

The Board met in due form with the following members present: Gerry Scheub and Kyle Allen, Sr. They passed the following orders, to wit:

There was a moment of silent prayer, Board President called for a moment for Mr. Dean White, prestigious resident of Crown Point, Indiana, whom passed away at age of 93; 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 16th day of September, 2016 at about 12:30 a.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 16th day of September, 2016 at about 12:30 a.m.

Order #1 Agenda #5A

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

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

Order #2 Agenda #5B w/D-E

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

Allen made a motion, seconded by Repay, to approve the Additions – Item #25 – Legal Services Agreement Amendment to the Agreement entered into on November 18, 2015 for the year 2016 between John Pangere and the Board of Commissioners of the County of Lake on behalf of the Lake County Auditor for an additional \$25,000.00 payable at the rate of \$90.00 per hour out of the Auditor's Budget; Item #31A – Agreements between SBC Global Services, Inc. and the Board of Commissioners of the County of Lake for Centrex Service at the following: A. 2293 North Main Street, Crown Point, Indiana for 36 months in the amount of \$8,700.00 per month; B. 3711 Main Street, East Chicago, Indiana for 36 Months in the amount of \$225.00 per month; C. 15 W. 4th Avenue, Gary, Indiana for 36months in the amount of \$1,125.00 per month; D. 232 Russell Street and 5925 Calumet Avenue, Hammond, Indiana for 36 Months in the amount of \$660.00 per month; Corrections – Number 27 – 4259,700.46 should read \$259,700.46 and Number 38 – should read Return November 16, 2016; Deletions –Number 25A, Number 25B, and ordered same to approve the Final Agenda as amended for a matter of public record and make a matter of public record the Certificate of Service of Meeting Notice. Motion carried.

Order #3 Consent Agenda

In the Matter of Consent Agenda - Items #6A-a-g; #6B; #6C; #6D; #6E; #6F; #6G.

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

Order #3 Consent Agenda #6A-a

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

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Indiana Department of Environmental Management (MPLX Terminals LLC – Hammond Terminal(3); Industrial Steel Construction, Inc.; Tradebe Treatment and Recycling, LLC(2); RJR Drying, Inc.; Harsco Metals Americas; Family Express #67; JP Metals, LLC; BMS Construction LLC; United Transportation Group, Inc.; Regional Operations Manager; Whiting Clean Energy, Inc.; Superior Environmental Remediation90 Inc.; TMS International, LLC; Stonegate Development, LLC; Hermits Lake Wastewater Treatment Plant; Whiting Clean Energy, Inc.; U.S. Steel – Gary Works; Beemsterboer Slag Corporation; Cokenergy LLC). Motion carried.

Order #3 Consent Agenda #6A-b

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

Repay made a motion, seconded by Allen, to make a matter of public record the Certificates of Liability Insurance (American Painting; Plotke Asphalt, Inc.(3); Advantage Paving Solutions, Inc.; Versitle Construction Group, LLC; Ziese & Sons Excavating, Inc.; Martin Mechanical Corp.; Garden Getaway Gazebo's Inc.; Ellas Construction LLC; Ideal Heating Air Conditioning and Refrigeration Inc.; Ben Schmucker Construction LLP; Telephone Plus, Inc.; Kwiatkowski Masonry, Inc.; McAllister General Contractors Inc.; Cottage Sheet Metal LLC). Motion carried.

Order #3 Consent Agenda #6A-c

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

Repay made a motion, seconded by Allen, to make a matter of public record the Continuation Certificates (Glass City, Inc. dba Glass City; Huston Electric, Inc.; Arnold Lumber Company, Inc.; McIntire Enterprises, Inc.; United Glass, Inc.; Dubak Electrical Maintenance Corporation). Motion carried.

Order #3 Consent Agenda #6A-d

In the Matter of Board of Commissioners of the County of Lake: d. Reinstatement Notices.

Repay made a motion, seconded by Allen, to make a matter of public record the Reinstatement Notices (Dubak Electrical Maintenance Corporation; Professional Cleaning Co., Inc.; RGB Construction, LLC(2); Perdue Construction; Area Glass Inc.; Tradesmithe, Inc.; B&E Developmental, LLC; Phillip Cipolla dba Phil's Tile Service). Motion carried.

Order #3 Consent Agenda #6A-e

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

Repay made a motion, seconded by Allen, to make a matter of public record the Cancellation Notices (Pario Solutions, Inc.; Arbor Construction & Development, Inc.; White Metro Electric Co., Inc.; Tomorrow's Home Solution LLC; Corporate Identification Solutions, Inc.; Dubak Electrical Maintenance Corporation; Rand-Tec Insurance Agency, Inc.; Escobar Construction, Inc.; Dillabaugh, Inc.; Peerless Midwest, Inc.; Great Lakes Waterproofing, Inc.; Designing Concrete Inc.; Designing Concrete, Inc.; The American Group of Constructors, Inc.; Primary Construction Inc.; Phillip Cipolla dba Phil's Tile Service; Naturescape Design, Inc.; RGB Construction, LLC; Actin Contracting LLC; RMN Carpentry DBA Randy Hutchison; Bailiwyck, Inc.; Men In Black Seal Coating; Actin, Inc.; Harrell's Equipment & Supply Co., Inc.; Tradesmithe, Inc.; Toms Construction; AT&T Capital/CT Lien Solutions(UCC FINANCING SATEMENT AMENDMENT(2)). Motion carried.

Order #3 Consent Agenda #6A-f

In the Matter of Board of Commissioners of the County of Lake: f. Pipeline Association for Public Awareness.

Repay made a motion, seconded by Allen, to make a matter of public record the Pipeline Association for Public Awareness Notice (Newsletter for Public Officials). Motion carried.

Order #3 Consent Agenda #6A-g

In the Matter of Board of Commissioners of the County of Lake: g. Aldridge Electric, Inc. affirmative action policy.

Repay made a motion, seconded by Allen, to make a matter of public record the Aldridge Electric, Inc. affirmative action policy notice (Aldridge Electric, Inc. 844 E. Rockland Road, Libertyville, IL 60048 – Letter dated July 26, 2016 from Corporate Risk Manager, with copy of "EEO/AAP Policy" on reverse side). Motion carried.

Order #3 Consent Agenda #6B

In the Matter of Vendor Qualification Affidavits

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

BEST WESTERN PLUS
ESI CONSULTANTS, LTD
LABOR OUT, INC
AXIS FORENSIC TECHNOLOGY
TUTOR 4 COMPUTERS
ANDREW NORTHRUP
DNA DIAGNOSTICS CENTER
AGRO CHEM, INC.
JASPER WELLER LLC
M&K QUALITY TRUCK SALES OF ALSIP, LLC
CHARLES W. GRAHAM
GREAT LAKES TURF
LYLE VANLEW, JR.
P&W GOLF SUPPLY, LLC
PAYMENT PROCESSING PARTNERS

Order #3 Consent Agenda #6C

In the Matter of Treasurer's Departmental Report for the month of July & August, 2016.

Comes now, Peggy Katona, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of July & August 2016. 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.

Repay made a motion, seconded by Allen, to accept the above Treasurer's Report of July & August 2016 as submitted. Motion carried.

Order #3 Consent Agenda #6D

In the Matter of Weights and Measures Report for the period of 07/16/-08/15/16.

Comes now, Christine Clay, County Inspector, Weights and Measures, and files with the Board her report of fees taken in and collected in her office for the Period 07/16-08/15/16. Said report are in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Allen made a motion, seconded by Scheub, to accept the above Weights and Measures Report of July 16, 2016 – August 15, 2016 as submitted. Motion carried.

Order #4 Agenda #7

In the Matter of Resolutions – Honoring Elysia Laub

Comes now, Commissioner Scheub, on behalf of the Commissioners' Honorary Resolution to Elysia Laub, young lady who found the baby down in Lowell, Indiana in the backyard and she was on Steve Harvey show and she did a great job, her along with the L C Sheriff and Commissioner Scheub was invited to accompany her on the tv show as Commissioner of that district where Elysia Laub and her family lives, the Board of Commissioners will present her with a plaque, Ms. Elysia has also received a \$1000 Award for an Educational Fund for her heroic acts, the airing of the tv show will be Friday, October 21, 2016, Elysia could not be present today, Commissioner Scheub shared his experience with those present on how wonderful Elysia was treated and how respectable Mr. Steve Harvey is and gave the same in return, Ms. Eylsia was given a five-day trip to Santa Claus in Indianapolis, Indiana for her and her family, Scheub, stated, "they really went out of their way to make her special and she is baby jane doe's guardian angel", Repay made a motion, seconded by Allen, to approve the Resolution Honoring Elysia Laub. Motion carried.

Order #5 Agenda #8

In the Matter of L C Highway – Public of Gough, Inc. Certificate of Qualification issued by the Indiana Department of Transportation.

Repay made a motion, seconded by Allen, to make a matter of public record the Certificate of Qualification issued by INDOT for Gough, Inc. Motion carried.

Order #6 Agenda #13

In the Matter of L C Highway - Contract for the Installation of an Asphalt Longitudinal Joint Sealant (LJS) to seal joints on Ridge Road from Colfax to Grant. Letter of recommendation to Road Fabrics, Inc. in an amount not to exceed \$145,751.92.

The Board having previously taken the proposals under advisement does hereby accept the recommendation to award **Road Fabrics, Inc.**, 27W045 St. Charles Rd, Carol Stream, IL 60188, with \$145,751.92 for the Installation of an Asphalt Longitudinal Joint Sealant (LJS) to seal joints on Ridge Road from Colfax to Grant, being the lowest and most responsive bidder as recommended by Highway Superintendent, upon a motion made by Repay, seconded by Allen, to approve. Motion carried.

And it appearing to said Board of Commissioners that the above company's bid being accepted under condition, is the lowest bid for the Installation of an Asphalt Longitudinal Joint Sealant (LJS) to seal joints on Ridge Road from Colfax to Grant for the L.C. Highway Department, 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:

ROAD FABRICS, INC.

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

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for INSTALLATION OF AN ASPHALT LONGITUDINAL JOINT SEALANT (LJS) TO SEAL THE JOINTS ON RIDGE ROAD FROM COLFAX TO GRANT FOR THE LAKE CO. HIGHWAY DEPARTMENT FOR \$145,751.92 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members:

Date: September 21, 2016

GERRY SCHEUB
KYLE ALLEN, Sr.
MICHAEL REPAY

ROAD FABRICS, INC.

Letter of Recommendation

September 21, 2016

Lake County Board of Commissioners
Lake County Government Center
2293 North Main Street
Crown Point, Indiana 46307

ATTN: Gerry Scheub, President

RE: Installation of Asphalt Longitudinal Joint Sealant (LJS)
Ridge Road from Colfax to Grant

Honorable Commissioners:

The Lake County Highway Department has reviewed the bids opened at your meeting of Wednesday, August 17, 2016 for the Installation of an Asphalt Longitudinal Sealant to seal the joints on Ridge Road from Colfax to Grant Street.

The bids received and opened were as follows:

Road Fabrics Inc. **\$145,751.92**

Reith-Riley Construction Co Gary, IN \$203,149.80

Based upon our review of the bids, the Lake County Highway Department recommends award of the above mentioned proposal to Road Fabrics, Inc. the lowest and most responsive bidder in the amount of \$145,751.92.

Respectfully,

Marcus W. Malczewski
Superintendent

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

GERRY SCHEUB/vd
KYLE ALLEN, Sr./dh
MICHAEL REPAY/kb

APPROVED THIS 21ST DAY OF September, 2016

MWM/spz

cc: Jill A. Stochel, Assistant Superintendent
Duane Alverson P.E., Engineer

Order #7 Agenda #14

In the Matter of L C Highway – Contract for the Replacement of the Traffic Signage, Cones and Temporary pavement markings for the Ridge Road Preservation Project from Colfax to Grant. Letter of recommendation to Hawk Enterprises, Inc. in an amount not to exceed \$21,752.50.

The Board having previously taken the proposals under advisement does hereby accept the recommendation to award **Hawk Enterprises, Inc.**, 1850 East North Street, Crown Point, IN 46307, with \$21,752.50 for the Replacement of the Traffic Signage, Cones and Temporary pavement markings for the Ridge Road Preservation Project from Colfax to Grant, being the lowest and most responsive bidder as recommended by Highway Superintendent, upon a motion made by Repay, seconded by Allen, to approve. Motion carried.

And it appearing to said Board of Commissioners that the above company's bid being accepted under condition, is the lowest bid for the Replacement of the Traffic Signage, Cones and Temporary pavement markings for the Ridge Road Preservation Project from Colfax to Grant for the L.C. Highway Department, 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:

Order #7 Agenda #14 cont'd

HAWK ENTERPRISES, INC.

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

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for REPLACEMENT OF THE TRAFFIC SIGNAGE, CONES AND TEMPORARY PAVEMENT MARKINGS FOR THE RIDGE ROAD PRESERVATION PROJECT FROM COLFAX TO GRANT FOR THE LAKE CO. HIGHWAY DEPARTMENT FOR \$21,752.50 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: September 21, 2016

GERRY SCHEUB
KYLE ALLEN, Sr.
MICHAEL REPAY

HAWK ENTERPRISES, INC.

Letter of Recommendation

September 21, 2016

Lake County Board of Commissioners
Lake County Government Center
2293 North Main Street
Crown Point, Indiana 46307

ATTN: Gerry Scheub, President

RE: Replacement of Traffic Signal Detection Loops
Ridge Road from Colfax to Grant

Honorable Commissioners:

The Lake County Highway Department has reviewed the bids opened at your meeting of Wednesday, August 17, 2016 for the replacement of Traffic Signal Loops for the Ridge Road Preservation Project, Ridge Road from Colfax to Grant Street.

The bids received and opened were as follows:

Hawk Enterprises Inc.	\$21,752.50
Midwestern Electric, Inc.	\$23,081.25

Based upon our review of the bids, the Lake County Highway Department recommends award of the above mentioned proposal to Hawk Enterprises, Inc. the lowest and most responsive bidder in the amount of \$21,752.50.

Respectfully,

Marcus W. Malczewski
Superintendent

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

GERRY SCHEUB/vd

KYLE ALLEN, Sr./dh

MICHAEL REPAY/kb

APPROVED THIS 21ST DAY OF September, 2016

MWM/spz

cc: Jill A. Stochel, Assistant Superintendent
Duane Alverson P.E., Engineer

Order #8 Agenda #15

In the Matter of L C Highway – Contract for the Maintenance of Traffic Signage, cones and temporary pavement markings for the Ridge Road Preservation Project from Colfax to Grant under advisement. Letter of recommendation to Traffic Management Company, Inc. in an amount not to exceed \$37,965.88.

The Board having previously taken the proposals under advisement does hereby accept the recommendation to award **Traffic Management Company, Inc.**, 3542 Highway Avenue, Highland, IN 46322, with \$37,965.88 for the Maintenance of Traffic Signage, cones and temporary pavement markings for the Ridge Road Preservation Project from Colfax to Grant, being the lowest and most responsive bidder as recommended by Highway Superintendent, upon a motion made by Repay, seconded by Allen, to approve. Motion carried.

And it appearing to said Board of Commissioners that the above company's bid being accepted under condition, is the lowest bid for the Maintenance of Traffic Signage, cones and temporary pavement markings for the Ridge Road Preservation Project from Colfax to Grant for the L.C. Highway Department, 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:

TRAFFIC MANAGEMENT COMPANY, INC.

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

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for MAINTENANCE OF TRAFFIC SIGNAGE, CONES & TEMPORARY PAVEMENT MARKINGS FOR THE RIDGE ROAD PRESERVATION PROJECT FROM COLFAX TO GRANT FOR THE LAKE CO. HIGHWAY DEPARTMENT FOR \$37,965.88 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: September 21, 2016

GERRY SCHEUB
KYLE ALLEN, Sr.
MICHAEL REPAY

TRAFFIC MANAGEMENT COMPANY, INC.

Letter of Recommendation

September 21, 2016

Lake County Board of Commissioners
Lake County Government Center
2293 North Main Street
Crown Point, Indiana 46307

Order #8 Agenda #15 cont'd

ATTN: Gerry Scheub, President

RE: Maintenance of Traffic Signage, Cones and Temporary Pavement Markings, Ridge Road Preservation Project

Honorable Commissioners:

The Lake County Highway Department has reviewed the bids opened at your meeting of Wednesday, August 17, 2016 for the replacement of Traffic Signal Loops for the Maintenance of Traffic Signage, Cones and Temporary Pavement Markings for the Ridge Road Preservation Project, Ridge Road from Colfax to Grant Street.

The bids received and opened were as follows: **Sole Bid**

Traffic Management Company Inc. \$37,965.88

Based upon our review of the bids, the Lake County Highway Department recommends award of the above mentioned proposal to Traffic Management Company, Inc., the lowest and most responsive bidder in the amount of \$37,965.88.

Respectfully,

Marcus W. Malczewski
Superintendent
MWM/spz
cc: Jill A. Stochel, Assistant Superintendent
Duane Alverson P.E., Engineer

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

GERRY SCHEUB/vd

KYLE ALLEN, Sr./dh

MICHAEL REPAY/kb

APPROVED THIS 21ST DAY OF September, 2016

Order #9 Agenda #16

In the Matter of L C Highway – Supplemental Agreement No. 2 between United Consulting and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for intersection signalization; 45th Avenue and Colfax Street, Des No.: 9707970 in an amount not to exceed \$1,800.00.

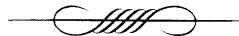
Repay made a motion, seconded by Allen, to approve the Supplemental Agreement No. 2 between United Consulting and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for intersection signalization; 45th Avenue and Colfax Street, Des No.: 9707970 in an amount not to exceed \$1,800.00. Motion carried.

SUPPLEMENTAL AGREEMENT NO. 2



This SUPPLEMENTAL AGREEMENT ("Agreement") is made, by and between **Lake County Highway Department**, acting by and through its Board of County Commissioners, ("CLIENT") and **UNITED CONSULTING**, an Indiana corporation ("UNITED CONSULTING").

WITNESSETH



WHEREAS, UNITED CONSULTING did, on March 18, 2015 enter into a Professional Services Agreement with the CLIENT for Services and Documents in relation to the following described project:

**Intersection Signalization; 45th Avenue and Colfax Street
Lake County, Indiana
Des. No.: 9707970**

This supplement is required to revise the original scope of work with the following: Add right-of-way staking services for the project.

WHEREAS, in order to provide for completion of the work It is necessary to amend and supplement the Professional Services Agreement.

NOW, THEREFORE, it is agreed by and between the parties as follows:

I. Appendix "A" is amended to read as follows:

Q. Right-of-Way Staking

1. UNITED CONSULTING shall provide in the field a stakeout locating the proposed right-of-way line for the partial takings included in the parcels. The stakeout shall be made using wooden hubs driven flush with the ground and wooden laths located immediately behind the hubs at property line intersections with the proposed right-of-way lines, changes in bearing of the proposed right-of-way lines and at 100 foot intervals.

Order #9 Agenda #16 cont'd

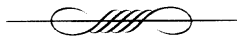
I. Appendix "D" is amended to read as follows:

- 1. The total fee not to exceed in Section D.A.1. shall be changed from \$166,645.00 to \$168,445.00 representing an increase of \$1,800.00.
- 2. UNITED CONSULTING shall be paid for the work performed under this Contract on a lump sum basis in accordance with the following schedule:
 - p. Right-of-Way Staking \$1,800.00

II. Except as herein modified, changed and supplemented, all terms of the original Professional Services Agreement shall continue in full force and effect.

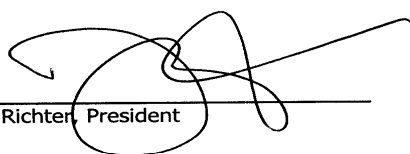
Supplemental Agreement version 3-2013

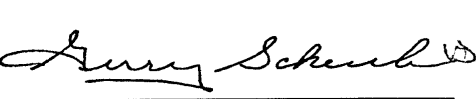
IN WITNESS WHEREOF, the parties hereto have executed this Supplemental Agreement No. 2

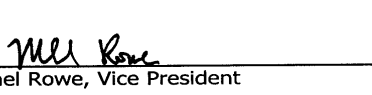


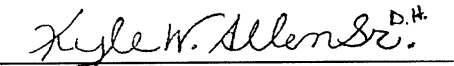
UNITED CONSULTING

CLIENT

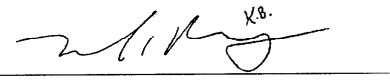
BY: 
Dave Richter, President

BY: 

BY: 
Michael Rowe, Vice President

BY:  D.H.

DATE: August 25, 2016

BY:  X.B.

DATE: September 21, 2016

Approved as to Form and Legality:


Niquelle Winfrey

Order #10 Agenda #17

In the Matter of L C Highway – Request for selection of a consulting engineering firm to provide construction engineering services for the Ridge Road Preventative Maintenance Plan.

Repay made a motion, seconded by Allen, to approve the selection of **American Structurepoint** as the Consulting Engineering Firm to provide Construction Engineering Services for the Ridge Road Preventative Maintenance Plan. Motion carried.

Order #11 Agenda #18

In the Matter of L C Highway – Ordinance Petition Finding of Fact for the posting of a 15 ton weight limit over Clay St. (Range Line) from Rt. 2 north to 173rd Avenue.

Repay made a motion, seconded by Allen, to approve the L C Highway – Ordinance Petition Finding of Fact for the posting of a 15 ton weight limit over Clay St. (Range Line) from Rt. 2 north to 173rd Avenue. Motion carried.

WEIGHT FORM

ORDINANCE PETITION

FINDING OF FACT

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HEREBY REQUEST THE ESTABLISHMENT AND POSTING OF A **15 TON** WEIGHT LIMIT AND OVER THE FOLLOWING DESCRIBED ROADS BE **APPROVED**

The posting of a 15 Ton Weight limit over the following described road to be approved. Clay St (Range Line)

From Rt2 north to 173rd Ave

Petitioned by the Lake County Highway Department

BASED UPON THE FOLLOWING FINDING OF FACT:

1) AN ENGINEERING STUDY WAS CONDUCTED BY THE LAKE COUNTY HIGHWAY DEPARTMENT ON **9/8/2016** UNDER THE DIRECTION OF THE LAKE COUNTY HIGHWAY ENGINEER (AN INDIANA LICENSED PROFESSIONAL ENGINEER) IN ACCORDANCE WITH THE INDIANA UNIFORM TRAFFIC MANUAL FOR STREETS AND HIGHWAYS AS REQUIRED BY INDIANA CODE 9-21-3 AND HAS DETERMINED THAT A **15 TON** WEIGHT LIMITS **ARE WARRANTED** AT THE ABOVE DESCRIBED LOCATION (S) IN UNINCORPORATED LAKE COUNTY, INDIANA.

2) AFTER A REVIEW OF THE LAKE COUNTY HIGHWAY DEPARTMENT BUDGET IT HAS BEEN DETERMINED THAT THE EXPENDITURE OF FUNDS FOR THE PURCHASE AND INSTALLATION OF TRAFFIC CONTROL DEVICES **ARE JUSTIFIED** ACCORDING TO THE ENGINEERING STUDY AND THE INDIANA UNIFORM TRAFFIC MANUAL AT THE ABOVE DESCRIBED ROAD (S).

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE BASED UPON THE ABOVE FINDING OF FACTS PETITION THE LAKE COUNTY COUNCIL OF THE COUNTY OF LAKE TO **ESTABLISH** A **15 TON** WEIGHT LIMIT ORDINANCE (S) AT THE ABOVE DESCRIBED ROADS.

RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS BY:

THE LAKE COUNTY SHERIFF

LAKE COUNTY HIGHWAY SUPERINTENDENT

LAKE COUNTY HIGHWAY ENGINEER

SEE ATTACHED ENGINEERING REPORT

COUNTY COUNCIL

COUNTY APPROVAL DATE

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE:

COUNTY COMMISSIONER PRESIDENT

COUNTY COMMISSIONER

COUNTY COMMISSIONER

DATE

COUNTY REJECTION DATE

Order #12 Agenda #19

In the Matter of L C Highway – Ordinance Petition Finding of Fact for the posting of a 15 ton weight limit on Clay St. (Range Line) beginning at a point 1.2 miles south of State Road 2 (the quarry entrance) thence commencing south to 2015th Avenue.

Repay made a motion, seconded by Allen, to approve the L C Highway – Ordinance Petition Finding of Fact for the posting of a 15 ton weight limit on Clay St. (Range Line) beginning at a point 1.2 miles south of State Road 2 (the quarry entrance) thence commencing south to 2015th Avenue. Motion carried.

Order #12 Agenda #19 cont'd

WEIGHT FORM

ORDINANCE PETITION

FINDING OF FACT

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HEREBY REQUEST THE ESTABLISHMENT AND POSTING OF A 15 TON WEIGHT LIMIT AND OVER THE FOLLOWING DESCRIBED ROADS BE APPROVED

The posting of a 15 Ton Weight limit on Clay St (Range Line) beginning at a point 1.2 miles south of State

Road 2 (the quarry entrance) thence commencing south to 205th Ave

Petitioned by Lake County Highway Department

BASED UPON THE FOLLOWING FINDING OF FACT:

1) AN ENGINEERING STUDY WAS CONDUCTED BY THE LAKE COUNTY HIGHWAY DEPARTMENT ON 9/8/2016 UNDER THE DIRECTION OF THE LAKE COUNTY HIGHWAY ENGINEER (AN INDIANA LICENSED PROFESSIONAL ENGINEER) IN ACCORDANCE WITH THE INDIANA UNIFORM TRAFFIC MANUAL FOR STREETS AND HIGHWAYS AS REQUIRED BY INDIANA CODE 9-21-3 AND HAS DETERMINED THAT A 15 TON WEIGHT LIMIT IS WARRANTED AT THE ABOVE DESCRIBED LOCATION IN UNINCORPORATED LAKE COUNTY, INDIANA.

2) AFTER A REVIEW OF THE LAKE COUNTY HIGHWAY DEPARTMENT BUDGET IT HAS BEEN DETERMINED THAT THE EXPENDITURE OF FUNDS FOR THE PURCHASE AND INSTALLATION OF TRAFFIC CONTROL DEVICES ARE JUSTIFIED ACCORDING TO THE ENGINEERING STUDY AND THE INDIANA UNIFORM TRAFFIC MANUAL AT THE ABOVE DESCRIBED ROAD (S).

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE BASED UPON THE ABOVE FINDING OF FACTS PETITION THE LAKE COUNTY COUNCIL OF THE COUNTY OF LAKE TO ESTABLISH A 15 TON WEIGHT LIMIT ORDINANCE (S) AT THE ABOVE DESCRIBED ROADS.

RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS BY:

THE LAKE COUNTY SHERIFF

LAKE COUNTY HIGHWAY SUPERINTENDENT

LAKE COUNTY HIGHWAY ENGINEER

SEE ATTACHED ENGINEERING REPORT

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE:

COUNTY COMMISSIONER PRESIDENT

COUNTY COMMISSIONER

COUNTY COMMISSIONER

DATE

COUNTY COUNCIL

COUNTY APPROVAL DATE

COUNTY REJECTION DATE

Order #13 Agenda #20

In the Matter of L C Highway – Ratify Amendment to Agreement entered into on December 16, 2015 for the year 2016 between Jerri M. Fassoth and the Board of Commissioners of the County of Lake to include deer and other animals.

Repay made a motion, seconded by Allen, to ratify approval of the Amendment to include deer and other animals to the Agreement entered into on December 16, 2016 for the 2016 between Jerri M. Fassoth and the Board of Commissioners of the County of Lake. Motion carried.

Order #14 Agenda #21

In the Matter of L C Highway – Agreement between Ellas Construction Company, LLC and the Board of Commissioners of the County of Lake for Lake County Bridge #116, Fairbanks Street over Turkey Creek in an amount not to exceed \$658,003.28 to be ratified.

Repay made a motion, seconded by Allen, to ratify approval of the Agreement between Ellas Construction Company, LLC and the Board of Commissioners of the County of Lake on behalf of Lake County Highway Department for Lake County Bridge #116, Fairbanks Street over Turkey Creek in an amount not to exceed \$658,003.28, Contract was awarded at the August 17, 2016 Commissioners Meeting. Motion carried.

Order #15 Agenda #22

In the Matter of L C Highway – Request for permission to purchase untreated road salt through the Quality Purchase Agreement with State of Indiana for the winter season 2016-2017 from Morton Salt in the amount of \$56.18 per ton.

Repay made a motion, seconded by Allen, to approve permission to purchase untreated road salt through the Quality Purchase Agreement with State of Indiana for the winter season 2016-2017 from Morton Salt in the amount of \$56.18 per ton. Motion carried.

Order #16 Agenda #9

In the Matter of BIDS: L C Highway – One (1) New Unused 2016 or newer Side Mount Mower mounted on a 2WD enclosed cab tractor in current production.

This being the day, time and place for the receiving of bids for One (1) New Unused 2016 or newer Side Mount Mower mounted on a 2WD enclosed cab tractor in current production, for the Lake County Highway Department, the following bids were received:

NO BIDS

Repay made a motion, seconded by Allen, to approve the seeking of the open market for One (1) New Unused 2016 or newer Side Mount Mower mounted on a 2WD enclosed cab tractor in current production on behalf of the Highway Department. Motion carried.

Order #17 Agenda #11

In the Matter of BIDS: L C Highway – One (1) New Unused 2016 58,000 GVWR Tandem Axle Truck with snow plow, hydraulic and salt spreader in current production.

This being the day, time and place for the receiving of bids for One (1) New Unused 2016 58,000 GVWR Tandem Axle Truck with snow plow, hydraulic and salt spreader in current production, for the Lake County Highway Department, the following bids were received:

Pozzo Truck Center, Inc.	\$202,872.23
Truck City of Gary	\$207,720.00

Repay made a motion, seconded by Allen, to take the above-mentioned bids under advisement for further tabulation and recommendation. Motion carried.

Order #17 Agenda #10

In the Matter of BIDS: L C Highway – One (1) New Unused 2016 36,000 GVWR Single Axle Truck with snow plow, hydraulic and salt spreader in current production.

This being the day, time and place for the receiving of bids for One (1) New Unused 2016 36,000 GVWR Single Axle Truck with snow plow, hydraulic and salt spreader in current production, for the Lake County Highway Department, the following bids were received:

Pozzo Truck Center, Inc.	\$185,840.00
Truck City of Gary	\$193,642.00

Repay made a motion, seconded by Allen, to take the above-mentioned bids under advisement for further tabulation and recommendation. Motion carried.

Order #17 Agenda #12

In the Matter of BIDS: L C Highway – Intersection Improvements to 109th Avenue and US 41.

This being the day, time and place for the receiving of bids for Intersection Improvements to 109th Avenue and US 41, for the Lake County Highway Department, the following bids were received:

Walsh & Kelly, Inc.	\$317,397.60
Rieth-Riley Construction Co.	\$318,323.69

Repay made a motion, seconded by Allen, to take the above-mentioned bids under advisement for further tabulation and recommendation. Motion carried.

Order #18 Agenda #23

In the Matter of L C Sheriff – Franchise Wrecker Agreement between McCoy & Sons Towing and the Board of Commissioners of the County of Lake.

Repay made a motion, seconded by Allen, to approve the Franchise Wrecker Agreement on behalf of the Lake County Sheriff between the Board of Commissioners of the County of Lake and **McCoy & Sons Towing**, 1405 Summer Street, Hammond, Indiana. Motion carried.
(SEE FILE "2016 CONTRACTS" FOR COPY OF ORIGINAL)

Order #19 Agenda #24

In the Matter of PROPOSALS: L C Board of Elections and Registration – Moving of the Voting Machines for the November 8, 2016 General Election.

This being the day, time and place for the receiving of proposals for the Moving of the Voting Machines for the November 8, 2016 General Election for the Lake County Board of Elections and Registration, the following proposals were received:

Ferree Movers	\$120.00/hr	24.00/machine	20.00/precinct
On-Time Distribution LLC	\$ 98.00/hr	20.00/polling site	

Repay made a motion, seconded by Allen, to take the above-mentioned proposals under advisement for further tabulation and recommendation. Motion carried.

Order #20 ADD Agenda #25

In the Matter of L C Auditor – Legal Services Agreement Amendment to the agreement entered into on November 18, 2015 for the year 2016 between John Petalas and the Board of Commissioners of the County of Lake on behalf of the Lake County Auditor for an additional \$25,000.00 payable at the rate of \$90.00 per hour payable out of the Auditor’s budget.

Repay made a motion, seconded by Allen, to approve the Legal Services Agreement Amendment to the Agreement entered into on November 18, 2015 for the year 2016 between John Pangere and the Board of Commissioners of the County of Lake on behalf of the Lake County Auditor for an additional \$25,000.00 payable at the rate of \$90.00 per hour out of the Auditor’s Budget, Auditor Petalas present. Motion carried.

Order #21 Agenda #26

In the Matter of L C Recorder – Legal Services Agreement between Lynda LeBlanc of LeBlanc & Mulholland, LLC and the Board of Commissioners of the County of Lake for the period of September 21, 2016 to December 31, 2016 in an amount not to exceed \$6,000.00 payable at the rate of \$90.00 per hour.

Repay made a motion, seconded by Allen, to approve the Legal Services Agreement with Lynda LeBlanc of LeBlanc & Mulholland, LLC on behalf of the Lake County Recorder for the period of September 21, 2016 to December 31, 2016 in an amount not to exceed \$6,000.00 payable at the rate of \$90.00 per hour. Motion carried.
(SEE FILE “2016 ATTORNEY CONTRACTS” FOR COPY OF ORIGINAL)

Order #22 CORR Agenda #27

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

Repay made a motion, seconded by Allen, to approve the Performance Bond Release and Resolution for Misty Glen Subdivision in the amount of \$259,700.46, and acceptance of Maintenance Bond for Misty Glen in the amount of \$110,675.00 on behalf of Lake County Plan Commission. Motion carried.

RELEASE

WHEREAS, **Ed Prium** has on April 17, 2013 filed a **PERFORMANCE BOND** in the form of a **Subdivision Performance Bond Continuation Certificate for Bond Number 5022986** issued by Lexon Surety Group, 256 Jackson Meadows Drive, Hermitage, TN 37076 in the amount of **Two Hundred Fifty-Nine Thousand Seven Hundred Dollars and 46/100 (\$259,700.46)** for **Misty Glen Subdivision**.

The Board of Commissioners of the County of Lake does hereby release the **PERFORMANCE BOND in the form of a Subdivision Performance Bond Number 5022986 issued by Lexon Surety Group, 256, Jackson Meadows Drive, Hermitage, TN 37073 in the amount of Two Hundred Fifty-Nine Thousand Seven Hundred Dollars and 46/100 (\$259,700.46)**

Dated _____ 21st _____ DAY OF _____ September _____, 2016

BOARD OF COMMISSIONERS, COUNTY OF LAKE

GERRY SCHEUB, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

RESOLUTION

Before the Board of Commissioners of the County of Lake

RE: FINAL INSPECTION – Misty Glen

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department, have examined and filed a written report approving subdivision improvements for Misty Glen Subdivision.

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

Dated _____ 21st _____ DAY OF _____ September _____, 2016

BOARD OF COMMISSIONERS, COUNTY OF LAKE

GERRY SCHEUB, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
MICHAEL REPAY, COMMISSIONER

LAKE COUNTY PLAN COMMISSION

DATE:
SUBDIVISION:
BONDING COMPANY:
PETITIONER:

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

TOTAL: \$110,675.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 21ST DAY OF _____ September, 2016

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

Order #22 CORR Agenda #27 cont'd

Dated 21st DAY OF September, 2016

BOARD OF COMMISSIONERS, COUNTY OF LAKE

GERRY SCHEUB, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #23 Agenda #28

In the Matter of Board of Commissioners, County of Lake – Agreement with Lake County Fire Chiefs Association, Inc. for the year 2017 in an amount not to exceed \$112,026.00 payable at the rate of \$28,006.50 per quarter subject to funding by the Fiscal Body.

Repay made a motion, seconded by Allen, to approve the Agreement between Lake County Fire Chiefs Association, Inc. and the Board of Commissioners of the County of Lake for the year 2017 in an amount not to exceed \$112,026.00 payable at the rate of \$28,006.50 per quarter subject to funding by the Fiscal Body. Motion carried.

Order #23 Agenda #29

In the Matter of Board of Commissioners, County of Lake – Agreement with Lochmueller Group, Inc. for the Lake County Park Evaluation Project in an amount not to exceed \$15,700.00 to be ratified.

Repay made a motion, seconded by Allen, to approve the Agreement between the Lochmeuller Group, Inc. and the Board of Commissioners of the County of Lake for the Lake County Park Evaluation Project in an amount not to exceed \$15,700. Motion carried.

Order #24 Agenda #30

In the Matter of Board of Commissioners, County of Lake – Resolution granting authority of County Executive to the Executive of the City of Gary for purposes of Indiana Code 6-1.1-24.5-2 to be ratified.

Allen made a motion, seconded by Repay, to ratify approval of the Resolution granting authority of County Executive to the Executive of the City of Gary for purposes of Indiana Code 6-1.1-24.5-2, Resolution No. 16-15. Motion carried.

RESOLUTION GRANTING AUTHORITY OF COUNTY EXECUTIVE TO THE EXECUTIVE OF THE CITY OF GARY FOR PURPOSES OF INDIANA CODE § 6-1.1-24.5-2

WHEREAS, Indiana Code § 36-2-2-2 establishes the three (3) member board of commissioners of a county elected under this chapter as "the county executive."

WHEREAS, the Indiana Legislature has recently enacted legislation allowing the county executive to petition the court for a finding that certain property is deemed as "serial tax delinquent."

WHEREAS, under Indiana Code § 6-1.1-24.5-2 (b), if said properties are located in the same city or town, the county executive may consent in writing to allow the executive of the city or town to petition the court for a finding that serial tax delinquencies exist on certain properties within said city or town.

WHEREAS, the county executive consents to allow the Mayor of the City of Gary, as executive of the City of Gary, to petition the court for a finding that serial tax delinquencies exist on certain properties located within the boundaries of the City of Gary and to have all rights that it would have as the county executive under said statute.

NOW, THEREFORE, BE IT RESOLVED by the Lake County Board of Commissioners, as follows:

Pursuant to Indiana Code § 6-1.1-24.5-2(b), the Lake County Board of Commissioners ("Board"), as county executive of Lake County, hereby grants authority to the Mayor of the City of Gary, as executive of the City of Gary, to petition the applicable courts for a finding that serial tax delinquencies exist on certain properties that are located within the boundaries of the City of Gary. Said authority shall be effect until this resolution is repealed by the Commissioners. The Commissioners, as county executive, reserves the right to also petition the courts for said finding.

DATED THIS 18th DAY OF August, 2016.

Gerry J. Scheub
Commissioner Gerry J. Scheub, President

Michael Repay
Commissioner Michael Repay, Vice President

Kyle W. Allen, Sr.
Commissioner Kyle W. Allen, Sr., Member

John E. Petalas
OG
Lake County Auditor, John Petalas

~~RATIFIED THIS 20 DAY OF August~~
~~BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE~~

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
Gerry J. Scheub
Kyle W. Allen, Sr.
RATIFIED THIS 21st DAY OF Sept 20 16

Order #25 Agenda #31

In the Matter of Board of Commissioners, County of Lake – Letter from Commissioners Attorney to AT&T Government and Education Division concerning Lake County Centrex Renewals.

Repay made a motion, seconded by Allen, to make a matter of public record the Letter from Commissioners Attorney to AT&T Government and Education Division concerning Lake County Centrex Renewals. Motion carried.

Order #26 ADD Agenda #31A-D

In the Matter of Board of Commissioners, County of Lake – Agreements between SBC Global Services, Inc. and the Board of Commissioners of the County of Lake for Centrex Service at the following: A. 2293 North Main Street, Crown Point, Indiana for 36 months in the amount of \$8,7000.00 per month; B. 3711 Main Street, East Chicago, Indiana for 36 Months in the amount of \$225.00 per month; C. 15 W. 4th Avenue, Gary, Indiana for 36months in the amount of \$1,125.00 per month; D. 232 Russell Street and 5925 Calumet Avenue, Hammond, Indiana for 36 Months in the amount of \$660.00 per month.

Repay made a motion, seconded by Allen, to approve the Contract Agreements with SBC Global Services, Inc. for Centrex Service at 2293 North Main Street, Crown Point, Indiana for 36 months in the amount of \$8,7000.00 per month, at 3711 Main Street, East Chicago, Indiana for 36 Months in the amount of \$225.00 per month, at 15 W. 4th Avenue, Gary, Indiana for 36months in the amount of \$1,125.00 per month, and at 232 Russell Street and 5925 Calumet Avenue, Hammond, Indiana for 36 Months in the amount of \$660.00 per month. Motion carried.

Order #27 Agenda #32

In the Matter of Board of Commissioners, County of Lake – Public Record of Ellas Construction Company, LLC Certificate of Qualification issued by the Indiana Department of Transportation.

Repay made a motion, seconded by Allen, to make a matter of public record the Certificate of Qualification issued by INDOT to **Ellas Construction Co LLC**, Munster, IN, dated June 3, 2016. Motion carried.

Order #28 Agenda #33

In the Matter of Board of Commissioners, County of Lake – Public Record of Johnson Controls, Inc. prequalification for public construction for Lake County.

Repay made a motion, seconded by Allen, to make a matter of public record the Prequalification for Public Construction for Lake County submitted by **Johnson Controls, Inc.** Motion carried.

Order #29 Agenda #34

In the Matter of Board of Commissioners, County of Lake – Ratify approval of Gariup Construction emergency removal and replacement of a failed expansion joint in the amount of \$28,900.00.

Repay made a motion, seconded by Allen, to ratify approval of the Emergency repairs performed by **Gariup Construction**, P.O. Box 64879, Gary, IN, for the emergency removal and replacement of a failed expansion joint in the amount of \$28,900.00. Letter of recommendation dated August 18, 2016 from Mr. Delvert Cole, Administrator. Motion carried.

Order #30 Agenda #35

In the Matter of Board of Commissioners, County of Lake – Johnson Controls, Inc. emergency repairs to leaking issues in the boiler room in the amount of \$69,340.00 to be ratified.

Repay made a motion, seconded by Allen, to ratify approval of the Emergency repairs performed by **Johnson Controls, Inc.**, 1500 Huntington Drive, Calumet City, IL for the emergency repair of leaking issues in the boiler room in the amount of \$69,340.00. Letter of recommendation dated August 26, 2016 from Mr. Delvert Cole, Administrator. Motion carried.

Order #31 Agenda #36

In the Matter of Board of Commissioners, County of Lake – Keough Mechanical Corp. emergency repairs to Jail kitchen roof drains leak in the amount of \$9,958.00 and emergency repairs to Jail booking men's & women's chase mixing valves in the amount of \$5,985.00 to be ratified.

Repay made a motion, seconded by Allen, to ratify approval of the Emergency repairs performed by **Keough Mechanical Corp.**, 2046 East 88th Drive, Merrillville, IN 46410, for emergency repairs to Jail kitchen roof drains leak in the amount of \$9,958.00 and emergency repairs to Jail booking men's & women's chase mixing valves in the amount of \$5,985.00. Letter of recommendation dated August 18, 2016 from Mr. Delvert Cole, Administrator. Motion carried.

Order #32 Agenda #37

In the Matter of Board of Commissioners, County of Lake – Keough Mechanical Corp. emergency repairs to court holding cells plumbing in the amount of \$51,190.00, emergency repairs to court holding cells flooring in the amount of \$46,000.00 and emergency repairs to court holding cells general construction, masonry & painting in the amount of \$54,250.00 to be ratified.

Repay made a motion, seconded by Allen, to ratify approval of the Emergency repairs performed by **Keough Mechanical Corp.**, 6675 Broadway, Merrillville, IN 46410, for emergency repairs to court holding cells plumbing in the amount of \$51,190.00, emergency repairs to court holding cells flooring in the amount of \$46,000.00 and emergency repairs to court holding cells general construction, masonry & painting in the amount of \$54,250.00. Letter of recommendation dated August 18, 2016 from Mr. Delvert Cole, Administrator. Motion carried.

Order #33 CORR Agenda #38

In the Matter of SPECIFICATION: Board of Commissioners, County of Lake – County Wide Telecommunications VoIP Systems to be advertised. Bids to be returned by Wednesday, November 16, 2016 prior to 9:00 A.M. in the Lake County Auditor's Office.

Repay made a motion, seconded by Allen, to approve the advertising of the Specifications of the County Wide Telecommunications VoIP Systems Proposal for the return of bids by Wednesday, November 16, 2016 prior to 9:00 A.M. in the Lake County Auditor's Office. Motion carried.

Order #34 Agenda #39

In the Matter of Board of Commissioners, County of Lake – Proclamation of the Board of Commissioners of the County of Lake concerning Bicentennial Day in Lake County, Indiana.

Repay made a motion, seconded by Allen, to approve the Proclamation of the Board of Commissioners of the County of Lake concerning Bicentennial Day in Lake County, Indiana, October 11th Bicentennial Day. Motion carried.

PROCLAMATION

WHEREAS, in 1816, Indiana was admitted to the United States of America as the nineteenth state in the country; and


WHEREAS, Indiana's 2016 Bicentennial Celebration honors the state's 200 years of history and engages all 6.5 million Hoosiers; and

WHEREAS, the Bicentennial Torch Relay will take a 3,200 mile journey through each of Indiana's 92 counties; and

WHEREAS, on October 11, 2016, the torch will arrive in Lake County carried by many of our local servant leaders who will be symbolically "passing the torch" to future Hoosiers; and

THEREFORE, be it resolved that the Board of Commissioners of the County of Lake does hereby proclaim October 11, 2016 as Indiana Bicentennial Day in the County of Lake, State of Indiana.

APPROVED THIS 21ST DAY OF SEPTEMBER, 2016.



Commissioner Gerry J. Scheub

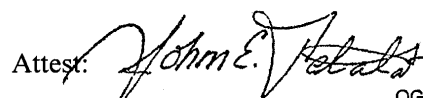


Commissioner Michael Repay



Commissioner Kyle W. Allen, Sr.

Attest:



OG
John Petalas, Auditor

Order #35 Agenda #40

In the Matter of Board of Commissioners, County of Lake – Requests for property disposal: A. Lake County Treasurer.

Repay made a motion, seconded by Allen, to approve the property disposal request on behalf of Lake County Treasurer, list reviewed and approved by Mr. Delvert Cole. Motion carried.

Order #36 Agenda #41

In the Matter of Review and Approval of the Minutes of the Regular Meeting, Wednesday, August 17, 2016.

Repay made a motion, seconded by Allen, to approve the Minutes of the Regular Meeting held Wednesday, August 17, 2016. Motion carried.

Order #36 Agenda #42

In the Matter of Lake County Expense Claims to be allowed Wednesday, September 21, 2016.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, September 21, 2016 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.

Repay made a motion, seconded by Allen, to approve and make a matter of public record the Claims and Docket, and ordered same for Auditor to include white claims for the review of Claims and Docket effective September, 2016. Motion carried.

Order #36 Agenda #43

In the Matter of L C Council Ordinances and Resolutions – Adopted September 13, 2016.

Repay made a motion, seconded by Allen, to approve the Ordinances and Resolutions submitted and adopted by the Lake County Council, September 13, 2016. Motion carried.

- Ordinance No. 1400B - Ordinance Establishing The Non-Reverting Self Insurance And Insurance Working Funds For Lake County, Indiana
- Ordinance No. 1400C - Ordinance Granting The Recorder's Request To Use Monies From The Recorder's Record Perpetuation Fund To Supplement The Recorder's 2017 Budget
- Ordinance No. 1400D - Ordinance Granting Petition To Vacate Easement By Marya Pleasant And Lewis Pleasant, Jr.
- Ordinance No. 1400E - Ordinance Granting Petition to Vacate Easement By Kurt Baer And Elizabeth Baer
- Resolution No. 16-84 - Resolution Honoring David R. Schneider
- Resolution No. 16-85 - Resolution Honoring Marce Gonzalez, Jr.
- Resolution No. 16-86 - Resolution In Support Of October As Breast Cancer Awareness Month
- Resolution No. 16-87 - Resolution In Support Of The Northwest Indiana Regional Development Authority To Conduct An Economic Analysis Study Regarding the Feasibility Of A Convention Center In Lake County, Indiana

Cont'd.

Order #36 Agenda #43 cont'd

ORDINANCE NO. 1400B**ORDINANCE ESTABLISHING THE
NON-REVERTING SELF INSURANCE AND
INSURANCE WORKING FUNDS FOR LAKE COUNTY, INDIANA**

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

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

WHEREAS, that it is in the best interests of the citizens of Lake County, Indiana, that the Lake County Council originate, maintain and fund Non-Reverting Self Insurance Funds, pursuant to I.C. 36-1-8-6, for the payment of judgments, settlements, claims, damages for uninsured claims, as it sees fit, and for the payment of the administration of a self insurance program, including, but not limited to legal defense and investigation fees; and

WHEREAS, the Lake County Council desires to establish the Non-Reverting Self Insurance and Insurance Working funds to be funded by appropriations or additional \ appropriations from the General Fund, investment income, employee contributions, and contributions on an agreed basis from separately funded departments of County Government.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

SECTION I. FUNDS**A. GENERAL**

- (1) Two (2) Special Non-Reverting Funds are hereby created to be known as "The Lake County Self Insurance funds" for the payment of uninsured claims, settlements and judgments, and for the administration of a program of Self Insurance including but not limited to, the payment of legal defense and investigation fees.
- (2) The "514 Fund" shall be used for the payment of medical/hospital uninsured claims, settlements, judgments and for the administration of a program of self insurance including but not limited to the payment of legal defenses and investigation fees.
- (3) The "541 Fund" shall be used for the payment of property/casualty uninsured claims, settlements and judgments, and for the administration of a program of self Insurance including but not limited to the payment of legal defenses and investigation fees.

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- (4) **The Jail Inmate Medical & Hospital Claims Fund, a non-reverting Fund, Fund No. 414, is hereby established for the purpose of paying invoices for jail inmate medical and hospital claims.**

- (5) That the said funds shall maintain an aggregate minimum level of Eight Million (\$8,000,000.00) Dollars. Any monies in excess may be transferred for purposes listed in Section I, **B. PURPOSE**, Subsections 2(a), 2(b), 2(c) and 2(d). A transfer pursuant to this Subsection (Section I, A(4)), shall not be considered a loan under I.C. 36-1-8-4.

B. PURPOSE

- (1) These funds are established to maintain and protect both the Medical/Hospital and Property/Casualty Self Insurance Programs in the event of an unforeseen Shock Loss. Any remaining monies at the end of a fiscal year shall not revert to the General Fund and shall remain within each respective fund.
- (2) Deposits in Fund 514 and 541 can be utilized for the following purposes only:
 - a. To subsidize the respective funds and to protect the respective programs in the event of a Shock Loss.
 - b. To provide an alternative source of General Fund financing in lieu of tax anticipation warrants.
 - c. To provide a reserve for the General Fund in case of insufficient appropriation and/or cash in the General Fund to support the aforementioned claims against each respective fund.
 - d. To provide advanced funding for capital projects approved by the Board of Commissioners and the County Council. Funds approved for capital projects shall be appropriated by the Lake County Council in accordance with Indiana Code Title 36.
- (3) In addition to the State approved claim processing procedure any transfer of funds from 514 and 541 must be countersigned by the President of the County Council or the Chairman of the Health Insurance Oversight Committee.

SECTION II. WORKING ACCOUNTS**A. ACCOUNTS**

- (1) Three (3) Insurance Working Accounts are hereby created: "Property/Casualty Account", "Worker's Compensation Account" and "Medical/Hospital."

The working accounts are under the direct jurisdiction of the third party administrator (T.P.A.) having contractual authority in the separate areas and are created to provide a

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Order #36 Agenda #43 cont'd

method of payment for day to day claims and expenses submitted to and approved by the respective T.P.A.'s.

- (2) **The Working Account for the Jail Inmate Medical & Hospital Claims shall be created for the purpose of providing a working account for invoices for jail inmates and hospital claims to be paid.**

B. PROCEDURE

- (1) There is a \$100,000.00 cap applying to the Property/Casualty and Worker's Compensation Working Accounts.
- (2) Upon presentation of an accounting and bank reconciliation of all claims and expenses paid by the T.P.A. during a month, the Insurance Oversight Committee shall authorize the reimbursement of the Property/Casualty Working Account to its original cap of \$150,000.00 from Fund 541. The Council's line item 413421 "Property/Casualty Self Insurance", 413422 "Property/Casualty Private Insurance", and 411260 "Workman's Compensation" shall automatically replenish Fund 541 in an amount equal to all monthly claims and expenses paid by the respective T.P.A.'s. Any surplus appropriation existing in line items 413421, 413422 and 411260 shall, before the end of each budget year, be transferred into and become a part of Fund 541.
- (3) All monies received by agreement or subrogation from third parties as a result of Property Casualty losses suffered in Lake County shall be deposited in Fund 541.
- (4) There is an \$2,500,000.00 cap applying to the Hospital/Medical Working Account.
- (5) Upon presentation of an accounting and bank reconciliation of all claims and expenses paid by the Health T.P.A., the Insurance Oversight Committee shall authorize each month, the reimbursement of the Hospital/Medical Working Account to its original cap of up to \$2,500,000.00 from Fund 514. The current "Cost Center Contribution for Health Care Ordinance" in force at the time shall automatically replenish Fund 514 for monthly claims and expenses paid by the Health T.P.A. at the terms and amount per pay period stated in the Ordinance. Any surplus appropriation existing in the County Council "Group Insurance" line item 411240 shall, before the end of each budget year, be transferred into and become a part of Fund 514.
- (6) All funds deducted from payroll for employee participation in the Medical/Hospital Plan and any other funds collected for participation in the program shall be made payable to Fund 514.
- (7) All refunds due from Property/Casualty or Medical/Hospital accounts shall be made by the respective T.P.A.'s from the respective working accounts.

- (8) Notwithstanding Section II.(B)(4), Working Accounts, the cap with respect to the Hospital/Medical working accounts may be increased beyond \$2,500,000.00 upon the written agreement of the President of the Lake County Council, President of the Lake County Board of Commissioners and Chairman of the Health Insurance Oversight Committee.
- (9) Cost Center Contributions for Workers Compensation Benefits for each full-time and part-time employee is established at the rate of \$17.00 per pay period per employee effective January 1, 2016.
- (10) All deductions shall be charged to Line Item 41260/Workers Compensation and deposited into and become part of Fund No. 541.
- (11) A list of eligible funds to be charged that may change from time to time is attached as Exhibit "A".
- (12) Upon presentation of an accounting and bank reconciliation of all claims and expenses paid by the respective T.P.A., the Insurance Oversight Committee shall authorize payment from the Hospital/Medical Working Account. Notwithstanding the above, a new line item 43120 is established to transfer the balance at the end of the budget year into the Jail Inmate Medical & Hospital Claims Fund, Fund No. 414, a non-reverting Fund.



SECTION III. EFFECTIVE DATE

This Ordinance shall be in full force and effect from date of passage by the Lake County Council.

[Signature]

 D.M.
 APPROVED THIS 14th DAY OF September 2016

SECTION IV. REPEAL

This Ordinance shall repeal and rescind Ordinance No. 1031A-1 and any subsequent amendments.

SO ORDAINED THIS 13th DAY OF September, 2016.

[Signature]

 TED F. BILSKI, President

[Signature]

 CHRISTINE CID
 BOARD OF COMMISSIONERS
 BY LAKE COUNTY AUDITOR

[Signature]

 DANIEL E. DERNULC

[Signature]

 JAMAL WASHINGTON

[Signature]

 ELSIE FRANKLIN

[Signature]

 ELDON STRONG

[Signature]

 DAVID HAMM

SEP 14 2016

Members of the Lake County Council

Order #36 Agenda #43 cont'd

Departments/Funds with Full Time or Part Time Positions Covered by County Worker's Compensation Program
(March 3, 2010)

FUND NAME	FUND NUMBER
General Fund	001
Highway Fund	102
Infraction Deferral	104
Health	105
Parks	107
Drug Free Community	110
Park Non-Reverting Operating	117
Prosecutor Elderly Abuse	127
Fairgrounds Non-Reverting	131
South Shore Convention	132
Prosecutor Pre-Trial	135
Community Corrections	140
Supplemental Adult Probation	143
Jail Misdemeanant	152
Health Maintenance	153
Community Corrections	159
Economic Redevelopment	170
Recorders Perpetuation	179
Sheriff Task Force	182
Auditor's Incentive	193
Jury Fee	210
LADOS Division I	217
LADOS Division II	218
Domestic Relations	234
Reassessment	237
Commissisoners Incentive	242
Community Corrections	244
Surveyors Mapping	250
Recorders Incentive	260
Sheriff Justice Assistance Grant	262
Surveyors MS4	264
HUD NSP Grant	271
Auditor's Endorsement Fee	293
Health Tobacco	296
Juvenile IV-D (new March 2010)	297
Public Defender	405
Alternate Dispute Resolution	409
Alternate Dispute Coop	411
Treasurers Incentive	427
Clerks Incentive	428
TIF Dissolution	686
Juvenile CASA-State	706

Exhibit A

Order #36 Agenda #43 cont'd

ORDINANCE NO. 1400c

ORDINANCE GRANTING THE RECORDER'S REQUEST TO USE MONIES FROM THE RECORDER'S RECORD PERPETUATION FUND TO SUPPLEMENT THE RECORDER'S 2017 BUDGET

WHEREAS, pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances to promote efficient County Government; and

WHEREAS, on June 14, 2011, the Lake County Council adopted Ordinance No. 1336B, the Ordinance Establishing the Lake County Recorder's Perpetuation Fund, Fund No. 179, a Non-Reverting Fund; and

WHEREAS, pursuant to I.C. 36-2-7-10.2(b), the Lake County Recorder by Affidavit has requested that the sum of \$ 517,373.00 of the Recorder's Perpetuation Fund be used to supplement payment of the expenses of his office for the 2017 calendar year (Exhibit "A"); and

WHEREAS, pursuant to I.C. 36-2-7-10.2(c), upon receiving the Recorder's Affidavit, the Lake County Council may adopt an Ordinance approving the Recorder's request.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That the request of the Lake County Recorder requesting that the sum of \$ 517,373.00 of the Recorder's Perpetuation Fund be used to supplement payment of the expenses of his office for the 2017 calendar year is granted.



SO ORDAINED THIS 13th DAY OF September, 2016.

Ted F. Bilski
TED F. BILSKI, President

CHRISTINE CID

Daniel E. DERNULC
DANIEL E. DERNULC

Jamal Washington
JAMAL WASHINGTON

PRESENTED TO BOARD OF COMMISSIONERS BY LAKE COUNTY AUDITOR

SEP 14 2016

Elsie Franklin
ELSIE FRANKLIN

Eldon Strong
ELDON STRONG

David Hamm
DAVID HAMM

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Members of the Lake County Council

Michael Brown
APPROVED THIS 13th DAY OF September, 2016

AFFIDAVIT OF LAKE COUNTY RECORDER REQUESTING TO USE MONIES FROM THE RECORDER'S RECORDS PERPETUATION FUND TO SUPPLEMENT THE RECORDER'S 2017 BUDGET

Michael Brown, being duly sworn, says:

1. That I am the duly elected Recorder of Lake County, Indiana.
2. That I am over the age of eighteen (18) years and make this affidavit upon my own personal knowledge.
3. That I am competent to testify to the matter set forth herein.
4. That as a part of my duties, I administer the Lake County Recorder's Record Perpetuation Fund ("Fund").
5. That current revenue in the Fund is sufficient to fulfill the statutory purpose of the Fund.
6. That the technology in the Recorder's Office is presently updated and at a level to sufficiently meet the statutory purposes of the Fund and the Recorder's Office.
7. That the Fund has sufficient reserve, consistent with my plan, to capitalize the next technology or other records management upgrade necessary to fulfill the statutory purposes of the Fund and the Recorder's Office.
8. That I request that the sum of \$ 517,373.00 of the Fund be used to supplement payment of the expenses of the Recorder's Office for the 2017 Calendar Year.
9. That I make this affidavit to induce the Lake County Council to adopt an Ordinance under I.C. 36-2-7-10.2(b)(2) approving my request.

I affirm under the penalties for perjury that the foregoing representations are true.

DATED: 8-26-16

Michael Brown
MICHAEL BROWN,
Lake County Recorder

Exhibit A

Order #36 Agenda #43 cont'd

ORDINANCE NO. 1400D

ORDINANCE GRANTING PETITION TO VACATE EASEMENT BY MARYA PLEASANT AND LEWIS PLEASANT, JR.

WHEREAS, Petitioners MARYA PLEASANT and LEWIS PLEASANT, JR. pursuant to I.C. 36-7-3-12 file their Petition to Vacate the Easement; and

WHEREAS, the Lake County Council on September 13, 2016, granted the said petition.

IT IS NOW, THEREFORE, ORDAINED AS FOLLOWS:

That the following described real estate in Lake County, Indiana, shall be given fee simple to the Petitioners MARYA PLEASANT and LEWIS PLEASANT, JR., husband and wife, tenants by entireties with right of survivorship:

That part of Beall Street used for temporary turnover in Trail's Bend Estates, as per plat thereof recorded in Plat Book 49 page 103, in the office of the Recorder of Lake County, Indiana, described as follows:

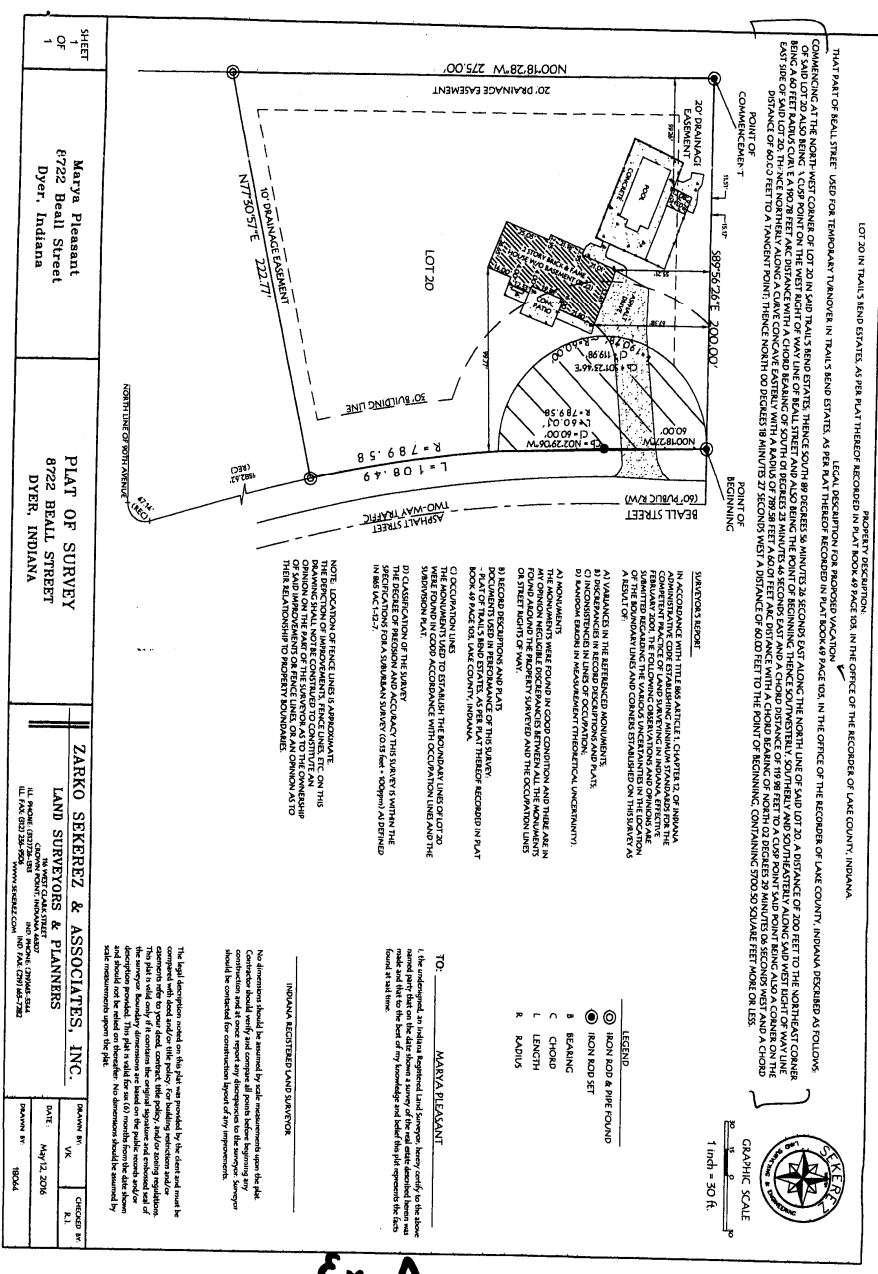
Commencing at the Northwest corner of Lot 20 in said Trail's Bend Estates, thence South 89 degrees 56 Minutes 26 Seconds East along the North line of said Lot 20, a distance of 200 feet to the Northeast corner of said Lot 20 also being a Cusp Point on the West right of way line of Beall Street and also being the point of beginning. Thence Southwesterly, Southerly and Southeasterly along said West right of way line being a 60 Feet radius curve a 190.78 Feet Arc distance with a chord bearing of South 01 Degrees 23 Minutes 46 Seconds East and a chord distance of 119.98 Feet to a Cusp point said point being also a corner on the East side of said Lot 20; thence Northerly along a curve concave Easterly with a radius of 789.58 Feet a 60.01 Feet arc distance with a chord bearing of North 02 Degrees 29 Minutes 06 Seconds West and a chord distance of 60.00 Feet to a tangent point, thence North 00 Degrees 18 Minutes 27 Seconds West a distance of 60.00 Feet to the point of beginning, containing 5700.50 Square Feet more or less (See attached Exhibit "A").



APPROVED THIS 13th DAY OF SEPTEMBER 2016. [Signatures of Commissioners]

SO ORDAINED THIS 13th DAY OF SEPTEMBER, 2016.

Signatures of Ted F. Bilski (President), Christine CID, Daniel E. DERNULC, Jamal Washington, Elsie Franklin, Eldon Strong, and David Hamm.



Ex. A

Order #36 Agenda #43 cont'd

ORDINANCE NO. 1400E

ORDINANCE GRANTING PETITION TO VACATE EASEMENT BY KURT BAER AND ELIZABETH BAER

WHEREAS, Petitioners KURT BAER and ELIZABETH BAER pursuant to I.C. 36-7-3-12 file their Petition to Vacate the Easement; and

WHEREAS, the Lake County Council on September 13, 2016, granted the said petition.

IT IS NOW, THEREFORE, ORDAINED AS FOLLOWS:

That the following described real estate in Lake County, Indiana, shall be given fee simple to the Petitioners KURT BAER and ELIZABETH BAER, husband and wife, tenants by entireties with right of survivorship:

Lot 94 in Springrose Heath Subdivision, Unit 5, an Addition to Lake County, Indiana, as per plat thereof, recorded in Plat Book 79, page 22 in the Office of the Recorder of Lake County, Indiana (See attached Exhibit "A").

SO ORDAINED THIS 13th DAY OF SEPTEMBER, 2016.



JED F. BLESKI, President

CHRISTINE CID

DANIEL E. DERNULC

JAMAL WASHINGTON

PRESENTED TO BOARD OF COMMISSIONERS BY LAKE COUNTY AUDITOR SEP 14 2016

ELSIE FRANKLIN

ELDON STRONG

DAVID HAMM

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Kyle W. Allen Sr. D.H.

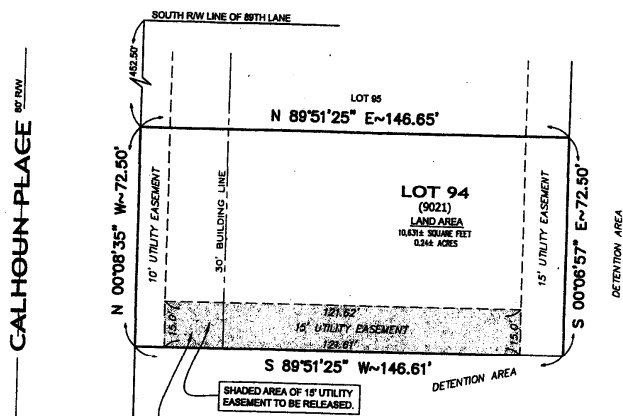
APPROVED THIS 13th DAY OF SEPTEMBER, 2016

TORRENGA SURVEYING, LLC PROFESSIONAL LAND SURVEYORS 907 RIDGE ROAD - MUNSTER, IN 46321 - WEB: WWW.TORRENGA.COM - TEL NO.: (219) 836-8918 - FAX NO.: (219) 836-1138

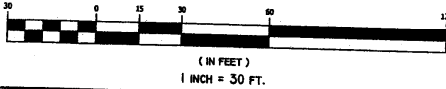
PLAT OF RELEASE OF EASEMENT

ADDRESS: 9021 CALHOUN PLACE CROWN POINT, INDIANA

LEGAL DESCRIPTION: LOT 94 IN SPRINGROSE HEATH SUBDIVISION, UNIT 5, AN ADDITION TO LAKE COUNTY, INDIANA, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 79, PAGE 22 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.



GRAPHIC SCALE



STATE OF INDIANA } COUNTY OF LAKE



TORRENGA SURVEYING, LLC.

JOHN STUART ALLEN - Registered Land Surveyor No. LS29900011



JOB ORDER NUMBER: 2016-0367

CLIENT: KURT BAER

SCALE: 1 IN. = 30 FT. DRAWN: RB

FIELD BOOK: PAGE:

DATE: 6-17-16

REVISIONS:

FILE: 33780

EXPLANATION: All dimensions are given in feet and decimal parts thereof. No dimensions should be assumed by scale measurements upon this plat.

Exhibit A

Order #36 Agenda #43 cont'd

RESOLUTION NO. 16-84

RESOLUTION HONORING DAVID R. SCHNEIDER

- WHEREAS, DAVID R. SCHNEIDER was admitted to practice law in 1971 and in 1976 became a felony Public Defender in Lake Superior Court, Criminal Division, Room II; and
- WHEREAS, ATTORNEY DAVID R. SCHNEIDER was the first Chief Public Defender for Lake County and he developed the current organization of Public Defenders at the felony level in Lake County, Indiana; and
- WHEREAS, DAVID R. SCHNEIDER is retiring from the practice of law after 45 years of representing indigent criminal defendants; and
- WHEREAS, ATTORNEY SCHNEIDER'S accomplishments include numerous volunteer commitments to the community, including: Member of the Lake County Bar Association since 1986; Indiana State Bar Association House of Delegates, Council Representative for District 3; Master Fellow of Indiana Bar Foundation and "We the People Coach; Members of Lake County Judicial Nominating Commission; Member of the Board of Education for School Town of Munster and Plan Commission Town of Munster; Member of the Board of Directors Munster Lions Club; South Shore Arts and Hospice of the Calumet; and
- WHEREAS, DAVID R. SCHNEIDER commands the respect of all who know him for his dedication, integrity, and hard-work; he is an outstanding civic and community leader, recognized as such by all who work with him; and
- WHEREAS, DAVID R. SCHNEIDER demonstrates in his life and his relations with fellow human beings the highest of ideals and personal commitment to his God and to the betterment of all mankind; and
- WHEREAS, DAVID R. SCHNEIDER is the recipient of the Indiana Public Defender Council's Lifetime Achievement Award in recognition and appreciation of 40 years of outstanding service as a public defender and 16 years as Lake County's first Chief Public Defender.



NOW, THEREFORE, LET IT BE RESOLVED THAT the Lake County Board of Commissioners of the County of Lake in recognition of the meritorious service to the citizens of Lake County honors ATTORNEY DAVID R. SCHNEIDER for his outstanding service as a civic and community leader and for the honor of being named as the recipient of the Indiana Public Defender Council's Lifetime Achievement Award.

A copy of this Resolution shall be spread on the official record of the Lake County Council, and an official copy be delivered to the ATTORNEY DAVID R. SCHNEIDER.

DULY ADOPTED by the Lake County Council, this 13th day of September, 2016.

Ted F. Bilski
TED F. BILSKI, President

Christine CID
CHRISTINE CID

Daniel E. Dernulo
DANIEL E. DERNULO

Eldon Strong
ELDON STRONG

PRESENTED TO
BOARD OF COMMISSIONERS
BY LAKE COUNTY AUDITOR

SEP 14 2016

David Hamm
DAVID HAMM

Elsie Franklin
ELSIE FRANKLIN

Jamal Washington
JAMAL WASHINGTON

Members of Lake County Council

Order #36 Agenda #43 cont'd

RESOLUTION NO. 16-85

RESOLUTION HONORING MARCE GONZALEZ, JR.

- WHEREAS, MARCE GONZALEZ, JR. graduated from Gary's Wirt High School in 1972, received a bachelor's degree in 1976 and law degree in 1982 from Indiana University; and
- WHEREAS, ATTORNEY MARCE GONZALEZ, JR. has been in private practice 33 years and has 31 years of uninterrupted service as a Lake Criminal Court Public Defender; and
- WHEREAS, MARCE GONZALEZ, JR. became one of the first lawyers to receive State qualifications to represent indigent defendants facing the death penalty; and
- WHEREAS, MARCE GONZALEZ, JR., served from 1994 to 1999 on the Indiana Supreme court's Disciplinary Commission, which investigates and prosecutes lawyers for ethical violations; he was also selected to Super Lawyers: 2008-2010 and 2016; and the five-member Lake County Public Defender Board voted unanimously to name MARCE GONZALEZ, JR., to replace Lake County Public Defender David Schneider; and
- WHEREAS, MARCE GONZALEZ, JR. commands the respect of all who know him for his dedication, integrity, and hard-work; he is an outstanding civic and community leader, recognized as such by all who work with him; and
- WHEREAS, MARCE GONZALEZ, JR. demonstrates in his life and his relations with fellow human beings the highest of ideals and personal commitment to his God and to the betterment of all mankind; and
- WHEREAS, ATTORNEY MARCE GONZALEZ, JR. is the winner of the Indiana Public Defender Council's 18th Annual Gideon Award; an award which honors an individual who embodies the attributes of a zealous criminal defense lawyer for poor persons in Indiana and has distinguished him or herself in their career.



NOW, THEREFORE, LET IT BE RESOLVED THAT the Lake County Council in recognition of the meritorious service to the citizens of Lake County honors ATTORNEY MARCE GONZALEZ, JR. for his outstanding service as a civic and community leader, and for the honor of being named as the recipient of the Indiana Public Defender Council's 18th Annual Gideon Award.

A copy of this Resolution shall be spread on the official records of the Lake County Council, and an official copy be delivered to MARCE GONZALEZ, JR.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE COUNTY
 Approved: *Kyle W. Allen Sr.*
 APPROVED THIS 21st DAY OF September 2016

DULY ADOPTED by the Lake County Council, this 13th day of September, 2016.

Ted F. Bilski
 TED F. BILSKI, President

Christine Cid
 CHRISTINE CID

Daniel E. Dernulc
 DANIEL E. DERNULC

Eldon Strong
 ELDON STRONG

MEMBERS OF LAKE COUNTY COUNCIL

PRESENTED TO BOARD OF COMMISSIONERS BY LAKE COUNTY AUDITOR

SEP 14 2016

David Hamm
 DAVID HAMM

Elsie Franklin
 ELSIE FRANKLIN

Jamal Washington
 JAMAL WASHINGTON

Order #36 Agenda #43 cont'd

RESOLUTION NO. 16-86

**RESOLUTION IN SUPPORT OF
OCTOBER AS BREAST CANCER AWARENESS MONTH**

WHEREAS, breast cancer affects millions of women and men and their families; and
WHEREAS, public awareness and education enhance a community's understanding of the issues affecting those with breast cancer; and
WHEREAS, the Lake County Council supports October as Breast Cancer Awareness Month in an effort to increase public awareness and education of breast cancer.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council supports October as Breast Cancer Awareness Month in Lake County, Indiana

SO RESOLVED THIS 13th day of September, 2016.



[Signature]
TED F. BILSKI, President

CHRISTINE CID
[Signature]
DANIEL E. DERNULC
[Signature]
JAMAL WASHINGTON

PRESENTED TO
BOARD OF COMMISSIONERS
BY LAKE COUNTY AUDITOR
SEP 14 2016 *[Signature]*

[Signature]
ELSIE FRANKLIN
[Signature]
ELDON STRONG
[Signature]
DAVID HAMM

Members of the Lake County Council

[Signature]
BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
[Signature] D.H.
[Signature] K.S.
APPROVED THIS 21 DAY OF September 2016

Order #36 Agenda #43 cont'd

RESOLUTION NO. 16-87

RESOLUTION IN SUPPORT OF THE NORTHWEST INDIANA REGIONAL DEVELOPMENT AUTHORITY TO CONDUCT AN ECONOMIC ANALYSIS STUDY REGARDING THE FEASIBILITY OF A CONVENTION CENTER IN LAKE COUNTY, INDIANA

WHEREAS, I.C. 36-7.5-2-1, et. seq., provides for the establishment of the Northwest Indiana Regional Development Authority; and

WHEREAS, the Northwest Indiana Regional Development Authority is established as a separate corporate body, to carry out the purposes provided in I.C. 36-7.5-2-1, as follows:

- 1. Acquiring, constructing, equipping, owning, leasing, and financing projects and facilities for lease to or for the benefit of eligible political subdivisions under this article in accordance with I.C. 36-7.5-3-1.5;
2. Funding and developing the Gary/Chicago International Airport expansion and other airport authority projects, commuter transportation district and other rail projects and services, regional bus authority projects and services, regional transportation authority projects and services, Lake Michigan marina and shoreline development projects and activities, and economic development projects in Northwestern Indiana;
3. Assisting with the funding of infrastructure needed to sustain development of an intermodal facility in Northwestern Indiana; and
4. Studying and evaluating destination based economic development projects that have:
A. An identified market;
B. Identified funding sources and these funding sources include at least fifty (50%) percent from non-governmental sources; and
C. A demonstrable short and long term local and regional economic impact, as verified by an independent economic analysis; and

WHEREAS, the Northwest Indiana Regional Development Authority has spurred economic development through its various projects, most notably:

- 1. The Westlake Corridor rail expansion (committing \$8 Million Dollars annually in funds to match local contributions to obtain the federal government's dollar to dollar match);
2. The Portage Lakefront Park (Marquette Plan);
3. A majority utility relocation at the Gary/Chicago International Airport as part of the runway extension project, as well as, crucial property acquisitions required to expand the airport's capabilities;

- 4. The Hammond Lakeshore Redevelopment Project, along with similar plans for Whiting that include important connecting development pieces (Marquette Plan); and
5. An upgrade of commuter cars for the Northern Indiana Commuter Transportation District (NICTD); and

WHEREAS, to provide further economic growth in Lake County, the Lake County Council supports the Northwest Indiana Regional Development Authority financing and conducting an economic analysis study regarding the feasibility of a convention center in Lake County, Indiana, to be conducted under the direction of the Northwest Indiana Regional Authority, as provided by I.C. 36-7.5-2-1(4).

NOW, THEREFORE, LET IE BE RESOLVED AS FOLLOWS:

To provide further economic growth in Lake County, the Lake County Council supports the Northwest Indiana Regional Development Authority financing and conducting an economic analysis study regarding the feasibility of a convention center in Lake County, Indiana, to be conducted under the direction of the Northwest Indiana Regional Development Authority as provided by I.C. 36-7.5-2-1(4).

SO RESOLVED THIS 13th DAY OF September, 2016.

TED F. BILSKI, President



CHRISTINE CID
DANIEL E. DERNULC
JAMAL WASHINGTON

PRESENTED TO BOARD OF COMMISSIONERS BY LAKE COUNTY AUDITOR SEP 14 2016

ELsie FRANKLIN
ELDON STRONG
DAVID HAMM

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
APPROVED THIS 21st DAY OF September 2016

Order #36 Agenda #44

In the Matter of Service Agreements.

Repay made a motion, seconded by Allen, to approve the Service Agreements, there are none. Motion carried.

Order #36 Agenda #45

In the Matter of Poor Relief Decisions

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

Quandra McFarland	Approved
Candace Dickerson	Approved
Larry Robinson	Denied
Carmen Cooper	Denied
Pamela Mallett	Remanded to township for further consideration and review
Miguel Vargas	Denied for appellant's failure to appear
Timothy Jessup	Approved/partial
Kimya Williams	Approved
Nikki Reed	Approved
Marko Brewer	Approved/partial
Larry Williams	Denied for appellant's failure to appear.
Sharonda Watson	Remanded to township for further consideration and review
Damon Johnson	Denied
Karonski Scott	Denied for appellant's failure to appear.
Quincy Clarke	Denied for appellant's failure to appear.
Maurice Taylor	Denied
Tezzie Kendrick	Approved
Janice Tillman	Approved/partial
Elizabeth Guerrero	Approved
Torenthia Irvin	Approved/partial
Quamishia Stallings	Denied for appellant's failure to appear
Katherine Smart	Approved/partial
Jessie Small	Approved/partial
Dyemeka Bursey	Remanded to township for further consideration and review
Glenda Johnson	Approved/partial
Autrim Hauser	Denied for appellant's failure to appear
TuShawn Brooks	Approved/partial
Jessica Stokes	Approved on condition
Kwame Ray	Approved/partial
Terlisa Jones	Remanded to township for further consideration and review
Latasha Brown	Approved/partial
Katherine Britzman	Approved
Ralph Woods	Approved/partial
Cymore Caldwell	Approved/partial
Joyce Shaw	Approved/partial
Virginia Hamilton	Denied
Keiana Carter	Approved/partial
Nikki Reed	Approved/partial
Francie Harris	Approved
Miguel Vargas	Failure to Appear
Quanda McFarland	Denied
Latril Haywood	Remanded to township for further consideration and review
Lavergne Briggs	Denied for appellant's failure to appear
Tedd Bankhead	Denied for appellant's failure to appear
Shameka Backus	Remanded to township for further consideration and review
Brenda Harris-Kirkland	Denied
Zola Ratliff	Approved/partial
Spencer Patterson	Denied

Order #36 Agenda #46

In the Matter of Pay Immediate (hand cut) Checks: A. August, 2016.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the Docket of the Pay Immediately (Hand Cut) Checks for the month of August 2016, from Auditor's Bookkeeping Dept. Supervisor. Motion carried.

Order #37 Agenda #47A

In the Matter of Appointments: A. Community Corrections Advisory Board (1).

Allen made a motion, seconded by Repay, to accept the recommendation from Lake County Community Corrections Department to appoint Ellis Dumas as a member of the Community Corrections Advisory Board. Motion carried.

Order #38 Agenda #47B

In the Matter of Appointments: B. Homeland Security & Emergency Management District One Planning Committee Proxy to be ratified.

Repay made a motion, seconded by Allen, to ratify approval of the appointment to the Homeland Security & Emergency Management District One Planning Committee Proxy. Motion carried.

Order #39 Agenda #47C

In the Matter of Appointments: C. Homeland Security & Emergency Management District One Oversight Committee Proxy to be ratified.

Repay made a motion, seconded by Allen, to ratify approval of the appointment to the Homeland Security & Emergency Management District One Oversight Committee Proxy. Motion carried.

Order #40 Agenda #47D

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

Repay made a motion, seconded by Allen, to defer. Motion to defer carried 3-0.

Order #41 Agenda #48

In the Matter of Staff Reports

Comes now, John Dull, Attorney to the Commissioners, with Staff Reports, spoke and acknowledged Commissioner Repay, as he will be married the weekend to follow, everyone present stood to support and wish Mike Repay well, applause.

Order #42 Agenda #51

In the Matter of Commentary – Public

Comes now, Mr. Jim Nowacki, City of Gary resident, with Public Comment, expressing that he was disappointed he could not speak before the Board of Commissioners acted on Item #30 (Resolution granting authority of County Executive to the Executive of the City of Gary for purposes of Indiana Code 6-1.1-24.5-2 to be ratified). Comment, continued, mentioning GUEA(a scandal, sort of in the Emerson area of Gary, about 20million in tax money that was absconded with and some went to jail of whom were involved, according to Mr. Nowacki), as a comparison to Item #30 mentioning that Item #30 was GUEA on steroids. Stating that the problem with our city, meaning City of Gary, is that the assessments are so out of whack that the private sector cannot, under normal circumstances, purchase properties either at arm's length, transactions, or even given the circumstances of buying a property from the Commissioners Sale or Tax Sale, purchasing property for as little as ten dollars or twenty-five dollars or a hundred dollars or three hundred dollars, cannot hold the property because the assessments are so out of line, the redevelopment director has identified property in the City of Gary having little or no value but a property owner, would bring that information to the Assessor's Office Calumet Township Assessors Office and finds that the Township Assessor disagrees with that entirely and would find property increasing in value in our city (Gary). Mr. Nowacki, stated he would everge the Commissioners to look more carefully at the Senate Bill 310, it identifies me (Jim) personally as the subject. Ending by stating that if you want to fix the problems in Gary, the problem is that the assessments have to be in line with market value. Comments continued.

Commissioner Scheub, made follow up comment, a lot of people think this is one of the remedies because we're not going anywhere and you had two State Senator and a State Rep present the State Legislation before giving Gary an opportunity to right their ship, it hasn't worked so far so why not try, Mr. Nowacki interrupted stating "I don't think it's a good idea", next John Dull made comment, I'm the one recommended that resolution be passed and did it because the people went down there and they got a law passed which is a three year trial period and do not have the budget at the County to fund this and I can tell you that I'd look at what they're doing down there and I would need seven hundred and fifty thousand dollars from the County Council to do this, that was out of question so therefore, in good faith, I recommend to you that it be done, because if they want to spend that money to do it then they can do it but we couldn't do it, we had no money to do it and that was it. Commissioner Allen, Sr. made comment, mentioning that he has a unique perspective, stating, that he and Mr. Nowacki are acquainted, continuing stating, he is right, assessments have to be accurate, I agree, the PTABOA has appeal backlogs but we also have individuals that game the system, let's be clear about that, they are serial participators in the Tax Sale, they owe taxes, but most importantly they shield themselves from the process by going to Federal Bankruptcy Court to the point that the bankruptcy court has labeled them serial filers, now that given the circumstances and the number of parcels that any remedy in a pro-active manor that can address this issue would be a good first step, but if you want to talk about the City is doing, talk about the assessments, the appeals, let's talk about how individuals participate in the system and take advantage. Commissioner Repay made comment, mentioned that Commissioner Allen made a good point, adding that, the other thing is that when that system is gamed and when properties are shielded the market is not allowed to show itself so if there's a bunch of properties being held by certain individuals and they are being shielded from the market it's like a self-fulfilling prophecy, look at how devalued these properties are, potentially people are holding properties that could materialize into value however they're being shielded, and appreciates John's comments about the legal cost associated with it, and Gary wants to try and do something, there are only finite responsibilities they don't have assessment responsibility in the City of Gary and previous to this they didn't have an opportunity to deal with this issue, but they saw through and gained support including from us (Board of Commissioners) to pass "310" and now they're going to have some more authority, I would bet that the City of Gary itself would like to correct the assessment part but that's not in their wheel house that's now a power that they are given we only given certain powers by the State Statute, and this is the power we were given and we are going to assign it to the City and that's fully appropriate, and with that I (Repay) make a motion to adjourn, motion dies for lack of a seconded.

Order #42 Agenda #51

In the Matter of Commentary – Public

Comes now, Janice M. Malchow, retired School Principal from Crown Point and Lake Central, and School Board Member Lake Central High School, before the Board of Commissioners, with comment announcing an event October 11, 2016 630-830pm at Lake Central High School Auditorium, drug awareness concerning heroin deaths, losing our young people to overdose, also human trafficking is an issue, so this event is to raise awareness, so maybe there can be an impact and save some lives, all are welcome and children 12&older.

The next Board of Commissioners Meeting will be held on Wednesday, October 19, 2016 at 10:00 A.M.

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

The following officials were Present:
Attorney John Dull
Marcus Malczewski
Brenda Koselke
Delvert Cole

GERRY SCHEUB, PRESIDENT

MICHAEL REPAY, COMMISSIONER

KYLE ALLEN Sr., COMMISSIONER

ATTEST:

JOHN E. PETALAS, LAKE COUNTY AUDITOR