lemonade out of some lemons that have been circulating for a variety of years and I think this is the best course of action, I appreciate, and will in favor of and the motion will carry, and I will direct Attorney Irak to make that communication", *Irak*, stated, "I will notify ABATE of the termination at the end of the calendar year, Repay, responded, "right". Motion carried 3-0.

Order #37 Agenda #60

In the Matter of Board of Commissioners of the County of Lake: Resolution recommending establishment of a Cumulative Drainage Fund under Indiana Code 36-9-27-99 and IC 6-1.1-41.

Allen made a motion, seconded by Tippy, to approve the Board of Commissioners Resolution No. 17-02, Resolution recommending establishment of a Cumulative Drainage Fund under Indiana Code 36-9-27-99 and IC 6-1.1-41. Motion carried. Cont'd.

Order #37 Agenda #60 cont'd

#1

Resolution No. 17 -02
RESOLUTION RECOMMENDING THE ESTABLISHMENT OF A
CUMULATIVE DRAINAGE FUND


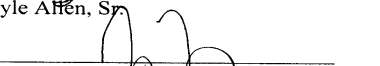

Under Indiana Code 36-9-27-99 and IC 6-1.1-41

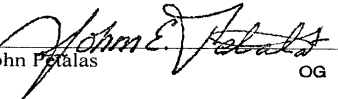
BE IT RESOLVED by the Board of Commissioners of Lake, Indiana that a need now exists for the establishment of a Cumulative Drainage Fund for the following purposes:

For the Construction, Reconstruction, or Maintenance of drains under IC 36-9-27-1 et seq.

BE IT FURTHER RESOLVED that the Board recommends that the proposed fund should not exceed nine thousandths of one cent (\$0.009) on each one hundred dollar (\$100) of assessed valuation. The tax rate should be levied beginning with taxes for 2017 payable 2018 and each year thereafter.

Duly adopted by the following vote of the members of the Lake County Board of Commissioners this 15th day of February, 2017.

YES	NO
 _____ Kyle Allen, Sr.	_____ Kyle Allen, Sr.
 _____ Jerry Tippy	_____ Jerry Tippy
 _____ Michael C. Repay	_____ Michael C. Repay

Attest: 
John Petalas, Fiscal Officer and Auditor
OG

Order #38 Agenda #61

In the Matter of Board of Commissioners of the County of Lake: Appendix A: Human Resources Manual – 3.3 Vehicle Use Policy.

Allen made a motion, seconded by Tippy, to amend the Vehicle Use Policy: Appendix A: Human Resources Manual – 3.3 Vehicle Use Policy. Motion carried.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
 Kyle W. Allen Sr.
 02/08/2017 John Kopack Suggested Revisions
 APPENDIX A: HUMAN RESOURCES MANUAL
 APPROVED THIS 15 DAY OF February 2017

§ 3.3 VEHICLE USE POLICY.

- (A) It is the general practice of the County to use County-owned vehicles for County business. Employees authorized to use their personal vehicle to conduct County business are eligible for mileage reimbursement at the approved rate established by the County Council.
- (B) No employee shall operate a County vehicle, or a personal vehicle on County business, without possessing a valid driver's license for the type and class of vehicle being operated. Every employee shall promptly report any driver license suspension, restriction, expiration, denial or revocation to their department head or elected official and the County Board of Commissioners.
- (C) No employee is permitted to use a personal vehicle for any County business in the scope of their employment unless they provide their elected official or department head, and the County Board of Commissioners, with a copies of and continually maintain:
 - (1) A personal automobile liability insurance policy in force on the vehicle that provides coverage to the employee and meets or exceeds all requirements of the Indiana Financial Responsibility Act; and
 - (2) A valid driver's license that permits operation of the motor vehicle.
- (D) If an employee's personal vehicle incurs damage while being used in the course and scope of authorized County business, and the damage is not the result of any fault or negligence of the employee, the County will pay the deductible amount not covered by the employee's private insurance for the repair of the personal vehicle's damage.
- (E) In certain instances an employee or office holder may be assigned a county-owned vehicle and allowed to take the vehicle home and use it for personal use. This practice is known as "permissive use." The personal use of a County-owned vehicle must be authorized in advance and is subject to this section and all federal and state tax regulations governing such use.
- (F) The County is self-insured and limits the liability coverage it provides to an employee or office holder, when operating a County owned vehicle for their own personal use, to the following amounts:
 - (1) Twenty-five thousand dollars (\$25,000) for bodily injury to or the death of one (1) individual.
 - (2) Fifty thousand dollars (\$50,000) for bodily injury to or the death of two (2) or more individuals in any one (1) accident.
 - (3) Twenty-five thousand dollars (\$25,000) for damage to or the destruction of property in one (1) accident.
- (G) The County's self-insurance program does not provide uninsured motorist coverage, underinsured motorist coverage or medical payments coverage to any employee or office holder operating a County-owned vehicle or a personal vehicle on County business.
- (H) Any employee who needs any clarification of this vehicle policy or the applicable limits of the County's self-insurance coverages should contact the Human Resources Directory and/or the Attorney for the Lake County Board of Commissioners.

Order #39 Agenda #62

In the Matter of Board of Commissioners of the County of Lake: IC 36-2-3.5-4 Executive Powers and Duties – State of the County.

Allen made a motion, seconded by Tippy, to make a matter of public record the State of the County address per the Indiana Code - IC 36-2-3.5-4 Executive Powers and Duties. Motion carried.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
 Kyle W. Allen Sr.
 MADE A MATTER OF PUBLIC RECORD
 THIS 15 DAY OF February 2017

**STATE OF THE COUNTY
 REPORT BY THE
 BOARD OF
 COMMISSIONERS
 TO THE CITIZENS OF
 LAKE COUNTY**

JANUARY, 2017

**Commissioner Kyle W. Allen, Sr. - 1st District
 Commissioner Jerry Tippy – 2nd District
 Commissioner Michael Repay – 3rd District**

INTRODUCTION

In accordance with IC 36-2-3.5-4(b)(1)(2) the Board of Commissioners as the Lake County Executive hereby submits its annual report addressing the state of Lake County's economy, the action program necessary to improve residents' welfare, the forecast of trends for county services, and program financing for all county level government entities.

STATE OF THE COUNTY

1. The primary factor affecting the state of the county is the 10.2% unemployment rate in Lake County as of December 2012.
2. This Lake County rate is 2.0% higher than the 8.2% unemployment rate for the State of Indiana for the same date.
3. Lake County's unemployment rate is 2.4% higher than the national average of 7.8% for December, 2012.
4. Statistics by municipality are not yet available for December, 2012. The unemployment statistics for October, 2012 for those Lake County cities and towns above the national average of 7.5% in October, 2012 are as follows:
 - Crown Point (7.7%), East Chicago (12.4%), Gary (12.8%), Griffith (8.9%), Hammond (9.2%), Highland (8.3%), Hobart (8.6%), Lake Station (10.2%), and Merrillville (8.2%)

ACTION PROGRAM TO IMPROVE LAKE COUNTY RESIDENTS' WELFARE

1. Diversify into a commercial and/or industrial base that does not concentrate on heavy industry.
2. Improve the county's road infrastructure to facilitate development.
3. Accelerate the development of the Gary/Chicago International Airport as a commercial hub rather than a passenger center.

4. Find industries that can move into and conduct operations on the environmentally affected real estate located in the northern half of Lake County.
5. Continue to upgrade the residential housing stock by eliminating decrepit, unsafe and abandoned homes through unsafe building ordinance enforcement.

**FORECAST
TRENDS FOR COUNTY SERVICES**

1. The service requirements of inmates in the Lake County Jail resulting from the agreement with the United States Department of Justice will dominate the use of county budget resources.
2. Over 80% of county level budget resources will continue to be expended for the jail, the Sheriff's Department, the Courts, the Clerk and the Prosecutor.

**REVIEW LAKE COUNTY
GOVERNMENT PROGRAM FINANCING**

1. Revenue will be capped by the current general fund frozen tax levy, the statutory property tax caps of 1%, 2% and 3% which are now in effect and the low collection rate of County property taxes.
2. The Lake County Council through its borrowing committee will allocate resources in 2013 on a priority basis.
3. In its deliberations on its 2014 budget, the Lake County Council will have to consider possible sale and lease back options in order to acquire operational funding in the amount of \$15 million as required in 2013.
4. Lake County will continue to implement cost reduction measures similar to those which reduce the per capita budget expenditure from \$259.38 in 2007 to \$213.50 in 2012 or a composite difference of \$45.88.

4

SUMMARY

County level services are affected by the _____. Operations have been modified and budgets reduced. One way to attack the problem in the jail is to develop an inmate handling and processing system in conjunction with the Courts which will reduce the jail population. The two factors contributing to the jail population are the number of inmates booked and their length of stay.

5

In the Matter of Board of Commissioners of the County of Lake: Public Hearing concerning an application for a one (1) year program under the Community Development Block Grant, created by the Housing and Community Development Act of 1974, as amended to date, to the Lake County Community Economic Development Department.

Comes now, Director Tim Brown present and spoke regarding what can be done with Community Block Grant Funds (CDBG), Board President Repay, opened meeting to a Public Hearing concerning an application for a one (1) year program under the Community Development Block Grant, created by the Housing and Community Development Act of 1974, as amended to date, to the Lake County Community Economic Development Department, calling for anyone present to speak.....for or against... ..hearing one, Attorney Dull spoke in favor of asking if Shelters for Citizens awaiting public transportation could be a cause for use of Community Block Grant Funds.....calling for anyone else to speak.....for or against.....hearing none, public hearing closed.

Order #41 Agenda #63B

In the Matter of Board of Commissioners of the County of Lake: Resolution authorizing and directing the President of the Lake County Board of Commissioners to submit a projects proposal for Community Development Block Grant Funds for Federal Fiscal Year 2017 & 2018.

Allen made a motion, seconded by Tippy, to approve Resolution No. 17-01, Resolution authorizing and directing the President of the Lake County Board of Commissioners to submit a projects proposal for Community Development Block Grant Funds for Federal Fiscal Year 2017 & 2018. Motion carried.

RESOLUTION NUMBER 2017 - 01

A RESOLUTION AUTHORIZING AND DIRECTING THE PRESIDENT OF THE LAKE COUNTY BOARD OF COMMISSIONERSTO SUBMIT A PROJECTS PROPOSAL FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FEDERAL FISCAL YEAR 2017 & 20148

WHEREAS, under the provisions of Title 1 of the Housing and Community Development Act of 1974, as amended to date, Lake County, Indiana is authorized to provide financial assistance to units of general local government for undertaking and carrying out Community Development activities; and

WHEREAS, it is provided in such Act that the unit of general local government shall provide a satisfactory assurance prior to submission of its Application, that it has held one public hearing to obtain the views of citizens of Community Development needs; and

WHEREAS, it is desirable and in the public interest that Lake County, Indiana, hereinafter called the ("County"), undertake and carry out Community Development activities; and

WHEREAS, the County is proposing a project for assistance under the Housing and Community Development Act of 1974, as amended to date, and proposes to undertake and make available a total project cost of Twenty Five Thousand Dollars (\$25,000.00) and

WHEREAS, the County has held one formal public hearing on the proposed program and has made available to the general public, through the mass media and other sources, information concerning the program; and

WHEREAS, the County has general knowledge of the proposed uses of such funds and is cognizant of the conditions that are imposed in the undertaking and carrying out of Community Development activities and undertaking with Federal financial assistance under Title 1, including those prohibiting discrimination because of race, color, creed, sex or national origin:

NOW THEREFORE, BE IT RESOLVED, by the County of Lake, Indiana:

Section 1: That the President of The Board of Commissioners of the County of Lake, IN is hereby authorized to file a Project proposal for funds under Title 1 of the Housing and Community Development Act of 1974, as amended to date, with Lake County, Indiana and provide all information and assurances as may be necessary under the Act.

President of the Board of
Commissioners of the County of Lake

The Board of Commissioners of the County of Lake

Kyle W. Allen Sr.

D.P.

[Signature]

[Signature]

FEB 15 2017

ATTEST:
[Signature]

OG

Order #41 Agenda #63B cont'd

OPENING REMARKS FOR CDBG PUBLIC HEARING

Each spring, the Lake County Community Economic Development Department applies to the U.S. Department of Housing and Urban Development (HUD) for new funding through the Community Development Block Grant program (CDBG).

One of the application requirements is to hold public hearings in the communities where CDBG funding is allocated in order to obtain input from the local citizens on the proposed use(s) of the new funding. For FY2017, the County of Lake CDBG allocation is \$25,000.00.

The most common use of CDBG funds is for infrastructure, including street reconstruction, sanitary sewers, water line extensions, storm drainage improvements, sidewalks, and projects to remove architectural barriers (handicapped access), such as curb cuts and wheelchair ramps. CDBG funds may also be used to eliminate slums and blight through demolition of unsafe buildings or other clearance activities.

CDBG funded infrastructure projects may only be done in areas where the neighborhood is at least 51% low/moderate income according to HUD guidelines. In most cases, an income survey must be done to qualify the area for funding eligibility. The income information taken by the survey is strictly confidential, and is used solely for the purpose of determining the area's eligibility for CDBG funding.

Handicapped access projects and demolition may be done anywhere in a community, without the need for area income determinations.

The public hearing is just the start of the application process for Lake County. There are a series of legal advertisements and comment periods that take place during the summer, prior to final grant approval from HUD in late August. New CDBG funding is released to the County and its entitlement communities on or around **September 1st and needs to be expended by June 15th** of the following year.

After public comment tonight, three documents need to be read and adopted: the Affirmative Action Program, Section 3 Understanding, and a Resolution authorizing the County Executive to submit a project proposal for CDBG funding.

Finally Project Applications, and supporting documentation, need to be submitted no later than **April 21, 2017** for review by Lake County.

The floor is open for comments.

CITIZEN PARTICIPATION PLAN

The following is a detailed citizen participation plan which:

1. Provides for and encourages citizen participation, with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used, and provides participation of residents in low and moderate income neighborhoods as defined by the local jurisdiction;
2. Provides citizens with reasonable and timely access to local meetings, information, and records relating to the grantee's proposed use of funds, as required by the regulations of the Secretary, and relation to the actual use of funds under the Act;
3. Provides for technical assistance to groups representative of persons of low and moderate income that request such assistance to be determined by the grantee;
4. Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;
5. Provides for a timely written answer to written complaints and grievances, within fifteen (15) working days where practicable; and
6. Identifies how the needs of non-English speaking residents will be in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

**AFFIRMATIVE ACTION PROGRAM
IMPLEMENTING SECTION 3 OF THE
HOUSING AND URBAN DEVELOPMENT ACT OF 1968**

SPECIFIC AFFIRMATIVE ACTION STEPS

COUNTY OF LAKE agrees to implement the following specific affirmative action steps directed at increasing the utilization of lower income residents and project area businesses.

- A. To ascertain from the HUD Area Office Director the exact boundaries of the Section 3 covered project area and where advantageous, seek the assistance of local officials of the department in preparing and implementing the affirmative action plan.
- B. To attempt to recruit from the appropriate areas the necessary number of lower income residents through: local advertising media, signs placed at the proposed site for the project, and community organizations and public or private institutions operating within or serving the project area such as Service Employment and Redevelopment (SER), Opportunities Industrialization Center (OIC), Urban League, Concentrated Employment Program, Hometown Plan or the U.S. Employment Service.
- C. To maintain a list of all lower income area residents who have applied either on their own or on referral from any source and to employ such persons, if otherwise eligible and if a vacancy exists.
- D. To insert this affirmative action plan in all bid documents, and to require all bidders to submit a Section 3 affirmative action plan including utilization goals and the specific steps planned to accomplish the goals.
- E. To insure that contracts which are typically let on a negotiated rather than a bid basis in areas other than Section 3 covered project area, are also let on a negotiated basis, where ever feasible when let in a Section 3 covered project area.
- F. To formally contact unions, subcontractors and trade associations, to secure their cooperation for this program.
- G. To insure that all appropriate project area business concerns are notified of pending contractual opportunities.
- H. To maintain records including copies of correspondence, memoranda, etc., which document that all of the above affirmative action steps have been taken.
- I. To appoint or recruit an executive official of the company or agency as Equal Opportunity Officer to coordinate the implementation of this Section 3 Affirmative Action Plan.

Signature

Title

**LAKE COUNTY, INDIANA
Section 3 Understanding**

The U.S. Department of Housing and Urban Development (HUD) issued regulations that provide the directive to create job opportunities for low-income persons when HUD funds are expended on a construction project. These regulations are known as Section 3 policy. The purpose of the Section 3 policy is to ensure that the employment and other economic opportunities generated by Federal financial assistance for housing and community development programs shall, to the greatest extent feasible, be directed toward low and very low-income persons.

Section 3 covered projects are construction, reconstruction, conversion, or rehabilitation of housing, including reduction and abatement of lead based paint hazards, or other public construction which includes building and improvements assisted with HUD housing and community development assistance. Section 3 covered contracts do not include contracts for purchase of supplies and materials. However, whenever a contract for materials includes the installation of the materials, the contract constitutes a Section 3 covered contract.

Fund recipients and contractors must show compliance with the numerical goals set forth by the regulations. The numerical goals for new hires apply only to the number of new hires generated because of the financial assistance of the HUD programs. The numerical goals are not absolute numerical requirements. They are goals that each recipient and contractor should try to reach. The goals, if not met, do not trigger sanctions against the recipient or contractor. However, if challenged on the issue of compliance with Section 3, the recipient or contractor should be ready to demonstrate that they tried to reach these goals. The goals are as follows:

- 30% of all covered new hires for the year FY 2017 & 2018

In addition, recipients and contractors are required to show compliance with the goal that at least 10% of any building trade activity which is subcontracted, and 3% of non building trade activity (construction management, etc.), is awarded to eligible Section 3 business concerns.

Further information regarding these requirements may be found in the Federal Regulations at 24 CFR 135 and the Lake County Section 3 Plan.

I certify that I have read the information above and understand the Section 3 requirements and numerical goals.

Name: _____

Title: _____

Date: _____

In the Matter of Board of Commissioners of the County of Lake: Ratify Letter from the Lake County Fire Chief's Association, Inc. concerning 2002 Chevy Tahoe.

Comes now, Commissioner Repay, to speak regarding letter, dated January 30, 2017, received from the Lake County Fire Chief's Association, Inc. concerning 2002 Chevy Tahoe, stating, "it had some work done, it was essentially, I would say, that it was deemed to be totaled for mechanical purposes, there were some outstanding storage and use charges, the vendor offered to take ownership of the vehicle, or take title to the vehicle, and this is ratification of such transaction, Allen made a motion, seconded by Tippy, to ratify Agenda Item #64 for the Lake County Fire Chief's Association. Motion carried.

Order #43 Agenda #65A

In the Matter of Board of Commissioners of the County of Lake: Property disposal request: A. Lake County Treasurer (Hammond).

Allen made a motion, seconded by Tippy, to approve the disposal of property requested by the Lake County Treasurer, Hammond Office, items reviewed by Mr. Cole, taken to the dump site, outdated chair, desk, calculator. Motion carried.

Order #44 ADD Agenda #65B

In the Matter of Board of Commissioners of the County of Lake: Maintenance Agreement between CardioTech, LLC and the Board of Commissioners of the County of Lake for 39 Automated External Defibrillators (AED's) for the period of March 1, 2017 to February 28, 2018 in an amount not to exceed \$24,000.00 payable at the rate of \$6,000.00 per quarter due on May 31, 2017, August 31, 2017, November 30, 2017 and February 28, 2018.

Tippy made a motion to approve the Maintenance Agreement between CardioTech, LLC and the Board of Commissioners of the County of Lake for 39 Automated External Defibrillators (AED's) for the period of March 1, 2017 to February 28, 2018 in an amount not to exceed \$24,000.00 payable at the rate of \$6,000.00 per quarter due on May 31, 2017, August 31, 2017, November 30, 2017 and February 28, 2018, Allen seconded the motion, Repay allowed discussion, Comes now, Denise Martinez from The Beat Goes On, spoke, stating, "I have been, this is a contract, I believe, that was pulled from the Agenda last month and I'm still waiting for confirmation as well with an opposing contract, I believe, with CardioTech." Repay responded, "you're looking for action because you presented a proposal as did CardioTech, and for the last, how many ever months, we've been determining and our staff has been determining, what is required of us, what is required of you and any other vendor to do the work, that's the reason why it was pulled off, in my opinion, there were two proposal, of differing value, cost to the County Taxpayers, and there needed to be a determination made on whether, well we were comparing apples to apples, through Staff review and discussion, we've determined, that we do in fact have apples to apples and so therefore, I believe the motion to approve CardioTech Maintenance Agreement, which was some measure lower than the proposal you proposed, Ms. Martinez, responded, "correct". Dull, questioned to Ms. Martinez, "I forgot what was your proposal was, like forty-four thousand?" Ms. Martinez, responded, "approximately, but is that including, so it's apples to apples everything was included with CPR training, so far as all the employees?, because I know the Contract that he proposed last year was not, it was CPR training only and...Repay, responded, "the last year's one was and you're right on that and that was part of the confusion, was that okay here we have two and you'll remember we removed it, because we didn't have all those answers answered and I didn't feel comfortable, I don't think that the Board of Commissioners didn't feel comfortable with making a decision on that, since then through Attorney Dull and Attorney Patrick had reviewed it and determined that it was acceptable and apples to apples". Ms. Martinez, responded, "ok, and as long as, okay, that was my question, I had not heard anything back, since I spoke with somebody on Friday, ok" Repay, replied, "understood, thank you", Repay took the vote on the motion. Motion carried 3-0.

Order #45 ADD Agenda #65C

In the Matter of Board of Commissioners of the County of Lake: Discussion concerning Indiana Ballet Theatre.

Comes now, Attorney *Irak*, before the Board of Commissioners, spoke, "we've received some basic valuations as what the value would be to the County of the existing facility there's a request from the Ballet Theatre to remove the conditions, there's a quit-claim deed that was issued a few years ago and they ask the conditions of reversion if an occupancy is not obtained by the end of this calendar year, there was a presentation at the last Board of Commissioners meeting, the request is for removal of those conditions with the granting deed for the property and 1.7 acres surrounding that and the removal of those conditions and in doing so the Ballet feels they can complete the necessary improvements based on the fact they can then go to financial intuitions for a loan, no bank will touch it with the reversionary conditions that are now existing on the deed, we did a walk thru of the facility, Commissioner Tippy was there, myself and a number of individuals from the County, we had our appraisors there, there has been some improvements done by the Ballet Theatre, a lot of the windows have been redone, tuck pointing, there step have been pored and five hundred plus dollars has been invested by the Ballet Theatre and their donors, so their request still remains, removal of the conditions or a revised Deed from the Board of Commissioners to the Ballet Theatre, a revision of the Deed removing the reversionary conditions and including a 1.7 total acreage which includes the building proper as well some property around it for parking for their activities and shows, and that's what the request is today". **Tippy**, "Mr. President, as Attorney Irak mentioned, following our last meeting, we toured the building and we took our building superintendent along with two appraisers with us and it is important to keep in mind that they were instructed, that it was there purpose to evaluate and give us their opinion based on value to the County, so we are not in any way saying that this has anything to do with any of the work that you've done or your financier would be looking at, it would be separate from that, our appraisers are doing a joint appraisal, it's not complete, however they did send a letter that is probably significant enough for us to make a determination and I'd like to just quickly read, this is from Botnowski Appraisal Company, and this is just a paragraph out of the letter it says, upon inspection on January 30th 2017 the property is a 93year old building with an as-is physical condition observed to be an a blighted decayed structurally unsafe and in an environmentally hazardous state, the IBT is the determinial fee holder of the property and has completed repairs remodeling to the building exterior, the interior in my judgment is in very poor condition, structurally unsafe with floors caving in, deteriorated plaster walls and ceilings, rotted wood flooring trim and purportedly possessing evidence of asbestos and lead based paint, again in regards to the County's view and then in another paragraph he states, it is in my judgment the demolition and the envorinmental remediation costs are likely to exceed the land value estimate resulting in a negative total property value, completed proposal some time in March, in the mean time, Mr. **Tippy** states, in my own plain English now, it appears that the building itself is valued at zero, what we're waiting for is the land appraisals, we recently had land appraised across the street and we using those numbers in rough interpretation, we can roughly value that land at four hundred thousand unless there's some.....it might be less because of the condition of the building that it sits on, for the County to use that building, in talking to our facilities director, could cost as much as four million dollars to bring it up to the point where Crown Point would offer us an occupancy permit, it just doesn't seem like a good use of money to upgrade that property, it would cost in excess of four hundred thousand dollars as anticipated that it would cost more than four hundred thousand dollars to remediate all the environmental issues and then demolish the building to do something else with it, so on that basis, I am going to make a motion, **Tippy**, to remove the deed restriction, to revise the deed to include the 1.7 acres of Land, and that they will take ownership as-is and that

they will sign a hold-harmless agreement to the County and the County would not be held responsible for anything that's under the ground, above the ground, anything within the

Order #45 ADD Agenda #65C cont'd

perimeter of the property, **Allen** seconded the motion per Mr. *Irak's* recommendation and staff report, **Repay** called for any discussion, *Irak* replied yes for discussion, *Irak*, asked Ms. Tuohy and representatives to come forth for a couple questions, firstly wishing Ms. Tuohy the best of luck on her projects, continued, asking Ms. Tuohy, "you heard the conditions as outlined by Mr. Tippy?", Ms. Tuohy, replied, "yes". *Irak*, continued, the important conditions are, that I am going to draft and send to you (speaking to Ms. Tuohy), a hold-harmless agreement that's going to cover any and all environmental that may or may not be on that property, are you agreeable to the conditions", Tuohy, replied, "yes", *Irak*, continued, "do you understand that you'll be solely responsible for any and all zoning requirements rather it be with the City of Crown Point, State of Indiana, Road-Cuts with the State, anything to make that property usable for your intentions, you are responsible, the County will have no further involvement with this project after we re-deed this to you, do you understand", Tuohy, replied, "that was our understanding", *Irak*, continued, "do you agree with all those terms?", Tuohy replied, "yes", **Repay**, continued discussion, stating this agreement predated all of us (Board of Commissioners), we don't know who or where the empathis was, but at the last meeting it was stated that my predecessor has a positive response on it and that was not the case, I was informed shortly after she (Commissioner DuPey) was not in favor of this, to confirm for the record, but we're happy to have this off of the table, we wish you (Ms. Tuohy) all the best of luck, Repay confirmed the vote, stating, let the record show 3-0. Dull, commented further to the Board. No further action. Motion carried 3-0.

Order #46 ADD Agenda #65D A-B

In the Matter of Board of Commissioners of the County of Lake: Towing: A. Update; B. Notice to Advertise.

Comes now, Attorney Dull, before the Board of Commissioners, stating, "the Board of Commissioners have reviewed and developed a set of Specifications and Qualifications and Standards for Towing, also, those Standards, people will have to abide by are greater than the Standards required by the Indiana State Police, there's more criteria in there than the Indiana State Police", having reviewed the State Standards for the State Police, "this is a very good Standard and Qualifications and asks for the Board to approve".

Allen made a motion to approve the updates to our Towing Policy and Procedure as well as giving staff the authority to advertise based on those rules and regulations for Towing Contracts and Services for Lake County Government, Tippy seconded the motion with discussion, asking, "what would the methods of advertising be?", Dull, replied, "the method of advertising will be that the Notice will be placed in the paper", Dull, continued, "if the Board desires, we can send that Notice to the current people who are providing services or desires, they will be required to fill out a survey and submit four copies that survey tells a lot about that Company, it's a four page survey, it was provided by Commissioner Repay", Tippy, asked, "so, all Towing Companies who can prove that they meet the qualifications will be considered for Towing?", Dull, replied, "This Board will consider", Tippy, continued, "we're not picking and choosing, we're allowing everyone and anyone who is qualified, who meets the Standards to fill out an application", Dull, responded, "they'll have to fill this packet and submit four copies of that at the meeting in March", Board members continued for clarification. Motion carried 3-0.

Order #47 ADD Agenda #65E

In the Matter of Board of Commissioners of the County of Lake: Request for the Donation of Tax Sale Certificates to Cities and Towns listed in Items A-I.

Comes now, Attorney Dull, before the Board of Commissioners, stating this is the report that's coming from Tramel Raggs the number of certificates requested by various communities, Allen made a motion to approve the donation of tax sale certificates to the Cities & Towns listed A-I, Tippy seconded the motion, Repay called for discussion, spoke, "this is a tax sale certificate, it requires whomever is the receiving entity, it requires of them some work, some significant legal work in order to perfect that certificate in order to make it a saleable piece of property, it also allows for the individual who is the tax over to redeem their right to own that property, so what we're really doing is signing our right to collect this tax and so those individual Cities and Towns they're actually doing work for us in this way, they are actually going out and trying to collect that tax and or if they don't collect they'll collect the property. Motion carried 3-0.

- A. 249-Town of Cedar Lake
- B. 1-Town of Schererville
- C. 77-City of Gary
- D. 64-City of Hammond
- E. 74-City of East Chicago
- F. 16-Town of New Chicago
- G. 6-Town of Merrillville
- H. 48-City of Hobart
- I. 4-City of Crown Point

Order #48 ADD Agenda #65F

In the Matter of Board of Commissioners of the County of Lake: Public Record of Statement from the Commissioners Attorney concerning the executive session held on Tuesday, February 14, 2017.

Allen made a motion, seconded by Tippy, to make a matter of public record the statement from the Commissioners Attorney concerning the executive session held on Tuesday, February 14, 2017 10:10 A.M.-10:55 A.M., Dull spoke. Motion carried.

Order #49 ADD Agenda #65G

In the Matter of Board of Commissioners of the County of Lake: Notice to Lake County, Indiana Taxpayers of a Hearing on a proposed Cumulative Bridge Fund.

Allen made a motion, seconded by Tippy, to approve the Notice to Lake County, Indiana Taxpayers of a Hearing on a proposed Cumulative Bridge Fund. Motion carried.
(NOTICE PUBLISHED IN NEWSPAPER(S) FEB. 7TH AND FEB 14TH 2017)

Order #49 ADD Agenda #65G cont'd

#1

NOTICE TO LAKE COUNTY, INDIANA TAXPAYERS OF A HEARING ON A PROPOSED
CUMULATIVE BRIDGE FUND

Notice is hereby given to the taxpayers of Lake County, Indiana, that the Board of Commissioners of Lake County, Indiana will consider at the Lake County Government Center, Third Floor, Building A, Commissioner's Courtroom at 2293 North Main Street, Crown Point, Indiana at 10:00 o'clock am on Wednesday, March 15, 2017, the establishment of a Cumulative Bridge Fund under the provisions of Indiana Code 8-16-3 to provide funds for the following purposes: for all uses as set out in IC 8-16-3-1 et seq. to include the cost of construction, maintenance and repair of bridges, approaches and grade separations.

The tax will be levied on all taxable real and personal property within the taxing district and will not exceed one cent (\$.01) per one hundred dollars (\$100) of assessed valuation. The proposed fund will be levied beginning with taxes due and payable in the year 2018 and thereafter. Taxpayers appearing at such hearing shall have the right to be heard thereon. The proposal for establishment of the Cumulative Bridge Fund is subject to approval by the Department of Local Government Finance.

Within 30 days after the date of the adoption of the cumulative bridge fund by the Lake County Board of Commissioners, the Lake County Commissioners will publish a Notice of Adoption. Upon publication of the Notice of Adoption, ten (10) or more taxpayers in the taxing district may file a petition with the Lake County Auditor, 2293 N. Main Street, Crown Point, Indiana 46307, not later than noon 30 days after the publication of the Notice of Adoption setting forth their objections to the proposed fund.

Dated this 27th day of January, 2017.

John Petalas
Lake County Auditor

Lake County Board of Commissioners
Michael C. Repay, President
Kyle Allen, Sr., Vice President
Jerry Tippy, Commissioner

Direction to Newspapers:

Notice to Taxpayers that describes the tax levy to be imposed must be published two times, at least seven days apart, with the first publication being at least ten days before the public hearing and the second at least three days before the public hearing, in accordance with IC 5-3-1-2(f). The notice must be published in the newspapers published within the unit, as applicable, in accordance with IC 5-3-1-2(f). ~~BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE~~

Kyle W. Allen Sr.

APPROVED THIS 15th DAY OF FEB. 2017

Order #50 Agenda #66 (A-B)

In the Matter of Review and Approval of the Minutes: A. Regular meeting, Wednesday, December 21, 2016; B. Regular meeting, Wednesday, January 18, 2017.

Allen made a motion, seconded by Tippy, to approve the Minutes of the Regular meeting held Wednesday, December 21, 2016 and Regular Meeting held Wednesday, January 18, 2017. Motion carried.

Order #51 Agenda #68

In the Matter of Lake County Council Ordinances and Resolutions – Adopted February 14, 2017.

Comes now, Commissioner Allen, read aloud for review the Lake County Council Ordinances and Resolutions, Allen made a motion to approve all Ordinances and Resolutions submitted and adopted by the Lake County Council, February 14, 2017, Tippy seconded the motion with discussion, mentioning that the Ordinances we're approving today were passed by the County Council yesterday and we'll have the same thing next month due to the calendar that the 2nd Tuesday and the 3rd Wednesday fall one day after one another, Repay, continued, adding, although most of them are standard issue deals but two are of specific importance to the Board one, being the authority now to market and sell the parcel that's out in front of which we have appraisals, but we have those in private, and the other one, Ordinance Establishing The Lake County Sheriff And Jail Budget Oversight Committee, of which we are granted, if we should pass it today, we are granted two appointments, which can be discussed after we pass it, and add it to our Appointments on this Agenda, Tippy, continued, in the original drafts floating around there was discussion that the Sheriff's expenses would be turned over to the County Commissioners, other than medical expenses, this revised edition states that the new formed Committee can make that recommendation, so it does not, we do not effectively take that responsibility upon passage, Repay, commented, good point, because again, the early renditions and you were obviously also apart of the conversation, and so you know some of the same things I do, commenting to Commissioner Tippy, I did participate in that, the thought of running like phantom budgets was thought to be too cumbersome and maybe not effective, what we have, this body, is at least two out of three of us have the authority to pay a bill, what we don't have is the knowledge that is required to say, this is, what we do and what we have done, typically, is take the recommendation of the Elected Official and his or her bookkeeper, and understanding the system that we have, we're given enough information to say yes this is valid, this is okay, the Council and their authority is both the Legislative and Fiscal branch have had some concerns

about some of the overages that they've been dealing with and this is their mechanism by which to deal with it, it seems like a good idea, we'll see in practice if it's a good idea, and ultimately, I believe, the Ordinance will allow this Committee to make a recommendation to bus on whether we should approve or not approve, particularly particular purchase orders, and so I think it's a good thing, any other discussion. Motion carried 3-0.

(SEE FILE "COUNCIL ORDINANCES AND RESOLUTIONS" FOR COPY)

Order #51 Agenda #68 cont'd

Ordinance No. 1401D-1	Ordinance Amending The Lake County 2017 Salary Ordinance, Ordinance No. 1401D, Establishing Carry-Over Positions And Salary Changes Approved After The 2017 Budget Deliberations
Ordinance No. 1403B-1	Ordinance Amending The Lake County Part-Time Employees Pay Rate Ordinance For 2017, Ordinance No. 1403B
Ordinance No. 1405A	Ordinance Establishing The Homeland Security & Emergency Management Agency Hazardous Mitigation Grant Fund (HMGP), A Non-Reverting Fund
Ordinance No. 1405C	Ordinance Establishing The Lake County Check Processing Procedure
Ordinance No. 1405D	Ordinance Establishing The Public Defender's Mental Health And Addiction Forensic Treatment Grant Fund, A Non-Reverting Fund
Ordinance No. 1403E	Ordinance Establishing Lake County's Minority Business/Women's Business Policy
Ordinance No. 1405F	Ordinance Establishing The Lake County Sheriff And Jail Budget Oversight Committee
Resolution No. 17-07	Resolution Proclaiming March As Disability Awareness Month
Resolution No. 17-08	Resolution Honoring Senator Earline Rogers
Resolution No. 17-09	Resolution Permitting The Lake County Fairgrounds To Pay Outstanding 2016 Invoices/ Debts From The 2017 Budget
Resolution No. 17-10	Resolution Permitting The Lake County Recorder To Pay Outstanding 2016 Invoices/ Debts From The 2017 Budget
Resolution No. 17-11	Resolution Permitting The Lake County Board Of Elections and Registration To Pay Outstanding 2016 Invoices/Debts From The 2017 Budget
Resolution No. 17-12	Resolution Permitting The Lake County Coroner To Pay An Outstanding 2016 Invoice/ Debt From The 2017 Budget
Resolution No. 17-13	Resolution Permitting The Lake County Community Economic Development Department To Pay An Outstanding 2016 Invoice/Debt From The 2017 Budget
Resolution No. 17-14	Resolution Permitting CASA To Pay Outstanding 2016 Invoices/Debts From The 2017 Budget
Resolution No. 17-15	Resolution In Support Of The Victims Of Domestic Violence
Resolution No. 17-16	Resolution Of The Lake County Council Approving Sale Of Certain Real Property Owned By Lake County

Order #52 Agenda #69

In the Matter of Service Agreements

Allen made a motion, seconded by Tippy, to approve the following Service Agreements. Motion carried.

L C 911	W/	Bucher Tech
L C COURT ADMINISTRATOR	W/	Peak-Ryzex, Inc.
L C CRIMINAL COURT	W/	ATN Technology
L C CRIMINAL COURT	W/	ATN Technology
L C ELECTIONS & REGISTRATION	W/	Chester Information Technology
L C ELECTIONS & REGISTRATION	W/	Imaging Office Systems
L C ELECTIONS & REGISTRATION	W/	MicroVote
L C HEALTH DEPARTMENT	W/	ABC Burglar Alarm
L C HEALTH DEPARTMENT	W/	Healthcare Waste Management
L C RECORDER	W/	Naviant

Order #52 Agenda #70

In the Matter of Poor Relief Decisions.

Allen made a motion, seconded by Tippy, to approve the following Poor Relief Decisions. Motion carried.

Bobbie Williams	Remanded to township for further consideration and review
Elizabeth Guerrero	Denied for appellant's failure to appear
Druscilla Lee	Approved/partial
Trinetta Harper	Denied for appellant's failure to appear
Kwame Ray	Denied for appellant's failure to appear
Elizabeth Rivera	Denied for appellant's failure to appear
Toresia Driskell	Remanded to township for further consideration and review
Beverly Dawns	Approved/partial
Nakia Banks	Denied for appellant's failure to appear
Katherine Britzman	Remanded to township for further consideration and review
Crystal Ruiz	Approved
Aubrey Mabon	Denied
Tezzie Kendrick	Denied
Beverly Dawns-Soto	Remanded to township for further consideration and review
Errienne Amacker	Remanded to township for further consideration and review
Christina Cruck	Remanded to township for further consideration and review
Tina Richardson	Denied for appellant's failure to appear
Alfonso Turner	Approved
Deborah Smith	Denied

Shannon Clark-Collins Denied
 Jennifer Jimenez Approved/partial
 Marketta M. Smith Approved/partial
 Gloria Mitchell Remanded to township for further consideration and review
 Jerome Green Denied for appellant's failure to appear
 Iris Crowder Approved/partial

Order #52 Agenda #70 cont'd

Jeaneissa Watkins Approved/partial
 Brenda Kirkland Approved
 Lasean Lyles Jr. Approved
 Valerie Duncan Denied
 Luis Calderon Approved/partial
 Shanelle Johnson Denied for appellant's failure to appear
 Jerome Green Remanded to township for further consideration and review
 Shannon Clark-Collins Denied for appellant's failure to appear
 Antonio Horton Approved/partial
 Falicia Green Denied for appellant's failure to appear
 Dwight Williams Denied for appellant's failure to appear
 Candance Dickerson Approved/partial
 Callie Schneiderwind Approved
 Jerline Washington Approved/partial

Order #52 Agenda #71

In the Matter of Pay immediate (hand cut) Checks: January, 2017

Allen made a motion, seconded by Tippy, to approve the log of the Pay immediate (hand cut) Checks reported for the month of January, 2017, submitted from Auditor's Office Bookkeeping Supervisor. Motion carried.

Order #53 Agenda #72A

In the Matter of Appointments: A. Judicial Nominating Commission-District 1.

Comes now, Commissioner Allen, with question to Attorney Dull getting specifics on the criteria of this appointment, Allen made a motion to defer, Tippy seconded the motion. Motion carried 3-0.

Order #54 Agenda #72C

In the Matter of Appointments: C. Public Record of Certificates of Appointment from appointments made at the January 18, 2017 Commissioners meeting to be made a matter of public record.

Allen made a motion to make a matter of public record the Certificates of Appointment from appointments made at the January 18, 2017 Commissioners meeting, Tippy seconded the motion with discussion, regarding Kankakee River Basin Commission. Motion carried.

Tippy made a motion to add the appointment of the Commissioners representative to the Kankakee River Basin Commission to agenda, Allen seconded the motion. Motion carried.

Allen made a motion to appoint Commissioner Tippy to the Kankakee River Basin Commission, Tippy seconded the motion/appointment. Motion carried 3-0.

Certificates of Appointment

Michael Repay	L C Board of Commissioners, President	January 1, 2017 to December 31, 2017
Kyle W. Allen, Sr.	L C Board of Commissioners, Vice-President	January 1, 2017 to December 31, 2017
Delvert Cole	L C Board of Commissioners, Administrative Asst.	January 1, 2017 to December 31, 2017
Kyle W. Allen, Sr.	L C Equal Employment Opportunity Officer	January 1, 2017 to December 31, 2017
Paul Carlson	L C Fairgrounds Superintendent	January 1, 2017 to December 31, 2017
Marcus Malczewski	L C Highway Department Superintendent	January 1, 2017 to December 31, 2017
Duane Alverson	L C Highway Department Engineer	January 1, 2017 to December 31, 2017
Brenda Koselke	L C Purchasing Agent	January 1, 2017 to December 31, 2017
Raymond Guiden	L C Veterans Service Officer	January 1, 2017 to December 31, 2017
Ken Ruesken	L C Alcoholic Beverage Commission	January 1, 2017 to December 31, 2017
Jerry Tippy	L C Contractors Licensing Board	January 1, 2017 to December 31, 2017
Joseph Pozzi	L C Contractors Licensing Board	January 1, 2017 to December 31, 2017
Kyle W. Allen, Sr.	L C Data Board	January 18, 2017 to December 31, 2017
Michael Repay	L C Drainage Board	January 1, 2017 to December 31, 2017
Kyle W. Allen, Sr.	L C Drainage Board	January 1, 2017 to December 31, 2017
Jerry Tippy	L C Drainage Board	January 1, 2017 to December 31, 2017
Dan Spitale	L C Economic Development Commission	January 1, 2017 to December 31, 2017
Jerry Tippy	L C Eleven County Drainage Board	January 1, 2017 to December 31, 2017
Michael Repay	L C Emergency Management Advisory Council	January 1, 2017 to December 31, 2017
Kalyani Gopal	L C Division of Family and Children Protection Team	January 1, 2017 to December 31, 2017
Chiedu Nchikwube, M.D.	L C Board of Health	January 1, 2017 to December 31, 2020
Delvert Cole Proxy	L C Homeland Security & Emergency Management	January 1, 2017 to December 31, 2017
Delvert Cole Proxy	L C Homeland Security & Emergency Management ~District one Oversight Committee	January 1, 2017 to December 31, 2017
Michael Repay	L C Insurance Oversight Committee	January 1, 2017 to December 31, 2017
Michael Repay	L C Jail Oversight Committee	January 1, 2017 to December 31, 2017
Jerry Tippy	L C Law Library Board	January 1, 2017 to December 31, 2020
Kyle W. Allen, Sr.	L C NWI Community Action Corporation	January 1, 2017 to December 31, 2017
Michael Repay	L C Northern Indiana Commuter Transportation District	January 1, 2017 to December 31, 2018
Kyle W. Allen, Sr. 2017	L C NWI Regional Planning Commission	January 1, 2017 to December 31,
Kyle W. Allen, Sr.	L C NWI Workforce Board	January 1, 2017 to December 31, 2017
John Salzeider	L C Plan Commission	January 1, 2017 to December 31, 2020

Jerry Tippy	L C Plan Commission	January 1, 2017 to December 31, 2017
Jim Metro	L C Plan Commission	January 1, 2017 to December 31, 2020
Frank Kalvaitis	L C Plan Commission	January 1, 2017 to December 31, 2017
Danita Johnson Hughes	L C Private Industry Council	January 1, 2017 to December 31, 2017
Barbara Corcoran	L C Private Industry Council	January 1, 2017 to December 31, 2017
Anthony Costello	L C Private Industry Council	January 1, 2017 to December 31, 2017
Robin Salzeider	L C Property Tax Assessment Board of Appeals	January 1, 2017 to December 31, 2017
David Wickland	L C Property Tax Assessment Board of Appeals	January 1, 2017 to December 31, 2017

Order #54 Agenda #72C cont'd

Jackie White	L C Property Tax Assessment Board of Appeals	January 1, 2017 to December 31, 2017
Kyle W. Allen, Sr.	L C Real Estate Disposal Committee	January 1, 2017 to December 31, 2017
Thomas Bainbridge	L C Redevelopment Commission	January 1, 2017 to December 31, 2017
Kyle W. Allen, Sr.	L C Redevelopment Commission	January 1, 2017 to December 31, 2017
Deborah Trevino	L C Redevelopment Commission	January 1, 2017 to December 31, 2017
Randy Palmateer	L C Redevelopment Commission	January 1, 2017 to December 31, 2017
Jerry Tippy	L C Solid Waste Management Board	January 1, 2017 to December 31, 2017
Michael Repay	L C Veterans Affairs Study Commission	January 1, 2017 to December 31, 2017
Adam Fedak	L C Board of Zoning Appeals	January 1, 2017 to December 31, 2020
Jim Metro	L C Board of Zoning Appeals	January 1, 2017 to December 31, 2020

Order #55 Agenda #72D

In the Matter of Appointments: Letter of Resignation from George O'Donnell from the Board of Zoning Appeals effective February 1, 2017.

Allen made a motion to make a matter of public record the letter of resignation submitted from George O'Donnell resigning from the appointment to the Board of Zoning Appeals Board, effective February 1, 2017, Tippy seconded the motion. Motion carried.

Order #56 Agenda #72

In the Matter of Appointments - Ordinance Establishing The Lake County Sheriff And Jail Budget Oversight Committee.

Upon brief discussion, Allen made a motion to appoint Commissioner Michael Repay, Board President and Larry Blanchard as the representatives for the Lake Board of Commissioners Sheriff and Jail Budget Oversight Committee, Tippy seconded the motion/appointment, no further discussion. Motion carried 3-0.

ORDINANCE NO. 1405F**ORDINANCE ESTABLISHING THE
LAKE COUNTY SHERIFF AND JAIL BUDGET OVERSIGHT COMMITTEE**

- WHEREAS**, pursuant to I.C. 36-2-3.5-3, the Lake County Council is the County legislative and fiscal body of Lake County, Indiana; and
- WHEREAS**, pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances and resolutions to promote efficient County Government; and
- WHEREAS**, pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and
- WHEREAS**, pursuant to I.C. 35-2-5-11, the Lake County Council shall adopt the yearly budget for all departments of County Government, including Lake County Sheriff and Lake County Jail; and
- WHEREAS**, each year the Lake County Sheriff's Budget and Jail Budget run a substantial shortage near the end of the calendar budget year, resulting in invoices for the year, and prior years, not being timely paid; and some invoices that are not timely paid are two to three years old; and
- WHEREAS**, it is necessary to use funds for the current budget year to pay the old past due invoices; and not paying past due invoices when received from funds originally appropriated for payment creates numerous difficulties for County Government with regard to fiscal policy, which effects all departments of Lake County Government; and
- WHEREAS**, pursuant to I.C. 36-2-3.5-5(b)(5) the County Council has authority to conduct investigations into the conduct of County business for the purpose of correcting deficiencies and insuring adherence to law and county policies and regulations; and
- WHEREAS**, the Lake County Council desires to establish an Oversight Committee to study and review the Lake County Sheriff and Jail Budget to determine the cause of the shortfalls, and lack of timely payment of invoices.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That the Lake County Council now establishes the Lake County Sheriff and Jail Budget Oversight Committee as follows:

I. PURPOSE.

The Lake County Sheriff and Jail Budget Oversight Committee is established to study and review the Lake County Sheriff's and Jail's Budget spending and payment procedures to determine the cause of budget shortfalls, and the lack of timely payment of invoices, and related budgetary issues.

II. MEMBERSHIP AND TERMS.

- A. The Oversight Committee shall consist of the following members as follows:
 - 1. Three (3) members appointed by the Lake County Council;
 - 2. Two (2) members appointed by the Lake County Board of Commissioners;
 - 3. One (1) member appointed by the Lake County Auditor;
 - 4. The Sheriff's Bookkeeper.
- B. The members shall be appointed by their entities within seven (7) days of the passage of this Ordinance, and shall meet within fourteen (14) days of passage. The Oversight Committee shall elect a Chairman and Vice-Chairman at the first meeting. Each member shall serve a one (1) year term and may be re-appointed. A vacancy shall be filled for the remainder of the vacancy only.

III. OVERSIGHT COMMITTEE AUTHORITY/DUTIES.

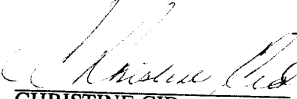
The Oversight Committee shall have the authority to obtain any documents deemed necessary through the Indiana Public Records Act, or subpoena power pursuant to I.C. 36-2-3.5-5(b)(5).

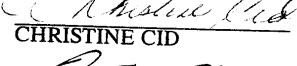
IV. REPORT.

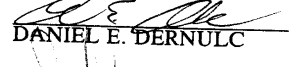
Within ninety (90) days of the first meeting the Oversight Committee shall issue an initial report to the Lake County Council and the Lake County Board of Commissioners:


- A. Listing the causes of the yearly budget shortfalls and failure to timely pay invoices;
- B. Suggest solutions to correct the problems, including but not limited to placing the invoice payment procedure under the authority of the Lake County Commissioners.

SO ORDAINED THIS 14th DAY OF FEBRUARY, 2017.


 TED F. BILSKI, President

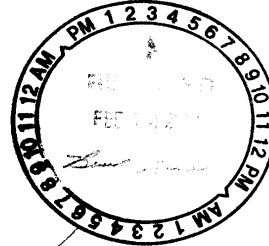

 CHRISTINE CID



 DANIEL E. DERNALC



 JAMAL WASHINGTON

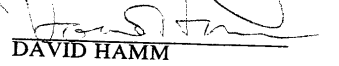
PRESENTED TO
BOARD OF COMMISSIONERS
BY LAKE COUNTY AUDITOR

FEB 14 2017 mjc



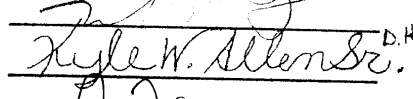

 ELSIE FRANKLIN

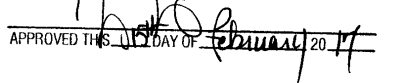

 ELDON STRONG


 DAVID HAMM

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE


 Kyle W. Allen Sr. D.H.


 APPROVED THIS 14th DAY OF February 2017

Order #57 Agenda #73

In the Matter of Reports.

Comes now, Attorney Dull, with Staff Reports, regarding Commissioner Allen's request regarding getting minority vendors and women, then suggested to the Board, the next best action would be to actively put something in the paper seeking to identify people who might be interested. Commissioner Allen, responded to Attorney Dull's recommendation and commented, "yes, I would appreciate it".

Comes now, Attorney Dull, with Staff Reports, spoke in regards to Auditor's Office shelves for Commissioners' record books, asking if shelves had come after the re-construction had been done, Auditor Petalas, replied, "they were installed yesterday".

Order #58 Agenda #75

In the Matter of Commentary – from members of the Board of Commissioners.

Comes now, Commissioner Allen, spoke, mentioning that he attended the County Council meeting on the 10th of February and wanted to make a statement, "I know that the County has always dealt with consolidations of buildings and courthouses and he(Councilman Strong) wanted us to re-visit this issue and I made it clear to him that I would bring it before the Commissioners at our next public meeting, so maybe at some point we could look at that issue (the issue of Consolidating County Courthouses)". Repay, followed up, stating, "not unlike the situation that we discussed wit the Ballet, where we've gone, we've went down a road and we determined at a point in the road that, hey this is gonna go this way, I think Councilman Strong suggests that we didn't go down that road, I don't think I was here for it, but what happened was we got to a certain point in the road and it was determined that well in order to consolidate we need x more square footage, x more square costs us so many million dollars and does the Council want to Bond for that amount of money in order to put all those people in this building and I think it was at that point that where that thing went...Allen, commented, "yes, I would agree with that", Repay, spoke, "so it wasn't studied or it wasn't appreciated", Allen, continued, "the Judges would have to go, somewhere, I don't think we would have the necessary space, based on the current configurations, if you were to close one or more of the Courthouses, and so cost would become an issue if that is decided upon how we allocate our real estate and resources". No further comments.

Order #58 Agenda #76

In the Matter of Commentary – from the public.

Comes now, Citizen Mr. Joe Hero, spoke, asked Board to explain in the new specifications for Towing, how the franchise fee will be collected, how the redemption fee will be collected, and the third part, lets say a car is not redeemed and it ends up being sold by the Towing company, according to the legal procedures, do they pay the redemption fee also to the County and how are you gonna audit the redemption fee and the franchise fees. Commissioner Repay, intervened as Attorney Dull, began to reply to the public comment, stating this portion of the meeting is comments from the public, not questions from the public, so if you have any other comments, I appreciate you making comments and can make all the comments you want, those answers can be given to you in paper form or after the thru John, don't like the back and forth question and answer, it's a comment.

The next Board of Commissioners Meeting will be held on Wednesday, March 15, 2017 at 10:00 A.M.

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

The following officials were Present:

Attorney John Dull

Attorney Joe Irak

MICHAEL REPAY, PRESIDENT

KYLE ALLEN Sr., COMMISSIONER

JERRY TIPPY, COMMISSIONER

ATTEST:

JOHN E. PETALAS, LAKE COUNTY AUDITOR