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

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

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 8<sup>th</sup> day of April, 2008 at about 3:15 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 8<sup>th</sup> day of April, 2008 at about 3:15 p.m.

#### Order #1 Agenda #5A

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

DuPey made a motion, seconded by Allen, to approve the opening of the Bids/Proposals. Motion passed 3-0.

Order #2 Agenda #5B-C

In the Matter of Notices/Agenda: Additions, Deletions, and Corrections to Agenda for a Regular Meeting.

DuPey made a motion, seconded by Allen, to approve Additions: Item #12A – Addendum #1 to the Specification for Crack and Seal for the year 2008 to be ratified; Item #40C – East Chicago Emergency Management Agency 9-1-1 Request on the amount of \$13,994.40 for a Service Agreement to the Motorola Company for the Infrastructure of the 911 Communication Center; Item #40D – Enhanced 9-1-1 Service Agreement between SBC Global Services, Inc. d/b/a AT&T Global Services, on behalf of Indiana Bell Telephone Company, Incorporation ("AT&T") and The Board of Commissioners of the County of Lake to provide Enhanced 9-1-1 Service; Item #48A – Discussion concerning Letter of Intent to support appropriation of \$16,240.00 to Portage Township Schools; Item #48B – April – National Child Abuse Awareness Month; Item #48C – Request for permission to seek Proposals for an Entrance Door in the Lake County Cafeteria. Proposals to be returned by Wednesday, May 21, 2008 prior to 9:30 A.M. in the Lake County Auditor's Office. Deletions – Number 12 and Number 14. Motion passed 3-0.

#### Order #3 Agenda #5D

In the Matter of Notices/Agenda: Approval of Final Agenda.

DuPey made a motion, seconded by Allen, to approve the final agenda. Motion passed 3-0.

# Order#4 - Consent Agenda #7

In the Matter of L.C. Building Manager Construction Schedule from Maris and Son, Inc. for the Gary Courthouse Re-Roofing Project.

Allen made a motion, seconded by DuPey, to accept and make a matter of public record the Construction Schedule from Maris and Son, Inc. for the Gary Courthouse Re-Roofing Project. Motion passed 3-0.

# Order #4 Consent Agenda #20A

In the Matter of L.C. Highway - Maintenance Bonds from Ellas Construction Company, Inc. – A. Reconstruction of Palmira Estates Subdivision Belmont Place and Patterson Street Roadway Construction in the amount of \$163,780.00.

Allen made a motion, seconded by DuPey, to accept and make a matter of public record the Maintenance Bonds from Ellas Construction Company, Inc. – A. Reconstruction of Palmira Estates Subdivision Belmont Place and Patterson Street Roadway Construction in the amount of \$163,780.00. Motion passed 3-0.

# Order #4 Consent Agenda #20B

In the Matter of <u>L.C. Highway - Maintenance Bonds from Ellas Construction Company, Inc. – B. Reconstruction of Springrose Heath Subdivision (91<sup>st</sup> Avenue North to 89<sup>th</sup> Avenue) Calhoun Street Roadway Construction in the amount of \$117,846.00.</u>

Allen made a motion, seconded by DuPey, to accept and make a matter of public record the Maintenance Bonds from Ellas Construction Company, Inc. – B. Reconstruction of Springrose Heath Subdivision (91<sup>st</sup> Avenue North to 89<sup>th</sup> Avenue) Calhoun Street Roadway Construction in the amount of \$117,846.00. Motion passed 3-0.

# Order #4 Consent Agenda #21 A-C

In the Matter of L.C. Highway - Certificates of Liability Insurance (Anker Trucking, Inc.; Kincaid, Inc.; M S Consultants, Inc. ETAL).

Allen made a motion, seconded by DuPey, to accept and make a matter of public record the L.C. Highway's Certificates of Liability Insurance (Anker Trucking, Inc.; Kincaid, Inc.; M S Consultants, Inc. ETAL). Motion passed 3-0.

# Order #4 Consent Agenda #49

In the Matter of Notice of a Joint Executive Session held on April 8, 2008 at 1:00pm.

Allen made a motion, seconded by DuPey, to accept and make a matter of public record the Notice of a Joint Executive Session held on April 8, 2008 at 1:00pm. Motion passed 3-0.

#### Order #4 Consent Agenda #53

In the Matter of Vendor Qualification Affidavits.

Allen made a motion, seconded by DuPey, to approve the following Vendor Qualifications Affidavits. Motion passed 3-0.

**AUTOZONE #2582** CL VENDING, INC. RICH'S CONCRETE, INC. AIDE RENTALS & SALES II INDIANA MANUFACTURES ASSOCIATION RANDALL A. JOYCE ARTHUR BLACK DONALD TOTH TERRI LYNN SCHOONOVER HOLLIDAY INVESTMENTS, INC. d.b.a. JIMMY JOHN'S GOURMET SANDWICHES DAVID ARAUJA ANEKAL B. SREERAM MD PC V-MAD CONSTRUCTION CENTERPOINT ENERGY SERVICE, INC. LAND OF MAKE BELIEVE McNICHOLS COMPANY MORGAN BIRGE' & ASSOCIATES NOEL DESIGNS, INC. TOM MCFARLANE W A CHARNSTROM COMPANY, INC. BOBBEX, INC. WILDE ADVERTISING INC. 19C BASE BALL, INC. PRAIRIE MILLS PRODUCTS LLC EXCELLIGENCE LEARNING CORP d.b.a. EARLY CHILDHOOD MANUFACTURERS' DIRECT EXCELLIGENCE LEARNING CORP d.b.a. DISCOUNT SCHOOL SUPPLY ROGER K. WILLS d.b.a. ROGERS FINE ARTS & COLLECTIBLES

Order #4 Consent Agenda #54A

In the Matter of Clerk's Branches Report for the month of January 2008.

Comes now, Thomas Philpot, Clerk, and files with the Board his report of fees taken in and collected in his office for the Month of January 2008. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Allen made a motion, seconded by DuPey, to accept the above Clerk's Branches Report of January 2008 as submitted. Motion passed 3-0.

Order#4 - Consent Agenda #54B

In the Matter of Treasurer's Report for the months of January and February, 2008.

Comes now, John Petalas, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Months of January and February 2008. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Allen made a motion, seconded by DuPey, to accept the above Treasurer's Reports of January and February 2008 as submitted. Motion passed 3-0.

Order #4 - Consent Agenda #56C

In the Matter of <u>Certificates of Appointment from March 19, 2008 Commissioners Meeting (Johann D. Farley, M.D., M.S.; Judith Stanton; Keith Kirkpatrick; Cathy Delgado; Gary Miller).</u>

Allen made a motion, seconded by DuPey, to accept and make a matter of public record the Certificates of Appointment from March 19, 2008 Commissioners Meeting (Johann D. Farley, M.D., M.S.; Judith Stanton; Keith Kirkpatrick; Cathy Delgado; Gary Miller). Motion passed 3-0.

Order #5 Agenda #6

In the Matter of <u>L.C. Building Manager – Amendment to the Contract entered into with Maris and Son, Inc. for the Gary Courthouse Re-Roofing Project.</u>

Allen made a motion, seconded by DuPey, to approve the Amendment to the Contract entered into with Maris and Son, Inc. for the Gary Courthouse Re-Roofing Project. Motion passed 3-0.

Order #6 Agenda #8

In the Matter of <u>L.C. Building Manager – Proposals from A.B.C. Alarm Corporation for Superior Court Room 3 in the amount of \$2,785.00, \$2,095.00, and \$965.00 totaling \$5,845.00.</u>

DuPey made a motion, seconded by Allen, to approve the Proposals from A.B.C. Alarm Corporation for Superior Court Room 3 in the amount of \$2,785.00, \$2,095.00, and \$965.00 totaling \$5,845.00. Motion passed 3-0.

Order #6 Agenda #9

In the Matter of L.C. Building Manager – Request for property disposal: Center Township Assessor.

DuPey made a motion, seconded by Allen, to approve the request for property disposal for the Center Township Assessor. Motion passed 3-0.

#### Order #7 ADD Agenda #48C

In the Matter of Board of Commissioners: Seek Proposals for an Entrance Door in the Lake County Cafeteria.

DuPey made a motion, seconded by Allen, to approve the seeking of proposals for an Entrance Door in the Lake County Cafeteria for the return of proposals by Wednesday, May 21, 2008 in the Lake County Auditor's Office. Motion passed 3-0.

William Architectural Glass & Glazing

Lazzaro Companies, Inc.

**Budget Maintenance & Construction** 

#### Order #8 Agenda #10

In the Matter of BIDS: L.C. Highway: Painted Pavement Markings on selected County Roads for the year 2008.

The Board having previously taken the above bids under advisement, does hereby award the contract to Highway Technologies, Inc., being the lowest and most responsive bidder in the amount of \$146,650.00 for Painted Pavement Markings on selected County Roads for the year 2008 upon a motion by DuPey, seconded by Allen, with the recommendation of the L.C. Highway. Motion passed 3-0.

#### Letter of Recommendation

April 16, 2008

Lake County Board of Commissioners Lake County Government Center 2293 N Main Street Crown Point, IN 46307

Attn: Gerald J. Scheub, President

RE: Pavement Markings 2008

Honorable Commissioners:

The Lake County Highway Department reviewed the bids opened at your meeting of Wednesday March 19, 2008 for Painted Pavement Markings on Selected County Roads. Based upon our review of the bids, the Highway Department recommends award of the contract to Highway Technologies, Inc. the lowest and most responsive bidder in the amount of \$146,650.00.

Below are the amounts of bids received on March 19, 2008.

CONTRACTOR
Highway Technologies, Inc.
The Airmarking Co., Inc.

\$146,650.00 \$153,000.00

Respectfully Submitted,

Marcus W. Malczewski, Superintendent Lake County Highway Department MWM: spz

# Order #9 Agenda #11

In the Matter of BIDS: L.C. Highway: Replacement of Lake County Bridge #91, 109th over Niles Ditch.

The Board having previously taken the above bids under advisement, does hereby award the contract to Ellas Construction Company for the Replacement of Lake County Bridge #91, 109<sup>th</sup> over Niles Ditch upon a motion by DuPey, seconded by Allen, with the recommendation of the L.C. Highway. Motion passed 3-0.

And it appearing to said Board of Commissioners that the above company's bid being the most responsive and responsible bid for the Replacement of Lake County Bridge #91, 109<sup>th</sup> over Niles Ditch for the L.C. Highway, having complied with the law as provided by statute and filed with their bid the proper affidavit as by law provided and their bond or certified check in the amount of:

ELLAS CONSTRUCTION COMPANY W/ GUARANTEE COMPANY OF NORTH AMERICA USA in the amount of 5% of bid total is hereby approved by the Board of Commissioners.

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for REPLACEMENT OF LAKE COUNTY BRIDGE #91, 109<sup>TH</sup> OVER NILES DITCH FOR \$1,493,417.00 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: April 16, 2008

GERRY SCHEUB FRANCES DUPEY ROOSEVELT ALLEN, JR. **ELLAS CONSTRUCTION COMPANY** 

Letter of Recommendation

April 16, 2008

Lake County Board of Commissioners Lake County Government Center 2293 N Main Street Crown Point, IN 46307 Order #9 Agenda #11 (cont'd)

ATTN: Roosevelt Allen Jr., President

RE: Replacement of Bridge #91, 109<sup>th</sup> Avenue over Niles Ditch

Recommendation of Award

#### Honorable Commissioners:

The Lake County Highway Department reviewed the bids opened at your meeting of Wednesday March 19, 2008 for the Replacement of Lake County Bridge #91, 109<sup>th</sup> Avenue over Niles Ditch. Based upon our review of the bids, the Highway Department recommends award of the contract to Ellas Construction Company, the lowest and most responsive bidder in the amount of \$1,493,417.00

The bids received are as follows:

\* Ellas Construction \$1,493,417.00

\* Dyer Construction \$1,540,509.08

\* Gariup Construction \$1,817,000.01

\* Wirtz & Yates \$1,866,975.05

Marcus W. Malczewski

Superintendent MWM/spz

#### Order #10 ADD Agenda #12A

In the Matter of L.C. Highway - Addendum #1 to the Specification for Crack and Seal for the year 2008.

Allen made a motion, seconded by DuPey, to make a matter of public record L.C. Highway's Addendum #1 to the Specification for Crack and Seal for the year 2008. Motion passed 3-0.

Order #11 Agenda #15

In the Matter of L.C. Highway – Seek proposals for Concrete Floor Repairs in the Truck Garage, Crown Point Yard.

Allen made a motion, seconded by DuPey, to approve the seeking of proposals for the Lake County Highway Department Concrete Floor Repairs in the Truck Garage, Crown Point Yard for the return of bids by Wednesday May 21, 2008 prior to 9:30 AM in the Lake County Auditor's Office. Motion passed 3-0.

Ellas Construction Co. COEX, Inc. Gough, Inc. Reith-Riley Construction Co.

C & S Concrete Construction Burt Inc. Walker Construction Co.

Order #12 Agenda #16

In the Matter of L.C. Highway – Seek proposals for Tree Removal and Clean Up.

DuPey made a motion, seconded by Allen, to approve the seeking of proposals for the Lake County Highway Department Tree Removal and Clean Up for the return of bids by Wednesday May 21, 2008 prior to 9:30 AM in the Lake County Auditor's Office. Motion passed 3-0.

A-1 Daves Tree Service All Weather Tree Service Cams Tree Service Timber Masters

Economy Tree Service Hodge Tree Service Evans Tree Service

Order #13 Agenda #17

In the Matter of <u>L.C. Highway – Request for selection of a consulting engineering firm to provide design engineering services for the Replacement of Sohl Street over the Grand Calumet River.</u>

DuPey made a motion to recommend Farar Garvey, seconded by Allen, to provide design engineering services for the Replacement of Sohl Street over the Grand Calumet River. Motion passed 3-0.

Order #14 Agenda #18

In the Matter of <u>L.C. Highway – Appraisal costs for temporary right of way for 45<sup>th</sup> Avenue (Cleveland Avenue to Grant Street <u>Project #STP-N751 DES #0710703).</u></u>

DuPey made a motion, seconded by Allen, to acquire the temporary right of way for 45<sup>th</sup> Avenue (Cleveland Avenue to Grant Street Project #STP-N751 DES #0710703) for the total amount of \$3,850.00. Motion passed 3-0.

Order #15 Agenda #19

In the Matter of L.C. Highway – Letter of Understanding Unofficial Detour.

DuPey made a motion, seconded by Allen, to approve the Letter of Understanding for the Unofficial Detour. Motion passed 3-0.

Order #16 Agenda #22

In the Matter of L.C. Sheriff – Consideration of contract award to Med-Staff Incorporated on March 19, 2008 because of agenda.

Allen made a motion, seconded by DuPey, to rescind the contract to Med-Staff Incorporated. Motion passed 3-0.

#### Order #17 Agenda #23

In the Matter of <u>Specifications: L.C. Sheriff – Comprehensive Healthcare Services for the Lake County Jail for the period of July 1, 2008 through December 31, 2008.</u>

DuPey made a motion, seconded by Allen, to approve the Sheriff Department's specifications for Comprehensive Healthcare Services for the Lake County Jail for the period of July 1, 2008 through December 31, 2008 and ordered same to advertise for the return of bids by Wednesday May 21, 2008 prior to 9:30 AM in the Lake County Auditor's Office. Motion passed 3-

#### Order #18 Agenda #24

In the Matter of Specifications: L.C. Sheriff - Food, Bread and Dairy Products for the period of July 1, 2008 to December 31, 2008.

Allen made a motion, seconded by DuPey, to approve the Sheriff Department's specifications for Food, Bread and Dairy Products for the period of July 1, 2008 to December 31, 2008 and ordered same to advertise for the return of bids by Wednesday May 21, 2008 prior to 9:30 AM in the Lake County Auditor's Office. Motion passed 3-0.

#### Order #19 Agenda #25

In the Matter of <u>L.C. Sheriff – Consulting Contract Amendment to the Agreement entered into between Crowe Chizek and the Board of Commissioners of the County of Lake on behalf of the Lake County Sheriff on the 15<sup>th</sup> day of August, 2007 to extend the period from December 16, 2007 to June 30, 2008 at no additional cost.</u>

DuPey made a motion, seconded by Allen, to approve the Sheriff's Consulting Contract Amendment to the Agreement entered into with Crowe Chizek on the 15<sup>th</sup> day of August, 2007 to extend the period from December 16, 2007 to June 30, 2008 at no additional cost. Motion passed 3-0.

## Order #20 Agenda #26

In the Matter of L.C. Community Corrections – Amendment #1 to the Grant Agreement entered into on July 1, 2007 between the Indiana Department of Correction and the Board of Commissioners of the County of Lake on behalf of Lake County Community Corrections to provide the Department of Correction work release beds at the rate of \$25.00 per day in the amount of \$83,875.00, also \$78,000.00 for additional space which may require renovation.

On this matter Judge Stefaniak and Sheriff Dominguez argue facts. Upon listening, the Board of Commissioners want to wait to make a decision until a proposal and floor plan is available from Lake County Community Corrections, in the meantime this Amendment #1 to the Grant Agreement entered into on July 1, 2007 between the Indiana Department of Correction and the Board of Commissioners of the County of Lake on behalf of Lake County Community Corrections to provide the Department of Correction work release beds at the rate of \$25.00 per day in the amount of \$83,875.00, also \$78,000.00 for additional space which may require renovation is taken under advisement.

DuPey made a motion, seconded by Allen, to defer. Motion passed 3-0.

# Order #21 Agenda #27

In the Matter of L.C. Board of Elections and Registration – Proposals – Moving of the Voting Machines for the May 6, 2008 Primary Election.

This being the day, time, and place for the receiving of proposals for the Board of Elections and Registration for Moving of the Voting Machines for the May 6, 2008 Primary Election, the following bids were received:

FEREE MOVERS & STORAGE, INC. \$22.00/PER MACHINE

ON-TIME DISTRIBUTION \$22.50/PER MACHINE (\*agreed to lower \$.50)

DuPey made a motion, seconded by Allen, to accept the recommendation of the L.C. Board of Elections and Registration to approve Ferree Movers and Storage, Inc. and On-Time Transportation with \$22.00 per machine. Motion passed 3-0.

# Order #22 Agenda #28

In the Matter of <u>L.C. Emergency Management – 2006 Chemical Buffer Zone Protection Program Sub-Grant Agreement CDFA</u> #97.078 EDS# C44P-8-202A in an amount not to exceed \$540,271.51.

Allen made a motion, seconded by DuPey, to approve Lake County Emergency Management's 2006 Chemical Buffer Zone Protection Program Sub-Grant Agreement CDFA #97.078 EDS# C44P-8-202A in an amount not to exceed \$540,271.51. Motion passed 3-0.

# Order #23 Agenda #29

In the Matter of <u>L.C. Council – Consulting Contract Amendment to the Agreement entered into with Richard J. Cockrom (Capitol Assets, LLC) on the 8<sup>th</sup> day of February, 2007 to extend the period from January 1, 2008 to December 31, 2008 at no additional cost.</u>

Allen made a motion, seconded by DuPey, to approve the Lake County Council's Consulting Contract Amendment to the Agreement entered into with Richard J. Cockrom (Capitol Assets, LLC) on the 8<sup>th</sup> day of February, 2007 to extend the period from January 1, 2008 to December 31, 2008 at no additional cost. Motion passed 3-0.

# Order #24 Agenda #30

In the Matter of <u>L.C. Council – Amendment to Phase III Proposal between Crowe Chizek and Company LLC for an additional \$40,000.00.</u>

Allen made a motion, seconded by DuPey, to approve the L.C. Council's Amendment to Phase III Proposal between Crowe Chizek and Company LLC for an additional \$40,000.00. Motion passed 3-0.

#### Order #25 Agenda #31

In the Matter of L.C. Council – Phase IV Proposal between Crowe Chizek and Company LLC to assist the Lake County Council related to the 2% Circuit Breaker and Local Option Income Taxes in an amount not to exceed \$15,000.00.

Allen made a motion, seconded by DuPey, to accept the Lake County Council's withdrawal of this item. Motion passed 3-0.

Order #26 Agenda #32

In the Matter of L.C. Clerk – Discussion concerning shelving improvements at the Gary Clerks Office.

No action taken by the Board on this item. Commissioners Attorney, John Dull, to work with the Lake County Clerk to prepare proposals for the return of bids.

Order #27 Agenda #13

In the Matter of L.C. Highway: BIDS: Crack and Seal for the year 2008.

This being the day, time, and place for the receiving of bids for Crack and Seal for 2008 for the Lake County Highway Department, the following bids were received:

Day's Asphalt Paving \$97,500.00 Site Services Inc. \$232,500.00 Pavement Solutions, Inc. \$92,500.00

DuPey made a motion, seconded by Allen, to take the above bids under advisement and refer to the L.C. Highway Department for tabulation and recommendation. Motion passed 3-0.

#### Order #28 ADD Agenda #40D

In the Matter of Enhanced 9-1-1 Service Agreement between SBC Global Services, Inc. d/b/a AT&T Global Services, on behalf of Indiana Bell Telephone Company, Incorporation ("AT&T") and the Board of Commissioners of the County of Lake to provide Enhanced 9-1-1 Service.

DuPey made a motion, seconded by Allen, to approve the Enhanced 9-1-1 Service Agreement between SBC Global Services, Inc. d/b/a AT&T Global Services, on behalf of Indiana Bell Telephone Company, Incorporation ("AT&T") and the Board of Commissioners of the County of Lake to provide Enhanced 9-1-1 Service. Motion passed 3-0. ("AGREEMENT AND ATTACHMENTS ON FILE "SEE FILE")

Order #29 Agenda #33

In the Matter of <u>L.C. Veterans Service – Progress report concerning the new digital computer system installation and State of</u> Indiana Veterans Administration report.

DuPey made a motion, seconded by Allen, to approve the L.C. Veterans Service's Progress report concerning the new digital computer system installation and State of Indiana Veterans Administration report. Motion passed 3-0.

Order #30 Agenda #34

In the Matter of <u>L.C. Plan Commission – Performance Bond Release and Resolution for Deer Ridge South in the amount of \$379,300.00.</u>

Allen made a motion, seconded by DuPey, to approve Lake County Plan Commission's Performance Bond Release and Resolution for Deer Ridge South in the amount of \$379,300.00. Motion passed 3-0.

# **RELEASE**

WHEREAS, THOMAS N SIMSTAD has on the 21<sup>st</sup> day of March 2007 filed a PERFORMANCE BOND (LOC #00870) issued by Centier Bank in the amount of Three Hundred Seventy Nine Thousand, Three Hundred Dollars and 00/100 (\$379,300.00) for required improvements to **Deer Ridge South.** 

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND (LOC #00870) issued by Centier Bank in the amount of Three Hundred Seventy Nine Thousand, Three Hundred Dollars and 00/100 (\$379,300.00) effective this date.

DATED 16<sup>th</sup> DAY OF APRIL, 2008.

BOARD OF COMMISSIONERS, COUNTY OF LAKE

ROOSEVELT ALLEN JR., COMMISSIONER FRANCES DUPEY, COMMISSIONER GERRY SCHEUB, COMMISSIONER

# RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION – Deer Ridge South

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

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

ALL OF WHICH IS HEREBY RESOLVED AND ADOPTED THIS 16<sup>TH</sup> DAY OF APRIL, 2008

Order #30 Agenda #34 (CONT'D)

BOARD OF COMMISSIONERS. COUNTY OF LAKE

ROOSEVELT ALLEN JR., COMMISSIONER FRANCES DUPEY, COMMISSIONER GERRY SCHEUB, COMMISSIONER

Order #30 Agenda #35

In the Matter of L.C. Plan Commission - Maintenance Bond Acceptance for Deer Ridge South in the amount of \$69,460.00.

Allen made a motion, seconded by DuPey, to approve Lake County Plan Commission's Maintenance Bond Acceptance for Deer Ridge South in the amount of \$69,460.00. Motion passed 3-0.

LAKE COUNTY PLAN COMMISSION

Date: <u>11 March 2008</u>

SUBDIVISION: <u>Deer Ridge South</u> BONDING CO.: <u>Centier Bank</u> PETITIONER: <u>Thomas Simstad</u>

The Board of Commissioners of the County of Lake does hereby make acceptance of said Bond as of this date.

TOTAL: \$69,460.00

All of which is hereby resolved and adopted this 16<sup>th</sup> day of April, 2008.

ENTERED IN BOND BOOK NO. AND PAGE NO.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE ROOSEVELT ALLEN, JR., PRESIDENT FRANCES DUPEY, COMMISSIONER GERRY SCHEUB, COMMISSIONER

ATTEST: PEGGY HOLINGA KATONA, LAKE COUNTY AUDITOR

Order #31 Agenda #36

In the Matter of <u>L.C. Data Processing – Software Maintenance Agreement for Site License for Lake County City Courts between Maximus and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing.</u>

DuPey made a motion, seconded by Allen, to approve the Software Maintenance Agreement for Site License for Lake County City Courts between Maximus and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing. Motion passed 3-0.

("AGREEMENT AND ATTACHMENTS ON FILE "SEE FILE")

Order #32 Agenda #37

In the Matter of L.C. Data Processing – Lease Agreement between IBM and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing for Websphere Licenses.

DuPey made a motion, seconded by Allen, to approve the Lease Agreement between IBM and the Board of Commissioners of the County of Lake on behalf of Lake County Data Processing for Websphere Licenses. Motion passed 3-0. ("AGREEMENT AND ATTACHMENTS ON FILE "SEE FILE")

Order #33 Agenda #38

In the Matter of L.C. Data Processing – Request for property disposal.

DuPey made a motion, seconded by Allen, to approve Data Processing's request for disposal of property. Motion passed 3-0.

Order #34 Agenda #41

In the Matter of Reconsideration of action taken at the Commissioners meeting on January 16, 2008 concerning a letter from the Lake County Assessor stating that the Agreement entered into on October 18, 2006 between the Greater Northwest Indiana Association of REALTORS, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Assessor involving the Lake County web site have been met and satisfied, requesting 30 days required notice to terminate the agreement.

DuPey made a motion, seconded by Allen, to reconsider. Motion passed 3-0.

DuPey made a motion, seconded by Allen, to rescind motion made concerning this item at the Commissioners Meeting of March 19, 2008. Motion passed 3-0.

Order #35 Agenda #42

In the Matter of Contract Treasure's Sale with SRI, Inc.

DuPey made a motion, seconded by Allen, to approve the Contract Treasure's Sale with SRI, Inc. Motion passed 3-0.

Order #36 Agenda #43

In the Matter of Seek Proposals – Painting of the East Chicago Courthouse.

DuPey made a motion, seconded by Allen, to approve the seeking of Proposals for the Painting of the East Chicago Courthouse and ordered same for the return of proposals by Wednesday, May 21, 2008 in the Lake County Auditor's Office. Motion passed 3-0.

JIMMIE ADAMS C.E. FRANK P

P&S CONSTRUCTION

POLET CONSTRUCTION

#### Order #37 Agenda #44

In the Matter of <u>Proposal from Johnson Controls</u>, Inc. for the replacement of hail damaged coils at various locations in the amount of \$169,370.00.

Allen made a motion, seconded by DuPey, to approve the proposal from Johnson Controls, Inc. for the replacement of hail damaged coils at various locations in the amount of \$169,370.00. Motion passed 3-0.

## Order #38 Agenda #46 A-E

In the Matter of Revised County Forms – Nos. 15, 16, 21, 22, & 23.

County Form 15 – Specifications for the return of bids for supplies, materials, service, equipment, and other tangible items.

County Form 16 – Specifications for the return of bids for public construction.

County Form 21 - Specifications for the return of bids for food, bread & dairy products for various institutions.

County Form 22 - Specifications for the return of proposals for supplies, materials, service, equipment and other tangible items

County Form 23 - Specifications for the return of proposals for food, bread & dairy products for various institutions.

DuPey made a motion, seconded by Allen, to approve the Revised County Forms #'s 15, 16, 21, 22, & 23. Motion passed 3-0.

#### Order #39 Agenda #47

In the Matter of Board of Commissioners of the County of Lake Resolution Authorizing Signature Stamps.

Allen made a motion, seconded by DuPey, to approve Board of Commissioners of the County of Lake Resolution, Resolution No 2008-06 Authorizing Signature Stamps. Motion passed 3-0.

# **BOARD OF COMMISSIONERS**

of the
COUNTY OF LAKE
Resolution No. 2008Authorizing Signature Stamps

WHEREAS, Roosevelt Allen, Jr., Gerry J. Scheub and Frances DuPey are the current Commissioners for Lake County; and

WHEREAS, Roosevelt Allen, Jr., Gerry J. Scheub and Frances DuPey have elected to use signature stamps for the execution of public documents; and

WHEREAS, the signature stamps to be used are in the possession of their individual secretaries; and

WHEREAS, the signature stamps to be used by the individual secretaries bear the name of the official and the initials of the individual secretaries;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the County of Lake, Roosevelt Allen, Jr., Gerry J. Scheub and Frances DuPey, that the following policy is hereby established regarding the use of these signature stamps:

- 1. The following individuals have the authority to use the signature stamps for the designated elected official:
  - i. Jani Gant for Roosevelt Allen, Jr.
  - ii. Vera Djukic for Gerry J. Scheub
  - iii. Kathe Benich for Frances DuPey

2. The signature stamps authorized to be used are for purposes of identification imprinted below:

i. Roosevelt Allen, Jr.

i. Gerry J. Scheub

iii. Frances DuPey

Firances Durley 1 X.B.

Schuld

- 3. If the aforementioned secretaries authorized to use the stamps are unavailable then Roosevelt Allen, Jr., Gerry J. Scheub and Frances DuPey can authorize and designate another individual to utilize the signature stamp.
- 4. This policy is authorized under State Board of Accounts policy directive 14-10 which provides as follows:
  - The decision on whether the number of items to be signed justifies the use of a rubber stamp or other device, including computer image signatures, for affixing a signature must be made by each public official responsible for signing warrants, claims, and other official documents.
  - ii. A rubber stamp or other signing device should be used only under the personal direction of the public official and should be properly safeguarded when not in use since each official is responsible for his or her own signature.

This resolution is enacted this 16<sup>th</sup> day of April, 2008.

**Board of Commissioners** of the County of Lake

Commissioner Roosevelt Allen, Jr.

Commissioner Gerry J. Scheub

**Commissioner Frances DuPey** 

Daggy Kokok I also County Additor

Order #40 Agenda #48

In the Matter of <u>Amended 2008 Attorney Staff Assignments/Compensation.</u>

Allen made a motion, seconded by DuPey, to approve the Amended 2008 Attorney Staff Assignments/Compensation. Motion passed 3-0.

# OFFICE OF THE ATTORNEY TO THE BOARD OF COMMISSIONERS APPROVED SUBJECT TO COUNCIL ORDINANCE 1077-C-3 2008 ATTORNEY STAFF ASSIGNMENTS / COMPENSATION\*\*\*\*

APPROVAL OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE GERRY SCHEUB FRANCES DuPEY ROOSEVELT ALLEN, JR. APPROVED THIS /C DAY OF , 2008

Commissioners' Attorney† John S. Dull Attorney for the Board of Commissioners

P.O. Box 14058 Merrillville IN 46411-4058

Administrative Assistant to the Commissioners Building Manager's Office

Phone 219-644-7172 Fax 219-988-5639

jsdull@yahoo.com

Finance Board Commissioners Meetings \*Drainage Board Purchasing

\*Bonds / TAW/Loans

Any elected official or county agency not specifically identified

Auditor matters, except for those matters under contract to Auditor, Treasurer, or

Another Official/Department

Lake County Assessor, in those cases with Meeker
At County on Wednesdays from 8:30 a.m. to 4:30 p.m.

Assistant Attorney† Fairgrounds

Joseph S. Irak\*\* Phone 219-769-4552 9219 Broadway Plan Commission Fax 219-769-3875 Merrillville IN 46410 Board of Zoning Appeals 219-752-2751 Pager

Pipelines and Utilities Contractors Licensing Board Plan Commission Enforcement Health Department Enforcement Hermits Lake

Township Trustees without separate attorneys and

Assessors Not under the County Assessor or do not have separate attorneys

At County on Mondays from 8:30 a.m. to 4:30 p.m.

Real Estate Attorney Public Works

Clyde Jones\*\* Phone 219-980-4145 Commissioners Real Estate 700 West Ridge Road 219-980-4501 Fax Gary, IN 46408 Labor Attorney

Highway Recorder Mail Room Veterans Services Weights and Measures

All Real Estate Issues of Whatever Kind

Quiet Title and Treasurer Perfection for all County entities Lake County Combined Juvenile Detention Center Lake County Public Records Commission Lake County Assessor as assigned by Assessor At County on Tuesdays from 8:30 a.m. to 4:30 p.m.

Assistant Attorney †

Mark Thiros\*\* County Tax Appeal Lawyer for cases other than those assigned to Parker Poe 200 E. 90th Drive

Merrillville IN 46410 Lake County PTABOA

219-769-1600 Lake County Assessor as assigned by Assessor 219-738-3769 Fax

At County on days and times set by Assessor Pager 219-752-2738 s as independent contractor for Drainage Board and Bonds/TAW/Loans. These duties are separate from other Commissioners' attorney assignments.

Assistant attorneys do not report to Commissioners' attorney in representing these clients but act as independent contractors.

Compensation in accordance with county salary schedule plus legal services as follows: (1) \$52,286 [salary] and \$22,500 [413110 Legal Services] for Commissioners' Attorney; (2) \$28,699.84 [salary] and \$7,500 [413110 Legal Services] for each Senior Assistant Attorney and (1) \$25,749.98 [salary] for each Assistant Attorney on Commissioners' staff. IC 36-2-2-30 Employment of attorney to represent and advise executive. Sec. 30. (a) the executive may employ and fix the compensation of an attorney to represent and advise he executive. (b) For the purposes of Section 9, Article 2 of the Constitution of the State of Indiana, employment by a county executive as an attorney does not constitute a

lucrative office.

† Trial litigation paid for out of Self-Insurance fund is not a part of John Dull or Joe Irak's job assignment. These two attorneys will be paid separately for work that they do on Self-Insurance cases. Mark Thiros and W. Clyde Jones will not receive any extra compensation for any county defense lawyer assignment or for handling County Tax Appeals

Note: Each attorney shall meet with the elected official and/or department head of an assigned area and establish a procedure which shall include as a minimum the following: (1) weekly meetings

# Order #41 ADD Agenda #48A

In the Matter of <u>Discussion concerning Letter of Intent to support appropriation of \$16,240.00 to Portage Township Schools.</u>

Allen made a motion, seconded by DuPey, to approve the appropriation of \$16,240.00 to Portage Township Schools.

Order #42 ADD Agenda #48B

In the Matter of April – National Child Abuse Awareness Month.

DuPey made a motion, seconded by Allen, to accept and make a matter of public record of April - National Child Abuse Awareness Month.

In the Matter of Lake County Expense Claims to be allowed April 16, 2008.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, April 16, 2008 to be paid out of the County Treasury upon the Warrant of the County Auditor according to the Lake County Claim Docket on file in the Auditor's Office.

DuPey made a motion, seconded by Allen, to approve and make a matter of public record the Claims and Docket. Motion passed 3-0.

Order #44 Agenda #51

In the Matter of Service Agreements.

DuPey made a motion, seconded by Allen, to approve the following Service Agreements. Motion passed 3-0.

L C CALUMET TOWNSHIP ASSESSOR
BOARD OF COMMISSIONERS OF L.C.

W/ Amy Ruth Bruce
Performance Co., Inc.
Performance Co., Inc.
Performance Co., Inc.

Waste Management Boulevard Sales Ajax Sanitary Supply Co., Inc.

Quality Laser Technologies, Inc.

L C ELECTIONS AND REGISTRATION

W/ Imaging Office Systems

L C FAIRGROUNDS W/ Allied Waste

Allied Waste
L C CASA PROGRAM

W/ McShane's Inc.

L C SUPERIOR COURT RM 2 W/ Van Ausdall & Farrar Office Technology

L C SUPERIOR COURT RM 4 W/ Word System, Inc.
L C SHERIFF DEPT W/ Stericycle, Inc.
Noble Communications

Order #45 Agenda #52

In the Matter of Poor Relief Decisions.

DuPey made a motion, seconded by Allen, to approve the Poor Relief Decisions, none on file. Motion passed 3-0.

Order #46 Agenda #40A

In the Matter of E-9-1-1: Lake County 911 Receipt and Expenses Report.

DuPey made a motion, seconded by Allen, to accept and make a matter of public record the Lake County 911 Receipt and Expenses Report. Motion passed 3-0.

Order #47 Agenda #40B

In the Matter of E-9-1-1: East Chicago Emergency Management Agency E-9-1-1 Request in the amount of \$5,328.00.

DuPey made a motion, seconded by Allen, to approve the East Chicago Emergency Management Agency's E-9-1-1 Request in the amount of \$5,328.00. Motion passed 3-0.

Order #48 ADD Agenda #40C

In the Matter of E-9-1-1: East Chicago Emergency Management Agency E-9-1-1 Request in the amount of \$13,994.40 for a service agreement to the Motorola Company for the infrastructure of the 911 Communications Center.

DuPey made a motion, seconded by Allen, to approve the East Chicago Emergency Management Agency's E-9-1-1 Request in the amount of \$13,994.40 for a service agreement to the Motorola Company for the infrastructure of the 911 Communications Center. Motion passed 3-0.

Order #49 Agenda #55

In the Matter of <u>L.C. Council Ordinance No. 1298A.</u>

DuPey made a motion, seconded by Allen, to approve the L.C. Council Ordinance No. 1298A, Ordinance Creating the Prosecutor's PCA Fees Fund, A Non-Reverting Fund. Motion passed 3-0.

#### Order #49 Agenda #55 (cont'd)



#### ORDINANCE NO. 1298A

# ORDINANCE CREATING THE PROSECUTOR'S PCA FEES FUND, A NON-REVERTING FUND

- WHEREAS, pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances to promote efficient County Government; and
- WHEREAS, pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and
- WHEREAS, pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and
- WHEREAS, the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and
- WHEREAS, the Lake County Council desires to create a Prosecutor's PCA Fees Fund, a non-reverting fund, for the deposit of all monies received as a result of an agreement with a state-approved collection agency to collect child support amounts which are older than two years.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

- That the Prosecutor's PCA Fees Fund (Fund), a non-reverting fund is established for the deposit of all monies as a result of an agreement with a state-approved collection agency to collect support amounts which are older than two (2) years.
- 2. That the monies collected shall be deposited in the Prosecutor's PCA Fees Fund, a non-reverting fund, with a percentage of the funds collected to the Auditor. The spending of the funds received is to be discretionary with the Prosecutor.
- 3. That appropriations from the non-reverting Fund shall be subject to approval by the Lake County Council or as otherwise provided by law.

4. That any money remaining in the Fund at the end of the year shall not revert to the General Fund but continue in the Prosecutor's PCA Fees Fund, subject to appropriation by the Lake County Council or as otherwise provided by law.

SO ORDAINED THIS 8th DAY OF AFRIC, 2008.

CHRISTINE CID, President

THOMAS O'DONNELL

VED E BILSKI

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

HUSINGER JUNEAU

APPROVED THIS ILL' DAY OF April 20 04

In the Matter of L.C. Council Ordinance No. 1294A-2.

DuPey made a motion, seconded by Allen, to approve the L.C. Council Ordinance No. 1294A-2, Ordinance Amending the Lake County Part-Time Employees Salary Ordinance for 2008, Ordinance No. 1294A. Motion passed 3-0.

# ORDINANCE NO. 1294A-2

# ORDINANCE AMENDING THE LAKE COUNTY PART-TIME EMPLOYEES SALARY ORDINANCE FOR 2008, ORDINANCE NO. 1294A

WHEREAS, on December 11, 2007, the Lake County Council adopted the Lake County Part-Time Employees Salary Ordinance for 2008, Ordinance No. 1294A; and

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

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That the following section be amended as follows:

**DELETE:** 

RECEIVED

Section III.

33. Lake County Highway Dept. Administrative Personnel

10.00-12.50/hr.

**INSERT**:

Section III.

33. Lake County Highway Dept. Engineer Intern

SO ORDAINED THIS 8TH DAY OF APRIL, 2008.

12.50-14.00/hr.

CHRISTINE CID, President

THOMAS O'DONNELL

ÁNCHARD

ÆD F. BILSKI

ERNIE DILLON

stang Vinc

JEROME A. PRINCE

Members of the Lake County Council BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

APPROVED THIS LOND DAY OF April 20 08

In the Matter of L.C. Council Resolution No. 08-72.

DuPey made a motion, seconded by Allen, to approve the L.C. Council Resolution No. 08-72, Resolution Approving the Lake County Public Library Capital Projects Plan for 2009, 2010, and 2011. Motion passed 3-0.

#### **RESOLUTION NO. 08-72**

# RESOLUTION APPROVING THE LAKE COUNTY PUBLIC LIBRARY CAPITAL PROJECTS PLAN FOR 2009, 2010, AND 2011

- WHEREAS, on March 13, 2008, the Lake County Public Library adopted a Library Capital Projects Plan for 2009, 2010 and 2011 as provided for in I.C. 20-14-13; and
- WHEREAS, on April 8, 2008, the Lake County Council, the fiscal body for the Lake County Public Library, pursuant to I.C. 20-14-13-6 held a public hearing for said plan; and
- WHEREAS, the Lake County Council now desires to approve the Capital Projects Plan for 2009, 2010 and 2011 of the Lake County Public Library as submitted.

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

That the Lake County Council being the appropriate fiscal body for the Lake County Public Library Board as designated by I.C. 20-14-13-6 has held a public hearing with respect to the Capital Projects Plan for 2009, 2010 and 2011 and does hereby

approve the Plan as received by the Lake County Council.

SO RESOLVED this 8th day of April, 2008.

CHRISTINE CID, President

THOMAS O'DONNELL

ROME A. PRIN

Members of the Lake County Council

APPROVED THIS JOY DAY OF \_\_

In the Matter of L.C. Council Resolution No. 08-73.

DuPey made a motion, seconded by Allen, to approve the L.C. Council Resolution No. 08-73, Resolution Permitting Superior Court of Lake County, Juvenile Division, to pay outstanding 2007 Invoices/Debts from the 2008 Budget. Motion passed 3-0.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

RESOLUTION NO. \_\_08-73\_

APPROVED THIS 10 DAY OF FOIL 20 07

# RESOLUTION PERMITTING SUPERIOR COURT OF LAKE COUNTY, JUVENILE DIVISION, TO PAY OUTSTANDING 2007 INVOICES/DEBTS FROM THE 2008 BUDGET

WHEREAS, the Superior Court of Lake County, Juvenile Division, is currently operating in the 2008 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2007, have not been paid:

001-4100-43231

Travel/Registration

Northwest Indiana Education Service Center

\$ 10.00

WHEREAS, the Honorable Mary Beth Bonaventura, Judge, Superior Court of Lake County, Juvenile Division, desires to pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Honorable Mary Beth Bonaventura, Judge of the Superior Court of Lake County, Indiana, Juvenile Division, shall pay from her 2008 Budget the following invoices/debts incurred in the

calendar year 2007 as follows:

DECEIVED

001-4100-43231

Northwest Indiana Education Service Center

Travel/Registration

\$ 10.00

SO RESOLVED THIS 8TH DAY OF April, 2008.

-CHRISTINE CID, President

THOMAS O'DONNELL

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Members of the Lake County Council

In the Matter of L.C. Council Resolution No. 08-74.

DuPey made a motion, seconded by Allen, to approve the L.C. Council Resolution No. 08-74, Resolution Permitting the Office of the Public Defender to pay outstanding 2007 Invoices/Debts from the 2008 Budget. Motion passed 3-0.

# RESOLUTION NO. 08-74

# RESOLUTION PERMITTING THE OFFICE OF THE PUBLIC DEFENDER TO PAY **OUTSTANDING 2007 INVOICES/DEBTS FROM THE 2008 BUDGET**

WHEREAS, the Office of the Public Defender, is currently operating in the 2008 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2007, have not been paid:

> 001-4002-43190 Kristina Garza

Other Professional Service

\$ 2,160.00

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

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2007 expenses shall be paid from the Office of the Public Defender's 2008 Budget:

001-4002-43190 Kristina Garza

Other Professional Service

\$ 2,160.00

SO RESOLVED THIS 8th day of April

CHRISTINE CID, President

THOMAS O'DONNELL

BLANCHARD

Members of the Lake County Council

JEROME A

Order #50 Agenda #56A

In the Matter of Appointments: Plan Commission.

No action taken by the Board on this item.

Order #51 Agenda #56B

In the Matter of Appointments: Board of Zoning Appeals.

DuPey made a motion, seconded by Allen, to nominate Martin Krowe. DuPey made a motion, seconded by Allen, to appoint Martin Krowe to the Board of Zoning Appeals. Motion passed 3-0.

Order #52 Agenda #58

In the Matter of Staff Reports – from Attorney John Dull - SRI.

DuPey made a motion, seconded by Allen, to approve the extension of the online auction with Jim Hughes, President of SRI, Inc.

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

The next Board of Commissioners Meeting will be held on Wednesday, May 21, 2008 at 10:00 A.M.

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

ROOSEVELT ALLEN JR., PRESIDENT
FRANCES DUPEY
GEDDY SCHELIB

ATTEST:

PEGGY HOLINGA KATONA, LAKE COUNTY AUDITOR