WHEREAS, in the opinion of the County Auditor, the public interests required that the Lake County Council, should be called to meet in regular session at this time, for the purpose of considering additional appropriations, a written notice was sent to each member of the Council, and proper advertisement made, and all other acts performed in accordance with the laws governing such matters.

And now in obedience to such call, come Ted Bilski, President, David Hamm, Charlie Brown, Daniel Dernulc, Christine Cid and Christian Jorgensen County Councilpersons, together with Tom O'Donnell, County Council Attorney. Councilman Alfredo Menchaca was absent.

In the Matter of Minutes – March 8, 2022 (Deferred April) and April 12, 2022

Brown made the motion, seconded by Dernulc, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

ORDINANCE # 1471

Section 1. Be It Ordained by the County Council of Lake County, IN., that for the expenses of the County Government and its institutions, the following sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein appropriated, and shall be held to include all expenditures authorized to be made during the year unless otherwise expressly stipulated and provided by law.

Aр	pro	pr	iat	ion

Requested Appropriated

Special Non-Rev Lake County Fairground Fund 131

Fairgrounds 2920

42410 Other Supplies \$1,830.00 \$1,830.00

Gambling Admission Tax Fund 196

Data Processing Agency 3600

43995 Other Services & Charges \$820,000.00 \$820,000.00

Problem Solving Court Drug Grant Fund 426

Lake County Superior Court IV 4070

 42410 Other Supplies
 \$9,000.00
 \$9,000.00

 44490 Other Equipment
 \$1,000.00
 \$1,000.00

L.C. Local Road & Bridge Matching Grant Fund 445

County Highway 5011

44500 Construction & Reconstruction \$3,428,550.00 \$3,428,550.00

Adopted this 10th day of May, 2022.

TRANSFER OF FUNDS CERTIFICATE

I, the proper legal officer of Lake County Council, Lake County, IN., hereby certify to the Auditor of Lake County, that the Lake County Council, approved the following transfers:

	Requested	Approved
Juvenile Court 4100 Lake County Community Corrections Grant Fund	391	
From: 391-43232 Travel – Meals	\$100.00	\$100.00
391-42333 Travel – Lodging	\$1,415.00	\$1,415.00
391-43234 Travel – Trans/Other	\$59.96	\$59.96
391-43235 Travel – Mileage	\$425.04	\$425.04
391-43920 Food & Lodging	\$1,500.00	\$1,500.00
391-43995 Other Services & Charges	\$3,405.00	\$3,405.00
To: 391-43195 Contractual Services	\$425.04	\$425.04
391-44490 Other Equipment	\$6,479.96	\$6,479.96

Prosecutor 0800

Prosecutors Elderly Abuse Fund 127 \$300.00 From: 127-41210 Longevity – Deduction \$300.00 127-41395 Bonus Pay \$3,557.36 \$3,557.36 127-42410 Other Supplies \$600.00 \$600.00 127-43231 Travel – Registration \$100.00 \$100.00 127-43232 Travel – Meals \$55.00 \$55.00 127-43233 Travel Lodging \$135.00 \$135.00 127-43630 Maintenance & Service Cont. \$190.00 \$190.00 127-44420 Office Machines \$650.00 \$650.00 127-41220 FICA – Deduction To: \$1,377.36 \$1,377.36 127-41230 PERF – Deduction \$2,180.00 \$2,180.00 127-42110 Office Supplies \$955.00 \$955.00

Prosecutors Office 0800

Prosecutor's Pre-Trial Divers. Fund 135

127-42210 Petroleum Products

127-44410 Furniture & Fixtures

From: 135-41160 Office & Clerical \$15,000.00 \$15,000.00 To: 135-41190 Part-Time \$15,000.00

<u>Additionals</u>

\$425.00

\$650.00

Made Motion Seconded

Special Non-Rev Lake County Fairground Fund 131

Fairgrounds 2920

(\$1,830) Jorgensen Cid Majority voted yes.

Menchaca was absent.

Motion to approve carried

6-yes, 1-absent.

\$425.00

\$650.00

Gambling Admission Tax Fund 196

Data Processing Agency 3600

(\$820,000) Brown Cid Majority voted yes.

Menchaca was absent.

Motion to approve carried

6-yes, 1-absent.

Problem Solving Court Drug Grant Fund 426

Lake County Superior Court IV 4070

(\$10,000) Jorgensen Hamm Majority voted yes.

Menchaca was absent. Motion to approve carried

6-yes, 1-absent.

L.C. Local Road & Bridge Matching Grant Fund 445

County Highway 5011

(\$3,428,550) Jorgensen Hamm Majority voted yes.

Menchaca was absent. Motion to approve carried

6-yes, 1-absent.

Transfers

Made Motion Seconded

Juvenile Court 4100

Lake County Community Corrections Grant Fund 391

(\$6,905) Jorgensen Brown Majority voted yes.

Menchaca was absent.

Motion to approve carried

6-yes, 1-absent.

Prosecutor 0800

Prosecutors Elderly Abuse Fund 127

(\$5,587.36) Cid Hamm Majority voted yes.

Menchaca was absent. Motion to approve carried

6-yes, 1-absent.

Prosecutors Office 0800

Prosecutor's Pre-Trial Divers. Fund 135

(\$15,000) Cid Hamm Majority voted yes.

Menchaca was absent.

Motion to approve carried

6-yes, 1-absent.

May 10, 2022 10:00 A.M.

<u>In the Matter of Highway 5011 – Create 1 New Line Item – Local Road and Bridge Matching Grant Fund 445</u>

Jorgensen made the motion, seconded by Cid, to approve the following new line item:

44500 Construction & Reconstruction

Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes,1-absent.

In the Matter of <u>Data Processing 3600 – Create 1 New Line Item – Gambling Admission Tax Fund 196</u>

Brown made the motion, seconded by Cid, to approve the following new line item:

43995 Other Services & Charges

Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the Matter of County Court Division III 4050 – Revised 144 – General Fund 001 Effective Payroll of 6-6-2022

Hamm made the motion, seconded by Cid, to approve the following:

 Present
 Proposed
 Difference

 15548-001 VTC Case Mgr.
 \$36,879
 \$44,163
 \$7,284

Majority voted yes. Jorgensen voted to abstain. Menchaca was absent. Motion to approve carried 5-yes,1-abstention, 1-absent.

In the Matter of Prosecutor 0800 - Create 1 New Line Item - Prosecutor's Pre-Trial Diversion Fund 135

Cid made the motion, seconded by Hamm, to approve the following new line item:

41190 Part-Time

Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the <u>Matter of Council – Combined Councilmanic & Citizen Appointments – Lake County Study Commission on Veteran Affairs (8)</u>

Cid made the motion, seconded by Jorgensen, to defer to June 14, 2022. Majority voted yes. Menchaca was absent. Motion to defer to June 14, 2022 carried 6-yes, 1-absent.

In the Matter of Council – Citizen Appointments – Northwest Indiana Regional Development Authority (1)

Jorgensen made the motion, seconded by Brown, to open nominations. Majority voted yes. Menchaca was absent. Motion to open nominations carried 6-yes, 1-absent.

Jorgensen made the motion to nominate Randy Palmateer.

Dernulc made the motion, seconded by Jorgensen, to close nominations. Majority voted yes. Menchaca was absent. Motion to close nominations carried 6-yes, 1-absent.

Jorgensen made the motion, seconded by Dernulc, to seat Randy Palmateer. Majority voted yes. Menchaca was absent. Motion to seat Randy Palmateer carried 6-yes, 1-absent.

<u>In the Matter of Council – Citizen Appointments – Board of Zoning Appeals (1) and Unsafe Building</u> Authority (1)

Jorgensen made the motion, seconded by Brown, for the Reassignment of Bob Zubrick, (currently serving on the Unsafe Building Authority) to the Board of Zoning Appeals and the Reassignment of Scott Cooper from the Board of Zoning Appeals to the Unsafe Building Authority. "Both of which who have voluntarily stepped down from their positions to be reassigned to the other."

Majority voted yes. Menchaca was absent. Motion to reassigned positions carried 6-yes, 1-absent.

In the Matter of Council – Citizen Appointments – Contractor's Licensing Board (1)

NO ACTION

In the Matter of <u>Council – Citizen Nominations – Economic Development Commission – City of Gary</u> (<u>Deferred January</u>, <u>February & March</u>)

Brown made the motion, seconded by Hamm, to defer to June 14, 2022. Majority voted yes. Menchaca was absent. Motion to defer to June 14, 2022 carried 6-yes, 1-absent.

In the Matter of <u>Council – Citizen Nominations – Economic Development Commission – Town of Munster</u> (<u>Deferred January, February & March)</u>

Dernulc made the motion, seconded by Hamm, to defer to June 14, 2022. Majority voted yes. Menchaca was absent. Motion to defer to June 14, 2022 carried 6-yes, 1-absent.

In the <u>Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Indiana Supreme</u>
<u>Court – Office of Court Services – FY 2023 Problem-Solving Court Grant Award = Lake Superior Court – County Division III Veterans Treatment Court</u>

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Jorgensen voted to abstain. Menchaca was absent. Motion to approve carried 5-yes, 1-abstention, 1-absent.

In the Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Arnold Ventures - Criminal Justice Initiative Grant to Indiana University - Office of Research Administration (IU-ORA) = Lake County Prosecutor's Office as a sub-recipient on IU – ORA's Grant Funded Project

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the <u>Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Indiana Department of Corrections – FY 2023 Community Corrections and Justice Reinvestment Grant Application = Lake County Community Corrections Department</u>

Cid made the motion, seconded by Brown, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the <u>Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Lake County Coalition Against Substance Abuse - Supporting Addiction Free Environments Grant Application = Lake County Community Corrections Department</u>

Cid made the motion, seconded by Brown, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the <u>Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Little Calumet River Basin Development Commission Funding Application for Land Acquisition (Veterans Memorial Parkway Trail) = Lake County Parks and Recreation Department</u>

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Little Calumet River
Basin Development Commission Funding Application for Land Acquisition (Proposed Lake Hills County
Park) = Lake County Parks and Recreation Department

Cid made the motion, seconded by Brown, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the <u>Matter of Grant Applications & Grant Approvals – Grant Oversight Committee - Indiana Department of Natural Resources – Benjamin Harrison Conservation Trust Grant Application = Lake County Parks and Recreation Department</u>

Cid made the motion, seconded by Brown, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

In the Matter of Council - Discussion/Action - Lake Ridge Fire Protection District

Lake Ridge Fire Protection District Board member Tanya Tribble stated that they have been able to come to a contract solution with the negotiating committee.

Jorgensen made the motion, seconded by Hamm, to defer to on June 14, 2022. Majority voted yes. Menchaca was absent. Motion to defer to June 14, 2022 carried 6-yes, 1-absent.

In the Matter of Council – Contract Approval – Law Office of Ray L. Szarmach, P.C. Consulting Contract

Hamm made the motion, seconded by Jorgensen, to approve contract. Majority voted yes. Menchaca was absent. Motion to approve contract carried 6-yes, 1-absent.

LAW OFFICE OF RAY L. SZARMACH, P.C. CONSULTING CONTRACT

THIS AGREEMENT, entered into this 10th day of May, 2022, effective from June 1, 2022 to December 31, 2022, by and between the LAW OFFICE OF RAY L. SZARMACH, P.C., (hereinafter called "Consultant") and the LAKE COUNTY COUNCIL (hereinafter called "Council").

Under the statutory provisions in I.C. 36-2-3-10(a) and I.C. 36-2-3.5-5(b)(2), the COUNCIL has the authority to determine the compensation and duties of a Consultant Attorney (Consultant). The purpose of this Contract is to spell out the duties of the Consultant and to enumerate compensation that is consistent with the Council's authority.

WITNESSETH THAT:

NOW, THEREFORE, the parties hereto mutually agree as follows:

- 1. Employment of Consultant Attorney.
 - A. In accordance with I.C. 36-2-3-10(a) and I.C. 36-2-3.5-5(b)(2), the LAKE COUNTY COUNCIL as the fiscal and legislative body of Lake County, hereby employs the consulting services of Law Office of Ray L. Szarmach, P.C., 2115 W. Lincoln Hwy., Merrillville, IN, 46410
 - B. The Consultant hereby agrees to perform the services for the compensation indicated in this agreement.
- 2. Scope of Fixed Fee Service. The Consultant shall do, perform, and carry out in a good and professional manner the following services in paragraph 2 for the fixed fee of Nine Thousand (\$9,000.00) Dollars per month for a total of Sixty-Three Thousand (\$63,000.00) Dollars per year. Consultant will receive an office expense in the amount of Three Thousand (\$3,000.00) Dollars per month:
 - A. Legally advise the Council and/or its departments when requested by the Council of duties and authority.
 - B. Attend all meetings of the Council, and Council committees when requested.
 - C. Prepare opinions, reports and documents for the Council as requested.
 - D. Devote such hours as are necessary for the performance of the obligations of the Consultant as outlined in the fixed fee section of the contract.

- E. The fixed fee payable to the Consultant under this section is payable out of the Legal Services line item in the Council's General Fund Budget or such other line items under the control of the Council. The fee of Nine Thousand (\$9,000.00) Dollars shall be paid monthly.
- F. The office expense payable to the Consultant under this section is payable out of the Legal Services line item in the Council's General Fund Budget or such other line items under the control of the Council. The fee of Three Thousand (\$3,000.00) Dollars shall be paid monthly.

3. Representation in Litigation.

- A. The Consultant shall legally represent or designate a representative for the Council as the County fiscal and legislative body in all possible, potential, threatened and actual litigation to include litigation or threats of litigation against the Council as a political subdivision and in any cases filed by the Council as Plaintiff.
- B. The Consultant shall exercise his discretion after consultation with the Council in determining who shall represent which defendants in all litigation filed against the County and or Lake County Council.
- C. The Consultant shall keep the Council up-to-date on all proceedings so as to permit the Council to make informed judgments at action stages in any controversy or litigation.
- D. The Consultant will act as their lead counsel.
- E. The amount of a fee for representation for in Court litigation shall be determined by the Council on a case by case basis.

4. Bond Counsel.

- A. The Consultant shall act as local counsel in all proceedings where the Council as the fiscal and legislative body for Lake County are involved in bonding or issuing tax warrants.
- B. The fees for this service shall be the usual and customary fees applicable to the services rendered by the Consultant in current and bond/warrant fundings undertaken by and/or involving the Council.
- 5. <u>Time of Performance.</u> The services to be performed hereunder by the Consultant shall be undertaken and completed in such sequence as to assure their expeditious completion and best carry out the purposes of the agreement.
- 6. <u>Changes.</u> The Council may, from time to time, require changes in the

scope of the services of the Consultant to be performed hereunder. Such changes, which are mutually agreed upon by and between the Council and the Consultant, shall be incorporated in a written amendment to this agreement.

- 7. <u>Termination of Agreement.</u> Either party may terminate this agreement, with or without cause, by giving thirty (30) days written notice to the other party and specifying the effective date of termination.
- 8. <u>Accomplishment of Project.</u> The Consultant shall commence, carry on, and complete the project with all practicable dispatch, in a sound economical and efficient manner, in accordance with the provisions thereof and all applicable laws.
- 9. <u>Provisions Concerning Certain Waivers.</u> Subject to applicable law, any right or remedy which the Council may have under this contract may be waived in writing by the Council by a formal waiver, if, in the judgment of the Council, this contract, as so modified, will still conform to the terms and requirements of pertinent laws.
- 10. <u>Matters to be Disregarded.</u> The titles of the several sections, subsections, and paragraphs set forth in this contract are inserted for convenience of reference only and shall be disregarded in construing or interpreting any of the provisions of this contract.
- 11. <u>Completeness of Contract.</u> This contract and any additional or supplemental document or documents incorporated herein by specific reference contain all the terms and conditions agreed upon by the parties hereto, and no other agreements, oral or otherwise, regarding the subject matter of this contract or any part thereof shall have any validity or bind any of the parties hereto.
- 12. <u>Council Not Obligated to Third Parties.</u> The Council shall not be obligated or liable hereunder to any party other than the Consultant.
- 13. When Rights and Remedies Not Waived. In no event shall the making by the Council of any payment to the Consultant constitute or be construed as a waiver by the Council of any breach of covenant, or any default which may then exist, on the part of the Consultant, and the making of any such payment by the Council while any such breath or default shall exist in no way impair or prejudice any right or remedy available to the Council in respect to such breath or default.

Page -3-

- 14. Personnel. The Consultant represents that he has, secured at his own expense, all staff, office equipment and facility required in performing the services under this agreement. Such personnel shall not be employees of or have any contractual relationship with the Council. All of the services required hereunder will be performed by the Consultant or under his supervision, and all personnel engaged in the work shall be fully qualified to perform such services.
- 15. <u>Equal Opportunity and Affirmative Action.</u> The Consultant agrees by the execution of this contract that in regards to its operations:
 - A. No person shall, on the grounds of race, color, national origin or sex, be excluded from participation, be denied the benefits of, or be subject to discrimination.
 - B. The principles of equal opportunity in employment and delivery of services are applicable and commits to a policy and practice of nondiscrimination and affirmation action based upon age, military service, ancestry, color, national origin, physical handicap, political affiliation, race, religion and sex.
 - C. The provisions of the Affirmative Action Program adopted by the Council and Board of Commissioners of the County of Lake on May 31, 1977, as applicable are incorporated by reference as part of this agreement.
 - D. The provisions of all Federal Civil Rights laws and the Indiana Civil Rights Law as applicable are incorporated by reference as part of this agreement.
 - E. Breach of any of the equal opportunity and/or nondiscrimination provisions of the agreement remedy available to the Council in respect to such breach or default.
 - F. Where applicable, nondiscriminatory clauses and affirmative action clauses shall be made a part of any agreement, contract or lease between the Consultant and any organization, corporation, subcontractor or other legal entity that benefits from the funds paid to the Consultant by this agreement.

16. <u>Miscellaneous Provisions.</u>

A. This agreement represents the entire understanding between the parties, and modifications of this agreement shall not be effective unless reduced to writing and signed by both parties. In the event any portion of portions of this agreement are found to be void and voidable portions; these portions shall be stricken and the remaining portions enforced;

- B. Consultant may not subcontract any part of the work covered herein without the prior written consent of the Council.
- C. The Consultant is personally responsible for paying any fines or sanction penalties which any Judge or Administration Board orders the Consultant personally to pay because of the actions of the Council Consultant in violating applicable procedural rules, the rules of professional conduct, and/or the rules of the administrative board. These sums will not be reimbursed by the Council, or any of its elected or appointed officials or employees.
- D. The Consultant shall be deemed an independent contractor and not an employee of the Council, and shall not file any claim under Workers Compensation or Occupation Disease against the Council for any injury or disease arising from the performance of this contract.
- E. Any dispute arising under this consulting contract shall be submitted to binding arbitration as the sole and exclusive remedy of either party.
- 17. Extension. This contract may be extended by agreement of the parties.
- 18. <u>Notice.</u> Any notice, bills, invoices, or reports required by this agreement shall be sufficient if sent by the parties in the United States mail, postage paid, to the addresses noted below:

Law Office of Ray L. Szarmach, P.C. Attorney at Law 2115 W. Lincoln Hwy. Merrillville, IN 46410 Lake County Council 2293 N. Main St. Crown Point, IN 46307

- 19. <u>Conflict of Interest.</u> The following provisions of Lake County Council Ordinance No. 1356C are incorporated as part of this contract.
 - A. The Council has the right to prohibit activity it deems in conflict of interest with Council's employment. Activities are to be monitored by the official. (Ord. 1356C, passed 1-8-13).
 - B. Neither Council employee whose job description included the provision of legal services nor any person, partnership or corporation of any type, acting as a contract agent to provide legal services for the Council, its elected officials, its appointed officials, employees, departments, agencies or agents shall represent any person, partnership or corporation of any type in any manner in or out of court in a proceeding, claim, or action where the legal

- services provided for the client seeking in part legal redress against the Council or Lake County Government, its elected officials, its appointed officials, employees, departments, agencies or agents.
- C. The prohibition against legal representation outlined in the paragraph above shall be placed in all Council contracts for legal services. If the restriction on legal representation is violated, the contract with the Council shall be null and void and any monies paid under the contract after the violation shall be deemed unearned and shall be repaid to the Council with eight (8%) percent interest.

20. Information Availability.

- Information that is the property of the Lake County Council shall be made available in accordance with the Indiana Open Records Law, I.C. 5-15-5.1-1, et. seq.
- B. The Council members recognize and acknowledge that in the course of performing the services provided hereunder it may have access to certain confidential or proprietary information of Consultant and Consultant's business and computer operations. The Council members hereby agree that it will not, at any tie during or after the term of this agreement disclose any such confidential or proprietary information to any person unless required by law or upon obtaining the prior written consent of Consultant.

21. E-Verification.

- A. I.C. 22-5-1.7 Chapter 1.7, Public Contract Services, Business Entities; Unauthorized Aliens.
- B. I.C. 22-5-1.7-2 "Contractor" as used in this chapter, "contractor" means a person that has or is attempting to enter into a public contract for services with a state agency or political subdivision.
- C. I.C. 22-5-1.7-3 "E-Verify program" as used in this chapter, "E-Verify program" means the electronic verification of work authorization program of the Illegal Immigration Reform and Immigration Responsibility Act of 1996 (P.L. 104-208), Division C, Title IV'S 403(a), as amended, operated by the United States Department of Homeland Security or a successor work authorization program designated by the United States Department of Homeland Security or other federal agency authorized to verify the work authorization status of newly hired employees under the Immigration Reform and Control.
- D. I.C. 22-5-1.7-4 "Person" as used in this chapter, "person" means an individual, a corporation, a limited liability company, a partnership,

- or another legal entity.
- E. I.C. 22-5-1.7-5 "Political subdivision" as used in this chapter, "political subdivision" has the meaning set forth in I.C. 36-1-2-13.
- F. I.C. 22-5-1.7-6 "Political contract for services" as used in this chapter, "public contract for services" means any type of agreement between a state agency or a political subdivision and a contractor for the procurement of services.
- G. I.C. 22-5-1.7-0 "Unauthorized alien" as used in this chapter, "authorized alien" has the meaning set forth in 8 U.S.C. 1324a(h)(3).
- H. I.C. 22-5-1.7-11 Contractors with public contract for services required to use E-Verify program; business entities that receive certain grants required to use E-Verify program Sec. 11. (a) This subsection applies only to a public contract for services entered into or renewed after June 30, 2011. A state agency or political subdivision may not enter into or renew a public contract for services with a contractor unless:
 - 1. The public contract contains:
 - A. A provision requiring the contract to enroll in and verify the work eligibility status of all newly hired employees of the contractor through the E-Verify program; and
 - B. A provision that provides that a contract is not required to verify the work eligibility status of all newly hired employees of the contractor through the E-Verify program if the E-Verify program no longer exists; and
 - 2. The contractor signs and affidavit affirming that the contractor does not knowingly employ an unauthorized alien.
 - (b) A state agency or political subdivision may not award a grant of more than One Thousand (\$1,000.00) Dollars to a business entity unless the business entity:
 - 1. Signs a sworn affidavit that affirms that the business entity has enrolled and is participating in the E-Verify program;
 - Provides documentation to the state agency or political subdivision that the business entity has enrolled and is participating in the E-Verify program; and
 - 3. Signs an affidavit affirming that the business entity does not knowingly employ an unauthorized alien.
 - I. I.C. 22-5-1.7-15 Certification by subcontractor. If a

contractor uses a subcontractor to provide services for work the contractor is performing under a public contract for services, the subcontractor shall certify to the contractor in a manner consistent with federal law that the subcontractor, at the time of certification:

- 1. Does not knowingly employ or contract with an unauthorized alien;
- 2. Has enrolled and is participating in the E-Verify program.
- J. Affidavit by contractor. By execution of this contract I swear under the penalties of perjury that my company does not knowingly employ an unauthorized alien.
- 22. I hereby certify that I am not engaged in investment activities in Iran per I.C. 5-22-16.5-13.

IN WITNESS WHEREOF, the Council and the Consultant have executed this Agreement as of the date first written above.

LAKE COUNTY COUNCIL

CONSULTANT ATTORNEY

LAW OFFICE OF RAY L. SZARMACH, P.C.

CHRISTINE CID

CHRISTIAN J. JORGENSEN

Guel 5

DANIEL E. DERNULC

ARLIEBROWN

ABSENT

ALFREDO MENCHACA

In the <u>Matter of Plan Commission Ordinance 2550 – Zachary Bencur, Owner/Petitioner 4-20-2022, A-1 to R-1, Favorable Recommendation (Vote 6-0)</u>

Jorgensen made the motion, seconded by Brown, to approve proposal. Majority voted yes. Menchaca was absent. Motion to approve proposal carried 6-yes,1-absent.

ORDINANCE #2550 OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation April 20, 2022).

BE IT ORDAINED by the County Council of Lake County, Indiana as follows:

ZONE CHANGE from A-1 (Agricultural Zone) to R-1 (One-Family Zone) owned and petitioned by Zachary Bencur for a proposed one-lot residential subdivision on the following described property:

General Location: Located approximately 2/10 of a mile north of 91st Avenue on the east side of Colfax Street in St. John Township.

LEGAL DESCRIPTION: Part of the Southwest Quarter of Section 25, Township 35 North, Range 9 West of the Second Principal Meridian, in Lake County, Indiana, more particularly described as follows:

Beginning at the Northeast Corner of Lot 2 of Resubdivision of Estate of Mick, as shown in Plat Book 63, page 24, in the Office of the Recorder of Lake County, Indiana, thence North 89 degrees, 10 minutes, 13.6 seconds West, along the North Line of said Lot 1, 415.14 feet to the West Line of the Southwest Quarter, of the Southwest Quarter of said Section 25; thence North 00 degrees, 08 minutes, 35 seconds West, along the West Line of the Southwest Quarter, of the Southwest Quarter of said Section 25, 200 feet; thence South 89 degrees, 10 minutes, 13.6 seconds, East along a line North of and parallel to the North line of said Lot 1, 330 feet; thence South 23 degrees, 03 minutes, 04 seconds East, 218.69 feet to the point of beginning, containing 1.71 acres more or less.

Parcel No.: 45-11-25-351-001.000-032

IS HEREBY X DENIED	BY THE COUNTY COUNCIL REMANDED
OF LAKE COUNTY, INDIANA, THIS <u>10th</u>	DAY OF May 2022.
MEMBERS OF THE	LAKE COUNTY COUNCIL
TED	BILSKI, PRESIDENT
ABSENT ALFRÉDO MENCHACA	DANIEL DERNIE
CHRISTINE CID	CHRISTIAN JORGENSEN
Chy	Donat Hamm
CHARLIE BR Ø WN	DAVID HAMM

In the <u>Matter of Plan Commission Ordinance 2551 – Thomas and Lori Witvoet, Owner/Petitioner 4-20-2022 A-1 to RR, Favorable Recommendation (Vote 6-0)</u>

Jorgensen made the motion, seconded by Hamm, to approve proposal. Majority voted yes. Menchaca was absent. Motion to approve proposal carried 6-yes,1-absent.

ORDINANCE #2551 OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation April 20, 2022).

BE IT ORDAINED by the County Council of Lake County, Indiana as follows:

ZONE CHANGE from A-1 (Agricultural Zone) to RR (Rural Residential) owned and petitioned by Thomas and Lorri Witvoet for a proposed three-lot residential subdivision on the following described property:

General Location: Located approximately 1/10 of a mile south of 135th Avenue on the east side of Calumet in Hanover Township.

PARCEL DESCRIPTION:

A PARCEL OF LAND BEING PART OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 34 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN IN LAKE COUNTY INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE SOUTH 88 DEGREES 53 MINUTES 15 SECONDS EAST (BASIS OF BEARINGS IS ASSUMED) 1173.30 FEET ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER TO THE WEST LINE OF THE EAST HALF OF SAID NORTHWEST QUARTER, ALSO BEING THE WEST LINE OF LAND DESCRIBED TO RONALD AND SHARON BOERSMA IN DOCUMENT 1994-046760 RECORDED ON JUNE 27, 1994 IN THE OFFICE OF THE RECORDER OF SAID COUNTY; THENCE NORTH 00 DEGREES 12 MINUTES 45 SECONDS WEST 1031.20 FEET ALONG SAID WEST LINE; THENCE SOUTH 89 DEGREES 47 MINUTES 15 SECONDS WEST 233.80 FEET TO THE SOUTHEAST CORNER OF LAND DESCRIBED TO ROSALEE M HOFFMAN AS TRUSTEE UNDER THE HOFFMAN LIVING TRUST DATED JANUARY 15, 2014 IN DOCUMENT NUMBER 2014-006619 RECORDED ON FEBRUARY 4, 2014 IN SAID RECORDER'S OFFICE: THENCE NORTH 89 DEGREES 05 MINUTES 23 SECONDS WEST 150.00 FEET ALONG THE SOUTH LINE OF SAID HOFFMAN LAND TO THE SOUTHWEST CORNER THEREOF; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 18.02 FEET ALONG THE WEST LINE OF SAID HOFFMAN LAND TO THE SOUTHEAST CORNER OF LAND DESCRIBED TO DAVID AND DEBRA SCHULTE IN DOCUMENT NUMBER 2017-070442 RECORDED ON OCTOBER 18, 2017 IN SAID RECORDER'S OFFICE; THENCE SOUTH 85 DEGREES 43 MINUTES 00 SECONDS WEST 324.43 FEET ALONG THE SOUTH LINE OF SAID SCHULTE LAND, THE SOUTH LINE OF LAND DESCRIBED TO WILLARD AND GAYLE SWINNEY IN DOCUMENT NUMBER 1999-028495 RECORDED ON APRIL 5, 1999 IN SAID RECORDER'S OFFICE, AND THE SOUTH LINE OF LAND DESCRIBED TO JOHN AND KAREN DEYOUNG, AS TRUSTEES UNDER THE JOHN W AND KAREN L DEYOUNG LIVING TRUST DATED NOVEMBER 5, 2003, IN DOCUMENT NUMBER 2015-010944 RECORDED ON FEBRUARY 26, 2015 IN SAID RECORDER'S OFFICE TO THE SOUTHWEST CORNER OF SAID DEYOUNG LAND: THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST: 18.29 FEET ALONG THE WEST LINE OF SAID DEYOUNG LAND TO THE SOUTHEAST CORNER OF LAND DESCRIBED TO ELAINE O'DEA IN DOCUMENT NUMBER 1998-030882 RECORDED ON APRIL 30, 1998 IN SAID RECORDER'S OFFICE, THENCE NORTH 89 DEGREES 05 MINUTES 23 SECONDS WEST 462.00 FEET ALONG THE SOUTH LINE OF SAID O'DEA LAND. THE SOUTH LINE OF LAND DESCRIBED TO DAVID AND GAIL GUERRERO IN DOCUMENT NUMBER 1998-058339

RECORDED ON JULY 29, 1998 IN SAID RECORDER'S OFFICE, THE SOUTH LINE OF LAND DESCRIBED TO RALPH BROCKMAN IN DOCUMENT NUMBER 1992-038659 RECORDED ON JUNE 16, 1992 IN SAID RECORDER'S OFFICE, AND THE SOUTH LINE OF LAND DESCRIBED TO JUSTIN J KOOY, IN DOCUMENT NUMBER 2012-069479 RECORDED ON OCTOBER 3, 2012 IN SAID RECORDER'S OFFICE TO THE SOUTHWEST CORNER OF SAID KOOY LAND; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 1029.34 FEET ALONG THE WEST LINE OF SAID NORTHWEST QUARTER TO THE POINT OF BEGINNING, CONTAINING 27.66 ACRES MORE OR LESS.

APPROVED DENIED REMANDED	BY THE COUNTY COUNCIL
OF LAKE COUNTY, INDIANA, THIS 10th DAY OF	<u>May</u> , 2022.
MEMBERS OF THE LAKE COUNTY	COUNCIL
CHRISTINE CID CHE	RISTIAN JORGENSEN JOHAMM

In the <u>Matter of Plan Commission Ordinance 2552 – Thomas and Lori Witvoet, Owner/Petitioner 4-20-2022 A-1 to R-1, Favorable Recommendation (Vote 6-0)</u>

Jorgensen made the motion, seconded by Hamm, to approve proposal. Majority voted yes. Menchaca was absent. Motion to approve proposal carried 6-yes,1-absent.

ORDINANCE #2552 OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation April 20, 2022).

BE IT ORDAINED by the County Council of Lake County, Indiana as follows:

ZONE CHANGE from A-1 (Agricultural Zone) to R-1 (One-Family Zone) owned and petitioned by Thomas and Lorri Witvoet for a proposed one-lot residential subdivision on the following described property:

General Location: Located approximately 2/10 of a mile east of Calumet on the south side of 135th Avenue in Hanover Township.

PARCEL DESCRIPTION:

A PARCEL OF LAND BEING PART OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 34 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN IN LAKE COUNTY INDIANA, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE SOUTH 88 DEGREES 53 MINUTES 15 SECONDS EAST (BASIS OF BEARINGS IS ASSUMED) 1173.30 FEET ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER TO THE WEST LINE OF THE EAST HALF OF SAID NORTHWEST QUARTER, ALSO BEING THE WEST LINE OF LAND DESCRIBED TO RONALD AND SHARON BOERSMA IN DOCUMENT 1994-046760 RECORDED ON JUNE 27, 1994 IN THE OFFICE OF THE RECORDER OF SAID COUNTY; THENCE NORTH 00 DEGREES 12 MINUTES 45 SECONDS WEST 1031.20 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES 12 MINUTES 45 SECONDS WEST 564.03 FEET ALONG SAID WEST LINE AND THE WEST LINE OF LAND DESCRIBED TO JEREMY AND NATALIE EYLANDER IN DOCUMENT NUMBER 2019-055468 RECORDED ON AUGUST 19, 2019 IN SAID RECORDER'S OFFICE TO THE NORTHWEST CORNER OF SAID EYLANDER LAND AND ALSO BEING THE SOUTHEAST CORNER OF LAND DESCRIBED TO DEAN B BOOKER IN DOCUMENT NUMBER 2002-033110 RECORDED ON APRIL 8, 2002 IN SAID RECORDER'S OFFICE; THENCE WEST 197.78 FEET ALONG THE SOUTH LINE OF SAID BOOKER LAND, BEING A NON TANGENT CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 921.10 FEET AND A CHORD THAT BEARS SOUTH 76 DEGREES 30 MINUTES 10 SECONDS WEST, 197.40 FEET; THENCE CONTINUING SOUTH 82 DEGREES 39 MINUTES 31 SECONDS WEST 40.09 FEET ALONG THE SOUTH LINE OF SAID BOOKER LAND AND THE WEST EXTENSION THEREOF TO THE NORTHEAST CORNER OF LAND DESCRIBED TO ROSALEE M HOFFMAN AS TRUSTEE UNDER THE HOFFMAN LIVING TRUST DATED JANUARY 15, 2014, IN DOCUMENT NUMBER 2014-006619 RECORDED ON FEBRUARY 4, 2014 IN SAID RECORDER'S OFFICE; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 513.69 FEET ALONG THE EAST LINE OF SAID HOFFMAN LAND TO THE SOUTHEAST CORNER THEREOF; THENCE NORTH 89 DEGREES 47 MINUTES 15 SECONDS EAST 233.80 FEET TO THE POINT OF BEGINNING, CONTAINING 2.85 ACRES MORE OR LESS.

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IS HEREBY X APPROVED DENIED REMAND	BY THE COUNTY COUNCIL DED
OF LAKE COUNTY, INDIANA, THIS 10th DAY	Y OF <u>May</u> , 2022.
MEMBERS OF THE LAKE CO	OUNTY COUNCIL
ABSENT ALFREDO MENCHACA CHRISTINE CID	DAMEL DERNULC CHRISTIAN JORGENSEN
CHARLIE BROWN	David Hamm

In the Matter of Plan Commission Ordinance 2553 – Dr. Land LLC, Owner/Petitioner 4-20-2022 A-1 to RR, Favorable Recommendation (Vote 6-0)

Jorgensen made the motion, seconded by Brown, to approve proposal. Majority voted yes. Menchaca was absent. Motion to approve proposal carried 6-yes,1-absent.

ORDINANCE #2553 OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation April 20, 2022).

BE IT ORDAINED by the County Council of Lake County, Indiana as follows:

ZONE CHANGE from A-1 (Agricultural Zone) to RR (Rural Residential) owned and petitioned by DR Land LLC for a proposed residential subdivision lot on the following described property:

General Location: Located approximately 1/10 of a mile south of Belshaw Road (SR 2) on the east side of Woodmar Street in West Creek Township.

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 32 NORTH, RANGE 9 WEST OF THE 2ND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING THAT PARCEL SURVEYED BY PATRICK H. NEJMAN, INDIANA PROFESSIONAL SURVEYOR NUMBER LS21600004 AND SHOWN ON A PLAT OF SURVEY CERTIFIED ON MARCH 4, 2022 AS DVG TEAM, INC. JOB NUMBER S22-94, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER, THENCE NORTH 00 DEGREES 05 MINUTES 21 SECONDS WEST (BASIS OF BEARINGS IS ASSUMED), 736.46 FEET ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89 DEGREES 40 MINUTES 24 SECONDS WEST, 441.97 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 5 TO THE NORTHEASTERLY LINE OF A 50 FOOT WIDE RIGHT OF WAY AND EASEMENT CONVEYED TO TEXAS EASTERN TRANSMISSION CORPORATION IN BOOK 804, PAGE 499. DOCUMENT NUMBER 341208, RECORDED ON JULY 14, 1961 IN THE OFFICE OF THE RECORDER OF SAID COUNTY MARKED BY A 5/8-INCH REBAR WITH A BLUE CAP STAMPED "DVG TEAM INC. FIRM NO. 0120" (HEREINAFTER REFERRED TO AS DVG ROD), SAID DVG ROD BEING THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 40 MINUTES 24 SECONDS WEST, 851.56 FEET ALONG SAID PARALLEL LINE TO A LINE THAT IS PARALLEL WITH AND 20.00 FEET EAST OF THE WEST LINE OF SAID EAST HALF, THENCE NORTH 00 DEGREES 04 MINUTES 41 SECONDS WEST, 335.86 FEET ALONG LAST SAID PARALLEL LINE TO A DVG ROD; THENCE NORTH 89 DEGREES 40 MINUTES 24 SECONDS EAST, 504.66 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 5 TO SAID NORTHEASTERLY LINE MARKED BY A DVG ROD; THENCE SOUTH 46 DEGREES 07 MINUTES 58 SECONDS EAST, 481.80 FEET ALONG SAID NORTHEASTERLY LINE TO THE POINT OF BEGINNING, CONTAINING 5.23 ACRES MORE OR LESS.

IS HEREBY					OUNTY COUNCIL	
APP	ROVED	DENIED	REMANDED	1		
OF LAKE COUNT	TY, INDIANA	A, THIS1	<u>Oth</u> DAY O	F May	, 2022.	
	MEM	BERS OF TH	HE LAKE COUN	NTY COUNCIL		
CHRISTII	MENCHA ME CID	CA //	L 3	DANIEL DERN CHRISTIAN JO		k

In the Matter of Plan Commission Ordinance 2554 – Dr. Land LLC, Owner/Petitioner 4-20-2022 A-1 to B-2, Favorable Recommendation (Vote 6-0)

Jorgensen made the motion, seconded by Brown, to approve proposal. Majority voted yes. Menchaca was absent. Motion to approve proposal carried 6-yes,1-absent.

ORDINANCE #2554 OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation April 20, 2022).

BE IT ORDAINED by the County Council of Lake County, Indiana as follows:

ZONE CHANGE from A-1 (Agricultural Zone) to B-2 (Rural Business Zone) owned and petitioned by DR Land LLC for a proposed commercial subdivision lot on the following described property:

General Location: Located approximately 3/10 of a mile south of Belshaw (SR 2) on the west side of U.S. 41 in West Creek Township.

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 32 NORTH, RANGE 9 WEST OF THE 2ND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING THAT PARCEL SURVEYED BY PATRICK H. NEJMAN, INDIANA PROFESSIONAL SURVEYOR NUMBER LS21600004 AND SHOWN ON A PLAT OF SURVEY CERTIFIED ON MARCH 4, 2022 AS DVG TEAM, INC. JOB NUMBER S22-94, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER, THENCE NORTH 00 DEGREES 05 MINUTES 21 SECONDS WEST (BASIS OF BEARINGS IS ASSUMED), 736.46 FEET ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89 DEGREES 40 MINUTES 24 SECONDS WEST, 43.90 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 5 TO THE WEST LINE OF U.S. HIGHWAY 41 BEING THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 40 MINUTES 24 SECONDS WEST, 398.08 FEET ALONG SAID PARALLEL LINE TO THE NORTHEASTERLY LINE OF A 50 FOOT WIDE RIGHT OF WAY AND EASEMENT CONVEYED TO TEXAS EASTERN TRANSMISSION CORPORATION IN BOOK 804, PAGE 499, DOCUMENT NUMBER 341208, RECORDED ON JULY 14, 1961 IN THE OFFICE OF THE RECORDER OF SAID COUNTY MARKED BY A 5/8-INCH REBAR WITH A BLUE CAP STAMPED "DVG TEAM INC. FIRM NO. 0120" (HEREINAFTER REFERRED TO AS DVG ROD); THENCE NORTH 46 DEGREES 07 MINUTES 58 SECONDS WEST, 481.80 FEET ALONG SAID NORTHEASTERLY LINE TO A DVG ROD; THENCE NORTH 89 DEGREES 40 MINUTES 24 SECONDS. EAST, 745.83 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION TO THE WEST LINE OF U.S. HIGHWAY 41; THENCE SOUTH 00 DEGREES 04 MINUTES 02 SECONDS WEST, 335.86 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING, CONTAINING 4.41 ACRES MORE OR LESS.

APPROVED DENIED REMANDED BY THE COUNTY COUNCIL
OF LAKE COUNTY, INDIANA, THIS 10th DAY OF May , 2022.
MEMBERS OF THE LAKE COUNTY COUNCIL
To I part
ABSENT TED BILSKI, PRESIDENT E. Member
ABSENT ALFREDO MENCHACA BANIEL DERNULC
CHRISTINE CID CHRISTIAN JORGENSEN

CHARLIE BROWN

<u>In the Matter of Resolution Honoring Atarah Israel, Recipient of the Indiana High School Journalist of the Year Award</u>

Hamm made the motion, seconded by Dernulc to defer to June 14, 2022. Majority voted yes. Menchaca was absent. Motion to defer carried 6-yes,1-absent.

In the <u>Matter of Resolution Recognizing May as Brain Cancer Awareness Month and May 27th as Brain Cancer Awareness Day</u>

Hamm made the motion, seconded by Cid, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes,1-absent.

RESOLUTION NO. 22-45

RESOLUTION RECOGNIZING MAY AS BRAIN CANCER AWARENESS MONTH AND MAY 27TH AS BRAIN CANCER AWARENESS DAY

WHEREAS, each year in the United States, more than 23,000 people are diagnosed with brain cancer and other nervous-system cancers; and

WHEREAS, in 2004, Brain Cancer Awareness Month was started by a group of charities who went on to become the founding members of the Brain Tumor Research Center; and

WHEREAS, one of the leading voices for raising awareness of brain cancer is the American Association for Cancer Research, which aims to bring together the brain cancer community and explains how everyone can get involved; and

WHEREAS, the whole purpose of Brain Cancer Awareness Month is to raise understanding and awareness about brain cancer and its effect on the people affected; and

WHEREAS, by raising awareness, the hope is that attention will be drawn to the critical need to find and provide appropriate treatment for those impacted by this illness.

NOW, THEREFORE, BE IT RESOLVED that the Lake County Council does hereby recognize May as Brain Cancer Awareness Month and May 27th as Brain Cancer Awareness Day to raise support for those fighting this illness as well as for their caregivers and health care providers.

SO RESOLVED THIS 10th ay of May, 2022.

CF

Members of the Lake County Council

EDO MENCHACA

In the Matter of Resolution Acknowledging June 5, 2022 as National Cancer Survivors Day

Hamm made the motion, seconded by Brown, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes,1-absent.

RESOLUTION NO. 22-46

RESOLUTION ACKNOWLEDGING JUNE 5, 2022 AS NATIONAL CANCER SURVIVORS DAY

- WHEREAS, National Cancer Survivors Day is the one day each year that communities across the globe come together to honor those who are living with a history of cancer; and
- WHEREAS, National Cancer Survivors Day provides an opportunity for cancer survivors to connect with other cancer survivors, celebrate milestones, and acknowledge the families, friends, healthcare providers, and cancer researchers who have supported them along the way; and
- WHEREAS, it is a day for cancer survivors to stand together and show the world that life after a cancer diagnosis can be exciting, fulfilling and inspiring; and
- WHEREAS, the Lake County Council acknowledges June 5, 2022 as National Cancer Survivors Day.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council acknowledges June 5, 2022 as the Annual National Cancer Survivors Day.

SO RESOLVED THIS 10th day of May, 2022.

T. President

Members of the Lake County Council

In the <u>Matter of Resolution to Approve Transfer of \$81.57 From the Lake County Clerk's Records</u>

Perpetuation Fund, Fund No. 194 to the Lake County Clerks Child Support Incentive Fund, Fund No. 428

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 22-47

RESOLUTION TO APPROVE TRANSFER OF \$81.57 FROM THE LAKE COUNTY CLERK'S RECORDS PERPETUATION FUND, FUND NO. 194 TO THE LAKE COUNTY CLERK'S CHILD SUPPORT INCENTIVE FUND, FUND NO. 428

- WHEREAS, the Lake County Council by Resolution may permit the transfer to a fund from another fund with sufficient money on deposit in the County; and
- WHEREAS, the Lake County Clerk requests the transfer of \$81.57, from the Lake County Clerk's Records Perpetuation Fund, Fund No. 194 to the Lake County Clerk's Child Support Incentive Fund, Fund No. 428, representing reimbursement for previous expenses to correct overpayment of wages; and
- WHEREAS, the Lake County Council desires to transfer the sum of \$81.67 from the Lake County Clerk's Records Perpetuation Fund, Fund No. 194 to the Lake County Clerk's Child Support Incentive Fund, Fund No. 428, representing reimbursement for previous expenses.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the sum of \$81.57 is hereby transferred from the Lake County Clerk's Records Perpetuation Fund, Fund No. 194 to the Lake County Clerk's Child Support Incentive Fund, Fund No. 428, representing reimbursement for previous expenses to correct overpayment of wages.

SO RESOLVED THIS 10th DAY OF MAY, 2022.

ANIEL E. DERNULC CHARLIE FROW

Members of the Lake County Council

President

CHRISTINE CID

ALFREDO MENCHACA

In the Matter of Resolution to Approve the Transfer of \$2,428,500.00 from the CEDIT Fund, Fund No. 012 to the Lake County Roads & Bridges Matching Grant Fund, Fund No. 445

Jorgensen made the motion, seconded by Cid, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 22-48

RESOLUTION TO APPROVE THE TRANSFER OF \$2,428,550.00 FROM CEDIT FUND, FUND NO. 012 TO LAKE COUNTY ROADS & BRIDGES MATCHING GRANT FUND, FUND NO. 445

WHEREAS, the Lake County Council by Resolution may permit the transfer to a fund from another fund with sufficient money on deposit in the County; and

WHEREAS, the Lake County Commissioners request the transfer of Two Million Four Hundred Twenty-Eight Thousand Five Hundred Fifty (\$2,428,550.00) Dollars from the CEDIT Fund, Fund No. 012 to the Lake County Roads & Bridges Matching Grant Fund, Fund No. 445, which transfer places the entire county cost of the 2021 Community Crossroads Grant Project in the Grant Fund to allow all of the project costs to be accounted for within one fund; and

WHEREAS, the Lake County Council desires to transfer Two Million Four Hundred Twenty-Eight Thousand Five Hundred Fifty (\$2,428,550.00) Dollars from the CEDIT Fund, Fund No. 012 to the Lake County Roads & Bridges Matching Grant Fund, Fund No. 445.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the sum of Two Million Four Hundred Twenty-Eight Thousand Five Hundred Fifty (\$2,428,550.00) Dollars is hereby transferred from the CEDIT Fund, Fund No. 012 to the Lake County Roads & Bridges Matching Grant Fund, Fund No. 445, which transfer places the entire county cost of the 2021 Community Crossroads Grant Project in the Grant Fund to allow all of the project costs to be accounted for within one fund.

SO RESOLVED THIS 10th DAY OF MAY, 2022.

DANIEL E. DERNULC

ABSENT.

ALFREDO MENCHACA

CHARLIE BROWN

Members of the Lake County Council

(I. President

In the <u>Matter of Resolution to Approve the Transfer of \$3,000,000 from Economic Development CRF/ERA Pass Through Fund</u>, Fund No. 429 to Economic Development CRF/ERA Direct Grant Fund, Fund No. 339

Brown made the motion, seconded by Cid, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 22-49

RESOLUTION TO APPROVE THE TRANSFER OF \$3,000,000.00 FROM ECONOMIC DEVELOPMENT CRF/ERA PASS THROUGH FUND, FUND NO. 429 TO ECONOMIC DEVELOPMENT CRF/ERA DIRECT GRANT FUND, FUND NO. 339

WHEREAS, the Lake County Council by Resolution may permit the transfer to a fund from another fund with sufficient money on deposit in the County; and

WHEREAS, Lake County Community Economic Development Department requests the transfer of Three Million (\$3,000,000.00) Dollars from the Economic Development CRF/ERA Pass Through Fund, Fund No. 429 to the Economic Development CRF/ERA Direct Grant Fund, Fund No. 339, the transfer is pursuant to a recommendation by the U.S. Treasury since the source of the funds in Fund 429 are from the first round of ERA Grant dollars; and

WHEREAS, the Lake County Council desires to transfer Three Million (\$3,000,000.00) Dollars from the Economic Development CRF/ERA Pass Through Fund, Fund No. 429 to the Economic Development CRF/ERA Direct Grant Fund, Fund No. 339.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the sum of Three Million (\$3,000,000.00) Dollars is hereby transferred from the Economic Development CRF/ERA Pass Through Fund, Fund No. 429 to the Economic Development CRF/ERA Direct Grant Fund, Fund No. 339 which transfer is pursuant to a recommendation by the U.S. Treasury since the source of the funds in Fund 429 are from the first round of ERA Grant dollars.

SO RESOLVED THIS 10thDAY OF MAY, 2022.

President

ABSENT

DANIEL E. DERNULC

CHARLIE BRØWN

ALEREDO MENCHACA

Members of the Lake County Council

In the Matter of Resolution to Approve Transfer of \$10,681.51 from the Lake County Health Department's Cares Act CRE/ELCID Grant Fund, Fund No. 359-5130 to the Lake County Health Department's County Health Fund, Fund No. 105-5130 Representing Reimbursement for Previous Expenses

Brown made the motion, seconded by Hamm, to approve. Majority voted yes. Menchaca was absent. Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 22-50

RESOLUTION TO APPROVE TRANSFER OF \$10,681.51
FROM THE LAKE COUNTY HEALTH DEPARTMENT'S
CARES ACT CRF/ELCID GRANT FUND, FUND NO. 359-5130
TO THE LAKE COUNTY HEALTH DEPARTMENT'S
COUNTY HEALTH FUND, FUND NO. 105-5130
REPRESENTING REIMBURSEMENT FOR PREVIOUS EXPENSES

WHEREAS, the Lake County Council by Resolution may permit the transfer to a fund from another fund with sufficient money on deposit in the County; and

WHEREAS, the Lake County Health Department requests the transfer of \$10,681.51, from the Lake County Health Department's CARES Act CRF/ELCID Grant Fund, Fund No. 359-5130 to the Lake County Health Department's County Health Fund, Fund No. 105-5130; and

WHEREAS, the Lake County Council desires to transfer the sum of \$10,681.51, from the Lake County Health Department's CARES Act CRF/ELCID Grant Fund, Fund No. 359-5130 to the Lake County Health Department's County Health Fund, Fund No. 105-5130, representing reimbursement for previous expenses.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the sum of \$10,681.51, from the Lake County Health Department's CARES Act CRF/ELCID Grant Fund, Fund No. 359-5130 to the Lake County Health Department's County Health Fund, Fund No. 105-5130, representing reimbursement for previous expenses.

SO RESOLVED THIS 10th DAY OF MAY, 2022.

JORGENS

DANIEL E. DERNULC

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EDO MENCHACA

CHARLIE BROWN

Members of the Lake County Council

County Council

In the <u>Matter of Ordinance Granting Petition to Vacate Easement by Lake Dalecarlia Property Owners Association</u>

Jorgensen made the motion, seconded by Brown, to approve on First Reading. Majority voted yes. Menchaca was absent. Motion to approve on First Reading carried 6-yes, 1-absent.

Jorgensen made the motion, seconded by Cid, to Suspend Rules. Majority voted yes. Menchaca was absent. Motion to Suspend Rules carried 6-yes,1-absent.

Jorgensen made the motion, seconded by Brown, to approve on Second Reading. Majority voted yes. Menchaca was absent. Motion to approve on Second Reading carried 6-yes,1-absent.

ORDINANCE NO. 1471A

ORDINANCE GRANTING PETITION TO VACATE EASEMENT BY LAKE DALECARLIA PROPERTY OWNERS ASSOCIATION

WHEREAS, Petitioner Lake Dalecarlia Property Owners Association pursuant to I.C. 36-7-3-12 file their Petition to Vacate the Easement; and

WHEREAS, Lake County's normal procedure on a street vacation would call for the adjoining landowners to become the owners of the vacated roadway at the midline of the vacated roadway but the Petitioner herein, Lake Dalecarlia Property Owners Association, is desirous of transferring a different size parcel to the adjoining landowner by a subsequent Quit-Claim Deed; and

WHEREAS, the Lake County Council on April 12, 2022, granted the said petition.

IT IS NOW, THEREFORE, ORDAINED AS FOLLOWS:

That the following described real estate in Lake County, Indiana, shall be given fee simple to the Petitioner Lake Dalecarlia Property Owners Association:

PARCEL 1

A PARCEL OF LAND IN THE DALECARLIA SUBDIVISION AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 22, PAGE 18, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; MORE PARTICULARLY DESCRIBED AS; COMMENCING AT AN IRON ROD WITH A KRACHT I.D. CAP, MARKING THE INTERSECTION OF THE WEST LINE OF LOT 3 IN BLOCK 1 OF THE SAID DALECARLIA SUBDIVISION WITH THE MEANDER LINE THAT MEANDERS LAKE DALECARLIA; THENCE NORTH 32 DEGREES 41 MINUTES 54 SECONDS EAST, (ASSUMED BEARING) ALONG THE WEST LINE OF SAID LOT 3, 99.98 FEET MEASURED, 100 FEET RECORD, TO AN IRON ROD MARKING THE NORTHWEST CORNER OF SAID LOT 3 AND THE POINT OF BEGINNING; THENCE ALONG THE NORTHERLY LINE OF LOT 2 AND LOT 1 OF SAID BLOCK 1, ON A CURVE THAT IS CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 135.65 FEET, A CHORD THAT BEARS NORTH 88 DEGREES 33 MINUTES 52 SECONDS WEST, A CHORD DISTANCE OF 146.28 FEET, ALONG SAID CURVE AN ARC LENGTH OF 154.50 FEET, TO A POINT ON THE WEST LINE OF LOT 1 THAT INTERSECTS SAID MEANDER LINE OF LAKE DALECARLIA; THENCE NORTH 10 DEGREES 51 MINUTES 37 SECONDS EAST, 25.65 FEET, TO A POINT THAT INTERSECTS THE SAID MEANDER LINE WITH THE SOUTHERN LINE OF LOT 1, BLOCK 2 OF THE SAID DALECARLIA SUBDIVISION; THENCE ALONG THE SOUTHERN LINE OF SAID LOT 1 BLOCK 2, THAT IS A CURVE CONCAVE TO THE SOUTHEAST THAT HAS A RADIUS OF 155.65 FEET, A CHORD THAT BEARS NORTH 78 DEGREES 01 MINUTES 44 SECONDS EAST, A CHORD DISTANCE OF 69.41 FEET, ALONG SAID CURVE AN ARC LENGTH OF 70.00 FEET; THENCE CONTINUING ALONG THE SAID SOUTHERN LINE OF LOT 1 BLOCK 2, ALONG A CURVE THAT IS CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 50.00 FEET, A CHORD THAT BEARS NORTH 46 DEGREES 36 MINUTES 31 SECONDS EAST, A CHORD LENGTH OF 75.43 FEET, ALONG SAID CURVE AN ARC LENGTH OF 85.45 FEET TO THE NORTHEAST CORNER OF SAID LOT 1 BLOCK 2; THENCE SOUTH 10 DEGREES 01 MINUTES 41 SECONDS EAST, 39.00 FEET; THENCE SOUTH 24 DEGREES 25 MINUTES 26 SECONDS EAST, 48.37 FEET; THENCE SOUTH 32 DEGREES 41 MINUTES 54 SECONDS WEST, 15.00 FEET, TO THE POINT OF BEGINNING. CONTAINS 0.10 ACRES, MORE OR LESS.

PARCEL 2

A PARCEL OF LAND IN THE DALECARLIA SUBDIVISION AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 22, PAGE 18, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; MORE PARTICULARLY DESCRIBED AS; COMMENCING AT AN IRON ROD WITH A KRACHT I.D. CAP. MARKING THE INTERSECTION OF THE WEST LINE OF LOT 3 IN BLOCK 1 OF THE SAID DALECARLIA SUBDIVISION WITH THE MEANDER LINE THAT MEANDERS LAKE DALECARLIA; THENCE NORTH 32 DEGREES 41 MINUTES 54 SECONDS EAST, (ASSUMED BEARING) ALONG THE WEST LINE OF SAID LOT 3, 99.98 FEET MEASURED, 100 FEET RECORD, TO AN IRON ROD MARKING THE NORTHWEST CORNER OF SAID LOT 3 AND THE POINT OF BEGINNING; THENCE ALONG THE **NORTHERLY LINE**

OF LOT 2 OF SAID BLOCK 1, ON A CURVE THAT IS CONCAVE TO THE SOUTHWEST, HAVING A **RADIUS OF**

135.65 FEET, A CHORD THAT BEARS NORTH 69 DEGREES 33 MINUTES 22 SECONDS WEST, A CHORD DISTANCE OF 63.89 FEET, ALONG SAID CURVE AN ARC LENGTH OF 64.49 FEET, TO THE NORTHWEST CORNER OF SAID LOT 2 BLOCK 1; THENCE NORTH 20 DEGREES 39 MINUTES 09 SECONDS WEST, 15.00 FEET; THENCE NORTH 69 DEGREES 07 MINUTES 07 SECONDS EAST, 57.00 FEET; THENCE SOUTH 24 DEGREES 25 MINUTES 26 SECONDS EAST, 48.37 FEET; THENCE SOUTH 32 DEGREES 41 MINUTES 54 SECONDS WEST, 15.00 FEET TO THE POINT OF BEGINNING. CONTAINS 0.05 ACRES, MORE OR LESS.

SO ORDAINED THIS 10th DAY OF MAY, 2022

JORGENS

CHRISTINE CID

ABSENT ALFREDO MENCHACA

Members of the Lake County Council

CHARLIE BROWN

KI, President

In the <u>Matter of Ordinance Creating the Lake Superior Court, County Division III, Problem Solving Court – Lake Superior Veterans Court Grant Fund, a Non-Reverting Fund</u>

Hamm made the motion, seconded by Brown, to approve on First Reading. Majority voted yes. Jorgensen voted to abstain. Menchaca was absent. Motion to approve on First Reading carried 6-yes, 1-abstention, 1-absent.

Hamm made the motion, seconded by Brown, to Suspend Rules. Majority voted yes. Menchaca was absent. Motion to Suspend Rules carried 6-yes,1-absent.

Hamm made the motion, seconded by Cid, to approve on Second Reading. Majority voted yes. Jorgensen voted to abstain. Menchaca was absent. Motion to approve on Second Reading carried 6-yes, 1-abstention, 1-absent.

ORDINANCE NO. 1471B

ORDINANCE CREATING THE LAKE COUNTY SUPERIOR COURT, COUNTY DIVISION 3, PROBLEM SOLVING COURTLAKE SUPERIOR VETERANS COURT GRANT FUND, A NON-REVERTING FUND

- WHEREAS, pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances 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. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and
- WHEREAS, the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and
- WHEREAS, the Indiana Supreme Court has awarded to Lake County Superior Court, County Division 3, a 2023 Problem-Solving Court Grant Award in the amount of Seven Thousand Nine Hundred Twelve (\$7,912.00) Dollars; pursuant to the grant the funds shall be advanced and used for a part-time employee working as a mentor co-coordinator for the Lake County Veterans Treatment Court; and
- WHEREAS, the Lake County Council desires to create the Lake County Superior Court, County Division 3, Problem Solving Court Lake Superior Veterans Court Grant Fund, a non-reverting fund.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

- That the Lake County Council hereby establishes the Lake County Superior Court, County Division 3, Problem Solving Court - Lake Superior Veterans Court Grant Fund, a non-reverting fund, for the deposit of Seven Thousand Nine Hundred Twelve (\$7,912.00) Dollars from the Indiana Supreme Court.
- 2. That pursuant to I.C. 36-2-5-2(b), the Lake County Council as the fiscal body, shall appropriate all money to be paid out of the fund, except as otherwise provided by law.
- 3. Any money remaining in the fund at the end of the year shall not revert to any other fund but continues in the Lake County Superior Court, County Division 3, Problem Solving Court Lake Superior Veterans Court Grant Fund, subject to appropriation by the Lake County Council.

SO ORDAINED THIS 10th DAY OF May , 2022

TED F. BILSKI, President

ABSTAINED CHRISTIANI JORGENSEN

DANIEL E. DERNULC

DAVID HAMM

ABSENT

CHRISTINE CID

CHARLIE BROWN

Members of the Lake County Council

In the <u>Matter of Ordinance Creating the Prosecutors Criminal Justice Initiative Subrecipient Grant Fund, a Non-Reverting Fund</u>

Cid made the motion, seconded by Hamm, to approve on First Reading. Majority voted yes. Menchaca was absent. Motion to approve on First Reading carried 6-yes, 1-absent.

Cid made the motion, seconded by Hamm, to Suspend Rules. Majority voted yes. Menchaca was absent. Motion to Suspend Rules carried 6-yes,1-absent.

Cid made the motion, seconded by Hamm, to approve on Second Reading. Majority voted yes. Menchaca was absent. Motion to approve on Second Reading carried 6-yes,1-absent.

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ORDINANCE NO. 1471C

ORDINANCE CREATING THE PROSECUTOR'S CRIMINAL JUSTICE INITIATIVE SUBRECIPIENT GRANT FUND, A NON-REVERTING FUND

- WHEREAS, pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances 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, the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require will be made; and
- WHEREAS, Arnold Ventures has awarded a Criminal Justice Initiative Grant to Indiana University and its Office of Research Administration for a research project on pretrial justice with the purpose to study the use of prosecutorial discretion at charging, bail, diversion, plea negotiations and sentencing for traffic and misdemeanor cases; Indiana University will use the data provided to document racial and ethnic disparities across prosecutorial decision making and how that decision making relates to local diversion policy and practice; and
- WHEREAS, Indiana University Office of Research Administration (IU-ORA) has offered a sub-award of their Criminal Justice Initiative Grant to the Lake County Prosecutor's Office in the sum of \$25,000.00 to collect and extract data for the project; the sub-award is considered a milestone grant due to the subrecipient's compensation being based on activities performed and/or based on an established schedule during the grant period; and
- WHEREAS, the Lake County Council desires to create the Prosecutor's Criminal Justice Initiative Subrecipient Grant Fund, a non-reverting Fund, for the deposit of \$25,000.00 received from Indiana University-Office of Research Administration's Grant to provide support for the Prosecutor's Office to collect and extract data for the Project.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

- 1. That the County Council hereby establishes the Prosecutor's Criminal Justice Initiative Subrecipient Grant Fund, a non-reverting Fund.
- 2. That appropriations from the Fund shall be subject to approval by the Lake County Council, or as otherwise provided by law.

Α	\ckr	าดพ	led	aem	ents:

-	Teachers	Appreciation	Week

-	The Council acknowledged	l Councilman Da	an Dernulc for his	s birthday on Ma	ıy 11, 2022.
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There being no further business to come before the Council, it was moved and seconded that this Council does now adjourn, to meet again as required by law.

President, Lake County Council

ATTEST:

John E. Petalas, Lake County Auditor