

The Board met in due form with the following members present: Kyle Allen, Sr., Michael Repay and Jerry Tippy. They passed the following orders, to wit:

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

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 16th day of February, 2018 at about 3:45 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 16th day of February, 2018 at about 3:45 p.m.

Order #1 Agenda #5A

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

Repay made a motion, seconded by Tippy, to approve the opening of the Bids/Proposals. Motion carried 3-0.

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.

Repay made a motion, seconded by Tippy, to accept the Additions – Items #12A – State of Just Compensation for the Acquisition of Property Needed for the Replacement of Lake County Bridge #260, Main Street (53rd Avenue) over Hart Ditch (Parcel #2) in the amount of \$35,725.00; Item #25A – Agreement between Hasse Construction Co., Inc. and the Board of Commissioners of the County of Lake for Project #7 Renovations to the Lake County Government Center in an amount not to exceed \$1,478,000.00; Item #25B – Agreement between Continental Electric Co., Inc. and the Board of Commissioners of the County of Lake for Project 2B Re-Bid LED Light Fixture Installation at Various Lake County Government Facilities in an amount not to exceed \$196,520.00; Item #25C – CSK Architects, P.C. Bid Tally Sheet for Project #2A – Re-Bid – LED Light Fixture and Lamp Material Acquisition for Various Lake County Government Facilities; Item #25D – Letter from Commissioners Attorney concerning Project #2A – Re-Bid – LED Light Fixture and Lamp Material Acquisition for Various Lake County Government Facilities; Item #25E – Letter from Harris Law Firm P.C. concerning Town of New Chicago Tax Sale Certificates; Item #44E1 – Resolution No. 18-11 – Resolution to Approve Temporary Loan From the Non-Reverting Self Insurance Fund, Fund #514 to the Lake County Homeland Security Operating Fund, Fund #249; Corrections – none; Deletions – none, and ordered same to approve the Final Agenda for a matter of public record and make a matter of public record the Certificate of Service of Meeting of Notice to those who have made such written request. Motion carried 3-0.

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 Tippy, to make a matter of public record the Notices of the IDEM: Indiana Department of Environmental Management (Lakes & Rivers Logistics, Inc.(3); U.S. Steel Corporation – Gary Works; Northwest Indiana Times; Hoosier Environmental Council Gary Office; Waste Management of Indiana, LLC; BP Products North America, Inc.; Carmeuse Lime; Lake County C&D Development Partnership). Motion carried 3-0.

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 Tippy, to make a matter of public record the Certificate of Liability Insurance Notices (Walsh & Kelly, Inc.; Walsh & Kelly, Inc. & Omega Trucking Co., Inc.; Lochmeuller Group, Inc.; Stan's Body Shop and Towing Inc.; The Daltons, Inc.(2); Burkhardt Sign Systems, LLC). Motion carried 3-0.

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 Tippy, to make a matter of public record the Continuation Certificate Notices (a-Sons Construction, Inc.; LG Custom Homes, Inc.). Motion carried 3-0.

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 Tippy, to make a matter of public record the Reinstatement Notices (Burrink Commercial Services, Inc.; LG Custom Homes, Inc.). Motion carried 3-0.

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 Tippy, to make a matter of public record the Cancellation Notices (National Environmental Services Corp.; De Block Builders, Inc.; Gonzalez Construction; Beck's Janitorial Service LLC; Winston Builders; Sunco Construction Co., Inc.; Matthew D Clement; Professional Services, LLC; Always Underground, Inc.; Burrink Commercial Services, Inc.; A&T Decorating, Inc.; Riechers Remodeling & Construction Inc.; Radiance Homes LLC(NOTICE TO RESCIND CANCELLATION)). Motion carried 3-0.

Order #3 Consent Agenda #6B

In the Matter of Standard Items – Vendor Qualification Affidavits.

Repay made a motion, seconded by Tippy, to approve the following Vendor Qualification Affidavits. Motion carried 3-0.

QUALITY CONTROL SYSTEMS, INC.
CLINICAL PSYCHOLOGY CENTER, PC
COPPER CUSTOM ARMAMENT, LLC
THERMO SCIENTIFIC PORTABLE ANALYTICAL INSTRUMENTS, INC.

Order #3 Consent Agenda #6C

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

Comes now, Peggy Katona, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of January 2017. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Repay made a motion, seconded by Tippy, to accept the above Treasurer's Report of January 2017 as submitted. Motion carried.

Order #4 Agenda #7

In the Matter of L C Highway – SPECIFICATIONS: Sealing Cracks and Joints to be advertised. Bids to be returned by Wednesday, March 21, 2018 by 9:30 A.M. in the Lake County Auditor's Office.

Repay made a motion, seconded by Tippy, to approve the advertising of the specifications for Sealing Cracks and Joints for the return of bids by Wednesday, March 21, 2018 by 9:30 A.M. in the Lake County Auditor's Office for Lake County Highway Department. Motion carried 3-0.

Order #5 Agenda #8

In the Matter of L C Highway – Change Order No. 1 for the 45th Avenue and Colfax Intersection Improvement for the installation of 2 Channel Loop Detector Delay Amplifiers for the function ability of the computerized traffic signal in an amount not to exceed \$2,018.48.

Repay made a motion, seconded by Tippy, to approve Change Order No. 1 for the 45th Avenue and Colfax Intersection Improvement for the installation of 2 Channel Loop Detector Delay Amplifiers for the function ability of the computerized traffic signal in an amount not to exceed \$2,018.48, Change Order reviewed by L C Highway, United Consulting along with INDOT. Motion carried 3-0.

Order #6 Agenda #9

In the Matter of L C Highway – Request for the selection of a consulting engineering firm to provide survey, design and layout for the Replacement of the Concrete Curb and Gutters to assure proper drainage for the Reconstruction of the 122nd Street, 122nd Place and Tompkins Place in Sleepy Hollow Subdivision.

Repay made a motion, seconded by Tippy, to approve the selection of **Nies Engineering of Hammond** as the engineering firm to provide survey, design and layout for the Replacement of the Concrete Curb and Gutters to assure proper drainage for the Reconstruction of the 122nd Street, 122nd Place and Tompkins Place in Sleepy Hollow Subdivision. Motion carried 3-0.

Order #7 Agenda #10

In the Matter of L C Highway – Request for formal acceptance of the Whispering Ridge-Unit 3 Bridge Crossing Bothwell Ditch in the Town of Schererville, Indiana for inclusion into the Lake County Bridge Inventory for Inspection and Maintenance.

Repay made a motion, seconded by Tippy, to approve and formally accept Whispering Ridge-Unit 3 Bridge Crossing Bothwell Ditch in the Town of Schererville, Indiana to be included in the Lake County Bridge Inventory for Inspection and Maintenance as requested by Lake County Highway Department letter of request dated February 21, 2018. Motion carried 3-0.

Order #8 Agenda #11 A-Y

In the Matter of L C Highway – Public record of Certificates of Liability Insurance listed A-Y.

Repay made a motion, seconded by Tippy, to approve and make a matter of public record the Certificates of Liability Insurance submitted by L C Highway listed A-Y in Items #11. Motion carried 3-0.

- | | |
|---------------------------------------|--|
| A. Arcadis U.S., Inc. | N. Great Lakes Heavy Haul, Inc. |
| B. ATC Group Services, LLC | O. Nichols Crane Rental, Inc. |
| C. Beam Longest & Neff, LLC | P. Quarry Cartage, Inc. |
| D. Chicago Tire, Inc. | Q. Reichelt Plumbing, Inc. |
| E. The Daltons, Inc. | R. Smith's Specialized Heavy Hauling, Inc. |
| F. Dewes Excavating, Inc. | S. Smith Ready Mix, Inc. |
| G. Eagle Services Corp | T. Superior Construction Co., Inc. |
| H. Earth Exploration, Inc. | U. T&W Trucking |
| I. Ellas Construction Co., Inc. | V. United Vision Logistics, LLC |
| J. Hanson Professional Services, Inc. | W. Wide Open West Finance, LLC |
| K. Homer Tree Services, Inc. | X. Wiltjer Excavating, Inc. |
| L. KW Services, LLC | Y. Wolverine Pipe Line Company |
| M. Lake County Cartage, Inc. | |

Order #9 Agenda #12

In the Matter of L C Highway – P.O. #3801465 – B&K Equipment Co. - \$24,109.04.

Repay made a motion, seconded by Tippy, to approve L C Highway – P.O. #3801465 – B&K Equipment Co. - \$24,109.04, for the upgrade for Highway fuel system both in Crown Point and in Lowell, it was outdated, update existing software and equipment, Highway Engineer present/spoke. Motion carried 3-0.

Order #10 ADD Agenda #12A

In the Matter of L C Highway - State of Just Compensation for the Acquisition of Property Needed for the Replacement of Lake County Bridge #260, Main Street (53rd Avenue) over Hart Ditch (Parcel #2) in the amount of \$35,725.00

Commissioner Tippy, made a comment, stating, "this bridge is the bridge that is main street over hart ditch where Schereville Dyer Highland Munster all come together, as some point in time main street is going to be widened to four lanes and the bridge will have to be widened to four lanes, we've designed this bridge so that it's expandable so that the outer part of the bridge can be cut off and extended to an additional two lanes but what one of the things that we talked about is putting the infrastructure into the ground for the expansion at the time that we put in this new bridge and we have an estimated cost of \$150,000.00 no additional right-of-way is required to put this in, so can I combine my motion to request adding this scope to the project and approving the money for the purchase of right-of-way", with no objections to the combined motion, Repay seconded the motion made by Commissioner Tippy to approve the right-of-way purchase for \$35,725.00 and to add the infrastructure for future additional lanes. Motion carried 3-0.

Order #11 Agenda #13 A-L

In the Matter of L C Sheriff – Purchase Orders: A. 3800856 – Lieberman Enterprises, Inc. - \$6,700.00; B. 3800815 – Lafayette Warehouse, Inc. - \$3,611.55; C. 3800753 – Heiter Aviation Svcs, LLC, Corp - \$3,119.00; D. 3801431 – In Touch Pharmaceuticals - \$86,936.68; E. 3801029 – Electronic Strategies, Inc. - \$4,927.50; F. 3800508 – Northwest Indiana Law Enforcement Academy - \$17,200.00; G. 3801570 – Mobilex USA/Symphony Diagnostic Svcs. - \$3,520.00; H. 3801253 – Pinnacle Technologies, Inc. - \$4639.80; I. 3801331 – Ray O'Herron Co., Inc. - \$36,609.00; J. 3800760 – McKesson Medical-Surgical, Inc. - \$4,445.28; K. 3800694 – McKesson Medical-Surgical, Inc. - \$5,889.51; L. 3801764 – Electronic Strategies, Inc. - \$8,310.96.

Repay made a motion, seconded by Tippy, to approve Item #13 A-L purchase orders for the Lake County Sheriff's Department (present/spoke on each item), Tippy made comment to the Sheriff's Department representatives present, stating, "I know we're still about a few weeks away from going up with our new system for purchasing, my request would be that anything that you soul source if you could keep a letter on file as to why you soul source and then include copies of the bids that you receive for those that you were able to go out for bid for, and then hopefully when the new system comes up this will be a lot easier", Commissioner Allen, asked Attorney Dull, "do we have a provision in the purchasing or procurement process for soul source something that is so need", Dull, interjected, "yes we do, there is a number, the problem right now is, they're not able to enter them in the p.o. until we turn to the new system, once you go to the new system they will not be able to enter a p.o. unless they put that code in", Tippy, continued, stating to Board president, "I would also suggest that we move to Item 27 while the Sheriff's Department is still here", Allen, allowed, no objections. Motion carried 3-0.

Order #12 Agenda #26 & #27

In the Matter of Board of Commissioners of the County of Lake: #26 – Request for permission to seek bids for a Municipal Lease to Own Agreement for a term of 60 months to purchase capital equipment including but not limited to Lake County Sheriff vehicles and equipment. Selection of Vendor must be approved by County Council since this is incurring debt; #27 – SPECIFICATIONS: A. Fourteen (14) more or less 2018 Police Patrol Sedan Vehicle Upfitting Packages; B. Fourteen (14) more or less Police Patrol Sedan Vehicles; C. Nine (9) more or less Upfitting Packages – 2018 Police Interdiction Sedan Vehicles; D. Two (2) more or less Upfitting Packages – 2018 Police Cargo Vans; E. Two (2) more or less 2018 Police Cargo Vans; F. One (1) more or less 2018 Police SUV Vehicle Upfitting Package; G. One (1) more or less 2018 Police SUV Vehicle; H. One (1) more or less 2018 Sheriff's SUV Vehicle Upfitting Package; I. One (1) more or less 2018 Sheriff's SUV Vehicle; J. Nine (9) more or less Upfitting Packages – 2018 Police Detective Sedan Vehicles; K. Nine (9) more or less 2018 Police Detective Sedan Vehicles. Bids to be returned by Wednesday, March 21, 2018 by 9:30 A.M. in the Lake County Auditor's Office.

Commissioner Tippy, started with comment, stating, "this vehicle purchase is part of a five year asset management program that the Commissioners have looked on with the Sheriff's Department and the goal is to, after the five years, to have upgraded the fleet to the point where the resale value of the cars is not junk and it also will lower our maintenance cost and as part of freeing up some maintenance time as we move forward the Sheriff's Department has agreed to pick up the normal maintenance that is associated with all of the other vehicles that are County owned, Sheriff Martinez put a letter out two weeks ago to all the department heads for the availability of the Sheriff's garage for all of those vehicles, Tippy continued, "and item #26 is permission to lease, so we're going a lease purchase program, they're five year leases, Mr. Blanchard has been working on and hopefully it'll be a series of five year leases and all of the payments will come from our cum cap development fund and the payments will stay under what is already approved for our cum cap development fund to use existing funds, not asking for additional funds, to upgrade our fleet".

Tippy made a motion to approve Item 26, request for permission to seek bids for a Municipal Lease, Repay seconded the motion, Commissioner Allen asked question, upon brief discussion, Tippy amended his motion to include approval of specifications for item 27, Repay seconded the amended. Matt Eaton of the Sheriff's Department present/spoke. Motion carried 3-0.

Order #13 Agenda #28

In the Matter of L C Sheriff – Agreement Transferring Ownership of Police K-9 Astor between Lake County Police Officer Victor Zamora, Badge No. 504 and the Board of Commissioners of the County of Lake on behalf of the Lake County Sheriff in the amount of \$5.00.

Repay made a motion, seconded by Tippy, to approve the Agreement Transferring Ownership of Police K-9 Astor between Lake County Police Officer Victor Zamora, Badge No. 504 and the Board of Commissioners of the County of Lake on behalf of the Lake County Sheriff in the amount of \$5.00. Attorney Kopak present/spoke. Motion carried 3-0.

Order #14 Agenda #14

In the Matter of L C Surveyor – Professional Services Agreement between the Indiana Office of Technology, Geographic Information Office and the Board of Commissioners of the County of Lake on behalf of the Lake County Surveyor in an amount not to exceed \$37,475.42.

Repay made a motion, seconded by Tippy, to approve the Professional Services Agreement between the Indiana Office of Technology, Geographic Information Office and the Board of Commissioners of the County of Lake on behalf of the Lake County Surveyor in an amount not to exceed \$37,475.42. Motion carried 3-0.

Order #15 Agenda #15

In the Matter of L C Community Development – PROPOSALS: Waterfront Inn Demolition Project to be opened.

This being the day, time and place for the receiving of proposals for Waterfront Inn Demolition Project for Lake County Community Development department, the following proposals were received:

Actin Contracting, LLC	\$ 41,560.00	Asbestos inspection \$500.00
Ryan Construction	\$ 97,400.00	
Gariup	\$137,500.00	
Ziese & Sons	\$107,866.00	

Repay made a motion, seconded by Tippy, to take the above mentioned proposals under advisement for further tabulation and recommendation, Tippy made comment, "is it expected that there is asbestos in the facility", Mr. Brown replied, "we already know there is, and that's one of the reasons why, because they were supposed to do that inspection prior, so I need to take a look at the Actin bid to see if they even did it" Tippy continued, "we need to make sure that we have that included". Motion carried 3-0.

Order #16 Agenda #16

In the Matter of LADOS Division 1 – P.O. #3801861 – Premier Biotech, Inc. - \$2,562.36.

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

Order #17 Agenda #17

In the Matter of L C Plan Commission – Performance Bond Release and Resolution for Emerald Crossing, Unit 4 in the amount of \$232,000.00.

Tippy made a motion, seconded by Repay, to approve Performance Bond Release and Resolution for Emerald Crossing, Unit 4 in the amount of \$232,000.00 on behalf of Lake County Plan Commission. Motion carried 3-0.

RELEASE

WHEREAS, **Emerald Crossing Development, LLC** has on December 21, 2016 filed a **PERFORMANCE BOND** in the form of a Subdivision Bond, Bond Number 1146990 issued by **Lexon Insurance Company**, 12890 Lebanon Road, Mt. Juliet, TN 37122 in the amount of **Two Hundred Thirty Two Thousand Dollars and ///100 (\$232,000.00)** for **Emerald Crossing, Unit 4**.

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND in the form a Subdivision Bond, Bond Number 1146990 issued by **Lexon Insurance Company**, 12890 Lebanon Road, Mt. Juliet, TN 37122 in the amount of **Two Hundred Thirty Two Thousand Dollars and ///100 (\$232,000.00)**.

Dated 21st DAY OF February , 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION – Emerald Crossing, Unit 4

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department, have examined and filed a written report approving subdivision improvements for Emerald Crossing, Unit 4.

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

Dated 21st DAY OF February , 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

Order #18 Agenda #18

In the Matter of L C Plan Commission – Maintenance Bond for Emerald Crossing, Unit 4 in the amount of \$46,400.00.

Tippy made a motion, seconded by Repay, to accept the Maintenance Bond for Emerald Crossing, Unit 4 in the amount of \$46,400.00 on behalf of Lake County Plan Commission. Motion carried 3-0.
Cont'd.

Order #18 Agenda #18 cont'd

LAKE COUNTY PLAN COMMISSION

DATE: February 21, 2018
SUBDIVISION: Emerald Crossing Unit 4
BONDING COMPANY: Lexon Insurance Company
PETITIONERS: Emerald Crossing Development, LLC

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

TOTAL: \$46,400.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 21ST DAY OF February, 2018

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

Dated 21st DAY OF February, 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #19 Agenda #19

In the Matter of L C Plan Commission – Performance Bond Release and Resolution for Emerald Crossing, Unit 5 in the amount of \$448,748.74.

Tippy made a motion, seconded by Repay, to approve to release the Performance Bond and Resolution for Emerald Crossing, Unit 5 in the amount of \$448,748.74 on behalf of Lake County Plan Commission. Motion carried 3-0.

RELEASE

WHEREAS, **Emerald Crossing Development, LLC** has on June 21, 2017 filed a **PERFORMANCE BOND** in the form of a Subdivision Bond, Bond Number 11540231 issued by **Lexon Insurance Company**, 12890 Lebanon Road, Mt. Juliet, TN 37122 in the amount of **Four Hundred Forty Eight Thousand Seven Hundred Forty Eight Dollars and 74/100 (\$448,748.74)** for **Emerald Crossing, Unit 5.**

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND in the form a Subdivision Bond, Bond Number 11540231 issued by **Lexon Insurance Company**, 12890 Lebanon Road, Mt. Juliet, TN 37122 in the amount of **Four Hundred Forty Eight Thousand Seven Hundred Forty Eight Dollars and 74/100 (\$448,748.74)**

Dated 21st DAY OF February, 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION – Emerald Crossing, Unit 5

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department, have examined and filed a written report approving subdivision improvements for Emerald Crossing, Unit 5.

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

Dated 21st DAY OF February, 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

Order #20 Agenda #20

In the Matter of L C Plan Commission – Maintenance Bond for Emerald Crossing, Unit 5 in the amount of \$89,750.00.

Tippy made a motion, seconded by Repay, to accept the Maintenance Bond for Emerald Crossing, Unit 5 in the amount of \$89,750.00 on behalf of Lake County Plan Commission. Motion carried 3-0.

LAKE COUNTY PLAN COMMISSION

DATE: February 21, 2018
SUBDIVISION: Emerald Crossing Unit 5
BONDING COMPANY: Lexon Insurance Company
PETITIONERS: Emerald Crossing Development, LLC

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

Order #20 Agenda #20 cont'd

TOTAL: \$89,750.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 21ST DAY OF February, 2018

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

Dated 21st DAY OF February, 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #21 Agenda #21

In the Matter of L C Plan Commission – Performance Bond for Grandview Estates Subdivision in the amount of \$6,225.00.

Tippy made a motion, seconded by Repay, to accept the Performance Bond for Grandview Estates Subdivision in the amount of \$6,225.00 on behalf of Lake County Plan Commission. Motion carried 3-0.

LAKE COUNTY PLAN COMMISSION

DATE: February 21, 2018
SUBDIVISION: Grandview Estates
BONDING COMPANY: SureTec Insurance Company
PETITIONERS: Douglas E. Williams

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

TOTAL: \$6,225.00

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 21ST DAY OF February, 2018

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

Dated 21st DAY OF February, 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE
KYLE W. ALLEN, Sr., PRESIDENT
JERRY TIPPY, COMMISSIONER
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #22 Agenda #22

In the Matter of L C Data Processing – Service Agreement between Chester, Inc. and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing for printer maintenance for various county offices and departments for the year 2018 in an amount not to exceed \$24,059.00 payable at the rate of \$6,014.75 per quarter.

Repay made a motion, seconded by Tippy, to approve the Service Agreement between Chester, Inc. and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing for printer maintenance for various county offices and departments for the year 2018 in an amount not to exceed \$24,059.00 payable at the rate of \$6,014.75 per quarter. Motion carried 3-0.

Order #23 Agenda #23 & 24

In the Matter of Board of Commissioners of the County of Lake: Request for approval for use of County Form 27 – Public Works Emergency Contract; Request for approval of use of County Form 28 – Contract #/Project Name.

Repay made a motion, seconded by Tippy, to approve for future use County Form 27 and County Form 28. Attorney Dull recommended approval. Motion carried 3-0.

Order #24 Agenda #25

In the Matter of Board of Commissioners of the County of Lake: Contract #2018-1, Project Name: Bus Shelters Project between Gariup Construction, Inc. and the Board of Commissioners of the County of Lake on behalf of Lake County Community Development in an amount not to exceed \$22,500.00 and Certificate of Liability Insurance and Contractor's Blanket Additional Insured Endorsement – Form A.

Repay made a motion, seconded by Tippy, to approve the Contract #2018-1, Project Name: Bus Shelters Project between Gariup Construction, Inc. and the Board of Commissioners of the County of Lake on behalf of Lake County Community Development in an amount not to exceed \$22,500.00 and Certificate of Liability Insurance and Contractor's Blanket Additional Insured Endorsement – Form A. Motion carried 3-0.

Order #25 ADD Agenda #25A

In the Matter of Board of Commissioners of the County of Lake: Agreement between Hasse Construction Co., Inc. and the Board of Commissioners of the County of Lake for Project #7 Renovations to the Lake County Government Center in an amount not to exceed \$1,478,000.00.

Repay made a motion, seconded by Tippy, to approve the Agreement between Hasse Construction Co., Inc. and the Board of Commissioners of the County of Lake for Project #7 Renovations to the Lake County Government Center in an amount not to exceed \$1,478,000.00. Motion carried 3-0.

(SEE FILE "2018 CONTRACTS" & INDIANA GATEWAY LOCAL GOVERNMENT CONTRACTS FOR AGREEMENT)
Order #26 ADD Agenda #25B

In the Matter of Board of Commissioners of the County of Lake: Agreement between Continental Electric Co., Inc. and the Board of Commissioners of the County of Lake for Project 2B Re-Bid LED Light Fixture Installation at Various Lake County Government Facilities in an amount not to exceed \$196,520.00.

Repay made a motion, seconded by Tippy, to approve the Agreement between Continental Electric Co., Inc. and the Board of Commissioners of the County of Lake for Project 2B Re-Bid LED Light Fixture Installation at Various Lake County Government Facilities in an amount not to exceed \$196,520.00. Motion carried 3-0.

(SEE FILE "2018 CONTRACTS" & INDIANA GATEWAY LOCAL GOVERNMENT CONTRACTS FOR AGREEMENT)

Order #27 ADD Agenda #25C & #25D

In the Matter of Board of Commissioners of the County of Lake: C. CSK Architects, P.C. bid tally sheet for Project #2A – Re-Bid – LED Light Fixture and Lamp Material Acquisition for Various Lake County Government Facilities; D. Letter from Commissioners Attorney concerning Project #2A – Re-Bid – LED Light Fixture and Lamp Material Acquisition for Various Lake County Government Facilities.

Comes now, Tom Kuhn, before the Board of Commissioners, with bid results, stating "there were two bids, one of which took advantage of the 1% rule (State Statute)(Local price preference), and based on John Dull's recommendation, we recommend awarding to LTN Solutions".

LTN SOLUTIONS INC. \$435,900.00
PRODUCT DISTRIBUTION CO. \$431,925.52

Repay made a motion, seconded by Tippy, to approve the recommendation to select LTN Solutions, Inc., 9800 Connecticut Drive, Suite B1-856, Crown Point, IN 46307, in Items 25 C & D for Project #2A – Re-Bid – LED Light Fixture and Lamp Material Acquisition for Various Lake County Government Facilities at \$435,900.00. Motion carried 3-0.

And it appearing to said Board of Commissioners that the above company's bids being the lowest most responsive and responsible bid for Project #2A – Re-Bid – LED Light Fixture and Lamp Material Acquisition for Various Lake County Government Facilities for the L.C. Commissioners, 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:

LTN SOLUTIONS INC. W/ Cashier's Check in the amount of \$21,795.00 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 PROJECT #2A – RE-BID – LED LIGHT FIXTURE AND LAMP MATERIAL ACQUISITION FOR VARIOUS LAKE COUNTY GOVERNMENT FACILITIES FOR LAKE CO. COMMISSIONERS IN THE AMOUNT OF \$435,900.00 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: February 21, 2018

KYLE ALLEN, Sr.
MICHAEL REPAY
JERRY TIPPY

LTN SOLUTIONS INC.

Order #28 ADD Agenda #25E

In the Matter of Board of Commissioners of the County of Lake: Letter from Harris Law Firm P.C. concerning Town of New Chicago Tax Sale Certificates.

Repay made a motion, seconded by Tippy, to re-issue Tax Sale Certificates for the Town of New Chicago, as recommended by Attorney Dull and requested by letter from Harris Law Firm P.C. Motion carried 3-0.

45-09-19-278-009.000-020

45-09-19-278-012.000-020

45-09-19-278-012.000-020

Order #29 Agenda #29 & 30

In the Matter of Board of Commissioners of the County of Lake: Town of St. John, Lake County, Indiana Resolution No. 2018-01-25A – A Resolution authorizing the entry into a Joint Interlocal Cooperation Agreement for the Intersection Improvement of West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue for the mutual benefit of Lake County, Indiana and the Town of St. John, Lake County, Indiana, and all matters related thereto to be made a matter of public record.

Tippy made a motion, seconded by Repay, to approve Town of St. John, Lake County, Indiana Resolution No. 2018-01-25A – A Resolution authorizing the entry into a Joint Interlocal Cooperation Agreement for the Intersection Improvement of West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue for the mutual benefit of Lake County, Indiana and the Town of St. John, Lake County, Indiana, and all matters related thereto. Motion carried 3-0.

Cont'd.

Order #29 Agenda #29 & 30 cont'd

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA
RESOLUTION NO. 2018-01-25A

A RESOLUTION AUTHORIZING THE ENTRY INTO A JOINT INTERLOCAL COOPERATION AGREEMENT FOR THE INTERSECTION IMPROVEMENT OF WEST 101ST AVENUE (ALSO KNOWN AS EXCHANGE AVENUE) AND SHEFFIELD AVENUE FOR THE MUTUAL BENEFIT OF LAKE COUNTY, INDIANA, AND THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AND ALL MATTERS RELATED THERTO.

WHEREAS, the Town of St. John, Lake County, Indiana (hereinafter, the "Town"), is considering the approval of an Agreement with Lake County, Indiana (hereinafter, "Lake County"), for an intersection public work improvement project of West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue, located near St. John, and in Lake County; both governmental units understand and acknowledge that Lake County would perform the improvements on the stated public ways; and

WHEREAS, the Town has been informed and advised that the provisions of I.C. 36-1-7, *et seq.*, as amended from time to time, permit local governmental units and entities to make the most efficient use of their powers by enabling governmental units to mutually agree to the intersection improvements of public ways and roads as well as to undertake maintenance of such roads for the mutual benefit of the participating governmental entities; and

WHEREAS, the Town of St. John, Lake County, Indiana, is a Municipal Corporation empowered by the terms and provisions of I.C. 36-1-7, *et seq.*, as amended from time to time, to enter into agreements with participating governmental units for the purposes stated herein; and

WHEREAS, Lake County, Indiana, is a political subdivision empowered by the terms and provisions of I.C. 36-1-7, *et seq.*, as amended from time to time, to enter into agreements with other local governmental units for the purposes of maintenance and improvement of roadways for the mutual benefit of the participating governmental units; and

WHEREAS, the Town and Lake County each seek to enter into a joint interlocal cooperation agreement with each other based upon the terms and provisions of I.C. 36-1-7, *et seq.*, as amended from time to time, together, to commence and complete the intersection improvement project of West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue for the mutual benefit of the participating governmental units; and

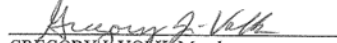
WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana (hereinafter, the "Town Council"), has determined that entry into a joint interlocal cooperation agreement with Lake County, Indiana, for the West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue intersection improvement public works project by Lake County, is in the best interests of the residents of the Town of St. John, and therefore, has determined that it is advisable to enter into and remain a participating unit under such a joint agreement pursuant to applicable provisions of State Law, as amended.

ALL OF WHICH IS PASSED AND APPROVED THIS 26th DAY OF JANUARY 2018, BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA.

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA,
TOWN COUNCIL


CHRISTIAN J. JORGENSEN, President

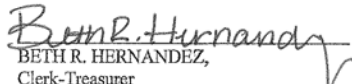
MARK BARENIE, Vice-President


GREGORY F. VOLK, Member

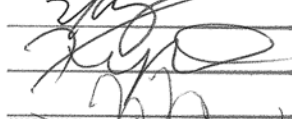

MICHAEL S. FORBES, Member


STEPHEN HASTINGS, Member

ATTEST:


BETH R. HERNANDEZ,
Clerk-Treasurer

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE


MADE A MATTER OF PUBLIC RECORD
THIS 21st DAY OF JANUARY 2018

Order #29 Agenda #29 & 30

In the Matter of Board of Commissioners of the County of Lake: Joint Interlocal Cooperation Agreement for the Intersection Improvement of West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue in Lake County, Indiana, between the Town of St. John, Indiana, a municipal corporation and unit of local government, and Lake County, Indiana, a unit of local government, recommended for adoption.

Tippy made a motion, seconded by Repay, to approve Joint Interlocal Cooperation Agreement for the Intersection Improvements West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue in Lake County, Indiana, between the Town of St. John, Indiana, a municipal corporation and unit of local government, and Lake County, Indiana, a unit of local government, recommended for adoption. Motion carried 3-0.

**JOINT INTERLOCAL COOPERATION AGREEMENT FOR THE INTERSECTION
IMPROVEMENT OF WEST 101ST AVENUE (ALSO KNOWN AS EXCHANGE
AVENUE) AND SHEFFIELD AVENUE IN LAKE COUNTY, INDIANA, BETWEEN
THE TOWN OF ST. JOHN, INDIANA, A MUNICIPAL CORPORATION AND UNIT OF
LOCAL GOVERNMENT, AND LAKE COUNTY, INDIANA, A UNIT OF LOCAL
GOVERNMENT**

This **JOINT INTERLOCAL COOPERATION AGREEMENT FOR THE INTERSECTION IMPROVEMENT OF WEST 101ST AVENUE (ALSO KNOWN AS EXCHANGE AVENUE) AND SHEFFIELD AVENUE BY THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AND LAKE COUNTY, INDIANA** (hereinafter referred to as this "Agreement"), is made and entered into this 21st day of February, 2018, in accordance with the provisions of I.C. §36-1-7, *et seq.*, as amended from time to time, by and between the TOWN OF ST. JOHN, Lake County, Indiana, a Municipal Corporation and a unit of local government, by its Town Council (hereinafter referred to as "ST. JOHN"), and LAKE COUNTY, INDIANA, a unit of local government, by its BOARD OF COUNTY COMMISSIONERS (hereinafter referred to as "LAKE COUNTY"), each a political subdivision and unit organized and operating under the laws of the State of Indiana, as set forth hereinafter:

RECITALS

WHEREAS, ST. JOHN is a unit of local government located in Lake County, Indiana, with jurisdiction over all real property and residents located within and inhabiting properties within the Municipal Corporate Boundaries of ST. JOHN; and

WHEREAS, LAKE COUNTY is a unit of local government located in Lake County, Indiana, with jurisdiction over certain real property located within unincorporated Lake County; and

WHEREAS, ST. JOHN and LAKE COUNTY acknowledge the certain real property which is the subject of this Agreement for the described public works project (Project) is currently located within the jurisdiction and responsibility of LAKE COUNTY; further, that as a consequence of nearby public highway infrastructure improvement projects within close proximity of the within Project, impact of this Project on those other public work projects, and agreed concurrence that the within project is necessary and required for travel and traffic safety and improvements for safe and effective travel by the affected citizens and residents utilizing the connected and affected public ways, ST. JOHN and LAKE COUNTY agree that entry into this Agreement for the construction and completion of the Project is appropriate and advisable; and

WHEREAS, ST. JOHN and LAKE COUNTY have each been informed and advised that the provisions of I.C. §36-1-7, *et seq.* (Joint Interlocal Cooperation Act, and referred to hereinafter as the "Act"), as amended from time to time, permit local governmental units and entities to make the most efficient use of their powers by enabling governmental units to mutually contract and utilize services for the mutual benefit of the participating governmental entities; and

1

WHEREAS, ST. JOHN and LAKE COUNTY are political subdivisions empowered by the Act with authority to contract on behalf of each other on a basis of mutual advantage so as to better provide public services and facilities at a lesser cost; and

WHEREAS, ST. JOHN and LAKE COUNTY each seek to enter into a joint interlocal cooperation agreement based upon the terms and provisions of the Act, as amended from time to time, together, to provide for a West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue intersection improvement public works project (hereinafter, the "Project"), for the mutual benefit of the participating governmental units; and

WHEREAS, ST. JOHN and LAKE COUNTY have determined that entry into a joint interlocal cooperation agreement for a West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue intersection improvement public works project is in the best interests of the residents of ST. JOHN and LAKE COUNTY, and therefore, have determined that it is advisable to enter into and become a participating unit under such a joint interlocal cooperation agreement pursuant to the applicable provisions of State Law, as amended from time to time; and

WHEREAS, ST. JOHN and LAKE COUNTY have been informed and advised that the estimated cost of the Project is One Hundred Forty-Five Thousand Seven Hundred and 00/100 Dollars (\$145,700.00), and that each of ST. JOHN and LAKE COUNTY will contribute an amount not exceeding Forty Thousand Three Hundred Seventy-Five and 00/100 Dollars (\$40,375.00), and OLTHOF Development will pay the balance of cost and expense for construction of the Project. It is contemplated that each of the three (3) aforementioned entities will participate financially in a not to exceed funding of the project, as set forth herein, subject to all other terms set forth herein.

COVENANTS

NOW, THEREFORE, ST. JOHN AND LAKE COUNTY, IN CONSIDERATION OF THE TERMS AND CONDITIONS SET FORTH HEREIN, ALL OF WHICH ARE HEREBY ACKNOWLEDGED, DO HEREBY AGREE AS FOLLOWS:

SECTION 1: DURATION.

The duration of this Agreement shall be from the execution date of this Agreement to completion of the Project, as defined herein, provided that this Agreement is adopted by Enabling Resolution by each of ST. JOHN and LAKE COUNTY, by its duly authorized representatives.

SECTION 2: PURPOSE.

The purpose of this Agreement is to set forth and establish the responsibilities and obligations of ST. JOHN and LAKE COUNTY, with Olthof Development, concerning the West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue intersection improvement public works project (hereinafter, the "Project").

2

SECTION 3: PROJECT DEFINED.

This Project is defined as a public works improvement project of the West 101st Avenue (also known as Exchange Avenue) and Sheffield Avenue intersection to be design engineered, supervised and completed by LAKE COUNTY, including installation of traffic control signals, acquisition of land, widening of each Avenue at various points, and the repavement of each public way at various points, all for the benefit of the citizens and residents of ST. JOHN and LAKE COUNTY, and all others traversing the public way improved by the completed Project. The Project is further defined and specified by the engineering plans prepared by V3 Engineering, which Engineering Firm is engaged by and under the supervisory responsibility of LAKE COUNTY. ST. JOHN shall have the right to review design engineering for the Project and to approve same. It is hereby acknowledged that LAKE COUNTY is the responsible unit for this Project under the Agreement, and that ST. JOHN approval at design engineering and related Project aspects shall not be unreasonably withheld.

SECTION 4: PROJECT FUNDING.

ST. JOHN and LAKE COUNTY have each agreed to pay, and will pay, an amount not exceeding Forty Thousand Three Hundred Seventy-Five and 00/100 Dollars (\$43,750.00), which is approximately twenty-eight percent (28%) of the total estimate of Construction Cost for the Project, with Olthof Development paying the balance of the estimated Project cost, which is approximately One Hundred Forty-Five Thousand Seven Hundred and 00/100 Dollars (\$145,700.00). This participating payment consideration is the amount of Forty Thousand Three Hundred Seventy-Five and 00/100 Dollars (\$43,750.00) by each of ST. JOHN and LAKE COUNTY, payable within thirty (30) days of bid award, which award shall be contingent upon contribution payment made by ST. JOHN AND LAKE COUNTY. The amount to be paid by each of ST. JOHN and LAKE COUNTY shall not exceed the amount set forth herein. In the event of additional costs or expenses, Olthof Development shall be responsible for same and pay such additional amounts owing, or to be paid. Upon such payment, and award of bid for the Project, there shall be no additional costs, expenses or payment requirements or responsibilities of ST. JOHN and LAKE COUNTY. LAKE COUNTY will be solely responsible for all aspects and requirements for the Project, including design, bid award, construction and supervision, as well as payment of all costs and expenses therefore. All documentation regarding the Project, including payments, will be provided to ST. JOHN and Olthof Development by LAKE COUNTY. The Parties hereto further agree to cooperate in all aspects of the Project, as requested by any Party hereto, through completion hereof.

SECTION 5: ADMINISTRATION AND AUTHORITY DELEGATION.

- A. This Agreement shall be administered through LAKE COUNTY. The powers of LAKE COUNTY shall be as follows: the powers of the entity shall be exercised by LAKE COUNTY and shall be construed to include all powers directly granted it under applicable law, as cited hereinabove, and only those powers exercisable by the participating entities individually and deemed

3

necessary to carry-out the Project commencement and completion as set forth in SECTION 3 of this Agreement.

- B. The LAKE COUNTY AUDITOR is hereby designated to receive, disburse, and account for all funds pursuant to this Agreement. Further, all claims for supplies, materials, services or other expenses shall be examined and approved by LAKE COUNTY.

SECTION 6: ASSIGNMENT OF RIGHTS.

No Party shall assign, delegate, or otherwise transfer its rights and obligations as set forth in this Agreement to any other entity.

SECTION 7: AMENDMENTS.

The terms of this Agreement may not be amended, supplemented, waived or modified without the prior written approval of all Parties.

SECTION 8: FORCE MAJEURE.

Except as otherwise provided in this Agreement, none of ST. JOHN, LAKE COUNTY or Olthof Development, shall not be deemed in default or in breach of this Agreement to the extent it is unable to perform due to an event of Force Majeure. For the purpose of this Agreement, Force Majeure shall mean and include any act of God, accident, fire, lockout, strike or other labor dispute, riot or civil commotion, act of public enemy, failure of transportation facilities, enactment, rule, order, or act of government or governmental instrumentality (whether domestic or international and whether federal, state or local, or the international equivalent thereof), failure of technical difficulties, or any other cause of any nature whatsoever beyond the control of ST. JOHN, LAKE COUNTY and Olthof Development, which was not avoidable in the exercise of reasonable care and foresight.

SECTION 9: NOTICES.

All notices required to be given under this Agreement shall be in writing, and deemed sufficient to each Party when sent by United States Mail, postage prepaid, or hand-delivered, to the following:

ST. JOHN
 Town of ST. JOHN, Lake County,
 Indiana, a Municipal Corporation
 10955 W. 93rd Ave.
 St. John, IN 46375

LAKE COUNTY
 Lake County Board of Commissioners
 2293 North Main Avenue
 3rd Floor, Building "A"
 Crown Point, IN 46307

Attn: Town Council President
 Town Clerk-Treasurer
 Town Attorney

Attn: Board of County Commissioners
 Attorney to the Board of County
 Commissioners

4

Olthof Development

Attn: _____

SECTION 10: CAPTIONS.

The captions and section designations herein set forth are for convenience only, and shall have no substantive meaning.

SECTION 11: SEVERABILITY.

In the event that any section, paragraph, sentence, clause, or provision hereof is held invalid by a Court of competent jurisdiction, such holding shall not affect the remaining portions of this Agreement, and the same shall remain in full force and effect.

SECTION 12: ENTIRETY OF AGREEMENT.

This Agreement represents the entire understanding between the Parties and supersedes all other negotiations, representations, or agreements, whether written or verbal, relating to this Agreement. This Agreement shall inure to the benefit of, and shall be binding upon the Parties, and their respective assigns and successors in interest.

SECTION 13: MATERIAL DISPUTE.

The Parties agree that ST. JOHN, LAKE COUNTY and Olthof Development, shall meet for dispute resolution purposes. Thereafter, if any dispute is unable to be resolved, the Parties agree that the dispute will be resolved in Mediation as specified in the most current Rules for Alternative Dispute Resolution utilized in State Courts in Lake County, Indiana. In the event that no resolution results from Mediation, then the Parties agree that legal proceedings may commence and be prosecuted in the Circuit or Superior Courts of Lake County, Indiana. The Parties agree that each Party shall be responsible for and pay its own attorney fees and costs, absent any applicable provision of law to the contrary.

SECTION 14: COUNTERPARTS.

This Agreement shall be signed in counterparts and each of said counterparts shall be considered an original.

SECTION 15: RECORDING AND FILING.

Before this Agreement takes effect, it must be recorded with the Office of the Lake County Recorder. No later than sixty (60) days after it takes effect and is recorded, the Agreement must be filed with the Office of the State Board of Accounts for audit purposes, all pursuant to I.C. §36-1-7-6, as amended.

SECTION 16: PUBLIC ACTION.

It is expressly acknowledged and stated that this Agreement is executed and entered into by ST. JOHN and LAKE COUNTY after action by each entity to approve the Agreement at a duly advertised Public Meeting of the following:


- A. By the Town Council, as the Fiscal Body of the Town of ST. JOHN, Lake County, Indiana, a Municipal Corporation, on the ____ day of ____, 2018, by a vote of ____ in favor and ____ against, and whereby the Town Council President and Clerk-Treasurer, respectively, were directed to execute and attest same, and deliver the Agreement herein.
- B. By the Lake County Council as the Fiscal Body of the municipal body known as LAKE COUNTY, on the ____ day of ____, 2018, by a vote of ____ in favor and ____ against, and whereby the Lake County Auditor was directed to attest the same.
- C. By the Board of County Commissioners, Lake County, Indiana, as the County Executive of the municipal unit known as LAKE COUNTY, on the ____ day of ____, 2018, by a vote of ____ in favor and ____ against, and whereby the Lake County Auditor was directed to attest the same.

SECTION 17: OLT Hof DEVELOPMENT

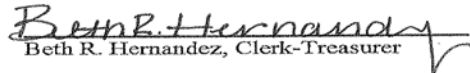
It is acknowledged that Olthof Development is not a Party to this Agreement as it is not a unit of local government. However, as part of the public way traffic development plan the safety of the citizens and residents utilizing these public ways, and consequential acknowledgment of the direct immediate benefit for its nearby and impacted single family residential communities being developed and constructed, it is participating in this intersection improvement project and public work for the safe travel and ingress/egress to its new family residential communities being served directly by the public work. Its signature hereto is acknowledgment and agreement of its funding participation and agreement for same.

IN WITNESS WHEREOF, ST. JOHN, by its duly authorized Officials and Representatives, have caused this Agreement to be executed this _ day of _____, 2018.

TOWN OF ST. JOHN,
LAKE COUNTY, INDIANA,
A Municipal Corporation


Christian J. Jorgensen, Town Council President

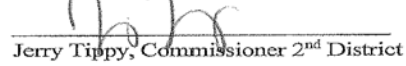
Attest:


Beth R. Hernandez, Clerk-Treasurer

IN WITNESS WHEREOF, LAKE COUNTY, by its duly authorized Officials and Representatives, have caused this Agreement to be executed this 21st day of Feb., 2018.


BOARD OF COUNTY COMMISSIONERS,
LAKE COUNTY, INDIANA


Kyle W. Allen Sr., Commissioner 1st District


Jerry Tippy, Commissioner 2nd District


Michael C. Repay, Commissioner 3rd District

Attest:


John Petalas, Lake County Auditor

COUNTY COUNCIL,
LAKE COUNTY, INDIANA

Attest:

John Petalas, Lake County Auditor

IN WITNESS WHEREOF, Oithof Development, by its duly authorized Officials and Representatives, have caused this Agreement to be executed this _____ day of _____, 2018.

Its: _____
Attest: _____
Its: _____

Order #30 Agenda #31

In the Matter of Board of Commissioners of the County of Lake: Agreement between Performance Companies, Inc. and the Board of Commissioners of the County of Lake for window cleaning three (3) times per year at the East Chicago Courthouse for the year 2018 in an amount not to exceed \$1,785.00 payable at the rate of \$595.00 per service.

Repay made a motion, seconded by Tippy, to approve the Agreement for window cleaning three (3) times per year at the East Chicago Courthouse for the year 2018 in an amount not to exceed \$1,785.00 payable at the rate of \$595.00 per service between Performance Companies, Inc. and the Board of Commissioners of the County of Lake. Motion carried 3-0.

Order #30 Agenda #32

In the Matter of Board of Commissioners of the County of Lake: Agreement between Performance Companies, Inc. and the Board of Commissioners of the County of Lake for window cleaning three (3) times per year at the Hammond Courthouse for the year 2018 in an amount not to exceed \$1,125.00 payable at the rate of \$504.00 per service.

Repay made a motion, seconded by Tippy, to approve the Agreement for window cleaning three (3) times per year at the Hammond Courthouse for the year 2018 in an amount not to exceed \$1,512.00 payable at the rate of \$504.00 per service between Performance Companies, Inc. and the Board of Commissioners of the County of Lake. Motion carried 3-0.

Order #31 Agenda #33

In the Matter of Board of Commissioners of the County of Lake: Public Record of Letter from the Office of the Attorney General concerning a Joint Interlocal Cooperation Agreement between the Town of New Chicago and Lake County, Indiana.

Repay made a motion, seconded by Tippy, to make a matter of public record the letter from the Office of the Attorney General concerning a Joint Interlocal Cooperation Agreement between the Town of New Chicago and Lake County, Indiana. Motion carried 3-0.

Order #32 Agenda #34

In the Matter of Board of Commissioners of the County of Lake: County Form 24 – Vendor House Account Contract with Lake County to purchase or rent supplies, goods, machinery and equipment from the following; A. Patson, Inc. dba Trans Chicago Truck Group; B. Patten CAT.

Repay made a motion, seconded by Tippy, to approve the Vendor House Account Contract with Lake County to purchase or rent supplies, goods, machinery and equipment for vendors Patson, Inc. dba Trans Chicago Truck Group and Patten CAT. Motion carried 3-0.

Order #33 Agenda #35

In the Matter of Board of Commissioners of the County of Lake: Double T Towing Recovery Corporation Continuation Certificate and Power of Attorney to be made a matter of public record.

Order #33 Agenda #36

In the Matter of Board of Commissioners of the County of Lake: Steve's Towing & Repair, Inc. & Steve's Towing & Associates, Inc. License Bond, Power of Attorney and Certificate of Liability Insurance to be made a matter of public record.

Order #33 cont'd Agenda #37

In the Matter of Board of Commissioners of the County of Lake: Simons Complete Auto Svc., Inc. Towing Continuation Certificate and Power of Attorney to be made a matter of public record.

Repay made a motion to make the documents in Items 35, 36 & 37 a matter of public record, Tippy seconded the motion with discussion, stating, "these are towing companies that are currently on our towing list, they're just updating their information?" Attorney Dull, clarified by saying "yes". Motion carried 3-0

Order #34 Agenda #38

In the Matter of Board of Commissioners of the County of Lake: Historical List of Lake County Attorneys to be made a matter of public record.

Repay made a motion, seconded by Tippy, to make a matter of public record the Historical List of Lake County Attorneys submitted from the Office of the Attorney to the Board of Commissioners. Motion carried 3-0.

Order #35 Agenda #39

In the Matter of Board of Commissioners of the County of Lake: Historical Affidavit Commissioner Tax Sale Certificate to be made a matter of public record.

Comes now, before the Board of Commissioners, Attorney John Dull, to speak regarding Historical Affidavit related to Commissioner Tax Certificate Sales, stating that "it was this Board, and it's predecessors, that started the Commissioner Tax Certificate Sale in Indiana, they worked with Chet Dobis (former Senator) to get it started, it was this Board that started it!

Repay made a motion, seconded by Tippy, to make the Historical Affidavit a matter of public record. Motion carried 3-0.

Order #36 Agenda #40

In the Matter of Board of Commissioners of the County of Lake: P.O. #3801497 – Lake County Agricultural Society, \$8,000.00.

Repay made a motion, seconded by Tippy, to approve purchase order #3801497 to the Lake County Agricultural Society in the amount of \$8,000.00. Motion carried 3-0.

Order #37 Agenda #41 A, B, C

In the Matter of Standard Items: Minutes: A. Regular Meeting, Wednesday, November 15, 2017; B. Special Meeting, Wednesday, November 22, 2017; C. Special Meeting, Wednesday, December 13, 2017.

Repay made a motion, seconded by Tippy, to approve the Minutes of the Board of Commissioners Regular Meeting, Wednesday, November 15, 2017, Special Meeting, Wednesday, November 22, 2017, and Special Meeting, Wednesday, December 13, 2017. Motion carried 3-0.

Order #38 Agenda #42

In the Matter of Lake County Expense Claims to be allowed Wednesday, February 21, 2018.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, February 21, 2018 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 Tippy, to, 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 February 21, 2018. Motion carried.

Order #39 Re-Consider Agenda #16

In the Matter of LADOS Division 1 – P.O. #3801861 – Premier Biotech, Inc. \$2,562.36.

Repay made a motion, seconded by Tippy, to re-consider Item #16. Motion carried 3-0.

Comes now, Director for LADOS Division 1, to speak on behalf of purchase order #3801861, stating that it is for drug testing, it's an oral swab so it helps eliminate the use of having to get a Baliff to administer that so there's no gender issues or sanitation issues messing with urine so we decided to go with the oral swab and that's what that purchase is for", Repay, asked question, "if it's a contract it wouldn't be required to be on here, is that right?", Dull, responded, "do you have an existing contract?", Director for LADOS Division 1, replied, "no, this was a vendor that I found that had the best price so we decided to go with them", Dull, continued, "this is the new one", Repay made a motion, seconded by Tippy, to approve the purchase order for Premier Biotech, Inc. in the amount of \$2,562.36. Motion carried 3-0.

Order #40 Agenda #43

In the Matter of Poor Relief Decisions

Repay made a motion, seconded by Tippy, to approve the Poor Relief Decisions from the Poor Relief Hearing Officer. Motion carried 3-0.

Johnnie Houston	Reschedule
Monique Ashford	Denied for appellant's failure to appear
Kenesha Adams	Denied for appellant's failure to appear
Anthony Vicari	Approved on condition
Angela Hill	Denied for appellant's failure to appear
Marsheena Bond	Remanded to township for further consideration and review
LaSade Raqulen	Approved/partial
Danielle Perry	Denied for appellant's failure to appear
Elise Greenwood	Approved/partial
Latonia Gatson	Denied
Francis Johnson	Denied for appellant's failure to appear
Danyell Johnson	Approved/partial

Larry Gatney	Approved/partial
	Order #40 Agenda #43 cont'd
Marilyn Myles	Denied
Isael Velez	Approved/partial
Malcom Reid	Denied for appellant's failure to appear
Peithe Currington	Approved
Erika Sims	Denied
Elizabeth Rogers	Approved/partial
Sheryl Jackson	Approved/partial
Elizabeth Hunter	Approved on condition
Robert Russell	Approved/partial
Joseph Lake	Denied
China Talley	Denied
Ventrella France	Denied
Wilbert D. Handy	Approved/partial
Valerie Walker	Approved
Saniat Willis	Approved on condition
James A. Basile	Approved
Darryl Smith	Remanded to township for further consideration and review
Sade McDonald	Approved/partial
Maggie Hayes	Approved/partial
Farrah Hill	Approved/partial
Shanice Jefferson	Approved
Kathie Matthews	Remanded to township for further consideration and review
Marcus Lucis	Approved
Rickie Lipscomb	Approved
Darryl Smith	Remanded to township for further consideration and review
Taunya Livingston	Approved
Ishmael Valez, Jr.	Approved/partial
Aaron Johnson	Remanded to township for further consideration and review
Whitney Castleberry	Approved/partial
Andrea Mahoney	Denied for appellant's failure to appear
Jonathon Love	Denied for appellant's failure to appear
Stewart Monica	Approved
Ricky Clay	Approved
Brandi McCoy	Approved
Cathey Davis	Remanded to township for further consideration and review
Monique Ashford	Remanded to township for further consideration and review
Deshanna Woodcox	Denied for appellant's failure to appear
George Nance	Denied for appellant's failure to appear
Lenease Scott	Approved
Ukego McClair	Denied for appellant's failure to appear
Terrance Banks	Approved on condition
Carlissa Williams	Remanded to township for further consideration and review
Cheryl Saxinger	Denied
Leticia Motias	Approved on condition
Crystal Daniels	Approved
Larissa Pruitt	Approved/partial
Ralph Taylor	Denied for appellant's failure to appear
Kwanika Sharp	Approved
Allan Walker	Approved/partial
Wanda Yarber-Wade	Denied for appellant's failure to appear
Aaron Johnson	Approved/partial
Willie K. Irvin	Denied for appellant's failure to appear
Natalie S. Ortiz	Approved
James A. Basile	Approved
Carey Alexander	Approved on condition
Diane Halm	Denied
Selena Gonzalez	Denied for appellant's failure to appear
Kristen Willis	Denied
Karla Taylor	Denied
Kathie Matthew	Approved
Michael Smith	Denied
Nichelle Davis	Approved/partial
Catrina Feverbaugh	Denied for appellant's failure to appear

Order #41 Agenda #44 A-H

In the Matter of Lake County Council Ordinances and Resolutions – Listed A-H – Adopted February 13, 2018.

Repay read aloud the Ordinance and Resolution numbers and titles and made a motion, seconded by Tippy, to approve all Ordinances and Resolutions submitted and adopted by the Lake County Council listed as A-H. Motion carried 3-0.

- A. Ordinance No. 992C-49 – Ordinance amending the Lake County Self Insurance Ordinance, Ordinance No. 992C-3
- B. Ordinance No. 1415E-1 – Ordinance amending the Lake County Part-Time Employees Pay Rate Ordinance for 2018, Ordinance No. 1415E
- C. Resolution No. 18-08 – Resolution proclaiming March as Disability Awareness Month
- D. Resolution No. 18-09 – Resolution Honoring Highland 15-Year-Old Babe Ruth Baseball Team
- E. Resolution No. 18-10 – Resolution permitting the Lake County Coroner to pay an outstanding 2017 invoice/debt from the 2018 budget.
- E-1 Resolution To Approve Temporary Loan From The Non-Reverting Self Insurance Fund, Fund, Fund #514 To The Lake County Homeland Security Operating Fund, Fund #249
- F. Resolution No. 18-12 – Resolution permitting Lake County Homeland Security/Emergency Management Agency to pay outstanding 2017 invoices/debts from the 2018 budget.

- G. Resolution No. 18-13 – Resolution permitting the Lake County Recorder to pay an outstanding 2017 invoice/debt from the 2018 budget

Order #41 Agenda #44 A-H cont'd

- H. Resolution No. 18-14 – Resolution opposing Indiana House Bill 1319 changing regulations on small loans and creating a new category of loan, an unsecured consumer installment loan.

Order #42 Agenda #45 A-B

In the Matter of Pay Immediate (hand cut) Checks: A. January, 2018; B. Direct debit claims for pay 02/05/18.

Repay made a motion, seconded by Tippy, to approve the pay Immediate (hand cut) Checks for January, 2018 and the Direct debit claims for pay 02/05/18. Motion carried 3-0.

Order #43 Agenda #46 A-B

In the Matter of Appointments: A. Whiting Library Board (1); B. Merit System Board (1).

Repay made a motion, seconded by Tippy, to defer the appointments in Item #46 A & B. Motion carried 3-0.

Order #44 Agenda #47A

In the Matter of Reports: Staff Reports – A. Commissioners' Attorney report concerning the meeting of February 7, 2018.

Comes now, Attorney Dull, with staff reports, report is notice of action taken from things to do from February 7, 2018 Board of Commissioners meeting.

Repay made a motion, seconded by Tippy, to approve the report concerning the meeting of February 7, 2018. Motion carried 3-0.

STAFF REPORTS

Brenda Koselke

From: John Dull <jsdull@yahoo.com>
Sent: Wednesday, February 07, 2018 3:20 PM
To: Allen, Kyle W; Mike Repay; Jerry Tippy; Thomas Kuhn; Marian M Redmond-Ivey; Brown, Timothy A; Brenda Koselke; Blanchard, Larry; Ned Kovachevich
Subject: Commissioners Meeting Follow-Up

Attached is the notice of action taken as a follow up from today's meeting.

1. We prepared and sent to Marian a notice to put in the paper for the sale of 1916 Wallace.
2. Through the help of Ned Kovachevich who arranged for someone to go on site the property is being boarded up.
3. Don Guernsey has been notified about 1916 Wallace.
4. Tom Kuhn is being given copies of the spec. and submission from Production Distribution Co., and LTN Solutions, Inc. I reviewed the project and the price per item sheets that were submitted because there is a big difference in some of the individual items as priced. Tom is going to compare the performance base spec against the product type that the parties submitted especially with reference to the jail.
5. Tom Kuhn submitted his comments on the draft public works construction contract and I made every change he suggested. There were four. Rose and I then typed up the contract after we received information from Tim Brown and forwarded it to both Alex and Matt Gariup. I then took the contract that we prepared and put it in a file which Brenda has for the next meeting. The Gariups were instructed to execute 3 copies and return them to us. These will be given to Brenda. Then they have to be given to the Auditor evidence of workers comp, insurance and liability insurance. When that happens there is already a notice to proceed in the file that is in Brenda's possession. When I am informed from the Auditor that they have this I will then inform Brenda to send the Notice to Proceed.

This covers the items that were noted at the meeting.

Sincerely yours,
 John S. Dull
 Attorney at Law

This transmission (and/or documents accompanying it) may contain confidential information belonging to the sender which is protected by the attorney-client privilege. The information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this transmission in error, please immediately notify us by return email.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

[Handwritten signatures and stamps]
 MADE A MATTER OF PUBLIC RECORD
 THIS *[Handwritten date]* DAY OF *[Handwritten month]* 20 *[Handwritten year]*

Order #45 Agenda #48

In the Matter of Commentary – Comments from other elected officials present.

Comes now, Councilman Strong, before the Board of Commissioners, with commentary, spoke regarding an invitation for lunch, along with Mr. Cole, at Community Corrections where the food is prepared and served by a private company. Mr. Strong continued comment stating that he found it to be a great service very reasonable cost and the lunch was absolutely great and satisfying and overall he was impressed and ate with the in-custody's. Brief discussion continued between Board members and Councilman Strong regarding overall cost savings.

The next Board of Commissioners Regular Meeting will be held on Wednesday, March 21, 2018 at 10:00 A.M.

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

The following officials were Present:
Attorney Dull

KYLE ALLEN Sr., PRESIDENT

MICHAEL REPAY, COMMISSIONER

JERRY TIPPY, COMMISSIONER

ATTEST:

JOHN E. PETALAS, LAKE COUNTY AUDITOR