

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 16<sup>th</sup> day of October, 2012 at about 12:15 a.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 16<sup>th</sup> day of October, 2012 at about 12:15 a.m.

Order #1 Agenda #5A

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

None. NAT.

Order #2 Agenda #5B

In the Matter of Notices/Agenda: B. Deletions to Agenda for a Regular Meeting.

Allen made a motion, seconded by DuPey, to approve the Additions – Number 10A – Contract between McKinley Nutall and the Board of Commissioners for 2013 in an amount not to exceed \$20,000.00 - Deletions – Number 24 – Service Agreements – none, and Corrections – Number 14, Should read Findings and Recommendations of the Board of Commissioners of the County of Lake for capital expenditures in 2013 in an amount not more than \$10,000,000.00. Motion carried.

Order #3 Agenda #5D-E

In the Matter of Notices/Agenda: D. Approved Final Agenda made a matter of public record; E. Certificate of Service of Meeting Notice to those who have made such written request to be made a matter of public record.

Allen made a motion, seconded by DuPey, to approve the Final Agenda for a matter of public record and ordered same to make a matter of public record the Certificate of Service of Meeting Notice. Motion carried.

Order #4 Consent Agenda

In the Matter of Consent Agenda – Items #7, 9A, 9B, 9C, 9D, 9E, 21 & 27.

Allen made a motion, seconded by DuPey, to approve and make a matter of public record the Items of the Consent Agenda (#7, 9A, 9B, 9C, 9D, 9E, 21 & 27). Motion carried.

Order #4 Consent Agenda #7

In the Matter of L C Sheriff – Documentation concerning Gasoline Bids for the month of September, 2012 to be made a matter of public record.

Allen made a motion, seconded by DuPey, to make a matter of public record the Sheriff's documentation concerning the Gasoline Bids for the month of September 2012. Motion carried.

Order #4 Consent Agenda #9A

In the Matter of IDEM: Indiana Department of Environmental Management.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of IDEM: Indiana Department of Environmental Management (Illiana Disposal Partnership). Motion carried.

Order #4 Consent Agenda #9B

In the Matter of IDEM: Certificates of Liability Insurance.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of IDEM: Certificates of Liability Insurance (D & B Plumbing LLC ETAL, HP Products Corporation, OLTHOF Homes LLC, Purdue University). Motion carried.

Order #4 Consent Agenda #9C

In the Matter of IDEM: Continuation Certificates.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of IDEM: Continuation Certificates (Energy Tech Insulations, Inc., Jeff's Aluminum, Inc.). Motion carried.

Order #4 Consent Agenda #9D

In the Matter of IDEM: Reinstatement Notices.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of IDEM: Reinstatement Notices (Southwind Group Inc.). Motion carried.

Order #4 Consent Agenda #9E

In the Matter of IDEM: Cancellation Memos.

Allen made a motion, seconded by DuPey, to make a matter of public record the Notices of IDEM: Cancellation Memos (Latin Pavers, Inc., Chrisman Builders, Inc., Thunderbird Construction Service, RP Drywall, Inc., Retail Construction Services, Inc., Leonard's Unit Step Co., Translogic Corporation, Southwind Group Inc., Arcadis U.S., Inc.). Motion carried.

Order #4 Consent Agenda #21

In the Matter of L C B.O.C. – Surety Rider Asphalt/Paving Bond for Fritz Cartage and Asphalt, Inc. to be made a matter of public record.

Allen made a motion, seconded by DuPey, to make a matter of public record the Surety Rider Asphalt/Paving Bond for Fritz Cartage and Asphalt, Inc. Motion carried.

Order #4 Consent Agenda #27

In the Matter of Vendor Qualification Affidavits

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

PRINTER SOLUTIONS, INC  
AUGUST HOME PUBLISHING COMPANY  
HEART CLINICS PROFESSIONALS CORP  
PRIVATE CONTRACTOR - DOUBLAS IAN DRUMMOND  
CHANNING BETE COMPANY  
ALL GLASS PLUS, INC  
SEILER INSTRUMENT & MFG. CO., INC  
ACME PRINT DESIGN COPY  
INDIANA STATE POLICE – DISTRICT 21

Order #5 Agenda #6

In the Matter of L C Highway – Request for the selection of a consulting engineering firm to provide design engineering services for the Replacement of Lake County Bridge #108, Colfax over Brown Ditch between 221<sup>st</sup> Street and 231<sup>st</sup> Street.

Allen made a motion, seconded by DuPey, to approve the requested selection of Hanson Professional Services Inc., to provide design engineering services for the Replacement of Lake County Bridge #108, Colfax over Brown Ditch between 221<sup>st</sup> Street and 231<sup>st</sup> Street. Motion carried.

Order #6 Agenda #8

In the Matter of L C Data Processing – Agreement between Infor, Inc. (formerly Lawson, Inc.) and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing for software support for the year 2013 in an amount not to exceed \$237,372.60 payable quarterly in the amount of \$59,343.15 per quarter.

Allen made a motion, seconded by DuPey, to approve the Agreement between Infor, Inc. (formerly Lawson, Inc.) and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing for software support for the year 2013 in an amount not to exceed \$237,372.60 payable quarterly in the amount of \$59,343.15 per quarter. Motion carried.

Order #7 Agenda #10

In the Matter of L C B.O.C. – Release of Performance Bond Lien for R.A. Oros, Inc.

Allen made a motion, seconded by DuPey, to approve the Release of Performance Bond Lien for R.A. Oros, Inc. Motion carried.

cont'd

Order #7 Agenda #10 (cont'd)

**RELEASE OF  
PERFORMANCE BOND LIEN**

The Lake County Drainage Board, hereinafter "Board", hereby releases the lien recorded in the Office of the Recorder as document number 2012-068861 recorded on October 1, 2012 and entered against the attached described property located in Indiana.

R.A. Oros, Inc., the Contractor for the Contract described herein, has faithfully performed his services enumerated in said Contract and has made all payment of any and all expenses and damages, if any, incurred under the contract, including payment of all suppliers, laborers and subcontractors.

The lien was for the following sum: \$531,477.40. The lien being released is attached hereto as Exhibit "A".

The lien was for the following project: Hart Ditch Restoration Project - Phase VI.

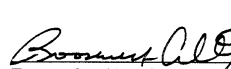
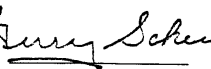
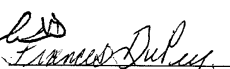
Said Release releases any and all rights which the Board may have against the real estate.

Together with all the improvements now or to be erected on the property, and all easements, rights, appurtenances, rents, royalties, mineral, oil, and gas rights and profits, water rights and stock and all fixtures now or to become a part of the property. All replacements and additions shall also be covered by this Release. All of the foregoing is referred to in this Release as the "property".

By the faithful performance of the Contractor of the above-named contract secured by this security instrument, the Lake County Drainage Board hereby release this security instrument, the Lake County Drainage Board hereby releases this security instrument without charge to Contractor.

All of which is agreed this 17<sup>th</sup> day of October, 2012.

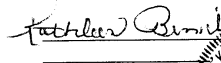
Lake County Board of Commissioners:

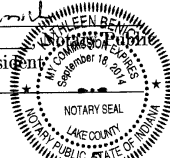
		
Roosevelt Allen, Jr. Commissioner, 1 <sup>st</sup> District	Gerry Scheub Commissioner, 2 <sup>nd</sup> District	Frances DuPey Commissioner, 3 <sup>rd</sup> District

STATE OF INDIANA    )  
                                  )  
COUNTY OF LAKE    )

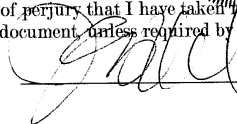
Before me, a Notary Public in and for said County and State, personally appeared Commissioner Roosevelt Allen, Jr., Commissioner Gerry Scheub, and Commissioner Frances DuPey, who acknowledged the execution of the foregoing Release of Performance Bond Lien, and who, having been duly sworn, stated that any representation therein contained are true.

Witness my hand and Notarial Seal this 17<sup>th</sup> day of October, 2012.

  
 \_\_\_\_\_  
 Lake County Resident  
 Comm Exp: \_\_\_\_\_



I swear and affirm under the penalties of perjury that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.



Prepared By:  
John S. Dull, #4638-45  
Attorney for the Board of Commissioners  
2293 N. Main Street  
Crown Point, In 46307  
(219) 755-3307

## Order #8 Agenda #10A

In the Matter of L C B.O.C. – Contract between McKinley Nutall and the Board of Commissioners for 2013 in an amount not to exceed \$20,000.00.

Allen made a motion, seconded by DuPey, to approve the Contract between McKinley Nutall and the Board of Commissioners for 2013 in an amount not to exceed \$20,000.00. Motion carried.

## Order #9 Agenda #11

In the Matter of L C B.O.C. – Resolution of the Board of Commissioners establishing a tax levy for the Cumulative Bridge Fund for the year 2013 in accordance with I.C. 36-2-6-18 and 19.

DuPey made a motion, seconded by Allen, to support the Resolution of the Board of Commissioners establishing a tax levy for the Cumulative Bridge Fund for the year 2013 in accordance with I.C. 36-2-6-18 and 19. Motion carried.

## Order #10 Agenda #12

In the Matter of L C B.O.C. – Findings and Recommendations of the Board of Commissioners of the County of Lake for construction of improvements at the Lake County Jail in an amount not more than \$5,000,000. pursuant to the provisions of I.C. 36-2-6-18 and 19.

DuPey made a motion, seconded by Allen, to support the Findings and Recommendations of the Board of Commissioners of the County of Lake for construction of improvements at the Lake County Jail in an amount not more than \$5,000,000.00 pursuant to the provisions of I.C. 36-2-6-18 and 19. Motion carried.

## Order #11 Agenda #13

In the Matter of L C B.O.C. – Findings and Recommendations of the Board of Commissioners of the County of Lake for operating costs of the County in 2013 in an amount not more than \$5,500,000.

Comes now, John Dull, Commissioners Attorney, speaks on behalf of the Findings and Recommendations of the Board of Commissioners of the County of Lake for operating costs of the County in 2013 in an amount not more than \$5,500,000.

John Dull states: "At the county council meeting, the county council voted 5-2 that the board of commissioners start the process to get the bonding and/or note to appeal the 15 million dollar defecate in the budget, there was two (2) people who voted against it and council Niemeyer was one and Dernulc was the other, it was 5-2, therefore you can go forward. Now, in order for us to complete this project in 2012, what we need to do, or otherwise you're going to have to capitalize your interest, which we don't want to do i.e. you'd have to borrow your interest to pay next year we need to complete the project in 2012. When you do this you simply sending me to the county council for their consideration, if they approve them, they will come back for re-elect. Now, there are several ways you can let, I'm going to defer to commissioner Scheub right now, because I believe he has come up with a very good idea about how we can set this up going two ways, and then figure out which is cheaper."

Attorney John Dull then defers to Commissioner Scheub.

Commissioner Scheub gives an explanation: "What we've done, Porter County has an enormous amount of money left from the Hospital Sale, and Mr. Barker and I have been meeting and finding ways to save money on this bond, if at all possible at a lower interest rate. We've had a meeting with his staff and our staff yesterday, Larry, John, and I. Hopefully we can negotiate with them for a lower interest rate then we would get at any bank, and I think that they are very receptive to this, and it would save the county a more than a percentage point, it is something that is very unique, and hasn't surfaced here before but it would be borrowing money from Porter County, from their proceeds from their Hospital Sale. We would still have to go out for two (2) separate proposals, and then we can negotiate with them for a lower rate than we would most likely get." John Dull then recommends a positive motion dealing with Agenda items #13 and #14.

DuPey made a motion, seconded by Allen, to support the Findings and Recommendations of the Board of Commissioners of the County of Lake for operating costs of the County in 2013 in an amount not more than \$5,500,000. Motion carried.

## Order #12 Agenda #14

In the Matter of L C B.O.C. – Findings and Recommendations of the Board of Commissioners of the County of Lake for capital expenditures in 2013 in an amount not more than \$10,000,000.

Allen made a motion, seconded by DuPey, to approve the Findings and Recommendations of the Board of Commissioners of the County of Lake for capital expenditures in 2013 in an amount not more than \$10,000,000. Motion carried.

DuPey made a comment regarding Riverboat revenue, stating that no other county in the state has Riverboat, Commissioner DuPey explains: "we need to go back and look at the casino revenue and see how that is being spent, make sure it's being spent only for what could also be a reduction for the tax payers, making certain that it's being used for the tax payers benefit as if it were an income tax."

## Order #13 Agenda #15

In the Matter of L C B.O.C. –Resolution of the Board of Commissioners of the County of Lake policy on paying settlement from the Self Insurance Fund.

Allen made a motion, seconded by DuPey, to support the Resolution of the Board of Commissioners of the County of Lake policy on paying settlement from the Self Insurance Fund. Motion carried.

Order #13 Agenda #15 (cont'd)

**RESOLUTION**

WHEREAS, The Board of Commissioners of the County of Lake enters into agreements to settle potential and actual litigation; and

WHEREAS, The Board of Commissioners of the County of Lake must manage its available funds diligently because of budget cuts in the Self Insurance System; and

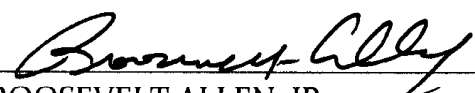
WHEREAS, The Board of Commissioners of the County of Lake must budget its settlements; and

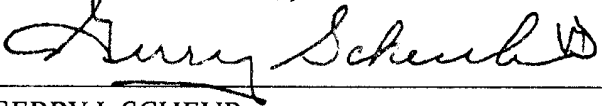
NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the County of Lake hereby adopts this policy on paying settlement from the Self Insurance Fund:

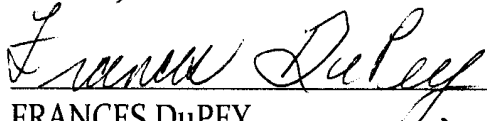
1. All settlements reached between January 1 and June 30 of a calendar year will be paid before June 30 of that calendar year;
2. All settlements reached between July 1 and December 31 of a calendar year will be paid before June 30 of that calendar year

So Resolved, Passed and adopted this 17<sup>th</sup> day of October, 2012 by the Lake County Board of Commissioners, Lake County, Indiana.

LAKE COUNTY BOARD OF COMMISSIONERS

  
ROOSEVELT ALLEN, JR.

  
GERRY J. SCHEUB

  
FRANCES DuPEY

## Order #14 Agenda #16

In the Matter of L C B.O.C. – Official Statement dated June 5, 2012 concerning \$5,000,000 Lake County, Indiana General Obligation Bonds of 2012.

DuPey made a motion, seconded by Allen, to approve and make a matter of public record the Official Statement dated June 5, 2012 concerning \$5,000,000 Lake County, Indiana General Obligation Bonds of 2012. Motion carried.

## Order #15 Agenda #17

In the Matter of L C B.O.C. – Addendum to Consulting Contract between Midwest Insurance and the Board of Commissioners of the County of Lake for an additional \$740.00 per month.

Board discussion, Commissioner DuPey made a comment regarding the Addendum to Consulting Contract between Midwest Insurance and the Board of Commissioners of the County of Lake for an additional \$740.00 per month. DuPey states “there is no money, so why would you be giving someone more if there is no money to give. There are a lot of other striving companies out there that would like to come right in the door and say “I’ll do that for that same amount.””

Commissioner Scheub questions what Midwest Insurance is doing for Lake County. John Dull replies with an answer to Commissioner Scheub’s question, stating A. They do accounting of all funds, B. Pay all the bills, C. What I have done in the last year, I have coated each payment so I can now make runs to determine what money is being spent where and then make changes. DuPey figures the math out, and comes up with a finishing statistic that the final payment will end up being an additional \$8,880.00 a year. With that, Commissioner DuPey states “at this time we’re telling employees that there are no raises, we can’t do this, we can’t do that, there are companies out there that are striving for work, I’m sure someone else would step up to the plate and say “we’ll do it for the same amount” so I would say at this time, the least you should do is defer this. No decision has to be made today regarding this item.”

DuPey made a motion, seconded by Allen, to defer the Addendum to Consulting Contract between Midwest Insurance and the Board of Commissioners of the County of Lake for an additional \$740.00 per month. Motion carried.

## Order #16 Agenda #18

In the Matter of L C B.O.C. – Lake County Juvenile Center request for permission to purchase one (1) 2013 Ford Escape SE in an amount not to exceed \$21,969.14 from Paul Heuring Ford (lowest quote of three) out of the Bond. Action taken at the September 19, 2012 Commissioners meeting to be rescinded (incorrect model vehicle approved on that date).

Allen made a motion, seconded by DuPey, to rescind the motion taken on September 19, 2012 for the Lake County Juvenile Center request for permission to purchase one (1) 2013 Ford Escape SE in an amount not to exceed \$21,969.14 from Paul Heuring Ford (lowest quote of three) out of the Bond. (Incorrect model vehicle approved on that date). Motion carried.

Allen made a motion, seconded by DuPey, to approve the requests for purchasing the vehicle. Motion carried.

## Order #17 Agenda #19A-C

In the Matter of L C B.O.C. – Requests for property disposal: A. Lake County Prosecutor, B. Susan Gilyan – Westwind Manor, C. Lake County Recorder.

Allen made a motion, seconded by DuPey, to approve the Requests for property disposal: A. Lake County Prosecutor, B. Susan Gilyan – Westwind Manor, C. Lake County Recorder. Motion carried.

## Order #18 Agenda #20

In the Matter of L C B.O.C. –The Dawn Brancheau Foundation adoption of the Gazebo at the Lake County Fairgrounds.

Allen made a motion, seconded by DuPey, to make The Dawn Brancheau Foundation adoption of the Gazebo at the Lake County Fairgrounds a matter of public record. Motion carried.

## Order #19 Agenda #22

In the Matter of L C B.O.C. – Minutes: A. Special Meeting, Friday, October 5, 2012.

Allen made a motion, seconded by DuPey, to approve the Minutes of the Special Meeting, Friday, October 5, 2012. Motion carried.

## Order #20 Agenda #23

In the Matter of Lake County Expense Claims to be allowed Wednesday, October 17, 2012.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, October 17, 2012 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.

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

## Order #20 Agenda #25

In the Matter of Poor Relief Decisions

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

Steve Yzaguirre Jr

Approved

## Order #20 Agenda #25 (cont'd)

Terrance Carter	Approved
Sophia Richardson	Approved
Darrell Bogard	Approved
William Smith	Approved
Shenye Edmends	Decision unclear
Letha Robinson	Approved
Throla Strickland	Approved
Ann Marie Brensfon	Approved on condition
Milan Washington	Approved
Barbara Brih	Approved on condition
Elayne Wellis	Approved
Darlene Dupree	Approved
Duwane Johnson	Approved
Shadae Hines	Denied
Betty Kelly	Approved
Debra Cole	Denied for appellant's failure to appear
Kiaunis parker	Denied for appellant's failure to appear
Andre Smith	Denied
Roy Simmons	Approved
Barbara Harris	Approved
Frankie Harris	Approved
Donnie Hopson	Approved
Juanakie Haymon	Approved on condition
Robert Russel	Approved on condition
Venesia Dillahunty	Denied
Elnora Brady	Approved
Tauya Wells	Approved on condition
Laura Torres	Approved
Winston Davis	Approved
Anthony Thomas	Approved on condition
Eric Benson	Approved
Alexis Harris	Denied
Courtney A Lee	Denied
Detra Wilson	Denied for appellant's failure to appear
Robert Slack	Denied for appellant's failure to appear
Daua Kasight	Denied for appellant's failure to appear
Cynthia D'Hulster	Denied
Kim Smith	Denied
Veronica Parker	Denied
Sibyl Murphy	Denied
Shirley Brown	Denied for appellant's failure to appear
Annette Ayers	Denied for appellant's failure to appear
Sylvia Dukes	Denied for appellant's failure to appear
Curtis Richardson	Denied for appellant's failure to appear
Ronald Washington	Denied for appellant's failure to appear
June Wynn	Denied for appellant's failure to appear
Habeeba Hughes	Denied for appellant's failure to appear
Robin Sanders	Denied for appellant's failure to appear

## NORTH TOWNSHIP TRUSTEE CLIENT CASE SUMMARY

Adrienne Bundy	Denied
Marla Granberry	Approved
Michelle Dedure	Denied
Tennia Crawford	Denied
Willie Campbell	Approved
Beatuer White	Denied
Manner, Desire, & Todd Pelegrino	Denied
Juiam Culemon	Approved
Urrese	Approved
Velia A. Rodriguez	Denied
Katrina Wren	Approved
Nashone Epps	Denied
Michelle Dedure	Denied
Roel Cortez	Approved
Roel Cartez	Denied
Rosie Krespo	Approved
Nashone Epps	Denied
Velia A. Rodriguez	Denied
Jeremiah Harris	Approved
Sharon Adams	Approved

## Order #21 Agenda #26

In the Matter of Lake County Council Ordinances and Resolutions.

DuPey made a motion, seconded by Allen, to veto 1353A. Motion carried.

DuPey made a motion to support all submitted and adopted L C Council Ordinances and Resolutions with the exception of Ordinance No. 12-98.

Upon discussion, Allen made a motion, seconded by DuPey, to pass all Ordinances and Resolutions. Motion carried.

cont'd.

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-90

**RESOLUTION HONORING CHRISTIAN FARY  
NATIONAL FORENSIC LEAGUE CHAMPION - PROSE INTERPRETATION**

**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

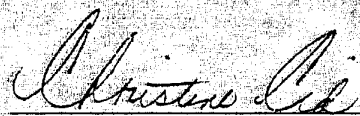
**WHEREAS,** Lake County is justly proud of its son and daughters who have so willingly taken upon themselves the hardships and disciplines, both physical and mental, which successful participation in sporting events demands; and


**WHEREAS,** CHRISTIAN FARY, a senior at Munster High School won the National Forensic League Speech and Debate Tournament-Prose Interpretation on June 15, 2012 in Indianapolis, Indiana; CHRISTIAN chose the literary piece, "Kissing Lessons", a humorous short story.


**NOW, THEREFORE, LET IT BE RESOLVED** that the Lake County Council, and all citizens of Lake County extend congratulations and praise to CHRISTIAN FARY for capturing the National Forensic League Speech and Debate-Prose Interpretation Championship; 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 CHRISTIAN FARY.

DULY ADOPTED by the Lake County Council, this 9th day of October, 2012.


  
 \_\_\_\_\_  
 JEROME A. PRINCE, President


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


  
 \_\_\_\_\_  
 DANIEL E. DERNULC

  
 \_\_\_\_\_  
 RICK NIEMEYER

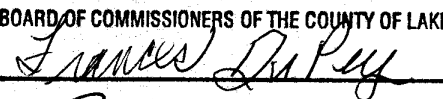
Members of Lake County Council

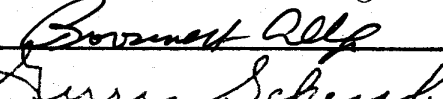
  
 \_\_\_\_\_  
 MICHAEL C. REPAY

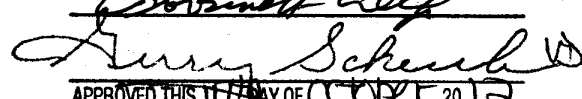
  
 \_\_\_\_\_  
 ELSIE FRANKLIN

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

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
 \_\_\_\_\_  
 Frances DuPuy

  
 \_\_\_\_\_  
 Bennett Rupp

  
 \_\_\_\_\_  
 Harry Schuch

APPROVED THIS 17 DAY OF OCTOBER 2012



Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-91

**RESOLUTION HONORING THE  
MUNSTER HIGH SCHOOL SPEECH TEAM**

**WHEREAS,** students and scholars from Lake County, Indiana, have consistently excelled in all academic matters throughout the State and Country; and

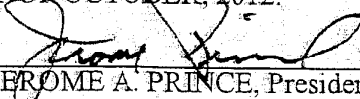
**WHEREAS,** Lake County has generously sent forth its spirited youth to compete in academic contests in this State, the Nation and the World; and

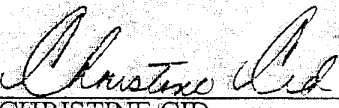
**WHEREAS,** Lake County is justly proud of its sons and daughters who have so willingly taken upon themselves the hardships and disciplines, both mental and physical, which successful participation in academic contests demand; and

**WHEREAS,** the Munster High School Speech Team captured the National School of Excellence Award at the National Forensic League's Speech and Debate Tournament in Indianapolis on June 15, 2012, the award is the most prestigious award of the tournament and was awarded to only 13 teams out of over 3000 member schools.

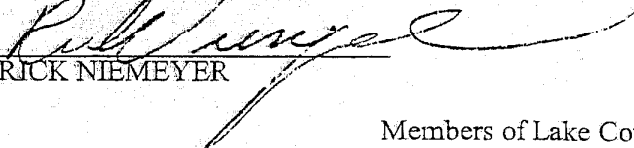
**NOW, THEREFORE, LET IT BE RESOLVED** that the Lake County Council, and all citizens of Lake County who are represented by this august body, extend congratulations and praise to the students and teachers of the Munster High School Speech Team for capturing the National School of Excellence Award at the National Forensic League's Speech and Debate Tournament; 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 High School Speech Team.

SO RESOLVED THIS 9TH DAY OF OCTOBER, 2012.

  
JEROME A. PRINCE, President

  
CHRISTINE CID

  
DANIEL E. DERNJLC

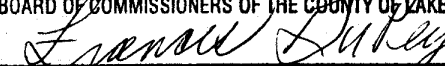
  
RICK NIEMEYER

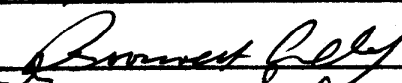
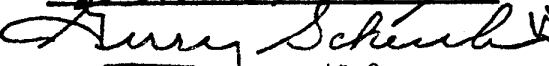
  
MICHAEL C. REPAY

  
ELSIE FRANKLIN

  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  


APPROVED THIS 17 DAY OF OCTOBER 2012

Order #21 Agenda #26 (cont'd)

RESOLUTION NO. 12-92

RESOLUTION APPROVING THE  
LOWELL PUBLIC LIBRARY ISSUANCE OF BONDS



WHEREAS, Lowell Public Library (the "Library") is a public library organized and existing under the provisions of I.C. 36-12; and

WHEREAS, pursuant to I.C. 36-12-3-9, a public library board may, by resolution, issue bonds in order to finance the acquisition, construction, extension, alteration or improvement of structures and equipment necessary for the proper operation of a library; and

WHEREAS, the Board of Trustees of the Library finds that its present facilities are not adequate to provide the proper library services to present and future library patrons utilizing its facilities; and

WHEREAS, the Board of Trustees of the Library finds that there are not sufficient funds available or provided for in existing tax levies with which to pay the total cost of the renovation of and improvements to Lowell Public Library (the "Project"), and that the Library should issue bonds in an amount not to exceed \$450,000.00 for the purpose of providing funds to be applied to the Project; and

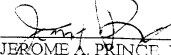
WHEREAS, I.C. 6-1.1-17-20.5 requires that before an appointed library board may issue bonds it must obtain the approval of the applicable fiscal body; and

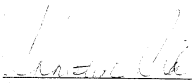
WHEREAS, more than fifty percent of the parcels of real estate within the Library district are located outside of the town limits of the Town of Lowell and pursuant to I.C. 6-1.1-17-20.5, the County Council of Lake County (the "County") is the applicable fiscal body to approve the issuance of the Library bonds.

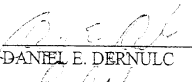
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

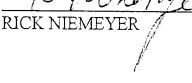
1. That issuance of bonds by the Library to be repaid solely by the Library for the purpose of obtaining funds to be applied on the cost of the Project, in a principal amount not to exceed \$450,000.00, is hereby approved and authorized.
2. By the approval contained in this Resolution, Lake County in no way becomes obligated to repay the bonds of the Library nor do such bonds count against Lake County's Constitutional debt limit.
3. This Resolution shall be in full force and effect immediately upon its adoption.

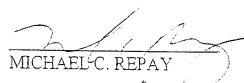
SO RESOLVED THIS 9<sup>th</sup> DAY OF October, 2012.

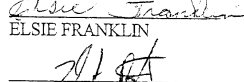
  
 \_\_\_\_\_  
 JEROME A. PRINCE, President

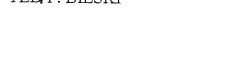
  
 \_\_\_\_\_  
 CHRISTINE CID

  
 \_\_\_\_\_  
 DANIEL E. DERNULC

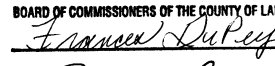
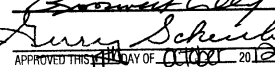
  
 \_\_\_\_\_  
 RICK NIEMEIER

  
 \_\_\_\_\_  
 MICHAEL C. REPAY

  
 \_\_\_\_\_  
 ELSIE FRANKLIN

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

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
  
 \_\_\_\_\_  
  
 \_\_\_\_\_  
 APPROVED THIS 9<sup>th</sup> DAY OF OCTOBER, 2012.

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-93

**RESOLUTION TO TRANSFER FUND BALANCE  
OF \$100,101.52 FROM EXEMPT PARK BOND FUND, FUND NO. 316, A  
DORMANT FUND, TO PARK DISTRICT BOND 1982 FUND, FUND NO. 353**

WHEREAS, the Exempt Park Bond Fund, Fund No. 316, has not been active for more than a year; and

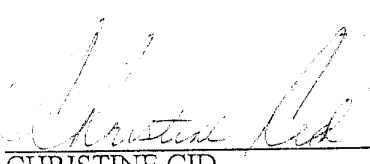
WHEREAS, that the sum of \$100,101.52 remains in the Exempt Park Bond Fund, Fund No. 316; and


WHEREAS, Lake County Parks requests the funds remaining in the dormant fund of \$100,101.52, Exempt Park Bond Fund, Fund No. 316, be transferred the Park District Bond 1982 Fund, Fund No. 353.

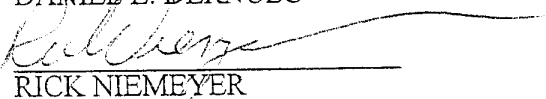
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:


That the Lake County Council hereby approves the transfer of funds in the amount of \$101,101.52 from Exempt Park Bond Fund, Fund No. 316, a dormant fund, to the Park District Bond 1982 Fund, Fund No. 353.


SO RESOLVED THIS 9th DAY OF October, 2012.

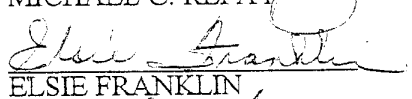
  
CHRISTINE CID


  
DANIEL E. DERNULC

  
RICK NIEMEYER

  
JEROME A. PRINCE, President

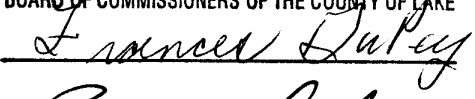
  
MICHAEL C. REPAY

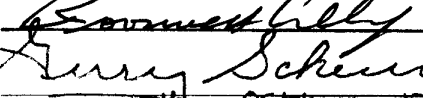
  
ELSIE FRANKLIN

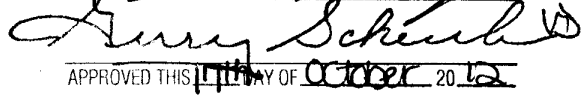
  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
Frances Dufay

  
Bonnie Gilly

  
Jerry Schenk

APPROVED THIS 11th DAY OF October 2012

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-94

RESOLUTION IN SUPPORT OF  
OCTOBER AS BREAST CANCER AWARENESS MONTH

**WHEREAS,** breast cancer affects millions of women and men and their families; and

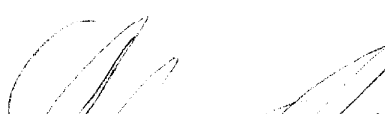
**WHEREAS,** public awareness and education enhance a community's understanding of the issues affecting those with breast cancer; and

**WHEREAS,** the Lake County Council supports October as Breast Cancer Awareness Month in an effort to increase public awareness and education of breast cancer.

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

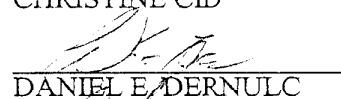
That the Lake County Council supports October as Breast Cancer Awareness Month in Lake County, Indiana.

SO RESOLVED THIS 9th day of October, 2012.

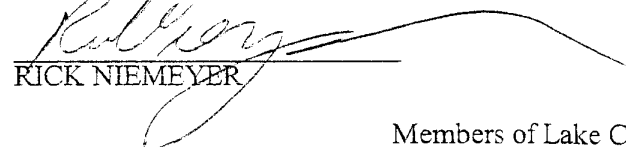
  
CHRISTINE CID

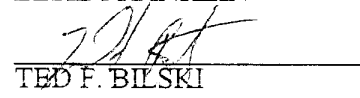
  
JEROME A. PRINCE, President

  
MICHAEL C. REPAY

  
DANIEL E. DERNULC

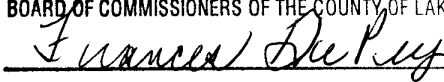
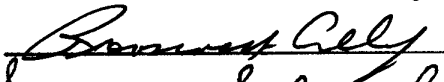

ELSIE FRANKLIN

  
RICK NIEMEYER

  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
  
  
APPROVED THIS 11th DAY OF OCTOBER 2012

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-95

RESOLUTION FOR THE DISTRIBUTION OF FUNDS FOR MENTAL HEALTH FOR LAKE COUNTY FOR 2013

WHEREAS, the Gary Comprehensive Community Mental Health Center, Inc. and the Regional Mental Health Center hereinafter referred to as "Centers" are designated as community mental health centers by the Department of Mental Health, the State of Indiana; and

WHEREAS, the Centers have received capital and operating funds from the governments of the United States of America, State of Indiana, and the County of Lake, which are used to accomplish the purposes for which the centers were created; and,

WHEREAS, I.C. 12-29-2-1, et. seq., provide for the funding of the operating of the centers; and

WHEREAS, Lake County desires to continue to provide operating and capital funds to the centers per I.C. 12-29-2-2(a)(2).

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That pursuant to I.C. 12-29-2-2(b)(2), for the year 2013 and each year thereafter, an amount of funding for the operation of community health centers shall be calculated as follows:

- (A) The amount that was levied in the County to comply with this section from property taxes first due and payable in the calendar year immediately preceding the ensuing calendar year (2012); multiplied by the County's assessed value growth quotient for the ensuing calendar year, as determined under I.C. 6-1.1-18.5-2; *Swanson DePuy*
- (B) To be appropriated to the County's centers respective service areas, and that the levy shall be apportioned among the centers, according to the population served by each respective center to the total population of the County as follows: *Berny Schenk*

Gary	22.80%	Regional Mental Health Center	77.20%
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SO RESOLVED THIS 9th day of October, 2012.

*[Signature]*  
 JEROME A. PRINCE, President

*[Signature]*  
 CHRISTINE CID

*[Signature]*  
 DANIEL E. DERNULC

*[Signature]*  
 RICK NIEMEYER

Members of Lake County Council

*[Signature]*  
 MICHAEL C. REPAY

*[Signature]*  
 ELSIE FRANKLIN

*[Signature]*  
 TED F. BILSKI

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
 APPROVED THIS 11th DAY OF OCTOBER 2012

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-96

RESOLUTION TO REDUCE CERTAIN FUNDS TO BALANCE THE 2013 BUDGET

WHEREAS, pursuant to I.C. 36-2-5-11, the Lake County Council annually adopts the Budget Ordinance and Salary Ordinance for Lake County, Indiana for the following year; and

WHEREAS, in order to adopt a balanced budget for Lake County, Indiana, 2013, the Lake County Council desires the following reductions in the respective budgets:

LINE 2 REDUCTIONS:

General Fund	Fund No. 001	\$ 400,000.00
General Fund	Fund No. 001, Courthouse Budget #3000, Utilities Line-Item/43510	1,071,253.00
		<u>\$1,471,253.00</u>

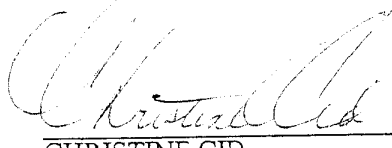
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

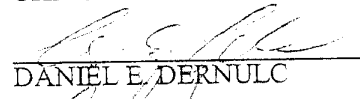
That the Lake County Council in order to balance the County Budget for Lake County for 2013 makes the following Line Two reductions:

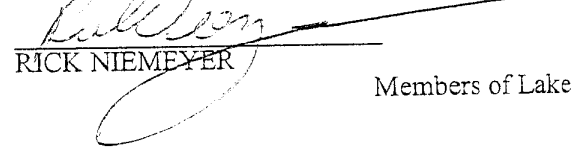
LINE 2 REDUCTIONS:

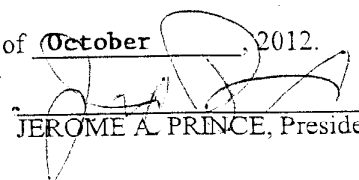
General Fund	Fund No. 001	\$ 400,000.00
General Fund	Fund No. 001, Courthouse Budget #3000, Utilities Line-Item/43510	1,071,253.00
		<u>\$1,471,253.00</u>

DATED THIS 9th day of October, 2012.

  
CHRISTINE CID

  
DANIEL E. DERNULC

  
RICK NIEMEYER

  
JEROME A. PRINCE, President

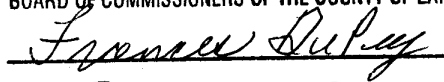
  
MICHAEL C. REPAY

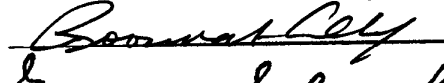
ELSIE FRANKLIN


  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
Frances Dubay

  
Bernard Coy

  
Gary Schuch

APPROVED THIS 11th DAY OF OCTOBER 2012

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-97

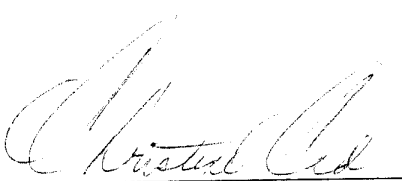
RESOLUTION AUTHORIZING AN APPEAL FROM TAX LEVY LIMITS ESTABLISHED PURSUANT TO I.C. 6-1.1-18.5-1, ET. SEQ. FOR THE BUDGET YEAR 2013

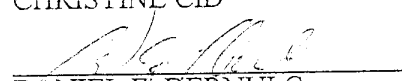
WHEREAS, the Lake County Council is unable to adopt a budget within the limitations of I.C. 6-1.1-18-5.-1, et. seq.; and

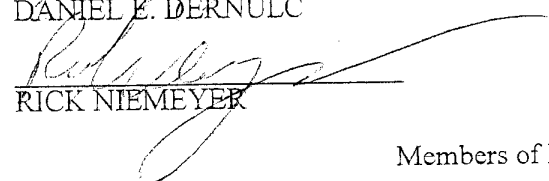
WHEREAS, Lake County as a taxing unit, and the various departments of Lake County Government, will be unable to carry out the governmental functions and responsibilities committed to it by law during the year 2013, unless it is given the authority to increase the tax levy beyond the limitations provided for in I.C. 6-1.1-18-5.-1, et. seq.

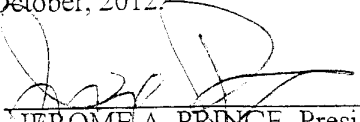
NOW, THEREFORE, BE IT RESOLVED by the Lake County Council of the State of Indiana that it is desired and deemed necessary to proceed with the proposed appeal from the tax levy limitations, I.C. 6-1.1-18.5-1, et. seq. as set forth in the petition attached hereto.


DATED THIS 9th day of October, 2012.


  
 CHRISTINE CID


  
 DANIEL E. DERNULC

  
 RICK NIEMEYER

  
 JEROME A. PRINCE, President

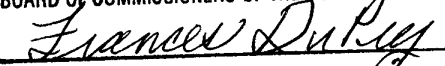
  
 MICHAEL C. REPAY

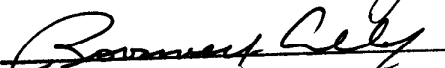
  
 ELSIE FRANKLIN

  
 TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
 Frances Dukes

  
 Bennett Selby

APPROVED THIS 17th DAY OF October 20 12

Order #21 Agenda #26 (cont'd)

RESOLUTION NO. 12-98

RESOLUTION AUTHORIZING AN APPEAL FROM TAX  
LEVY LIMITS ESTABLISHED PURSUANT TO  
I.C. 6-1.1-18.5-1, ET. SEQ. FOR THE BUDGET YEAR 2013 FOR E911

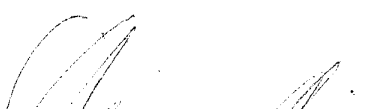


WHEREAS, the Lake County Council is unable to adopt a budget within the limitations of I.C. 6-1.1-18-5-1, et. seq.; and

WHEREAS, Lake County as a taxing unit, and the various departments of Lake County Government, will be unable to carry out the governmental functions and responsibilities committed to it by law during the year 2013 due to the requirements for E911 and its budget pursuant to I.C. 6-1.1-18.5-13 in the amount of \$10,686,461.00, unless it is given the authority to increase the tax levy beyond the limitations provided for in I.C. 6-1.1-18-5-1, et. seq.

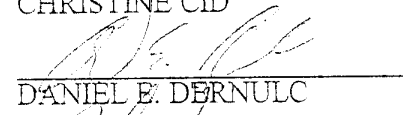
NOW, THEREFORE, BE IT RESOLVED by the Lake County Council of the State of Indiana that it is desired and deemed necessary to proceed with the proposed appeal from the tax levy limitations due to the requirements for E911 and its budget in the amount of \$10,686,461.00, I.C. 6-1.1-18.5-1, et. seq. as set forth in the petition attached hereto.

DATED THIS 9th day of October, 2012

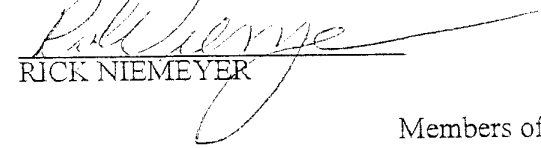
  
CHRISTINE CID

  
JEROME A. PRINCE, President

  
MICHAEL C. REPAY

  
DANIEL E. DERNULC

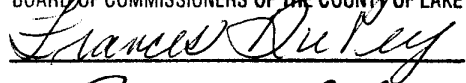
ELSIE FRANKLIN

  
RICK NIEMEIER

  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE





  
APPROVED THIS 17 DAY OF OCTOBER 2012



Order #21 Agenda #26 (cont'd)

RESOLUTION NO. 12-99

**RESOLUTION AUTHORIZING AN APPEAL FROM TAX  
LEVY LIMITS ESTABLISHED PURSUANT TO  
I.C. 6-1.1-18.5-1, ET. SEQ. FOR THE BUDGET YEAR 2013  
FOR A CORRECTION OF ERRORS**

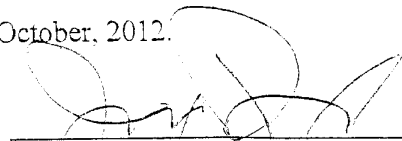


WHEREAS, the Lake County Council is unable to adopt a budget within the limitations of I.C. 6-1.1-18-5-1, et. seq.; and


WHEREAS, Lake County as a taxing unit, and the various departments of Lake County Government, will be unable to carry out the governmental functions and responsibilities committed to it by law during the year 2013 due to the requirements for a correction of errors in the amount of \$2,439,971.00 pursuant to I.C. 6-1.1-18.5-16, unless it is given the authority to increase the tax levy beyond the limitations provided for in I.C. 6-1.1-18-5-1, et. seq.

NOW, THEREFORE, BE IT RESOLVED by the Lake County Council of the State of Indiana that it is desired and deemed necessary to proceed with the proposed appeal from the tax levy limitations due to the requirements for correction of a errors in the amount of \$2,439,971.00, I.C. 6-1.1-18.5-1, et. seq. as set forth in the petition attached hereto.

DATED THIS 9th day of October, 2012.

  
\_\_\_\_\_  
JEROME A. PRINCE, President

  
\_\_\_\_\_  
MICHAEL C. REPAY

  
\_\_\_\_\_  
DANIEL E. DERNULC

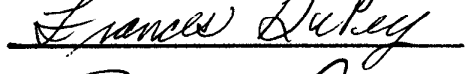
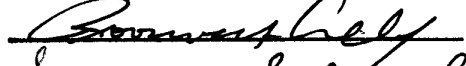

\_\_\_\_\_  
ELSIE FRANKLIN

  
\_\_\_\_\_  
RICK NIEMEYER

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

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
APPROVED THIS 11th DAY OF OCTOBER 2012

Order #21 Agenda #26 (cont'd)

*Handwritten initials*

**RESOLUTION NO. 12-100**

**RESOLUTION AUTHORIZING AN APPEAL FROM TAX  
LEVY LIMITS ESTABLISHED PURSUANT TO  
I.C. 6-1.1-18.5-1, ET. SEQ. FOR THE BUDGET YEAR 2013  
FOR EAST CHICAGO HEALTH DEPARTMENT**



WHEREAS, the Lake County Council is unable to adopt a budget within the limitations of I.C. 6-1.1-18-5-1, et. seq.; and

WHEREAS, Lake County as a taxing unit, and the various departments of Lake County Government, will be unable to carry out the governmental functions and responsibilities committed to it by law during the year 2013 due to the requirements for East Chicago Health Department and its budget pursuant to I.C. 6-1.1-18.5-13 in the amount of \$350,297.00, unless it is given the authority to increase the tax levy beyond the limitations provided for in I.C. 6-1.1-18-5-1, et. seq.

NOW, THEREFORE, BE IT RESOLVED by the Lake County Council of the State of Indiana that it is desired and deemed necessary to proceed with the proposed appeal from the tax levy limitations due to the requirements for East Chicago Health Department and its budget in the amount of \$350,297.00, I.C. 6-1.1-18.5-1, et. seq. as set forth in the petition attached hereto.

DATED THIS 9th day of October, 2012.

*[Signature]*  
 \_\_\_\_\_  
 JEROME A. PRINCE, Resident

*[Signature]*  
 \_\_\_\_\_  
 CHRISTINE CID

*[Signature]*  
 \_\_\_\_\_  
 DANIEL E. DERNULC

*[Signature]*  
 \_\_\_\_\_  
 RICK NIEMEYER

*[Signature]*  
 \_\_\_\_\_  
 MICHAEL C. REPAY

*[Signature]*  
 \_\_\_\_\_  
 ELSIE FRANKLIN

*[Signature]*  
 \_\_\_\_\_  
 TED F. BELSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*[Signature]*  
 \_\_\_\_\_

*[Signature]*  
 \_\_\_\_\_

*[Signature]*  
 \_\_\_\_\_

APPROVED THIS 17th DAY OF OCTOBER, 2012

Order #21 Agenda #26 (cont'd)



RESOLUTION NO. 12-101

RESOLUTION TO ESTABLISH THE RESERVE CARRYOVER PAYROLL EXPENSE LINE IN THE LAKE COUNTY AUDITOR'S 2013 BUDGET

- WHEREAS, pursuant to I.C. 36-2-5-1, et. seq., the Lake County Council has adopted the Lake County Budget for 2013; and
- WHEREAS, the Lake County Council has eliminated from the 2013 Budget full-time positions which were included in the Lake County 2012 Budget; and
- WHEREAS, notwithstanding the elimination of the full-time positions certain carryover expenses (longevity, vacation pay, etc.) will accrue in 2013 for the eliminated positions; and
- WHEREAS, the Lake County Council desires that the carryover payroll expenses be paid by the Lake County Auditor as needed throughout 2013, without appropriation by the Lake County Council; and
- WHEREAS, the carryover payroll expenses in 2013 may total \$300,000.00.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

1. That the Reserve Carryover Payroll Expense Line (Line) is created in the Lake County Auditor's 2013 Budget for the payment of carryover payroll expenses (Expenses) (longevity, vacation pay, etc.) which accrue in 2013 for the 2012 full-time positions which were eliminated in the Lake County 2013 Budget.
2. That the Lake County Auditor shall pay the carryover payroll expenses as they come due from the Reserve Carryover Payroll Expense Line without appropriation or approval by the Lake County Council.
3. That the Lake County Council hereby places in the Lake County Auditor's 2013 Budget, Reserve Carryover Payroll Expense Line the sum of \$300,000.00.
4. That after payment of the expenses any remaining funds in the Line shall be returned to the General Fund.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
*James DuPuy*  
*Ronnie Kelly*  
*Robert Schuch*  
 APPROVED THIS 17th DAY OF OCTOBER 2012

SO RESOLVED THIS 9th DAY OF October, 2012.

*J. Prince*  
 JEROME A. PRINCE, President

*Christine CID*  
 CHRISTINE CID

*Daniel E. DERNULC*  
 DANIEL E. DERNULC

*Rick Niemeier*  
 RICK NIEMEYER

*Michael C. Repay*  
 MICHAEL C. REPAY

*Elsie Franklin*  
 ELSIE FRANKLIN

*Ted F. BILSKI*  
 TED F. BILSKI

Members of Lake County Council

Order #21 Agenda #26 (cont'd)

ORDINANCE NO. 1222A-2

ORDINANCE REPEALING AND RESCINDING THE  
ORDINANCE ESTABLISHING THE LAKE COUNTY  
REGIONAL TRANSPORTATION AUTHORITY, ORDINANCE NO. 1222A  
AND ORDINANCE RENAMING THE REGIONAL  
TRANSPORTATION AUTHORITY AS THE  
LAKE COUNTY REGIONAL BUS AUTHORITY, ORDINANCE NO. 1222A-1



**WHEREAS,** on December 11, 2001, the Lake County Council adopted Ordinance No. 1222A, the Ordinance Establishing the Lake County Regional Transportation Authority; and

**WHEREAS,** on August 10, 2010, the Lake County Council adopted Ordinance No. 1222A-1, the Ordinance Renaming the Lake County Regional Transportation Authority to Lake County Regional Bus Authority; and

**WHEREAS,** the Lake County Council now desires to rescind and repeal Ordinance No. 1222A and Ordinance No. 1222A-1.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Ordinance Establishing the Lake County Regional Transportation Authority, Ordinance No. 1222A and the Ordinance Renaming the Lake County Regional Transportation Authority to Lake County Regional Bus Authority, Ordinance No. 1222A-1 is hereby rescinded and repealed, along with any and all amendments to the Ordinance.
2. The effective date of this Ordinance is December 31, 2012.
3. That the purpose of this Ordinance is to abolish the Lake County Regional Bus Authority as of December 31, 2012.

SO ORDAINED THIS 9<sup>th</sup> DAY OF October, 2012.

CHRISTINE CID

JEROME A. PRINCE, President

MICHAEL C. REPAY

DANIEL E. DERNULC

ELSIE FRANKLIN

RICK NIEMEIER

TED F. BILSKI  
BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Members of Lake County Council

FRANCES DICKEY

ROBERT KELLY

LARRY SCHUCH

APPROVED THIS 11<sup>th</sup> DAY OF OCTOBER, 2012

Order #21 Agenda #26 (cont'd)

ORDINANCE NO. 1353A

THE LAKE COUNTY ATTRITION INCENTIVE ORDINANCE



- WHEREAS, approximately \$500,000.00 in appropriated dollars was returned to the General Fund in 2011; the primary source of these funds was from unused salary saved as a result of the hiring freeze and centralized payroll; and
- WHEREAS, at any given time there are typically between 60 and 80 vacant full-time positions in all County departments; and
- WHEREAS, the total salary of the vacancies is typically between \$1.8 and \$2.4 Million Dollars; and
- WHEREAS, an across the board salary increase of 3.0% would requirement approximately \$1.60 Million Dollars; and
- WHEREAS, the Lake County Council desires to provide an incentive for department officials to voluntarily eliminate vacant positions by guaranteeing that a percentage of the salary savings is returned directly to the department for pay increases; and
- WHEREAS, the Lake County Council desires to return a percentage of the salary savings to the General Fund where it will be earmarked for pay increases in other qualified departments; and
- WHEREAS, the Lake County Council desires to reduce the size of County government while demanding more efficiency and productivity from County management and employees; while giving departments more resources to attain and retain qualified employees; and
- WHEREAS, the Lake County Council desires the elimination of vacant positions to reduce a substantial savings to the county in reduced health and benefit costs and reduced risk covered by the County's Self Insurance Program. Although the exact savings is indeterminate because the reduced risk cannot be precisely measured, the savings can be conservatively estimated at \$17,500.00 in cost per position; and
- WHEREAS, the Lake County Council desires to create a sliding scale of guaranteed minimum raises as well as a cap on the maximum salary increase permissible. The sliding scale targets the lowest salaries for the highest percentage minimum increase.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

A. For each full-time position in a budget, eliminated by a County official or department head:

- 1. Fifty (50%) percent of the salary of each eliminated position would be returned to the department for full-time salary increases. Notwithstanding the fifty (50%) percent ceiling, the increases shall be made subject to the following guidelines:
  - a. Each non-elected employee with a salary of \$26,000.00 or less

shall receive a minimum 5.5% increase above the original salary approved by the County Council in the 2012 budget.

- b. Each non-elected employee with a salary of more than \$26,000.00 but less than \$30,000.00 shall receive a minimum 4.5% increase above the original salary approved by the County Council in the 2012 budget.
- c. Each non-elected employee with a salary of more than \$30,000.00 but less than \$40,000.00 shall receive a minimum 3.5% increase above the original salary approved by the County Council in the 2012 budget.
- d. Minimum increases do not apply to employees that:
  - 1. Received a pay increase as the result of a reorganization/title change within the last 18 months, except that if the increase was below the percentage guaranteed by this Ordinance an additional increase is to be given to bring the overall increase up to applicable minimum.
  - 2. Have been employed by Lake County Government on a full-time basis for less than 12 months.
- e. In addition to the minimum increase, any full-time employee may receive an increase except that no position may receive more than a 15% increase.
- f. In the event that the fifty (50%) percent is insufficient to meet the minimum specified above, the department head may elect to pro-rate the increase proportionally among all employees entitled to a minimum increase.

B. For each full-time position in a budget, eliminated by a County official or department head:

- 1. Fifty (50%) percent of the eliminated salary shall be returned to the general fund where it shall be used to provide full-time salary increases in qualified departments. Notwithstanding the fifty (50%) percent ceiling, the increases shall be made subject to the following guidelines:
  - a. Each non-elected employee with a salary of \$26,000.00 or less shall receive a minimum 5.5% increase above the original salary approved by the County Council in the 2012 budget.
  - b. Each non-elected employee with a salary of more than \$26,000.00 but less than \$30,000.00 shall receive a minimum 4.5% increase above the original salary approved by the County Council in the 2012 budget.
  - c. Each non-elected employee with a salary of more than \$30,000.00

Order #21 Agenda #26 (cont'd)

but less than \$40,000.00 shall receive a minimum 3.5% increase above the original salary approved by the County Council in the 2012 budget.

- d. Minimum increases do not apply to employees that:
  - 1. Received a pay increase as the result of a reorganization/title change within the last 18 months, except that if the increase was below the percentage guaranteed by this Ordinance an additional increase is to be given to bring the overall increase up to applicable minimum.
  - 2. Have been employed by Lake County Government on a full-time basis for less than 12 months.
- e. In addition to the minimum increase, any full-time employee may receive an increase except that no position may receive more than a 15% increase.
- f. In the event that the fifty (50%) percent is insufficient to meet the minimum specified above, the department head may elect to pro-rate the increase proportionally among all employees entitled to a minimum increase.

C. For purposes of distributing the fifty (50%) percent, a qualified department is defined as a department that:

- 1. Had no more than twenty (20) full-time positions approved in the 2012 budget; or
- 2. Has an annual full-time salary expenditure of less than \$475,000.00, or
- 3. Has, within the last eighteen months, permanently eliminated full-time positions for the purpose of increasing remaining salaries; or
- 4. Has demonstrated efficiency and determination in reducing the overall cost and size of County government as determined by the Lake County Council.

D. Effective term of Ordinance.

This Ordinance shall remain in full force and effect until December 31, 2012, on which date the Ordinance shall be come null and void.

SO ORDAINED THIS 9th DAY OF October, 2012.

*[Signature]*  
 JEROME A. BRINCE, President

*[Signature]*  
 CHRISTINE CID

*[Signature]*  
 DANIEL E. BERNULC

*[Signature]*  
 RICK NIEMEYER

*[Signature]*  
 MICHAEL C. REPAY

*[Signature]*  
 ELSIE FRANKLIN

*[Signature]*  
 TED P. BILSKI

Members of Lake County Council

*[Signature]*  
 BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*[Signature]*  
 Approved This 17th Day of October 2012.

VETOED

Order #21 Agenda #26 (cont'd)



ORDINANCE NO. 1353E

ORDINANCE AUTHORIZING TAX LEVIES FOR LAKE COUNTY FOR 2013

WHEREAS, pursuant to Indiana State Law and existing guidelines, tax levies not rates are to be frozen; and,

WHEREAS, only estimated valuations are available at this time, which will cause fluctuations in the tax rates.

NOW, THEREFORE, BE IT ORDAINED by the Lake County Council, State of Indiana as follows:

SECTION I. That it is the intent of the Lake County Council to approve tax levies for the purpose of supporting 2013 Budgets as stated on Forms 4A and 4B.

SECTION II. That as soon as the assessed valuations have been determined tax rates shall adjust to support the levies approved this day.

DATED THIS 9th day of October, 2012.

*[Signature]*  
\_\_\_\_\_  
FEROME A. PRINCE, President

*[Signature]*  
\_\_\_\_\_  
CHRISTINE CID

*[Signature]*  
\_\_\_\_\_  
MICHAEL C. REPAY

*[Signature]*  
\_\_\_\_\_  
DANIEL E. DERNULC

\_\_\_\_\_  
ELSIE FRANKLIN

*[Signature]*  
\_\_\_\_\_  
RICK NIEMEYER

*[Signature]*  
\_\_\_\_\_  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*[Signature]*  
\_\_\_\_\_  
Francis DuPuy

*[Signature]*  
\_\_\_\_\_  
Bonnie Kelly

*[Signature]*  
\_\_\_\_\_  
APPROVED THIS 11th DAY OF October, 2012

Order #21 Agenda #26 (cont'd)

Prescribed by State Board of Accounts

Budget Form 4 (Rev. 1/09)

ORDINANCE NO. 1353F

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it Ordained by the County, City or Town of Lake County, Indiana: That for the expenses of the County, City or Town government and its institutions for the year ending December 31, 2013, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition for the purpose of raising revenue to meet the necessary expense of county, city or town government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report and submitted herewith.

APPROVED BY:

COUNTY COUNCIL

Presented to the County Council of LAKE County, Indiana, and read in full for the first time this 17th day of September, 2012

Attest: President County Council

County Auditor and/or Clerk of County Council

Presented to the County Council of Lake County, Indiana, and read in full for the second time, and adopted, this October 9, 2012, by the following vote:

Table with columns for Council Member, Yea, and Nay. Includes signatures of council members.

Attest: County Auditor and/or Clerk of County Council

COMMON COUNCIL

This ordinance shall be in full force and effect from and after its passage and approval by the Common Council and Mayor. Adopted by the following vote on

Table with columns for Council Member, Yea, and Nay. Includes signatures of council members.

Approved by the Mayor

Attest: Mayor City Clerk or Clerk-Treasurer

TOWN COUNCIL

This ordinance shall be in full force and effect from and after its passage and approval by the Town Council. Adopted with the following vote on

Table with columns for Council Member, Yea, and Nay. Includes signatures of council members.

Attest: Town Clerk-Treasurer

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Signatures of Board of Commissioners: Thomas D. Kelly, Robert Kelly, Jerry Schuchert

APPROVED THIS 17th DAY OF OCTOBER 2012





Order #21 Agenda #26 (cont'd)



ORDINANCE NO. 1353G

LAKE COUNTY 2013 SALARY ORDINANCE

BE IT ORDAINED by the Lake County Council of Lake County, Indiana, that the attached Form No. 144, computer printout, salaries and wages for officers and employees for the year 2013 showing the amounts that were required and amounts recommended by the Lake County Council have been approved: (H.I.)

SO ORDAINED THIS 9th day of October, 2012.

  
\_\_\_\_\_  
JEROME A. PRINCE, President

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

  
\_\_\_\_\_  
DANIEL E. DERNULC

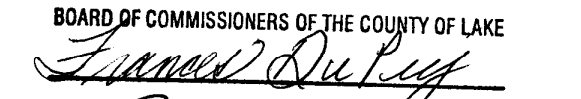
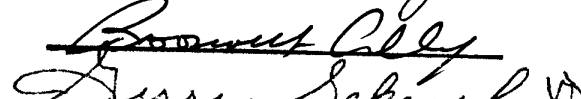

  
\_\_\_\_\_  
RICK NIEMEYER

  
\_\_\_\_\_  
MICHAEL C. REPAY

  
\_\_\_\_\_  
ELSIE FRANKLIN

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

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
  
  
  
APPROVED THIS 11th DAY OF OCTOBER 2012

Order #21 Agenda #26 (cont'd)

**ORDINANCE NO. 1353H**  
**LAKE COUNTY**  
**LONGEVITY ORDINANCE FOR 2013**



WHEREAS, the Lake County Council has determined that it is in the best interest of the employees of Lake County that a scheduled longevity pay be established.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That the schedule of longevity pay listed below be adopted for all elected officials, all full-time county employees and all part-time county employees working at least 20 hours per week.


The total amount of longevity pay shall be paid in the fourth quarter of the year and shall be calculated as follows:

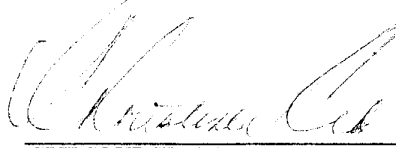
1. For full-time employment add the aggregate number of years completed as of December 31, 2012.
2. For part-time employees add the consecutive years completed as of December 31, 2012. Prior years shall not count unless they are consecutive as of December 31, 2012.
3. For former part-time employees who are hired as full-time employees, the years completed as prior part-time employees shall not count towards calculating longevity pay. This includes part-time employment which is consecutive with full-time employment.

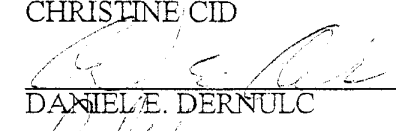
<u>Years Completed</u>	<u>Amount</u>
5 Years	\$220.00
10 Years	\$320.00
15 Years	\$440.00
20 Years	\$620.00
25 Years	\$920.00
30 Years and over	\$1,220.00

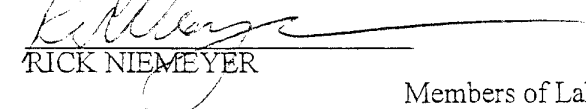
(Lake County Code Sec. 32.027 LONGEVITY)

DULY ADOPTED THIS 9th DAY OF October, 2012.

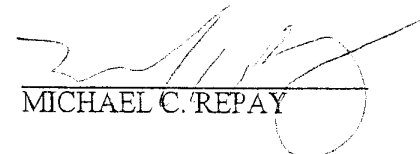
  
 \_\_\_\_\_  
 JEROME A. PRINCE, President


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

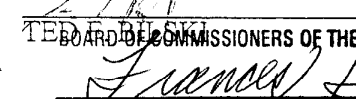
  
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 DANIEL E. DERNULC


  
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 RICK NIEMEIER

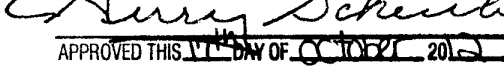
Members of Lake County Council


  
 \_\_\_\_\_  
 MICHAEL C. REPAY

  
 \_\_\_\_\_  
 ELSIE FRANKLIN

  
 \_\_\_\_\_  
 TED F. BLISKI  
 BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
 \_\_\_\_\_  
 Frances D. Dwyer

  
 \_\_\_\_\_  
 Rosemary Coley

  
 \_\_\_\_\_  
 Larry Schuch

APPROVED THIS 17th DAY OF OCTOBER, 2012

Order #21 Agenda #26 (cont'd)



ORDINANCE NO. 13531

**LAKE COUNTY SHERIFF UNIFORM CLOTHING ALLOWANCE ORDINANCE FOR 2013**

WHEREAS, the Lake County Council desires that all full-time Deputy Sheriffs, correctional officers, work release custody officers and court security officers be given a yearly allowance to purchase uniforms to wear while on duty.

NOW, THEREFORE, LET IT BE ORDAINED BY THE LAKE COUNTY COUNCIL AS FOLLOWS:

- SECTION I. Full-time deputy sheriffs shall receive an annual uniform clothing allowance of \$1300.00, the Lake County Sheriff shall not receive a clothing allowance;
- SECTION II. Full-time correctional officers shall receive an annual uniform clothing allowance of \$700.00;
- SECTION III. Full-Time work release custody officers shall receive an annual uniform clothing allowance of \$550.00;
- SECTION IV. Full-time court security officers shall receive an annual uniform clothing allowance of \$550.00;
- SECTION V. That such clothing allowance shall be paid on or before the 1st day of December, of each calendar year, beginning on or before the 1st day of December, 2012, for the calendar year of 2013.
- SECTION VI. This Ordinance shall be in full force and effect from and after the date of its passage according to law.

DULY ADOPTED BY THE COUNTY COUNCIL OF THE COUNTY OF LAKE, State of Indiana, this 9<sup>th</sup> day of October, 2012.

*[Signature]*  
JEROME A. PRINCE, President

*[Signature]*  
CHRISTINE CID

*[Signature]*  
MICHAEL C. REPAY

*[Signature]*  
DANIEL E. DERNULC

*[Signature]*  
ELSIE FRANKLIN

*[Signature]*  
RICK NIEMEYER

*[Signature]*  
TED F. BILSKI

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*[Signature]*  
*[Signature]*  
*[Signature]*  
APPROVED THIS 17 DAY OF OCTOBER, 2012

Order #21 Agenda #26 (cont'd)



ORDINANCE NO. 1353J

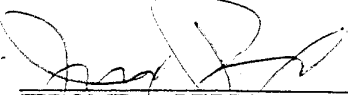
**PER DIEM EXPENSE ORDINANCE FOR 2013**

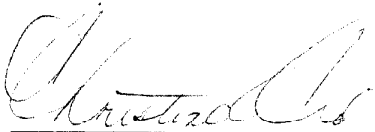
WHEREAS, the Lake County Council desires to establish a per diem expense schedule for County officials, department heads, and Lake County Agencies and their employees who travel on County business.


NOW, THEREFORE, let it be ordained by the Lake County Council that the schedule for per diem expenses for County officials, department heads and Lake County Agencies and their employees who travel on County business shall be as follows:

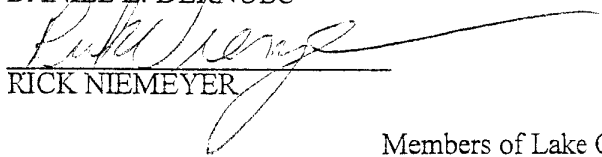
- 1. Breakfast \$10.00
- 2. Lunch \$15.00
- 3. Dinner \$25.00


SO ORDAINED THIS 9th day of October, 2012.


  
 \_\_\_\_\_  
 JEROME A. PRINCE, President


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

  
 \_\_\_\_\_  
 DANIEL E. DERNULC

  
 \_\_\_\_\_  
 RICK NIEMEIER

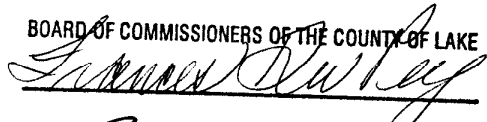
  
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 MICHAEL C. REPAY

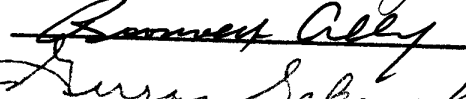
  
 \_\_\_\_\_  
 ELSIE FRANKLIN


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

Members of Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
 \_\_\_\_\_

  
 \_\_\_\_\_

  
 \_\_\_\_\_

APPROVED THIS 11th DAY OF OCTOBER, 2012

## Order #22 Agenda #30

In the Matter of Reports: Staff Reports.

Allen made a motion, seconded by DuPey, to amend the final agenda. Motion carried.

Allen made a motion, seconded by DuPey, to adopt this resolution with sense that we will release our temporary easement on or before June 1<sup>st</sup>, 2014. Motion carried.

**RESOLUTION**

WHEREAS, The Board of Commissioners of the County of Lake is the governing body for purposes of road-widening projects accomplished by the Lake County Highway Department; and


WHEREAS, The Board of Commissioners of the County of Lake has been requested, in connection with the case entitled Lake County Indiana v. Margaret A. Sales, Cause No.: 45Co1-112-PL-00173, to resolve that because the temporary takings referenced in the amended complaint, and specifically the temporary right- of-way for drive construction referenced in rhetorical paragraph 6 of the amended complaint, and the temporary right-of-way for demolition of structure referenced in rhetorical paragraph 7 of the amended complaint, should be concluded on or before June 1, 2014, the property owner, Margaret A. Sales, shall resume full occupation and use of such rights-of -way thereafter; and

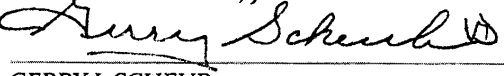
WHEREAS, The Board of Commissioners of the County of Lake has given due consideration to said request in connection with the aforementioned matter;

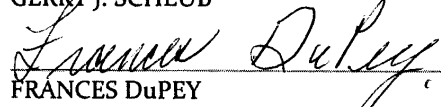
NOW THEREFORE BE IT RESOLVED in connection with the case entitled Lake County Indiana v. Margaret A. Sales, Cause No.: 45Co1-112-PL-00173, that because the temporary takings referenced in the amended complaint, and specifically the temporary right- of-way for drive construction referenced in rhetorical paragraph 6 of the amended complaint, and the temporary right-of-way for demolition of structure referenced in rhetorical paragraph 7 of the amended complaint, should be concluded on or before June 1, 2014, the property owner, Margaret A. Sales, shall be entitled to resume full occupation and use of such properties thereafter.

So Resolved, Passed and adopted this 17 day of October, 2012 by the Lake County Board of Commissioners, Lake County, Indiana.

LAKE COUNTY BOARD OF COMMISSIONERS

  
ROOSEVELT ALLEN, JR.

  
GERRY J. SCHEUB

  
FRANCES DuPEY

## Order #23 Agenda #33

In the Matter of: Commentary: Comments from the public.

A gentleman from the public by the name of Mark Levya of 10027 4<sup>th</sup> Street, Highland, IN, came forth with comments to the Board of Commissioners regarding Item #30, Resolution Lake County Indiana v. Margaret A. Sales. Mark Levya comments: "I was hoping the minutes could be amended of the 45<sup>th</sup> project". DuPey responds, making a motion, seconded by Allen, whereas the 3<sup>rd</sup> district will pick up part of that area. Motion carried.

The next Board of Commissioners Meeting will be held on Thursday, November 8, 2012 at 10:00 A.M.

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

The following officials were Present:  
Attorney John Dull  
Brenda Koselke

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GERRY SCHEUB, PRESIDENT

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FRANCES DuPEY, COMMISSIONER

\_\_\_\_\_  
ROOSEVELT ALLEN Jr., COMMISSIONER

ATTEST:

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PEGGY HOLINGA KATONA, LAKE COUNTY AUDITOR