

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

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

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 14th day of January, 2010 at about 1:30 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 14th day of January, 2010 at about 1:30 p.m.

Order #1 Agenda #5

In the Matter of: Reorganization of the Board – President and Vice President nominations.

Nomination for Board President – Scheub nominates Commissioner Frances DuPey to serve as President of the Board of Commissioners for 2010, with no other nominations being heard the nominations, Commissioner DuPey is now Board President of the Lake County Board of Commissioners for the year 2010. Motion passed 3-0.

Nomination for Board Vice President – Scheub nominated Commissioner Roosevelt Allen Jr. for Vice President of Board of Commissioners, no other nominations being heard, Commissioner Allen will serve as Board Vice President of the Lake County Board of Commissioners for the year 2010. Motion passed 3-0.

Order #2 Agenda #6A

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

Allen made a motion, seconded by Scheub, to approve the opening of the Bids and Proposals. Motion passed 3-0.

Order #2 Agenda #6B

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

Allen made a motion, seconded by Scheub, to approve the **Additions** – Item #51A – Proposal from Johnson Controls, Inc. for Paramore Work Release Heating in an amount not to exceed \$7,000.00; Item #51B – Proposal from Johnson Controls, Inc. for Paramore Work Release Heating in an amount not to exceed \$5,000.00; Item #51C – Resolution for Government Recovery Zone Economic Development Bonds; **Deletions** – Number 21, Number 22, Number 23, Number 36, Number 37; **Corrections** – 26 A-L, 27 A-D, 28 A-B, and 29 A-B – Should be \$60.00 per hour. Motion passed 3-0.

Order #2 Agenda #6D

In the Matter of Notices/Agenda: Public Record of Approved Final Agenda.

Allen made a motion, seconded by Scheub, to approve the Final Agenda and make it a matter of public record. Motion passed 3-0.

Order #3 Agenda #6E

In the Matter of Notices/Agenda: Public Record of Certificate of Service of Meeting Notice to those who have made such written request.

Scheub made a motion, seconded by Allen, to make a matter of public record the Certificate of Service of Meeting Notice to those who have made such written request. Motion passed 3-0.

Order #3 Agenda #6F

In the Matter of Notices/Agenda: Public Record of Certificate of Service of Executive Session Notice for 1/7/10 at 10:00 A.M.

Scheub made a motion, seconded by Allen, to make a matter of public record the Certificate of Service of Executive Session Notice for 1/7/10 at 10:00 A.M. Motion passed 3-0.

Order #3 Agenda #6F

In the Matter of Notices/Agenda: Public Record of Certificate of Service of Executive Session Notice for 1/20/10 at 12:00 P.M.

Scheub made a motion, seconded by Allen, to make a matter of public record the Certificate of Service of Executive Session Notice for 1/20/10 at 12:00 P.M. Motion passed 3-0.

Order #4 Agenda #7

In the Matter of Board of Commissioners of the County of Lake Resolution No. 10-01, Resolution establishing regular meeting dates for the year 2010.

Allen made a motion, seconded by Scheub, to adopt Resolution No. 10-01, Resolution establishing regular meeting dates for the year 2010, as every third Wednesday of each month of the calendar year 2010. Motion passed 3-0.

Order #4 Agenda #7 (cont'd)

**BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
RESOLUTION NO. 10-01
RESOLUTION ESTABLISHING REGULAR MEETING DATES FOR THE YEAR 2010**

IN ACCORDANCE WITH I.C. 36-2-2-6 THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE HEREBY ESTABLISHES REGULAR MEETING DATES OF THE BOARD OF COMMISSIONERS WHICH MEETINGS SHALL BE HELD AT 10:00 A.M. IN THE COMMISSIONERS COURTROOM, THIRD FLOOR, ADMINISTRATION BUILDING, LAKE COUNTY GOVERNMENT CENTER, 2293 NORTH MAIN STREET, CROWN POINT, INDIANA.

THE SPECIFIC MEETING DATES ESTABLISHED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE FOR CALENDAR YEAR 2010 ARE AS FOLLOWS:

WEDNESDAY, JANUARY 20, 2010	WEDNESDAY, JULY 21, 2010
WEDNESDAY, FEBRUARY 17, 2010	WEDNESDAY, AUGUST 18, 2010
WEDNESDAY, MARCH 17, 2010	WEDNESDAY, SEPTEMBER 15, 2010
WEDNESDAY, APRIL 21, 2010	WEDNESDAY, OCTOBER 20, 2010
WEDNESDAY, MAY 19, 2010	WEDNESDAY, NOVEMBER 17, 2010
WEDNESDAY, JUNE 16, 2010	WEDNESDAY, DECEMBER 15, 2010

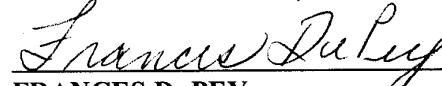
IN ACCORDANCE WITH I.C. 5-14-1.5-5 © THE NOTICE OF THESE REGULAR MEETINGS WILL BE SENT ONE TIME TO EACH OF THOSE NEWS MEDIA/PERSONS/AGENCIES WHO HAVE FILED A REQUEST FOR NOTICE OF MEETING DATES WITH THE BOARD. IF THE DATE, TIME OR PLACE OF THE ABOVE REGULAR MEETING IS CHANGED AN ADDITIONAL NOTICE WILL BE GIVEN.

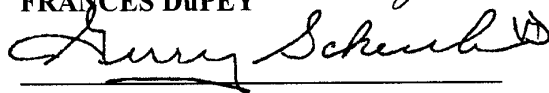
IN ACCORDANCE WITH I.C. 36-2-2-8, SPECIAL MEETINGS, A MEMBER OF THE COUNTY EXECUTIVE WHO CALLS A SPECIAL MEETING MUST GIVE AT LEAST SIX DAYS NOTICE OF THE MEETING UNLESS THE MEETING IS CALLED TO DEAL WITH AN EMERGENCY. THE NOTICE OF THE SPECIAL MEETING MUST INCLUDE A STATEMENT OF THE PURPOSE OF THE MEETING AND WILL BE CONFINED TO THE SUBJECT STATED AS THE SPECIFIC PURPOSE.

THIS RESOLUTION IS ENACTED THIS 20TH DAY OF JANUARY, 2010.

BOARD OF COMMISSIONERS
OF THE COUNTY OF LAKE


ROOSEVELT ALLEN, JR.


FRANCES DUPEY


GERRY J. SCHEUB

ATTEST:

PEGGY KATONA,
LAKE COUNTY AUDITOR

Order #5 Agenda #8

In the Matter of Board of Commissioners of the County of Lake Resolution No. 10-02, Resolution establishing regular study session dates for the year 2010.

The Board hereby takes no action on this Resolution, agreeing not to establish regular study session dates for the year 2010. No action taken.

Order #6 Agenda #9

In the Matter of Board of Commissioners of the County of Lake Resolution No. 10-03, Resolution establishing regular executive session dates for the year 2010.

The Board hereby takes no action on this Resolution, agreeing not to establish regular executive session dates for the year 2010. No action taken.

Order #7 Consent Agenda

In the Matter of Approval of Consent Agenda Items: #20A-20G, #52A-52E, #57 & #58A.

Allen made a motion, seconded by Scheub, to approve the Consent Agenda items for this Agenda (Items #20A-20G, #52A-52E, 57 & 58A). Motion passed 3-0.

Order #7 Consent Agenda #20A-20G

In the Matter of L C Highway – Certificates of Liability Insurance: A. Gatlin Plumbing & Heating, Inc.; B. Gariup Construction Co., Inc.; C. Gariup Construction Co., Inc.; D. The Pangere Corporation; E. Century Tel, Inc.; F. White Brothers Trucking Co.; G. Boyd Construction Co., Inc.

Allen made a motion, seconded by Scheub, to approve L C Highway – Certificates of Liability Insurance: A. Gatlin Plumbing & Heating, Inc.; B. Gariup Construction Co., Inc.; C. Gariup Construction Co., Inc.; D. The Pangere Corporation; E. Century Tel, Inc.; F. White Brothers Trucking Co.; G. Boyd Construction Co., Inc. Motion passed 3-0.

Order #7 Consent Agenda #52A

In the Matter of Public Record of the Indiana Departmental of Environmental Management (IDEM).

Allen made a motion, seconded by Scheub, to make a matter of public record the IDEM permits, renewals, receipt of application, public notice, notice of receipt, notice of decision, insignificant modification proposal and inspection summary/violation letter, all of such submitted from the State IDEM. Motion for public record passed 3-0.

Order #7 Consent Agenda #52B

In the Matter of Public Record of Department of Natural Resources (IDEM).

Allen made a motion, seconded by Scheub, to make a matter of public record the Department of Natural Resources-IDEM approval certificates Construction in an Floodway (4), Residential Historic District, National Register of Historic Places- Criteria for Evaluation, Ditch Construction Proposal between Wolf Lake and Powderhorn Lake. Motion for public record passed 3-0.

Order #7 Consent Agenda #52C

In the Matter of Public Record of Certificates of Liability Insurance (IDEM).

Allen made a motion, seconded by Scheub, to make a matter of public record the Certificates of Liability Insurance (IDEM) (Patriot Engineering & Environmental Inc.; T.J. Lambrecht Construction, Inc.; CET Company, Inc.; Ryan Fire Protection Inc.; Metro Excavating Corp.; Indiana-American Water Company). Motion for public record passed 3-0.

Order #7 Consent Agenda #52D

In the Matter of Public Record of License or Permit Bonds (IDEM).

Allen made a motion, seconded by Scheub, to make a matter of public record the License or Permit Bonds (IDEM) for HVAC Contractor, Bond No. 8203-97-27, amount \$5,000.00, Comfort Systems USA National Accounts LLC dba Accu Temp. Motion for public record passed 3-0.

Order #7 Consent Agenda #52E

In the Matter of Public Record of Notices of Cancellation (IDEM).

Allen made a motion, seconded by Scheub, to make a matter of public record the Notices of Cancellation (IDEM) (Chris Byers dba CB Insulation; Long Elevator and Machine Co., Inc.; Ace Cleaning Inc.; Custom Cut Lawn Maintenance, Inc.; Peters Fire Sprinkler; Tower Service & Manufacturing Company). Motion for public record passed 3-0.

Order #7 Consent Agenda #57

In the Matter of Vendor Qualification Affidavits

Allen made a motion, seconded by Scheub, to approve the following Vendor Qualification Affidavits. Motion passed 3-0.

TONN AND BLANK CONSTRUCTION
NEXUS INFORMATION SYSTEM, LLC
FIDONE TRUCKING, INC.
TELEVENT DTN, INC.
ADVANCED DRAINAGE SYSTEMS
1ST AYD CORPORATION
GLENWOOD HEALTHCARE & REHAB
NATIONAL RIFLE ASSOCIATION
GLOBAL FOODS, INC.
PRICELESS RENT A-CAR

Order #7 Consent Agenda #58

In the Matter of Lake County Treasurer Departmental Report for the month of November, 2009.

Comes now, John Petalas, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of November 2009. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Allen made a motion, seconded by Scheub, to accept the above Treasurer's Report of November 2009 as submitted. Motion passed 3-0.

Order #8 Agenda #10

In the Matter of L C Building Manager – Contract/Bid Award recommendation for Cafeteria Restoration.

The Board having previously taken the bids under advisement does hereby accept the recommendation of the Building Manager to reject the low bidder of Gariup Construction Co., Inc. for they did not provide for everything with in the specification in their submitted bid, upon a motion made by Allen to disqualify the bid of Gariup Construction Co., Inc., seconded by Scheub. Motion passed 3-0, 3 yes votes.

Allen made a motion, seconded by Scheub, to accept the recommendation of the Building Manager to award the contract to the next lowest most responsive bidder, Polet Construction, LLC of Highland, Indiana for the Cafeteria Restoration project at the Lake County Government Center for the total bid amount of \$116,400.00, having complied with everything needed with-in the specification to complete the restoration of the cafeteria. Motion to accept the proposal submitted by Polet Construction LLC passed 3-0, 3 yes votes.



LAKE COUNTY BOARD OF COMMISSIONERS

ROOSEVELT ALLEN, JR.
GERRY J. SCHEUB
FRANCES DUPEY

Dan Ombac
Building Superintendent

ENGINEERS OFFICE
Lake County Government Center
2293 North main Street
Crown Point, Indiana 46307
Phone (219) 755-3165
Fax (219) 755-3832

January 5, 2010

TO: Lake County Board of Commissioners
Hon. Roosevelt Allen, Jr., President
Hon. Gerry Scheub, Commissioner
Hon. Frances DuPey, Commissioner
2293 North Main Street
Crown Point, Indiana 46307

FROM: DAN OMBAC

I am respectfully submitting this report assuming that you might want me to review the proposal since they were received prior to my retirement.

Comparative summary of bids received for the Cafeteria Restoration

<p>From: <u>Polet Construction, LLC.</u></p> <p><u>Bid Highlights:</u></p> <p>Price: \$116,400.00 Proposal submitted with no other condition except as noted:</p> <p>Work to be completed per specification Dated 11/19/09 for Cafeteria Restoration – Work to be done in two stages: 1. Asbestos Removal. 2. Restoration – according to Pre-Bid meeting and General Description specification.</p> <p>Performance bond (as required in the specification) will be submitted not more than 7 working days after acceptance by the Lake County Board of Commissioners.</p> <p>BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE <i>Frances DuPey</i> <i>Roosevelt Allen Jr.</i> <i>Gerry Scheub</i></p>	<p>From: <u>Gariup Construction Co.</u></p> <p><u>Bid Highlights:</u></p> <p>Price: \$94,000.00 Proposal submitted with the following conditions:</p> <ol style="list-style-type: none"> 1. Proposal for interior wall partition was not based the existing removable partition but instead was based on a substitute material not discussed at the meeting. 2. Asbestos removal is based only on removing fireproofing on deck and beams. (The concern is that if there are other asbestos in the ceiling that has to be removed per EPA/OSHA regulation, a change order might be required and this could substantially increase the price)
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APPROVED THIS 20 DAY OF January 20 10

Order #8 Agenda #10 (cont'd)

<p>NOTE:</p> <p>I received a call today from Ms. Kim Twiehaus of Chubb Group of Insurance Company who is handling this case. She wanted to know if I'm still handling this case. I told her I am only reporting the bid results but I will not be handling the project since I no longer work for the county.</p> <p>She also asked me to give her a copy of the bids which I will, and she also said she would like to see a firm price for this project.</p>	<ol style="list-style-type: none"> 3. Re-fireproofing the removed area of asbestos proofing. (This could also be a potential problem for the same reason as the above) 4. Proposal does not include new temperature control systems, temperature control tubing relocations or replacements and testing. (Due to the nature of the project this area of the project is inevitable and any change order of this nature could substantially increase the price) 5. Only \$1,500 allowance was included in the proposal to replace the damaged light pole outside. (This limits Contractor's liability to \$1,500 to replace the light pole)
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Based on the above summary, it is my opinion that Polet Construction, LLC, submitted the most responsible bid.

Excerpts from the Specifications:

1.01-A- This project is a single project to be completed in two stages due to the presence of asbestos that has to be removed from the ceiling area before restoration can proceed. Contractor shall be responsible for both asbestos removal and restoration under this contract.

1.01-D- Bid price shall include all labor, material and equipment necessary to complete the entire job.

1.02-B- The Contractor shall take all field measurements and familiarize him self with the work necessary to complete the project. The Contractor shall assume full responsibility for their accuracy.

1.02-C- The Contractor shall be fully knowledgeable of all requirements of the contract and shall be aware of all job site condition that will affect their work. No extra payment will be allowed for the failure to obtain this information.

Copy of the proposals attached

CC: John Dull
Chubb Insurance
Jim Bennett

Order #9 Agenda #30

In the Matter of L C Treasurer – BID AWARD: 2010 Treasurer's Tax Sale.

The Board having previously taken the above bids under advisement, does hereby award the contract to SRI Inc., 8082 Bash Street, Indianapolis, Indiana 46250, for the 2010 Treasurer's Tax Sale upon a motion by Allen, seconded by DuPey, with the recommendation of the L C Treasurer and the L C Auditor. Motion passed with 2 yes votes 1 no vote, 2-1, Scheub abstain.

And it appearing to said Board of Commissioners that the above company's bid being the most responsive and responsible bid for the 2010 Treasurer's Tax Sale for the Treasurer's Office, having complied with the law as provided by statute and filed with their bid the proper affidavit as by law provided and their bond or certified check in the amount of:

SRI INC. W/ CHASE BANK CASHIERS CHECK in the amount of \$33,000.00 is hereby approved by the Board of Commissioners.

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for THE 2010 TREASURER'S TAX SALE FOR THE LAKE COUNTY TREASURER'S OFFICE FOR \$299,000.00 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: January 20, 2010

ROOSEVELT ALLEN, JR.
FRANCES DuPEY

SRI INC.

*please note: only a copy of the original bid and cashier's check is available as of March 4, 2010. see file "January 2010".

Order #9 Agenda #30 (cont'd)

PEGGY HOLINGA KATONA
AUDITOR
JOHN PETALAS
TREASURER



Auditor Lake County
Treasurer Lake County
LAKE COUNTY GOVERNMENT CENTER
2293 NORTH MAIN STREET
CROWN POINT, INDIANA 46307

December 2, 2009

Lake County Commissioners
Lake County Government Center
2293 N. Main Street
Crown Point, IN 46307

SUBJECT: LETTER OF RECOMMENDATION

Dear Commissioners Allen, Jr., Scheub and DuPey:

For the 2010 Treasurer's Tax Sale, two bids were received. Onyx, Inc. submitted a bid of \$45 per parcel and SRI, Inc submitted a bid of \$65 per parcel.

The Treasurer's Tax Sale is very important. If there are any problems caused by defects in either the form, timing, or procedure, the sale can be stopped. The County annually invests about \$150 thousand in this sale before it occurs. This is the cost of the advertising, certified mailings, and other hard costs such as copying. This does not include any staff time.

The money that is paid to the successful vendor is paid by a buyer at a Treasurer Tax Sale. The amount of money paid by a buyer is not County money.

The question here is reliability and track record. If a mistake is made, the County is out approximately \$150 thousand dollars. Therefore, the prime factor is experience and demonstrated ability to conduct a successful Treasurer Tax Sale. If there were no bidder who had these specific credentials, then the selection of a new bidder without a demonstrated capacity would not be an issue. SRI, Inc., has the demonstrated capacity. They do it for 80 percent of the counties in Indiana and have done it for Lake County over 12 years. During that time period they have never made a mistake that has caused us to stop a Treasurer's Tax Sale.

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For the above reason, we are recommending that the contract for the 2010 Lake County Treasurer's Tax Sale be awarded to SRI, Inc. at \$65 per parcel.

Sincerely,

Peggy H. Katona
Lake County Auditor

John E. Petalas
Lake County Treasurer

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

APPROVED THIS 20th DAY OF January 20 10

Order #10 Agenda #40D

In the Matter of Property Sales: Key No. 45-08-153-014.000-001 opening bid \$300.00 + \$50.00 for cost of advertising.

Allen made a motion, seconded by Scheub, to advertise key no. 45-09-16-105-023.000-021 opening bid \$300.00 + \$50.00 for cost of advertising for an auction to be held at the next meeting of February 17, 2010, previous advertisement was for the incorrect parcel/key number. Motion passed 3-0.

Order #11 Agenda #40E

In the Matter of Property Sales: Key No. 45-08-04-258-031.000-004 \$1,500.00 + cost of advertising.

At this time the President of Board opens this portion of the meeting as an Auction.

Auction for Tax Sale Certificate for property located 420-38 W 5th Avenue, Gary, IN known as parcel/key number 45-08-04-258-031.000-004 is now open - starting bid amount \$1,500.00 – sold to the sole bidder in the auction, Dan Koulianos of 1526 W Devon Ave, Chicago, IL 60660, successful bidder is required to pay by certified check with 10 days of this auction.

Order #12 Agenda #40F

In the Matter of Property Sales: Key No. 45-03-276-001.000-004 \$166,500.00 + cost of advertising.

At this time there will be no auction held for Key No. 45-03-276-001.000-004, the property will be re-advertised for best bid subject to the successful bidder separating and donating the wetland portion of the property to the Gary Airport, auction to be held at next meeting of February 17, 2010. Present to speak in interest of this parcel of land, Anthony Portone and Joseph Farnik, in effort to become the successful bidder and give insight on the parcel. Motion passed with 3 yes votes.

Order #13 Agenda #51

In the Matter of Board of Commissioners of the County of Lake Commendatory Resolution Honoring Beth Henderson.

Commendatory Resolution read aloud by Commissioner Scheub to congratulate Beth Henderson, a full-time employee of Lake County for a combined 52 years having worked for the Lake County Surveyor, the Lake County Prosecutor, the Lake County Clerk and the Lake County Building Manager, and for serving the people of Lake County diligently and faithfully on a continuous basis since 1957 and thanks for a job well done and wishes her good luck in retirement, upon a motion by Scheub to approve this resolution, Allen seconded the motion. Motion passed 3-0.

Order #14 Agenda #50

In the Matter of Board of Commissioners of the County of Lake Commendatory Resolution Honoring William "Bill" Henderson.

Commendatory Resolution read aloud by Commissioner Scheub to congratulate William "Bill" Henderson, appointed Director of the Lake County Public Works Department, and for serving the people of Lake County diligently and faithfully on a continuous basis since 1957 and thanks for a job well done and wishes his good luck in retirement, upon a motion by Scheub to approve this resolution, Allen seconded the motion. Motion passed 3-0.

Order #15 ADD Agenda #51C

In the Matter of Resolution for Government Recovery Zone Economic Development Bonds.

Allen made a motion, seconded by Scheub, to approve Resolution No. 10-02, A Resolution of The Board of Commissioners of the County of Lake, Indiana, allocating volume for Recovery Zone Economic Development Bonds pursuant to the American Recovery and Reinvestment Act of 2009. Motion passed with 3 yes votes, 3-0.
(cont'd)

Order #15 ADD Agenda #51C (cont'd)

BOARD OF COMMISSIONERS
COUNTY OF LAKE, INDIANA

RESOLUTION NO. 2

A Resolution of The Board of Commissioners of the County of Lake, Indiana, allocating volume for Recovery Zone Economic Development Bonds pursuant to the American Recovery and Reinvestment Act of 2009.

WHEREAS, the County of Lake (the "County") has been allocated authority to issue \$15,320,000 in Recovery Zone Economic Development Bonds under the provisions of the American Recovery and Reinvestment Act of 2009 (the "Recovery Act"); and

WHEREAS, the purpose of the Recovery Zone Economic Development Bonds is to lower the cost of capital for governmental entities in order to encourage development and construction in recovery zones which are areas adversely affected by an increase in unemployment and other negative factors indicative of general distress; and

WHEREAS, by resolution adopted on September 23, 2009 (the "Declaratory Resolution"), the Board of Commissioners of the County of Lake (the "Board") declared all of Lake County to be a recovery zone; and

WHEREAS, the authority to issue Recovery Zone Economic Development Bonds expires at the end of 2010; and

WHEREAS, the Board has mailed a letter to each governmental entity located in Lake County inviting any entity interested in receiving an allocation of the County's allocation of volume for Recovery Zone Economic Development Bonds to apply to the County for an allocation; and

WHEREAS, individual applications have been filed by Gary Community School Corporation (\$10,000,000), Gary Sanitary District (\$1,700,000), School City of Hammond (two projects totaling \$8,000,000), Hanover Community School Corporation (\$15,320,000), Town of Highland (\$3,250,000), City of Hobart (four project totaling \$12,000,000), Independence Hill Conservancy District (three projects totaling \$2,150,000) and Town of Merrillville (\$600,000) (individually, the "Applicant" and collectively the "Applicants") each requesting the County to allocate all or a portion of its allocation for Recovery Zone Economic Development Bonds to such Applicant to assist each Applicant in financing the proposed project or projects explained in each application.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE as follows:

Order #15 ADD Agenda #51C (cont'd)

Section 1. The Board hereby allocates the County's allocation of volume for Recovery Zone Economic Development Bonds under Section 1400U-2 of the Internal Revenue Code of 1986, as amended, as authorized by the Recovery Act, as follows:

Gary Community School Corporation	\$2,890,000
Gary Sanitary District	\$ 490,000
School City of Hammond	\$2,310,000
Hanover Community School Corporation	\$4,425,000
Town of Highland	\$ 940,000
City of Hobart	\$3,470,000
Independence Hill Conservancy District	\$ 620,000
Town of Merrillville	\$ 175,000
Total Allocation	\$15,320,000

Section 2. The President of the Board is hereby directed to provide a letter containing the allocation to each Applicant. Each Applicant to which an allocation has been made is directed to file notice of acceptance or rejection of the allocation set forth in Section 1 within ten (10) days of the date of such letter. An Applicant's failure to file a timely notice will be deemed a rejection of the allocation. If an allocation is rejected, the rejected allocation shall be re-allocated to the other Applicants on the basis of each Applicant's proportionate share of the original total allocation by the County not including the rejected allocation. If the allocation is accepted, the allocations provided for in Section 1 shall be valid until July 1, 2010. Each Applicant which accepts the allocation is directed to file a notice of issuance of the bonds with the County Auditor within ten (10) days after the bonds are issued. If the bonds for an Applicant are not issued by the County or by an eligible issuer for the Applicant (including the Applicant) on or before July 1, 2010, this Resolution may be rescinded and the allocation to that Applicant withdrawn and re-allocated by the County. If on July 1, 2010, it appears reasonably certain that the bonds will be issued by August 1, 2010, the Board will grant a 30-day extension to allow the bonds to be issued. Any extension beyond July 1, 2010, shall be up to the sole and complete discretion of the Board.

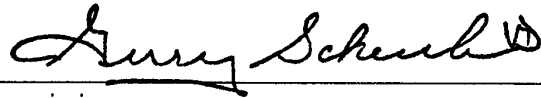
Section 3. The President of the Board is hereby directed to provide a final letter containing the final allocation to each Applicant after the ten (10) day period set forth in Section 2 has expired. A copy of the final letter shall also be filed with the County Auditor.

Section 4. The Board directs representatives of the County to work with each Applicant which accepts an allocation to take such steps as are necessary to enable the County to issue the Recovery Zone Economic Development Bonds for each accepting Applicant prior to July 1, 2010. If an Applicant elects to issue or have an eligible issuer other than the County issue the Recovery Zone Economic Development Bonds allocated to such Applicant, the Applicant shall pay the County at the time of closing on the bonds a fee equal to 0.3% of the volume allocated to the Applicant which the County shall use to pay costs incurred in administering the Recovery Zone Economic Development Bond program.

Order #15 ADD Agenda #51C (cont'd)

Section 5. This Resolution shall be effective as of the date hereof.

Dated this 20th day of January, 2010.



Commissioner



Commissioner



Commissioner

Attest:

County Auditor

Order #16 ADD Agenda #51A

In the Matter of Proposal from Johnson Controls, Inc. for Paramore Work Release Heating in an amount not to exceed \$7,000.00.

Scheub made a motion, seconded by Allen, to approve the Proposal from Johnson Controls, Inc. for Paramore Work Release Heating in an amount not to exceed \$7,000.00 for providing the following: remove existing cast iron steam radiators, provide and install fan forced cabinet heater, provide all required electrical and verified proper operation of system. Motion passed 3-0.

Order #16 ADD Agenda #51B

In the Matter of Proposal from Johnson Controls, Inc. for Paramore Work Release Heating in an amount not to exceed \$5,000.00.

Scheub made a motion, seconded by Allen, to approve the Proposal from Johnson Controls, Inc. for Paramore Work Release Heating in an amount not to exceed \$5,000.00 for providing the following: remove existing furnace and "A" coil, provide and install new forced air furnace and "A" coil, provide all required electrical and verify proper operation of system. Motion passed 3-0.

Order #17

Recognition of Officials Present

President of the Board, Frances DuPey, takes this time to acknowledge those officials present, which include:

- L C Surveyor, George VanTil
- Councilwoman Elsie Franklin
- Councilman Larry Blanchard
- Auditor Peggy Katona

Order #18 Agenda #11

In the Matter of L C Building Manager – Proposals: Cafeteria Dining Furniture.

Scheub made a motion, seconded by Allen, to accept the recommendation of the Building Manager to award the contract for the Cafeteria Dining Furniture to the lower and more responsible bid submitted from McShane’s Business Products & Solutions in the amount of \$9,803.20. Motion passed 3-0.

Letter of Recommendation

January 5, 2010

TO: Lake County Board of Commissioners
 Hon. Roosevelt Allen, Jr. ~~President~~
 Hon. Gerry Scheub, Commissioner
 Hon. Frances DuPey, Commissioner
2293 North Main Street
Crown Point, Indiana 46307

FROM: DAN OMBAC

I am respectfully submitting this report assuming that you might want me to review the proposal since they were received prior to my retirement.

Summary of bids for the Cafeteria Dining Furniture

- 1. HDW Commercial Interiors ----- \$13,689.79
- 2. McShane’s Business Products & Solutions ----- \$ 9,803.20

Based on the above summary, the lower and more responsible bid is from McShane’s.

Copy of proposals attached

CC: John Dull
 Chubb Insurance
 Jim Bennett

Order #19 Agenda #12

In the Matter of L C Building Manager – Letter from Dan Ombac concerning an emergency at the Lake County Juvenile Center.

Allen made a motion, seconded by Scheub, to make the report from the Building Manager of the emergency flood conditions at the Lake County Juvenile Center a matter of public record. Motion passed 3-0.

Order #20 Agenda #13

In the Matter of L C Highway – Seek Proposals: Waste Disposal Services for the year 2010.

Scheub made a motion, seconded by Allen, to approve the seeking of proposals for the Highway Department for Waste Disposal Services for the year 2010, proposals to be returned by Wednesday, February 17, 2010 by 9:30 A.M. in the Lake County Auditor’s Office. Motion passed 3-0.

Order #21 Agenda #14

In the Matter of L C Highway – Memorandum of Agreement between the Federal Highway Administration and the Indiana State Historic Preservation Officer submitted to the Advisory Council on Historic Preservation pursuant to 36 C.F.R. Section 800.6(b)(iv) regarding the Replacement of Lake County Bridge No. 2, in Lake, Newton and Jasper Counties, Indiana.

Scheub made a motion, seconded by Allen, to approve the L C Highway – Memorandum of Agreement between the Federal Highway Administration and the Indiana State Historic Preservation Officer submitted to the Advisory Council on Historic Preservation pursuant to 36 C.F.R. Section 800.6(b)(iv) regarding the Replacement of Lake County Bridge No. 2, in Lake, Newton and Jasper Counties, Indiana. Motion passed with 3 yes votes.
(SEE FILE “JANUARY 2010” FOR ORIGINAL)

Order #22 Agenda #15

In the Matter of L C Highway – Change Order No. 1, 2 and 3 for Roadway Widening and Reconstruction of 45th Avenue Phase I Cleveland Avenue to Grant Street Contract R-30891.

Allen made a motion, seconded by Scheub, to approve L C Highway – Change Order No. 1, 2 and 3 for Roadway Widening and Reconstruction of 45th Avenue Phase I Cleveland Avenue to Grant Street Contract R-30891, **A.** Change Order No. 1 for Mulched Seeding, Type R-Permanent Mix. Changed condition construction related. This is a decrease in the amount of \$1,141.00. **B.** Change Order No. 2 for Chemical Modifier Adjustment. Changed condition soil related. This is an increase in the amount of \$8,107.56. **C.** Change Order No. 3 for Temporary pavement markings for winterization, traffic control. This is a decrease in the amount of \$0.01 cents. Motion passed 3-0.

Order #23 Agenda #16

In the Matter of L C Highway – Appraisal cost for right-of-way for Parcel 7 Lake County Bridge #99 in the amount of \$10,000.00.

Scheub made a motion, seconded by Allen, to approve the Highway Department's appraisal cost, counter offer from Heuring Trustees, for right-of-way for Parcel 7 Lake County Bridge #99 in the amount of \$10,000.00. Motion passed 3-0.

Order #24 Agenda #17

In the Matter of L C Highway – LPA Consulting Contract between American Structurepoint, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for the Construction Engineering Des #0901113, Ridge Road from Grant to Colfax in an amount not to exceed \$107,431.36.

Scheub made a motion, seconded by Allen, to approve the LPA Consulting Contract between American Structurepoint, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for the Construction Engineering Des #0901113, Ridge Road from Grant to Colfax in an amount not to exceed \$107,431.36. Motion passes with 3 votes, 3-0.

"AARA" project, 100% reimbursable by the Indiana Department of Transportation through Federal Highway
(SEE FILE "JANUARY 2010" FOR ORIGINAL)

Order #24 Agenda #18

In the Matter of L C Highway - LPA Consulting Contract between Robinson Engineering LTD and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department to provide construction engineering services for the following: A. Des #0900969 Morse St – 149th Avenue to Lowell town limits \$53,169.12. B. Des #0900970 Cedar Lake Road – 121st Avenue to 133rd \$35,446.08.

Scheub made a motion, seconded by Allen, to approve LPA Consulting Contract between Robinson Engineering LTD and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department to provide construction engineering services for the following: A. Des #0900969 Morse St – 149th Avenue to Lowell town limits \$53,169.12. B. Des #0900970 Cedar Lake Road – 121st Avenue to 133rd \$35,446.08. Motion passes with 3 votes, 3-0.

"AARA" project, 100% reimbursable by the Indiana Department of Transportation through Federal Highway
(SEE FILE "JANUARY 2010" FOR ORIGINAL)

Order #24 Agenda #19

In the Matter of L C Highway - LPA Consulting Contract between Butler, Fairman and Seufert, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for Des No. 0901004, 0901005, Construction Inspection for Resurfacing of Colfax Street from 231st Avenue to Belshaw Road in an amount not to exceed \$37,229.50 and 231st Avenue from Colfax Street to Monon Road in an amount not to exceed \$59,470.50.

Scheub made a motion, seconded by Allen, to approve LPA Consulting Contract between Butler, Fairman and Seufert, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for Des No. 0901004, 0901005, Construction Inspection for Resurfacing of Colfax Street from 231st Avenue to Belshaw Road in an amount not to exceed \$37,229.50 and 231st Avenue from Colfax Street to Monon Road in an amount not to exceed \$59,470.50. Motion passes with 3 votes, 3-0.

"AARA" project, 100% reimbursable by the Indiana Department of Transportation through Federal Highway
(SEE FILE "JANUARY 2010" FOR ORIGINAL)

Order #25 Agenda #60

In the Matter of Annual Appointments

Scheub made a motion, seconded by Allen, to re-appoint Highway Officials and Department Heads as follows:

COMMISSIONERS' APPOINTMENT LIST

DEPARTMENTS

Highway Superintendent
Highway Superintendent, Assistant
Highway Engineer
Bailliff and Annex Custodian
Building Manager
Commissioners' Administrative Assistant
Commissioners' Attorney
Commissioners' Attorney, Assistant
Equal Employment Opportunity Officer
Fairgrounds Superintendent

Malczewski, Marcus
Stochel, Jill
Alverson, Duane
Nutall, McKinley
Ombac, Dan
Cole, Delvert
Dull, John S.
Irak, Joseph S.
Allen Jr., Roosevelt
Carlson, Paul

BOARD & COMMITTEE APPOINTMENTS

Alcoholic Beverage Commission
Contractors Licensing Board
Contractors Licensing Board
Data Board
Drainage Board
Drainage Board
Drainage Board
Economic Development Commission
Eleven County Drainage Board
Emergency Management Advisory Council
Family and Children Protection Team
Health, Board of
Health, Board of
Health, Board of
Insurance Oversight Committee
Jail Oversight Committee

Ruesken, Ken
Scheub, Gerry J.
Posey, Joseph
Allen, Jr., Roosevelt
Scheub, Gerry J.
Allen, Jr., Roosevelt
DuPey, Frances
DuPey, Frances
Scheub, Gerry
DuPey, Frances
Gopal, Kalyani
Terpstra, Debbie
Dr. Stovall, Troy
Karejci, Deborah S.
Young, Diane (proxy)
Scheub, Gerry J.

BOARD & COMMITTEE APPOINTMENTS (cont'd)

Northwest Indiana Community Action Corp.	Allen, Jr., Roosevelt
Northwest Indiana Regional Planning Commission	Allen, Jr., Roosevelt
Plan Commission	Scheub, Gerry J.
Plan Commission	Putz, William
Plan Commission	Strong, Steve
Private Industry Council	Hughes, Danita Johnson
Private Industry Council	Corcoran, Barbara
Private Industry Council	Costello, Anthony
Property Tax Assessment Board of Appeals	Krusa, Edward
Property Tax Assessment Board of Appeals	Wickland, David
Property Tax Assessment Board of Appeals	Kutanovski, Mitre
Real Estate Disposal Committee	DuPey, Frances
Solid Waste Management Board	Scheub, Gerry J.
Veterans Affairs Study Commission	Scheub, Gerry J.

Allen made a motion, seconded by Scheub, to approve the appointments for the year 2010, as so listed above and read aloud at a public meeting by Board of Commissioners Vice President, Roosevelt Allen, Jr. Motion passed 3-0.

Order #26 Agenda #48

In the Matter of L C Board of Commissioners: Cost savings report of the SU Group.

Comes now before the Board of Commissioners, Lake County Surveyor, George Van Til, to express major concerns regarding the Cost savings report of the SU Group item on the agenda, stating that, "It has been our understanding that the Commissioners are looking at a group to possibly bundle the maintenance and service and repair of all the machines, and just finding out about it yesterday, I would say on the face of it it's another good move by the Commissioners to try to cut back on cost and I assume it's based on the economy scale. We, I think there's some issues I'd like to draw to the Commissioners attention that there's a lot of information, I think like 900 we're talking about, 900 pieces of machinery, just for instance in my office, I would say the Surveyor's Office, Recorder's Office and Sheriff's Office probably would be the ones that are most concerned about copying and things of that nature, that's what we do in our office in terms of giving out information, so is the Recorder's Office, so the list shows us (Surveyor's Office) having 8 pieces of equipment under contract, fifty percent of that is wrong, I don't know where the listing came from, we in fact have seven (7) and then there's three that are listed wrong, so 4 out of the 8 are wrong, so to make a long story short if we could have a meeting with all the officials and whoever suggest to us before this is approved so we can have some input it's very important to all of us officials." *Commissioner DuPey*, George if I could put your mind at ease what I am going to recommend today is that we review this further, there are a few things that may have been left off plus last month we awarded some service and maintenance contracts, we would have to rescind them or we would have to go on from this point leaving those in, so we have work to do on this yet and I'm going to take your suggestion and call a meeting of the people that are involved with the equipment, now that's my recommendation to my colleagues, I need to see what there pleasure is.

Commissioner DuPey, "my recommendation is to study this for another month and take it under advisement, we want to make sure we have all the equipment that needs to be included and the equipment that should not be included taken out, is there a motion to approve that", *Allen*, I have a comment, "how would that effect the proposed cost savings for the County?" *George Nellesen*, *SU Group VP (tone very low)*, Well it wouldn't, I think what will effect the whole cost savings if you go out and do an actual inventory of all equipment, so when there's some missing or something goes wrong with it, there should be information gathered off the existing contracts or proposals so if are inaccuracies on there, assuming they didn't make any transcribing errors on our end as well, our whole purpose of the inventory is to go out and actually verify the equipment, I think from a starting standpoint we can start at anytime. *George Van Til*, Madame Chair, what our concern is two things, just on our little thing, fifty percent of the information is wrong also you might want to, *DuPey*, Let's not go so far as to say fifty percent is wrong, okay, I think that they put forth a very good effort, I believe they were contacted by Commissioner Allen, who thought that this would be a very good plan, I think it would a good plan, but we're not quite there yet and in fact I would like to know if you'd like to serve on the Study Commission for this and I would like to appoint you to do that and put this thing together for us within the next ten days or so, so we can get an idea of where we want to go with this, *George Van Til*, I guess I don't have any choice, Yes, the biggest thing is the question of service vs. cost, and we don't really know what you're talking about totally but except we know that you're trying to save money, so we want to try and cooperate with that but we still want to make sure everything is working properly and I'd be glad to help in any way I can.

DuPey, Is there a motion to defer, motion made by Allen to defer, Scheub seconded. Motion to defer the approval of the Cost savings report of the SU Group passed 3-0, 3 yes votes.

Order #27 Agenda #24

In the Matter of L C Sheriff – Rescind Bid awarded on December 16, 2009 to Tri-Electronics, Inc. for Electronic Monitoring of Non-Violent Pretrial Detainees & Offenders.

Scheub made a motion, seconded by Allen, to rescind the approval of the bid awarded on December 16, 2009 to Tri-Electronics, Inc. for Electronic Monitoring of Non-Violent Pretrial Detainees & Offenders, with the recommendation of Attorney Dull and review by Crowe Horwath. Motion passed 2-1, DuPey abstain.

Order #28 Agenda #25

In the Matter of L C Sheriff – Request to Advertise Specifications for Electronic Monitoring of Non-Violent Pretrial Detainees & Offenders for bids to be returned by Wednesday, February 17, 2010 prior to 9:30 AM in the Lake County Auditor's Office.

Scheub made a motion, seconded by Allen, to delete this item. Motion passes with 3 votes, 3-0.

Order #29 Agenda #26 A-L

In the Matter of L C Public Defender – Consulting Contracts as listed below with the Board of Commissioners of the County of Lake on behalf of the Lake County Public Defender for Conflicts Attorney Services for the year 2010 in an amount not to exceed \$20,000.00 at the rate of \$60.00 per hour:

A. Arlington J. Foley
B. Kristina L. Garza

G. Matthew D. Latulip
H. John Maksimovich

Order #29 Agenda #26 A-L (cont'd)

C. Derla R. Gross	I. Jerry Peteet
D. Mark Gruenhagen	J. Robert J. Varga
E. Roseann Ivanovich	K. Samuel G. Vanzanellis
F. Derrick Julkes	L. Patrick Young

Order #29 Agenda #27 A-D

In the Matter of L C Public Defender – Consulting Contracts as listed below with the Board of Commissioners of the County of Lake on behalf of the Lake County Public Defender for Conflicts Attorney Services for the year 2010 in an amount not to exceed \$12,000.00 at the rate of \$60.00 per hour:

A. Matthew N. Fech	C. Richard W. Maro
B. Adrian Guzman	D. John Rupcich

Order #29 Agenda #28 A-B

In the Matter of L C Public Defender – Consulting Contracts as listed below with the Board of Commissioners of the County of Lake on behalf of the Lake County Public Defender for Public Defender Attorney Services for the year 2010 in an amount not to exceed \$20,000.00 at the rate of \$60.00 per hour:

A. Linda Kollintzas
B. Susan Severtson

Order #29 Agenda #29 A-B

In the Matter of L C Public Defender – Consulting Contracts as listed below with the Board of Commissioners of the County of Lake on behalf of the Lake County Public Defender for Appellate Public Defender Attorney Services for the year 2010 in an amount not to exceed \$20,000.00 at the rate of \$60.00 per hour:

A. Kristin A. Mulholland
B. James Reed

Scheub made a group motion, seconded by Allen, to approve all above referenced 2010 Consulting Contracts for Attorney Services on behalf of the Office of the Lake County Public Defender (Items #26 A-L; #27 A-D; #28 A-B; #29 A-B). Motion passed 3-0.

(SEE FILE "JANUARY 2010" FOR ALL CONTRACTS)

Order #30 Agenda #31

In the Matter of L C Board of Elections and Registration – Consulting Contract with Bruce A. Lambka for Assistant Board Attorney Services for the year 2010 in an amount not to exceed \$22,500.00 at the rate of \$90.00 per hour.

Scheub made a motion, seconded by Allen, to approve the Consulting Contract between L C Board of Elections and Registration and Bruce A. Lambka for Assistant Board Attorney Services for the year 2010 in an amount not to exceed \$22,500.00 at the rate of \$90.00 per hour. Motion passed 3-0.
(SEE FILE "JANUARY 2010" FOR CONTRACT)

Order #31 Agenda #32

In the Matter of L C Board of Elections and Registration – Consulting Contract with James L. Wieser for Board Attorney Services for the year 2010 in an amount not to exceed \$22,500.00 at the rate of \$90.00 per hour.

Scheub made a motion, seconded by Allen, to table this item to allow L C Board of Elections and Registration Director, Sally LaSota, to go back to the Board for recommendation of another attorney. Motion to table passed 3-0.

Order #32 Agenda #33

In the Matter of L C Circuit Court – Consulting Contract with Thomas K. Hoffman for Mental Health Commitment Counsel Services for the year 2010 in an amount not to exceed \$19,800.00 at the rate of \$90.00 per hour.

Scheub made a motion, seconded by Allen, to approve the Consulting Contract for Thomas K. Hoffman on behalf of the Lake County Circuit Court for Mental Health Commitment Counsel Services for the year 2010 in an amount not to exceed \$19,800.00 at the rate of \$90.00 per hour. Motion passed 3-0.
(SEE FILE "JANUARY 2010" FOR CONTRACT)

Order #32 Agenda #34

In the Matter of L C Circuit Court – Consulting Contract with Bruce A. Kotzan for Mental Health Commitment Counsel Services for the year 2010 in an amount not to exceed \$19,800.00 at the rate of \$90.00 per hour.

Scheub made a motion, seconded by Allen, to approve the Consulting Contract for Bruce A. Kotzan on behalf of the Lake County Circuit Court for the implementation of the Indiana Supreme Court's Caseload Plan for the year 2010 in an amount not to exceed \$16,500.00 at the rate of \$90.00 per hour. Motion passed 3-0.
(SEE FILE "JANUARY 2010" FOR CONTRACT)

Order #33 Agenda #35

In the Matter of L C Juvenile Center and Midwest Integrated Health System/Aaron Johns, M.D. Contract for Physician Services for the year 2010 in the amount of \$24,707.00 at the rate of \$6,176.75 per quarter.

Scheub made a motion, seconded by Allen, to approve the Contract with Midwest Integrated Health System/Aaron Johns, M.D. for Physician Services for the year 2010 in the amount of \$24,707.00 at the rate of \$6,176.75 per quarter on behalf of the Juvenile Center. Motion passed 3-0.
(SEE FILE "JANUARY 2010" FOR CONTRACT)

Order #34

Scheub made a motion, seconded by Allen, to add to this Agenda the opening of the bids for the Lake County Juvenile Center for Food, Bread and Dairy Products and proposals for Janitorial, Maintenance, Paper, Laundry Supplies, Dishwater Chemicals and Health & Grooming for the year 2010. Motion passed 3-0.

Order #35

In the Matter of L C Juvenile Center – BIDS: Food, Bread and Dairy Products for January 1, 2010 to June 30, 2010.

This being the day, time and place for the receiving of bids for Food, Bread and Dairy Products for January 1, 2010 to June 30, 2010 for the Lake County Juvenile Center, the following bids were received:

Shop Rite Foods	\$29,850.16
1413 S Lake Park Ave	
Hobart, IN 46342	

Allen made a motion, seconded by Scheub, to approve the only bid submitted of Shop Rite Foods of Hobart, Indiana in the amount of \$29,850.16 to provide Food, Bread and Dairy Products for the period of January 1, 2010 to June 30, 2010 at the Lake County Juvenile Center. Motion to award passed 3-0.

Order #36

In the Matter of L C Juvenile Center – PROPOSALS: Janitorial, Maintenance, Paper, Laundry Supplies, Dishwater Chemicals and Health & Grooming for the year 2010.

This being the day, time and place for the receiving of proposals for Janitorial, Maintenance, Paper, Laundry Supplies, Dishwater Chemicals and Health & Grooming for the year 2010 for the Lake County Juvenile Center, the following bids were received:

Able Paper & Janitorial Supply, Inc.	\$17,218.00
Cal-Region Supply, Inc.	\$21,555.00
Gurtler Industries, Inc.	\$6,881.25
HP Products	\$22,639.07

Scheub made a motion, seconded by Allen, to take the above bids under advisement and refer to the Juvenile Center for further tabulation and recommendation. Motion carried with vote of three, 3-0.

Order #37 Agenda #38

In the Matter of L C Data Processing – Memorandum of Understanding for an Electronic Transfer of E-Citations in Schererville Town Court.

Allen made a motion, seconded by DuPey, to approve the Memorandum of Understanding for an Electronic Transfer of E-Citations in Schererville Town Court. Motion passes with 2 yes votes and 1 absent, 2-0, Scheub away.

**MEMORANDUM OF UNDERSTANDING
FOR AN ELECTRONIC TRANSFER OF E-CITATIONS
IN SCHERERVILLE TOWN COURT**

This Memorandum of Understanding (Agreement) is made and entered into by and between the City/Town court and Clerk of the City/Town of **Schererville**, (Court/Clerk) and the County of Lake, through the Lake County Board of Commissioners and the Lake County Council (County):

RECITALS

WHEREAS, the Court is the property established Court and the Clerk is the officially elected Clerk of the Court of the City/town of **Schererville**; and

WHEREAS, the lake County Board of Commissioners is the executive of Lake County, Indiana, and the Lake County Council is the legislative and fiscal body of Lake County, Indiana; and

WHEREAS, Lake County desires to assist the city and town courts of Lake County to transmit E-Citations from the Indiana State Data Repository to the Lake County Case Management System

WHEREAS, the Indiana Supreme Court and its Judicial technology Automation Committee (JTAC) has responded favorably to the request of the Lake Superior Courts to assist and enable the city and town courts in Lake County to electronically transmit E-Citation information from the Indiana State Repository to the Lake County Case Management System.

WHEREAS, the County will assist the city and town courts in the following areas related to the timely electronic transmission of E-Citation information on the traffic infraction cases:

1. Installation;
2. Training;
3. Continuing Software Support;

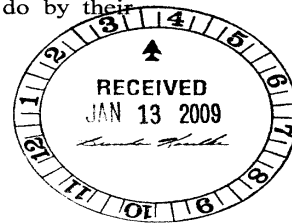
NOW, THEREFORE IN CONSIDERATION OF THE forgoing representations and covenant hereinafter set forth, the parties agree as follows:

1. Authority. The parties agree that this Agreement is specifically undertaken pursuant to the authority under Indiana Law to enter into binding Agreements.
2. Term of Agreement. The term of this Agreement shall be from **the date of signing through December 31, 2010**, and shall automatically renew each year unless the Court/Clerk or County notifies in writing the other party of its termination at least 60 days before the end of the current term.

Order #37 Agenda #38 (cont'd)

- 3. Purpose of Agreement. The purpose of this Agreement is for the County to assist the City and Town Courts and Clerks with the electronic transfer of E-Citation from the Indiana State Data Repository Case Management System to the City and town Courts and Clerks.
- 4. Responsibilities and Duties of the Court/Clerk. The Court/Clerk agrees as follows:
 - A. To permit access for lake County employees or their designees to install the software, and to train employees of the clerk and court;
 - B. To only use the network, system, and equipment according to the best practices as defined and modified by Lake County and the Lake County Data Processing Agency or its assignee;
- 5. Effective Date and Commencement of Terms. This Agreement shall be effective and the terms set forth shall be deemed enforceable upon the signature and approval of all parties.

IN WITNESS WHEREOF, the Court/Clerk and the County, through duly authorized representatives, have entered into the Memorandum of Understanding; and having read and understood the foregoing terms of this Memorandum of Understanding, the Court/Clerk and the County do by their respective signatures dates below agree to such terms.



COUNTY OF LAKE:

By: *Roosevelt Allen, Jr.* Date: 01-20-10
 Roosevelt Allen, Jr.
 County Commissioner

By: _____ Date: _____
 Gerry J. Scheub
 County Commissioner

By: *Frances DuPey* Date: 01-20-10
 Frances DuPey
 County Commissioner

COUNTY OF LAKE:

By: *Larry Blanchard* Date: 1-12-10
 Larry Blanchard
 County Councilman

By: *Ernie Dillon* Date: 1-12-10
 Ernie Dillon
 County Councilman

By: *Jerome Prince* Date: 1-12-10
 Jerome Prince
 County Councilman

By: *Ted Bilski* Date: 1-12-10
 Ted Bilski
 County Councilman


By: *Elsie Franklin* Date: 1-12-10
 Elsie Franklin
 County Councilwoman

By: *Christine Cid* Date: 1-12-10
 Christine Cid
 County Councilwoman

By: *Thomas O'Donnell* Date: 1-12-10
 Thomas O'Donnell
 County Councilman

Order #37 Agenda #38 (cont'd)

COURT/CLERK

By:  Date 11-24-09
Honorable Ken Anderson
Judge, Schererville Town CourtBy: _____ Date _____
Clerk of the Court

Order #38 Agenda #39

In the Matter of L C Data Processing – Communications Equipment Service Agreement between Tri-Electronics, Inc. and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing in an amount not to exceed \$2,064.00 payable at the rate of \$516.00 per quarter.

Allen made a motion, seconded by Scheub, to approve the Communications Equipment Service Agreement renewal with Tri-Electronics, Inc. on behalf of Lake County Data Processing, for security equipment for computer room, in an amount not to exceed \$2,064.00 payable at the rate of \$516.00 per quarter. Motion passed 3-0.
(SEE FILE "JANUARY 2010" FOR ORIGINAL)

At this time, Mark Pearman, Executive Director of Lake Data Processing, requests of the Board to have his name added to serve on the Study Commission along with County Surveyor George Van Til in regard to the cost savings report of the SU Group, due to the amount of data processing equipment that could possibly be affected by this. The Board accepted.

Order #39 Agenda #41A

In the Matter of E-9-1-1: Progress Report from Lake County 911 Manager, Jeff Cicillian.

Scheub made a motion, seconded by Allen, to accept the Progress Report from the Lake County 911 Manager as a matter of public record. Motion passes with 3 votes, 3-0.

Order #40 Agenda #41B

In the Matter of E-9-1-1: Consulting Contract between JJAM, Inc. and the Board of Commissioners of the County of Lake for the year 2010 in an amount not to exceed \$75,000.00 at the rate of \$50.00 per hour.

Allen made a motion, seconded by Scheub, to approve the Consulting Contract renewal with JJAM, Inc. for the year 2010 in an amount not to exceed \$75,000.00 at the rate of \$50.00 per hour. Motion passes with 3 votes, 3-0.
(SEE FILE "JANUARY 2010" FOR ORIGINAL)

Order #41 Agenda #41C

In the Matter of E-9-1-1: East Chicago Emergency Management Agency E-9-1-1 request in the amount of \$3,505.00.

Allen made a motion, seconded by Scheub, to approve the E-9-1-1 request of the East Chicago Emergency Management Agency in the amount of \$3,505.00 for equipment. Motion passed 3-0.

Order #42 Agenda #42

In the Matter of Ratification of the Amendment to the Specification for Lake County Property Insurance.

Scheub made a motion, seconded by Allen, to ratify the approval of the Amendment to the Specification for Lake County Property Insurance. Motion passed 3-0.

Order #43 Agenda #42 (cont'd)

By recommendation of Commissioner's Attorney, Allen made a motion, seconded by Scheub, to re-advertise for a two-year contract. Motion passed 3-0.

Order #44 Agenda #43

In the Matter of Wastewater Contract Management Service Agreement between Utility Services Corporation (USCorp) and the Board of Commissioners of the County of Lake for the Hermit's Lake Waste Water Treatment Plant for the year 2010 in the amount of \$4,300.00 per month plus chemicals, supplies, materials, and/or other consumable items.

Scheub made a motion, seconded by Allen, to approve the Wastewater Contract Management Service Agreement with Utility Services Corporation (USCorp) for the Hermit's Lake Waste Water Treatment Plant for the year 2010 in the amount of \$4,300.00 per month plus chemicals, supplies, materials, and/or other consumable items.
(SEE FILE "JANUARY 2010" FOR ORIGINAL)

Order #45 Agenda #44

In the Matter of Legal Opinion concerning Hermit's Lake unpaid sewage balances prior to January 1, 2008 and write off of accounts receivable.

Allen made a motion, seconded by Scheub, to write off those balances, which cannot be proven, with the recommendation of the State Board of Accounts, per Attorney John Dull. Motion passed 3-0.

91/07/2010 09:31 2197693875

PAGE 02/04

**OFFICE OF THE ATTORNEY
TO THE BOARD OF COMMISSIONERS**

LAKE COUNTY GOVERNMENT CENTER
2293 NORTH MAIN STREET
CROWN POINT, IN 46307
PH. 219/755-3058 • FAX 219/648-6138

January 6, 2010

Lake County Board of Commissioners
Attorney John S. Dull
Via Facsimile Transmission Only (219) 648-6138

LEGAL OPINION

In Re: HERMITS LAKE UNPAID SEWAGE BALANCES
PRIOR TO JANUARY 1, 2008

Dear Commissioners & John:

As you know, I have been working on the unpaid balances from the Hermits Lake Sewage Treatment Plant. In addition, you are also aware that on January 1, 2008, for accounting purposes only, all apparent unpaid balances for sewage charges were set back to zero. The Lake County Treasurer's Office has done an excellent job billing the Hermits Lake Sewage Treatment customers and I do have a grasp on the actual unpaid balances since the January 1, 2008 reconciliation.

The reason for this legal opinion is in regards to any alleged unpaid balances due and owing prior to January 1, 2008. As the Board of Commissioners are fully aware, Lake County went through a number of billing agencies while attempting to collect on the monthly services charges for sewage treatment at Hermits Lake. I believe we had no less than three (3) billing offices handling this matter and in an effort to reduce taxpayer costs, payment books were issued to the customers and the customers were paying (on their own) by using the payment books. This is opposed to the monthly statements that are now being sent through the Lake County Treasurer's Office and which have been sent since January 1, 2008.

Due to the lack of proper documentation for the accounts prior to January 1, 2008 I am recommending to the Board of Commissioners that any and all amounts reflected as due and owing prior to this date be written off and reported to the State Board of Accounts as a write-off. According to the records, this would consist of approximately \$169,843.00 in unpaid accounts however, this number is very suspect. I know for a fact that a number of those accounts were paid and in addition, some of those accounts reflect balances due and owing by individuals who do not reside in Hermits Lake or do not use the sewage treatment system. Quite frankly, if we were to proceed forward with pursuing payment of these amounts, I

Order #45 Agenda #44 (cont'd)

01/07/2010 09:31 2197693875

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Lake County Board of Commissioners
Attorney John S. Dull

believe that a large portion of this write-off would be invalid and could potentially expose the County to liability for pursuing debts that are not valid and which are not provable, all in potential violation of the Fair Debt Practice Collection Act.

In moving forward, I would recommend once again that we write off all balances prior to January 1, 2008. Substantial work has been done to verify each and every resident who is being provided sewage treatment at Hermits Lake and the current database at the Treasurer's Office is accurate. In addition, as you know, we have recorded on each and every property at Hermits Lake a notice that is picked up by the title companies indicating that each new owner has to notify Lake County of the transfer of property and the fact that the Hermits Lake Sewage Treatment Plant and applicable charges exist. Accurate billing is now being made on a monthly basis and I am confident with all delinquent balances reflected subsequent to January 1, 2008. While I applaud the efforts made by the previous billing companies, I believe that they were operating on a substantial amount of invalid information and each billing company did the best they could with what they had. However, it is now time to clear those amounts off of the records of Lake County and then move forward with pursuing any and all balances which are due and owing after January 1, 2008. Therefore, I am asking the Board of Commissioners to write off this approximate \$169,843.00 balance by making a motion to write off any and all alleged unpaid balances prior to January 1, 2008.

In regards to collection efforts on the amounts due and owing subsequent to January 1, 2008, I am enclosing a letter for your review and approval which is going to be sent to each and every customer who has an unpaid balance at the present time. As you can see from the notice, it is the County's intention to proceed forward with collection efforts through the process allowed by law wherein we will place any unpaid sewage treatment charges on the property owner's tax bill. Therefore, I am looking for approval of the letter reflecting a notice of delinquency.

Please advise if you have any questions and I look forward to pursuing these accounts, all as indicated above.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

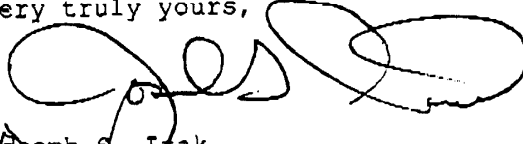
Frances DuPuy

Barney Allen

Henry Scheub

APPROVED THIS 20th DAY OF January 20 10
JSI:tk

Very truly yours,



Joseph S. Irak,
Assistant Attorney to the
Lake County Board of Commissioners

Order #46 Agenda #45

In the Matter of Notice of delinquency and notice of intent to file unpaid sewage liens to be included on real estate tax bills.

Scheub made a motion, seconded by Allen, to authorize the filing of liens on their property and to be collected as part of their taxes for anyone who hasn't paid, with the recommendation of Attorney Dull. Motion passed 3-0.
(con'td)

Order #46 Agenda #45 (cont'd)

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PAGE 04/04



**OFFICE OF THE ATTORNEY
TO THE BOARD OF COMMISSIONERS**

LAKE COUNTY GOVERNMENT CENTER
2293 NORTH MAIN STREET
CROWN POINT, IN 46307
PH. 219/755-3058 • FAX 219/648-6138

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Francis Wiley
Boone Wiley
Harry Scheub
APPROVED THIS 14 DAY OF January 2010

**NOTICE OF DELINQUENCY AND NOTICE OF INTENT TO FILE
UNPAID SEWAGE LIENS TO BE INCLUDED ON REAL ESTATE TAX BILLS**

Re: Your indebtedness to: LAKE COUNTY TREASURER/HERMITS LAKE
SEWAGE TREATMENT PLANT

Property Address:
Mailing Address:
Account No.:
Amount Owed:

Dear Hermits Lake Sewage Customer:

According to the records contained at the Lake County Treasurer's Office, as of the date of this correspondence, you have due and owing unpaid sewage charges in the amount reflected above.

Please be advised that Indiana Code 36-9-23, et sec. provides the laws applicable to unpaid sewer bills. Specifically, I.C. 36-9-23-31, I.C. 36-9-23-32 and I.C. 36-9-23-33 address the rights and remedies of Lake County when sewer bills have not been paid. Be advised that pursuant to the above statutes, it is the intent of Lake County to prepare and file a lien against the property referenced above for this unpaid amount. Thereafter, this lien will be recorded and then certified to the Lake County Auditor, thereby allowing this amount to be added to the real estate property tax bill for the above-entitled property, all pursuant to law. Lake County will release any recorded lien if and when the delinquent fees, penalties, service charges and recording fees have been fully reimbursed to Lake County. You also need to familiarize yourself with the state law in regards to the remaining provisions of the statute.

The reason for this notice is to allow you thirty (30) days in which to resolve the above balance with Lake County. If you wish to pay the delinquency and prevent this lien from being filed, you need to immediately contact the Lake County Treasurer's Office and speak with Nora or Carmen to discuss this matter further. The phone number is 219-755-3760. Your anticipated cooperation is greatly appreciated.

Very truly yours,

JSI:tk

Joseph S. Irak,
Assistant Attorney to the
Lake County Board of Commissioners

NOTICE: Section 807(11) of the Fair Debt Practice Collection Act provides we must advise you that this letter is an attempt to collect a debt, and any information obtained will be used for that purpose.

Order #47 Agenda #46

In the Matter of Adoption of Fee Schedule for the Lake County Fairgrounds.

Scheub made a motion, seconded by Allen, to defer. Motion passed 3-0.

Order #48 Agenda #47

In the Matter of Motion to rescind the deletion at the November 18, 2009 Commissioners meeting of Key No. 45-08-08-276-008.000-004 and motion to delete Key No. 45-08-04-431-022.000-004.

Allen made a motion, seconded by Scheub, to delete Key No. 45-08-04-431-022.000-004. Motion passed 3-0.

Scheub made a motion, seconded by Allen, to rescind the motion made at the November 18, 2009 Commissioners meeting that deleted the incorrect key number of 45-08-08-276-008.000-004. Motion passed 3-0.

Allen made a motion, seconded by Scheub, for Key No. 45-08-08-276-008.000-004, to be transferred. Motion passed 3-0.

Order #49 Agenda#49

In the Matter of Professional Claims Management, Inc. Medical Specific Insurance Renewal Contract for the year 2010.

Comes now before the Board, L C Councilman Larry Blanchard, to speak on behalf of this contract renewal stating that this a \$22,000.00 increase and this increase is based on the catastrophic illnesses that we presently have and that we've had in past claims and recommends approval.

Scheub made a motion, seconded made by Allen, to accept the recommendation of Councilman Blanchard to approve the Professional Claims Management, Inc. Medical Specific Insurance Renewal Contract for the year 2010 with an increase to the contract of about 4%. Motion passes with 3 votes, 3-0.

(ORIGINAL APPLICATION GIVEN TO LARRY BLANCHARD 2/2/10 FOR FURTHER PROCEEDINGS)

Order #50 Agenda #53A

In the Matter of Review and Approval of Minutes: Regular Meeting Wednesday, November 18, 2009.

Allen made a motion, seconded by Scheub, to approve the L.C. Board of Commissioner's Minutes of Wednesday, November 18, 2009, Regular Meeting. Motion passed 3-0.

Order #50 Agenda #53B

In the Matter of Review and Approval of Minutes: Special Meeting, Wednesday, December 9, 2009.

Allen made a motion, seconded by Scheub, to approve the L.C. Board of Commissioner's Minutes of Wednesday, December 9, 2009, Special Meeting. Motion passed 3-0.

Order #51 Agenda #54

In the Matter of Lake County Expense Claims to be allowed Wednesday, January 20, 2010.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, January 20, 2010 to be paid out of the County Treasury upon the Warrant of the County Auditor according to the Lake County Claim Docket on file in the Auditor's Office.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the Claims and Docket. Motion passed 3-0.

Order #52 Agenda #55

In the Matter of Service Agreements

Scheub made a motion, seconded by Allen, to defer the approval of the Service Agreements for a month. Motion passed with 3 votes.

Order #53 Agenda #56

In the Matter of Poor Relief Decisions

Scheub made a motion, seconded by Allen, to make a matter of public record the following Poor Relief Decisions. Motion passed 3-0.

Theresa Robinson	Approved on condition
Chantelle Sims	Approved on condition
Charlie Wright	Approved on condition
Anita Lucas	Approved on condition
Brenda Wriston	Approved
John Jefferson	Approved
Peter Bryant	Approved
LaVon Wright	Approved
Rosie Lacy	Approved
Brenda Walker	Approved
Karen Varner	Approved
Sonya Walker	Approved
Lamont Richardson	Approved
Jamesetta Carter	Approved
Edna Robles	Approved
Michelle McLaurin	Approved
Cathy Jones	Approved
Lanetter Little	Approved on condition
Ricky Moore	Approved
Jo Ann Doty	Approved on condition
Catalina Rodriguez	Approved
Montia Smith	Approved
Cynthia Young	Approved
Michell McGuffin	Approved on condition
Terry Wilson	Approved on condition
Raymond Cox	Approved
Williams Matthews	Approved
Nathaniel Spears	Approved
Rodell Herrod	Approved
Verbenia Bolden	Approved
Ophana Benton	Approved
Monudella Harifield	Approved
Summer Snow	Approved
Earl Wade	Approved
Tanisha Cullom	Approved on condition
Rhnee English	Approved on condition

Order #53 Agenda #56 (cont'd)

Mattie Thirkield	Approved on condition
Cynthia Young	Denied for appellant's failure to appear
LaToya Willis	Denied
Harold Griffin	Remanded to township for further consideration and review
Gwendolyn McClinton	Denied for appellant's failure to appear
Amby Gualandi	Denied for appellant's failure to appear
Kerrin Varner	Denied for appellant's failure to appear
Janice Harland	Denied for appellant's failure to appear
Angela Randolph	Denied for appellant's failure to appear
Leedera Day	Denied for appellant's failure to appear
Darryl Pitts	Denied for appellant's failure to appear
Sophia Thomas	Denied for appellant's failure to appear
Phair Key	Denied for appellant's failure to appear
Marzetta Gildon	Denied for appellant's failure to appear
Lynette Hamilton	Denied for appellant's failure to appear
David Harris	Denied for appellant's failure to appear
Sylinda Harris	Denied for appellant's failure to appear
Patricia Scott	Denied
Michelle Graham	Remanded to township for further consideration and review
Antwan Kidd	Denied
Dana Stacker	Remanded to township for further consideration and review
Danika Lopez	Denied for appellant's failure to appear
Lisa Harper	Denied for appellant's failure to appear
Artis Williams	Denied for appellant's failure to appear
Michael Cunningham	Remanded to township for further consideration and review
Pamela Mallett	Denied for appellant's failure to appear
Shemata Chatman	Denied

Order #54 Agenda #61

In the Matter of Staff Reports: Jim Bennett

Comes now, Jim Bennett, before the Board of Commissioners with a staff report regarding a project that's being done in phases and is going well, and also a comment on Healthcare for the Indigent, three bills have been introduced and are being related to 911 funds by trying to form a State Committee that would be in charge of all 911 revenues where they would set the State, in other words for our rates (0.39) they want to take the rates to more than a dollar but minimum a dollar and they would guarantee every unit in the State every County get what they get now plus ten percent, the problem with that is that a lot of units that are at three dollars, the small Counties, they would go to a dollar and would take funds away from larger Counties like Marion County and Lake County and give it to the State levy. So we need someone talking to Legislatures to prevent this. Jim Bennett carries brief discussion with the Board giving insight in regards to what can be done and what has already been done in regard to this matter.

Order #55 Agenda #62

In the Matter of Commentary: Councilwoman Franklin

Comes now for commentary from elected officials present, Elsie Franklin of the Lake County Council, to speak on the E-911 matter following Mr. Bennett, "That is going to be if it's shifted to the County, there again, every thing that comes to us we have to pay. If the cities and towns shift their E-911 here, we're going to have to hire new employees and train them and pay for it, so it just who's me how the State can mandate and give us this and that and say we have to do it but no money comes with it." "The other thing is we are now facing a lot of adversities that we've got to have these different entities coming from the city, I am adamantly against them trying to take the Trustee's Office, we can not in Lake County Government manage that kind of a program, that program requires 24hours a day, so for the State for any City to say they want to transfer that kind of service to us, it just behooves me, I don't understand, for example when they took the Welfare Department and contract it out well guess what's happening they have to reverse their decision because so many people have lost their benefits and have lost their healthcare, because of the system, they don't get it in to the computers in time and you have a lot of people that are in the hospitals and children that can't even go to the dentist anymore because they're not in the computer system, they're eligible but they're not there. So, what I say to all of us, we have to be very mindful and try to help these areas stay in tact.

Order #56 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Ordinance No. 1285 B-11, Ordinance Amending Ordinance No. 1285B, The Lake County Human Resources Manual, Establishing The Lake County Mediation Panel.

The Board takes time to analyze and discuss the detail of this Lake County Council Ordinance and concludes with a motion to veto Ordinance No. 1285 B-11, Ordinance Amending Ordinance No. 1285B, The Lake County Human Resources Manual, Establishing The Lake County Mediation Panel, made by Allen, seconded by Scheub. Motion to veto passed 3-0.

Order #56 Agenda #5 (cont'd)

ORDINANCE NO. 1285B- 11**ORDINANCE AMENDING ORDINANCE NO. 1285B,
THE LAKE COUNTY HUMAN RESOURCES MANUAL,
ESTABLISHING THE LAKE COUNTY MEDIATION PANEL**

WHEREAS, pursuant to I.C. 36-2-3.5-3, the Lake County Council is the fiscal and legislative body of Lake County, Indiana; and

WHEREAS, pursuant to I.C. 36-2-3.5-5, the Lake County Council shall pass all ordinances, orders, resolutions and motions of Lake County in the manner provided by I.C. 36-2-4, et. seq.; and

WHEREAS, on March 13, 2007, the Lake County Council adopted the Lake County Human Resources Manual, Ordinance No. 1285-B (Lake County Code Sec. 32); and

WHEREAS, Ordinance No. 1285-B (Lake County Code Sec. 32) and subsequent amendments established a Grievance Procedure for an employee who believes that he/she has been treated unfairly, or was unjustly disciplined; and

WHEREAS, the Grievance Procedure provided for the establishment of a Grievance Review Board to hear grievances of employees; and

WHEREAS, the Lake County Council desires to replace the Grievance Procedure, including the Grievance Review Board with Mediation to be conducted by a Mediation Panel.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

- A.** Those parts of Ordinance No. 1285B and subsequent amendments establishing the Grievance Procedure and the Lake County Grievance Review Board, in the Lake County Human Resources Manual are hereby repealed and rescinded.
- B.** That the Grievance Procedure is hereby replaced by Mediation and shall be incorporated in the Lake County Human Resources Manual as follows:

1

1. PROBLEM RESOLUTION MEDIATION/PURPOSE

Most problems can be resolved through discussion with one's supervisor or elected official. However, when such informal dispute resolution fails, and an employee believes that he/she has been treated unfairly, or unjustly disciplined, that employee may petition the County's Mediation Panel in an attempt to bring the parties together and find a reasonable resolution to this disagreement.

2. MEDIATION PANEL DECISION/TERMINATION

A decision of the Mediation Panel is final but not binding. The County's mediation procedure does not apply to employees who work for the Judiciary, the Prosecuting Attorney, or are covered by a collective bargaining agreement. A mediation petition request form shall be filed with the County's Human Resources Consultant. A mediation petition may not be filed by an employee who is terminated. The mediation panel shall not hear a petition regarding termination of employment.

3. MEDIATION PANEL MEMBERSHIP

A three member Mediation Panel is established to hear qualified petitions. The three member Mediation Panel shall be selected as follows:

- (a) Chairman - The chairman of the Panel shall be the County's Human Resources Consultant
- (b) Management Member - One member shall be chosen by the party that has been charged (the "offending party") from a four member group. The four members will be appointed to the Group by the following officials/bodies:
 - One appointed by the Lake County Board of Commissions
 - One appointed by the Lake County Council
 - One member appointed through agreement of the Lake County Auditor, Recorder, Surveyor and Treasurer
 - One member appointed through agreement of the Lake County Clerk, Coroner, Sheriff and County Assessor (Township assessors are represented collective by the

2

Order #56 Agenda #5 (cont'd)

Assessor)

- (c) Employee Member - One member shall be chosen by the employee filing the petition from a group of three full-time employees which are elected for a two (2) year term by full-time Lake County employees.

4. QUALIFICATIONS OF MEMBERS

Members of the Mediation Panel must meet the following qualifications to serve:

- (a) Be a resident of Lake County.
- (b) Except for the chairman, members may not be vendors under contract with Lake County.
- (c) No member may be an elected official of Lake County Government.
- (d) Employee member must be a full-time employee in a full-time position.
- (e) Management member cannot be an employee of Lake County.
- (f) An employee member shall not sit on a Mediation Panel if the petition is filed against the officeholder or department where he/she is employed.

5. ELECTION OF COUNTY EMPLOYEE MEMBER

The three (3) member county employee group shall be elected by the following rules that shall be posted in each county office at least 29 days prior to the beginning of the election process outlined below.

- (a) Nominations. Nominations of employee members (who meet the qualifications for the membership of the panel listed in this section) must be made by at least one other employee must be seconded by a second employee or the nominee. The nomination process shall be open for ten working days, commencing upon written notice issued by the Panel Chairman and distributed to all employees. Nominations shall close at 4:00 p.m. on the tenth working day. Nominees may submit a brief statement of

3

their qualifications to be elected to the employee member group.

- (b) Nominee Information. A list of nominees and their statements of qualifications shall be sent by facsimile to all county offices and department heads and posted in the offices for at least ten (10) days before the election.
- (c) Elections.
 - (i) Eligibility and Voting: All full-time county employees who qualify as an employee covered by this employment policy shall be entitled to vote. All employees will be required to show proof of identification prior to being allowed to vote. At least five days prior to such an election, a list of all qualified employees, and all polling places, shall be provided by the Auditor's Office to the County Human Resources Consultant. The consultant shall organize the election. The County Election Board shall provide the voting machines for the election.
 - (ii) Polling places: There will be polling places in County offices or departments in Crown Point, East Chicago, Gary and Hammond. All qualified employees will vote at their place of employment.
 - (iii) Results: The Auditor's Office shall tabulate the results of this election which may be witnessed by all interested candidates. The three candidates who receive the highest number of votes shall be named to the employee member group. The Lake County Human Resources Director shall announce the newly elected members within five (5) working days after the polls close by facsimile to all County offices and departments to be posted for at least ten (10) days.

6. VACANCIES.

- (a) Appointed positions: When a vacancy of an appointed position in the management member group occurs, the County Human Resources Consultant shall notify the appointing authority instantly. The appointing authority shall make its appointment within 30 days of notification.
- (b) County Employee Positions: When a vacancy in the employee

4

Order #56 Agenda #5 (cont'd)

member group occurs, an employee election to fill the position shall be held pursuant to the rules outlined in this Ordinance. The County Human Resources Consultant shall set the date of the election with regard to the time lines as outlined for an election in the ordinance.

7. CONDUCTING A MEDIATION.

The Mediation Panel shall contact both parties and invite them to participate in mediation. A meeting will be scheduled within 10 (ten) days of acceptance. The meeting will be conducted in an informal business fashion, allowing each party to present their concerns and comments. The charging party will be afforded 10 (ten) minutes to present his/her case. Conversely, the respondent part shall be given 10 (ten) minutes to respond and reply to the charges.

After the initial presentation by both parties, the panel may ask questions and enter into discussions to clarify or to better understand the problem or issues. After questioning, the panel shall deliberate in executive session to determine a possible solution or compromise and present that determination/finding in writing to both parties.

8. STAFF SUPPORT FOR BOARD

In the event that the panel needs legal assistance, the County Commissioner's Attorney shall assign an attorney as needed.

9. MEDIATION REQUEST FORM

A mediation request form can be obtained from the County Human Resources Department (located in the Commissioners' Office).

10. PAYMENT.

Each panel member shall receive Fifty (\$50.00) Dollars per meeting for their services.

SO ORDERED THIS 12TH DAY OF JANUARY, 2010.



Thomas O'Donnell
 THOMAS O'DONNELL, President

Christine Cid
 CHRISTINE CID

Larry Blanchard
 LARRY BLANCHARD

Ted F. Bilski
 TED F. BILSKI

Ernie Dillon
 ERNIE DILLON

Elsie Franklin
 ELSIE FRANKLIN

Jerome A. Prince
 JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Francis Wilkey
Garrett
Allen Scheub

THIS 20th DAY OF January 20 10
 VETOED

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Ordinance No. 1258H-3, Ordinance Amending The Ordinance Establishing Fees for Internet Access To Lake County Court Records, Ordinance No. 1258H.

Scheub made a motion, seconded by Allen, to approve Ordinance No. 1258H-3, Ordinance Amending The Ordinance Establishing Fees for Internet Access To Lake County Court Records, Ordinance No. 1258H. Motion passed 3-0.

Order #57 Agenda #59 (cont'd)

ORDINANCE NO. 1258H-3

**ORDINANCE AMENDING THE ORDINANCE
ESTABLISHING FEES FOR INTERNET ACCESS TO
LAKE COUNTY COURT RECORDS, ORDINANCE NO. 1258H**

- WHEREAS,** pursuant to I.C. 36-2-3.5-3, the Lake County Council is the fiscal and legislative body of Lake County, Indiana; and
- WHEREAS,** pursuant to I.C. 36-2-3.5-5(3) and I.C. 36-1-3-8(a)(8), the County fiscal body may by Ordinance establish fees for certain County services including internet access to Court records (internet access); and
- WHEREAS,** the Lake County Data Processing Agency has developed a website (website) for internet access to Lake County Court records; and
- WHEREAS,** on December 14, 2004, the Lake County Council adopted the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H; and
- WHEREAS,** on December 13, 2005, the Lake County Council amended the Ordinance Establishing Fees for Internet Access to Lake County Court Record, Ordinance No. 1281H-1; and
- WHEREAS,** the Lake Circuit Court and Lake Superior Court Judges and the Division of State Court Administration has approved an amended fee schedule and additional fees for new services for internet access to the Lake County Court records and for payment of traffic citation charges; and
- WHEREAS,** Lake County Council desires to amend the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H, to reflect the amended fee schedule and additional new fees.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

DELETE:

- A. That the Lake County Council establishes the following fee schedule for services for internet access to Lake County Court records:

1

1.	Public access including name search, case number search, view chronological case summary, and view court calendar	No Charge
2.	Public access to print name search, case number search, view chronological case summary, and view court calendar	\$.25 per page, subject to \$1.00 minimum charge
3.	Attorney subscription/registration fee to enhanced access	\$ 75.00 per year, plus the credit card company service fee and \$3.99 credit card user fee, if paid by credit card
4.	News media reporter subscription/registration fee to enhanced access	\$ 75.00 per year, plus the credit card company service fee and \$3.99 credit card user fee, if paid by credit card
5.	Child support records/history for each calendar year of support records/history requested	\$ 1.00, plus the credit card company service fee and \$ 1.49 credit card user fee, is paid by credit card
6.	Title companies, credit agencies, and other commercial users:	
	a. Annual subscription fee (per location)	\$ 100.00
	b. File opening, review and print	\$ 1.00 per file
	c. On line alerts	\$.10 per alert
7.	Lake County public agency access, for agency cases only	No charge

INSERT:

A.

- I. That the Lake County Council establishes the following fee schedule for services for internet access to Lake County Court records:

1.	Public access including name search, case number search, view chronological case summary, and view court calendar	No Charge
----	---	-----------

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Order #57 Agenda #59 (cont'd)

- | | | |
|----|--|---|
| 2. | Public access to print name search, case number search, view chronological case summary, and view court calendar | \$.25 per page, subject to \$1.00 minimum charge |
| 3. | Attorney subscription/registration fee to enhanced access | \$200.00 per year, plus the credit card company service fee and \$3.99 credit card user fee, if paid by credit card |
| 4. | News media reporter subscription/registration fee to enhanced access | \$200.00 per year, plus the credit card company service fee and \$3.99 credit card user fee, if paid by credit card |
| 5. | Child support records/history for each calendar year of support records/history requested | \$ 1.00, plus the credit card company service fee and \$ 1.49 credit card user fee, is paid by credit card |
| 6. | Title companies, credit agencies, and other commercial users: | |
| | a. Annual subscription fee (per location) | \$ 105.00 |
| | b. File opening, review and print | \$ 1.00 per file |
| | c. On line alerts | \$.10 per alert |
| 7. | Lake County public agency access, for agency cases only | No charge |

II. That the Lake County Council establishes the following new fees for electronic filing in MF cases:

- | | | |
|----|-----------------------------------|--|
| 1. | Electronic Systems Fee - MF Cases | \$15.00 per appearance by attorney in a case
\$15.00 per pro se litigant who elects to file in a case |
| 2. | Printing Fee | \$.10 per page for each page of pleading, paper, summons or other process to be served by Sheriff |

SO ORDAINED THIS 12TH DAY OF JANUARY, 2010.



Christine CID
CHRISTINE CID

Thomas O'Donnell
THOMAS O'DONNELL, President

Larry Blanchard
LARRY BLANCHARD

Ernie Dillon
ERNIE DILLON

Ped F. Bilski
PED F. BILSKI

Elsie Franklin
ELSIE FRANKLIN

Jerome A. Prince
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Francis Dwyer
Ronald C. ...
Harry Scheub
APPROVED THIS 20 DAY OF January 20 10

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Ordinance No. 1319A, Ordinance Regarding Vacant Positions for 2010.

Scheub made a motion, seconded by Allen, to approve Lake County Ordinance No. 1319A, Ordinance Regarding Vacant Positions for 2010. Motion passed 3-0.

Order #57 Agenda #59 (cont'd)

ORDINANCE NO. 1319A

ORDINANCE REGARDING VACANT POSITIONS FOR 2010

- WHEREAS,** I.C. 36-2-5-3 directs the Lake County Council to establish and fix the number and payment schedules of county officers, deputies and other employees; and
- WHEREAS,** I.C. 36-2-5-13 provides that the compensation or number of county deputies and employees may be changed at any time on the application of the County fiscal body; and
- WHEREAS,** the funding of County government has been restricted by State and Federal mandates, regulations and laws, specially, H.B. 1001; and
- WHEREAS,** throughout 2010 certain positions in Lake County Government will become vacant and if not filled the respective appropriations will revert to the operating balance of the County General Fund for 2010.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That in order to obtain an operating balance for the Lake County Budget for 2010 all County offices and departments are restricted from hiring new employees, or current employees, part-time or in a full-time position, to fill presently vacant full-time positions and full-time positions which may become vacant for 2010.
2. Notwithstanding paragraph one, this Ordinance shall not apply to the following:
 - a. Positions controlled by mandate (Indiana Trial Rule 60.5), positions required by State or Federal Laws, or by a Grant, provided the officeholder inform the council of such hiring with supported documents citing the mandate order, State or Federal Law, or Grant requirement.
 - b. Position of Chief Deputy, if allowed by statute.
 - c. Attorneys Employed by the Lake County Prosecutor's Office as Deputy Prosecuting Attorneys.
3. Notwithstanding paragraph one, an officeholder may petition the Lake County Council to fill a vacated position for good cause.

4. That for the purpose of this Ordinance, the term "vacancy" does not include the transfer of employees from positions where the employees are being laterally transferred to different positions, being promoted, or being demoted, **and the net result of the transfers is revenue neutral.**
5. Ordinance No. 1318C, the Ordinance Regarding Vacant Positions for 2010 adopted on December 8, 2009 is hereby repealed and rescinded.

SO ORDAINED THIS 12TH DAY OF JANUARY 2010.

Thomas O'Donnell
THOMAS O'DONNELL, President

Christine CID
CHRISTINE CID

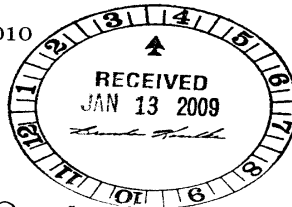
Larry Blanchard
LARRY BLANCHARD

Ted F. Bilski
TED F. BILSKI

Ernie Dillon
ERNIE DILLON

ELSIE FRANKLIN

Jerome A. Prince
JEROME A. PRINCE



Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Lucas DePuy

Barry Schuch

APPROVED THIS 20 DAY OF January 20 10

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Ordinance No. 1318A-1, Ordinance Amending The Lake County Part-Time Employees Rate Ordinance for 2010, Ordinance No. 1318A.

Scheub made a motion, seconded by Allen, to approve Lake County Ordinance No. 1318A, Ordinance Amending The Lake County Part-Time Employees Rate Ordinance for 2010, Ordinance No. 1318A. Motion passed 3-0.

ORDINANCE NO. 1318A-1

ORDINANCE AMENDING THE LAKE COUNTY PART-TIME EMPLOYEES PAY RATE ORDINANCE FOR 2010, ORDINANCE NO. 1318A

WHEREAS, on December 8, 2009, the Lake County Council adopted the Lake County Part-Time Employees Pay Rate Ordinance for 2010, Ordinance No. 1318A; 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 as follows:

DELETE:

SECTION III.

- 19. Lake Superior Court, County Div. 3
 - a. Probation monitor
 - b. Court Reporter
 - c. Bailiff Fund 208
 - d. Secretary/receptionist

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Fluence Dubois
Ernie Dillon
Amy Scheub
 APPROVED THIS 12th DAY OF January 2010

- 10.00/hr.
- 10.00/hr.
- 10.00/hr.
- 10.50/hr.

INSERT:

SECTION III.

- 19. Lake Superior Court, County Div. 3
 - a. Probation monitor
 - b. Court Reporter
 - c. Bailiff
 - d. Secretary/receptionist

- 10.00/hr.
- 10.00/hr.
- 10.00/hr.
- 10.50/hr.



SO ORDAINED THIS 12th DAY OF JANUARY, 2010.

Thomas O'Donnell
 THOMAS O'DONNELL, President

Christine CID
 CHRISTINE CID

Ernie Dillon
 ERNIE DILLON

Larry Blanchard
 LARRY BLANCHARD

Elsie Franklin
 ELSIE FRANKLIN

Ted F. Bilski
 TED F. BILSKI

Jerome A. Prince
 JEROME A. PRINCE

Members of the Lake County Council

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Resolution No. 10-01, Resolution Honoring United States Army Sgt. Zachary Swelfer Recipient of the Silver Star Medal.

Scheub made a motion, seconded by Allen, to approve the Lake Council Resolution No. 10-01, Resolution Honoring United States Army Sgt. Zachary Swelfer Recipient of the Silver Star Medal. Motion passed 3-0.

RESOLUTION NO. 10-01

RESOLUTION HONORING UNITED STATES ARMY SGT. ZACHARY SWELFER
RECIPIENT OF THE SILVER STAR MEDAL

WHEREAS, United States Army SGT. ZACHARY SWELFER, of Merrillville, Indiana, currently serves with the 2nd Battalion, 2nd Infantry Regiment, 3rd Brigade Combat Team, 1st Infantry Division and deployed with the unit to Afghanistan earlier this year; and

WHEREAS, while deployed to Zangabad, Afghanistan, his platoon encountered Taliban fighters while on patrol; he saw his soldiers taking heavy enemy fire, he charged the enemy with his M-4 rifle, arriving at their side and seeing them returned safely to the unit which earned SGT. SWELFER the Silver Star Medal; and

WHEREAS, the Silver Star is the military's third highest medal for combat valor with approximately 130,000 soldiers having received the award since its institution by Congress in 1918; and

WHEREAS, a ceremony to honor SGT. ZACHARY SWELFER'S actions in Afghanistan as well as the various actions of the 1st Battalion, 6th Field Artillery was held at Sadowski Fieldhouse on December 8, 2009.

NOW, THEREFORE, LET IT BE RESOLVED THAT:

That the Lake County Council hereby honors and recognizes the heroic efforts while deployed to Afghanistan of U.S. Army SGT. ZACHARY SWELFER; a copy of this Resolution shall be spread on the official records of the Lake County Council and an official copy be delivered to SGT. ZACHARY SWELFER.



DULY ADOPTED by the Lake County Council, this 12th day of January, 2010

Thomas W. ...
President
BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
Francis ... *Christie ...*
James ... *Boonville ...* *Equil ...*
Luis ... *Henry ...*
APPROVED THIS 12th DAY OF January 2010
James ...

Members of the Lake County Council

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Resolution No. 10-02, Resolution Honoring Mary Smolen.

Scheub made a motion, seconded by Allen, to approve Lake County Council Resolution No. 10-02, Resolution Honoring Mary Smolen. Motion passed 3-0.

RESOLUTION NO. 10-02

RESOLUTION HONORING MARY SMOLEN

WHEREAS, MARY SMOLEN, was born in East Chicago, is a Hammond resident, and a parishioner of St. Stanislaus Church in East Chicago; and

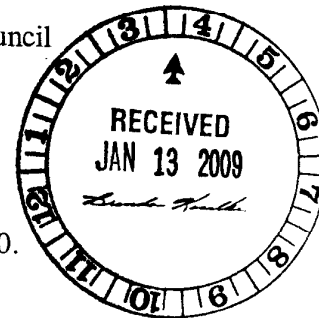
WHEREAS, MARY SMOLEN, is an outstanding citizen of Lake County, Indiana; and

WHEREAS, MARY SMOLEN demonstrates in her own life and in her relations with her fellow human beings the highest of ideals and personal commitment to her God and to the betterment of all mankind; and

WHEREAS, on December 31, 2009, MARY SMOLEN celebrated her 100th Birthday.

NOW, THEREFORE, LET IT BE RESOLVED THAT THE Lake County Council recognizes MARY SMOLEN on her 100th Birthday; 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 MARY SMOLEN.

DULY ADOPTED by the Lake County Council, this 12th day of January, 2010.



Thomas Cooney

Elvin Small
Jim [Signature]
[Signature]

Christie Red
Ernie Allen
Gary Blouin

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Francis DeRay
[Signature]
Harry Scheub
APPROVED THIS 20 DAY OF January 20 10

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Resolution No. 10-03, Resolution Permitting Superior Court of Lake County, Juvenile Division, To Pay Outstanding 2009 Invoices/Debts from the 2010 Budget.

Scheub made a motion, seconded by Allen, to approve Lake County Council Resolution No. 10-03, Permitting Superior Court of Lake County, Juvenile Division, To Pay Outstanding 2009 Invoices/Debts from the 2010 Budget. Motion passed 3-0.

RESOLUTION NO. 10-03

RESOLUTION PERMITTING SUPERIOR COURT OF LAKE COUNTY, JUVENILE DIVISION, TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET

WHEREAS, the Superior Court of Lake County, Juvenile Division, is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2009, have not been paid:

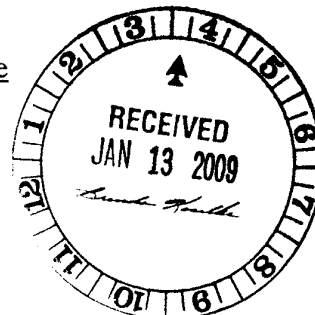
<u>001-4100-43235</u> Erika Theus	<u>Travel/Mileage</u> \$ 51.85
<u>001-4100-43232</u> Erika Theus	<u>Meals</u> \$ 15.00

WHEREAS, the Honorable Mary Beth Bonaventura, Judge, Superior Court of Lake County, Juvenile Division, desires to pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Honorable Mary Beth Bonaventura, Judge of the Superior Court of Lake County, Indiana, Juvenile Division, shall pay from her 2010 Budget the following invoices/debts incurred in the calendar year 2009 as follows:

<u>001-4100-43235</u> Erika Theus	<u>Travel/Mileage</u> \$ 51.85
<u>001-4100-43232</u> Erika Theus	<u>Meals</u> \$ 15.00



SO RESOLVED THIS 12TH DAY OF JANUARY, 2010.

Thomas O'Donnell
THOMAS O'DONNELL, President
 BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Christine CID
CHRISTINE CID

Ernie Dillon
ERNIE DILLON

Larry Blanchard
LARRY BLANCHARD

Elsie Franklin
ELSIE FRANKLIN

Ted F. Bilski
TED F. BILSKI

APPROVED THIS 20 DAY OF January 20 10
JEROME A. PRINCE
 Members of the Lake County Council

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Resolution No. 10-04, Resolution Transferring \$1,360,573.00 From the Gambling Admission Tax Fund, Fund No. 196 To The County Bond Redemption Fund, Fund No. 320.

Scheub made a motion, seconded by Allen, to approve Lake County Council Resolution No. 10-04 Transferring \$1,360,573.00 from the Gambling Admission Tax Fund, Fund No. 196 to the County Bond Redemption Fund, Fund No. 320. Motion passed 3-0.

RESOLUTION NO. 10-04

**RESOLUTION TRANSFERRING \$1,360,573.00
FROM THE GAMBLING ADMISSION TAX FUND, FUND NO. 196
TO THE COUNTY BOND REDEMPTION FUND, FUND NO. 320**

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

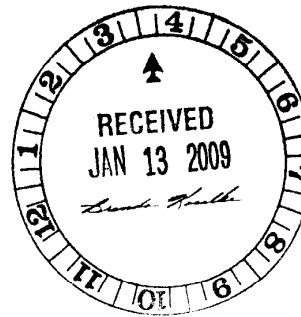
WHEREAS, the Gambling Admission Tax Fund, Fund No. 196 has on hand the sum of \$1,360,573.00; and

WHEREAS, the Lake County Council desires to transfer the sum of \$1,360,573.00 from the Gambling Admission Tax Fund, Fund No. 196 to the County Bond Redemption Fund, Fund No. 320.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the sum of \$1,360,573.00 is hereby transferred from the Gambling Admission Tax Fund, Fund No. 196 to the County Bond Redemption Fund, Fund No. 320.

SO RESOLVED THIS 12th DAY OF JANUARY, 2010.



Thomas O'Donnell
THOMAS O'DONNELL, President

Christine CID
CHRISTINE CID

Ernie Dillon
ERNIE DILLON

Larry Blanchard
LARRY BLANCHARD

Elsie Franklin
ELSIE FRANKLIN

Ted F. Bilski
TED F. BILSKI

Jerome A. Prince
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
Francis DuPuy
Donna Hley
Russ Scheub
APPROVED THIS 20 DAY OF January 20 10

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Resolution No. 10-05, Resolution Permitting The Office of the Public Defender to pay Outstanding 2009 Invoices/Debts from the 2010 Budget.

Scheub made a motion, seconded by Allen, to approve Lake County Council Resolution No. 10-05, Resolution Permitting The Office of the Public Defender to pay Outstanding 2009 Invoices/Debts from the 2010 Budget. Motion passed 3-0.

Order #57 Agenda #59 (cont'd)

RESOLUTION NO. 10-05

RESOLUTION PERMITTING THE OFFICE OF THE PUBLIC DEFENDER TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET

WHEREAS, the Office of the Public Defender, is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2009 have not been paid:

<u>001-4002-43190</u>	<u>Other Professional Services</u>
Kristina L. Garza	\$ 3,447.20
Adrian Guzman	2,160.00
James R. Reed	11,004.00
John Maksimovich	2,628.00
Arlington J. Foley	9,459.00
Robert J. Varga	456.00
Yolanda Holden	1,938.00
Derrick Julkes	114.00
Patrick W. Young	330.00
Matthew Latulip	3,063.40
Roseann P. Ivanovich	3,777.03
Inga D. Lewis	2,103.00
Dr. Gary M. Durak	3,525.00
Thomson West Group	<u>3,371.63</u>
	\$ 47,376.26

WHEREAS, the Lake County Council desires to transfer funds and pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2009 expenses shall be paid from the Office of the Public Defender's 2010 Budget:

<u>001-4002-43190</u>	<u>Other Professional Services</u>
Kristina L. Garza	\$ 3,447.20
Adrian Guzman	2,160.00
James R. Reed	11,004.00
John Maksimovich	2,628.00
Arlington J. Foley	9,459.00

Robert J. Varga	456.00
Yolanda Holden	1,938.00
Derrick Julkes	114.00
Patrick W. Young	330.00
Matthew Latulip	3,063.40
Roseann P. Ivanovich	3,777.03
Inga D. Lewis	2,103.00
Dr. Gary M. Durak	3,525.00
Thomson West Group	<u>3,371.63</u>
	\$ 47,376.26

SO RESOLVED THIS 12TH day of January, 2010.



THOMAS O'DONNELL, President

CHRISTINE CID, LARRY BLANCHARD, TED F. BILSKI

ERNIE DILLON, ELSIE FRANKLIN, JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE, APPROVED THIS 22 DAY OF JANUARY 2010

Order #57 Agenda #59

In the Matter of Lake County Council Ordinances and Resolutions: Resolution No. 10-06, Resolution of the Lake County Supporting The Rebuilding of the Cline Avenue Bridge.

Scheub made a motion, seconded by Allen, to approve Lake County Council Resolution No. 10-06, Resolution of the Lake County Supporting The Rebuilding of the Cline Avenue Bridge. Motion passed 3-0.

RESOLUTION NO. 10-06

**RESOLUTION OF THE LAKE COUNTY COUNCIL
SUPPORTING THE REBUILDING OF THE CLINE AVENUE BRIDGE**

- WHEREAS,** the Cline Avenue Bridge was constructed in 1986 with a clearance span of 90 feet in order to accommodate seagoing vessels navigating the Indiana Harbor Canal; and
 - WHEREAS,** in November, 2009, the Indiana Department of Transportation announced an emergency shutdown of the Cline Avenue Bridge after expressing concerns about corrosion discovered on the elevated spans; and
 - WHEREAS,** on December 28, 2009, the Indiana Dept. of Transportation announced that the Cline Avenue Bridge would be permanently closed and demolished despite the Indiana Dept. of Transportation already having set aside \$90 Million to replace the bridge's superstructure in 2012; and
 - WHEREAS,** approximately 30,000 vehicles a day used the 1.25 mile bridge which is a key industrial artery that leads to steel mills along Lake Michigan, casinos the BP Whiting Refinery, the Gary/Chicago International Airport and is used by commuters who travel to and from Chicago; and
 - WHEREAS,** the area serviced by the Cline Avenue Bridge includes BP Amoco, which has recently undertaken a \$3 Billion Dollar expansion and renovation project, which includes over 3000 contractors as well as employees who require regular access to the facility; and
 - WHEREAS,** the citizens affected by the Indiana Department of Transportation's decision to close the Cline Avenue Bridge will experience an increase in noise and pollution produced by passenger vehicle and truck traffic in residential area as a result of this structure's closure; and
 - WHEREAS,** municipalities affected by the closure will additionally lose access to the Gary-Chicago airport, into which millions of tax dollars have already been invested.
- NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:**

That the Lake County Council hereby supports the rebuilding of the Cline Avenue Bridge, and opposes any course of action which would permanently close the structure.

This Resolution shall become effective upon passage by the Lake County Council and upon passage a copy shall be sent to the Indiana Department of Transportation, the Governor of the State of Indiana, the Indiana General Assembly, and Northwest Indiana's State and Federal Legislative Representatives

SO RESOLVED THIS 12th DAY OF JANUARY, 2010.



Thomas O'Donnell
THOMAS O'DONNELL, President

Christine CID
CHRISTINE CID

Larry Blanchard
LARRY BLANCHARD

Ted F. Bilski
TED F. BILSKI

Ernie Dillon
ERNIE DILLON

Elsie Franklin
ELSIE FRANKLIN

Jerome A. Prince
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

James Scheub
James Scheub
APPROVED THIS 21st DAY OF January, 2010

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

The next Board of Commissioners Meeting will be held on Wednesday, February 17, 2010 at 10:00 A.M.

The following officials were Present:

Attorney John Dull
Dan Ombac
Brenda Koselke
Jim Bennett
Delvert Cole
Marcus Malczewski

FRANCES DUPEY, PRESIDENT

ROOSEVELT ALLEN JR., COMMISSIONER

GERRY SCHEUB, COMMISSIONER

ATTEST:

PEGGY HOLINGA KATONA, LAKE COUNTY AUDITOR