

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

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

In the Matter of Minutes – September 10, 2024

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

ORDINANCE #1500

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>Calumet Township Assessor 2002</u>		
61190 Part-Time	\$7,715.41	\$7,715.41
Superior Court Criminal Division Safe Grant Fund 9448		
<u>Criminal Court 3002</u>		
63190 Other Professional Service	\$7,980.50	\$7,980.50
Jury Fee's Fund 4210		
<u>Court Administrator 3003</u>		
63922 Per Diem Petit Juror's	\$150,000.00	\$150,000.00
County Highway Fund 1102		
<u>General Undistributed Motor Expense 7004 – Reduction</u>		
61100 Overtime	-\$34,365.31	-\$34,365.31
County Highway Fund 1102		
<u>Motor Vehicle 7005</u>		
61100 Overtime	\$34,365.31	\$34,365.31
Cumulative Bridge Fund 4350		
<u>Cumulative Bridge 7006</u>		
63650 Cum. Bridge Projects	\$2,000,000.00	\$2,000,000.00
Non-Reverting Hwy. Deposit Gambling Fund 4229		
<u>Local Roads &amp; Streets 7007</u>		
63715 Equipment Lease	\$200,000.00	\$200,000.00

County General Fund 1001

Sheriff 8001

61110 Officials & Administrators	\$132,000.00	\$132,000.00
61120 Professionals	\$180,000.00	\$180,000.00
61130 Technicians	\$172,000.00	\$172,000.00
61140 Protective Services	\$490,000.00	\$490,000.00
61190 Part-Time	\$25,000.00	\$25,000.00
61236 Lateral Pay	\$65,000.00	\$65,000.00
61238 Proficiency/Specialty Pay	\$10,000.00	\$10,000.00

County General Fund 1001

Jail 8002 Reduction

61140 Protective Services	-\$670,000.00	-\$670,000.00
63122 Medical Deductible	-\$404,000.00	-\$404,000.00

Co. Medical Care for Inmates Fund 1331

Jail 8002

62250 Health Care & Lab Supplies	\$74,000.00	\$74,000.00
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Park and Recreation Fund 1107

Parks and Recreation 9203

62230 Clothing	\$3,000.00	\$3,000.00
62310 Equipment Repair Parts	\$15,000.00	\$15,000.00
62320 Building Repair Supplies	\$20,000.00	\$20,000.00
62410 Other Supplies	\$30,000.00	\$30,000.00
63145 Legal Services	\$8,000.00	\$8,000.00
63190 Other Professional Services	\$20,000.00	\$20,000.00
63420 Insurance	\$180,000.00	\$180,000.00
63510 Utilities	\$250,000.00	\$250,000.00
63630 Maintenance & Service Contracts	\$15,000.00	\$15,000.00
63710 Equipment Rentals	\$2,500.00	\$2,500.00
63910 Dues & Subscriptions	\$5,000.00	\$5,000.00

Coroners Motherhood & Infant Health Initiative Program Grant/SUID/SDY Grant Fund 8126

Coroner's Office 1007

64490 Other Equipment	\$4,851.81	\$4,851.81
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Homeland Security Grant Fund 8249

Emergency Management 9304

63995 Other Services & Charges	\$30,000.00	\$30,000.00
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Adopted this 8<sup>th</sup> day of October, 2024.

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>Calumet Township Assessor 2002</u>		
County General Fund 1001		
From: 61110 Officials & Administrators	\$30,000.00	\$30,000.00
To: 61190 Part-Time	\$11,000.00	\$11,000.00
61250 Assessor Certification	\$2,000.00	\$2,000.00
62110 Office Supplies	\$3,000.00	\$3,000.00
63190 Other Professional Service	\$12,000.00	\$12,000.00
63510 Utilities	\$2,000.00	\$2,000.00
<u>Commissioners 6002</u>		
County General Fund 1001		
From: 61340 Group Insurance – Deduction	\$340,000.00	\$340,000.00
To: 61360 Workman's Comp – Deduction	\$140,000.00	\$140,000.00
63220 Postage	\$200,000.00	\$200,000.00

Fairgrounds 9201

County General Fund 1001		
From: 62110 Office Supplies	\$300.00	\$300.00
64490 Other Equipment	\$600.00	\$600.00
To: 61190 Part-Time	\$900.00	\$900.00

Fairgrounds 9201

Non-Reverting LC Fairgrounds Fund 1131		
From: 61190 Part-Time	\$1,900.00	\$1,900.00
63620 Equipment Repair	\$5,060.00	\$5,060.00
To: 61280 Seasonal Employees	\$6,600.00	\$6,600.00
61320 FICA – Deduction	\$360.00	\$360.00

and that such transfer does not necessitate expenditure of more money than was set out in detail in the budget as finally approved by the Department of Local Government Finance.

This transfer was made at a regular public meeting according to proper ordinance, a copy of which is attached to this certificate.

Dated this 8<sup>th</sup> day of October, 2024.

Additional

	Made Motion	Seconded	
<u>County General Fund 1001</u> Calumet Township Assessor 2002 (\$7,715.41)	Bilski	Brewer	Majority voted yes. Motion to approve carried 7-0.
<u>Superior Court Criminal Division Safe Grant Fund 9448</u> <u>Criminal Court 3002</u> (\$7,980.50)	Hamm	Niemeyer	Majority voted yes. Motion to approve carried 7-0.
<u>Jury Fee's Fund 4210</u> Court Administrator 3003 (\$150,000)	Hamm	Bilski	Majority voted yes. Motion to approve carried 7-0.
<u>County Highway Fund 1102</u> General Undistributed Motor Expense 7004 – <b>Reduction</b> (-\$34,365.31)	Niemeyer	Hamm	Majority voted yes. Motion to approve carried 7-0.
<u>County Highway Fund 1102</u> Motor Vehicle 7005 (\$34,365.31)	Niemeyer	Brewer	Majority voted yes. Motion to approve carried 7-0.
<u>Cumulative Bridge Fund 4350</u> Cumulative Bridge 7006 (\$2,000,000)	Niemeyer	Brewer	Majority voted yes. Motion to approve carried 7-0.
<u>Non-Reverting Hwy. Deposit Gambling Fund 4229</u> Local Roads & Streets 7007 (\$200,000)	Niemeyer	Bilski	Majority voted yes. Motion to approve carried 7-0.
<u>County General Fund 1001</u> Sheriff 8001 (\$1,074,000)	Brown	Bilski	Majority voted yes. Motion to approve carried 7-0.
<u>County General Fund 1001</u> Jail 8002 – <b>Reduction</b> (\$1,074,000)	Brown	Brewer	Majority voted yes. Motion to approve carried 7-0.

Co. Medical Care for Inmates Fund 1331

Jail 8002 (\$74,000)	Brown	Brewer	Majority voted yes. Motion to approve carried 7-0.
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Park and Recreation Fund 1107

Parks and Recreation 9203 (\$548,500)	Niemeyer	Brewer	Majority voted yes Motion to approve carried 7-0.
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Coroners Motherhood & Infant Health Initiative Program Grant/SUID/SDY Grant Fund 8126

Coroner's Office 1007 (\$4,851.81)	Niemeyer	Hamm	Majority voted yes. Motion to approve carried 7-0.
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Homeland Security Grant Fund 8249

Emergency Management 9304 (\$30,000)	Brown	Bilski	Majority voted yes, Motion to approve carried 7-0.
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Adopted this 8<sup>th</sup> day of October, 2024.

Transfers

	Made Motion	Seconded	
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Calumet Township Assessor 2002

County General Fund 1001 (\$30,000)	Bilski	Brewer	Majority voted yes. Motion to approve carried 7-0.
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Commissioners 6002

County General Fund 1001 (\$340,000)	Hamm	Bilski	Majority voted yes. Motion to approve carried 7-0.
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Fairgrounds 9201

County General Fund 1001 (\$900)	Niemeyer	Hamm	Majority voted yes. Motion to approve carried 7-0.
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Fairgrounds 9201

Non-Reverting LC Fairgrounds Fund 1131 (\$6,960)	Niemeyer	Lindemulder	Majority voted yes. Motion to approve carried 7-0.
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In the Matter of Coroner's Office 1007 – Create New Line Item – Coroners Mother hood & Infant Health Initiative Program Grant/SUID/SDY Grant Fund 8126

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

64490 Other Equipment

Majority voted yes. Motion to approve creation of new line item carried 7-0.

Criminal Courts 3002 – Create New Line Item – Superior Court Criminal Division Safe Grant Fund 9448

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

63190 Other Professional Services

Majority voted yes. Motion to approve creation of new line item carried 7-0.



In the Matter of Local Roads & Streets 7007 – Create New Line Item(s) – Non-Reverting Hwy. Deposit Gambling Fund 4229

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

63715 Equipment Lease

Majority voted yes. Motion to approve creation of new line item carried 7-0.

In the Matter of Jail 8002 – Create New Line Item – Co. Medical Care for Inmates Fund 1331

Brown made the motion, seconded by Brewer, to approve the creation of the following line item:

62250 Health Care & Lab Supplies

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

In the Matter of Emergency Management 9304 – Create New Line Item – Homeland Security Grant Fund 8249

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

63995 Other Services & Charges

Majority voted yes. Motion to approve creation of new line item carried 7-0.

In the Matter of Government Center 9303 – Revised 144 – General Fund – 1001

Bilski made the motion, seconded by Brewer, to approve the following Revised 144:

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
17750-001 Grounds Supervisor	\$36,150.00	\$0.00	(\$36,150.00)
18851-006 Groundskeeper I	\$0.00	\$31,200.00	\$31,200.00
18851-007 Groundskeeper I	\$0.00	\$31,200.00	\$31,200.00

Majority voted yes. Motion to approve Revised 144 carried 7-0.

In the Matter of Lake County Commissioners 6002 – Revised 144 – General Fund – 1001

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

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
16605-003 Clerk	\$32,221.00	\$0.00	(\$32,221.00)
12423-001 Spec. Asst. Bd. Of Commissioners	\$80,868.00	\$0.00	(\$80,868.00)
11045-001 Chief of Staff	\$0.00	\$80,868.00	\$80,868.00

Majority voted yes. Motion to approve Revised 144 carried 7-0.

In the Matter of Coroner’s Office 1007 – Grant Application & Grant Approval – Grant Oversight Committee – US Department of Health and Human Services – State-Based Safe Motherhood and Infant Health Initiative Program (ALN: 93.946) = Indiana Department of Health – FY2025 SUID/SDY Case Registry Grant Award

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

In the Matter of Juvenile Court/C.A.S.A. 4006 Grant Application(s) & Grant Approval(s) – Grant Oversight Committee – Indiana Supreme Court Administration=FY 2025 Court-Appointed Special Advocate (CASA) Program Capacity-Building Grant Renewal Application

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

In the Matter of Juvenile Court/C.A.S.A. 4006 – Grant Application & Grant Approval – Grant Oversight Committee (1) Indiana Supreme Court Administration=FY 2025 Court-Appointed Special Advocate (CASA) Program Matching Grant Renewal Application

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

In the Matter of Sheriff 8001 – Grant Application & Grant Approval – Grant Oversight Committee  
US Department of Justice – Department of Justice Programs – Edward Byrne Memorial Justice Assistance  
(JAG) Program (ALN: 16.738) = FY 2024 Justice Assistance Grant (JAG) Program – Local Solicitation  
Grant Application

Brown made the motion, seconded by Bilski, to approve.

Cid asked if anyone would like to comment.

No comments were made.

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

In the Matter of Interlocal Governmental Agreement – Joint Interlocal Cooperation Agreement between the City of Hobart, Indiana and Lake County, Indiana for emergency repairs to the City of Hobart Police Court Complex located in Hobart Township, Lake County, Indiana

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

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**JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF HOBART, INDIANA AND LAKE COUNTY, INDIANA FOR EMERGENCY REPAIRS TO THE CITY OF HOBART POLICE COURT COMPLEX LOCATED IN HOBART TOWNSHIP, LAKE COUNTY, INDIANA**

THIS JOINT INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF HOBART, INDIANA AND LAKE COUNTY, INDIANA FOR EMERGENCY REPAIRS TO THE CITY OF HOBART POLICE COMPLEX IN HOBART TOWNSHIP (hereinafter referred to as this "Agreement") is made and entered into in accordance with Indiana Code §36-1-7, *et seq.*, as amended from time to time, by and between the CITY OF HOBART, Lake County, Indiana, a Municipal Corporation, by its CITY COUNCIL as its executive and fiscal body (hereinafter referred to as "HOBART"), and LAKE COUNTY, INDIANA, a unit of local government, by its BOARD OF COUNTY COMMISSIONERS as its executive and its COUNTY COUNCIL as its fiscal body (hereinafter referred to as "COUNTY").

**RECITALS**

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

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

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

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

**WHEREAS**, HOBART and COUNTY each seek to enter into a joint interlocal cooperation agreement based upon the terms and provisions of the Act, as amended from time to time, together, for EMERGENCY REPAIRS TO THE HOBART POLICE COURT COMPLEX costs which will or have been incurred by the City for the emergency repairs and reconstruction of a wall at the City of Hobart Police Court Complex, hereafter referred to as EMERGENCY REPAIRS; and

**WHEREAS**, HOBART, and COUNTY have determined that entry into a joint interlocal cooperation agreement for the EMERGENCY REPAIRS is a public improvement in the best interests of the residents of HOBART and COUNTY, and therefore, have determined that it is

advisable to enter into and become a participating unit under such a joint interlocal cooperation agreement pursuant to the applicable provisions of State Law, as amended from time to time.

**COVENANTS**

NOW, THEREFORE, HOBART and COUNTY, in consideration of the terms and conditions set forth herein, all of which are hereby acknowledged, do hereby agree as follows:

**SECTION 1: DURATION.**

The duration of this Agreement shall be from its effective date to completion of the Emergency Repairs as defined herein.

**SECTION 2: PURPOSE.**

The purpose of this Agreement is to set forth and establish the responsibilities and obligations of HOBART and COUNTY concerning the EMERGENCY REPAIRS.

**SECTION 3: EFFECTIVE DATE**

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

**SECTION 4: EMERGENCY REPAIRS DEFINED.**

This EMERGENCY REPAIRS are for the emergency repairs and reconstruction of a wall at the City of Hobart Police Court Complex which will benefit the citizens of Lake County, Indiana.

**SECTION 5: EMERGENCY REPAIRS FUNDING.**

COUNTY agrees to pay to HOBART within thirty (30) days of HOBART commencing the Emergency Repairs, the amount of TWO HUNDRED EIGHTY-EIGHT THOUSAND FIVE HUNDRED THIRTY DOLLARS and NO CENTS (\$288,530.00) to help fund the Emergency Repairs. This contribution of COUNTY is solely for costs HOBART will or has incurred for the EMERGENCY REPAIRS.

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

A. This Agreement shall be administered as follows:

- 1) HOBART shall use the funds for Emergency Repairs costs which will or have been incurred by the City for emergency repairs and reconstruction of a wall at the City of Hobart Police Court Complex.

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- 2) With the \$288,530.00 received from LAKE COUNTY, HOBART shall use the funds for the emergency repairs and reconstruction of a wall at the City of Hobart Police Court Complex.
  - B. The CLERK-TREASURER OF THE CITY OF HOBART, LAKE COUNTY is hereby designated to receive, disburse, and account for all funds pursuant to this Agreement.
  - C. HOBART shall use the funds in accordance with all state and local rules and laws.
  - D. Because the COUNTY will have no supervisory responsibility for the emergency repairs made by HOBART, the COUNTY will not be in privity of contract with any person or company contacted by HOBART to provide the Emergency Repairs, and COUNTY'S only involvement is to provide funding, the County of Lake and any and all of its elected officials, appointed officials, offices, departments, divisions, employees, to include those of the Lake County Highway Department shall not be liable for and HOBART shall hold the aforementioned unit, bodies, and persons harmless from any loss or damage to any party that may occur during these purchases.
  - E. The purchases will be deemed completed when HOBART certifies to COUNTY the emergency repairs have been made and the products delivered and provides COUNTY with a detailed list of how the funds were used for the purchased Emergency Repairs.

**SECTION 7: ASSIGNMENT OF RIGHTS.**

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

**SECTION 8: AMENDMENTS.**

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

**SECTION 9: FORCE MAJEURE.**

Except as otherwise provided in this Agreement, HOBART and COUNTY, shall not be deemed in default or in breach of this Agreement to the extent it is unable to perform due to an event of Force Majeure. For the purpose of this Agreement, Force Majeure shall mean and include any act of God, accident, fire, lockout, strike or other labor dispute, riot or civil commotion, act of public enemy, failure of transportation facilities, enactment, rule, order, or act of government or governmental instrumentality (whether domestic or international and whether federal, state or local, or the international equivalent thereof), failure of technical difficulties, or any other cause of any nature whatsoever beyond the control of HOBART and COUNTY, which was not avoidable in the exercise of reasonable care and foresight.

**SECTION 10: NOTICES.**

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

Mayor Josh Huddlestun 414 Main Street Hobart, IN 46342	Commissioner Mike Repay 2293 North Main Street Crown Pt., In 46307	Councilwoman Christine Cid 2293 North Main Street Crown Pt., In 46307
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**SECTION 11: CAPTIONS.**

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

**SECTION 12: SEVERABILITY.**

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

**SECTION 13: ENTIRETY OF AGREEMENT.**

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

**SECTION 14: MATERIAL DISPUTE.**

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

**SECTION 15: COUNTERPARTS.**

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

**SECTION 16: RECORDING AND FILING.**

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

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

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

A. Because there exists a situation where time is of the essence, the parties will have their respective elected officials sign the agreement to make it effective and then ratify it at a subsequent public meeting.

B. To be effective with a retroactive ratification, the following must occur at a public meeting:

- 1) The Mayor and City Council as the executive and fiscal body of the City of Hobart, Lake County, Indiana, a Municipal Corporation.
- 2) The Lake County Council has the fiscal body of the County of Lake, Indiana.
- 3) The Board of Commissioners as the county executive of the County of Lake, Indiana.

**IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this \_\_\_\_\_ day of \_\_\_\_\_, 2024.**

**LAKE COUNTY, INDIANA  
BOARD OF COMMISSIONERS**

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

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

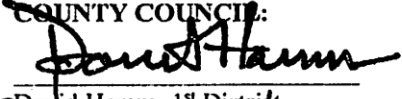
\_\_\_\_\_  
Michael C. Repay, 3<sup>rd</sup> District

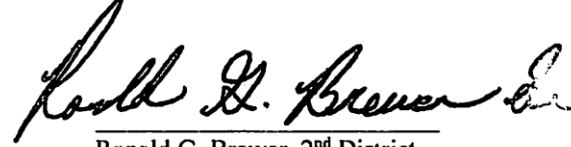
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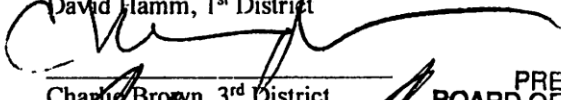
\_\_\_\_\_  
Peggy Katona, Auditor

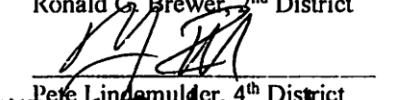
IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this 8th day of October, 2024.

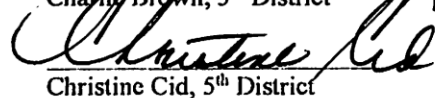
LAKE COUNTY, INDIANA  
COUNTY COUNCIL:

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

  
Ronald G. Brewer, 2<sup>nd</sup> District

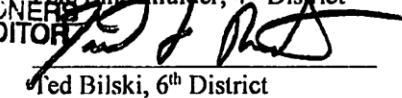
  
Charlie Brown, 3<sup>rd</sup> District

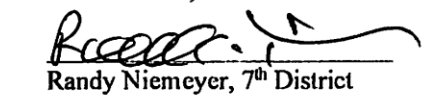
  
Pat Lindemulder, 4<sup>th</sup> District

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

PRESENTED BY  
BOARD OF COMMISSIONERS  
BY LAKE COUNTY AUDITOR

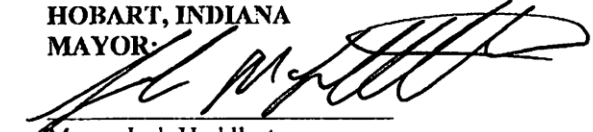
OCT 8 2024

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

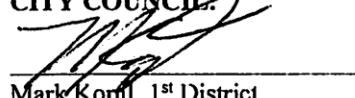
  
Randy Niemeyer, 7<sup>th</sup> District

IN WITNESS WHEREOF, the Parties, by their duly authorized Officials and Representatives have caused this Agreement to be executed this 2<sup>nd</sup> day of October, 2024.


HOBART, INDIANA  
MAYOR:

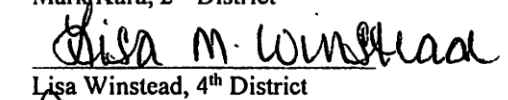
  
Mayor Josh Huddleston


CITY COUNCIL:


  
Mark Kopfl, 1<sup>st</sup> District

Mark Kara, 2<sup>nd</sup> District

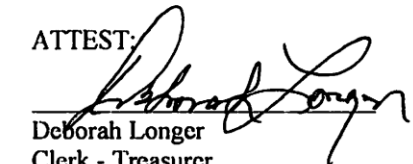
  
Michael Rodriguez, 3<sup>rd</sup> District

  
Lisa Winstead, 4<sup>th</sup> District

  
William Perryman, 5<sup>th</sup> District

  
Dan Waldrop, At-Large

Matthew Claussen, At-Large

ATTEST:  
  
Deborah Longer  
Clerk - Treasurer



In the Matter of Resolution Proclamation Honoring State Senator Earline Rogers

Brewer made the motion, seconded by Lindemulder, to approve.

Brewer – This proclamation summarized everything about her, but she was definitely champion of what we see now as the largest leading casino in the State of Indiana, which is the Hard Rock Casino. Just her dedication and hard work and going down to the state house to see how she was able to work with both sides, both parties to get things done for the betterment of all citizens, not just Lake County, but throughout the entire state of Indiana. Her legacy will definitely live on and she is greatly missed inside of the county and inside the state house.

Cid – She shared her thoughts very openly. She was fearful and very dedicated to the people of Lake County and I'm sorry to hear that she's gone. Her legacy will live on.

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

PROCLAMATION HONORING  
STATE SENATOR EARLINE ROGERS

WHEREAS, Gary native, Earline Rogers dedicated her life to the service of her community both in education and politics; and

WHEREAS, prior to spending more than three decades in the Indiana General Assembly, Earline Rogers was a teacher in the Gary Public School System for 38 years; and

WHEREAS, Earline Rogers served two years on the Gary Common Council and was the first woman elected President; and

WHEREAS, Earline Rogers served eight years in the House of Representatives and was elected to the Indiana Senate in 1990, where she served for 26 years representing a district largely comprising of the City of Gary; and

WHEREAS, during Ms. Rogers' tenure at the Statehouse much of her legislative work centered on education, she championed other major issues including casino gambling; and

WHEREAS, Earline Rogers commanded the respect of all who knew her for her dedication, integrity, and hard-work; she was an outstanding civic and community leader, recognized as such by all who worked with her; and

WHEREAS, Earline Rogers demonstrated in her life and her relations with fellow human beings the highest of ideals and personal commitment to her God and to the betterment of all mankind; and


WHEREAS, the citizens of Lake County have been deeply saddened by the passing of Earline Rogers.

NOW, THEREFORE the Lake County Council hereby:

Honors Earline Rogers for her meritorious service to the citizens of Lake County and for her lasting legacy to her community.

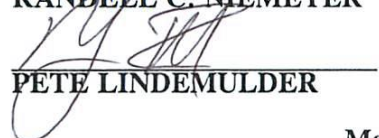
The Lake County Council hereby recognizes and memorializes the passing of our very dear friend, Earline Rogers; a copy of this Proclamation shall be spread on the official records of the Lake County Council, and an official copy shall be delivered to the family of Earline Rogers.

DATED this 8th day of October, 2024.

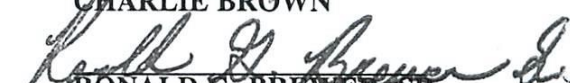
  
CHRISTINE CID, President

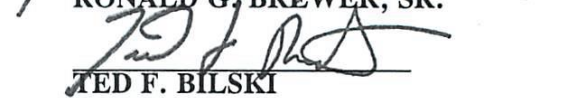
  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHARLIE BROWN

  
RONALD G. BREWER, SR.

  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Honoring Veterans of the United States Armed Forces and Recognizing November 11th as Veterans Day

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

RESOLUTION NO. 24-49

RESOLUTION HONORING VETERANS  
OF THE UNITED STATES ARMED FORCES  
AND  
RECOGNIZING NOVEMBER 11<sup>TH</sup> AS VETERANS DAY

**WHEREAS,** throughout the Country’s history, generations of men and women have answered the call to leave their families, their jobs, and put their futures and even their lives on the line to valiantly defend our nation and its inalienable rights; and

**WHEREAS,** for many, that sacrifice has ended in permanent injury or death, yet their spirit remains in the continued preservation of our freedoms and the promise of liberty; and

**WHEREAS,** November 11, 1918 marked the end of World War I and in 1938, Congress passed legislation to make November 11<sup>th</sup>, Armistice Day, a permanent day dedicated to the cause of world peace; and

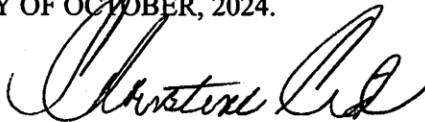
**WHEREAS,** after World War II, the day become known as Veterans Day as a way to honor those who have served in the United States Armed Forces; and

**WHEREAS,** we owe a debt of gratitude to our veterans and wish to express our appreciation to all of our veterans for their selfless service to the United States.

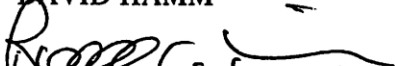
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

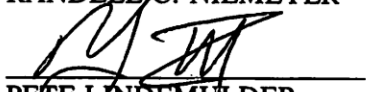
That the Lake County Council expresses its gratitude, appreciation and respect for the service of all the men and women who served in the Armed Services, Reserves and National Guard as we honor them on Veterans Day. The Lake County Council wishes to honor the memory of all veterans who gave their lives while serving our nation in the Armed Services.


SO RESOLVED THIS 8<sup>th</sup> DAY OF OCTOBER, 2024.

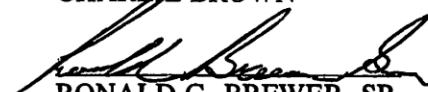
  
CHRISTINE CID, President

  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHARLIE BROWN

  
RONALD G. BREWER, SR.

  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Resolution Honoring the 40<sup>th</sup> Anniversary of Haven House

Gavel was passed to Councilman Hamm.

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

**RESOLUTION HONORING 40<sup>TH</sup> ANNIVERSARY OF HAVEN HOUSE**


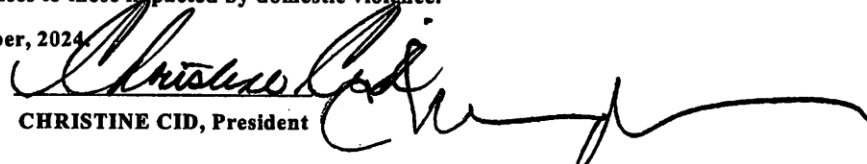
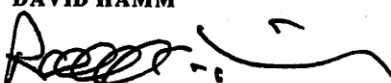

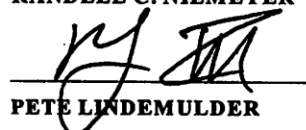

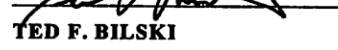
**RESOLUTION # 24-50**

- WHEREAS,** the first National Domestic Violence Awareness Month was observed in October of 1987; and the U.S. Congress, in 1989, passed Public Law 101-112, officially designating October in the United States as National Domestic Violence Awareness Month; and
- WHEREAS,** Domestic Violence is a serious, widespread crime and affects more than 12 million Americans of all races, ages, gender and income levels including those in Lake County, Indiana; and
- WHEREAS,** an average of 24 people per minute are victims of rape, physical violence or stalking by an intimate partner in the United States, more than 12 million women and men over the course of a single year; more than 1 in 3 women (35.6%) and 1 in 4 men (28.5%) in the US have experienced rape, physical violence, and/or stalking by an intimate partner in their lifetime; and
- WHEREAS,** children witnessed violence in nearly one in four (22%) of intimate partner violence cases filed in state courts; and 30% to 60% of intimate partner violence perpetrators also abuse children in the household, and where 40% of child abuse victims also report experiencing domestic violence; and according to the U.S. Advisory Board on Child Abuse and Neglect, domestic violence may be the single major precursor to fatalities from child abuse and neglect in the U.S.; and
- WHEREAS,** Haven House Northwest Indiana has been the forefront of providing free and confidential emergency shelter for Domestic Violence Victims and their children in Hammond, Indiana, since 1983; and
- WHEREAS,** for 40 years Haven House Northwest Indiana has provided services including emergency shelter, crisis intervention and support, advocacy and court liaison, community referral services, group and individual counseling, order of protection and no contact orders; and
- WHEREAS,** Haven House has provided basic necessities for Domestic Violence survivors including safe housing, meals and personal care products in a home-like setting so residents feel comfortable and safe; and children have activities and a playground; and
- WHEREAS,** Haven House also focuses on educating the community working with schools, clubs and youth centers to discuss topics such as healthy relationships and the dynamics of abuse, which may happen at any age and in any type of relationship; and
- WHEREAS,** Haven House supports empowering domestic violence survivors by helping them get back on their feet, and encouraging personal growth by providing access to computers that can be used for housing and job searches or to create resumes.

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

That the Lake County Council this October recognizes Haven House Northwest Indiana as it celebrates 40 years of providing services to the community and calls upon all residents of Lake County, Indiana, to support Haven House in its efforts to offer services to those impacted by domestic violence.

SO RESOLVED THIS 8<sup>th</sup> day of October, 2024.

 DAVID HAMM	 CHRISTINE CID, President
 RANDELL C. NIEMEYER	 CHARLIE BROWN
 PETE LINDEMULDER	 RONALD G. BREWER, SR.
	 TED F. BILSKI

Members of the Lake County Council

In the Matter of Discussion/Action – Executive Employment Agreement

Bilski made the motion, seconded by Hamm, to approve agreement with an amendment from 24 months to 12 months.

O'Donnell – So we're clear, the motion is to refer it to the auditor so that the process can start.

Bilski – So let me clarify, my amendment to the employment agreement is to approve that amended agreement to be sent to the auditor.

Cid – I have concerns regarding changing it from twenty-four months to twelve. I think 24 would give us less incentive to terminate with no cause.

Hamm – Can I ask the maker of the motion, to make the motion as its been presented, and then offer an amendment so we can vote on those separately?

Bilski made the motion, seconded by Hamm, rescinded his original motion.

Bilski made the motion to rescind his rescission.

Majority voted no. Bilski, Brewer and Brown voted yes. Motion to approve agreement with an amendment from 24 months to 12 months failed 4-no, 3-yes.

Hamm made the motion, seconded by Lindemulder, to approve the executive employment agreement as presented.

Majority voted yes. Bilski, Brewer and Brown voted no. Motion to approve the executive employment agreement as presented carried 4-yes, 3-no.

**EXECUTIVE EMPLOYMENT AGREEMENT**

THIS EXECUTIVE EMPLOYMENT AGREEMENT (“Agreement”) is made and entered into by and between Lake County (“County”) and Scott Schmal (“Executive”). Once signed by both of the parties, this Agreement will be deemed effective as of October 8, 2024 (“Effective Date”). This Agreement supersedes all previous agreements, promises, representations, understandings, and negotiations between the parties, whether written or oral, with respect to the subject matter hereof, except as expressly provided herein.

**1. Employment.** The County hereby employs Executive as Administrative Finance Director. Executive accepts such employment, reporting directly to the Lake County Council.

**2. Term.** This Agreement and Executive’s employment pursuant to this Agreement shall commence on the Effective Date and end on the date that Executive’s employment may be terminated as provided in Section 6 below. Executive shall be an at-will employee whose employment may be terminated by either Executive or the County at any time, for any reason, with or without cause.

**3. Place of Performance.** Executive’s office shall be based at the County’s office building located in Crown Point, Indiana. Executive may be required to travel to other geographic locations and may work remotely at the discretion of the Executive.

**4. Duties and Responsibilities.**

**4.1 Service with the County.** Executive shall have all the customary powers and duties associated with his position as set forth in Section 1 above. Executive shall devote his full business time and effort to the performance of his duties for the County, which he shall perform faithfully and to the best of his ability. Executive shall be subject to the County’s policies, procedures, and approval practices.

**5. Compensation.**

**5.1 Annual Base Salary.** As compensation for all services to be rendered by Executive under this Agreement, the County shall pay to Executive a base annual salary of One Hundred Eighty-Seven Thousand Two Hundred Dollars (\$187,200) (“Annual Base Salary”), which salary shall be paid in conformity with the County’s pay practices. Executive will be eligible for annual pay increases as determined by the Lake County Council with a minimum increase equal to the state determined maximum levy growth quotient pursuant to IC 6-1.1-18.5-2.

**5.2 Standard Benefits.** During the term of this Agreement, Executive shall be entitled to participate in all employee benefit plans and programs, including paid vacations, to the same extent available to County employees in accordance with the

terms of those plans and programs. The County shall have the right to terminate or change any such plan or program at any time.

**5.3 Expense Reimbursement.** Executive shall be entitled to receive prompt reimbursement for all reasonable and customary travel and business expenses he incurs in connection with his employment but must incur and account for those expenses in accordance with the policies and procedures established by the County.

**6. Termination.**

**6.1 Termination by the County Without Cause.** The County may terminate Executive's employment pursuant to this Agreement without Cause (defined below) by giving written notice to Executive.

**6.2 Termination by the County for Cause.** The County may terminate Executive's employment for Cause. As used herein, "Cause" shall mean:

- (a) An act of willful dishonesty or disregard of the lawful requests of a majority of the Lake County Council taken in connection with Executive's responsibilities as an employee whether it causes damages to the County or not;
- (b) Executive's commission of, or plea of guilty or of nolo contendere to, a felony;
- (c) Executive's gross negligence or willful misconduct in the performance of his duties as an employee of the County.

**6.3 Termination by County for Death or Permanent Disability.** Executive's employment pursuant to this Agreement shall be immediately terminated (i) upon the death of the Executive, or (ii) upon the Executive becoming permanently disabled. For purposes of this Agreement, the term "permanently disabled" means an inability of Executive, due to a physical or mental illness, injury, or impairment, to perform a substantial portion of his duties for a period of one hundred eighty (180) or more consecutive days, as determined by the Lake County Council.

**6.4 Termination by Executive Without Good Reason.** Executive may terminate his employment pursuant to this Agreement without any reason by giving thirty (30) days written notice to the County.

**6.5 Termination by Executive for Good Reason.** Executive's employment pursuant to this Agreement may be terminated by Executive for "Good Reason" upon his giving 30 days written notice to the County and specifying therein that he is voluntarily terminating his employment as a result of any of the following:



(a) Without Executive's prior written consent, a reduction in his then current Annual Base Salary, other than as part of across-the-board salary reductions affecting all employees of the County;

(b) Any action taken by the County that would diminish the aggregate value of the benefits provided to the Executive under the Executive's medical, health, accident, disability insurance, life insurance and retirement plans in which he was participating on the date of this Agreement, other than any such reduction which is (i) required by law, (ii) implemented in connection with a general arrangement affecting all employees or affecting the group of employees (senior management) of which the Executive is a member, or (iii) generally applicable to all beneficiaries of such plans;

(c) A change in duties and responsibilities other than those caused by actions outside the purview of the County;

(d) A relocation of Executive's principal place of business by more than twenty (20) miles, unless Executive consents to such relocation;

(e) Elimination of working remotely; or

(f) The County materially breaches any provision of this Agreement.

An event that is or would constitute Good Reason shall cease to be Good Reason if:

(a) Executive does not terminate his employment within 90 days after the event occurs; or

(b) The County reverses the action or cures the default that constitutes Good Reason within ten (10) business days after Executive notifies the County in writing that Good Reason exists.

**6.6 Payments Upon Termination.**

(a) If, during the term of this Agreement, Executive's employment is terminated by the County without cause, or by Executive for Good Reason, Executive shall receive the following compensation:

(i) The portion of the current Annual Base Salary at the time of termination which has accrued through the date of termination;

(ii) Any payments for unused vacation and reimbursement of expenses, which are due, accrued, or payable as of the date of Executive's termination;

(iii) The current Annual Base Salary at the time of termination for a twenty-four (24) month period, payable in accordance with the County's normal payroll procedures and policies over a twenty-four (24) month period; and

(iv) Executive will receive continuation of medical benefits at the cost for active employees for twenty-four (24) months.

**7. Notice.**

**7.1 To the County.** Executive will send all communications to the County in writing either by email addressed to all active Council members, or by mail addressed as follows:

Lake County Council  
Attn: President  
2293 N. Main St.  
Crown Point, IN 46307  
Tel.:219-755-3280

**7.2 To Executive.** All communications from the County to Executive relating to this Agreement must be sent to him in writing either by email or by mail addressed as follows or current employee address on file at the time of communication:

Scott Schmal  
PO Box 171  
Crown Point, IN 46308  
Tel.:219-313-4117

**7.3 Time Notice Deemed Given.** Notice shall be deemed to have been given as follows:

(a) when delivered; or

(b) two business days after being mailed by United States certified or registered mail, return receipt requested, postage prepaid.

**8. Arbitration of Disputes.** If any legally actionable dispute arises which cannot be resolved by mutual discussion between the County and Executive, then each party hereto agrees to resolve



that dispute by binding arbitration before an arbitrator experienced in employment law. Said arbitration will be conducted in accordance with the rules applicable to employment disputes of Judicial Arbitration and Mediation Services or such other arbitration service as the County and Executive agree upon, and the law of Indiana. The County will be responsible for paying any filing fee and the fees and costs of the arbitrator as well as Executive's legal costs if it is determined that the County was acting in violation of this agreement. The County and Executive agree that this promise to arbitrate covers any disputes that the County may have against Executive, or that Executive may have against the County and all of its affiliated entities and their directors, officers, employees and agents, arising out of or relating to this Agreement, the employment relationship or termination of employment, including any claims concerning the validity, interpretation, effect or violation of this Agreement; violation of any federal, state or local law; any tort; and any other aspect of Executive's compensation or employment. The County and Executive further agree that arbitration as provided in this section 8 shall be the exclusive and binding remedy for any such dispute and will be used instead of any court action, which is hereby expressly waived, except for any request by either party hereto for temporary or preliminary injunctive relief pending arbitration in accordance with applicable law, or an administrative claim with an administrative agency. The Federal Arbitration Act shall govern the interpretation and enforcement of such arbitration proceeding. The arbitrator shall apply the substantive law (and the law of remedies, if applicable) of the State of Indiana, or Federal Law, if Indiana law is preempted. The arbitration shall be conducted in Crown Point, Indiana, unless otherwise mutually agreed.

**9. Amendment.** No provisions of this Agreement may be modified, waived, or discharged except by a written document signed by Executive and a duly authorized County officer. Thus, for example, promotions, commendations, and/or bonuses shall not, by themselves, modify, amend, or extend this Agreement. A waiver of any conditions or provisions of this Agreement in a given instance shall not be deemed a waiver of such conditions or provisions at any other time.

**10. Interpretation and Exclusive Forum.** The validity, interpretation, construction, and performance of this Agreement shall be governed by the laws of the State of Indiana (excluding any that mandate the use of another jurisdiction's laws). Any arbitration (unless otherwise mutually agreed), litigation or similar proceeding with respect to such matters only may be brought within Indiana, and all parties to this Agreement consent to Indiana's jurisdiction.

**11. Successors/Assignment.** This Agreement shall be binding upon, and shall inure to the benefit of, Executive and his estate, but Executive may not assign or pledge this Agreement or any rights arising under it, except to the extent permitted under the terms of the benefit plans in which he participates. The County may not assign this Agreement to any affiliate or successor without Executive's prior written consent.

**12. Withholding Taxes.** The County may withhold from any salary and benefits payable under this Agreement all federal, state, city and other taxes or amounts as shall be determined by the County to be required to be withheld pursuant to applicable laws, or governmental regulations or rulings.

**13. Validity.** The invalidity or unenforceability of any provision of this Agreement shall not affect the validity or enforceability of any other provision of this Agreement, which shall remain in full force and effect.

**14. Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be deemed to be an original but all of which together shall constitute the same instrument.

**15. Entire Agreement.** All oral or written agreements or representations, express or implied, with respect to the subject matter of this Agreement are set forth in this Agreement.

EXECUTIVE ACKNOWLEDGES THAT ALL UNDERSTANDINGS AND AGREEMENTS BETWEEN THE COUNTY AND HIM RELATING TO THE SUBJECTS COVERED IN THIS AGREEMENT ARE CONTAINED IN IT AND THAT HE HAS ENTERED INTO THIS AGREEMENT VOLUNTARILY AND NOT IN RELIANCE ON ANY PROMISES OR REPRESENTATIONS BY THE COUNTY OTHER THAN THOSE CONTAINED IN THIS AGREEMENT.

EXECUTIVE FURTHER ACKNOWLEDGES THAT HE HAS CAREFULLY READ THIS AGREEMENT, THAT HE UNDERSTANDS ALL OF IT, AND THAT HE HAS BEEN GIVEN THE OPPORTUNITY TO DISCUSS THIS AGREEMENT WITH HIS PRIVATE LEGAL COUNSEL AND HAS AVAILED HIMSELF OF THAT OPPORTUNITY TO THE EXTENT HE WISHED TO DO SO. EXECUTIVE UNDERSTANDS THAT BY SIGNING THIS AGREEMENT HE IS GIVING UP HIS RIGHT TO A JURY TRIAL.

Signature page follows

Lake County Council:

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CHRISTINE CID, President

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CHARLIE BROWN

---

RONALD G. BREWER, Sr.

---

DAVID HAMM

---

TED BILSKI

---

PETE LINDEMULDER

---

RANDY NIEMEYER

Lake County Board of Commissioners

---

MICHAEL REPAY

---

KYLE ALLEN

---

JERRY TIPPY

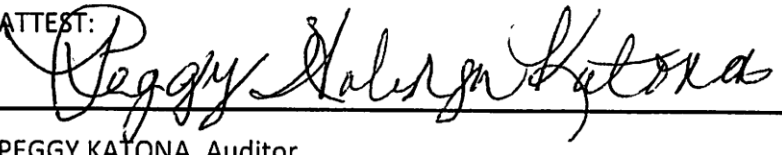
RECEIVED

Executive:

2024 OCT 16 AM 9:38

\_\_\_\_\_  
Scott C. Schmal

LAKE COUNTY AUDITOR

ATTEST: 

\_\_\_\_\_  
PEGGY KATONA, Auditor

In the Matter of Discussion/Action – Addendum to Consulting Services Agreement – Jeanne Ficker

**NO ACTION**

In the Matter of Lake County Stormwater Management Ordinance

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

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

Bill Emerson – This update is required by the state for a permit, but it also has a lot of things in it that we have been wanting to do for a little while. The big thing that we're doing is that we're more stringent, and as everyone knows, we're getting these big rain events more often. We're getting these long droughts, and when the rain comes, it's a lot more of it a time, so our hundred-year rain event total is going up to 7.49 inches from 5.83, which is a big jump, so it's going to require more detention on a lot of these development sites, just so you're aware of that, and then there's a lot of other kinds of updates in the ordinance, but we met with a lot of our consultants, the County Highway Department, and outside consultants that do a lot of development work in the county. We reached out to them for their input; this was also approved by the Lake County Drainage Board.

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

ORDINANCE NO. 1500A

LAKE COUNTY STORMWATER MANAGEMENT ORDINANCE

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

WHEREAS, on October 8, 2013, the Lake County Council adopted the Stormwater Management and Clean Water Regulations Ordinance of Lake County, Indiana, Ordinance No. 1365C; and


WHEREAS, Indiana counties are required to adopt new stormwater management ordinances to comply with the requirements of I.C. 36-9-28.5, et. seq., I.C. 36-9-27-69.5, Phase II of the National Pollution Discharge Elimination System Program (FR Doc. 99-29181) authorized by the 1972 amendments to the Clean Water Act, the Indiana Department of Environmental Management's Rule 13 (327 IAC 15-13), and the Indiana Department of Environmental Management's Construction Stormwater General Permit; and


WHEREAS, the Lake County Council desires to adopt a new Stormwater Management Ordinance in compliance with the above regulations (Exhibit "A") and repeal the prior Ordinance, Ordinance No. 1365C.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Lake County Stormwater Management Ordinance attached hereto and made a part hereof entitled Lake County Stormwater Management Ordinance (Exhibit "A") is hereby adopted.
2. That Ordinance No. 1365C is hereby rescinded and repealed.

SO ORDAINED THIS 8TH DAY OF OCTOBER, 2024.

  
CHRISTINE CID, President

  
DAVID HAMM

  
RANDELL C. NIEMEYER

  
PETE LINDEMULDER

  
CHARLIE BROWN

  
RONALD G. BREWER, SR.

  
TED F. BILSKI

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Tax Sale Local Rules and Repealing Ordinance No. 1449B, The Ordinance Establishing the Lake County Tax Sale Local Rules adopted on August 11, 2020 and its Amendment, Ordinance No. 1449B-1 adopted on February 8, 2022

Hamm made the motion, seconded by Bilski, to approve.

O'Donnell – Just to clarify, this is twofold. One is to clarify the rules for the application for a bidder paddle, and the second, once the bid has been won, is to clarify the statutory obligation to get the tax deed to the auditor within 150 days and contemporaneous that you have to pay for title work and get a sales disclosure form, and the statute then ends. What the Auditors Office is looking for here is an additional 25% penalty if they don't do that part about getting the 150 days from the circuit court to the auditor. It's not in the statute right now; they are lobbying the statute legislature to do that. But for example, if you buy a parcel at a tax sale and you change your mind, you have buyer's remorse; you still owe 25% of the bid. This is people that get buyer's remorse, possibly later in the process, would also owe 25%. The goal is to have parody from the two different penalty phases. It rescinds all prior ordinances related to the tax sale, and this would be the new one.

Cid – I have some concerns with the way it is now. I need more clarification. Right now, when you file the application, if you accidentally omit any information or you didn't fill out a section, your application is void. I think someone should have a chance to correct that. I know when you go fill out an online application, it won't even let you move forward until all those boxes are filled. And that's what I think we should work on. I think you should have a chance. It should be either you can't complete it unless all those boxes are filled or you have a chance to correct whatever you admitted accidentally. I just think we should encourage more people to be involved in the tax system and not limit that opportunity. So, I have some questions about that. I'd like to see some changes made to that. And I'm not so indifferent about the additional fee, but I think maybe we should wait until it's passed in the legislation. Why do something and it's not passed down there? then would we have to change our ordinance? So, I think it's just a little premature.

Bilski – I'd like to hear the attorney's opinion before I vote on this. Whether or not you think it's a better option to defer this or turn around and amend it.

O'Donnell – There's two options. The backstory was that the auditor's office was incurring time and labor in reviewing these petitions, and they would get part way through it and realize it was not complete, and by the auditor's attorney report, that was about forty percent of the applications would be incomplete. So they'd start the vetting, then they'd have to stop the vetting, and then they'd have to redo the vetting. So that's why they would like to have it be a hard stop so that everybody understands it. If you don't do it, you're just out. So, the option is you could pass it on first reading and then chat more with the auditor's office, Randy Wiley, and have the committee meet with him to talk about that, or just not do a suspension of the rules.

Hamm – I'll just move forward with one reading until we can get clarification from the auditor's office, the commissioners and any other interested parties.

Majority voted yes. Motion to approve on First Reading only carried 7-0.

In the Matter of Ordinance Establishing the Lake County Council's Expanding the Good for Youth Urban Farm Federal Reimbursement Grant Fund, A Non-Reverting Fund

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

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

Bilski 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. 1500B**

**ORDINANCE ESTABLISHING THE LAKE COUNTY COUNCIL'S EXPANDING THE GOOD FOR YOUTH URBAN FARM FEDERAL REIMBURSEMENT GRANT FUND, A NON-REVERTING FUND**

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

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

**WHEREAS,** Indiana Code 36-2-5-2(b) provides that the Lake 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 by law; and

**WHEREAS,** the U.S. Department of Agriculture through the Urban Agriculture and Innovative Production (UAIP) Grant Project awarded the Lake County Council a reimbursement grant award in the amount of Three Hundred Twenty-Two Thousand Four Hundred Twenty-Three (\$322,423.00) Dollars; the funds shall be used for equipment, supplies, and contractual; and

**WHEREAS,** the project will create an innovative farming space to foster collaboration between public and private sector organizations and will also provide important education and training to local youth and parolees in Lake County Juvenile Justice Complex; and


**WHEREAS,** the Lake County Council desires to establish the Lake County Council's Expanding the Good for Youth Urban Farm Federal Reimbursement Grant Fund, a non-reverting fund, for the deposit and disbursements of funds from the U.S. Department of Agriculture - Urban Agriculture and Innovative Production (UAIP) Grant Project.


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

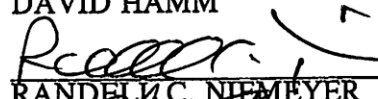
1. That the Lake County Council's Expanding the Good for Youth Urban Farm Federal Reimbursement Grant Fund, a non-reverting fund, for the deposit and disbursements of funds from the U.S. Department of Agriculture - Urban Agriculture and Innovative Production (UAIP) Grant Project.
2. That the monies received from the Urban Agriculture and Innovative Production Grant Project shall be used for the purposes as designated by the U.S. Department of Agriculture.
3. Any money remaining in the fund at the end of the year shall not revert to any other fund but continues in the Lake County Council's Expanding the Good for Youth Urban Farm Federal Reimbursement Grant Fund.


- 4. In the event the Lake County Council receives future awards from the U.S. Department of Agriculture - Urban Agriculture and Innovative Production (UAIP) Grant Project, the Lake County Council may account for such Grants using the established Fund.

SO ORDAINED THIS 8th DAY OF OCTOBER, 2024.

  
 CHRISTINE CID, President

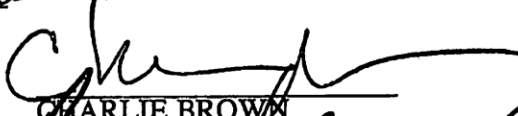
  
 DAVID HAMM

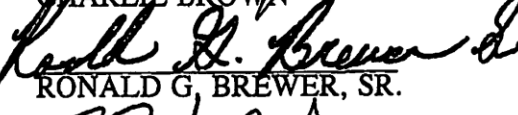
  
 RANDELL C. NIEMEYER

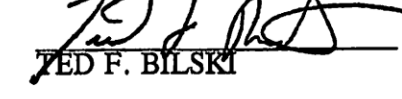
  
 PETE LINDEMULDER

PRESENTED TO  
 BOARD OF COMMISSIONERS  
 BY LAKE COUNTY AUDITOR

OCT 8 2024

  
 CHARLIE BROWN

  
 RONALD G. BREWER, SR.

  
 TED F. BILSKI

Members of the Lake County Council



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

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

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

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

**ORDINANCE NO. 1356C-13**

**AN ORDINANCE AMENDING ORDINANCE NO. 1356C  
LAKE COUNTY EMPLOYEE HANDBOOK, 2013 EDITION**  
(Section 2:11 PERSONNEL ACTIONS

(9)( c ) General Rules applying to Termination, Resignation, and Retirement)

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

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

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

The Lake County Employee Handbook, 2013 Edition, Ordinance No. 1356C be amended as follows:

Section 2.11 PERSONNEL ACTIONS.

(9) General Rules applying to Termination, Resignation, and Retirement

**DELETE:**

( c ) No severance pay of any type shall be paid to any employee of the County upon separation of employment.

**INSERT:**

( c ) No severance pay of any type shall be paid to any employee of the County upon separation of employment unless that severance pay is approved by the Lake County Council pursuant to an employment contract in effect at the time of separation.

SO ORDAINED THIS 8<sup>th</sup> DAY OF OCTOBER, 2024.

*David Hamm*  
DAVID HAMM

*Randell C. Niemeyer*  
RANDELL C. NIEMEYER

*Pete Lindemulder*  
PETE LINDEMULDER

*Christine CID*  
CHRISTINE CID, President

PRESENTED TO  
BOARD OF COMMISSIONERS  
BY LAKE COUNTY AUDITOR

OCT 8 2024

*Charlie Brown*  
CHARLIE BROWN

*Ronald G. Brewer Sr.*  
RONALD G. BREWER, SR.

*Ted F. Bilski*  
TED F. BILSKI

Members of the Lake County Council

Ordinance Repealing and Rescinding Ordinance No. 1129A, Adopted on April 12, 1994, the Ordinance Creating the Lake County Redevelopment Authority

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

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

Bilski 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. 1500C

ORDINANCE REPEALING AND RESCINDING  
ORDINANCE NO. 1129A ADOPTED ON APRIL 12, 1994, THE ORDINANCE  
CREATING THE LAKE COUNTY REDEVELOPMENT AUTHORITY

**WHEREAS,** pursuant to I.C. 36-2-3.5-3, the Lake County Council is the County legislative body, as well as the County fiscal body; and

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




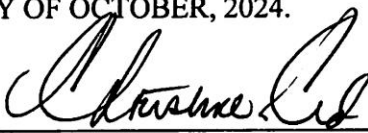
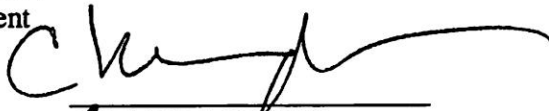


**WHEREAS,** on April 12, 1994, the Lake County Council adopted Ordinance No. 1129A, the Ordinance Creating the Lake County Redevelopment Authority; and

**WHEREAS,** the Lake County Council now desires to rescind and repeal Ordinance No. 1129A.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That Ordinance No. 1129A adopted on April 12, 1994, the Ordinance Creating the Lake County Redevelopment Authority is hereby rescinded and repealed, along with any and all amendments to the Ordinance.

SO ORDAINED THIS 8th DAY OF OCTOBER, 2024.

 <hr/> DAVID HAMM  <hr/> RANDELL C. NIEMEYER  <hr/> PETE LINDEMULDER	 <hr/> CHRISTINE CID, President  PRESENTED TO BOARD OF COMMISSIONERS BY LAKE COUNTY AUDITOR  OCT 8 2024	 <hr/> CHARLIE BROWN  <hr/> RONALD G. BREWER, SR.  <hr/> TED F. BILSKI
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Members of the Lake County Council

In the Matter of Ordinance No. 2578 – Trkulja Properties, LLC, Owner/Petitioner, 9/18/24, B-2 to B-3, Favorable Recommendation, Vote (5-0)

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

**ORDINANCE #2578  
OF THE COUNTY OF LAKE**

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation September 18, 2024).

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

**ZONE CHANGE** from B-2 (Rural Business Zone) to B-3 (General Business Zone) owned and petitioned by Trkulja Properties, LLC to allow a proposed two-lot residential development on the following described property:

General Location: Located approximately 2/10 of a mile south of W. 113<sup>th</sup> Avenue on the east side of US 41 (Wicker Blvd.), a/k/a 11429 Wicker Blvd. in Hanover Township.

LEGAL DESCRIPTION:

PER RECORD DOCUMENT 'A'  
PART OF THE WEST 1/2, SW 1/4 SECTION 9, TOWNSHIP 34 NORTH, RANGE 9 WEST OF THE 2ND P.M., IN LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WEST LINE OF THE SW 1/4 OF SAID SECTION 9 AND 539.42 FEET SOUTH OF THE NORTHWEST CORNER THEREOF; THENCE SOUTH 89°48'45" EAST, 1206.01 FEET TO THE WESTERLY LINE OF THE INDIANA HARBOR RAILROAD; THENCE SOUTH 00°39'41" EAST ALONG THE WESTERLY LINE OF SAID RAILROAD A DISTANCE OF 180.51 FEET; THENCE NORTH 89°48'45" WEST, 1207.57 FEET MORE OR LESS TO THE WEST LINE OF SAID SECTION 9; THENCE NORTH 00°09'57" WEST, 180.50 FEET TO THE POINT OF BEGINNING, CONTAINING 5.000 ACRES MORE OR LESS.

PER RECORD DOCUMENT 'B'

PARCEL 1

THE SOUTH 4.987 ACRES OF THE NORTH 20 ACRES OF THAT PART OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 34 NORTH, RANGE 9 WEST, OF THE 2ND PRINCIPAL MERIDIAN LYING WEST OF THE RIGHT OF WAY OF THE INDIANA HARBOR RAILROAD COMPANY EXCEPT THE SOUTH 75 FEET THEREOF, IN LAKE COUNTY, INDIANA.

PARCEL 2

THE SOUTH 75 FEET OF THE NORTH 20 ACRES OF THAT PART OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 34 NORTH, RANGE 9 WEST, OF THE 2ND PRINCIPAL MERIDIAN, LYING WEST OF THE RIGHT OF WAY OF THE INDIANA HARBOR BELT RAILROAD COMPANY, IN LAKE COUNTY, INDIANA.

IS HEREBY  X  BY THE COUNTY COUNCIL  
APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS  8th  DAY OF  October , 2024.

MEMBERS OF THE LAKE COUNTY COUNCIL

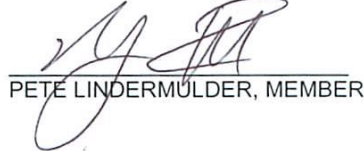
  
CHRISTINE CID, PRESIDENT

  
DAVE HAMM, VICE PRESIDENT

  
TED BILSKI, MEMBER

  
RONALD BREWER, SR., MEMBER

  
CHARLIE BROWN, MEMBER

  
PETE LINDERMULDER, MEMBER

  
RANDY NIEMEYER, MEMBER



In the Matter of Ordinance No. 2579 – Alyssa Lukasik and Joshua Thompson, Owners/Petitioners,  
9/18/24, A-1 to RR, Favorable Recommendation, Vote (5-0)

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

**ORDINANCE #2579  
OF THE COUNTY OF LAKE**

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation September 18, 2024).

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

**ZONE CHANGE** from A-1 (Agricultural Zone) to RR (Rural Residential) owned and petitioned by Alyssa Lukasik and Joshua Thompson to allow a proposed one-lot residential development on the following described property:

General Location: Located approximately 2/10 of a mile south of W. 169<sup>th</sup> Avenue on the east side of State Line Road, a/k/a 17027 State Line Road in West Creek Township.

LEGAL DESCRIPTION:

Part of the Southwest quarter (SW 1/4) of Section 13, Township 33 North, Range 10 West of the 2nd PM particularly described as follows Commencing at a point 661.42 feet South of the Northwest corner of the Southwest quarter of said Section 13 (said beginning point being on the West line of said Section 13); thence Easterly 1,348.535 feet along the South line of the property conveyed by Warranty Deed to Patrick P. Lukasik and Donna M. Lukasik, husband and wife, dated June 26, 1998, to the West line of property conveyed by Warranty Deed to Randall W. Lukasik and Patrick E. Lukasik, husband and wife, dated June 26, 1998, thence Southerly 330.625 feet along said West line of the property deeded to Randall W. Lukasik and Patricia E Lukasik husband and wife; thence Westerly 1349.88 feet to the West line of Section 13; thence Northerly 330.71 feet to the place of beginning, all in Lake County, Indiana. (Document No. 2024-511594)

IS HEREBY   X   BY THE COUNTY COUNCIL  
  APPROVED     DENIED     REMANDED  

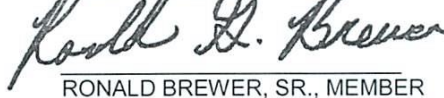
OF LAKE COUNTY, INDIANA, THIS   8th   DAY OF   October  , 2024.

MEMBERS OF THE LAKE COUNTY COUNCIL

  
CHRISTINE CID, PRESIDENT

  
DAVE HAMM, VICE PRESIDENT

  
TED BILSKI, MEMBER

  
RONALD BREWER, SR., MEMBER

  
CHARLIE BROWN, MEMBER

  
PETE LINDERMULDER, MEMBER

  
RANDY NIEMEYER, MEMBER

In the Matter of Ordinance No. 2580 – Wille Brothers Company, Owner/Petitioner, 9/18/24, A-1 to CDD, Favorable Recommendation, Vote (5-0)

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

**ORDINANCE #2580  
OF THE COUNTY OF LAKE**

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission made a favorable recommendation September 18, 2024).

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

**ZONE CHANGE** from A-1 (Agricultural Zone) to CDD (Conditional Development District) owned and petitioned by Wille Brothers Company to allow a proposed concrete ready mix plant on the following described property:

General Location: Located approximately 2/10 of a mile east of Clay Street on the south side of E.181<sup>st</sup> Avenue in Eagle Creek Township.

Legal Description:

The East 13.75 acres of the Northwest Quarter of the Northwest Quarter Section 30, Township 33 North, Range 7 West of the Second Principal Meridian, in Lake County, Indiana, Excepting Therefrom the East 70.8 feet of the North 155.50 feet thereof, more particularly described as follows: Commencing at the Northwest corner of said Northwest Quarter of the Northwest Quarter; thence North 90°00'00" East along the North line of said Section 30 a distance of 705.83 feet to the West line of said East 13.75 acres; thence continue North 90°00'00" East along the North line of said Section 30, 379.88 feet to a point 70.8 feet West of the Northeast corner of said Northwest Quarter of the Northwest Quarter; thence South 01°03'47" East, 155.50 feet; thence North 90°00'00" East, 70.8 feet to the East line of said Northwest Quarter of the Northwest Quarter; thence South 01°03'47" East along said East line, 1173.51 feet to the Southeast corner of said Northwest Quarter of the Northwest Quarter; thence South 89°57'09" West along the South line of said Northwest Quarter of the Northwest Quarter, 450.67 feet, to the West line of said East 13.75 acres; thence North 01°03'47" West along said West line, 1329.38 feet, to the Point Of Beginning, containing 13.495 acres more or less.

IS HEREBY   X   BY THE COUNTY COUNCIL  
  APPROVED     DENIED     REMANDED  

OF LAKE COUNTY, INDIANA, THIS   8th   DAY OF   October  , 2024.

MEMBERS OF THE LAKE COUNTY COUNCIL

  
CHRISTINE CID, PRESIDENT

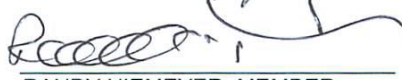
  
DAVE HAMM, VICE PRESIDENT

  
TED BILSKI, MEMBER

  
RONALD BREWER, SR., MEMBER

  
CHARLIE BROWN, MEMBER

  
PETE LINDERMULDER, MEMBER

  
RANDY NIEMEYER, MEMBER

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