

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

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

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 14<sup>th</sup> day of September, 2010 at about 11:00 a.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 14<sup>th</sup> day of September, 2010 at about 11:00 a.m.

Order #1 Agenda #5A

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

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

Order #2 Agenda #5B

In the Matter of Notices/Agenda: Additions, Deletions, and/or Corrections to Agenda for a Regular Meeting; Approved Final Agenda made a matter of public record.

Scheub made a motion, seconded by Allen, to approve the Additions: Item #43A – Auditorium Reservation for Tax Sales on January 18, 2011 through January 21, 2011 and June 7, 2011 through June 10, 2011; Item #43B – Public Hearing Notice for Lake Dalecarlia Dam Rehabilitation Project; Deletions – none; Corrections – Number 20 Should read “to extend the Grant to December 31, 2010 and Number 26 Should read 25% of All Sums Collected and ordered same to approve the Final Agenda for public record. Motion carried.

Order #3 Consent Agenda

In the Matter of Consent Agenda (Items #12A, 12B, 44A, 44B, 44C, 44D, 49, 50A, 50B, 50C).

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the items of the Consent Agenda (Items #12A, 12B, 44A, 44B, 44C, 44D, 49, 50A, 50B, 50C). Motion carried.

Order #3 Consent Agenda #12A-B

In the Matter of Consent Agenda – L C Highway: Certificates of Liability Insurance (A. Rose Cartage Services, Inc.; B. Smith's Specialized Heavy Hauling, Inc.)

Scheub made a motion, seconded by Allen, to accept and make a matter of public record the L.C. Highway – Certificates of Liability Insurance (A. Rose Cartage Services, Inc.; B. Smith's Specialized Heavy Hauling, Inc.). Motion carried.

Order #3 Consent Agenda #44A

In the Matter of Consent Agenda - - (IDEM) Indiana Department of Environmental Management.

Scheub made a motion, seconded by Allen, to make a matter of public record the Indiana Department of Environmental Management – ArcelorMittal USA, Inc.; Summit, Inc.; Beemsterboer Slag Corporation; ArcelorMittal Indiana Harbor, LLC; The Premcor Pipeline Co.; Simborg Development; U.S. Steel – Gary Works; MD Construction Company; Hanover Community School Corporation; BP Products North America, Inc. – Whiting Business Unit; Republic Services, Inc. Motion carried.

Order #3 Consent Agenda #44B

In the Matter of Consent Agenda – (IDEM) United States Steel Corporation request for a Modification to the Title V Permit for US Steel – Gary Works, Permit No. 089-7663-00121.

Scheub made a motion, seconded by Allen, to make a matter of public record the (IDEM) United States Steel Corporation request for a Modification to the Title V Permit for US Steel – Gary Works, Permit No. 089-7663-00121. Motion carried.

Order #3 Consent Agenda #44C

In the Matter of Consent Agenda – (IDEM) Continuation Certificates.

Scheub made a motion, seconded by Allen, to make a matter of public record the (IDEM) Continuation Certificates – D & M Excavating, Inc; National Signs, Inc. Motion carried.

Order #3 Consent Agenda #44D

In the Matter of Consent Agenda – (IDEM) Cancellation Notices.

Scheub made a motion, seconded by Allen, to make a matter of public record the (IDEM) Cancellation Notices – Enger-Vavra Inc.; Action Mechanical, Inc. Motion carried.

Order #3 Consent Agenda #49

In the Matter of Standard Items: Vendor Qualification Affidavits.

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

THE LANGUAGE CONNECTION/CLAUDIA RUBIO SAMULOWITZ

## Order #3 Consent Agenda #49 (cont'd)

TSP COURT REPORTING, INC./TERRI S. PALS  
 RENE' T. LaCOURSIERE  
 INDEPENDENCE HILL CONSERVANCY DISTRICT  
 THORNMEADOW EXCAVATION, LLC  
 ERWIN TREE CARE, INC.  
 GROUP ONE INC.  
 INDUSTRIAL INSULATION SOLUTION, INC.  
 MGI TRAFFIC CONTROL PRODUCTS, INC.  
 KAY PARK & RECREATION  
 FIDELITY NATIONAL TITLE INSURANCE  
 PREMIER SHEEP SUPPLIES LTD  
 EMETERIO GARCIA  
 VICKY SANCHEZ  
 STEVEN M. RAMSARAN MD  
 AUSTGEN ELECTRIC, INC.  
 PRAVIN SANGHVI, M.D.  
 KALLEO TECHNOLOGIES LLC  
 NIGHT FLIGHT RETAIL & MAINTENANCE, LLC  
 CLASSIC LINES OF RECOGNITION  
 POSSIBILITY PLACE NURSERY INC.  
 LANDISCOR AERIAL INFORMATION  
 JOHN HEIDBREDER  
 CAREERTRACK

## Order #3 Consent Agenda #50A

In the Matter of Clerk's Branches Report for the months of April thru July, 2010.

Comes now, Michael A. Brown, Clerk, and files with the Board his report of fees taken in and collected in his office for the Months of April thru July 2010. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Scheub made a motion, seconded by Allen, to accept the above Clerk's Branches Reports of April thru July 2010 as submitted. Motion carried.

## Order #3 Consent Agenda #50B

In the Matter of Treasurer's Departmental Report for the month of July, 2010.

Comes now, John Petalas, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of July 2010. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Scheub made a motion, seconded by Allen, to accept the above Treasurer's Report of July 2010 as submitted. Motion carried.

## Order #3 Consent Agenda #50C

In the Matter of Weights and Measures Report for period of July 16, 2010 – August 15, 2010.

Comes now, Christine Clay, County Inspector, Weights and Measures, and files with the Board her report of fees taken in and collected in her office for the Period 07/16/10 – 08/15/10. Said report are in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Scheub made a motion, seconded by Allen, to accept the above Weights and Measures Report of July 16, 2010 – August 15, 2010 as submitted. Motion carried.

## Order #4 Agenda #6 A-C

In the Matter of SPECIFICATIONS: L C Building Manager – A. Janitorial Cleaning Supplies, B. Lighting Supplies, & C. Paper Products for the year 2011.

Scheub made a motion, seconded by Allen, to approve the Specifications of the Building for Janitorial Cleaning Supplies, Lighting Supplies, & Paper Products for the year 2011, and ordered same to be advertised for the return of bids by Tuesday, October 19, 2010 prior to 9:30 A.M. in the Auditor's Office. Motion carried.

## Order #4 Agenda #9 A-R

In the Matter of SPECIFICATIONS: L.C. Highway for the year 2011. Bids to be returned by Tuesday, October 19, 2010 prior to 9:30 A.M. in the Lake County Auditor's Office for:

- A. Aggregate (Limestone) Delivered.
- B. Aggregate (Limestone) Picked Up.
- C. Back-Fill Material "B" Borrow Delivered.
- D. Back-Fill Material "B" Borrow Picked Up.
- E. Concrete Curb & Gutter Removal & Replacement
- F. Gasoline & Diesel Fuel delivered to Crown Point Garage.
- G. Gasoline & Diesel Fuel delivered to Lowell Garage
- H. Ice Control Aggregate Blast Furnace Slag
- I. Liquid Calcium Chloride
- J. Mulch Seeding (Delivered and Applied)
- K. New Tires, Tire Repair and Recapping.
- L. Painted Pavement Markings on selected County Roads
- M. Plastic Culverts
- N. SMP Cold Patch Mix for Patching (Picked Up).
- O. Sugar Beet De-Icer Solution

## Order #4 Agenda #9 A-R (cont'd)

- P. Traffic Signs and Accessories
- Q. Treated Timber Bridge Material
- R. Vegetation Management

Scheub made a motion, seconded by Allen, to approve the Highway Department's Specifications for materials for the year 2011 as stated above, and ordered same to be advertised for return of bids by Tuesday, October 19, 2010 prior to 9:30 a.m. Motion carried.

## Order #4 Agenda #13 A-J

In the Matter of SPECIFICATIONS: L.C. Sheriff / Lake County Jail for the year 2011 for the following:

- A. Correctional Officers Uniforms – Lake County Jail
- B. Household Supplies – Lake County Jail
- C. Kitchen Supplies – Lake County Jail
- D. Laundry Supplies – Lake County Jail
- E. Maintenance Supplies – Lake County Jail
- F. Garage and Motor Supplies – Lake County Jail
- G. Gasoline for the Helicopter – Lake County Sheriff
- H. Officers Uniforms – Lake County Sheriff
- I. Oil and Lubricants – Lake County Sheriff
- J. Tires and Tubes – Lake County Sheriff

Scheub made a motion, seconded by Allen, to approve the Sheriff's Department specifications for the category supplies as so stated for the year 2011, and ordered same to be advertised for bids to be returned by Tuesday, October 19, 2010 prior to 9:30 a.m. in the Auditor's Office. Motion carried.

## Order #4 Agenda #14

In the Matter of SPECIFICATIONS: L C Sheriff: Food, Bread, and Dairy Products for the period of January 1, 2011 to June 30, 2011.

Scheub made a motion, seconded by Allen, to approve the Sheriff Department's Specifications for Food, Bread, and Dairy Products for the period of January 1, 2011 to June 30, 2011 and ordered same to be advertised for the return of bids by Tuesday, October 19, 2010 prior to 9:30 a.m. in the Auditor's Office. Motion carried.

## Order #4 Agenda #27

In the Matter of SPECIFICATIONS: Photography Supplies for the year 2011.

Scheub made a motion, seconded by Allen, to approve the specifications for the Lake County Coroner for Photography Supplies for the year 2011, and ordered same to be advertised for the return of bids by Tuesday, October 19, 2010 prior to 9:30 a.m. in the Auditor's Office. Motion carried.

## Order #4 Agenda #28

In the Matter of SPECIFICATIONS: IBM Compatible Personal Computers for Various County Offices and Departments for the year 2011.

Scheub made a motion, seconded by Allen, to approve the specifications for Lake County Data Processing for IBM Compatible Personal Computers for Various County Offices and Departments for the year 2011, and ordered same to be advertised for the return of bids by Tuesday, October 19, 2010 prior to 9:30 a.m. in the Auditor's Office. Motion carried.

## Order #4 Agenda #37

In the Matter of SPECIFICATIONS: Printing Class 2A, 2B and 4 for Various County Offices and Departments for the year 2011.

Scheub made a motion, seconded by DuPey, to approve the specifications for Printing Classes 2A, 2B and 4 for Various County Offices and Departments for the year 2011, and ordered same to be advertised for the return of bids by Tuesday, November 17, 2009 prior to 9:30 a.m. in the Auditor's Office. Motion carried.

## Order #5 Agenda #7

In the Matter of L C Highway – BIDS: Three (3) New Unused 2011 or Newer 4-door 4 X 4 SUV's.

This being the day, time and place for the receiving of bids for Three (3) New Unused 2011 or Newer 4-door 4 X 4 SUV's for the Lake County Highway Department, the following bids were received:

Paul Hearing Ford, Inc.	\$79,040.01
Lake Shore Mercury Toyota	\$77,061.00
Mike Anderson	\$98,655.75

Scheub made a motion, seconded by Allen, to take the above mentioned bids under advisement and refer to the Highway Superintendent for further tabulation and recommendation. Motion carried.

## Order #6 Agenda #8

In the Matter of L C Highway – PROPOSALS: Emergency Backup Generator for the Crown Point Highway Truck Garage.

This being the day, time and place for the receiving of proposals for Emergency Backup Generator for the Crown Point Highway Truck Garage for the Lake County Highway Department, the following proposals were received:

Emcor Hyre Electric	\$11,000.00
Sweney Electric Company, Inc.	\$13,800.00
Credent Quality Electric Co., Inc.	\$11,900.00

## Order #6 Agenda #8 (cont'd)

Scheub made a motion, seconded by Allen, to take the above mentioned proposals under advisement and refer to the Highway Superintendent for further tabulation and recommendation. Motion carried.

## Order #7 Agenda #10

In the Matter of L C Highway – LPA Consulting Contract with R.W. Armstrong & Associates, Inc. for Des. No. 1005386, 2010-2012 County-Wide Bridge Inspection Program in an amount not to exceed \$344,734.00.

Scheub made a motion, seconded by DuPey, to approve the LPA Consulting Contract with R.W. Armstrong & Associates on behalf of the Lake County Highway Department for Des. No. 1005386, 2010-2012 County-Wide Bridge Inspection Program in an amount not to exceed \$344,734.00. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #8 Agenda #11

In the Matter of L C Highway – Indiana Department of Transportation Report of Contact Final Inspection and Recommendation for Acceptance Contract SRS-32739, project 0901113, Ridge Road Grant to Colfax.

Scheub made a motion, seconded by Allen, to approve the L C Highway – Indiana Department of Transportation Report of Contact Final Inspection and Recommendation for Acceptance Contract SRS-32739, project 0901113, Ridge Road Grant to Colfax. Motion carried.

## Order #9

In the Matter of L C Highway - Commentary

Comes now, Marcus Malczewski Superintendent of the Highway Department, respectfully requests the Board to declare an Emergency for repair needed on Bridge #66, 151<sup>st</sup> Avenue between White Oak and Sheffield, and request same for permission to draw up specifications and solicit proposals to up to four companies to bid on this project.

Dyer Construction      Ellas Construction      Gariup Construction

Scheub made a motion, seconded by Allen, to approve the above mentioned request from the Highway Superintendent. Motion carried.

## Order #10 Agenda #15

In the Matter of L C Sheriff – Letter concerning Gasoline purchases for the year 2011.

Scheub made a motion, seconded by Allen, to ratify the letter from the Sheriff's Department regarding the gasoline purchases for the year 2011. Motion carried.

## Order #10 Agenda #16

In the Matter of L C Sheriff – Documentation concerning Gasoline Bids for the month of August, 2010 to be made a matter of public record.

Scheub made a motion, seconded by Allen, to ratify the approval of the Documentation concerning Gasoline Bids for the month of August, 2010 as a matter of public record. Motion carried.

## Order #11 Agenda #17

In the Matter of L C Sheriff (DFA) – Amended Consulting Contract with Paul Haluska for the period of July 1, 2010 to June 30, 2011 in an amount not to exceed \$38,850.00 at the rate of \$3,237.50 per month.

Allen made a motion, seconded by DuPey, to approve the Amended Consulting Contract with Paul Haluska on behalf the Lake County Drug Free Alliance (DFA) Sheriff for the period of July 1, 2010 to June 30, 2011 in an amount not to exceed \$38,850.00 at the rate of \$3,237.50 per month. Motion carried 2-0, Scheub absent/away.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #12 Agenda #18

In the Matter of L C Sheriff – Consulting Contract Amendment to the Agreement entered into on August 18, 2010 with Northwest Psychological Services, P.C. to amend the period to August 1, 2010 to July 31, 2011.

Scheub made a motion, seconded by Allen, to allow the Amendment to the Agreement to correct the error in the date of the Contract to July 31, 2011 being a one (1) year Contract for the period to August 1, 2010 to July 31, 2011. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #13 Agenda #19

In the Matter of L C Sheriff – Contract Agreement with Edgewater Systems for Balanced Living for the period of September 1, 2010 to December 31, 2010 in an amount not to exceed \$58,882.00.

After brief discussion, Allen made a motion, seconded Scheub, to approve the Contract Agreement with Edgewater Systems for Balanced Living on behalf of the Lake County Sheriff for the period of September 1, 2010 to December 31, 2010 in an amount not to exceed \$58,882.00. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #14 Agenda #20

In the Matter of L C Community Corrections – Grant Agreement EDS #:D3-10-4786 Amendment #1 with the Indiana Criminal Justice Institute to the agreement approved December 22, 2009 to extend the Grant to December 31, 2010.

## Order #14 Agenda #20 (cont'd)

Scheub made a motion, seconded by Allen, to approve the Grant Agreement EDS #:D3-10-4786 Amendment #1 with the Indiana Criminal Justice Institute to the agreement approved December 22, 2009 to extend the Grant to December 31, 2010 with investigation with regard to insurance issues. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #15 Agenda #21

In the Matter of L C Community Corrections – Extended Warranty and Support Services Agreement No. 081010CW1 with BI Incorporated for the period of July 1, 2010 to June 30, 2011 in an amount not to exceed \$24,149.00 at the rate of \$2,012.46 per month.

Scheub made a motion, seconded by Allen, to approve the Extended Warranty and Support Services Agreement No. 081010CW1 with BI Incorporated for the period of July 1, 2010 to June 30, 2011 in an amount not to exceed \$24,149.00 at the rate of \$2,012.46 per month on behalf of L C Community Corrections. Motion carried 2-1, DuPey abstain.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #16 Agenda #22

In the Matter of L C Surveyor – Agreement with The Sidwell Company for the Lake County Geographic Information System (GIS) in an amount not to exceed \$162,171.00.

Scheub made a motion, seconded by Allen, to approve the GIS Contract Agreement with The Sidwell Company on behalf the Lake County Surveyor for Lake County Geographic Information System (GIS) in an amount not to exceed \$162,171.00. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #17 Agenda #23

In the Matter of L C Surveyor – Consulting Services Agreement with DLZ Indiana, LLC.

Allen made a motion, seconded by Scheub, to approve the Consulting Services Agreement with DLZ, Indiana, LLC on behalf of the Lake County Surveyor for Geographic Information System (GIS) development, amount \$239,000.00. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #18 Agenda #24

In the Matter of L C Public Defender – Consulting Contract 2<sup>nd</sup> Amendment to the Agreement entered into on January 20, 2010 with Arlington J. Foley for an additional \$15,000.00 at the rate of \$60.00 per hour.

Allen made a motion, seconded by Scheub, to approve the 2<sup>nd</sup> Amendment to the Consulting Contract Agreement entered into on January 20, 2010 between the L C Public Defender, Conflicts Division and Attorney Arlington J. Foley for an additional \$15,000.00 at the rate of \$60.00 per hour. Motion carried.

## Order #19 Agenda #25

In the Matter of L C Board of Elections and Registration – PROPOSALS: Moving of the Voting Machines for the November 2, 2010 General Election.

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

Ferree Movers & Storage, Inc.  
\$23.00 Infinity Voting Machine  
\$10.00 Delivery  
\$10 Pickup & Return of ADA Supplies  
\$100.00 per hour

On-Time Distribution  
\$23.00 Infinity Voting Machine  
\$98.00 per hour Delivery & pick-up of ADA Equipment  
\$20 per polling site

Scheub made a motion, seconded by Allen, to approve the recommendation of the L C Board of Elections & Registration to accept both proposals submitted for the Moving of the Voting Machines for November 2, 2010 General Election of Ferree Movers & Storage Inc., 930 Hub Court, Crown Point, IN 46307 and On-Time Distribution 581 Taney Street, Gary, In 46404 at the rates listed above. Motion carried.

## Order #20 Agenda #26

In the Matter of L C Auditor – Contract for Professional Services with David N. Gilyan for the collection of improperly claimed deductions for a fee of 25% of all sums collected.

Allen made a motion, seconded by Scheub, to approve the Contract for Professional Services between L C Auditor and David N. Gilyan for the collection of improperly claimed deductions for a fee of 25% of all sums collected, this contract shall be for a term commencing on the effective date herein and expiring the 31<sup>st</sup> day of December 2011. Motion carried.  
(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL)

## Order #21 Agenda #29

In the Matter of L C Plan Commission – Performance Bond Release and Resolution for Johnson Meadows Subdivision in the amount of \$15,000.00.

Scheub made a motion, seconded by Allen, to make a matter of public record the Performance Bond Release and Resolution for Johnson Meadows Subdivision in the amount of \$15,000.00 on behalf of the L C Plan Commission. Motion carried.

RELEASE

WHEREAS, Clint Johnson has on May 2, 2008 filed a PERFORMANCE BOND issued in the form of a License and Permit Bond (#14001) through Auto-Owners Insurance in the amount of **Fifteen Thousand Dollars and 00/100 (\$15,000.00)** for **Johnson Meadows Subdivision**.

Order #21 Agenda #29 (cont'd)

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND issued in the form of a License and Permit Bond (#14001) through Auto-Owners Insurance in the amount of **Fifteen Thousand Dollars and 00/100 (\$15,000.00) U.S. Dollars** effective this date.

Dated 15<sup>th</sup> DAY OF September, 2010

BOARD OF COMMISSIONERS, COUNTY OF LAKE

FRANCES DuPEY, PRESIDENT  
ROOSEVELT ALLEN, Jr., COMMISSIONER  
GERRY SCHEUB, COMMISSIONER

PEGGY KATONA, AUDITOR

RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION- Johnson Meadows Subdivision

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

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

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15<sup>TH</sup> DAY of September, 2010

BOARD OF COMMISSIONERS, COUNTY OF LAKE

FRANCES DuPEY, PRESIDENT  
ROOSEVELT ALLEN, Jr., COMMISSIONER  
GERRY SCHEUB, COMMISSIONER

Order #21 Agenda #30

In the Matter of L C Plan Commission –Release and Resolution of Performance Bond for Wild Rose Farm Subdivision in the amount of \$2,005.64.

Scheub made a motion, seconded by Allen, to make a matter of public record the Release and Resolution of Performance Bond for Wild Rose Farm Subdivision in the amount of \$2,005.64 on behalf of the L C Plan Commission. Motion carried.

RELEASE

WHEREAS, DAWN and MIKE SZPAK principal have on the 7<sup>th</sup> day of April 2006 filed a Performance Bond in the form of a Cashier's Check (# 278554) through Centier Bank in the amount of **Two Thousand Five and 64/100 Dollars (\$2,005.64)** for required improvements in **WILD ROSE FARM SUBDIVISION**; and,

WHEREAS, DAWN and MIKE SZPAK have failed to perform or have performed said required improvements in WILD ROSE FARM SUBDIVISION thereby requiring Lake County to foreclose on the Performance Bond in the form of the above stated Cashier's Check; and,

WHEREAS, Lake County, in accordance with the provisions of the Unincorporated Lake County Subdivision Regulations, has completed or had completed the required improvements to WILD ROSE FARM SUBDIVISION.

The Board of Commissioners of the County of Lake does hereby release said Performance Bond in the form of a Cashier's Check (278554) through Centier Bank in the amount of Two Thousand Five and 64/100 Dollars (\$2,005.64) for required improvements in **WILD ROSE FARM SUBDIVISION** effective this date

Dated 15<sup>th</sup> DAY OF September, 2010

BOARD OF COMMISSIONERS, COUNTY OF LAKE

FRANCES DuPEY, PRESIDENT  
ROOSEVELT ALLEN, Jr., COMMISSIONER  
GERRY SCHEUB, COMMISSIONER

RESOLUTION

Before the Board of Commissioners of the County of Lake

RE: FINAL INSPECTION – WILD ROSE FARM SUBDIVISION

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department have examined and filed a written report approving subdivision improvements for WILD ROSE FARM SUBDIVISION.

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

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15<sup>TH</sup> DAY of September, 2010

BOARD OF COMMISSIONERS, COUNTY OF LAKE

FRANCES DuPEY, PRESIDENT

## Order #21 Agenda #30 (cont'd)

ROOSEVELT ALLEN, Jr., COMMISSIONER  
GERRY SCHEUB, COMMISSIONER

## Order #21 Agenda #31

In the Matter of L C Plan Commission –Release and Resolution of Performance Bond for DSM Subdivision in the amount of \$6,000.00.

Scheub made a motion, seconded by Allen, to make a matter of public record the Release and Resolution of Performance Bond for DSM Subdivision in the amount of \$6,000.00 on behalf of the L C Plan Commission. Motion carried.

RELEASE

WHEREAS, DONALD SIKMA principal has on the 27<sup>th</sup> day of April 2006 filed a Performance Bond in the form of a Cashier's Check (#4437248261) through Peoples Bank in the amount of **Six Thousand and 00/100 Dollars (\$6,000.00)** for required improvements in **DSM SUBDIVISION**; and,

WHEREAS, DONALD SIKMA has failed to perform or have performed said required improvements in DSM SUBDIVISION thereby requiring Lake County to foreclose on the Performance Bond in the form of the above stated Cashier's Check; and,

WHEREAS, Lake County, in accordance with the provisions of the Unincorporated Lake County Subdivision Regulations, has completed the required improvements to DSM SUBDIVISION; and,

The Board of Commissioners of the County of Lake does hereby release said Performance Bond in the form of a Cashier's Check (#4437248261) through Peoples Bank in the amount of Six Thousand and 00/100 Dollars (\$6,000.00) for required improvements in **DSM SUBDIVISION** effective this date.

Dated 15<sup>th</sup> DAY OF September, 2010

BOARD OF COMMISSIONERS, COUNTY OF LAKE

FRANCES DuPEY, PRESIDENT  
ROOSEVELT ALLEN, Jr., COMMISSIONER  
GERRY SCHEUB, COMMISSIONER

RESOLUTION

Before the Board of Commissioners of the County of Lake

RE: FINAL INSPECTION – DSM SUBDIVISION

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

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

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 15<sup>TH</sup> DAY of September, 2010

BOARD OF COMMISSIONERS, COUNTY OF LAKE

FRANCES DuPEY, PRESIDENT  
ROOSEVELT ALLEN, Jr., COMMISSIONER  
GERRY SCHEUB, COMMISSIONER

## Order #22 Agenda #32A

In the Matter of Board of Commissioners – Property Transfers: A. Lake Station request for eight (8) properties.

Scheub made a motion, seconded by Allen, to approve the transfer of eight properties to Lake Station. Motion carried 2-1, DuPey abstain.

Address: 2350 Howard Property Number: 45-09-18-226-004.000-021  
Address: 2300 Howard Property Number: 45-09-18-226-005.000-021  
Address: 2300 Howard Property Number: 45-09-18-226-006.000-021  
Address: 2300 Howard Property Number: 45-09-18-226-007.000-021  
Address: N of I-80 Property Number: 45-09-18-226-008.000-021  
Address: N of I-80 Property Number: 45-09-18-226-012.000-021  
Address: N of I-80 Property Number: 45-09-18-226-013.000-021  
Address: N of I-80 Property Number: 45-09-18-226-014.000-021

## Order #25 Agenda #33A

In the Matter of Board of Commissioners – E-9-1-1: A. Fourth Amendment to Consulting Contract with IYP Solutions extending the Contract to December 31, 2010 at an additional \$70,000.00.

Allen made a motion, seconded by Scheub, to approve the E-9-1-1: A. Fourth Amendment to Consulting Contract with IYP Solutions extending the Contract to December 31, 2010 at an additional \$70,000.00, with the recommendation of Jim Bennett. Motion carried.

(SEE FILE "SEPTEMBER 2010" FOR ORIGINAL AMENDMENT)

## Order #26 Agenda #33B

In the Matter of L C Board of Commissioners – E-9-1-1: B. Letter from the Town of Cedar Lake Metropolitan Police Department concerning concerns and reservations about consolidation of PSAP's in Lake County.

## Order #26 Agenda #33B (cont'd)

After discussion, Scheub made a motion, seconded by Allen, to approve Ordinance No. 1327A, Ordinance Establishing The Lake County Public Safety Communications Commission, and ordered same to send back to the L C Council for amendment. Motion carried.

Scheub made a motion, seconded by Allen, to make a matter of public record the Letter from the Town of Cedar Lake Metropolitan Police Department concerning concerns and reservations about consolidation of PSAP's in Lake County, Roger A. Patz, Chief of Police, present and Chief of Police for the Town of Griffith. Motion carried.

ORDINANCE NO. 1327A

ORDINANCE ESTABLISHING THE LAKE COUNTY  
PUBLIC SAFETY COMMUNICATIONS COMMISSION

WHEREAS, each of eighteen local government units in Lake County operates a Public Safety Answering Point ("PSAP") for dispatching fire, ambulance and law enforcement services;

WHEREAS, state law now requires the consolidation of PSAPs before January 1, 2015;

WHEREAS, the public safety agencies of Lake County operate primarily on different radio systems hindering their ability to interoperate with each other when needed easily; and

WHEREAS, consolidating the dispatch function and developing an interoperable public safety communications system will increase the safety of residents and public safety personnel of Lake County;

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

**SECTION 1. PURPOSE**

The Lake County Public Safety Communications Commission is established for the purpose of promoting the efficient use of public safety agency resources through improved coordination and cooperation to enhance the safety of Lake County residents using a consolidated dispatch function and interoperable communications system.

**SECTION 2. DEFINITIONS**

The following definitions apply throughout this ordinance:

- (1) "Commission" refers to the Lake County Public Safety Communications Commission.
- (2) "County Commissioners" refers to the Lake County Board of County Commissioners.
- (3) "Consolidated dispatch center" refers to one or two centers at which the consolidated dispatch function takes place.
- (4) "Consolidated dispatch function" refers to all of the functions involved with operating one or two consolidated dispatch centers, as determined by the County Commissioners, including public safety call taking and dispatching of appropriate public safety responders that currently are performed at eighteen (18) Public Safety Answering Points ("PSAPs") and any other function that is appropriate for accomplishing the Commission's purposes.
- (5) "Group" refers to the Lake County Public Safety Communications Advisory Group.
- (6) "Interoperable communications system" means a system that enables public safety units from two or more different entities to communicate with each

## Order #26 Agenda #33B (cont'd)

other via voice or data communications, including video communications, when and where needed.

- (7) "Municipality" means a city or town.
- (8) "Non-public safety agency" means an entity that is not a public safety agency such as a school district, a department of public works, department of transportation or utility.
- (9) "Public safety agency" means a federal, state, or local governmental entity eligible to hold an authorization in a public safety radio service as set forth in 47 CFR 90 et seq.
- (10) "System" refers to the interoperable communications system.

**SECTION 3 LAKE COUNTY PUBLIC SAFETY COMMUNICATIONS ADVISORY GROUP**

The Lake County Public Safety Communications Advisory Group is established to serve in an advisory capacity to the Commission, County Commissioners and Lake County Council. The members of the Group are the County Commissioners' representative, Lake County 911 Manager and Lake County Sheriff. After the County Commissioners appoint an Executive Director, the Director serves on the Group instead of the Lake County 911 Manager.

**SECTION 4 COMPOSITION OF COMMISSION**

(a) The Commission is comprised of the following voting members and non-voting advisors:

- (1) The chief of a police department from East Chicago, Gary or Hammond (voting member).
- (2) The chief of a police department from Crown Point, Hobart, Lake Station or Whiting (voting member).
- (3) Two chiefs of police departments from Cedar Lake, Dyer, Griffith, Highland, Lowell, Merrillville, Munster, New Chicago, Schererville or St. John (voting members).
- (4) One chief of a fire department from East Chicago, Gary, Hammond or Hobart (voting member).
- (5) One chief of a fire department from Cedar Lake, Crown Point, Dyer, Griffith, Highland, Lake Station, Lowell, Merrillville, Munster, New Chicago, Schererville, St. John or Whiting (voting member).
- (6) Lake County Sheriff (voting member).
- (7) One member of the County Commissioners (voting member).
- (8) One member of the Lake County Council (voting member).
- (9) County Commissioners' representative (non-voting advisor).
- (10) Lake County Emergency Management Director (non-voting advisor).

(b) The Lake County Emergency Management Director and the Lake County Sheriff serve by virtue of their offices. The members described in subsections (a)(1), (a)(2), (a)(3), (a)(4) and (a)(5) are appointed by the County Commissioners after considering the recommendations of the Group for the initial appointment. These members serve for a term of two (2) years and may be reappointed. Subsequent appointments and reappointments will be made by the County Commissioners after considering the recommendation of the municipalities from which each member is appointed. The members described in subsections (a)(1), (a)(2), (a)(3), (a)(4) and (a)(5) may be reappointed to a consecutive term if at

## Order #26 Agenda #33B (cont'd)

least two-thirds of the municipalities from which each member is appointed vote in favor of reappointment. The member and advisors described in subsections (a)(7), (a)(8) and (a)(9) are appointed by their respective governmental bodies and serve at the pleasure of the respective governmental bodies.

(e) Each member may select a designee in writing to represent the member. However, the designee for the members described in (a)(1), (a)(2), (a)(3), (a)(4) and (a)(5) must be a deputy of the member with operations command responsibility and must be approved by the County Commissioners.

(f) At the first meeting of the Commission of each calendar year, the members shall elect a president, vice president and secretary and such other officers that the Commission decides are necessary.

(g) The County Commissioners shall appoint an executive director who manages the operations of the Center under the direction of the Commission and serves at the pleasure of the County Commissioners.

(h) Each member has one vote. Decisions require an affirmative vote by a majority of those present.

**SECTION 5 COMMISSION POWERS**

(a) The Commission may make recommendations to the County Commissioners regarding:

- (1) Financing, purchasing and contracting for the implementation of a consolidated dispatch function that complies with state law and an interoperable communications System.
- (2) Contracting with consultants including architects, engineers, attorneys, auditors and others to assist in the financing, planning, development and implementation of the consolidated dispatch function and System.
- (3) Acquiring personal or real property, or any interest in it, by lease or conveyance.
- (4) Owning, improving and constructing facilities on real property.
- (5) Conveying, leasing, mortgaging or otherwise disposing of or encumbering personal or real property or interests therein or facilities on it.
- (6) Assessing charges for using the consolidated dispatch center or System.
- (7) Entering into and performing use and occupancy agreements concerning the consolidated dispatch function and System.

(b) The Commission's powers include:

- (1) Operating and maintaining the consolidated dispatch function and System including: frequency planning, managing the licensing of frequencies with the Federal Communications Commission and anything else needed for the proper functioning of the consolidated dispatch center or System.
- (2) Developing means of sharing information operationally and technologically to improve public safety.
- (3) Developing a personnel system for employees of the Commission including staffing, salary, benefits and standards for hiring, and disciplining employees.
- (4) ) Accepting revenue from fees, gifts, devises, bequests, grants, loans, appropriations, revenue sharing, other financing, and any other aid from any

Order #26 Agenda #33B (cont'd)

source. The Commission shall turn all revenue received over to the fiscal officer the County Commissioners designate.  
(5) Any other power to carry out the Commission's purposes.

(c) The Commission may allow non-public safety agencies to use the consolidated dispatch center and/or System if allowing this will not adversely impact public safety.

(d) The Commission may create subcommittees to assist the Commission in carrying out its purposes.

**SECTION 6 USER AGREEMENTS**

Any public safety agency or non-public safety agency that wants to use the consolidated dispatch center and/or System must enter into a user agreement with the Commission. The commission shall develop criteria for determining whether a public safety agency or other entity may use the System.



So ordained this 14th day of SEPTEMBER, 2010.

*Thomas O'Donnell*  
THOMAS O'DONNELL, President

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council

**BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE**

*James Scheub*  
*James Scheub*  
APPROVED THIS 14th DAY OF SEPTEMBER, 2010

Order #27 Agenda #34

In the Matter of L C Board of Commissioners – Motion to approve the 100% design documents for the EECBG projects and approve public advertising for the bids on September 29<sup>th</sup> and October 7<sup>th</sup>.

Allen made a motion, seconded by Scheub, to approve the 100% design documents for the EECBG projects and approve public advertising for the bids on September 29<sup>th</sup> and October 7<sup>th</sup>. Motion carried.

Order #28 Agenda #35

In the Matter of L C Board of Commissioners – SPECIFICATIONS: Energy Grant for Calumet Township Trustee, North Township Trustee and Hanover Township Trustee.

Allen made a motion, seconded by Scheub, to approve the Specifications for Energy Grant for Calumet Township Trustee, North Township Trustee and Hanover Township Trustee, and ordered same to be advertised for the return of bids by Wednesday, October 20, 2010 by 9:30 AM in the Lake County Auditor's Office. Motion carried.

## Order #29 Agenda #36

In the Matter of L C Board of Commissioners – Painting by John Dull.

Comes now, Commissioners' Attorney John Dull with a presentation of a Painting created by himself donated to the Board for any respectable donations to help the Lake County deficit. Motion to make the painting by John Dull a matter of public record made by Allen, seconded by Scheub. Motion carried.

## Order #30 Agenda #38

In the Matter of L C Board of Commissioners – Maximus Consulting Services, Inc. Central Service Cost Allocation Plan.

Allen made a motion, seconded by Scheub, to make a matter of public record the Central Service Cost Allocation Plan by Maximus Consulting Services. Motion carried.

## Order #31 Agenda #39

In the Matter of L C Board of Commissioners – Northwest Indiana Regional Planning Commission Multi-Hazard Mitigation Plan for Lake County.

Scheub made a motion, seconded by Allen, to make a matter of public record the Northwest Indiana Regional Planning Commission Multi-Hazard Mitigation Plan for Lake County. Motion carried.

## Order #32 Agenda #40

In the Matter of L C Board of Commissioners – WorkOne in Northwest Indiana, Jasper, Lake, LaPorte, Newton, Porter, Pulaski, Starke Counties of Workforce Innovations, Inc. Agenda, Minutes and Regional Elected Officials Agreement.

Scheub made a motion, seconded by Allen, to make a matter of public record the WorkOne in Northwest Indiana, Jasper, Lake, LaPorte, Newton, Porter, Pulaski, Starke Counties of Workforce Innovations, Inc. Agenda, Minutes and Regional Elected Officials Agreement. Motion carried.

## Order #33 Agenda #41

In the Matter of L C Board of Commissioners – Resolution “Help America Vote Act of 2002”.

Scheub made a motion, seconded by Allen, to approve Resolution No. 2010-14, Resolution “Help America Vote Act of 2002”. Motion carried.

**RESOLUTION NO. 2010-14****BE IT RESOLVED AND CERTIFIED BY THE LAKE COUNTY BOARD OF COMMISSIONERS:**

**SECTION 1.** Subject to the availability of Section 101 monies to the county under the Help America Vote Act of 2002, the county will make all permanent and temporary improvements to each polling place not later than 31 days prior to the first election following reimbursement (under PL 108-2008) to comply with the polling place accessibility standards set forth in Indiana code 3-11-8, and to the extent possible, to make any additional improvements identified by the Polling Place Accessibility survey Form that are not specifically required by state or Federal law.

**SECTION 2.** The county will submit a report to the Indiana election division no later than December 31, 2010. The report under this SECTION must list the polling place accessibility problems identified by the Polling Place Accessibility Survey Form, poll workers, or voters; and indicate whether these problems have been resolved by temporary or permanent improvements, or whether the polling place has been relocated to an accessible facility. If the report indicates that the problems have not been resolved, the report must indicate how the County will resolve the problem prior to the next scheduled election. The County agrees to submit any additional reports required by the Indiana Election division until the County reports that the accessibility requirements identified in the May 2004 survey have been resolved. The report must be certified as accurate by a majority vote of the county election board, following review and opportunity for written comments to be added to the report by the local advisory council described in SECTION 4 of this Resolution.

**SECTION 3.** Each polling place will contain at least one (1) voting system to permit a voter who is blind or visually impaired to vote privately and independently.

**SECTION 4.** Lake County has previously established a local advisory council comprised of representatives of the disabilities community and elderly voters to provide assistance to the county in choosing polling places. The local advisory council will meet prior to the first General Election following reimbursement.

**SECTION 5.** The county fiscal body pledges that Section 101 monies received by the county will be used to pay any outstanding obligations incurred by the County for the voting system purchase subject to the reimbursement.

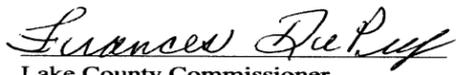
**SECTION 6.** The County fiscal body pledges that if the obligations incurred by the County to obtain this voting system have been paid in full or in part as of this date, that the remaining section 101 monies will be used to improve the administration of elections for Federal office in the County.

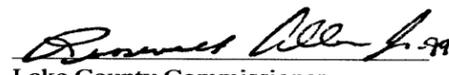
**SECTION 7.** No later than thirty (30) days after adoption of this Resolution, the County will establish a separate non-reverting account in which all Section 101 monies will be deposited. [Section 101 monies cannot be mixed with title III requirement monies nor with Section 102 monies.]

## Order #33 Agenda #41 (cont'd)

**SECTION 8.** The County agrees to refund to the State of Indiana in no later than 365 days an amount equal to the Section 101 monies received by the county if the Secretary of State of Indiana and the Co-Directors of the Indiana Election Division determine at any time that the County has not: (1) provided at least one (1) voting system in each polling place of the County to permit a voter who is blind or visually impaired to vote privately and independently in accordance with Public Law 209- 2003; or (2) honored one or more of the certifications made by the county in this Resolution regarding polling place accessibility or the permitted uses of these funds.

**CERTIFIED THIS** 15<sup>th</sup> **DAY OF** September, 2010

  
Lake County Commissioner

  
Lake County Commissioner

  
Lake County Commissioner

Attest:   
Lake County Auditor

## Order #34 Agenda #42

In the Matter of L C Board of Commissioners – Letter from DVG, Inc. concerning Hermits Lake Polishing Pond 2010 Sludge Pumping Proposal from Tonn and Blank Construction in an amount not to exceed \$10,000.00.

Scheub made a motion, seconded by Allen, to approve this expenditure requested in the Letter from DVG, Inc. concerning Hermits Lake Polishing Pond 2010 Sludge Pumping Proposal from Tonn and Blank Construction in an amount not to exceed \$10,000.00. Motion carried.

PROPOSAL

September 1, 2010

DVG  
Attn: Thomas Wiseman  
11065 Broadway, Suite D  
Crown Point, IN 46307

Re: Hermit's Lake Polishing Pond Pump Out

Dear Tom,

Tonn and Blank Construction is pleased to be able to furnish supervision and materials to pump out the Polishing Pond at the Hermit's Lake WWTP. All work will be done on a Time and Material Basis for the **NOT TO EXCEED SUM OF TEN THOUSAND AND 00/100 DOLLARS, (\$10,000.00).**

Scope of Work

1. Ziese and Sons will be on site to put their pump into place and pump out the polishing pond. We will determine at that time whether or not a connection line needs to be installed between the two ponds.

Please sign and return this letter as an acknowledgement to the above.

Thank you for allowing us to work with you on this project.

Sincerely,

TONN AND BLANK CONSTRUCTION, LLC

David Dyer, Project Manager

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
FRANCES DuPEY  
ROOSEVELT ALLEN  
GERRY SCHEUBvd  
APPROVED THIS 15<sup>TH</sup> DAY OF September2010

Order #34 Agenda #42 (cont'd)

11065 Broadway, Suite D  
Crown Point, IN 46307



219.662.7710  
Fax 219.662.2740

September 2, 2010

Ms. Brenda Koselke  
Lake County Commissioners Purchasing Agent  
Lake County Government Center  
2293 North Main Street  
Crown Point, Indiana 46307

Subject: Approval Request for Polishing Pond 2010 Sludge Pumping

Lake County Board of Commissioners:

Indiana Department of Environmental Management NPDES Permit requires Ammonia-Nitrogen in the treated and aerated plant outflow into Foss Ditch to be at or below Permit levels. For several months we have been making plant adjustments and investing in low cost or no cost measures in an attempt to resolve this compliance issue. Unfortunately, none of the implemented measures have reduced Ammonia-Nitrogen concentration below Permit allowances. Utility Services Corporation who is our licensed plant operator and DVG believe the primary source of the high Ammonia-Nitrogen concentration is the decomposing sludge in the polishing pond. Sludge was cleaned from this pond last September and hauled off site for farm field injection. That resolved the problem last year. Last winter wet and cold weather caused operating problems at the clarifier allowing more sludge than normal to be washed into the polishing pond. Hauling sludge off site again this year is not an option due to cost. Since there is capacity in the North Sludge Lagoon our plan is to pump sludge from the polishing Pond to the North Sludge Lagoon and add aeration to the Polishing Pond.

Development Visions Group, Inc. (DVG) has prepared the attached "Request for Quotation" for this work and has signed the attached proposal. Work will not begin until Commissioner approval is received. Ziese Excavating, Inc. working under direction of Tonn & Blank Construction Company, Inc. has been selected to perform this work for the following reasons:

1. They have previously performed quality work at the plant.
2. They own a high capacity engine driven pump capable of moving solids.
3. They are available to begin the work immediately.
4. Hermits Lake has a long-standing credit balance with Tonn & Blank of \$5,705.91.

**DEVELOPMENT VISIONS GROUP INC.**  
Project Management ■ Site Civil Engineering Design ■ Real Estate Development Consulting

**DVG Inc.**

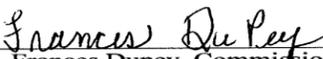
Please return a copy of this document to DVG after it is signed. If you have questions please call me at 219-662-7710.

Submitted by,  
**DVG Inc**

  
Thomas W. Wiseman, PE  
Project Manager

Hermits Lake Wastewater Treatment Facility – Polishing Pond 2010 Sludge Pumping

**Approved by The Lake County Board of Commissioners  
Lake County, Indiana**

  
Ms. Frances Dupey, Commissioner      9/15/10  
Date

  
Mr. Roosevelt Allen, Jr., Commissioner      9/15/10  
Date

  
Mr. Gerry Scheub, Commissioner      9/15/10  
Date

## Order #35 Agenda #43

In the Matter of L C Board of Commissioners – Motion directing the Lake County Auditor to place a combined ad in the newspapers concerning the specifications approved at today's meeting.

Scheub made a motion, seconded by Allen, to direct the Lake County Auditor to place a combined ad in the newspapers concerning the specifications approved at today's meeting. Motion carried.

## Order #36 ADD Agenda #43A

In the Matter of L C Board of Commissioners – Auditorium Reservation for Tax Sale on January 18, 2011 through January 21, 2011 and June 7, 2011 through June 10, 2011.

Scheub made a motion, seconded by Allen, to approve the dates of the Auditorium Reservation for Tax Sale on January 18, 2011 through January 21, 2011 and June 7, 2011 through June 10, 2011. Motion carried.

## Order #37 ADD Agenda #43B

In the Matter of L C Board of Commissioners – Public Hearing Notice for Lake Dalecarlia Dam Rehabilitation Project.

Scheub made a motion, seconded by Allen, to approve the Public Hearing Notice for Lake Dalecarlia Dam Rehabilitation Project, to be advertised, meeting to be held September 29, 2010 at 6:00 PM, at the Lake Dalecarlia Community Center, 4465 Main Street, Lowell, IN 46356. Motion carried.

## Order #38 Agenda #45A

In the Matter of Standard Items: Review and Approval of the Minutes of the Special Meeting, Wednesday July 14, 2010.

Allen made a motion, seconded by Scheub, to approve the Minutes of the Special Meeting, Wednesday July 14, 2010. Motion carried.

## Order #38 Agenda #45B

In the Matter of Standard Items: Review and Approval of the Minutes of the Regular Meeting, Wednesday July 21, 2010.

Allen made a motion, seconded by Scheub, to approve the Minutes of the Regular Meeting, Wednesday July 21, 2010. Motion carried.

## Order #38 Agenda #46

In the Matter of Lake County Expense Claims to be Allowed on Wednesday, September 15, 2010.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, September 15, 2010. to be paid out of the County Treasury upon the Warrant of the County Auditor according to the Lake County Claim Docket on file in the Auditor's Office.

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

## Order #38 Agenda #47

In the Matter of Service Agreements

Allen made a motion, seconded by Scheub, to approve the following Service Agreements. Motion carried.

<b>L C COMMUNITY CORRECTIONS</b>	<b>W/ Monroe Pest Control</b>
<b>L C COMMUNITY CORRECTIONS</b>	<b>W/ Sprint Communications</b>
<b>L C SUPERIOR COURT COUNTY DIV RM 2</b>	<b>W/ Bach Tech, Inc.</b>

## Order #38 Agenda #48

In the Matter of Poor Relief Decisions

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

Keisha Rouson	Denied for appellant's failure to appear
Helene Servin	Approved
Robin William	Denied for appellant's failure to appear
Leroy Hunter	Approved
Valorie Steele	Approved
Lisa Barnes	Approved on condition
DeRonda Talbert	Approved on condition
Charlotte Pearl	Approved on condition
Shaakir Muhammad	Approved
Vanessa Clayburn	Approved
Rhonda McKinzie	Approved
StarLynn McKee	Approved on condition
Terri Pearson	Approved
Christine Washington	Approved
Monque McClellan	Approved on condition
Billy Nash	Approved
Gailand Jackson	Approved on condition
Kishanna Robie	Approved
Colanda Jiles	Approved

## Order #38 Agenda #48 (cont'd)

Janet Triplett	Approved
Shakitha Taylor	Approved on condition
Renna Edmonds	Approved
Sandra Smith	Denied for appellant's failure to appear
Thomas Hunter Jr.	Denied
Melissa Dixon	Denied
Elayne Willis	Denied for appellant's failure to appear
Marcia Patterson	Denied for appellant's failure to appear
Dora Greer	Denied for appellant's failure to appear
Wendy Colbert	Denied
Lisa Bonds	Denied
Angela Randolph	Denied
Simone Laster	Denied
Kimberly Nettles	Denied for appellant's failure to appear
Quanda McFarland	Denied for appellant's failure to appear
Brenda Williams	Denied for appellant's failure to appear
Angela Wright	Denied for appellant's failure to appear
Joanna Stewart	Denied
Leroy McClain	Denied
Kimberly Sanders	Remanded to township for further consideration and review
Sanuel Johnson	Denied
Lashaun Davis	Remanded to township for further consideration and review
Chike Ihenachs	Denied for appellant's failure to appear
Barbara Gills	Denied for appellant's failure to appear
Franklin Jones	Denied for appellant's failure to appear

## NORTH TOWNSHIP TRUSTEE

Sabriana Escalente	Approval
Wilfiedo Diaz	No decision marked
Tommy L. Smith	Approval
Jose L. Gonzalez	Approval
Wilfredo Diaz	Denial
Pablo L. Mentalvo	Approval
Judith Woolbert	Denial
Doretha Davis	Approval
George Rias	Approval
Sarah Davis	Approval
Jeaneissa Watkins	Approval
Charles Spruggs	Approval
Anna Alcocer	Approval
David C. Thomas	Approval
Eric L. Rias	Approval
Larry Williams	Approval
Kenneth Abrams	Approval
Danielle Walberg	Approval
Tiffany Austin	Approval
Diana Villareal	No decision marked
Mamie Champion	Denial
Mary Jambik	Approval
Norma E. Meyer	Approval
Jessica I. Garcia	Approval
Sheressa Segura	Approval
Genevieve Aguilar	Denial
Angela Brown	Approval
Christina Jamison	Approval

## Order #39 Agenda #51

In the Matter of L C Council Ordinances and Resolutions.

Scheub made a motion, seconded by Allen, to approve all of the following Ordinances and Resolutions submitted by the Lake County Council. Motion carried.

Order #39 Agenda #51 (cont'd)

**ORDINANCE NO. 992C-33**

**ORDINANCE AMENDING LAKE COUNTY SELF INSURANCE  
ORDINANCE, ORDINANCE NO. 992C-3**

**WHEREAS**, on May 9, 1989 the Lake County Council adopted the Lake County Self Insurance Ordinance;

**WHEREAS**, the Lake County Council now desires to amend Ordinance No. 992C-3.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That Ordinance No. 992C-3 be amended as follows:

**SECTION IV. EMPLOYEE ELIGIBILITY REQUIREMENTS FOR PARTICIPATION  
IN THE EMPLOYEE BENEFIT PROGRAM**

D. Cost Center Contributions for Health Care.

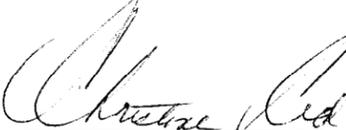
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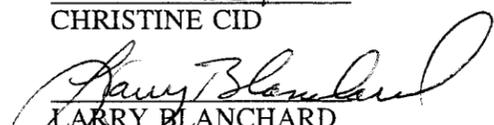
1. Effective January 1, 2008, costs center contributions for health care are hereby established at \$550.00 per pay period for each insured employee, single or family, effective date January 1, 2008.
2. That the \$550.00 per pay period contribution shall be made by all offices, departments and agencies that have insured employees.

INSERT:

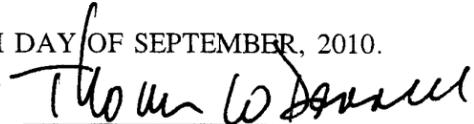
1. Effective January 1, 2011, costs center contributions for health care are hereby established at \$575.00 per pay period for each insured employee, single or family, effective date January 1, 2011.
2. That the \$575.00 per pay period contribution shall be made by all offices, departments and agencies that have insured employees.

SO ORDAINED THIS 14TH DAY OF SEPTEMBER, 2010.

  
CHRISTINE CID

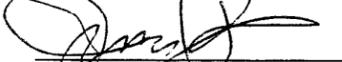
  
LARRY BLANCHARD

  
TED F. BILSKI

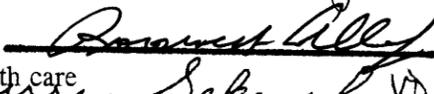
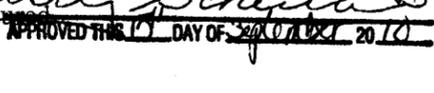
  
THOMAS O'DONNELL, President

  
ERNIE DILLON

  
ELSIE FRANKLIN

  
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
  
  
  
APPROVED THIS 14 DAY OF SEPTEMBER 2010



Order #39 Agenda #51 (cont'd)

ORDINANCE NO. 1264D-1

**ORDINANCE AMENDING ORDINANCE NO. 1264D, THE ORDINANCE ESTABLISHING THE RULES AND PENALTIES FOR WEIGHTS AND MEASURES**

**WHEREAS**, on June 13, 2005, the Lake County Council adopted Ordinance No. 1264D, the Ordinance Establishing the Rules and Penalties for Weights and Measures; and

**WHEREAS**, the Lake County Council now desires to amend Ordinance No. 1264D.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That Ordinance No. 1264D, the Ordinance Establishing the Rules and Penalties for Weights and Measures be amended as follows:

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis Dufay*  
*Boonwell Alley*  
*Larry Schenk*  
APPROVED THIS 14th DAY OF SEPTEMBER 2010

DELETE:

SECTION 9. REGISTRATION

- B. ii. pay a license fee of One Hundred (\$100.00) Dollars in check or money order payable to the Lake County Auditor for each application. License applications shall be submitted to the Lake County Weights and Measures Department.

INSERT:

SECTION 9. REGISTRATION

- B. ii. pay a license fee of One Hundred Forty (\$140.00) Dollars in check or money order payable to the Lake County Auditor for each application. License applications shall be submitted to the Lake County Weights and Measures Department.



SO ORDAINED THIS 14th DAY OF SEPTEMBER, 2010.

*Thomas O'Donnell*  
THOMAS O'DONNELL, President

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome W. Prince*  
JEROME W. PRINCE

Members of the Lake County Council

Order #39 Agenda #51 (cont'd)

**ORDINANCE NO. 1320C-1****ORDINANCE AMENDING LAKE COUNTY ORDINANCE NO. 1320C, THE  
ORDINANCE ESTABLISHING LAKE COUNTY FAIRGROUNDS FEE SCHEDULE**

**WHEREAS,** on February 23, 2010, the Lake County Council adopted Ordinance No. 1320C, the Ordinance Establishing Lake County Fairgrounds Fee Schedule; and

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

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

Ordinance No. 1320C, the Ordinance Establishing the Lake County Fairgrounds Fee Schedule shall be amended as follows:

**DELETE:**

4. That the following daily fee and set-up rates shall be paid per day for the use of the facilities at the Lake County Fair Grounds:

<u>Facility</u>	<u>Type 1 &amp; Type 2</u>	<u>Type 5</u>
<b>4H Building:</b>		
Daily Use:		
Resident:	\$208.00	\$315.00
Non-resident:	\$312.00	\$473.00
Set-Up:		
Resident:	\$69.00	\$105.00
Non-resident:	\$104.00	\$158.00
<b>Industrial Building:</b>		
Daily Use:		
Resident:	\$280.00	\$425.00
Non-resident:	\$420.00	\$638.00
Set-Up:		
Resident:	\$93.00	\$142.00
Non-resident:	\$140.00	\$213.00
<b>Annex Building:</b>		
Daily Use:		
Resident:	\$108.00	\$165.00
Non-resident:	\$162.00	\$248.00
Set-Up:		
Resident:	\$36.00	\$55.00
Non-resident:	\$54.00	\$83.00

**Fine Arts Building:**

Order #39 Agenda #51 (cont'd)

Daily Use:		
Resident:	\$165.00	\$250.00
Non-resident:	\$248.00	\$375.00
Set-Up:		
Resident:	\$55.00	\$83.00
Non-resident:	\$83.00	\$125.00

**Shelters #1-6:**

Daily Use:		
Resident:	\$70.00	\$70.00
Non-resident:	\$70.00	\$70.00
Set-Up:		
Resident:	N/A	N/A
Non-resident:	N/A	N/A

**Grandstand or Arena:**

Daily Use:		
Resident:	\$300.00	\$500.00
Non-resident:	\$450.00	\$650.00
Set-Up:		
Resident:	\$100.00	\$150.00
Non-resident:	\$150.00	\$200.00

**\*North Half of Grounds w/Shelters:**

Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-resident:	\$1300.00	\$1800.00

**\*South Half of Grounds w/Shelters:**

Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-resident:	\$1300.00	\$1800.00

**\*ANY ADDITIONAL BUILDINGS OTHER THEN SHELTERS MUST BE PAID FOR AT THEIR INDIVIDUAL RENTAL RATE.**

**ALL USERS OF THE BUILDINGS ARE REQUIRED TO RETURN THE FACILITIES IN THE SAME CONDITION AS EXISTED AT THE TIME OF THE RENTAL. UPON PRIOR REQUEST AND APPROVAL, THE FAIRGROUNDS WILL PERFORM CLEAN-UP SERVICES FOR THE PRIOR NEGOTIATED RATE.**

5. That the following rates for additional amenities which must be approved separately by the Fair Ground Superintendant are hereby established:

<u>Amenity</u>	<u>Fee Per Day</u>
Stage	\$100.00

Order #39 Agenda #51 (cont'd)

4H Sound System	\$25.00
Industrial Building PA System	\$20.00
Portable 100 amp electrical service	\$50.00
*Self-Contained (Primitive) Camping (no electric)	\$15.00
*Self-Contained (Primitive) Camping (with electric)	\$25.00
Round Tables	\$10.00 (per table)

\*Only allowed with certain events and collected by lessee.

Arrangements for special electrical hookups must be made through the Superintendents office for a Qualified Electrician any costs to be paid by lessee.

Events charging admission shall pay an additional fee within 30 days of said event.  
DOOR Fee: \$.50 per person-GATE Fee: \$1.00 per person

LATE FEES: 10% of rental fee incurred IF payment in full is not 30 days before event, unless event scheduled within last 30 days.

**INSERT:**

4. That the following daily fee and set-up rates shall be paid per day for the use of the facilities at the Lake County Fair Grounds:

<u>Facility</u>	<u>Type 1 &amp; Type 2</u>	<u>Type 5</u>
<b>4H Building:</b>		
Daily Use:		
Resident:	\$235.00	\$350.00
Non-resident:	\$325.00	\$475.00
Set-Up:		
Resident:	\$70.00	\$105.00
Non-resident:	\$105.00	\$160.00
<b>Industrial Building:</b>		
Daily Use:		
Resident:	\$300.00	\$425.00
Non-resident:	\$420.00	\$640.00
Set-Up:		
Resident:	\$95.00	\$145.00
Non-resident:	\$140.00	\$215.00
<b>Annex Building:</b>		
Daily Use:		
Resident:	\$125.00	\$185.00
Non-resident:	\$180.00	\$250.00
Set-Up:		
Resident:	\$40.00	\$55.00
Non-resident:	\$55.00	\$85.00

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## Order #39 Agenda #51 (cont'd)

**Fine Arts Building:**

Daily Use:		
Resident:	\$175.00	\$250.00
Non-resident:	\$250.00	\$375.00
Set-Up:		
Resident:	\$55.00	\$85.00
Non-resident:	\$85.00	\$125.00

**Shelters #1-6:**

Daily Use:		
Resident:	\$80.00	\$80.00
Non-resident:	\$80.00	\$80.00
Set-Up:		
Resident:	N/A	N/A
Non-resident:	N/A	N/A

**Grandstand or Arena:**

Daily Use:		
Resident:	\$300.00	\$500.00
Non-resident:	\$450.00	\$650.00
Set-Up:		
Resident:	\$75.00	\$125.00
Non-resident:	\$100.00	\$150.00

**\*North Half of Grounds w/Shelters:**

Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-resident:	\$1300.00	\$1800.00
Set-Up:		
Resident:	\$200.00	\$400.00
Non-resident:	\$300.00	\$500.00

**\*South Half of Grounds w/Shelters:**

Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-resident:	\$1300.00	\$1800.00
Set-Up:		
Resident:	\$200.00	\$400.00
Non-resident;	\$300.00	\$500.00

**\*ANY ADDITIONAL BUILDINGS WILL BE THEIR INDIVIDUAL RENTAL RATE.**

**ALL USERS ARE REQUIRED TO RETURN BUILDINGS TO: MOVED-IN CONDITION. FAIRGROUNDS WILL PERFORM CLEAN-UP SERVICES AT A NEGOTIATED RATE, IF, DESIRED BY LESSEE.**

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Order #39 Agenda #51 (cont'd)

- 5. That the following rates for additional amenities which must be approved separately by the Fairground Superintendent are hereby established:

<u>Amenity</u>	<u>Fee Per Day</u>
Stage	\$100.00-\$150.00
4H Sound System	\$50.00
Industrial Building PA System	\$50.00
Portable 100 amp electrical service	\$50.00
*Self-Contained (Primitive) Camping (no electric)	\$15.00
*Self-Contained (Primitive) Camping (with electric)	\$25.00
Round Tables	\$10.00 (per table)

\*Only allowed with certain events and collected by lessee.

Arrangements for special electrical hookups must be made through the Superintendents office for a Qualified Electrician any costs to be paid by lessee.

Events charging admission shall pay an additional fee within 30 days of said event.  
DOOR Fee: \$.50 per person-GATE Fee: \$1.00 per person

LATE FEES: 10% of rental fee incurred IF payment in full is not 30 days before event, unless event scheduled within last 30 days.



SO ORDAINED THIS 14th DAY OF SEPTEMBER, 2010.

*Thomas O'Donnell*  
 THOMAS O'DONNELL, President

*Christine CID*  
 CHRISTINE CID

*Ernie Dillon*  
 ERNIE DILLON

*Larry Blanchard*  
 LARRY BLANCHARD

*Elsie Franklin*  
 ELSIE FRANKLIN

*Ted F. Bilski*  
 TED F. BILSKI

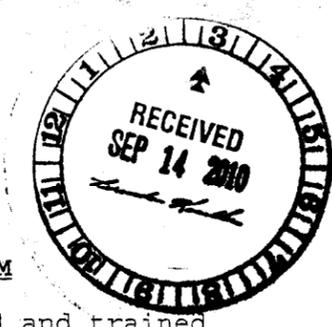
*Jerome A. Prince*  
 JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*James Duff*  
*Booness*  
*Larry Schuch*  
 APPROVED THIS 14 DAY OF September 2010

Order #39 Agenda #51 (cont'd)



RESOLUTION NO. 10-80

RESOLUTION HONORING THE 2010 MUNSTER BABE RUTH 15 YEAR OLD ALL STAR TEAM

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, on July 26, 2010, the 2010 Munster Babe Ruth 15 Year Old All Star Team beat the Schererville Babe Ruth 15 Year Old All Stars by a score of 6-0 in the first game and 4-3 in the second game, to win the Northern Indiana State Championship and advanced to the Ohio Valley Regional Championship where they placed fifth out of 12 teams.

NOW, THEREFORE, LET IT BE RESOLVED that the Lake County Council, and all citizens of Lake County who are represented by this august body, extend congratulations and praise to the coaches and trainers but most particularly to the young men of the Munster Babe Ruth 15 Year Old All Star Team, the 2010 Northern Indiana State Champions, and 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 the Munster Babe Ruth 15 Year Old All Star Team.

DATED THIS 14th day of September, 2010.

Thomas O'Donnell
THOMAS O'DONNELL, President

Christine CID
CHRISTINE CID

LARRY BLANCHARD

TED F. BILSKI

Ernie Dillon
ERNIE DILLON

Elsie Franklin
ELSIE FRANKLIN

JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

James DeLay
Barnett Hill
Larry Schuch
APPROVED THIS 14th DAY OF September 2010

Order #39 Agenda #51 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Frances Hervey*

*Boonin Alley*

RESOLUTION NO. 10-81

**RESOLUTION ADOPTING THE  
LAKE COUNTY MULTI-HAZARD MITIGATION PLAN**

*Russell Schenck*  
APPROVED THIS 13 DAY OF September 2010

WHEREAS, Lake County recognizes the threat that natural hazards pose to people and property; and

WHEREAS, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars; and

WHEREAS, an adopted multi-hazard mitigation plan is required as a condition of future grant funding for mitigation projects; and

WHEREAS, Lake County participated jointly in the planning process with the other local units of government within the County to prepare a Multi-Hazard Mitigation Plan.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council hereby adopts the Lake County Multi-Hazard Mitigation Plan as an official plan.

The Lake County Homeland Security/Emergency Management Agency will submit on behalf of the participating municipalities the adopted Multi-Hazard Mitigation Plan to the Indiana Department of Homeland Security and the Federal Emergency Management Agency for final review and approval.



SO RESOLVED THIS 13th DAY OF SEPTEMBER, 2010.

*Thomas O'Donnell*  
THOMAS O'DONNELL, President

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council

Order #39 Agenda #51 (cont'd)

RESOLUTION NO. 10-82

RESOLUTION TO AMEND THE LAKE COUNTY SELF INSURANCE ORDINANCE AND LAKE COUNTY GROUP INSURANCE EMPLOYEES BENEFIT PROGRAM. ORDINANCE NO. 992C-3

WHEREAS, on May 9, 1989 the Lake County Council adopted the Lake County Self Insurance Health Ordinance, and Lake County Group Insurance Employees Benefit Program Ordinance No. 992C-3 (Lake County Code Section 32.165); and

WHEREAS, the Lake County Group Insurance Employees Benefit Program attached and incorporated into the Ordinance outlines the benefits to Lake County employees under the program; and

WHEREAS, the Lake County Council now desires to amend the benefit program with respect to prescription costs.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Group Insurance Employees Benefit Program should be amended with respect to prescription costs as follows:

Ordinance No. 992C-3 (Lake County Code Sec. 32.165) Prescription Costs

Insert (New):

- 6. For maintenance drug users, for the 90-day supply In Store plan Lake County employees shall pay \$0 on any generic prescription and the County shall pay the balance; 30-day supply Lake County employees shall pay \$5.00 on any generic prescription and the County shall pay the balance.
7. For maintenance drug users, for the 90 day supply In Store plan Lake County employees shall pay \$30.00 for the formulary prescription and the County shall pay the balance; 30-day supply Lake County employees shall pay \$25.00 on the formulary prescription and the County shall pay the balance.
8. For maintenance drug users, for the 90 day supply In Store plan Lake County employees shall pay \$50.00 for the non-formulary prescription and the County shall pay the balance; 30-day supply Lake County employees shall pay \$40.00 on the non-formulary prescription and the County shall pay the balance.

SO RESOLVED THIS 14th DAY OF SEPTEMBER, 2010.



Thomas O'Donnell, President

Christine CID
LARRY BLANCHARD
TED F. BILSKI

Ernie Dillon
ELSIE FRANKLIN
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Juanita DePuy
Borwick
APPROVED THIS 14th DAY OF September 2010

Order #39 Agenda #51 (cont'd)

**RESOLUTION NO. 10-83**

**RESOLUTION REGARDING THE ACCESSIBILITY OF  
POLLING PLACES AND ADMINISTRATION OF HAVA FUNDS**

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

**WHEREAS**, the Lake County Board of Elections and Registration will be receiving money from Section 101 of the Help America Vote Act (HAVA) as reimbursement from the Federal Government through the State of Indiana for the purposes set out by HAVA Section 101 including but not limited to the upgrading of voting equipment; and

**WHEREAS**, HAVA Section 101 requires monies and matching funds received to be used for the purpose set out by HAVA Section 101 to pay any outstanding obligations incurred by Lake County for the purposes including but not limited to voting systems purchased which are subject to reimbursement; and

**WHEREAS**, the Lake County Council desires to comply with the rules and regulations regarding the accessibility of polling places and the administration of HAVA funds.

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

**SECTION 1:** Subject to the availability of Section 101 monies to the County under the Help America Vote Act of 2002, the County will make all permanent and temporary improvements to each polling place not later than 31 days prior to the first election following reimbursement (under PL 108-2008) to comply with the polling place accessibility standards set forth in I.C. 3-11-8, and to the extent possible, to make any additional improvements identified by the Polling Place Accessibility Survey Form that are not specifically required by State or Federal Law.

**SECTION 2:** The County will submit a report to the Indiana Election Division no later than December 31, 2010. The report under this Section must list the polling place accessibility problems identified by the Polling Place Accessibility Survey Form, poll workers or voters; and indicate whether these problems have been resolved by temporary or permanent improvements, or whether the polling place has been relocated to an accessible facility. If the report indicates that the problems have not been resolved, the report must indicate how the County will resolve the problems prior to the next scheduled election. The County agrees to submit any additional reports required by the Indiana Election Division until the County reports that the accessibility requirements identified in the May 2004 survey have been resolved. The report must be certified as accurate by a majority vote of the County Election Board, following review and

Order #39 Agenda #51 (cont'd)

opportunity for written comments to be added to the report by the local advisory council described in Section 4 of this Resolution.

SECTION 3: Each polling place will contain at least one (1) voting system to permit a voter who is blind or visually impaired to vote privately and independently.

SECTION 4: Lake County has previously established a local advisory council comprised of representatives of the disabilities community and elderly voters to provide assistance to the County in choosing polling places. The local advisory council will meet prior to the first General Election following reimbursement.

SECTION 5: The County fiscal body pledges that Section 101 monies received by the County will be used to pay any outstanding obligations incurred by the County for the voting system purchase subject to the reimbursement.

SECTION 6: The County fiscal body pledges that if the obligations incurred by the County to obtain this voting system have been paid in full or in part as of this date, that the remaining Section 101 monies will be used to improve the administration of elections for Federal Office in the County.

SECTION 7: No later than thirty (30) days after adoption of this Resolution, the County will establish a separate non-reverting account in which all Section 101 monies will be deposited. (Section 101 monies cannot be mixed with Title III requirement monies nor with Section 102 monies).

SECTION 8: The County agrees to refund to the State of Indiana in no later than 365 days an amount equal to the Section 101 monies received by the County if the Secretary of State of Indiana and the Co-Directors of the Indiana Election Division determine at any time that the County has not: (1) provided at least one (1) voting system in each polling place of the County to permit a voter who is blind or visually impaired to vote privately and independently in accordance with Public Law 209-2003; or (2) honored one or more of the certifications made by the County in this Resolution regarding polling place accessibility or the permitted use of these funds.

SO RESOLVED THIS 14th DAY OF SEPTEMBER, 2010.

*Christine CID*  
CHRISTINE CID

*Thomas O'Donnell*  
THOMAS O'DONNELL, President

*Ernie Dillon*  
ERNIE DILLON

*Larry Blanchard*  
LARRY BLANCHARD

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Elsie Franklin*  
ELSIE FRANKLIN

*Ted F. Bilski*  
TED F. BILSKI

*Jerome A. Prince*  
APPROVED THIS 15th DAY OF SEPTEMBER 2010 JEROME A. PRINCE



Members of the Lake County Council

Order #39 Agenda #51 (cont'd)

APPROVED THIS 15<sup>th</sup> DAY OF SEPTEMBER, 2010.

  
GERRY SCHEUB

  
FRANCES DUPEY

  
ROOSEVELT ALLEN, JR.

Lake County Commissioners

Order #40 Agenda #53

In the Matter of Staff Reports – John Dull

Commissioners' Attorney John Dull with a staff report regarding Commissioner Sale of Tax Certificates.

Order #40 Agenda #53 (cont'd)

**PRESS RELEASE**

August 10, 2010

BOARD OF COMMISSIONERS  
of the  
COUNTY OF LAKE**SUBJECT: COMMISSIONER SALE OF TAX CERTIFICATES**

The Commissioners sale of tax sale certificates held on September 9, 2010 at the Lake County Government Center was a success. The participants bid more money than at the April 2000 sale that was cancelled because of an advertising defect.

Donald Guernsey owner of Onyx, Inc. who conducted the sale in conjunction with the Lake County Auditor, Lake County Treasurer and Lake County Recorder announced that the net to Lake County taking into account all redemptions exceeded \$6 million.

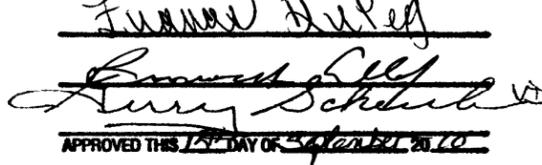
In April the County held a sale and sold approximately \$1.3 million in Commissioner owned tax sale certificates. This sale had to be cancelled because of the advertising defect. The net cost of the cancelled sale was \$130 thousand. At the September 9, 2010 sale, \$1.7 million in properties were sold. This exceeded the \$1.3 million sold at the April sale even after deducting the \$130 thousand cost.

Prior to the April and September sales, many delinquent taxpayers redeemed their property and paid a total of \$4.7 million in property taxes. The total money resulting from the Lake County Commissioners scheduling these sales was thus \$6.4 million which is equal to the \$4.7 million from redemptions and the \$1.7 million from the September sale. Subtracting out all fees, expenses, and costs of the cancelled April sale, the net revenue to Lake County resulting from the conduct of the sale including redemptions is \$6 million.

At the April sale there were 679 properties sold. At the September sale 279 of these were sold. Thus although fewer properties were sold in the September sale the net revenues went up by \$400 thousand.

Donald Guernsey, owner of Onyx is already planning to have a sale of Lake County Commissioner owned tax sale certificates in December, 2010. The exact number to be put up for sale in December will depend upon the results of the Treasurer's tax sale which will commence on September 14, 2010.

Questions on this press release should be directed to  
Commissioners' Attorney John Dull at 219-755-3207

**BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE**

APPROVED THIS 15<sup>TH</sup> DAY OF September 2010

Order #41 Agenda #54

In the Matter of Commentary from other elected officials present – Councilwoman Elsie Franklin.

Comes now for commentary, Elsie Franklin, to thank Attorney Dull for attempting to assist the participants in her community as it relates to an issue brought before this Board previously as it relates to the indigent funeral assistance, those not being able to be assisted by the Township (Calumet Township) for burial.

Councilwoman Franklin continued on expressing great concern regarding this matter and thanked the Board for all their attempts and hard work regarding this.

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

The next Board of Commissioners Meeting will be held on Wednesday, October 20, 2010 at 10:00 A.M.

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

\_\_\_\_\_  
FRANCES DUPEY, PRESIDENT

\_\_\_\_\_  
ROOSEVELT ALLEN JR., COMMISSIONER

\_\_\_\_\_  
GERRY SCHEUB, COMMISSIONER

ATTEST:

\_\_\_\_\_  
PEGGY HOLINGA KATONA, LAKE COUNTY AUDITOR