

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

And now in obedience to such call, come Christine Cid, Vice-President, David Hamm, Pete Lindemulder, Ted Bilski, Randy Niemeyer and Clorius Lay, County Councilpersons, together with Tom O'Donnell and Ray Szarmach, County Council Attorneys. Council President Charlie Brown was absent.

In the Matter of Minutes – April 11, 2023

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

ORDINANCE #1483

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

	Appropriation Requested	Appropriated
County General Fund 1001		
<u>Coroner's Office 1007</u>		
61239 Clothing Allowance Pay	\$220.01	\$220.01
64420 Office Machines	\$6,991.00	\$6,991.00
Park & Recreation Fund 1107		
<u>Parks &amp; Recreation 9203</u>		
64120 Land Improvements	\$750,000.00	\$750,000.00
Reassessment 2015 Fund 1337		
<u>Calumet Twp. Assessor 2002</u>		
63190 Other Professional Service	\$455,000.00	\$455,000.00
<u>Calumet Twp. Assessor 2002 – Reduction</u>		
61100 Overtime	(\$15,000.00)	(\$15,000.00)
61190 Part-Time	(\$122,000.00)	(\$122,000.00)
62110 Office Supplies	(\$9,000.00)	(\$9,000.00)
62230 Clothing	(\$2,134.00)	(\$2,134.00)
Family Recovery Court Grant Fund 9345		
<u>Juvenile Court 4005</u>		
62110 Office Supplies	\$1,000.00	\$1,000.00
63231 Travel – Registration	\$2,000.00	\$2,000.00
63233 Travel – Lodging	\$370.00	\$370.00
63234 Travel – Trans/Other	\$2,370.00	\$2,370.00
63310 Printing	\$2,615.00	\$2,615.00
63995 Other Services & Charges	\$1,645.00	\$1,645.00

Adopted this 9<sup>th</sup> day of May, 2023.

TRANSFER OF FUNDS CERTIFICATE

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

	Requested	Approved
<u>Lake Sup. Court County Division Room 2 Deferred 4/11/2023</u>		
General Fund 1001		
From: 1001-61120 Professionals	\$28,500.00	\$28,500.00
To: 1001-63190 Other Professional Service	\$28,500.00	\$28,500.00
 <u>Sheriff 8001</u>		
Hmlnd Sec. Nonpriority Project Fund 8416		
From: 8416-63190 Other Professional Service	\$50,263.48	\$50,263.48
To: 8416-64440 Motor Vehicles	\$50,263.48	\$50,263.48
 <u>Juvenile Court 4005</u>		
LC Community Corrections Grant Fund 9391		
From: 9391-62410 Other Supplies	\$600.00	\$600.00
9391-63231 Travel – Registration	\$100.00	\$100.00
9391-63232 Travel – Meals	\$315.00	\$315.00
9391-63233 Travel – Lodging	\$1,096.00	\$1,096.00
9391-63234 Travel – Trans/Other	\$58.86	\$58.86
9391-63235 Travel – Mileage	\$3,298.00	\$3,298.00
9391-63920 Food & Lodging	\$300.00	\$300.00
To: 9391-63995 Other Services & Charges	\$4,767.88	\$4,767.88
9391-64490 Other Equipment	\$999.98	\$999.98

Additional

	Made Motion	Seconded	
<u>County General Fund 1001</u>			
Coroner's Office 1007 (\$7,211.01)	Niemeyer	Hamm	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes,1-absent.
 <u>Park &amp; Recreation Fund 1107</u>			
Parks & Recreation 9203 (\$750,000)	Niemeyer	Hamm	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes,1-absent.
 <u>Reassessment 2015 Fund 1337</u>			
Calumet Twp. Assessor 2002 (\$455,000)	Hamm	Bilski	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes,1-absent.
 <u>Reassessment 2015 Fund 1337</u>			
Calumet Twp. Assessor 2002 – <b>Reduction</b> (-\$148,134)	Hamm	Bilski	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes,1-absent.
 <u>Family Recovery Court Grant Fund 9345</u>			
Juvenile Court 4005 (\$10,000)	Hamm	Bilski	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes,1-absent.

Transfers

	Made Motion	Seconded	
<u>Lake Sup. Court County Division Room 2 Deferred 4/11/2023</u>			
General Fund 1001 (\$28,500.00)	Hamm	Bilski	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes, 1-absent.
<u>Sheriff 8001</u>			
Hmlnd Sec. Nonpriority Project Fund 8416 (\$50,263.48)	Niemeyer	Hamm	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes, 1-absent.
<u>Juvenile Court 4005</u>			
LC Community Corrections Grant Fund 9391 (\$5,767.86)	Hamm	Bilski	Majority voted yes. Brown was absent. Motion to approve Carried 6-yes, 1-absent.

In the Matter of Lake Sup. Ct. County Div. Rm. 2 4003 – Revised 144 – County General Fund 1001

Hamm made the motion, seconded by Lay, to approve the following Revised 144:

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12537-001 Pauper Attorney	\$28,500.00	\$0.00	(\$28,500.00)

Majority voted yes. Brown was absent. Motion to approve Revised 144 carried 6-yes, 1-absent.

In the Matter of Juvenile Court 4005 – Create 2 New Line Items – Family Recovery Court Grant Fund 9345

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

62110 Office Supplies  
63310 Printing

Majority voted yes. Brown was absent. Motion to approve the creation of new line items carried 6-yes, 1-absent.

In the Matter of Juvenile Court 4005 – Revised 144 – County General Fund 1001 – Effective 04-10-2023

Hamm made the motion, seconded by Bilski, to approve the following Revised 144 effective 4-10-2023:

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12428-007 Probation Officer	\$41,021.00	\$38,107.00	(\$2,914.00)

Majority voted yes. Brown was absent. Motion to approve Revised 144 effective 4-10-2023 carried 6-yes, 1-absent.

In the Matter of Juvenile Court 4005 – Create New Line Item – LC Community Corrections Grant Fund 9391

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

64490 Other Equipment

Majority voted yes. Brown was absent. Motion to approve creation of new line item carried 6-yes, 1-absent.

In the Matter of Auditor 1002 - Revised 144 – Auditor's Endorsement Fees Fund 7293 – Effective 05-08-2023

Hamm made the motion, seconded by Bilski, to approve the following Revised 144 effective 5-8-2023:

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
39002-042 Supplemental Pay -NGenFnd	\$9,193.00	\$4,593.00	(\$4,600.00)
39002-039 Supplemental Pay -NGenFnd	\$10,150.00	\$14,750.00	\$4,600.00

Majority voted yes. Brown was absent. Motion to approve Revised 144 effective 5-8-2023 carried 6-yes,1-absent.

In the Matter of Sheriff 8001 – Revised 144 – County General Fund 1001

Niemeyer made the motion, seconded by Lay, to approve the following Revised 144:

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
11114-001 Dir. of School Safety & Security	\$77,460.00	\$0.00	(\$77,460.00)
Xxxxx-Xxx School Safety Analyst	\$0.00	\$38,730.00	\$38,730.00
Xxxxx-Xxx School Safety Analyst	\$0.00	\$38,730.00	\$38,730.00

Majority voted yes. Brown was absent. Motion to approve Revised 144 carried 6-yes,1-absent.

In the Matter of Sheriff 8001 – Create New Line Item – Homeland Security Nonpriority Project Fund 8416

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

64440 Motor Vehicles

Majority voted yes. Brown was absent. Motion to approve creation of new line item carried 6-yes,1-absent.

In the Matter of Sheriff 8001 – Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – US Department of Homeland Security - Indiana Department of Homeland Security = 2023 State Homeland Security Program - Priority Project Category Grant Application

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

In the Matter of Sheriff 8001 – Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – US Department of Homeland Security – Indiana Department of Homeland Security = 2023 State Homeland Security Program – Non-Priority Project Category Grant Application

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

In the Matter of Community Corrections 9101 – Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – Indiana Department of Corrections – Community Corrections and Justice Reinvestment Program = FY 2024 Community Corrections and Justice Reinvestment Program Grant Application

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

In the Matter of Community Corrections 9101 – Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – Securing Addiction-Free Environments (SAFE) Coalition – SAFE Grant Program (administered by Geminus Corporation) = 2023-2024 SAFE Grant Application

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

In the Matter of Lake Sup. Ct. County Div. Rm. 3 4004 – Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – Indiana Supreme Court – Office of Court Services – Veterans Treatment Court Grant Program = FY 2024 Veterans Treatment Court Grant Application

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



In the Matter of Emergency Management 9304 – Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – US Department of Homeland Security – Indiana Department of Homeland Security = 2023 State Homeland Security Program – Priority Project Category Grant Application

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

In the Matter of Citizen Appointment(s) – County Domestic Violence Fatality Review Team – Protective Service Employee (Shall) **Deferred April**

Hamm made the motion, seconded by Lay, to defer to June 13, 2023. Majority voted yes. Brown was absent. Motion to defer to June 13, 2023 carried 6-yes,1-absent.

In the Matter of Citizen Appointment(s) – Convention & Tourism Bureau – 8<sup>th</sup> Largest Town, Republican (Shall)

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

Niemeyer made the motion to nominate Doug Spencer.

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

Niemeyer made the motion, seconded by Hamm, to seat Doug Spencer. Majority voted yes. Brown was absent. Motion to seat Doug Spencer carried 6-yes,1-absent.

In the Matter of Citizen Appointment(s) – Lake County Corrections Merit System Board – One Member (Shall)

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

Hamm made the motion to nominate Robert Paulson.

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

Bilski made the motion, seconded by Hamm, to seat Robert Paulson. Majority voted yes. Brown was absent. Motion to seat Robert Paulson carried 6-yes,1-absent.

In the Matter of Notice to Taxpayers of Public Hearing on Proposed Additional Appropriations for the Lake Ridge Fire Protection District

Public hearing was opened.

There were no remonstrators present.

Bilski made the motion, seconded by Hamm, to close Public Hearing. Majority voted yes. Brown was absent. Motion to close Public Hearing carried 6-yes,1-absent.

In the Matter of Joint Interlocal Cooperation Agreement by and Between the Town of Cedar Lake, Indiana and Lake County, Indiana for Improvement Costs which will be Incurred by the Town for Water Well Exploration, Drilling, Testing and Idem Permitting Activities Projects

Niemeyer made the motion, seconded by Hamm, to approve Joint Interlocal Cooperation Agreement by and between the Town of Cedar Lake. Majority voted yes. Brown was absent. Motion to approve Joint Interlocal Cooperation Agreement by and between the Town of Cedar Lake carried 6-yes,1-absent.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE TOWN OF CEDAR LAKE, INDIANA AND LAKE COUNTY, INDIANA FOR IMPROVEMENT COSTS WHICH WILL BE INCURRED BY THE TOWN FOR WATER WELL EXPLORATION, DRILLING, TESTING AND IDEM PERMITTING ACTIVITIES PROJECTS**

THIS JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE TOWN OF CEDAR LAKE, INDIANA AND LAKE COUNTY, INDIANA FOR IMPROVEMENT COSTS WHICH WILL BE INCURRED BY THE TOWN FOR WATER WELL EXPLORATION, DRILLING, TESTING AND IDEM PERMITTING ACTIVITIES PROJECTS (hereinafter referred to as this "Agreement") is made and entered into in accordance with Indiana Code §36-1-7, *et seq.*, as amended from time to time, by and between the TOWN OF CEDAR LAKE, Lake County, Indiana, a Municipal Corporation, by its TOWN COUNCIL as its executive and fiscal body (hereinafter referred to as "CEDAR LAKE"), and LAKE COUNTY, INDIANA, a unit of local government, by its BOARD OF COUNTY COMMISSIONERS as its executive and its COUNTY COUNCIL as its fiscal body (hereinafter referred to as "COUNTY").

**RECITALS**

**WHEREAS**, CEDAR LAKE is a unit of local government located in Lake County, Indiana, with jurisdiction over real property located within the Municipal Corporate Boundaries of CEDAR LAKE; and

**WHEREAS**, COUNTY is a unit of local government located in Lake County, Indiana, with jurisdiction over certain real property located within the corporate boundaries of Lake County; and

**WHEREAS**, CEDAR LAKE and COUNTY have each been advised that the provisions of Indiana Code §36-1-7-1, *et seq.* (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

**WHEREAS**, CEDAR LAKE and 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**, CEDAR LAKE and 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, for improvement costs which will be incurred by the Town for water well exploration, drilling, testing and IDEM permitting activities projects, hereafter referred to as the WATER IMPROVEMENT PROJECT; and

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

WHEREAS, CEDAR LAKE, and COUNTY have determined that entry into a joint interlocal cooperation agreement for the WATER IMPROVEMENT PROJECT is a public improvement in the best interests of the residents of CEDAR LAKE and 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.

**COVENANTS**

NOW, THEREFORE, CEDAR LAKE and 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 its effective date to completion and acceptance of the Project as defined herein.

**SECTION 2: PURPOSE.**

The purpose of this Agreement is to set forth and establish the responsibilities and obligations of CEDAR LAKE and COUNTY concerning the WATER IMPROVEMENT PROJECT.

**SECTION 3: EFFECTIVE DATE**

The effective date of this act shall be after the agreement has been signed by a majority of the elected officials of each party necessary to constitute an official act and a copy of the executed agreement is placed on record and filed with the Lake County Recorder.

**SECTION 4: PROJECT DEFINED.**

This Project is for improvement costs which will be incurred by the Town for water well exploration, drilling, testing and IDEM permitting activities that will improve public health and economic conditions which will benefit the citizens of Lake County, Indiana. *See attached Exhibit "A", Resolution No. 2022-82*

**SECTION 5: PROJECT FUNDING.**

COUNTY agrees to pay to CEDAR LAKE within thirty (30) days of CEDAR LAKE commencing the Project, the amount of SIX HUNDRED FIFTY THOUSAND DOLLARS and NO CENTS (\$650,000.00) to help fund the Project. This contribution of COUNTY is solely for improvement costs CEDAR LAKE will incur for the WATER IMPROVEMENT PROJECT improvement.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION 6: ADMINISTRATION AND AUTHORITY DELEGATION.**

- A. This Agreement shall be administered as follows:
  - 1) CEDAR LAKE shall use the funds for improvement costs which will be incurred by the Town for water well exploration, drilling, testing and IDEM permitting activities projects.
  - 2) With the \$650,000.00 received from LAKE COUNTY, CEDAR LAKE shall use the funds for improvement costs which will be incurred by the Town for water well exploration, drilling, testing and IDEM permitting activities projects.
- B. The CLERK-TREASURER OF THE TOWN OF CEDAR LAKE, LAKE COUNTY is hereby designated to receive, disburse, and account for all funds pursuant to this Agreement.
- C. CEDAR LAKE shall use the funds in accordance with all state and local rules and laws.
- D. Because the COUNTY will have no supervisory responsibility for the purchases made by CEDAR LAKE, the COUNTY will not be in privity of contract with any person or company contacted by CEDAR LAKE to complete the project, and COUNTY'S only involvement during the project is to provide funding, the County of Lake and any and all of its elected officials, appointed officials, offices, departments, divisions, employees, to include those of the Lake County Highway Department shall not be liable for and CEDAR LAKE shall hold the aforementioned unit, bodies, and persons harmless from any loss or damage to any party that may occur during this water improvement project.
- E. The project will be deemed completed when CEDAR LAKE certifies to COUNTY the project has been completed and provides COUNTY with a detailed list of how the funds were used for the project.

**SECTION 7: 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 8: AMENDMENTS.**

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

**SECTION 9: FORCE MAJEURE.**

Except as otherwise provided in this Agreement, CEDAR LAKE and COUNTY, 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

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

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 CEDAR LAKE and COUNTY, which was not avoidable in the exercise of reasonable care and foresight.

**SECTION 10: 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:

Cedar Lake Town Council Council President 7408 Constitution Ave. Cedar Lake, In 46303	Commissioner Mike Repay 2293 North Main Street Crown Pt., In 46307	Councilman Charlie Brown 2293 North Main Street Crown Pt., In 46307
--	--	---

**SECTION 11: CAPTIONS.**

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

**SECTION 12: 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 13: 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 14: MATERIAL DISPUTE.**

The parties agree that CEDAR LAKE and COUNTY shall meet for resolution purposes. Thereafter, if the dispute is unable to be resolved, the Parties agree that the dispute will be governed by the laws of the State of Indiana in a court of competent jurisdiction. The Parties agree that each Party shall be responsible for its own attorney fees, absent any applicable provision of law to the contrary.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION 15: COUNTERPARTS.**

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

**SECTION 16: RECORDING AND FILING.**

- A. Before this Agreement takes effect, it must be recorded with the Office of the Lake County Recorder.
- B. 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.

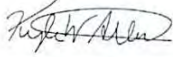
**SECTION 17: PUBLIC ACTION AND RATIFICATION.**

- A. Because there exists a situation where time is of the essence, the parties will have their respective elected officials sign the agreement to make it effective and then ratify it at a subsequent public meeting.
- B. To be effective with a retroactive ratification, the following must occur at a public meeting:
  - 1) The Town Council as the executive and fiscal body of the Town of CEDAR LAKE, Lake County, Indiana, a Municipal Corporation.
  - 2) The Lake County Council as the fiscal body of the County of Lake, Indiana.
  - 3) The Board of Commissioners as the county executive of the County of Lake, Indiana.

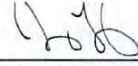
DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this 19th day of April, 2023.

LAKE COUNTY, INDIANA  
BOARD OF COMMISSIONERS:

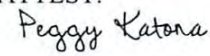


Kyle Allen, Sr., 1<sup>st</sup> District



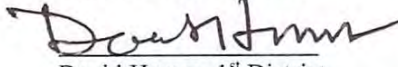
Jerry Tippy, 2<sup>nd</sup> District

Michael C. Repay, 3<sup>rd</sup> District

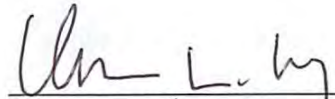
ATTEST:  


Peggy Katona, Auditor

LAKE COUNTY, INDIANA  
COUNTY COUNCIL:



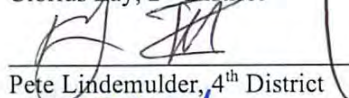
David Hamm, 1<sup>st</sup> District



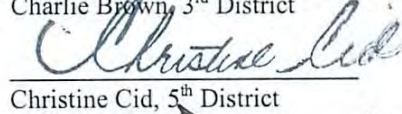
Clorius Lay, 2<sup>nd</sup> District

ABSENT

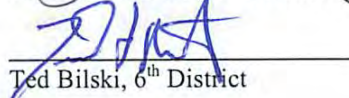
Charlie Brown, 3<sup>rd</sup> District



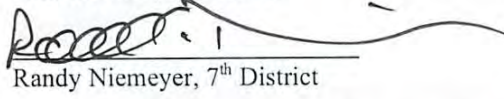
Pete Lindemulder, 4<sup>th</sup> District



Christine Cid, 5<sup>th</sup> District



Ted Bilski, 6<sup>th</sup> District



Randy Niemeyer, 7<sup>th</sup> District

Signed by Lake County Council on 5/9/2023

Digital Sign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this \_\_\_\_\_ day of \_\_\_\_\_, 2023.**

**CEDAR LAKE, INDIANA  
TOWN COUNCIL:**

\_\_\_\_\_  
Robert H. Carnahan, 1<sup>st</sup> Ward

\_\_\_\_\_  
John C. Foreman, 2<sup>nd</sup> Ward

\_\_\_\_\_  
Julie A. Rivera, 3<sup>rd</sup> Ward

\_\_\_\_\_  
Ralph J. Miller, 4<sup>th</sup> Ward

\_\_\_\_\_  
Randall C. Niemyer, 5<sup>th</sup> Ward

\_\_\_\_\_  
Colleen D. Schieben, 6<sup>th</sup> Ward

\_\_\_\_\_  
Richard Sharpe, 7<sup>th</sup> Ward

ATTEST:

\_\_\_\_\_  
Jennifer N. Sandberg,  
Clerk-Treasurer



In the Matter of Joint Interlocal Cooperation Agreement by and Between the Town of Griffith, Indiana and Lake County, Indiana for a Storm Water Project to Purchase a Trash Raker to be Used at the Inlet Tunnel Located at Cady Marsh Ditch

Lay made the motion, seconded by Hamm, to approve Joint Interlocal Cooperation Agreement by and between the Town of Griffith. Majority voted yes. Brown was absent. Motion to approve Joint Interlocal Cooperation Agreement by and between the Town of Griffith carried 6-yes,1-absent.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE TOWN OF GRIFFITH, INDIANA AND LAKE COUNTY, INDIANA FOR A STORM WATER PROJECT TO PURCHASE A TRASH RAKER TO BE USED AT THE INLET TUNNEL LOCATED AT CADY MARSH DITCH**

THIS JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE TOWN OF GRIFFITH, INDIANA AND LAKE COUNTY, INDIANA FORA **STORM WATER PROJECT TO PURCHASE A TRASH RAKER TO BE USED AT THE INLET TUNNEL LOCATED AT CADY MARSH DITCH** (hereinafter referred to as this "Agreement") is made and entered into in accordance with Indiana Code §36-1-7, *et seq.*, as amended from time to time, by and between the TOWN OF GRIFFITH, Lake County, Indiana, a Municipal Corporation, by its TOWN COUNCIL as its executive and fiscal body (hereinafter referred to as "GRIFFITH"), and LAKE COUNTY, INDIANA, a unit of local government, by its BOARD OF COUNTY COMMISSIONERS as its executive and its COUNTY COUNCIL as its fiscal body (hereinafter referred to as "COUNTY").

**RECITALS**

**WHEREAS**, GRIFFITH is a unit of local government located in Lake County, Indiana, with jurisdiction over real property located within the Municipal Corporate Boundaries of GRIFFITH; and

**WHEREAS**, COUNTY is a unit of local government located in Lake County, Indiana, with jurisdiction over certain real property located within the corporate boundaries of Lake County; and

**WHEREAS**, GRIFFITH and COUNTY have each been advised that the provisions of Indiana Code §36-1-7-1, *et seq.* (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

**WHEREAS**, GRIFFITH and 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**, GRIFFITH and 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 purchase a trash raker to be used at the inlet tunnel located at Cady Marsh Ditch, hereafter referred to as the CADY MARSH DITCH PROJECT; and

**WHEREAS**, GRIFFITH, and COUNTY have determined that entry into a joint interlocal cooperation agreement for the CADY MARSH DITCH PROJECT is a public improvement in the best interests of the residents of GRIFFITH and COUNTY, and therefore, have determined that it is advisable to enter into and become a participating unit under such a joint interlocal

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

cooperation agreement pursuant to the applicable provisions of State Law, as amended from time to time.

**COVENANTS**

NOW, THEREFORE, GRIFFITH and 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 its effective date to completion and acceptance of the Project as defined herein.

**SECTION 2: PURPOSE.**

The purpose of this Agreement is to set forth and establish the responsibilities and obligations of GRIFFITH and COUNTY concerning the CADY MARSH DITCH PROJECT.

**SECTION 3: EFFECTIVE DATE**

The effective date of this act shall be after the agreement has been signed by a majority of the elected officials of each party necessary to constitute an official act and a copy of the executed agreement is placed on record and filed with the Lake County Recorder.

**SECTION 4: PROJECT DEFINED.**

This Project is a storm water project to purchase a trash raker to be used at the inlet tunnel located at Cady Marsh Ditch, that will improve public health and economic conditions which will benefit the citizens of Lake County, Indiana. *See attached Exhibit "A", Resolution No. 2022-86*

**SECTION 5: PROJECT FUNDING.**

COUNTY agrees to pay to GRIFFITH within thirty (30) days of GRIFFITH commencing the Project, the amount of THREE HUNDRED THOUSAND THIRTEEN DOLLARS and NO CENTS (\$313,000.00) to help fund the Project. This contribution of COUNTY is solely for improvement costs GRIFFITH will incur for the CADY MARSH DITCH PROJECT improvement.

**SECTION 6: ADMINISTRATION AND AUTHORITY DELEGATION.**

A. This Agreement shall be administered as follows:

- 1) GRIFFITH shall purchase a trash raker to be used at the inlet tunnel located at Cady Marsh Ditch.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

- 2) With the \$313,000.00 received from LAKE COUNTY, GRIFFITH shall purchase the trash raker to be used at the inlet tunnel located at Cady Marsh Ditch.
- B. The CLERK-TREASURER OF THE TOWN OF GRIFFITH, LAKE COUNTY is hereby designated to receive, disburse, and account for all funds pursuant to this Agreement.
- C. GRIFFITH shall purchase the trash raker in accordance with all state and local rules and laws.
- D. Because the COUNTY will have no supervisory responsibility for the purchase made by GRIFFITH, the COUNTY will not be in privity of contract with any person or company contacted by GRIFFITH to make the purchase, and COUNTY'S only involvement during the purchase is to provide funding, the County of Lake and any and all of its elected officials, appointed officials, offices, departments, divisions, employees, to include those of the Lake County Highway Department shall not be liable for and GRIFFITH shall hold the aforementioned unit, bodies, and persons harmless from any loss or damage to any party that may occur during this purchase.
- E. The purchase will be deemed completed when GRIFFITH certifies to COUNTY the purchase has been made and provides COUNTY with a copy of said purchase invoice.

**SECTION 7: 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 8: AMENDMENTS.**

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

**SECTION 9: FORCE MAJEURE.**

Except as otherwise provided in this Agreement, GRIFFITH and COUNTY, 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 GRIFFITH and COUNTY, which was not avoidable in the exercise of reasonable care and foresight.

DocuSign Envelope ID: C81EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION 10: 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:

Griffith Town Council Council President 111 N. Broad Street Griffith, In 46319	Commissioner Mike Repay 2293 North Main Street Griffith, In 46307	Councilman Charlie Brown 2293 North Main Street Griffith, In 46307
---	---	--

**SECTION 11: CAPTIONS.**

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

**SECTION 12: 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 13: 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 14: MATERIAL DISPUTE.**

The parties agree that GRIFFITH and COUNTY shall meet for resolution purposes. Thereafter, if the dispute is unable to be resolved, the Parties agree that the dispute will be governed by the laws of the State of Indiana in a court of competent jurisdiction. The Parties agree that each Party shall be responsible for its own attorney fees, absent any applicable provision of law to the contrary.

**SECTION 15: COUNTERPARTS.**

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

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION 16: RECORDING AND FILING.**

- A. Before this Agreement takes effect, it must be recorded with the Office of the Lake County Recorder.
- B. 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.

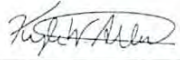
**SECTION 17: PUBLIC ACTION AND RATIFICATION.**

- A. Because there exists a situation where time is of the essence, the parties will have their respective elected officials sign the agreement to make it effective and then ratify it at a subsequent public meeting.
- B. To be effective with a retroactive ratification, the following must occur at a public meeting:
  - 1) The Town Council as the executive and fiscal body of the Town of Griffith, Lake County, Indiana, a Municipal Corporation.
  - 2) The Lake County Council has the fiscal body of the County of Lake, Indiana.
  - 3) The Board of Commissioners as the county executive of the County of Lake, Indiana.

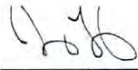
DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

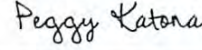
IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this 19th day of April, 2023.

LAKE COUNTY, INDIANA  
BOARD OF COMMISSIONERS:

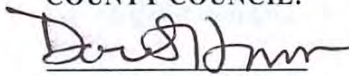
  
\_\_\_\_\_  
Kyle Allen, Sr., 1<sup>st</sup> District

\_\_\_\_\_  
Michael C. Repay, 3<sup>rd</sup> District

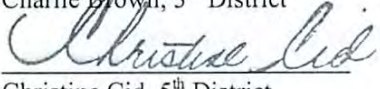
  
\_\_\_\_\_  
Jerry Tippy, 2<sup>nd</sup> District

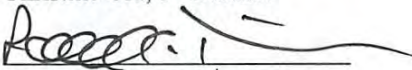
ATTEST:  
  
\_\_\_\_\_  
Peggy Katona, Auditor

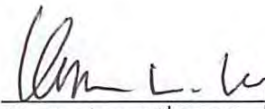
LAKE COUNTY, INDIANA  
COUNTY COUNCIL:

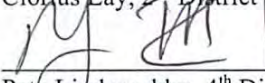
  
\_\_\_\_\_  
David Hamm, 1<sup>st</sup> District

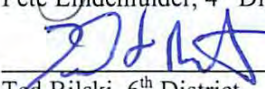
ABSENT  
\_\_\_\_\_  
Charlie Brown, 3<sup>rd</sup> District

  
\_\_\_\_\_  
Christine Cid, 5<sup>th</sup> District

  
\_\_\_\_\_  
Randy Niemeyer, 7<sup>th</sup> District

  
\_\_\_\_\_  
Clorius Lay, 2<sup>nd</sup> District

  
\_\_\_\_\_  
Pete Lindemulder, 4<sup>th</sup> District

  
\_\_\_\_\_  
Ted Bilski, 6<sup>th</sup> District

Signed by Lake County Council on 5/9/2023

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this \_\_\_\_\_ day of \_\_\_\_\_, 2023.**

**GRIFFITH, INDIANA  
TOWN COUNCIL:**

\_\_\_\_\_  
Jim Marker, 1<sup>st</sup> Ward

\_\_\_\_\_  
Larry Ballah, 2<sup>nd</sup> Ward

\_\_\_\_\_  
Rick Ryfa, 3<sup>rd</sup> Ward

\_\_\_\_\_  
Melissa Robbins, 4<sup>th</sup> Ward

\_\_\_\_\_  
Tony F. Hobson, 5<sup>th</sup> Ward

ATTEST:

\_\_\_\_\_  
Gina Smith, Clerk-Treasurer

In the Matter of Joint Interlocal Cooperation Agreement by and Between the Town of Schererville, Indiana and Lake County, Indiana for the Relining of Approximately Eight Hundred Feet (800') of 72" Corrugated Metal Culvert Pipe near Inverness Lane

Lindemulder made the motion, seconded by Bilski, to approve Joint Interlocal Cooperation Agreement by and between the Town of Schererville. Majority voted yes. Brown was absent. Motion to approve Joint Interlocal Cooperation Agreement by and between the Town of Schererville carried 6-yes, 1-absent.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**JOINT INTERLOCAL COOPERATION AGREEMENT  
BY AND BETWEEN  
THE TOWN OF SCHERERVILLE, LAKE COUNTY, INDIANA,  
AND LAKE COUNTY, INDIANA**

**THIS JOINT INTERLOCAL COOPERATION AGREEMENT** is made and entered into by and between the TOWN OF SCHERERVILLE, LAKE COUNTY, INDIANA, a Municipal Corporation, organized and existing under the laws of the State of Indiana ("Schererville"), and LAKE COUNTY, INDIANA, a political subdivision of the State of Indiana, acting by and through its Executive, the Lake County Board of Commissioners ("Lake County") (collectively "Parties").

**RECITALS**

**WHEREAS**, Schererville and Lake County seek to enter into this Joint Interlocal Cooperation Agreement for the purpose of cooperating with each other and setting forth the Parties' contribution toward the relining of approximately eight hundred feet (800') of 72" corrugated metal culvert pipe near Inverness Lane in Schererville, Lake County, Indiana ("Project"); and

**WHEREAS**, the Parties agree that the Project will provide benefit to the citizens of each of Schererville and Lake County; and

**WHEREAS**, the Parties have engaged NIES Engineering Inc. to render an Opinion of Probable or Estimated Costs for the Project, which is the amount of Nine Hundred Eighty Thousand, Nine Hundred Ninety-Two and 00/100 (\$980,992.00) Dollars; and

**WHEREAS**, the Parties have agreed to share the costs of the Project with Lake County contributing Two Hundred Fifty Thousand (\$250,000) Dollars, and Schererville contributing the remainder. The Town of Schererville shall be responsible for all aspects of the construction portion of the project referenced herein, and shall hold Lake County harmless thereon.

**NOW, THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, IT IS AGREED BY THE PARTIES HERETO AS FOLLOWS:**

**SECTION ONE.** That the prefatory statements set out above are incorporated herein, and made an integral part hereof.



DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION TWO.** Schererville shall design, contract for, and provide oversight for the construction of the Project.

**SECTION THREE.** Schererville shall contribute and pay the total cost of the Project, minus the amount of \$250,000.00 toward the Project.

**SECTION FOUR.** Lake County shall contribute and pay the sum of Two Hundred Fifty Thousand (\$250,000) Dollars toward the Project on or before May 9, 2023.

**SECTION FIVE. Remedies.** Any Party to this Agreement may enforce any provision thereof by any remedy available at law or in equity. Prior to filing suit, a Party who determines it has been aggrieved by any violation of any provision of this Agreement by the other Party shall first give written notice of such grievance or violation of this Agreement to the other Party and shall afford a period of at least Thirty (30) days in which the other Party may cure the violation. The prevailing Party in any litigation to enforce this Agreement shall be entitled to recover its reasonable attorney fees and expenses of litigation from the other Party or Parties.

**SECTION SIX. Assignment.** No Party to this Agreement shall assign its rights or obligations hereunder without the express written consent of the other Parties obtained and delivered in the manner required by applicable law.

**SECTION SEVEN. Entire Agreement.** This instrument contains the entire Agreement of the Parties. No promise, term, condition or representation which is not contained herein shall have any force or effect.

**SECTION EIGHT. Anti-Waiver Provision.** The waiver by any Party of any right granted under this agreement upon any occasion shall not operate as a waiver of the same right on any subsequent occasion.

**SECTION NINE. Governing Law.** This instrument shall be governed by and construed under the applicable laws of the State of Indiana, including I.C. §36-1-7, et seq., as amended.

**SECTION TEN. Other Provisions.** This instrument shall be deemed to be severable, such that, in the event that any provision hereof is deemed to be invalid or unenforceable by any court of competent jurisdiction, the remainder of the Agreement shall remain in effect to the extent practicable. This Agreement may be amended only in writing, adopted and executed in the same manner as the Agreement was itself adopted.

**SECTION ELEVEN. Notices.** All notices required to be given under this Agreement shall be in writing, delivered by courier or U.S. Mail, certified, return receipt requested, and directed to:

If to Schererville:  
James M. Gorman, Town Manager  
10 East Joliet Street  
Schererville IN 46375

If to the County:  
President, Lake County Board of Commissioners  
and  
Office of the Lake County Attorney  
2293 North Main Street  
Crown Point, IN 46307

with a copy to:  
David M. Austgen, Esq.  
Schererville Town Attorney  
10 E. Joliet St.  
Schererville, IN 46375

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

Parties shall inform the other parties in writing of any change of persons and addresses to receive notice from time to time as required.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed and delivered by one (1) of its duly authorized Officers as of the date written.



TOWN OF SCHERERVILLE, LAKE COUNTY,  
INDIANA,  
Through its Town Council

By: Thomas J. Schmitt  
Thomas J. Schmitt  
Town Council President

Attest:

Michael A. Troxell  
Michael A. Troxell, IAMC, CPFIM, CMO  
Clerk-Treasurer

Participant Execution Date: \_\_\_\_\_

LAKE COUNTY BOARD OF COMMISSIONERS  
LAKE COUNTY, INDIANA

By: Kyle W. Allen, Sr.  
Kyle W. Allen, Sr., Commissioner 1<sup>st</sup> District,  
County Board of Commissioners

By: Jerry Tippy  
Jerry Tippy, Commissioner 2<sup>nd</sup> District,  
County Board of Commissioners

By: \_\_\_\_\_  
Michael C. Repay, Commissioner 3<sup>rd</sup> District,  
County Board of Commissioners

Attest:

Peggy Katona  
Peggy Katona, Auditor

Participant Execution Date: April 19, 2023

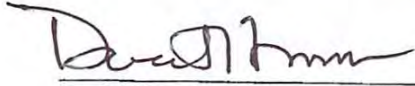
DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

LAKE COUNTY COUNCIL  
LAKE COUNTY, INDIANA

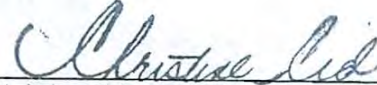
ADOPTED and APPROVED by the Lake County Council on this 9<sup>th</sup> day of  
May 2023.

ABSENT

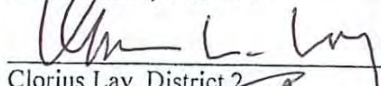
Charlie Brown President, District 3



David Hamm, District 1



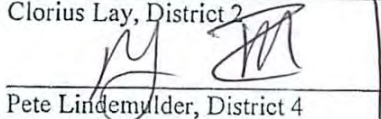
Christine Cid, District 5



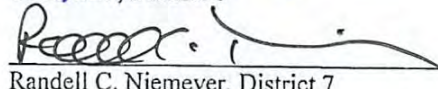
Clorius Lay, District 2



Ted Bilski, District 6



Pete Lindemulder, District 4



Randell C. Niemeyer, District 7

Attest:



Peggy Katona, Auditor

Participant Execution Date: 5/9/2023

In the Matter of Joint Interlocal Cooperation Agreement by and Between the City of Whiting, Indiana and Lake County, Indiana for Reimbursement of a New Water Line Installed in Whiting Downtown Business District

Hamm made the motion, seconded by Niemeyer, to approve Joint Interlocal Cooperation Agreement by and between the City of Whiting. Majority voted yes. Brown was absent. Motion to approve Joint Interlocal Cooperation Agreement by and between the City of Whiting carried 6-yes,1-absent.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF WHITING, INDIANA AND LAKE COUNTY, INDIANA FOR REIMBURSEMENT OF A NEW WATER LINE INSTALLED IN WHITING DOWNTOWN BUSINESS DISTRICT**

THIS JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF WHITING, INDIANA AND LAKE COUNTY, INDIANA FOR REIMBURSEMENT OF A NEW WATER LINE INSTALLED IN WHITING DOWNTOWN BUSINESS DISTRICT (hereinafter referred to as this "Agreement") is made and entered into in accordance with Indiana Code §36-1-7, *et seq.*, as amended from time to time, by and between the CITY OF WHITING, Lake County, Indiana, a Municipal Corporation, by its MAYOR as its executive and its CITY COUNCIL as its fiscal body (hereinafter referred to as "WHITING"), and LAKE COUNTY, INDIANA, a unit of local government, by its BOARD OF COUNTY COMMISSIONERS as its executive and its COUNTY COUNCIL as its fiscal body (hereinafter referred to as "COUNTY").

**RECITALS**

**WHEREAS**, WHITING is a unit of local government located in Lake County, Indiana, with jurisdiction over real property located within the Municipal Corporate Boundaries of WHITING; and

**WHEREAS**, COUNTY is a unit of local government located in Lake County, Indiana, with jurisdiction over certain real property located within the corporate boundaries of Lake County; and

**WHEREAS**, WHITING and COUNTY have each been advised that the provisions of Indiana Code §36-1-7-1, *et seq.* (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

**WHEREAS**, WHITING and 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**, WHITING and 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, for reimbursement of a new water line which was installed in the Whiting downtown business district hereafter referred to as the WHITING WATER LINE PROJECT; and

**WHEREAS**, WHITING, and COUNTY have determined that entry into a joint interlocal cooperation agreement for the WHITING WATER LINE PROJECT is a public improvement in the best interests of the residents of WHITING and COUNTY, and therefore, have determined that it is advisable to enter into and become a participating unit under such a joint interlocal

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

cooperation agreement pursuant to the applicable provisions of State Law, as amended from time to time.

**COVENANTS**

NOW, THEREFORE, WHITING and 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 its effective date to completion and acceptance of the Project as defined herein.

**SECTION 2: PURPOSE.**

The purpose of this Agreement is to set forth and establish the responsibilities and obligations of WHITING and COUNTY concerning the WHITING WATER LINE PROJECT.

**SECTION 3: EFFECTIVE DATE**

The effective date of this act shall be after the agreement has been signed by a majority of the elected officials of each party necessary to constitute an official act and a copy of the executed agreement is placed on record and filed with the Lake County Recorder.

**SECTION 4: PROJECT DEFINED.**

This Project is the installation of a new water line in the Whiting downtown business district that will improve public health and economic conditions which will benefit the citizens of Lake County, Indiana. *See attached Exhibit "A"*

**SECTION 5: PROJECT FUNDING.**

COUNTY agrees to pay to WHITING within thirty (30) days of full execution of this agreement, the amount of THREE HUNDRED THOUSAND DOLLARS and NO CENTS (\$300,000.00) as reimbursement for the Project. This contribution of COUNTY is solely for improvement costs WHITING has incurred for the WHITING WATER LINE PROJECT improvement.

**SECTION 6: ADMINISTRATION AND AUTHORITY DELEGATION.**

A. This Agreement shall be administered as follows:

- 1) WHITING has already contracted with a company and the project is complete. The \$300,000.00 received from LAKE COUNTY, shall reimburse WHITING for costs associated with the project.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

- B. The CLERK-TREASURER OF THE CITY OF WHITING, LAKE COUNTY is hereby designated to receive, disburse, and account for all funds pursuant to this Agreement.
- C. WHITING has supervised all work performed by its contractor as part of the project and determined the work meets reconstruction standards.
- D. WHITING has contracted with a company to perform the improvements and paid for all claims for supplies, materials, services or other expenses for the project.
- E. Because the COUNTY has no supervisory responsibility for the work performed by the contractor employed by WHITING, COUNTY will not be in privity of contract with any person or company contracted by WHITING to perform the work, and COUNTY'S only involvement is to provide reimbursement funding, the County of Lake and any and all of its elected officials, appointed officials, offices, departments, divisions, employees, to include those of the Lake County Highway Department shall not be liable for and WHITING shall hold the aforementioned unit, bodies, and persons harmless from any loss or damage to any party that may occur from the start of the reconstruction to the completion of the project.
- F. The project has been deemed complete by WHITING and has certified to COUNTY that it has been completed.

**SECTION 7: 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 8: AMENDMENTS.**

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

**SECTION 9: FORCE MAJEURE.**

Except as otherwise provided in this Agreement, WHITING and COUNTY, 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 WHITING and COUNTY, which was not avoidable in the exercise of reasonable care and foresight.

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION 10: 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:

Mayor Steve Spebar  
Municipal Building  
1443 119<sup>th</sup> Street  
Whiting, In 46394

Commissioner Mike Repay  
2293 North Main Street  
Crown Point, In 46307

Councilman Charlie Brown  
2293 North Main Street  
Crown Point, In 46307

**SECTION 11: CAPTIONS.**

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

**SECTION 12: 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 13: 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 14: MATERIAL DISPUTE.**

The parties agree that WHITING and COUNTY shall meet for resolution purposes. Thereafter, if the dispute is unable to be resolved, the Parties agree that the dispute will be governed by the laws of the State of Indiana in a court of competent jurisdiction. The Parties agree that each Party shall be responsible for its own attorney fees, absent any applicable provision of law to the contrary.

**SECTION 15: COUNTERPARTS.**

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

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**SECTION 16: RECORDING AND FILING.**

- A. Before this Agreement takes effect, it must be recorded with the Office of the Lake County Recorder.
- B. 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.

**SECTION 17: PUBLIC ACTION AND RATIFICATION.**

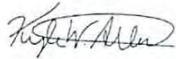
- A. Because there exists a situation where time is of the essence, the parties will have their respective elected officials sign the agreement to make it effective and then ratify it at a subsequent public meeting.
- B. To be effective with a retroactive ratification, the following must occur at a public meeting:
  - 1) The City Council as the fiscal body of the City of WHITING, Lake County, Indiana, a Municipal Corporation.
  - 2) The Mayor as the executive of the City of WHITING, Lake County, Indiana, a Municipal Corporation.
  - 3) The Lake County Council has the fiscal body of the County of Lake, Indiana.
  - 4) The Board of Commissioners as the county executive of the County of Lake, Indiana.



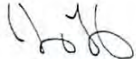
DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

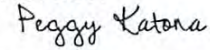
IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this 19th day of April, 2023.

LAKE COUNTY, INDIANA  
BOARD OF COMMISSIONERS:

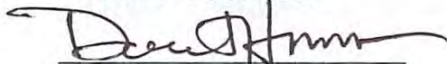
  
\_\_\_\_\_  
Kyle Allen, Sr., 1<sup>st</sup> District

\_\_\_\_\_  
Michael C. Repay, 3<sup>rd</sup> District

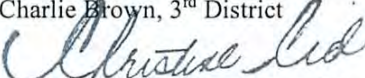
  
\_\_\_\_\_  
Jerry Tippy, 2<sup>nd</sup> District


ATTEST:  
  
\_\_\_\_\_  
Peggy Katona, Auditor

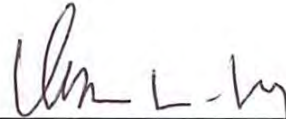
LAKE COUNTY, INDIANA  
COUNTY COUNCIL:

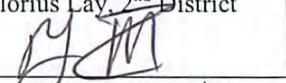
  
\_\_\_\_\_  
David Hamm, 1<sup>st</sup> District

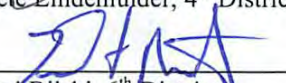
ABSENT  
\_\_\_\_\_  
Charlie Brown, 3<sup>rd</sup> District

  
\_\_\_\_\_  
Christine Cid, 5<sup>th</sup> District

  
\_\_\_\_\_  
Randy Niemeyer, 7<sup>th</sup> District

  
\_\_\_\_\_  
Clorius Lay, 2<sup>nd</sup> District

  
\_\_\_\_\_  
Pete Lindemulder, 4<sup>th</sup> District

  
\_\_\_\_\_  
Ted Bilski, 6<sup>th</sup> District

Signed by Lake County Council on 5/9/2023

DocuSign Envelope ID: C61EDA6D-3F9C-46A7-8A01-983E6559F097

**IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this \_\_\_\_\_ day of \_\_\_\_\_, 2023.**

**MAYOR CITY OF  
WHITING, INDIANA:**

\_\_\_\_\_  
Steve Spebar, Mayor

ATTEST:

\_\_\_\_\_  
Jon Haynes, Clerk-Treasurer

**WHITING, INDIANA  
CITY COUNCIL:**

\_\_\_\_\_  
Chris Sarvanidis, At Large

\_\_\_\_\_  
Shawn M. Turpin, At Large

\_\_\_\_\_  
Nicholas A. Suarez, 1<sup>st</sup> District

\_\_\_\_\_  
Rebecca Unate Michko, 2<sup>nd</sup> District

\_\_\_\_\_  
Thomas Michniewicz, 3<sup>rd</sup> District

In the Matter of Resolution Honoring Lake County Sheriff's Police Department Lieutenant Randy Phillips

Cid passed gavel to Lindemulder.

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

RESOLUTION NO. 23-30

RESOLUTION HONORING LAKE COUNTY SHERIFF'S  
POLICE DEPARTMENT LIEUTENANT RANDY PHILLIPS

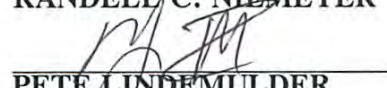
- WHEREAS, Lt. Randy Phillips retired from the Lake County Sheriff's Department after 33 years of service as a Lake County Police Officer;
  - WHEREAS, Lt. Phillips served in various departments of the Lake County Sheriff's Office during his career; most notably was his assignment with the Lake County Sheriff's Police Aviation Unit where he became a Senior Pilot and Supervisor, personally logging in over 2300 hours of law enforcement and public safety mission flight time; and
  - WHEREAS, Lt. Phillips' air missions included a wide array of law enforcement and public safety assignments which included assisting fire departments in putting out wild fires to providing critical air support during counter drug operations, vehicle and foot pursuits, land and water search and rescue operations, as well as traffic patrol and special events over-watch across Lake County; and
  - WHEREAS, Lt. Phillips was a dedicated career law enforcement professional who ensured that the Lake County Sheriff's Aviation Unit and its equipment was fully prepared to safely, effectively and immediately respond to emergencies to serve and protect the residents of Lake County.
- NOW, THEREFORE, LET IT BE RESOLVED THAT THE Lake County Council in recognition of the meritorious service to the citizens of Lake County honors Lt. Randy Phillips who exemplifies dedication and hard work; and that a copy of this Resolution be spread on the official records of the Lake County Council and an official copy be delivered to Lt. Randy Phillips.

DULY ADOPTED by the Lake County Council, this 9th day of May, 2023.

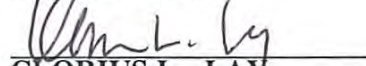
ABSENT  
\_\_\_\_\_  
CHARLIE BROWN - President

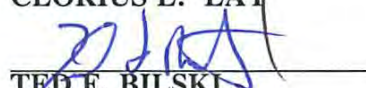
  
\_\_\_\_\_  
DAVID HAMM

  
\_\_\_\_\_  
RANDELL C. NIEMEYER

  
\_\_\_\_\_  
PETE LINDEMULDER

  
\_\_\_\_\_  
CHRISTINE CID

  
\_\_\_\_\_  
CLORIUS L. LAY

  
\_\_\_\_\_  
TED F. BILSKI

Members of the Lake County Council



In the Matter of Resolution Honoring Margaret (Maggie) Hubster 2023 Indiana Swimming, Inc. 10 & Under 50 Yard Fly (Butterfly) Champion

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

RESOLUTION NO. 23-31

**RESOLUTION HONORING MARGARET (MAGGIE) HUBSTER  
2023 INDIANA SWIMMING, INC.  
10 & UNDER 50 YARD FLY (BUTTERFLY) CHAMPION**

WHEREAS, students and professional athletes nurtured and trained in Lake County, Indiana, have consistently shown excellence in all sporting endeavors; and

WHEREAS, Lake County has generously sent forth its spirited and athletic youth to compete with other youths of this state and of every country and nation of this world; and


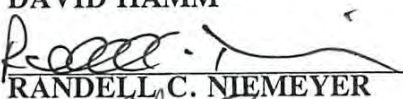

WHEREAS, Lake County is justly proud of its sons and daughters who have so willingly taken upon themselves the hardships and disciplines, both physical and mental, which successful participation in sporting events demands; and

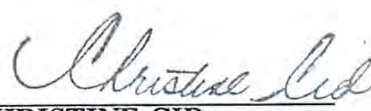
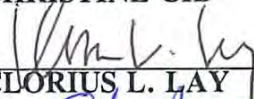

WHEREAS, Margaret (Maggie) Hubster of the Crown Point Swim Club won the 2023 Indiana Swimming, Inc., 10 & Under 50 Yard Fly (Butterfly) Championship with a time of 29.88 seconds, currently the fastest 10 & under girls time for 2022/23.

NOW, THEREFORE, LET IT BE RESOLVED that the Lake County Council, and all citizens of Lake County extend congratulations and praise to Margaret (Maggie) Hubster for capturing the 2023 Indiana Swimming, Inc., 10 & Under 50 Yard Fly (Butterfly) Championship; that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to Margaret (Maggie) Hubster.

DULY ADOPTED by the Lake County Council, this 9th day of May, 2023.

ABSENT  
CHARLIE BROWN, President

  
\_\_\_\_\_  
DAVID HAMM  
  
\_\_\_\_\_  
RANDELL C. NIEMEYER  
  
\_\_\_\_\_  
PETE LINDEMULDER

  
\_\_\_\_\_  
CHRISTINE CID  
  
\_\_\_\_\_  
CLORIUS L. LAY  
  
\_\_\_\_\_  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Recognizing Anita Shanks, Shauneice Richardson, Admyire Darnell Terry, Soteria Coulter, Ivory Wright, Briana Lee & Essence Wilson for Completing the Lake County Community Emergency Response Team (CERT) Training Course

Gavel was passed to Lindemulder.

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

RESOLUTION NO. 23-32

RESOLUTION RECOGNIZING ANITA SHANKS,  
SHAUNEICE RICHARDSON, ADMYIRE DARNELL TERRY,  
SOTERIA COULTER, IVORY WRIGHT, BRIANA LEE &  
ESSENCE WILSON FOR COMPLETING THE LAKE COUNTY  
COMMUNITY EMERGENCY RESPONSE TEAM (CERT) TRAINING COURSE

WHEREAS, the Federal Emergency Management Agency (FEMA) implemented a nationwide Community Emergency Response Team (CERT) Program in 1994 and since then, CERT's have been established in hundreds of communities throughout the Country, and the world; and

WHEREAS, CERT training promotes a partnership between professional emergency services and the people that they serve with a goal for emergency personnel to train members of neighborhoods, community organizations and workplaces in basic emergency response skills; and

WHEREAS, if a disastrous event overwhelms or delays the community's professional response capabilities, CERT members can assist themselves, their families and others by applying the basic response and organizational skills they learned through the Program which includes disaster preparedness, disaster fire suppression, disaster medical operations, patient assessment, light search and rescue, disaster psychology and terrorism; and

WHEREAS, the Lake County Council recognizes Gary Career Center Students Anita Shanks, Shauneice Richardson, Admyrie Darnell Terry, Soteria Coulter, Ivory Wright, Briana Lee and Essence Wilson for completing the Lake County Community Emergency Response Team (CERT) Training Course.

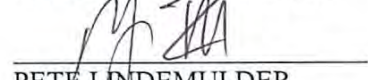
NOW, THEREFORE, LET IT BE RESOLVED that the Lake County Council recognizes Gary Career Center Students Anita Shanks, Shauneice Richardson, Admyrie Darnell Terry, Soteria Coulter, Ivory Wright, Briana Lee and Essence Wilson for completing the Lake County Community Emergency Response Team (CERT) Training Course.

SO RESOLVED THIS 9<sup>TH</sup> DAY OF MAY, 2023.

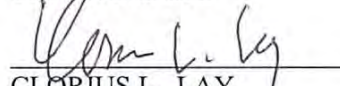
ABSENT  
\_\_\_\_\_  
CHARLIE BROWN - President

  
\_\_\_\_\_  
DAVID HAMM

  
\_\_\_\_\_  
RANDELL C. NIEMEYER

  
\_\_\_\_\_  
PETE LINDEMULDER

  
\_\_\_\_\_  
CHRISTINE CID

  
\_\_\_\_\_  
CLORIUS L. LAY

  
\_\_\_\_\_  
TED F. BILSKI

Members of the Lake County Council



In the Matter of Resolution Acknowledging June 4, 2023 as National Cancer Survivors Day

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

RESOLUTION NO.23-33

RESOLUTION ACKNOWLEDGING  
JUNE 4, 2023 AS NATIONAL CANCER SURVIVORS DAY

WHEREAS, National Cancer Survivors Day is the one day each year that communities across the globe come together to honor those who are living with a history of cancer; and

WHEREAS, National Cancer Survivors Day provides an opportunity for cancer survivors to connect with other cancer survivors, celebrate milestones, and acknowledge the families, friends, healthcare providers, and cancer researchers who have supported them along the way; and

WHEREAS, it is a day for cancer survivors to stand together and show the world that life after a cancer diagnosis can be exciting, fulfilling and inspiring; and

WHEREAS, the Lake County Council acknowledges June 4, 2023 as National Cancer Survivors Day.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council acknowledges June 4, 2023 as the Annual National Cancer Survivors Day.

SO RESOLVED THIS 9<sup>th</sup> day of May, 2023.

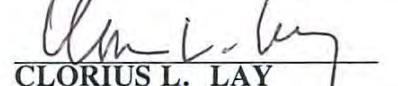
<sup>ABSENT</sup>  
\_\_\_\_\_  
CHARLIE BROWN - President

  
\_\_\_\_\_  
DAVID HAMM

  
\_\_\_\_\_  
RANDELL C. NIEMEYER

  
\_\_\_\_\_  
PETE LINDEMULDER

  
\_\_\_\_\_  
CHRISTINE CID

  
\_\_\_\_\_  
CLORIUS L. LAY

  
\_\_\_\_\_  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution to Approve Transfer of \$268,730.52 from 2021 Lake County Local Roads and Bridges Matching Grant Fund, Fund No. 9445 Department 7002 (County Highway) to the CEDIT, Non-Reverting Fund, Fund No. 012 (4012), Department 6002 (Lake County Commissioners)

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

**RESOLUTION NO. 23-34**

**RESOLUTION TO APPROVE TRANSFER OF  
\$268,730.52 FROM 2021 LAKE COUNTY LOCAL  
ROADS AND BRIDGES MATCHING GRANT FUND, FUND NO. 9445  
DEPARTMENT 7002 (COUNTY HIGHWAY) TO THE  
CEDIT, NON-REVERTING FUND, FUND NO. 012 (4012),  
DEPARTMENT 6002 (LAKE COUNTY COMMISSIONERS)**

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

**WHEREAS,** on April 12, 2022, the Lake County Council created the 2021 Lake County Roads and Bridges Matching Grant Fund (Fund 9445) to account for a Community Crossings Matching Grant (CCMG) program award in the amount of \$1,000,000.00 from the Indiana Department of Transportation (INDOT) to partially finance a roadway reconstruction project; and

**WHEREAS,** the INDOT CCMG program requires recipients to finance an amount equal to the grant award as the local matching contribution, the County Council approved by resolution the transfer of \$1,000,000 into Fund 9445 from Lake County Commissioners' County Economic Development Income Tax (CEDIT) Fund, Fund 012 (4012) to satisfy the CCMG program's total local matching contribution requirement; and

**WHEREAS,** the estimated cost to complete the roadway reconstruction project for which the CCMG funding was awarded exceeded \$2,000,000.00 (i.e., combined total of the CCMG award and the required local matching contribution), the County Council approved by resolution the transfer of an additional \$1,428,550.00 from Fund 4012, the Commissioners' CEDIT Fund, to Fund 9445; and

**WHEREAS,** the roadway reconstruction project for which the CCMG funding was awarded was completed below the project's estimated cost, a balance of \$268,730.52 remains in Fund 9445; and,

**WHEREAS,** since the remaining balance in Fund 9445 was financed by Fund 4012, the Commissioners' CEDIT Fund, the Lake County Council desires to transfer this amount by Resolution to Fund 4012.

**NOW THEREFORE, LET IE BE RESOLVED AS FOLLOWS:**

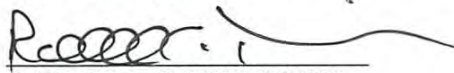
That the Lake County Council hereby approves the transfer of funds in the amount of \$268,730.52 from the Lake County Local Roads and Bridges Matching Grant Fund, Fund No. 9445 Department 7002 (County

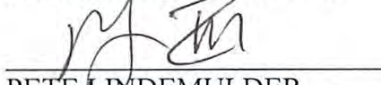
Highway), to the CEDIT, Non-Reverting Fund, Fund No. 012 (4012),  
Department 6002 (Lake County Commissioners).

SO RESOLVED THIS 9th DAY OF MAY, 2023.

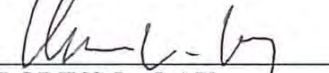
ABSENT  
CHARLIE BROWN - President

  
\_\_\_\_\_  
DAVID HAMM

  
\_\_\_\_\_  
RANDELL C. NIEMEYER

  
\_\_\_\_\_  
PETE LINDEMULDER

  
\_\_\_\_\_  
CHRISTINE CID

  
\_\_\_\_\_  
CLORIUS L. LAY

  
\_\_\_\_\_  
TED F. BILSKI

Members of the Lake County Council



In the Matter of Ordinance Creating the Lake County Superior Court, Juvenile Division, Family Recovery Court, Problem-Solving Court-Grant Fund, a Non-Reverting Fund

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

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

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

**ORDINANCE NO. 1483A**

**ORDINANCE CREATING THE LAKE COUNTY SUPERIOR COURT, JUVENILE DIVISION, FAMILY RECOVERY COURT, PROBLEM-SOLVING COURT-GRANT FUND, A NON-REVERTING FUND**

- WHEREAS,** pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances to promote efficient County Government; and
- WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and
- WHEREAS,** pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and
- WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and
- WHEREAS,** the Indiana Supreme Court has awarded to Lake County Superior Court, Juvenile Division, Family Recovery Court, a 2023 Problem-Solving Court Grant Award in the amount of Ten Thousand (\$10,000.00) Dollars; pursuant to the grant the funds shall be used for additional funding for training and travel for the Recovery Court Case Specialists; printing; office supplies and cover the cost of food for Family Recovery Court special events, graduations and steering committee meetings; and
- WHEREAS,** the Lake County Council desires to create the Lake County Superior Court, Juvenile Division, Family Recovery Court 2023 Problem-Solving Court Grant Fund, a non-reverting fund.

**NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:**

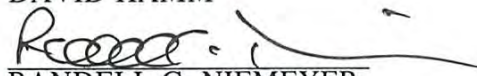
- 1. That the Lake County Council hereby establishes the Lake County Superior Court, Juvenile Division, Family Recovery Court 2023 Problem-Solving Court Grant Fund, a non-reverting fund, for the deposit of Ten Thousand (\$10,000.00) Dollars from the Indiana Supreme Court.
- 2. That pursuant to I.C. 36-2-5-2(b), the Lake County Council as the fiscal body, shall appropriate all money to be paid out of the fund, except as otherwise provided by law.
- 3. Any money remaining in the fund at the end of the year shall not revert to any other fund but continues in the Lake County Superior Court, Juvenile Division, Family Recovery Court 2023 Problem-Solving Court Grant Fund, subject to appropriation by the Lake County Council.

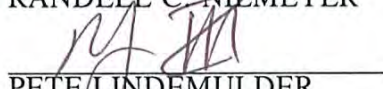
- 4. In the event the Lake County Superior Court, Juvenile Division, Family Recovery Court receives additional Indiana Supreme Court Problem-Solving Court Grant Awards, such grants may be accounted for using the new fund.

SO ORDAINED THIS 9th DAY OF MAY, 2023.

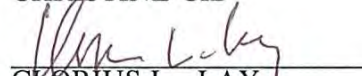
ABSENT  
CHARLIE BROWN - President

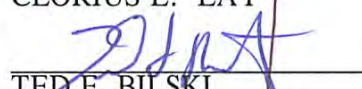
  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHRISTINE CID

  
CLEORIUS L. LAY

  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Amending the Lake County 2023 Salary Ordinance No. 1476F, Reorganizing Positions in the Calumet Township Assessor's Office (County General Fund – 1001)

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

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

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

ORDINANCE NO. 1476F-4

ORDINANCE AMENDING THE LAKE COUNTY  
2023 SALARY ORDINANCE, ORDINANCE NO. 1476F,  
REORGANIZING POSITIONS IN THE  
CALUMET TOWNSHIP ASSESSOR'S OFFICE (1001-2002)

WHEREAS, on October 11, 2022, the Lake County Council adopted the Lake County 2023 Salary Ordinance, Ordinance No. 1476F; and

WHEREAS, the Lake County Council now desires to amend Ordinance No. 1476F to establish a revised Form No. 144 to reorganize positions in the Calumet Township Assessor's Office (1001-2002), effective upon adoption.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

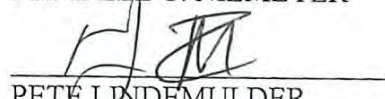
That it be ordained by the Lake County Council that the attached Form No. 144, Exhibit "A", reorganizing positions in the Calumet Township Assessor's Office (1001-2002), is hereby approved, effective upon adoption.

SO ORDAINED THIS 9th DAY OF May, 2023.

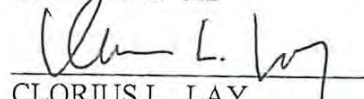
ABSENT  
CHARLIE BROWN - President

  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHRISTINE CID

  
CLORIUS L. LAY

  
TED F. BILSKI

Members of the Lake County Council

Form Prescribed by State Board of Accounts

County Form No. 144 (1971)

**STATEMENT OF SALARIES AND WAGES  
PROPOSED TO BE PAID OFFICERS AND EMPLOYEES  
CALENDAR YEAR 2023**

CALUMET TOWNSHIP ASSESSOR 1001 GENERAL FUND , LAKE County, Indiana  
(Name of Office, Department, Board Agency)

The following statement shows the salaries and wages proposed to be paid to officers and employees of the above named office, department, board or agency during the calendar year 2023  
(Calendar Year)

**FULL TIME SALARIED OFFICERS AND EMPLOYEES**

*OK*

<u>Title of Position or Employee Classification</u>	<u>JOB CODE # AND POSITION #</u>	<u>\$ PRESENT</u>	<u>\$ PROPOSED</u>	<u>\$ DIFFERENCE</u>
COMMERCIAL SUPERVISOR	13251-001	\$50,686.00	\$0.00	(\$50,686.00)
OFFICE MANAGER	13xxx-001	\$0.00	\$50,686.00	\$50,686.00
CHIEF DEPUTY	200211101001	\$56,423.00	\$61,064.00	\$4,641.00
ASSESSMENT SPECIALIST	13062-006	\$44,420.00	\$0.00	(\$44,420.00)
ASSESSMENT COORDINATOR	13011-005	\$0.00	\$45,982.00	\$45,982.00
ASSESSMENT COORDINATOR	13011-003	\$45,982.00	\$0.00	(\$45,982.00)
ASSESSMENT SPECIALIST	13062-008	\$0.00	\$45,982.00	\$45,982.00
ASSESSMENT SPECIALIST	13062-007	\$44,420.00	\$38,217.00	(\$6,203.00)
<b>Total(s):</b>		<b>\$241,931.00</b>	<b>\$241,931.00</b>	

**PART TIME AND HOURLY RATED EMPLOYEES**

<u>Title of Position or Employee Classification</u>	<u>Amount</u>	<u>Rate of Pay*</u>	<u>Hour, day, week, month, etc.</u>
_____	_____	Per _____	_____
_____	_____	Per _____	_____
_____	_____	Per _____	_____
_____	_____	Per _____	_____
_____	_____	Per _____	_____

\*Show rate of pay per month, week, day, hour, etc.

Submitted by: \_\_\_\_\_

*[Signature]*  
(Signature)

Date 4-4-23

(Title)

**NOTES:**

- (1) This statement must be filed IN DUPLICATE with the County Auditor on or before July 1 each year for salaries and wages to be paid in the ensuing year.
- (2) The number and salaries to be paid full time officers and employees must be fixed by the County Council. The rates of pay for part time and hourly employees shall likewise be fixed by the County Council but the number to be employed is limited only by the funds appropriated therefore; thus, the amount to be requested in the budget for part time and hourly employees need not be included in this statement
- (3) The County Auditor shall complete the reserve side of this of this form and return one copy to the officer or head of the department, board or agency within 3 days after action thereon by the County Council.

EX. A.

In the Matter of Ordinance Establishing the 2022 Lake County Local Roads and Bridges Matching/INDOT Community Crossings Matching Grant Fund, a Non-Reverting Fund

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

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

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

**ORDINANCE NO. 1483B**

**ORDINANCE ESTABLISHING THE 2022 LAKE COUNTY LOCAL ROADS AND BRIDGES MATCHING/INDOT COMMUNITY CROSSINGS MATCHING GRANT FUND, A NON-REVERTING FUND**

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

**WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and

**WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and

**WHEREAS,** pursuant to I.C. 8-23-30-2, the State of Indiana has established a Local Roads & Bridges Matching Grant Fund (Grant Fund) to provide matching grants to local units of government for certain eligible projects; and

**WHEREAS,** pursuant to I.C. 8-23-30-3, a county may apply to the Indiana Department of Transportation (INDOT) for a grant from the Grant Fund for an eligible project; and

**WHEREAS,** Lake County and the Indiana Department of Transportation have entered into the Local Roads and Bridges/Community Crossings Matching Grant Agreement awarding Lake County a grant of \$831,595.92 to be used to rehabilitate/reclaim the existing asphalt roadway of Parrish Avenue from 181<sup>st</sup> Avenue (State Road 2) north to 151<sup>st</sup> Avenue; and

**WHEREAS,** the Lake County Council desires to create the 2022 Lake County Local Roads and Bridges/Community Crossings Matching Grant Fund, a non-reverting fund, for the deposit of matching grant funds received pursuant to I.C. 8-23-30-3(2).

**NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:**

1. That the 2022 Lake County Local Roads and Bridges/Community Crossings Matching Grant Fund, a non-reverting fund, is established for the deposit of matching grant funds received pursuant to I.C. 8-23-30-3(2).
2. That the 2022 Lake County Local Roads and Bridges/Community Crossings Matching Grant Fund, a non-reverting fund, shall be used to rehabilitate/reclaim the existing asphalt roadway of Parrish Avenue from 181<sup>st</sup> Avenue (State Road 2) north to 151<sup>st</sup> Avenue.

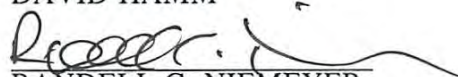


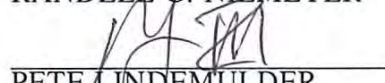
- 3 That pursuant to I.C. 36-2-5-2(b), the Lake County fiscal body shall appropriate all money to be paid out of the fund, except as otherwise provided by law.
- 4 Any money remaining in the fund at the end of the year shall not revert to any other fund but continues in the 2022 Lake County Local Roads and Bridges/Community Crossings Matching Grant Fund, a non-reverting fund.

SO ORDAINED THIS 9th DAY OF MAY, 2023.

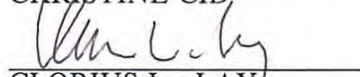
ABSENT  
CHARLIE BROWN - President

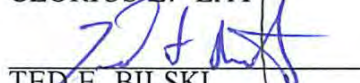
  
\_\_\_\_\_  
DAVID HAMM

  
\_\_\_\_\_  
RANDELL C. NIEMEYER

  
\_\_\_\_\_  
PETE LINDEMULDER

  
\_\_\_\_\_  
CHRISTINE CID

  
\_\_\_\_\_  
CLORIUS L. LAY

  
\_\_\_\_\_  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Creating the Lake County Adult Community Corrections Indiana Supreme Court Problem-Solving Court-Drug Court Grant Fund, a Non-Reverting Fund

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

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

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

**ORDINANCE NO.1483C**

**ORDINANCE CREATING THE LAKE COUNTY ADULT COMMUNITY CORRECTIONS INDIANA SUPREME COURT PROBLEM-SOLVING COURT-DRUG COURT GRANT FUND, A NON-REVERTING FUND**

- WHEREAS,** pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances to promote efficient County Government; and
- WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and
- WHEREAS,** pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and
- WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and
- WHEREAS,** that the Indiana Supreme Court has awarded to the Lake County Adult Community Corrections Department, a Problem-Solving Court - Drug Court Grant Fund of Ten Thousand (\$10,000.00) Dollars to support the Lake County Superior Court, Criminal Division 4's Drug Court; and
- WHEREAS,** the Adult Community Corrections Department will utilize grant funds for Drug Court Team training; supplies for Drug Court participant progress recognition, drug testing and successful completion events; and
- WHEREAS,** the Lake County Council desires to create the Lake County Adult Community Corrections Indiana Supreme Court Problem-Solving Court - Drug Court Grant Fund, a non-reverting fund.

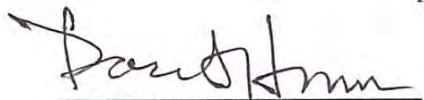
**NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:**

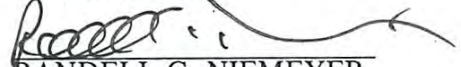
1. That the Lake County Council hereby establishes the Lake County Adult Community Corrections Indiana Supreme Court Problem-Solving Court - Drug Court Grant Fund, a non-reverting Fund for the deposit of Ten Thousand (\$10,000.00) Dollars from the Indiana Supreme Court.
2. That pursuant to I.C. 36-2-5-2(b), the Lake County Council as the fiscal body, shall appropriate all money to be paid out of the fund, except as otherwise provided by law.
3. Any money remaining in the fund at the end of the year shall not revert to any other fund but continues in the Lake County Adult Community Corrections Indiana Supreme Court Problem-Solving Court - Drug Court Grant Fund, subject to appropriation by the Lake County Council.

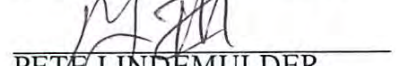
- 4. In the event the Lake County Adult Community Corrections Indiana Supreme Court Problem-Solving Court - Drug Court Grant Fund, receives additional Indiana Supreme Court Problem-Solving Court Grant Awards, such grants may be accounted for using the new fund.

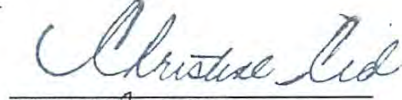
SO ORDAINED THIS 9th DAY OF May, 2023.

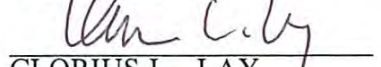
ABSENT  
CHARLIE BROWN - President

  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHRISTINE CID

  
CLORIUS L. LAY

  
TED F. BILSKI

Members of the Lake County Council



In the Matter Ordinance Authorizing Additional Appropriations in the Cumulative Fire Fund of the Lake Ridge Fire Protection District for the 2023 Budget

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

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

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

ORDINANCE NO. 1483D

**AN ORDINANCE OF THE LAKE COUNTY COUNCIL, LAKE COUNTY, INDIANA, AUTHORIZING ADDITIONAL APPROPRIATIONS IN THE CUMULATIVE FIRE FUND OF THE LAKE RIDGE FIRE PROTECTION DISTRICT FOR THE 2023 BUDGET**

WHEREAS, it has been determined that it is now necessary to appropriate more money than was originally appropriated in the annual budget in the Cumulative Fire Fund of the Lake Ridge Fire Protection District ("District"); and

WHEREAS, the District Board of Fire Trustees ("Board") is aware and notifies the Lake County Council ("Council") that the Fund currently holds sufficient cash balance and is expected to receive additional levy revenues throughout the year to support the requested additional appropriations; and

WHEREAS, the Board and Council recognize this additional appropriation is for the purpose of safety renovations to the Lake Ridge Fire Protection District building; and

WHEREAS, the Board passed a Recommendation Resolution on April 11, 2023, recognizing the Council has approval authority over the District's budget and recommending the Council approve said requested additional appropriation.


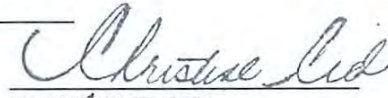
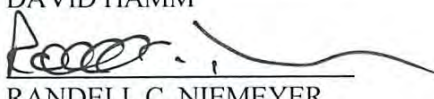
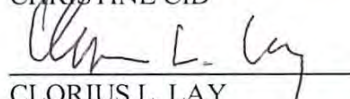


NOW, THEREFORE BE IT ORDAINED, BY THE LAKE COUNTY COUNCIL, LAKE COUNTY, INDIANA, that it is hereby recommended for the expenses of the taxing unit, the following additional sums of money be appropriated out of the funds named, subject to laws governing the same:

<u>LAKE RIDGE FIRE PROTECTION DISTRICT</u>	AMOUNT REQUESTED	AMOUNT APPROVED BY FISCAL BODY
Fund 426: <u>CUMULATIVE FIRE FUND</u>	\$ 84,000.00	\$ 84,000.00
Total for CUMULATIVE FIRE Fund:	\$ 84,000.00	\$ 84,000.00

This ordinance shall be in full force and effect from and after its passage.

SO ORDAINED THIS 9<sup>th</sup> DAY OF MAY, 2023.

ABSENT

 DAVID HAMM	_____ CHARLIE BROWN, President	 CHRISTINE CID
 RANDELL C. NIEMEYER		 CLORIUS L. LAY
 PETE LINDEMULDER		 TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Amending Ordinance No. 1356C Lake County Employee Handbook, 2013 Edition

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

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

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

**ORDINANCE NO. 1356C-12**

**AN ORDINANCE AMENDING ORDINANCE NO. 1356C  
LAKE COUNTY EMPLOYEE HANDBOOK, 2013 EDITION**

**WHEREAS,** on January 8, 2013, the Lake County Council adopted the Lake County Employee Handbook, 2013 Edition, Ordinance No. 1356C, (Lake County Code Chapter 32); and

**WHEREAS,** the Lake County Council now desires to amend the Employee Policies Section of Ordinance No. 1356C.

**NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:**

The Lake County Employee Handbook, 2013 Edition, Ordinance No. 1356C (Lake County Code Chapter 32) be amended to add the following under the Employee Policies Section:

**INSERT:**

**Internal Control Standards - Personnel Training:**

Personnel of the County whose official duties include receiving, processing, depositing, disbursing, or otherwise having access to funds that belong to the County, Federal Government, State Government, a political subdivision, or another governmental entity shall be trained once during a calendar year, and annually thereafter, unless on administrative leave status, pursuant to the County's Uniform Internal Control Standards and Materiality Policy and any other standards and procedures determined necessary by the County and shall cooperate with the Auditor so that the Auditor can timely certify to the State Board of Accounts that the training was received annually by those personnel as required by law.


All new County hires shall be trained pursuant to the County's Uniform Internal Control Standards and Materiality Policy.

SO ORDAINED THIS 9th DAY OF MAY, 2023.

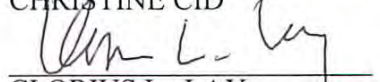
ABSENT  
CHARLIE BROWN - President

  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHRISTINE CID

  
CLORIUS L. LAY

  
TED F. BILSKI

Members of the Lake County Council



In the Matter of Ordinance Establishing the Lake County Clerk’s Record Perpetuation Fund, a Non-Reverting Fund and Repealing and Replacing Ordinance No. 1120A

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

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

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

ORDINANCE NO. 1483E

ORDINANCE ESTABLISHING THE LAKE COUNTY  
CLERK’S RECORD PERPETUATION FUND, A NON-REVERTING FUND  
AND  
REPEALING AND REPLACING ORDINANCE NO. 1120A

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

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

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

**WHEREAS,** Indiana Code 33-37-5-2 provides that each County Clerk in the State of Indiana shall establish a Clerk’s Record Perpetuation Fund, a non-reverting fund; and

**WHEREAS,** the Lake County Council desires to establish the Fund in accordance with I.C. 33-37-5-2.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Lake County Clerk’s Record Perpetuation Fund is hereby established pursuant to I.C. 33-37-5-2, hereinafter referred to as the “Fund”.
2. That the Lake County Clerk shall deposit all of the following in the Fund:
  - a. Revenue received by the Clerk for transmitting documents by facsimile machine to a person under I.C. 5-14-3;
  - b. Document storage fees required under I.C. 33-37-5-20;
  - c. Late payment fees imposed under I.C. 33-37-5-22 that are authorized for deposit in the Clerk’s Record Perpetuation Fund under I.C. 33-37-7-2;
  - d. Fees required under I.C. 29-1-7-3.1, for deposit of a will;
  - e. Fees for preparing a transcript or copy of any record under I.C. 33-37-5-1;
  - f. Two dollars (\$2.00) for each marriage certificate issued by the clerk under I.C. 33-32-5-1.
3. That the Clerk shall use any of the money in the Fund for the following purposes:

- a. Preservation of records;
  - b. Improvement of record keeping systems and equipment;
  - c. Operation of a case management system.
4. That the Fund shall be a non-reverting fund. Any money in the Fund at the end of the year shall remain, and not revert to the County General Fund.

This Ordinance repeals and replaces Ordinance No. 1120A, Ordinance Establishing Lake County Clerk's Record Perpetuation Fund, adopted on August 10, 1993.

SO ORDAINED THIS 9<sup>th</sup> DAY OF MAY, 2023.

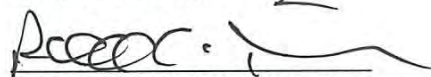
ABSENT

CHARLIE BROWN - President



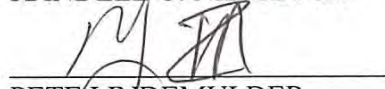

---

DAVID HAMM




---

RANDELL C. NIEMEYER



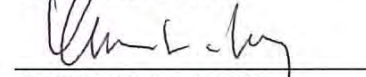

---

PETE LINDEMULDER



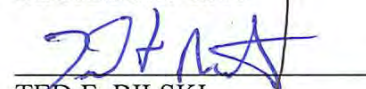

---

CHRISTINE CID




---

CLORIUS L. LAY




---

TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Jury Pay Fund, a Non-Reverting Fund and Repealing and Replacing Ordinance No. 1245D

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

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

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

ORDINANCE NO. 1483F

ORDINANCE ESTABLISHING THE LAKE COUNTY  
JURY PAY FUND, A NON-REVERTING FUND  
AND  
REPEALING AND REPLACING ORDINANCE NO. 1245D

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

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

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

**WHEREAS,** Indiana Code 33-37-11-2 provides for the creation of a Jury Pay Fund for each county in Indiana for the purpose of supplementing the cost of paying jury fees; the jury pay fund is administered by the County Auditor; and

**WHEREAS,** Indiana Code 33-37-11-2(b) provides that the Jury Pay Fund consists of amounts deposited by the County Auditor under I.C. 33-37-8-5( c) and the fees collected under I.C 33-37-5-19 from defendants who committed a crime, violated a statute defining an infraction, or violated an ordinance of a municipal corporation; and

**WHEREAS,** pursuant to I.C. 33-37-11-3, upon receipt of monthly claims submitted on oath to the Lake County Council by a clerk serving the county, the Lake County Council shall appropriate from the Jury Pay Fund to the Court served by the Clerk an amount to supplement the cost of jury fees; after all claims received during a month have been paid the Lake County Council may appropriate any unused and unencumbered money remaining in the Jury Pay Fund to maintain and improve the jury system in the County; and

**WHEREAS,** the Lake County Council desires to establish the Jury Pay Fund in accordance with I.C. 33-37-11-2.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Lake County Jury Pay Fund, a non-reverting Fund, is established for the deposit of fees collected pursuant to I.C. 33-37-11-2(b), hereinafter referred to as "Fund".
2. That pursuant to I.C. 33-37-11-3, upon receipt of monthly claims submitted on oath to the Lake County Council by a clerk serving

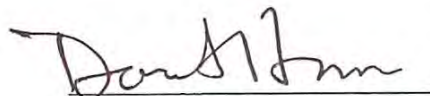
the county, the Lake County Council shall appropriate from the Jury Pay Fund to the Court served by the Clerk an amount to supplement the cost of jury fees; after all claims received during a month have been paid the Lake County Council may appropriate any unused and unencumbered money remaining in the Jury Pay Fund to maintain and improve the jury system in the County.

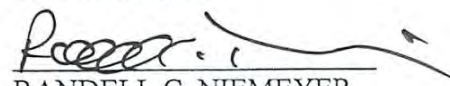
- 3. That the Fund shall be a non-reverting fund. Any money in the Fund at the end of the year shall remain, and not revert to the County General Fund.

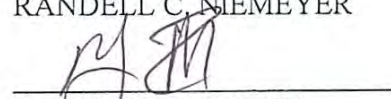
This Ordinance repeals and replaces Ordinance No. 1245D, Ordinance Establishing Lake County Jury Pay Fund, adopted on November 12, 2003.


SO ORDAINED THIS 9th DAY OF MAY, 2023.

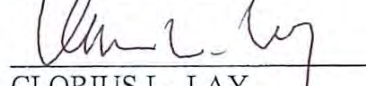
ABSENT  
CHARLIE BROWN - President

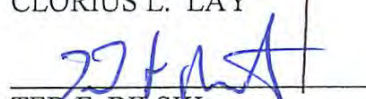
  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHRISTINE CID

  
CLORIUS L. LAY

  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Vendor Rebate Policy Procedure

Bilski made the motion, seconded by Hamm, to approve on First Reading.

O'Donnell – This is a similar ordinance that we had last month. At my request, the commissioners vetoed it and did not send over a reason for the veto because we asked for it. We added additional language to make it clear that a lot of these rebates come in the form of store credits.

Cid – So the department will use the store credit first?

O'Donnell – Yes.

Majority voted yes. Brown was absent. Motion to approve on First Reading carried 6-yes,1-absent.

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

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

ORDINANCE NO. 1483G

ORDINANCE ESTABLISHING THE LAKE COUNTY  
VENDOR REBATE POLICY PROCEDURE

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

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

**WHEREAS,** purchases made by Lake County employees on behalf of Lake County Government may include rebates on the value of the purchase; and

**WHEREAS,** pursuant to guidelines (the “guidelines”) issued by the Indiana State Board of Accounts (“SBOA”) the SBOA will not take exception to the receipt of rebates by the County provided a rebate policy procedure ordinance is established and adopted; and

**WHEREAS,** the Lake County Council desires to adopt an ordinance establishing a vendor rebate policy procedure that conforms with the SBOA guidelines and best practices.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

RECEIPT OF REBATES

1. Any compensation, premium, bonus or product earned as a result of the purchase of goods or services by an employee or office holder on behalf of Lake County Government is the sole property of Lake County Government.
2. Any employee or office holder who comes into possession of any compensation, premium, bonus or product received as a result of a purchase made on behalf of Lake County Government shall immediately turn that rebate or item over to the appropriate County fiscal officer for deposit into the County Treasury or to be placed into service by the Lake County Board of Commissioners.

However, if the compensation, premium, bonus or rebate is in the form of a store credit that cannot be reduced to cash and turned into Lake County Government, the officeholder or department head who

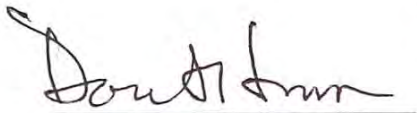
receives the rebate shall account for that rebate and make certain that the rebate is applied to the next purchase made by that officeholder or department head at that vendor.

- 3. Any employee or office holder who fails or refuses to turn over that rebate or item shall be held personally liable to Lake County Government for the value of the rebate or item.

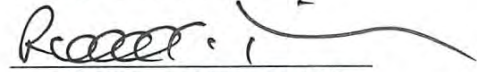
SO ORDAINED THIS 9<sup>th</sup> DAY OF MAY, 2023.

ABSENT


CHARLIE BROWN - President



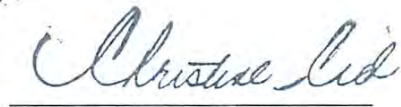
DAVID HAMM



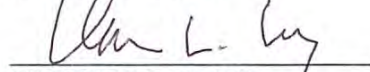
RANDELL C. NIEMEYER



PETE LINDEMULDER



CHRISTINE CID



CLORIUS L. LAY



TED F. BILSKI

Members of the Lake County Council



Acknowledgements: Cid congratulated the 2023 Dr. John Maniotes Memorial Scholarship Winners: Alex Duvnjak and Alicia Jones. Both are Lake County Employees.

Cid congratulated high school senior Cianni Lugo on winning the Whiting Hispanic Heritage Organization Scholarship in the amount of \$10,000. Lugo will be attending IU in Bloomington.

Public Comments: Connie Wachala resident of Highland, discussed an international conservation effort called 30x30 and asked the Council to consider passing the 30x30 resolution.

Niemeyer: In your efforts to move this resolution forward, you said the federal government is in support of this, so has there been any consideration as how it ties to different local jurisdictions as it relates to land use? Each city and town has their own subdivision control and zoning ordinances, and I was wondering what the federal, state or county government support of that would mean to local jurisdiction over building, planning and zoning.

Wachala: This is completely a voluntary effort and no jurisdiction would be forced to force any other jurisdiction to do something they didn't want to do. This is an effort that would mean doing some of the things you're already doing. A new county park is being developed in Schererville so that would certainly add to this thirty percent. City parks aren't actually part of this effort unless they have some wildlife habitat and that might mean something as simple having a strip of pollinator flowers in a corner of the park. So, I want to stress that no one would be forced to do anything that they didn't want. We're asking to look for ways to increase habitat which would not interfere with any one's rights.

Earth Day, April 22, 2023  
Dear Lake County Council or Lake County Commissioners:

We are residents of Lake County who are calling for the protection and conservation of more of the natural world in Lake County. We ask you to pass the 30 x 30 resolution committing 30% of land and waterways to be conserved by 2030. Many countries and organizations have committed to this effort, including the United States.

There are many reasons why we need green spaces. Some of these are that they increase biodiversity; they help store carbon in the ground, which will lower greenhouse gas emissions; they lead to a healthier world for people and wildlife; they improve human mental wellness.

Please pass a resolution to conserve 30% of land and water by 2030.

Sincerely

Connie Wachala, Highland  
 Jake Cicca, Hobart  
 V. Vujadinovic, Munster  
 Gavin McNulty, Munster  
 Lily Peterson  
 Benjie Jordan  
 Georgia Garcia  
 Sara Myers  
 Sofia Mitroakos  
 Kenneth Ahoon  
 Wendy St. Jean  
 Peggy L. Howarth  
 Matt Ma  
 Ryan B  
 David H. Doraberg, Munster  
 Emma Brier  
 Nicole Bue  
 Uta Burk  
 Ann Bue

Matt Gardner  
 Ryan Chamberlain  
 Patty Kister  
 John Wachala  
 Adam Baker  
 Allison Barker  
 Petra Julian  
 Shughanang  
 Carolyn Watzel  
 Rachel Lopez  
 Rachel Pasko  
 Kathy Shapiro  
 Barbara Nitzel  
 Bassem Suleiman  
 Anahyrah Monic  
 Paul Nackemann  
 Elizabeth Palaco  
 Olympia Stuenkel  
 Catherine Perin

Earth Day, April 22, 2023

Dear Lake County Council and Lake County Commissioners:

We are residents of Lake County who are calling for the protection and conservation of more of the natural world in Lake County. We ask you to pass the 30 x 30 resolution committing 30% of land and waterways to be conserved by 2030. Many countries and organizations have committed to this effort, including the United States.

There are many reasons why we need green spaces. Some of these are that they increase biodiversity; they help store carbon in the ground, which will lower greenhouse gas emissions; they lead to a healthier world for people and wildlife; they improve human mental wellness.

Please pass a resolution to conserve 30% of land and water by 2030.

Sincerely

Grey Silva  
 J. Ann  
 Lincoln Perlo  
 Ruyren Perlo  
 X. Hernandez  
 Aaron Zambello  
 Angeline Rivera  
 Leah O'Connell  
 P. Seligman  
 Raquel Garcia  
 DeAndre Torres  
 Enzo Celli  
 Jay Barot  
 Laura Steyer  
 Gordon ChanSiri  
 Selina Elias  
 Rob ALBIZECCHI-MALLINGER  
 Wm Patterson

Eileen Ann Patterson  
 Victoria Davis  
 Faith Davis  
 Kaitlyn B.  
 Nana Lopez  
 Bill  
 Chikamdi Ndidi Odeh  
 Mammama Odeh  
 Lynn Haynes  
 J. Hill  
 John Way  
 Keni Mommers  
 J. Dalton  
 Erika Kammal  
 Daniela J. J. J.  
 R. P. P.  
 P. P. P.  
 Jennifer R. Schmidt

Sonia B. Diaz  
 Zachary Smith  
 Diane Ketchell  
 Thomas NEMECER Highland, IN

There being no further business to come before the Council, it was moved and seconded that this Council does now adjourn, to meet again as required by law.

ATTEST:  
Peggy Holinga Katona,  
Lake County Auditor

\_\_\_\_\_  
President, Lake County Council