

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 Christine Cid, President, David Hamm, Ronald Brewer, Charlie Brown, Pete Lindemulder, Ted Bilski and Randy Niemeyer, County Councilpersons, together with Tom O'Donnell and Ray Szarmach, County Council Attorneys.

In the Matter of Minutes – May 14, 2024

Bilski made the motion, seconded by Brewer, to approve. Majority voted yes. Motion to approve carried 7-0.

ORDINANCE #1496

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.

	Appropriation Requested	Appropriated
County Highway Fund 1102		
<u>County Highway 7003</u>		
64500 Construction & Reconstruction	\$1,000,000.00	\$1,000,000.00
Treasurer Tax Sale Fund 1582		
<u>Treasurer 1003</u>		
63220 Postage	\$90,000.00	\$90,000.00
63320 Advertising	\$55,000.00	\$55,000.00
Weights & Measures User Fees Fund 7255		
<u>Weights & Measure 5005</u>		
61190 Part-Time	\$25,000.00	\$25,000.00
61360 Workman's Comp. – Ded.	\$500.00	\$500.00
LCACC COVID Detection and Confinement Grant Fund 8131		
<u>Community Corrections 9101</u>		
62410 Other Supplies	\$1,277.95	\$1,277.95
64490 Other Equipment	\$4,548.00	\$4,548.00

Adopted this 11th day of June, 2024.

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
<u>St. John Township Assessor 2006</u>		
County General Fund 1001		
From: 1001-63919 Laundry & Cleaning	\$3,000.00	\$3,000.00
To: 1001-62240 Household & Instit. Supplies	\$3,000.00	\$3,000.00
<u>Criminal Courts 3002</u>		
Late Surrender Fee (Co. Extrad) 1586		
From: 1586-63920 Food & Lodging	\$11,566.38	\$11,566.38
To: 1586-63995 Other Services & Charges	\$11,566.38	\$11,566.38

Sheriff 8001

County General Fund 1001		
From: 1001-61140 Protective Services	\$60,000.00	\$60,000.00
To: 1001-61190 Part-Time	\$30,000.00	\$30,000.00
1001-61280 Seasonal Employees	\$30,000.00	\$30,000.00

Jail 8002

County General Fund 1001		
From: 1001-61140 Protective Services	\$990,000.00	\$990,000.00
To: 1001-61100 Overtime	\$900,000.00	\$900,000.00
1001-61190 Part-Time	\$90,000.00	\$90,000.00

Animal Control 8004

County General Fund 1001		
From: 1001-61190 Part-Time	\$50,000.00	\$50,000.00
To: 1001-61280 Seasonal Employees	\$50,000.00	\$50,000.00

JAG 2021 Grant 8010

Justice Assistance Grant Fund 8262		
From: 8262-63231 Travel – Registration	\$1,196.00	\$1,196.00
8262-63234 Travel – Trans/Other	\$3,704.00	\$3,704.00
To: 8262-62110 Office Supplies	\$200.00	\$200.00
8262-64490 Other Equipment	\$4,700.00	\$4,700.00

and that such transfer does not necessitate expenditure of more money than was set out in detail in the budget as finally approved by the Department of Local Government Finance.

This transfer was made at a regular public meeting according to proper ordinance, a copy of which is attached to this certificate.

Dated this 11th day of June, 2024.

Additional

	Made Motion	Seconded	
<u>County Highway Fund 1102</u>			
County Highway 7003 (\$1,000,000)	Niemeyer	Bilski	Majority voted yes. Motion to approve carried 7-0.
<u>Treasurer Tax Sale Fund 1582</u>			
Treasurer 1003 (\$145,000)	Hamm	Brewer	Majority voted yes. Motion to approve carried 7-0.
<u>Weights & Measures User Fees Fund 7255</u>			
Weights & Measure 5005 (\$25,500)	Lindemulder	Hamm	Majority voted yes. Motion to approve carried 7-0.
<u>LCACC COVID Detection and Confinement Grant Fund 8131</u>			
Community Corrections 9101 (\$5,825.95)	Lindemulder	Hamm	Majority voted yes. Motion to approve carried 7-0.

Transfers

	Made Motion	Seconded	
<u>St. John Township Assessor 2006</u>			
County General Fund 1001 (\$3,000)	Bilski	Hamm	Majority voted yes. Motion to approve carried 7-0.
<u>Criminal Courts 3002</u>			
Late Surrender Fee (Co. Extrad) 1586 (\$11,566.38)	Hamm	Bilski	Majority voted yes. Motion to approve carried 7-0.
<u>Sheriff 8001</u>			
County General Fund 1001 (\$60,000)	Brown	Lindemulder	Majority voted yes. Motion to approve carried 7-0.
<u>Jail 8002</u>			
County General Fund 1001 (\$990,000)	Brown	Hamm	Majority voted yes. Motion to approve carried 7-0.

Animal Control 8004County General Fund 1001
(\$50,000)

Brown

Brewer

Majority voted yes. Motion to
approve carried 7-0.JAG 2021 Grant 8010Justice Assistance Grant Fund 8262
(\$4,900)

Brown

Brewer

Majority voted yes. Motion to
approve carried 7-0.In the Matter of Treasurer 1003 – Create New Line Items – Treasurer’s Tax Sale Fund 1582

Hamm made the motion, seconded by Brewer, to approve the creation of the following new line items:

63320 Advertising
63220 Postage

Majority voted yes. Motion to approve creation of new line items carried 7-0.

In the Matter of St. John Township Assessor 2006 – Create New Line Item – General Fund 1001

Bilski made the motion, seconded by Hamm, to approve the creation of the following new line item:

62240 Household & Institution Supplies

Majority voted yes. Motion to approve creation of new line item carried 7-0.

In the Matter of Criminal Courts 3002 – Create New Line Item – Late Surrender Fee (Co. Extrad) Fund 1586

Hamm made the motion, seconded by Bilski, to approve the creation of the following new line item:

63995 Other Services & Charges

Majority voted yes. Motion to approve creation of new line item carried 7-0.

In the Matter of Weights & Measure 5005 – Create New Line Items – Weights & Measures User Fees Fund 7255

Lindemulder made the motion, seconded by Hamm, to approve the creation of the following new line items:

61190 Part-Time
61360 Workman’s Comp. Deduction

Majority voted yes. Motion to approve creation of new line items carried 7-0.

In the Matter of Animal Control 8004 – Create New Line Item – General Fund 1001

Brown made the motion, seconded by Hamm, to approve the creation of the following new line item:

61280 Seasonal Employees

Majority voted yes. Motion to approve creation of new line item carried 7-0.

In the Matter of Community Corrections 9101 – Create New Line Items – LCACC COVID Detection and Confinement Grant Fund 8131

Lindemulder made the motion, seconded by Hamm, to approve the creation of the following new line items:

62410 Other Supplies
64490 Other Equipment

Majority voted yes. Motion to approve creation of new line items carried 7-0.

In the Matter of Criminal Courts 3002 – Grant Renewal Application – Grant Oversight Committee – Supporting Addiction-Free Environments (SAFE) Coalition (Administered by Geminus) = SAFE Grant Renewal Application

Hamm made the motion, seconded by Bilski, to approve. Majority voted yes. Motion to approve carried 7-0.

In the Matter of Community Corrections 9101 – Grant Application Renewal – Grant Oversight Committee – US Department of Health and Human Services (HHS) – Substance Abuse and Mental Health Services Administration (SAMSHA) – Indiana Supreme Court – Office of Court Services = Opioid State Targeted Response (STR) – 2025 Justice Partners Addiction Response (JPAR) Grant Renewal Application

Lindemulder made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

In the Matter of Health Department 9306 – Grant Renewal Application – Grant Oversight Committee US Department of Health and Human Services (HHS) – Centers for Disease Control and Prevention – Indiana Department of Health = 2024-2025 Public Health Emergency Preparedness (PHEP) Grant Renewal Application

Brown made the motion, seconded by Brewer, to approve carried 7-0. Majority voted yes. Motion to approve carried 7-0.

In the Matter of County Council 6001 – Health Board Interviews and Citizen Appointment – Lake County Health Board – Member (1) **Postponed May**

Public interviews were held. Dorian Patel of Schererville and Cynthia Hoess of Munster participated.

Brewer made the motion, seconded by Hamm, to make June 28th the deadline for applicants. Majority voted yes. Motion to make June 28th the deadline for applicants carried 7-0.

Hamm made the motion, seconded by Brewer, to postpone Health Board appointment to the *next meeting. Majority voted yes. Motion to postpone Health Board Appointment to the *next meeting carried 7-0.

In the Matter of County Council 6001 – Citizen Appointment – Parks and Recreations Board – Democratic Member (1)

Bilski made a motion, seconded by Hamm, to accept the resignation from Jesse Rippe. Majority voted yes. Motion to accept the resignation of Jesse Rippe carried 7-0.

Cid declared nominations open.

Bilski made the motion to nominate Mike Toth.

Cid closed nominations.

Cid declared Mike Toth to the Parks & Recreation Board.

Bilski made the motion, seconded by Hamm, to add the appointment to the Lake County Contractors Licensing Board to the agenda. Majority voted yes. Motion to amend agenda carried 7-0.

Bilski made the motion, seconded by Hamm, to accept resignation from Kreg Homoky. Majority voted yes. Motion to accept resignation of Kreg Homoky carried 7-0.

Cid opened nominations.

Bilski nominated Jesse Rippe.

Cid closed nominations.

Cid appoint Jesse Rippe to the contractors licensing board.

In the Matter of County Council 6001 – Citizen Nomination – Economic Development Commission – Merrillville Member (1)

Bilski made the motion, seconded by Hamm, to postpone to *July 16, 2024. Majority voted yes. Motion to postpone to *July 16, 2024 carried 7-0.

In the Matter of County Council 6001 – Citizen Nomination – Economic Development Commission – Crown Point (1)

Cid opened nominations.

Niemeyer nominated John Jordan

Cid closed nominations

Cid declared John Jordan to the Economic Development Commission.

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment(s) – Lake County Study Commission on Veterans Affairs-Council Members (2)

Cid opened nominations.

Hamm nominated Christine Cid and Ted Bilski.

Cid closed nominations.

Cid declared herself and Ted Bilski to the Study Commission on Veterans Affairs.

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment – Lake County Study Commission on Veterans Affairs – Board of Commissioners Member (1)

Cid opened nominations.

Hamm nominated Commissioner Mike Repay.

Cid declared nominations closed.

Cid appointed Commissioner Mike Repay to the Lake County Study Commission on Veteran Affairs

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment – Lake County Study Commission on Veterans Affairs – Citizen Expert in Federal Veteran Agencies Member (1)

Bilski made the motion, seconded by Hamm, to postpone to *July 16, 2024. Majority voted yes. Motion to postpone to July 16, 2024 carried 7-0.

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment – Lake County Study Commission on Veterans Affairs – Citizen Expert in State & Local Veteran Agencies Member (1)

Bilski made the motion, seconded by Hamm, to postpone to *July 16, 2024. Majority voted yes. Motion to postpone to July 16, 2024 carried 7-0.

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment – Lake County Study Commission on Veterans Affairs – Citizen Providing Veteran Services to Vets in LC Member (1)

Bilski made the motion, seconded by Hamm, to postpone to *July 16, 2024. Majority voted yes. Motion to postpone to July 16, 2024 carried 7-0.

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment – Lake County Study Commission on Veterans Affairs – Citizen Expert in Veteran Advocacy & Service Org. Member (1)

Bilski made the motion, seconded by Hamm, to postpone to *July 16, 2024. Majority voted yes. Motion to postpone to July 16, 2024 carried 7-0.

In the Matter of County Council 6001 – Combined Councilmanic & Citizen Appointment – Lake County Study Commission on Veterans Affairs – The Service Officer of the LC Veterans Service Office (1)

Bilski made the motion, seconded by Hamm, to postpone to *July 16, 2024. Majority voted yes. Motion to postpone to July 16, 2024 carried 7-0.

In the Matter of Resolution proclaiming July as Parks and Recreation Month

Niemeyer made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 24-27

**RESOLUTION PROCLAIMING JULY
AS PARKS AND RECREATION MONTH**

WHEREAS, parks and recreation programs are an integral part of communities throughout this country, including Lake County; and

WHEREAS, our parks and recreation programs are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and

WHEREAS, parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and

WHEREAS, parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS, parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and

WHEREAS, our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and the outdoors; and

WHEREAS, the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS, the Lake County Council desires to proclaim July as Parks and Recreation Month to recognize the benefits derived from parks and recreation resources.

NOW THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council declares July as Parks and Recreation Month.

SO RESOLVED THIS 11th DAY OF JUNE, 2024.



CHRISTINE CID, President

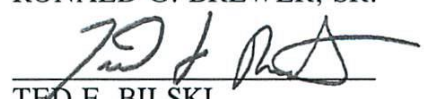

DAVID HAMM


CHARLIE BROWN


RANDELL C. NIEMEYER


RONALD G. BREWER, SR.


PETE LINDEMULDER


TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Honoring Khaya Njumbe

Brown made the motion, seconded by Lindemulder, to approve. Majority voted yes. Motion to approve carried 7-0.



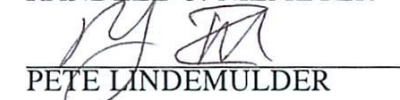

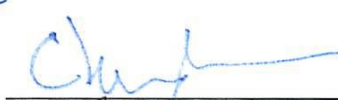
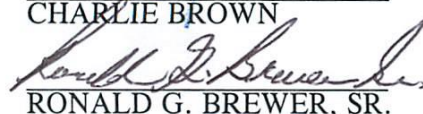
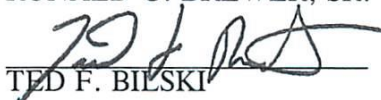
RESOLUTION NO. 24-28

RESOLUTION HONORING KHAYA NJUMBE

- WHEREAS, as the first generation of his family being born in the United States, 15-year-old KHAYA NJUMBE graduated in May from Gary's 21st Century Charter School; and
- WHEREAS, KHAYA NJUMBE became Indiana's youngest college graduate, receiving a bachelor's degree in general studies from Indiana University Northwest and also earning associates degrees in biology, liberal arts and general studies from Ivy Tech; and
- WHEREAS, KHAYA was reading flashcards at 13 months old and taught himself how to play the piano and speak Chinese; and
- WHEREAS, KHAYA holds a black belt in taekwondo, is a member of the Jesse White Tumbling Team and was a cheerleader at 21st Century Charter School; and
- WHEREAS, KHAYA NJUMBE plans to begin studies for a master's degree in public health in preparation for medical school.

NOW, THEREFORE, LET IT BE RESOLVED THAT THE Lake County Council and all of the citizens of Lake County honor KHAYA NJUMBE for his achievements and dedication and that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to KHAYA NJUMBE.

DULY ADOPTED BY THE LAKE COUNTY COUNCIL, this 11th day of June, 2024.

 <hr/> DAVID HAMM  <hr/> RANDELL C. NIEMEYER  <hr/> PETE LINDEMULDER	 <hr/> CHRISTINE CID, President	 <hr/> CHARLIE BROWN  <hr/> RONALD G. BREWER, SR.  <hr/> TED F. BIESKI
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Members of the Lake County Council

In the Matter of Resolution of the Lake County Council Requiring that Certain Townships within Lake County, Indiana, Shall Receive A Specified Amount of the Tax Revenues Distributed Pursuant to I.C. 6-3.6-6-8 for the year 2025

Hamm made the motion, seconded by Bilski, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 24-29

RESOLUTION OF THE LAKE COUNTY COUNCIL
REQUIRING THAT CERTAIN TOWNSHIPS WITHIN LAKE COUNTY,
INDIANA, SHALL RECEIVE A SPECIFIED AMOUNT
OF THE TAX REVENUES DISTRIBUTED
PURSUANT TO I.C. 6-3.6-6-8 FOR THE YEAR 2025

WHEREAS, I.C. 6-3.6-6-8 provides for the allocation of additional revenues from the tax under I.C. 6-3.6-6-1, et. seq., to public safety purposes; and

WHEREAS, pursuant to I.C. 6-3.6-6-1, the Lake County Council is the adopting body which imposed a tax under I.C. 6-3.6-6-2 on the adjusted gross income of local taxpayers in Lake County served by the Lake County Council (Lake County Ordinance No. 1360B, imposing a Public Safety County Adjusted Gross Income Tax (CAGIT); and

WHEREAS, pursuant to I.C. 6-3.6-6-8(c) a fire department, volunteer fire department, or emergency medical services provider that:

- (1) Provides fire protection or emergency medical services within Lake County; and
- (2) Is operated by or serves a public subdivision that is not otherwise entitled to receive a distribution of tax revenue under this Section, may before July 1st of a year apply to the Lake County Council for a distribution of tax revenues under this section during the following calendar year to be used for public safety purposes; and

WHEREAS, pursuant to I.C. 6-3.6-6-8(c) the Lake County Council shall review the applications submitted and may before September 1, 2024 adopt a resolution requiring that one or more of the applicants shall receive a specified amount of tax revenue to be distributed during the 2025 calendar year; and

WHEREAS, a resolution providing for a distribution to one or more fire departments, volunteer fire departments or emergency medical service provider shall be distributed before the remainder of the tax revenue is allocated under I.C. 6-3.6-6-8(b); and

WHEREAS, that pursuant to I.C. 6-3.6-6-8(c), the Township Trustees on May 8, 2024 applied to the Lake County Council for a distribution of tax revenue under I.C. 6-3.6-6-8 for the calendar year 2025.


NOW, THEREFORE, it is duly resolved as follows:

- 1. That the following Townships: Cedar Creek Township, Center Township, Eagle Creek Township, Hanover Township, Hobart Township, St. John Township, West Creek Township, and Winfield Township, (collectively referred to as Townships)

qualify under I.C. 6-3.6-6-1, et. seq., to receive a distribution of the Public Safety County Adjusted Gross Income Tax imposed by the Lake County Council, Ordinance No. 1360B, (CAGIT).

- 2. That the Townships shall receive a specified amount for the distribution of tax revenues under I.C. 6-3.6-6-1, et. seq., for the calendar year 2025 of the Public Safety County Adjusted Gross Income Tax.
- 3. That a copy of this Resolution shall be provided to the Lake County Auditor and the Indiana Department of Local Government Finance within fifteen (15) days.

SO RESOLVED THIS 11th DAY OF JUNE, 2024.



 CHRISTINE CID, President


 DAVID HAMM


 RANDELL C. NIEMEYER


 PETE LINDEMULDER


 CHARLIE BROWN


 RONALD G. BREWER, SR.


 TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Veterans (VTC) Court Endowment Fund, A Non-Reverting Fund

Hamm made the motion, seconded by Lindemulder, to approve on First Reading. Majority voted yes, Motion to approve on First Reading carried 7-0.

Hamm made the motion, seconded by Lindemulder, to Suspend Rules. Majority voted yes. Motion to Suspend Rules carried 7-0.

Hamm made the motion, seconded by Lindemulder, to approve on Second Reading. Majority voted yes. Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1496A

ORDINANCE ESTABLISHING THE LAKE COUNTY VETERANS (VTC) COURT ENDOWMENT FUND, A NON-REVERTING FUND

WHEREAS, Indiana Code 36-2-3.5-3 provides that the Lake County Council is the fiscal and legislative body for Lake County, Indiana; and

WHEREAS, Indiana Code 36-2-3.5-5(b)(3) provides that the Lake County Council may pass all ordinances, orders, resolutions and motions for the government of the County in the manner prescribed by I.C. 36-2-4, et. seq.; and

WHEREAS, the Lake County Council desires to establish by ordinance all funds within the County Treasury; and

WHEREAS, in 2021, Legacy Foundation, Inc. created an endowment fund to support the Lake County Veterans Court programming; and

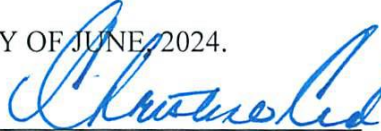
WHEREAS, every year Legacy’s Investment Committee recommends a specific percentage, if any, for producing annual spendable distributions for all endowment funds managed by Legacy Foundation; and

WHEREAS, the Lake County Council desires to establish the Lake County Veterans (VTC) Court Endowment Fund, a non-reverting fund.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Lake County Veterans (VTC) Court Endowment Fund, a non-reverting Fund, is established for the deposit of funds received from the Legacy Foundation to be used to support the Lake County Veterans Court programming.
2. That the Fund shall be non-reverting. Any money in the Fund at the end of the year shall remain, and not revert to the County General Fund.


SO ORDAINED THIS 11th DAY OF JUNE, 2024.



CHRISTINE CID, President



DAVID HAMM


CHARLIE BROWN


RANDELL C. NIEMEYER


RONALD G. BREWER, SR.


PETE LINDEMULDER


TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Amending the Lake County Part-Time Employees Pay Rate Ordinance for 2024, Ordinance No. 1490B

Lindemulder made the motion, seconded by Brewer, to approve on First Reading. Majority voted yes. Motion to approve on First Reading carried 7-0.

Lindemulder made the motion, seconded by Hamm, to Suspend Rules. Majority voted yes. Motion to Suspend Rules carried 7-0.

Lindemulder made the motion, seconded by Hamm, to approve on Second Reading. Majority voted yes. Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1490B-1

ORDINANCE AMENDING THE LAKE COUNTY PART-TIME EMPLOYEES PAY RATE ORDINANCE FOR 2024, ORDINANCE NO. 1490B

WHEREAS, on December 12, 2023, the Lake County Council adopted the Lake County Part-Time Employees Pay Rate Ordinance for 2024, Ordinance No. 1490B; and

WHEREAS, the Lake County Council now desires to amend the Ordinance.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That the following section be amended and adopted as follows:

DELETE:

Section IV.		
13. Weights & Measures Dept.		
a. County Inspector		12.00/hr.
b. Secretary & Technicians	8.00-9.50/hr.	
c. Administrative Assistant		10.46/hr.

INSERT:

Section IV.		
13. Weights & Measures Dept.		
a. County Inspector		12.00/hr.
b. Secretary & Technicians	15.00-18.00/hr.	
c. Administrative Assistant		10.46/hr.

SO ORDAINED THIS 11th DAY OF JUNE, 2024.

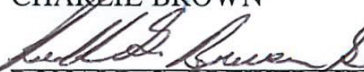

CHRISTINE CID, President

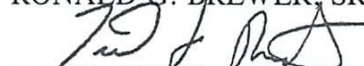

DAVID HAMM


RANDELL C. NIEMEYER


PETE LINDEMULDER


CHARLIE BROWN


RONALD G. BREWER, SR.


TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Amending the Ordinance Establishing the Lake County Fairgrounds 2019 Fee Schedule, Ordinance No. 1423A

Niemeyer made the motion, seconded by Lindemulder, to approve on First Reading. Majority voted yes. Motion to approve on First Reading carried 7-0.

Niemeyer made the motion, seconded by Lindemulder, to Suspend Rules. Majority voted yes. Motion to Suspend Rules carried 7-0.

Niemeyer made the motion, seconded by Brown, to approve on Second Reading. Majority voted yes. Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1423A-1

**ORDINANCE AMENDING THE ORDINANCE ESTABLISHING
THE LAKE COUNTY FAIRGROUNDS 2019 FEE SCHEDULE,
ORDINANCE NO. 1423A**

WHEREAS, on August 14, 2018, the Lake County Council adopted the Ordinance Establishing the Lake County Fairgrounds 2019 Fee Schedule, Ordinance No. 1423A; and

WHEREAS, that the Lake County Council now desires to amend Section 4. and Section 7. of Ordinance No. 1423A, effective January 1, 2025.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

DELETE:

- 4. That the following daily fee and set-up rates shall be paid per day for the use of the facilities at the Lake County Fairgrounds, beginning January 1, 2019:

<u>Facility</u>	<u>Type 1 & Type 2</u>	<u>Type 5</u>
a. 4 H Building:		
Daily Use:		
Resident:	\$400.00	\$500.00
Non-resident:	\$450.00	\$550.00
Set-Up:		
Resident:	\$90.00	\$125.00
Non-resident:	\$100.00	\$150.00
b. Industrial Building:		
Daily Use:		
Resident:	\$500.00	\$700.00
Non-resident:	\$575.00	\$800.00
Set-Up:		
Resident:	\$100.00	\$150.00
Non-resident:	\$150.00	\$225.00
c. Annex Building:		
Daily Use:		
Resident:	\$200.00	\$250.00
Non-resident:	\$250.00	\$300.00

<u>Facility</u>	<u>Type 1 & Type 2</u>	<u>Type 5</u>
Set-Up:		
Resident:	\$50.00	\$75.00
Non-resident:	\$65.00	\$90.00
d. Fine Arts Building:		
Daily Use:		
Resident:	\$300.00	\$400.00
Non-resident:	\$350.00	\$450.00
Set-Up:		
Resident:	\$75.00	\$100.00
Non-resident:	\$85.00	\$125.00
e. Shelters #1-6:		
Daily Use:		
Resident:	\$100.00	\$100.00
Non-resident:	\$100.00	\$100.00
Fundraising/Business/Wedding		
	\$150.00	\$150.00
Shelters #1-6 ***Wedding		
\$200.00 clean-up/damage deposit required for business/fundraising/weddings		
f. Gazebo/Cov. Bridge Wedding Area:		
Daily Use: All:	\$100.00	\$100.00
g. Arena:		
Daily Use:		
Resident:	\$400.00	\$500.00
Non-resident:	\$450.00	\$650.00
Set-Up:		
Resident:	\$100.00	\$150.00
Non-resident:	\$150.00	\$200.00
h. Grandstand:		
Daily Use:		
Resident:	To Be Determined by Event \$1,000.00 +	
Non-Resident:		
Set-Up:		
Resident:		
Non-Resident:		

<u>Facility</u>	<u>Type 1 & Type 2</u>	<u>Type 5</u>
i. North Half of Grounds w/Shelters:		
Daily Use:		
Resident:	\$1200.00	\$1500.00
Non-resident:	\$1300.00	\$1800.00
Set-Up:		
Resident:	\$200.00	\$400.00
Non-resident:	\$300.00	\$500.00
j. South Half of Grounds:		
Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-resident:	\$1300.00	\$1800.00
Set-Up:		
Resident:	\$200.00	\$400.00
Non-resident:	\$300.00	\$500.00

INSERT:

4. That the following daily fee and set-up rates shall be paid per day for the use of the facilities at the Lake County Fairgrounds, beginning January 1, 2025:

<u>Facility</u>	<u>Type 1 & Type 2</u>	<u>Type 5</u>
a. 4 H Building:		
Daily Use:		
Resident:	\$500.00	\$625.00
Non-resident:	\$550.00	\$675.00
Wedding:		\$800.00
Set-Up:		
Resident:	\$110.00	\$150.00
Non-resident:	\$120.00	\$175.00
b. Industrial Building:		
Daily Use:		
Resident:	\$675.00	\$1000.00
Non-resident:	\$750.00	\$1000.00
Wedding:		\$1800.00
Set-Up:		
Resident:	\$150.00	\$200.00
Non-resident:	\$200.00	\$275.00

<u>Facility</u>	<u>Type 1 & Type 2</u>	<u>Type 5</u>
c. Annex Building:		
Daily Use:		
Resident:	\$250.00	\$325.00
Non-resident:	\$300.00	\$375.00
Set-Up:		
Resident:	\$ 90.00	\$115.00
Non-resident:	\$105.00	\$130.00
d. Fine Arts Building:		
Daily Use:		
Resident:	\$400.00	\$500.00
Non-resident:	\$450.00	\$550.00
(After Restoration Pricing)		
Resident:	\$575.00	\$675.00
Non-resident:	\$625.00	\$725.00
Wedding		\$2500.00
Set-Up:		
Resident:	\$100.00	\$125.00
Non-resident:	\$110.00	\$150.00
e. Shelters #1-#8:		
Daily Use:		
Resident:	\$125.00	\$150.00
Non-resident:	\$125.00	\$150.00
Business/Fundraiser	\$175.00	\$200.00
Wedding		\$200.00
Shelters #1-8		
\$200.00 clean-up/damage deposit required for business/fundraising/weddings		
f. Gazebo/Cov. Bridge Wedding Area:		
Daily Use: All:	\$150.00	\$150.00
g. Arena:		
Daily Use:		
Resident:	\$500.00	\$600.00
Non-resident:	\$550.00	\$700.00
Set-Up:		
Resident:	\$125.00	\$175.00
Non-resident:	\$175.00	\$225.00
h. Grandstand:		
Daily Use For all: \$1200.00		

<u>Facility</u>	<u>Type 1 & 2</u>	<u>Type 5</u>
i. North Half of Grounds w/Shelters & South Half of Grounds :		
Daily Use:		
Resident:	\$1300.00	\$1600.00
Non-resident:	\$1400.00	\$1900.00
Set-Up:		
Resident:	\$250.00	\$450.00
Non-resident:	\$350.00	\$550.00


DELETE:

7. That the fees in this Ordinance shall take effect on January 1, 2019.

INSERT:

7. That the fees in Section 4. of this Ordinance shall take effect on January 1, 2025, all other fees in Ordinance No. 1423A remain in effect.

SO ORDAINED THIS 11th DAY OF June, 2024.


 CHRISTINE CID, President


 DAVID HAMM


 CHARLIE BROWN


 RANDELL C. NIEMEYER


 RONALD G. BREWER, SR.


 PETE LINDEMULDER


 TED F. BILSKI

Members of the Lake County Council

In the Matter of Planning Commission Ordinance No. 2573 – Paul M. Horst, Owner, Nathan D. Vis, Petitioner, 5/15/2024, CDD to R-2, Favorable Recommendation, (Vote 5-0)

Lindemulder made the motion, seconded by Niemeyer, to approve. Majority voted yes. Motion to approve carried 7-0.

**ORDINANCE #2573
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 May 15, 2024).

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

ZONE CHANGE from CDD (Conditional Development District) to R-2 (One-Family Zone) owned by Paul M. Horst and petitioned by Nathan D. Vis to allow a proposed residence on the following described property:

General Location: Located approximately 3/10 of a mile west of Clark Street on the south side of 153rd Avenue, a/k/a 5125 W. 153rd Avenue in Cedar Creek Township.

LEGAL DESCRIPTION:

PARCEL 4:

PART OF THE SOUTHEAST ¼ OF SECTION 1, TOWNSHIP 33 NORTH, RANGE 9 WEST OF THE 2ND P.M. IN LAKE COUNTY, INDIANA, DESCRIBED AS BEGINNING AT A POINT ON THE NORTH LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1 AND 401.02 FEET EAST OF THE NORTHWEST CORNER THEREOF; THENCE SOUTH 88 DEGREES 52 MINUTES 23 SECONDS EAST, 619.06 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 88 DEGREES 52 MINUTES 23 SECONDS EAST, 310.56 FEET TO THE NORTHWEST CORNER OF TRACT 15, THE UNRECORDED PLAT OF DALECARLIA ACREAGE; THENCE SOUTH 00 DEGREES 04 MINUTES 17 SECONDS WEST, 676.56 FEET TO THE NORTH LINE OF LOT 78 IN DALECARLIA FAIRWAYS SUBDIVISION AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 35, PAGE 78 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; THENCE NORTH 88 DEGREES 54 MINUTES 03 SECONDS WEST, 18.30 FEET TO A MONUMENT FOUND AT THE SOUTHEAST CORNER OF LOT 80 IN SAID DALECARLIA FAIRWAYS; THENCE NORTH 01 DEGREES 09 MINUTES 43 SECONDS EAST, 116.93 FEET (RECORD BEARING AND DISTANCE=NORTH 01 DEGREES 06 MINUTES 00 SECONDS EAST, 117.32 FEET) TO A MONUMENT AT A POINT OF CURVE; THENCE NORTHWESTERLY ALONG THE NORTHEASTERLY LINE OF LOTS 81 TO 84 IN SAID DALECARLIA FAIRWAYS ALONG A CURVE CONCAVE TO THE SOUTHWEST, AN ARC DISTANCE OF 519.26 FEET AND A RADIUS OF 380.00 FEET; THENCE NORTH 01 DEGREES 07 MINUTES 07 SECONDS EAST, 187.76 FEET TO THE POINT OF BEGINNING.
PARCEL NO.: 45-19-01-403-004.000-007

IS HEREBY X BY THE COUNTY COUNCIL
 APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS 11th DAY OF June , 2024.

MEMBERS OF THE LAKE COUNTY COUNCIL

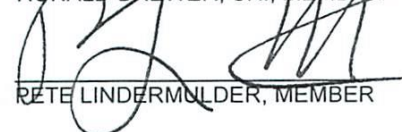

CHRISTINE CID, PRESIDENT


DAVE HAMM, VICE PRESIDENT


TED BILSKI, MEMBER


RONALD BREWER, SR., MEMBER


CHARLIE BROWN, MEMBER


RETE LINDERMULDER, MEMBER


RANDY NIEMEYER, MEMBER

In the Matter of Planning Commission Ordinance No. 2574 – An Ordinance to Amend the Unincorporated Lake County Unified Development Ordinance No. 2560, 5/15/2024, Favorable Recommendation, (Vote 5-0)

Lindemulder made the motion, seconded by Hamm, to approve on First Reading. Majority voted yes. Motion to approve on First Reading carried 7-0.

Lindemulder made the motion, seconded by Niemeyer, to Suspend Rules. Majority voted yes. Motion to Suspend Rules carried 7-0.

Lindemulder made the motion, seconded by Hamm, to approve on Second Reading. Majority voted yes. Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 2574

AN ORDINANCE TO AMEND THE UNINCORPORATED LAKE COUNTY UNIFIED DEVELOPMENT ORDINANCE (UDO) OF LAKE COUNTY, INDIANA, ADOPTED JUNE 13, 2023, AS AMENDED, TO ADD TITLE 154, UNIFIED DEVELOPMENT ORDINANCE 2560; ARTICLE 16, ADDITIONAL REGULATIONS OF GENERAL APPLICABILITY; CHAPTER 110, REGULATIONS FOR BATTERY STORAGE FACILITIES, TO REGULATE THE IMPLEMENTATION OF BATTERY ENERGY STORAGE SYSTEMS THROUGH UNINCORPORATED LAKE COUNTY, INDIANA.

WHEREAS, the Indiana Legislature passed House Enrolled Act No. 1173, providing a mechanism to regulate Utility Scale Battery Energy Storage Systems (BESS), Effective July 1, 2023, and codified in Indiana Code 22-14-8, to create a statutory framework in Indiana.

WHEREAS, in this legislation, the Indiana Department of Homeland Security (IDHS) was charged with enforcement authority and the Indiana Department of Fire Prevention and Building Safety Commission was authorized to adopt rules to implement its requirements.

WHEREAS, companies have expressed an interest in battery energy storage system projects in Lake County, Indiana.

WHEREAS, the Unincorporated Lake County Advisory Plan Commission, herein after "Plan Commission," by and through their ordinances and regulations passed by the legislative body, the Lake County Council, hereinafter "Council," is duly charged with regulating land use for the purpose to protect the health, safety, morals, and general welfare of the public, land owners, and its citizens.

WHEREAS, the Plan Commission and Council desire to implement the following regulations concerning anyone pursuing battery energy storage systems (BESS) under Indiana Code 22-14-8.

BE IT ORDAINED BY THE LAKE COUNTY PLAN COMMISSION AND LAKE COUNTY COUNCIL AS FOLLOWS:

INSERT:

154-16-110 BATTERY ENERGY STORAGE SYSTEMS (BESS)

Battery energy storage facilities are subject to the following regulations:

A. Definitions

1. Battery energy storage facilities: One or more battery cells for storing electrical energy in a battery energy storage system ("BESS") with a battery management system ("BMS").
2. Battery energy storage system: A physical container providing secondary containment to battery cells that is equipped with cooling, ventilation, fire suppression, and a battery management system.

3. Battery management system: An electronic regulator that manages a battery energy storage system by monitoring individual battery module voltages and temperatures, container temperature and humidity, off-gassing of combustible gas, fire, ground fault and DC surge, and door access and capable of shutting down the system before operating outside safe parameters.

- B. Submittal requirements for battery energy storage facilities are permitted only in the following zoning district classifications: CD (Conditional Development District) by special exception.

All applications for special exception must include the following information in addition to all other requirements approved by the Lake County Plan Commission necessary to make an appropriate application.

1. Preliminary site plan identifying the following:
 - a. Subject property including the property lines, setback lines, and right-of-way lines.
 - b. Physical features including but not limited to roads, special flood hazard areas (if applicable), wetland(s) (if applicable), existing and proposed buildings, equipment, proposed locations of underground or overhead electric lines and utility poles, landscaping, and fencing;
2. Identification of proposed construction and ongoing maintenance routes from the nearest arterial road as detailed on a map;
3. Letter of intent with the Lake County Highway Department that acknowledges the proposed project and a preliminary agreement with the district's requirements or conditions;
4. Proposed product cut-sheets, spec sheets, or data sheets;
5. Visual screening report that includes the following:
 - a. A map of homes within 500 feet of the facility,
 - b. Locations and type of existing vegetation that may provide screening of views of the facility,
 - c. Any topographic features that provide screening of the facility (if any);
6. Interconnection service agreement or evidence of filing required interconnection service applications with the electric utility;
7. Preliminary operation and maintenance plan of the battery energy storage facility, including measures for maintaining safe access to the installation, stormwater controls, landscaping maintenance, as well as general procedures for operation and maintenance of the installation
8. Proof of liability insurance;
9. Preliminary emergency services plan, including but not limited to the project summary, electrical schematic and means of shutting down the battery energy storage facility throughout the life of the installation;
10. Redacted copy of the memorandum of lease for the subject property (if leased).
11. Notice of development letters. In addition to notice provided by the request for special exception, the owner/operator must identify and mail (obtaining a Certificate of Mail from the Post Office or receipts from Certified Mail proving such mailings occurred)

such notice letters to Lake County Board of Commissioners and Lake County Council for the battery energy storage facility and where it is to be built as well as to the respective Township Trustee, Lake County Soil and Water Conservation District, Lake County 911, Lake County Sheriff, any participating fire department or fire district, and to all municipalities located within 1.5 miles of the battery energy storage facility;

- C. Utility lines and electrical circuitry. All on-site utility lines shall be placed underground to the extent feasible and as permitted by the serving utility, with the exception of the main service connection at the utility company right-of-way and any new interconnection equipment, including without limitation any poles, with new easements and right-of-way;
- D. Buildings are subject to the lot and building standards of the underlying zoning district;
- E. Security barrier. Battery energy storage facilities must be enclosed by perimeter security fencing or other county-approved barrier with a minimum height of at least six feet unless housed in a dedicated-use building. The use of barbed wire or razor wire that runs along the top of chain linked fences is permitted. Existing perimeter fencing or county-approved barriers can be used if they meet the requirements above; and,
- F. Conformance with Indiana Code 22-14-8, et seq. which among the requirements, includes an emergency response plan and training for the local fire department.

IS HEREBY X BY THE
APPROVED DENIED NO ACTION

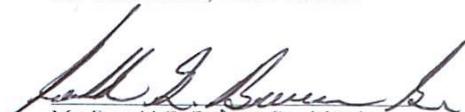
COUNTY COUNCIL OF LAKE COUNTY, INDIANA, THIS 11th DAY OF

June , 2024.



Mrs. Christine Cid, President


Mr. Dave Hamm, Vice President


Mr. Ted Bilski, Member


Mr. Ronald G. Brover, Sr., Member


Mr. Charlie Brown, Member


Mr. Pete Lindemulder, Member


Mr. Randy Niemeyer, Member

*In the Matter of Discussion: Changing July County Council Study Session and Meeting Dates:

Lindemulder made the motion, seconded by Hamm, to cancel Study Session on Thursday July 4, 2024 and reschedule the July 16, 2024 regular meeting to July 9, 2024. Majority voted yes. Motion to cancel Study Session on Thursday July 4, 2024 and reschedule the July 16, 2024 regular meeting to July 9, 2024 carried 7-0.

Discussion on Cold Storage

It was brought to my attention by John Carr with the Central Midwest Carpenters Union of a potential issue with a subcontractor at the job site of the cold storage facility in my district at two and 65. The reason this became an issue was because at the July study session last year, we had representatives from Indiana cold storage with their contractors and representatives of Lake County and we spoke at length about the fact that we're doing a tax abatement that we needed to make sure that these jobs were local jobs and done with union skilled labor.

Lake County Resident and Representative of Central Midwest Regional Council – Brad Matthews:
As Randy mentioned the project is U.S. Cold Storage down in Lowell. They came front of you guys on July 6, 2023 and made a commitment to local labor. The reason that is so important is because we want local workers that live in our county to have opportunities to work on these projects so they can support their families and support our local economy. It was brought to our attention that U.S. Cold Storage hired a contractor out of New Jersey so all that money is going be going back to New Jersey for those workers on that project. It's also our understanding that they received abatement incentives for that project so we lost out on some tax dollars that we could've had. That hurts our workers and our workforce. The workers of NWI have fought for our high standard of living and the high wages and benefits. I thought it was necessary to bring to you that they are not holding up their commitment that they made to the council.

Niemeyer made the motion, seconded by Brown, add Cold Storage to the agenda. Majority voted yes. Motion to add to agenda carried 7-0.

Niemeyer made the motion, seconded by Hamm, to formulate a letter from the council to memorialize the record made in July 6, 2023 study session in support of 100% local skilled union labor on Cold Storage.

Bilski made a motion to add that the letter suggest a meeting to work out differences and make sure local contractors are utilized.

Niemeyer agreed.

Motion to formulate a letter from the council to memorialize the record made on the July 6, 2023 study session in support of 100% local skilled union labor on Cold Storage and suggest a meeting to work out differences to make sure local contractors are utilized carried 7-0.

Public Comment: Barbara Koteles of Hobart addressed the council regarding the potential Lake County Health Board Appointment.

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:

Peggy Holinga Katona,
Lake County Auditor