

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

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

In the Matter of Minutes – January 10, 2023

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

ORDINANCE #1480

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

	Appropriation Requested	Appropriated
County General Fund 1001		
<u>Criminal Courts 3002</u>		
61110 Official & Administrators	NO ACTION	
61160 Office & Clerical	NO ACTION	
61190 Part-Time	NO ACTION	
Gambling Admission Tax Fund 1196		
<u>Lake County Commissioners 6002</u>		
64500 Construction & Reconstruction	\$1,500,000.00	\$1,500,000.00
Project Safe Neighborhoods Grant Fund 8415		
<u>Sheriff 8001</u>		
63190 Other Professional Service	\$9,090.00	\$9,090.00
LC Coroners Federal Reimbursement Grant Fund 8430		
<u>Coroner's Office 1007</u>		
63630 Maintenance & Service Cont.	\$2,400.00	\$2,400.00
64420 Office Machines	\$2,400.00	\$2,400.00
64490 Other Equipment	\$2,400.00	\$2,400.00

Adopted this 14th day of February, 2023.

TRANSFER OF FUNDS CERTIFICATE

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

	Requested	Approved
<u>Auditor 1002</u>		
Commissioners Tax Sale Certificate Sale Fund 1385		
From: 1385-63190 Other Professional Service	\$10,000.00	\$10,000.00
To: 1385-62110 Office Supplies	\$10,000.00	\$10,000.00
<u>Juvenile Court 4005</u>		
General Fund 1001		
From: 1001-61160 Office and Clerical	\$2,069.00	\$2,069.00
To: 1001-61190 Part-Time	\$2,069.00	\$2,069.00

County Council 6001

County General Fund 1001

From: 1001-63830 Matching Fund	\$1,664,000.00	\$1,664,000.00
To: 1001-64490 Other Equipment	\$1,664,000.00	\$1,664,000.00

Health Department 9306

Health Dept. Public Health Crisis Response for COVID-19 Testing Grant Fund 9449

From: 9449-61280 Seasonal Employees	\$14,000.00	\$14,000.00
To: 9449-63190 Other Professional Service	\$14,000.00	\$14,000.00

Additional

Made Motion Seconded

County General Fund 1001

Criminal Courts 3002
(\$138,580)

NO ACTION

County General Fund 1001

Criminal Courts 3002
(\$6,314.50)

NO ACTION

*Gambling Admission Tax Fund 1196

Lake County Commissioners 6002
(\$1,500,000)

Bilski Hamm

Majority voted yes.
Motion to approve
carried 7-0.

Project Safe Neighborhoods Grant Fund 8415

Sheriff 8001
(\$9,090)

Cid Hamm

Majority voted yes.
Motion to approve
carried 7-0.

LC Coroners Federal Reimbursement Grant Fund 8430

Coroner's Office 1007
(\$7,200)

Niemeyer Cid

Majority voted yes.
Motion to approve
carried 7-0.

*Niemeyer stated that this is specifically for the housing of the new VVPAT machines which is part of the state mandate.

Transfers

Made Motion Seconded

Auditor 1002

Commissioners Tax Sale Certificate Sale Fund 1385
(\$10,000)

Hamm Lay

Majority voted yes.
Motion to approve
carried 7-0.

Juvenile Court 4005

General Fund 1001
(\$2,069)

Hamm Lay

Majority voted yes.
Motion to approve
carried 7-0.

County Council 6001

County General Fund 1001
(\$1,664,000)

Cid Hamm

Majority voted yes.
Motion to approve
carried 7-0.

Health Department 9306

Health Dept. Public Health Crisis Response for COVID-19 Testing Grant Fund 9449

(\$14,000)	Bilski	Lindemulder
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Majority voted yes.
Motion to approve
carried 7-0.

In the Matter of Revised 144 – Juvenile Detention Center 8003 – County General Fund 1001 Effective 01-17-2023

Cid made the motion, seconded by Hamm, to approve the following:

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12434-003 Probation Officer (Intake)	\$70,094	\$60,827	(\$9,267)

Majority voted yes. Motion to approve carried 7-0.

In the Matter of Revised 144 – Juvenile Court 4005 – County General Fund 1001 Effective 01-16-2023

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

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12428-015 Probation Officer	\$41,021	\$38,107	(\$2,914)

Majority voted yes. Motion to approve carried 7-0.

In the Matter of Revised 144 – Juvenile Court 4005 – County General Fund 1001

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

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
16670-005 Secretary	\$33,069	\$0.00	(\$33,069)
xxxxx-xxx Housekeeper	\$0.00	\$31,000	\$31,000

Majority voted yes. Motion to approve carried 7-0.

In the Matter of Revised 144 – Juvenile Court 4005 – County General Fund 1001

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12428-025 Probation Office	\$55,295	\$0.00	(\$55,295)
xxxxx-xxx Nurse	\$0.00	\$47,608	\$47,608

WITHDRAWN

In the Matter of Create New Line Item – Sheriff 8001 – Project Safe Neighborhood Fund 8415

Cid made the motion, seconded by Niemeyer, to approve the following new line item:

63190 Other Professional Service

Majority voted yes. Motion to create new line item carried 7-0.

In the Matter of Revised 144 – L.C. Superior Court IV 4001 – Supplemental Adult Probation Fund 2143 Effective 01-02-2023

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

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
39002-001 Supplemental Pay	\$7,442	\$9,942	\$2,500
39002-011 Supplemental Pay	\$2,500	\$0.00	(\$2,500)

Majority voted yes. Motion to approve carried 7-0.

In the Matter of Revised 144 – Treasurer 1003 – County General Fund 1001

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
16931-011 Senior Tax Clerk	\$56,532	\$73,532	\$17,000

Hamm made the motion, seconded by Lay, to postpone to March 14, 2023, Majority voted yes. Cid voted no. Motion to postpone to March 14, 2023 carried 6-yes, 1-no.

In the Matter of Create 3 New Line Items – Coroner’s Office 1007 – LC Coroners Reimbursement Grant Fund 8430

Niemeyer made the motion, seconded by Lindemulder, to create the following new line items:

- 63630 Maintenance & Service Contracts
- 64420 Office Machines
- 64490 Other Equipment

Majority voted yes. Motion to create new line items carried 7-0.

In the Matter of Revised 144 – Criminal Courts 3002 – County General Fund 1001

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
11068-Xxx Courtroom Commissioner	\$0.00	\$99,750	\$99,750
16006-Xxx Sec. Magist. Court Admin.	\$0.00	\$38,830	\$38,830

NO ACTION

In the Matter of Create 1 New Line Item – Health Department 9306 – LC Health Department’s Public Health Crisis Response For COVID-19 Testing Grant Fund 9449

Bilski made the motion, seconded by Hamm, to create the following new line item:

- 63190 Other Professional Service

Majority voted yes. Motion to create new line item carried 7-0.

In the Matter of Revised 144 – Calumet Township Assessor 2002 – County General Fund 1001 Effective 01-01-2023

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
13062-004 Assessment Specialist	\$44,420	\$53,217	\$8,797
13xxx-Xxx Residential	\$0.00	\$49,469	\$49,469
13011-002 Assessment Coordinator	\$45,982	\$0.00	(\$45,982)

WITHDRAWN

In the Matter of Create 1 New Line Item – Auditor 1002 – Commissioner’s Tax Certificate Sale Fund 1385

Hamm made the motion, seconded by Lay, to create the following new line item:

- 62110 Office Supplies

Majority voted yes. Motion to create new line item carried 7-0.

In the Matter of Grant Applications & Grant Approvals – Grant Oversight Committee – Indiana Supreme Court – FY 2023 Problem-Solving Court (Family Recovery Court) Grant Application

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

In the Matter of Grant Applications & Grant Approvals – Grant Oversight Committee – Indiana Department of Corrections – FY 2023-2024 Juvenile Detention Alternatives Initiative Grant Renewal Application

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

In the Matter of Grant Applications & Grant Approvals – Grant Oversight Committee – Indiana Supreme Court – FY 2023 Problem Solving Court (Drug Court) Grant Application

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

In the Matter of Grant Applications & Grant Approvals – Grant Oversight Committee – Indiana Supreme Court – FY 2023 Volunteer Advocates for Seniors or Incapacitated Adults (VASIA) Grant Renewal Award

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

In the Matter of Resolution Proclaiming March as Developmental Disability Awareness Month

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

RESOLUTION NO. 23-07

**RESOLUTION PROCLAIMING
MARCH AS DEVELOPMENTAL DISABILITY AWARENESS MONTH**

WHEREAS, developmental disabilities can refer to impairment in learning and behavior, such as autism, attention-deficit/hyperactivity disorder and impairments in physical and/or intellectual functioning such as cerebral palsy, spina bifida and Down Syndrome; this campaign each March seeks to raise awareness about including people with developmental disabilities in all facets of community life; and

WHEREAS, family members, friends and members of the community can play a central role in enhancing the lives of people with disabilities especially when the family and community are provided with necessary support services; and public and private employers are aware of the capabilities of people with disabilities to be engaged in competitive work in inclusive settings; and

WHEREAS, the goals of Lake County include providing individuals with disabilities the opportunities and support to make informed choices and decisions, live in homes and communities where such individuals can exercise their full rights and responsibilities as citizens; pursue meaningful and productive lives; contribute to their family, community, State and Nation; have interdependent friendships and relationships with others; and achieve full inclusion in society; and

WHEREAS, public awareness and education enhance a community's understanding of the issues affecting people with disabilities; and

WHEREAS, the Lake County Council desires to proclaim March as Developmental Disability Awareness Month in an effort to increase public awareness and education; and to celebrate and recognize people with disabilities.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council declares March as Developmental Disability Awareness Month and calls upon the citizens of Lake County to observe the month with appropriate programs and activities; furthermore the Lake County Council encourages the citizens of Lake County to seek counsel and input from any person or group with knowledge and expertise in matters concerning disabilities.

SO RESOLVED THIS 14th day of February, 2023.



CHARLIE BROWN, President



DAVID HAMM



RANDY NIEMEYER



PETER LINDEMULDER

Absent

CHRISTINE CID



CLORIUS L. LAY



TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Honoring Highland High School Freshmen Aleksandra Bastaic, Indiana High School Girls Wrestling State Champion – 126 Pound Weight Division

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

RESOLUTION NO. 23-06

**RESOLUTION HONORING HIGHLAND HIGH SCHOOL FRESHMAN
ALEKSANDRA BASTAIC,
INDIANA HIGH SCHOOL GIRLS WRESTLING
STATE CHAMPION - 126 POUND WEIGHT DIVISION**

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, Aleksandra Bastaic, a Highland High School Freshman won the Indiana High School Girls Wrestling Championship (IHSGW) - 126 Pound Weight Division, on January 13, 2023 at Mooresville High School, with a 7-0 decision over Rochester's Jaydn Geller; Aleksandra won each of her other three matches by fall, two in the first period.

NOW, THEREFORE, LET IT BE RESOLVED that the Lake County Council, and all citizens of Lake County extend congratulations and praise to Aleksandra Bastaic for capturing first place in the Indiana High School Girls Wrestling State Tournament - 126 Pound Weight Division; that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to Aleksandra Bastaic.

DULY ADOPTED by the Lake County Council, this 14th day of February, 2023.

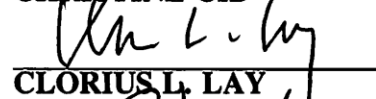

CHARLIE BROWN, President


DAVID HAMM


RANDELL C. NIEMEYER


PETE LINDEMULDER


CHRISTINE CID


CLORIUS L. LAY


TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Honoring Lake Central High School Junior Elly Janovsky, Indiana High School Girls Wrestling State Champion – 145 Pound weight Division

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

RESOLUTION NO. 23-05

**RESOLUTION HONORING LAKE CENTRAL HIGH SCHOOL JUNIOR
ELLY JANOVSKY,
INDIANA HIGH SCHOOL GIRLS WRESTLING
STATE CHAMPION - 145 POUND WEIGHT DIVISION**

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, Elly Janovsky, a Lake Central High School Junior won the Indiana High School Girls Wrestling Championship (IHSGW) - 145 Pound Weight Division, on January 13, 2023 at Mooresville High School, with a 4-0 decision over Ally Zuckschwerdt of Madison Consolidated; Elly has a 34-1 record that included 33 pins.

NOW, THEREFORE, LET IT BE RESOLVED that the Lake County Council, and all citizens of Lake County extend congratulations and praise to Elly Janovsky for capturing first place in the Indiana High School Girls Wrestling State Tournament - 145 Pound Weight Division; that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to Elly Janovsky.

DULY ADOPTED by the Lake County Council, this 14th day of February, 2023.

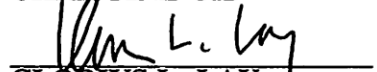

CHARLIE BROWN, President


DAVID HAMM


RANDELL C. NIEMEYER


PETE LINDEMULDER


CHRISTINE CID


CLORIUS L. LAY


TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Permitting the Office of the Lake County Prosecuting Attorney, IV-D Child Support Division to Pay an Outstanding 2022 Invoice/Debt in the amount of \$175.90 from the 2023 Budget

Cid made the motion, seconded by Lay, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 23-08

RESOLUTION PERMITTING THE OFFICE OF THE LAKE COUNTY PROSECUTING ATTORNEY, IV-D CHILD SUPPORT DIVISION TO PAY OUTSTANDING 2022 INVOICES/DEBTS FROM THE 2023 BUDGET

WHEREAS, the Office of the Lake County Prosecuting Attorney is currently operating in the 2023 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2022, have not been paid:

<u>8295-9003-63190</u> Idemia Identity & Security USA LLC	<u>Other Professional Services</u> \$21.75
<u>1001-9003-63240</u> Verizon Wireless	<u>Telephone</u> \$154.15

Total: \$175.90; and

WHEREAS, the Office of the Lake County Prosecuting Attorney, IV-D Child Support Division desires to pay the above invoices/debts due.

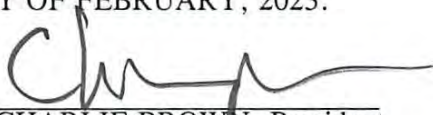
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2022 expenses shall be paid from the Office of the Prosecuting Attorney, IV-D Child Support Division's 2023 Budget:

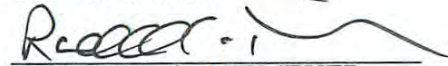
<u>8295-9003-63190</u> Idemia Identity & Security USA LLC	<u>Other Professional Services</u> \$21.75
<u>1001-9003-63240</u> Verizon Wireless	<u>Telephone</u> \$154.15

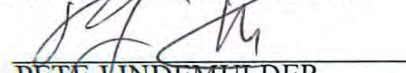
Total: \$175.90

SO RESOLVED THIS 14th DAY OF FEBRUARY, 2023.

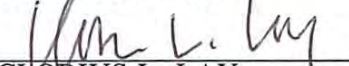

CHARLIE BROWN, President


DAVID HAMM


RANDELL C. NIEMEYER


PETE LINDEMULDER


CHRISTINE CID


CLORIUS L. LAY


TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Permitting the Office of the Lake County Prosecuting Attorney to Pay an Outstanding 2022 Invoice/Debt in the amount of \$524.99 from the 2023 Budget

Cid made the motion, seconded by Lay, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 23-09

RESOLUTION PERMITTING THE OFFICE OF THE LAKE COUNTY PROSECUTING ATTORNEY TO PAY OUTSTANDING 2022 INVOICES/DEBTS FROM THE 2023 BUDGET

WHEREAS, the Office of the Lake County Prosecuting Attorney is currently operating in the 2023 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2022, have not been paid:

<u>1001-9001-63145</u>	<u>Legal Services</u>
Lisa B. Black	\$147.04
Fissinger & Associates	\$150.00
Travel Hut	\$227.95
	\$524.99; and

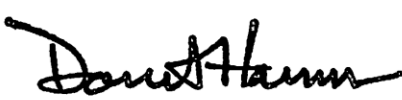
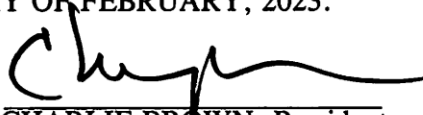


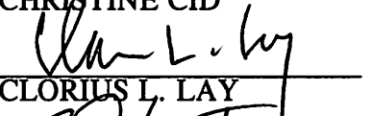
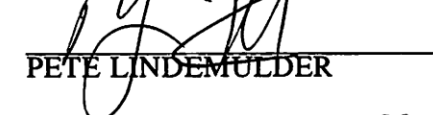

WHEREAS, the Office of the Lake County Prosecuting Attorney desires to pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2022 expenses shall be paid from the Office of the Prosecuting Attorney's 2023 Budget:

<u>1001-9001-63145</u>	<u>Legal Services</u>
Lisa B. Black	\$147.04
Fissinger & Associates	\$150.00
Travel Hut	\$227.95
	\$524.99

SO RESOLVED THIS 14th DAY OF FEBRUARY, 2023.

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

Members of the Lake County Council

In the Matter of Resolution Permitting the Health Department to Pay an Outstanding 2022 Invoice/Debt in the amount of \$337.48 from the 2023 Budget

Bilski made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 23-10

RESOLUTION PERMITTING THE HEALTH DEPARTMENT TO PAY AN OUTSTANDING 2022 INVOICE/DEBT FROM THE 2023 BUDGET

WHEREAS, the Health Department is currently operating in the 2023 Budget; and

WHEREAS, the following invoice/debt incurred in the Budget year of 2022, has not been paid:

<u>1105-9306-42250</u>	<u>Health Care & Lab Supplies</u>
A T & T Mobility	\$ 337.48; and

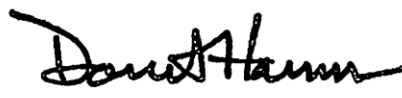



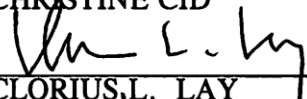

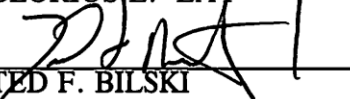
WHEREAS, the Health Department desires to pay the above invoice/debt due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2022 expense shall be paid from the Health Department's 2023 Budget:

<u>1105-9306-42250</u>	<u>Health Care & Lab Supplies</u>
A T & T Mobility	\$ 337.48.

SO RESOLVED THIS 14TH day of February, 2023.

		
DAVID HAMM	CHARLIE BROWN - President	CHRISTINE CID
		
RANDELL C. NIEMEYER		CLORIUS L. LAY
		
PETE LINDMULDER		TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Permitting the Lake County Council to Pay an Outstanding 2022 Invoice/Debt in the amount of \$205.00 from the 2023 Budget

Cid made the motion, seconded by Hamm, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 23-11

RESOLUTION PERMITTING THE LAKE COUNTY COUNCIL TO PAY AN OUTSTANDING 2022 INVOICE/DEBT FROM THE 2023 BUDGET

WHEREAS, the Lake County Council is currently operating in the 2023 Budget; and

WHEREAS, the following invoice/debt incurred in the Budget year of 2022, has not been paid:

<u>1001-6001-63231</u>	<u>Travel-Registration</u>
Association of Indiana Counties, Inc.	\$ 205.00; and

WHEREAS, the Lake County Council desires to pay the above invoice/debt due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2022 expense shall be paid from the Lake County Council's 2023 Budget:

<u>1001-6001-63231</u>	<u>Travel-Registration</u>
Association of Indiana Counties, Inc.	\$ 205.00

SO RESOLVED THIS 14th DAY OF FEBRUARY, 2023.


CHARLIE BROWN, President


DAVID HAMM


CHRISTINE CID


RANDELL C. NIEMEYER

CLORIUS L. LAY


PETE LINDEMULDER


TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Permitting the Lake County Council to Pay an Outstanding 2022 Invoice/Debt in the amount of \$53.00 from the 2023 Budget

Cid made the motion, seconded by Lindemulder, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 23-12

RESOLUTION PERMITTING THE LAKE COUNTY COUNCIL TO PAY AN OUTSTANDING 2022 INVOICE/DEBT FROM THE 2023 BUDGET

WHEREAS, the Lake County Council is currently operating in the 2023 Budget; and

WHEREAS, the following invoice/debt incurred in the Budget year of 2022, has not been paid:

<u>1096-6001-63995</u>	<u>Other Services & Charges</u>
Ice Miller	\$ 53.00; and



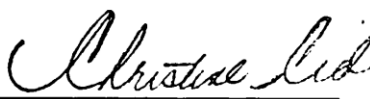
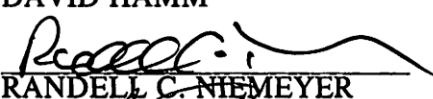
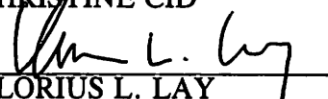
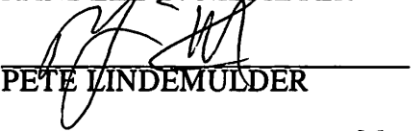
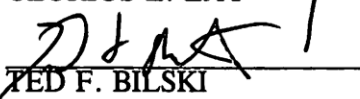
WHEREAS, the Lake County Council desires to pay the above invoice/debt due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2022 expense shall be paid from the Lake County Council's 2023 Budget:

<u>1096-6001-63995</u>	<u>Other Services & Charges</u>
Ice Miller	\$ 53.00

SO RESOLVED THIS 14th DAY OF FEBRUARY, 2023.

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

Members of the Lake County Council

In the Matter of Resolution Permitting the Lake County Council to Pay an Outstanding 2022 Invoice/Debt in the amount of \$611.86 from the 2023 Budget

Cid made the motion, seconded by Lindemulder, to approve. Majority voted yes. Motion to approve carried 7-0.

RESOLUTION NO. 23-13

**RESOLUTION PERMITTING THE LAKE COUNTY COUNCIL TO PAY
OUTSTANDING 2022 INVOICES/DEBTS FROM THE 2023 BUDGET**

WHEREAS, the Lake County Council is currently operating in the 2023 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2022, have not been paid:

<u>1001-6001-63235</u> Christian Jorgensen	<u>Travel-Mileage</u> \$177.50
<u>1001-6001-63234</u> Christian Jorgensen	<u>Travel-Trans/Other</u> \$ 54.00
<u>1001-6001-63232</u> Christian Jorgensen	<u>Travel-Meals</u> \$ 75.00
<u>1001-6001-63233</u> Christian Jorgensen	<u>Travel-Lodging</u> \$305.36
Total: \$611.86; and	

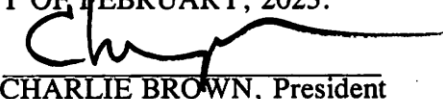
WHEREAS, the Lake County Council desires to pay the above invoices/debts due.

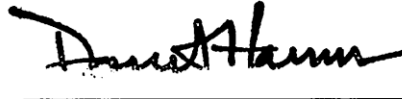
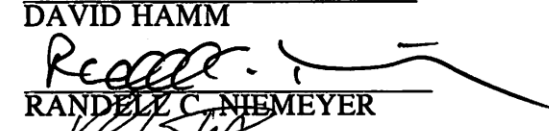

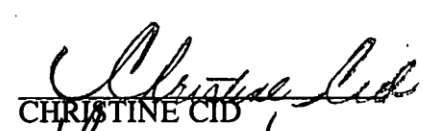
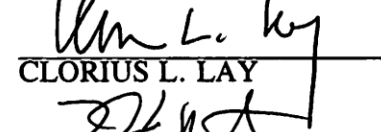
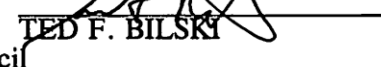
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2022 expenses shall be paid from the Lake County Council's 2023 Budget:

<u>1001-6001-63235</u> Christian Jorgensen	<u>Travel-Mileage</u> \$177.50
<u>1001-6001-63234</u> Christian Jorgensen	<u>Travel-Trans/Other</u> \$ 54.00
<u>1001-6001-63232</u> Christian Jorgensen	<u>Travel-Meals</u> \$ 75.00
<u>1001-6001-63233</u> Christian Jorgensen	<u>Travel-Lodging</u> \$305.36
Total: \$611.86	

SO RESOLVED THIS 14th DAY OF FEBRUARY, 2023.


CHARLIE BROWN, President

 DAVID HAMM  RANDELL C. NIEMEYER  PETE LINDEMULDER	 CHRISTINE CID  CLORIUS L. LAY  TED F. BILSKI
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Members of the Lake County Council

In the Matter of Resolution Amending Resolution No. 2022-96, Resolution of the Lake County Council Regarding the Appropriations of County Reserve Revenue Funds to the City of Gary

Cid made the motion, seconded by Lay, to approve. Majority voted yes. Motion to approve carried 7-0.

Clay asked how much money.

Brown said that it was for the amount \$736,147.

RESOLUTION NO. 22-96A

RESOLUTION AMENDING RESOLUTION NO. 2022-96,
RESOLUTION OF THE LAKE COUNTY COUNCIL REGARDING
APPROPRIATION OF COUNTY RESERVE REVENUE FUNDS
TO THE CITY OF GARY, INDIANA

WHEREAS, on December 13, 2022, the Lake County Council adopted the Resolution of the Lake County Council Regarding Appropriation of County Reserve Revenue Funds to the City of Gary, Indiana, Resolution No. 2022-96; and

WHEREAS, the Lake County Council now desires to amend the Resolution of the Lake County Council Regarding Appropriation of County Reserve Revenue Funds to the City of Gary, Indiana, Resolution No. 2022-96 in order to correct the amount of the appropriation from \$300,000.00 to \$736,147.00 to the City of Gary, Indiana.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:


That the Resolution of the Lake County Council Regarding Appropriation of County Reserve Revenue Funds to the City of Gary, Indiana, Resolution No. 2022-96 adopted on December 13, 2022 shall be amended to appropriate the sum of \$736,147.00 of the County's reserve revenue funds to the City of Gary, Indiana for public improvement costs which will be incurred by the City for demolition of blighted buildings.

SO RESOLVED THIS 14th DAY OF FEBRUARY, 2023.


CHARLIE BROWN - President


DAVID HAMM


RANDELL C. NIEMEYER


PETE LINDMULDER


CHRISTINE CID


CLORIUS L. LAY


TED F. BILSKI

Members of the Lake County Council

In the Matter of Councilmanic Posts – Northwestern Indiana Regional Plan Commission (1) **Deferred January**

Bilski made the motion, seconded by Hamm, to open nominations. Majority voted yes. Motion to open nominations carried 7-0.

Cid made the motion, seconded by Lay, to nominate Councilman Randy Niemeyer.

Bilski made the motion, seconded by Hamm, to close nominations. Majority voted yes. Motion to close nominations carried 7-0.

In the Matter of Councilmanic Posts – Community Corrections Advisory Board (1) **Deferred December & January**

Hamm made the motion, seconded by Bilski, to open nominations. Majority voted yes. Motion to open nominations carried 7-0

Hamm made the motion, seconded by Bilski, to nominate Councilman Pete Lindemulder.

Cid made the motion, seconded by Hamm, to close nominations. Majority voted yes. Motion to close nominations carried 7-0.

Hamm made the motion, seconded by Bilski, to seat Councilman Pete Lindemulder. Majority voted yes. Motion to seat Councilman Pete Lindemulder carried 7-0.

In the Matter of Councilmanic Posts – Local Justice Reinvestment Advisory Council (1)

Bilski made the motion, seconded by Hamm, to appoint Councilman Charlie Brown. Majority voted yes. Motion to appoint Councilman Charlie Brown carried 7-0.

In the Matter of Citizen Appointments – Lake Ridge Fire Protection District (Shall)

Bilski made the motion, seconded by Hamm, to open nominations. Majority voted yes. Motion to open nominations carried 7-0

Lay made the motion, seconded by Bilski, to nominate James Ashlock.

Hamm made the motion, seconded by Lay, to close nominations. Majority voted yes. Motion to close nominations carried 7-0.

Hamm made the motion, seconded by Bilski, to seat James Ashlock. Majority voted yes. Motion to seat James Ashlock carried 7-0.

In the Matter of Citizen Nominations – Economic Development Commission – Town of Dyer

Lindemulder made the motion, seconded by Bilski, to open nominations. Majority voted yes. Motion to open nominations carried 7-0

Lindemulder made the motion, seconded by Lay, to nominate Jeffrey Dekker.

Bilski made the motion, seconded by Lindemulder, to close nominations. Majority voted yes. Motion to close nominations carried 7-0.

Niemeyer made the motion, seconded by Lindemulder, to seat Jeffrey Dekker. Majority voted yes. Motion to seat Jeffrey Dekker carried 7-0.

In the Matter of Approval of Data Board Nominees – County Commissioners **Deferred January**

Cid made the motion, seconded by Lindemulder, to defer to March 14, 2023. Majority voted yes. Motion to defer to March 14, 2023 carried 7-0.

In the Matter of Sheriff 8001 – Third Amendment to Lake County Police Retirement Plan **Deferred November, December & January**

WITHDRAWN

In the Matter of Ordinance Establishing the Lake County Recorder’s Enhanced Access Fund, a Non-Reverting Fund

Cid made the motion, seconded by Hamm, to approve on First Reading. Majority voted yes. Motion to approve on First Reading carried 7-0.

Cid made the motion, seconded by Niemeyer, to Suspend Rules. Majority voted yes. Motion to Suspend Rules carried 7-0.

Cid made the motion, seconded by Hamm, to approve on Second Reading. Majority voted yes. Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1480A

**ORDINANCE ESTABLISHING THE
LAKE COUNTY RECORDER’S
ENHANCED ACCESS FUND, A NON-REVERTING FUND**

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

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

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

WHEREAS, under the authority provided by I.C. 5-14-3-3.6(c)(2) the Lake County Recorder and Lake County Commissioners have entered into a contract with a third party to provide enhanced access to recorded document index information and to recorded document images that are public records on file and under the legal authority of said Recorder; and

WHEREAS, I.C. 5-14-3-3.6(e) and I.C. 5-14-3-8(h) permit the assessment of a reasonable fee for the provision of such enhanced access to public records; and

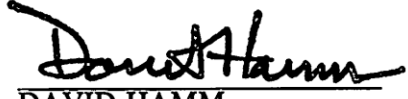

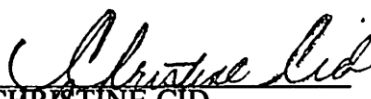




WHEREAS, I.C. 5-14-3-8.3 requires the County fiscal body to adopt an ordinance to establish an Enhanced Access Fund into which the enhanced access fees received by the Recorder shall be deposited.

NOW, THEREFORE, LET IT BE ORDAINED as follows:

1. That the Lake County Recorder’s Enhanced Access Fund, a non-reverting fund is hereby established to receive those fees received by the Recorder for the above-described provisions of enhanced public access to public records under said Recorder’s charge.*
2. That the Fund shall be a dedicated Fund and the monies deposited therein shall be used (i) for the replacement, improvement, and expansion of capital expenditures in the Lake County Recorder’s Office, and/or (ii) for the reimbursement of operating expenses incurred in providing enhanced access to public information by the Lake County Recorder’s Office.
3. That pursuant to I.C. 36-2-5-2(b), the Lake County fiscal body shall appropriate all money to be paid out of the Fund, except as otherwise provided by law.

- 4. Any money remaining in the Fund at the end of the year shall not revert to any other fund but continues in the Lake County Recorder's Enhanced Access Fund.

SO ORDAINED THIS 14th DAY OF FEBRUARY, 2023.

 DAVID HAMM	 CHARLIE BROWN - President	 CHRISTINE CID
 RANDELL C. NIEMEYER		 CLORIUS L. LAY
 PETE LINDMULDER		 TED F. BILSKI

Members of the Lake County Council

*That on June 14, 2011, Ordinance No. 1336E, the Ordinance Establishing the Lake County Recorder's Enhanced Access Fund, a Non-Reverting Fund was adopted. That on April 12, 2022, Ordinance No. 1336E was repealed and rescinded by Ordinance No. 1459C-9, the Ordinance Repealing and Rescinding Dormant Funds.

In the Matter of Notice to Taxpayers of Public Hearing on Proposed Additional Appropriations

Bilski, made the motion, seconded by Lay, to open public hearing. Majority voted yes. Motion to open public hearing carried 7-0.

Bilski stated that this is because of the upcoming ordinance of the Lake County, Indiana Council Authorizing Additional Appropriations in the General Fund of the Lake Ridge Fire Protection District for the 2023 Budget.

Trista Hudson explained that because of the additional revenue that Lake Ridge Fire has received from the land sale and from the council, they need to be able to spend that money, which was not known at the time of the budget hearings. Trista asked for approval of the ordinance so they could use the money for the ambulance service.

There were no remonstrators present.

Bilski made the motion, seconded by Hamm, to close public hearing. Majority voted yes. Motion to close public hearing carried 7-0.

In the Matter of Ordinance of the Lake County, Indiana Council Authorizing Additional Appropriations in the General Fund of the Lake Ridge Fire Protection District for the 2023 Budget

Lay made the motion, seconded by Bilski, to approve on First Reading. Majority voted yes. Motion to approve on First Reading carried 7-0.

Lay made the motion, seconded by Hamm, to Suspend Rules. Majority voted yes. Motion to Suspend Rules carried 7-0.

Lay made the motion, seconded by Hamm, to approve on Second Reading. Majority voted yes. Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1480B

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

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

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

WHEREAS, the Board and Council recognize this additional appropriation is for the purpose of providing ambulance emergency services to the residents of the District; and

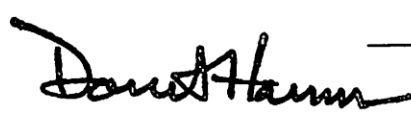
WHEREAS, the Board passed a Recommendation Resolution on January 17, 2023, recognizing the Council has approval authority over the District's budget and recommending the Council approve said requested additional appropriation.

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

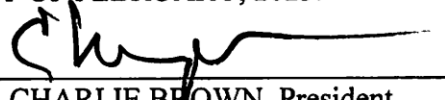
<u>LAKE RIDGE FIRE PROTECTION DISTRICT</u>	AMOUNT REQUESTED	AMOUNT APPROVED BY FISCAL BODY
Fund 101: <u>GENERAL FUND</u>		
Ambulance Services Department	\$ <u>366,520.00</u>	\$ <u>366,520.00</u>
Total for GENERAL Fund:	\$ <u>366,520.00</u>	\$ <u>366,520.00</u>

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


SO ORDAINED THIS 14TH DAY OF FEBRUARY, 2023.



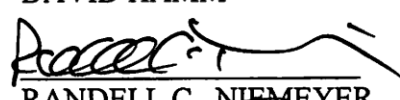
DAVID HAMM



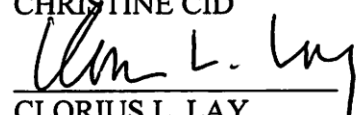
CHARLIE BROWN, President



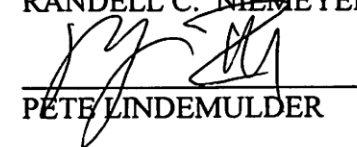
CHRISTINE CID



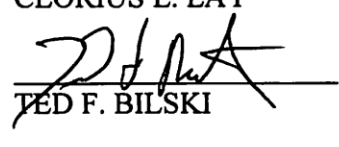
RANDELL C. NIEMEYER



CLORIUS L. LAY



PETE LINDEMULDER



TED F. BILSKI

Members of the Lake County Council

In the Matter of Council 6001 – Discussion of Carry Over Vacation Issues

Niemeyer stated that this is for finding a way to resolve some of the excess that they are discovering in multiple departments of county government where vacation has been allowed to be held over outside of the restrictions of the ordinance. He continued that it would be responsible for the council to put a time limit on how long the people with excess vacation have to utilize it in the current year as a way to clean the books. Niemeyer said that if there was a situation where an employee with excess vacation is dismissed from employment or finds other employment, that that department would have to find it within their current budget to pay for that excess vacation that was allowed to be accrued outside of the ordinance. "It wouldn't be amending the ordinance that was adopted, more of an addendum policy to address what's there today and then carry on next year as normal. It will obviously need some legal research by our attorneys to make sure that we can put this in ordinance form for consideration and address this issue that seems to be lagging right now."

Cid – I think at this time we could put an addendum to our policy that says that the days must be used by December 31st and then see what the consequences of that are. I think that's one action we can take and we should draw that ordinance up and get it to the departments so that they have more time to utilize those days. I would like to see something like that on the March agenda.

O'Donnell – I don't think that would be violative of anything to say we're going to suspend the ordinance that says you have to use the five days that you're allowed to carry over but I think what the council wanted to know at the last study session was how endemic is this? Is it five hours or five-thousand hours of vacation time that's accumulated by people? So, I don't know the mechanism to find that but I'm sure Scott, Tori and Larry could search that see how much there is.

Niemeyer – The question I would have on that is how is it not violative to the process of budget adoption that this legislative malpractice has occurred which is costing the taxpayers more dollars and how would it not be a reduction in services to not have the employee there for these held over vacation hours? So, I don't understand how one can be violative of adopted budgets but the other isn't?

Brown – Might I suggest, councilman Niemeyer, that we form a sub-committee that would be chaired by you involving at least one of our two attorneys and the finance office and bring back a recommendation as to how we would resolve this? You're absolutely right, its already on the books that you cannot but its being violated so how then can we tighten that up to minimize the violations?

Szarmach – It's a very narrow issue. It may be possible to put an ordinance together that not going to affect your services. (Inaudible)... Say you've got an office holder that has ten people behind them, and they're telling you because of whatever you did for ordinance X,Y,Z I have to let one or two go. That's a reduction of services to the citizen. Everything else I agree with.

Lay – You're saying an ordinance exist, and they're ignoring that ordinance, and then you're going to give them another ordinance to tell them not to ignore the first one? It would seem to me if you wanted to leave the first ordinance in place, you would then create a second ordinance that they would have to do it before December 31st and let the committee now decide how these individuals will be paid. I don't think you could pay them from the current budget it may almost need a new appropriation of some sort and of course you don't want to do that but I agree to not reduce the service of that office holder. Maybe as suggested, Ray, Mr. O'Donnell along with Scott, have a meeting and then within a month or so they come up with something we could look at it to comply with councilwoman's Cid's request to do something in March.

Additional Council Discussion:

Bilski – It's been brought to our attention about this innkeepers' tax and wanting to build a convention center that I'm just hearing about. My concern is they come after us to capture this revenue and we have no oversight. As these great people here in this board puts together a budget, presents it to us, we oversee it, we approve it. If we're going to forfeit and give this money, shouldn't we at least ask for that control back over that? So, if the idea place is, which I'm not convinced of yet either, but if it is to secure that money, shouldn't we have oversight of the tourism budget? Shouldn't that come back with this body? Overseeing that and approving that budget just like we do with the libraries, with the fire districts and everyone else, why would they be exempt from that? I think it's important that we move forward with. We need to have some of these further discussions. I would suggest that we consider this and our pending litigation that we have an executive session to discuss some of these things.

Brown – On the first issue, it has not passed the general assembly yet. I don't even know if it will move forward. I agree with you that it's no sense in having one, two or three out there that have no oversight.

Bilski – Even the parks department does it. They have a great board, such as the fire. They approve it, bring it to us, we look at it, we see it, its ok. If you're going to spend tax dollars, shouldn't it have oversight from this body?

Brown – Historically, the general assembly has indicated by their adoption of legislation that they don't think we're too smart. Therefore, we need them to those things.

Lay – Short of our intellectual deficiencies, I had a conversation with Senator Melton. I don't believe its been called down for second reading so we may be discussing something that's going nowhere. As I understood they're not talking about using taxpayer's money, they're somehow are going to capture the money from Hard Rock. I absolutely do not believe that is possible because that would be state money. I do not believe Governor Holcomb is going to sign off on any bill that would allow the state monies to be captured and spent in the way they're suggesting. I would agree that if it is taxpayer's money, that we certainly should control it but I don't think they're talking about taxpayer's money, they're talking about taking casino money.

Bilski – I've never seen one of these projects that they don't have to keep coming back to the well asking for more and more. I don't care what happens, whether they build it or not. I still say that tourism should come back and fall under our authority. I don't know why it ever happened or why the oversight has never been there but I'm saying its good conversation. Regardless, if it dies in committee that's fine but in the future, every project, everything they're doing, shouldn't that budget annually come in front of us for approval?

Lay – I agree. Any money, any time we can control it, lets move to control it. I'm saying the source of the dollars, at this point is not our dollars.

Brown – I would suggest Senator Melton come and make his presentation to us so we can find out more specifically what the plans are for his concept.

More discussion was held.

Lindemulder – With the issue between the council and the commissioners, we have Ice Miller that we are currently paying. I just wanted to know if we wanted for them to continue or give them direction to hold off?

Bilski asked for an executive session to discuss litigation.

More discussion was held on the matter.

Hamm made the motion, seconded by Lay, to add an item to the agenda. Majority voted yes. Cid was absent. Motion to add an item to the agenda carried 6-yes,1-absent.

Hamm made the motion, seconded by Lay, to request that the attorneys give an extension with Ice Miller for one additional month, past the March 31st deadline.

Lindemulder – I think if it's one dollar or a million dollars I'm just trying to be a good steward of the county's money and I think that, at the very least, we should wait until next month to see how this legislation continues instead of extending it for one month right now. I don't know how much this cost, I don't know the further expenditures are going to be to continue doing this. I just don't like throwing good money after bad. I certainly understand the point of the council being able to control some things whether its purchasing, data or etcetera. I'm not necessarily opposed to those things, I just don't like putting good money after bad without even knowing how much money this is going to potentially cost us. I can't, in good conscious, support anything to extend it without knowing exactly what the cost is.

Lay – To cease at this point, we've wasted a lot of the taxpayer's money. Since you've indicated you don't know how much it is it would seem to me that we need to determine that. It shouldn't be no more than 1/12 of their present contract. I understand that its failing down state but we still need the eyes and ears to be down there and what we're doing is protecting not the Lake County Council but we're protecting the people of Lake County.

Lindemulder – Some could argue that it was a waste of money from the beginning. I think we still have the powers of purse whether they have purchasing or not. I still think we do have the ability to have that checks and balances that we talked about previously.

Bilski – Regarding statements about whether or not it was frugal to do this at all, we won in court. We did the right thing. It wasn't our choice to fight this. The Board of County Commissioners chose to fight us on this, we chose to stand our ground and defend. We knew and they knew going into this that we would prevail. Then we knew they were going to find a state representative or senator to change the legislation to where they tailormade it to where they wanted to so there would be no checks and balances. I think we are committed to this for the right reasons. I disagree with a government entity giving the purchasing power to a contract agency.

Niemeyer – I agree that local government should have and retain more control of its own actions and behavior on behalf of the people but I question through the process that while the commissioners filed the suit and the council won in court, have the people won? Because right now we have a decision in court and we have no plan to actually manage the data processing, that I know of, that is going to improve the service to the public than what it was two years ago.

Bilski – Its pretty much a paper switch. The employee won't know the difference of who they're being funded through so its just a matter of paper work to move that budget on to us so we are in a position to assume the data department. It's never been my intention to strip that from the Board of County Commissioners but to uphold the law the way it is. And who wins? Good government wins. The people win because there's good government and there's a check and balance there. I believe that our fight in this was to make sure that every department here is treated fairly. There was no bias and a team of seven people were making those decisions. I didn't want that taken away from us and its just as simple as that. That's why its imperative that we keep this legislation. Every year they go after us to take away the legislative power of this body.

Niemeyer – I will stand shoulder to shoulder with you in making sure that the legislative and fiscal powers of this body remain in place. The comment I simply made is that sometimes when government sues government, not all the time but sometimes, there's really no winner at the end of the day. In this case with the legislation, I don't see us being a winner as a government body nor do I see the people winning. But I agree with you that we do need to protect that legislative power of the county council because of the checks and balances.

Brown – There's nothing that will prevent us from postponing adding a month onto the contract until next month. We're back here in March and we could notify Ice Miller or another body that we want them to represent us for another month in the Indiana General Assembly or as long as they are in session. There's no urgency for us making any determination right now about what we want to do.

Lay – I would assume Ice Miller would certainly like to know as opposed to waiting until next month.

Hamm amended his motion, seconded by Bilski, requesting that the attorneys give an extension with Ice Miller for one additional month, past the March 31st deadline to include or "until the session wraps up" carried 3-yes (Hamm, Lay and Bilski) and 3-no (Lindemulder, Niemeyer and Brown). Cid was absent. Motion failed due to lack of majority.

Lay – There was an issue that was raised about an individual in the Sheriff's Department being paid \$143,000. I did review their records and they have a tremendous paper trail. Each supervisor signs off on an individual. I believe Mr. Niemeyer has indicated that he would go over there and I think he would be satisfied that their records are sufficient and that there is a great deal of detail. What they're getting is time and a half because they are working beyond their normal pay period. Mr. Niemeyer has assured that he will be going there and I think the documents will relax your fears of what they may or may not be doing.

Acknowledgments: Hamm congratulated Finance Director Scott Schmal on the birth of his son.

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

President, Lake County Council

ATTEST:

Peggy Holinga Katona,
Lake County Auditor