

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

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

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 15<sup>th</sup> day of March, 2010 at about 9:00 a.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 15<sup>th</sup> day of March, 2010 at about 9:00 a.m.

Order #1 Agenda #5A

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

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

In the Matter of Notices/Agenda: Additions, deletions, and/or corrections to Agenda for a Regular Meeting, read aloud.

**Additions** – Item #22A – Agreement between Quest Information Systems and The Board of Commissioners of the County of Lake on behalf of Lake County Board of Elections and Registration for Campaign Finance Software Training and Installation Services in an amount not to exceed \$20,000.00; Item #31B-B – Key no. 45-03-32-452-001.000-024; Item #37A – Amendment to the Specification for Property & Casualty Insurance to waive the Bid Security Requirement to be ratified; Item #50A – Check no. 5328 in the amount of \$250.00 concerning Zone Violation Enforcement; Item #52A – Additional funding to House Federal Prisoners; **Deletions** – Number 10 and Number 27; **Corrections** – None.

Scheub made a motion, seconded by Allen, to waive the Bid Bond requirement on bids for County Property & Casualty Insurance. Motion passed 3-0.

Order #2 Agenda #5B-D

In the Matter of Notices/Agenda: Approval of Additions and Deletions; Approval of Final Agenda for public record.

Scheub made a motion, seconded by Allen, to approve the Additions and Deletions to Agenda for a Regular and ordered same to approve the Final Agenda and make it a matter of public record. Motion passed 3-0.

Order #3 Consent Agenda

In the Matter of Consent Agenda (Items #15A, 15B, 15C, 15D, 15E, 15F, 15G, 15H, 40, 53A, 53B, 53C, 53D, 53E, 58, 59A, 59B AND 59C).

Scheub made a motion, seconded by Allen, to approve the items of the Consent Agenda (Items #15A, 15B, 15C, 15D, 15E, 15F, 15G, 15H, 40, 53A, 53B, 53C, 53D, 53E, 58, 59A, 59B AND 59C). Motion passed 3-0.

Order #3 Consent Agenda #15A-H

In the Matter of L C Highway – Certificates of Liability Insurance: A. Smith's Specialized Heavy Hauling, Inc.; B. Kankakee Valley REMC; C. Hessville Plumbing, Inc.; D. The Daltons, Inc.; E. Midwest Underground Technology, Inc.; F. Hecht's Landscaping, Inc.; G. Dyer Construction Company, Inc.; H. Bertocchi Plumbing, Inc.

Scheub made a motion, seconded by Allen, to approve the L C Highway – Certificates of Liability Insurance: A. Smith's Specialized Heavy Hauling, Inc.; B. Kankakee Valley REMC; C. Hessville Plumbing, Inc.; D. The Daltons, Inc.; E. Midwest Underground Technology, Inc.; F. Hecht's Landscaping, Inc.; G. Dyer Construction Company, Inc.; H. Bertocchi Plumbing, Inc. Motion passed 3-0.

Order #3 Consent Agenda #40

In the Matter of L C Board of Commissioners: City of Crown Point, Indiana Certificate of Occupancy from Polet Construction, LLC concerning repairs in the Lake County Cafeteria.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the City of Crown Point, Indiana Certificate of Occupancy from Polet Construction, LLC concerning repairs in the Lake County Cafeteria. Motion passed 3-0.

Order #4 Consent Agenda #53A

In the Matter of L C Board of Commissioners: IDEM – Indiana Department of Environmental Management.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the IDEM Permit Applications, Air Permit Applications, Notices of Public Comment, Notices of Decision, all of such submitted from the State IDEM. Motion passed 3-0.

Order #4 Agenda #53B

In the Matter of Board of Commissioners of the County of Lake: IDEM – Indiana Department of Natural Resources (IDEM).

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the Indiana Department of Natural Resources (Earth Source, Lake County Commissioners (3), Lake County Drainage Board, INDOT (2), ArcelorMittal USA). Motion passed 3-0.

## Order #4 Agenda #53C

In the Matter of Board of Commissioners of the County of Lake: IDEM – Certificates of Liability Insurance.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the IDEM Certificates of Liability Insurance (Mediacom Indiana, LLC; Grate Signs, Inc.; Gardner Fire Protection, Inc.; Advance Awnair Corporation; Advanced Waste Services/Carriers, Inc.; Ulrich Medical Concepts, Inc.). Motion passed 3-0.

## Order #4 Agenda #53D

In the Matter of Board of Commissioners of the County of Lake: IDEM – Continuation Certificates.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the IDEM Continuation Certificates (Washington International Insurance Company - 03/14/2010 – 03/14/2011)

## Order #4 Agenda #53E

In the Matter of Board of Commissioners of the County of Lake: IDEM – Notices of Cancellation.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the IDEM Notices of Cancellation (Woodmill Products, Inc.; Highland Associates, Inc.), and ordered same to make a matter of public the IDEM Legal Notice of Public Hearing (Crown Point High School Cafeteria). Motion passed 3-0.

## Order #4 Consent Agenda #58

In the Matter of Standard Items: Vendor Qualification Affidavits.

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

QUEST INFORMATION SYSTEM, INC.  
GEMINUS CORP.  
JONES FISH HATCHERY, INC.  
COKER SERVICE, INC.  
INDIANA RADIATOR SHOP, INC.  
WILDFIRE MANAGEMENT & TRAINING SPECIALIST/STEPHHEN CREECH  
HILTI, INC.  
ELIZABETH A. HOECKER  
MATTHEW JOHN COPPENS  
KEVIN D. PEARL  
COLLIER COUNTY CLERK OF COURTS IN NAPLES, FL.  
LEE COUNTY CLERK OF COURTS IN FORT MEYERS, FL.  
LAKE COUNTY CLERK OF CIRCUIT COURT IN TAVARES, FL.  
CRICKET COMMUNICATIONS, INC.  
TOTAL COURT SERVICES  
CAREN JONES  
RESPIRATORY SLEEP ASSOCIATES, P.C.  
MOBILEX USA.

## Order #4 Consent Agenda #59A

In the Matter of Clerk's Branches Report for the months of November and December, 2009.

Comes now, Thomas Philpot, Clerk, and files with the Board his report of fees taken in and collected in his office for the Months of November & December 2009. Said report is in the following words and figures, to-wit; and the Board having previously duly examined and approved said report, now accepts same and the account of said official duly settled as in report set forth.

Scheub made a motion, seconded by Allen, to accept the above Clerk's Branches Reports of November and December 2009 as submitted. Motion passed 3-0.

## Order #4 Consent Agenda #59B

In the Matter of Clerk's Branches Report for the months of January, 2010.

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

Scheub made a motion, seconded by Allen, to accept the above Clerk's Branches Reports of January 2010 as submitted. Motion passed 3-0.

## Order #4 Consent Agenda #59C

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

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

Scheub made a motion, seconded by Allen, to accept the above Treasurer's Report of January 2010 as submitted. Motion passed 3-0.

## Order #5 Agenda #33

In the Matter of L C Board of Commissioners: Resolution Honoring Eric Roach – Indiana State Wrestling Champion.

Scheub made a motion, seconded by Allen, to approve the Resolution Honoring Eric Roach – Indiana State Wrestling Champion, this Resolution was read aloud and presented to Eric Roach, a Junior at Crown Point High School, by Commissioner Scheub. Motion passed 3-0.

Order #6 Agenda #34

In the Matter of L C Board of Commissioners: Resolution Honoring Jason Tsirtsis – Indiana State Wrestling Champion.

Scheub made a motion, seconded by Allen, to approve the Resolution Honoring Jason Tsirtsis – Indiana State Wrestling Champion, this Resolution was read aloud and presented to Jason Tsirtsis, a Sophomore at Crown Point High School, by Commissioner Scheub. Motion passed 3-0.

Order #7 Agenda #35

In the Matter of L C Board of Commissioners: Resolution Honoring Kyle Ayersman – Indiana State Wrestling Champion.

Scheub made a motion, seconded by Allen, to approve the Resolution Honoring Kyle Ayersman – Indiana State Wrestling Champion, this Resolution was read aloud and presented to Kyle Ayersman, a Sophomore at Lake Central High School, by Commissioner Scheub. Motion passed 3-0.

Order #8 Agenda #36

In the Matter of L C Board of Commissioners: Resolution Honoring Nathan Cleveland – Indiana State Wrestling Champion.

Scheub made a motion, seconded by Allen, to approve the Resolution Honoring Kyle Ayersman – Indiana State Wrestling Champion, this Resolution was read aloud and presented to Kyle Ayersman, a Senior at Lake Central High School, by Commissioner Scheub. Motion passed 3-0.

Order #8 Agenda #37

In the Matter of L C Board of Commissioners: Proclamation Designating Month of March as Developmental Disability Awareness Month.

Scheub made a motion, seconded by Allen, to approve the Proclamation Designating Month of March as Developmental Disability Awareness Month. Motion passed 3-0.



## Order #9 Agenda #44

In the Matter of L C Board of Commissioners: Request from Abate of Indiana's Motorcycle Safety Division for the continued use of the Lake County Government Center parking lot for motorcycle safety training.

Scheub made a motion, seconded by Allen, to approve the request from Abate of Indiana's Motorcycle Safety Division for the continued use of the Lake County Government Center parking lot for motorcycle safety training, Glenn Medved present. Motion passed 3-0.

## Order #10 ADD Agenda #31B-B

In the Matter of L C Board of Commissioners: Auction - Key no. 45-03-32-452-001.000-024 – Minimum Bid \$3,000.00.

At this time the President of Board opened this portion of the meeting as a Public Auction.

## AUCTION:

KEY NO. 45-03-32-452-001.000-024, commonly known as 5539 Indianapolis Blvd, East Chicago, IN 46312 – MINIMUM PRICE \$3,000.00

Auction proceeded, by Frances DuPey, with a start of one bidder----sold to: Conrad Whitmore & Blake, Crown Point, IN for \$3,000.00

## Order #11 Agenda #31B-A

In the Matter of L C Board of Commissioners: Auction - Key no. 45-08-29-228-006.000-003 – Minimum Bid \$3,000.00.

At this time the President of Board opened this portion of the meeting as a Public Auction.

## AUCTION:

KEY NO. 45-08-29-228-006.000-003, commonly known as 3775 Garfield St, Gary, IN 46408 – MINIMUM PRICE \$1,500.00

Auction proceeded, by Frances DuPey, with a start of two bidders-----sold to: Jim Nowacki, Gary, IN for \$10,000.00

## Order #12 Agenda #31D

In the Matter of L C Board of Commissioners: Resolution to approve properties and set date for Commissioners Tax Sale Certificate Auction.

Comes now before the Board, Donald Guersney of Onyx Electronics, to announce the Date of the Commissioners Tax Sale Certificate Auction to be held April 21<sup>st</sup> and April 22<sup>nd</sup>, 2010 in the Lake County Government Center Auditorium at 10:00am, list of properties on website [www.onyxelectronics.com](http://www.onyxelectronics.com). No motion.

## Order #13 Agenda #31E

In the Matter of L C Board of Commissioners: Final action on voiding bid for Key No. 45-03-36-276-001.000-004.

Allen made a motion, seconded by Scheub, to void the previous bids on Key No. 45-03-36-276-001.000-004 from the last Commissioners Meeting, February 17, 2010. Motion passed 3-0.

## Order #14 Agenda #31F

In the Matter of L C Board of Commissioners: Notice of Tax Sale Certificate Auction on April 21, 2010 for Key No. 45-03-36-276-001.000-004 – minimum bid \$75,000.00 – Certified Check in the amount of \$75,000.00 required to enter auction.

Scheub made a motion, seconded by Allen, to advertise Notice of Tax Sale Certificate Auction on April 21, 2010 for Key No. 45-03-36-276-001.000-004 – minimum bid \$75,000.00 – Certified Check in the amount of \$75,000.00 required to enter auction. Motion passed 3-0.

## Order #15 Agenda #24

In the Matter of L C Clerk – Contract with Crowe Horwath, LLP for Title IV-D Analysis Services in an amount not to exceed \$19,000.00.

Allen made a motion, seconded by Scheub, to approve the Contract between L C Clerk and Crowe Horwath, LLP for Title IV-D Analysis Services in an amount not to exceed \$19,000.00. Motion passed 2-1, DuPey abstain.

## Order #15 Agenda #24 (cont'd)

**Crowe Horwath**

Crowe Horwath LLP  
Member Crowe Horwath International

70 West Madison Street, Suite 700  
Chicago, Illinois 60602-4903  
Tel: 312.899.7000  
Fax: 312.899.5300  
www.crowehorwath.com

March 5, 2010

The Honorable Mike Brown  
Lake County Circuit Clerk  
2293 N. Main Street  
Crown Point, IN 46307

**RE: Title IV-D Analysis Services**

Dear Clerk Brown:

We would like to thank you for the opportunity to work with your office to provide Title IV-D Analysis Services. Based upon our recent conversation, we are presenting you with a proposal to support your work in analyzing certain information and processes in your office in order to enhance fiscal management, maximize revenue, and provide outstanding public service to the citizens of Lake County, Indiana.

**Lake County Clerk Title IV-D Problem Statement**

In your role as Clerk, we understand the statutory responsibility you have to collect, distribute, report and seek reimbursement from the federal government related to Title IV-D funds. Since you are newly sworn to uphold those responsibilities as Clerk, we understand your wish to assess and analyze the practices for Title IV-D compliance that were in place prior to you taking office. Your goal from this work is to ensure those practices meet national best practice standards, and that the Clerk's office is maximizing reimbursements for which the County is eligible through collection of Title IV-D funds on behalf of Lake County, Indiana.

We understand from our conversations with you and our review of the Title IV provisions of the United States Code that enhanced reimbursements to the Clerk's office may be secured if, following review of the staff time and related operational expenses which support Title IVD in Lake County, previously unreported expenses are found, the Clerk's office may be able to obtain additional reimbursements. We also understand that some portion of the investment the Clerk is making in having us provide these services is an expense that can be recovered through the Title IVD reimbursement process.

**Proposed Phase I Tasks and Activities**

1. *Data gathering of Circuit Clerk's expenses: Identify county-wide current and potential staff and eligible IV-D expenses from April 2008 – March 2010*

Lake County Circuit Clerk Title IV-D Analysis Services  
February 25, 2010

2. *Analysis of eligible IV-D expenses from April 2008 – March 2010 to confirm eligibility with State Child Support and Federal IV-D guidelines*
3. *Analysis of reimbursement formula data from April 2008 – March 2010 to ensure maximum reimbursement has been sought*
4. *Application of reimbursement formula as defined by State and Federal requirements to eligible expenses*
5. *Comparison of analyzed data against monthly reports prepared and submitted from April 2008 – March 2010*
6. *Creation of revised claim forms, as applicable*
7. *Create and present summary Phase I report*

**Fees**

To accomplish the goals and objectives outlined above, we propose a fixed fee of \$19,000 Dollars that includes all costs associated with this project as outlined in the scope described above.

We will bill Lake County, Indiana monthly as the work progresses. Payment is due upon receipt of the invoice. This fee will remain in effect for a period of 30 days from the date of this proposal.

The proposed fee is based on an estimated project timeline of three (3) weeks and upon our current understanding of the scope of this project. If it is mutually decided the scope of the project and our involvement should change, and/or if the engagement extends beyond 3 weeks, the cost of providing services may change. In the event of a change to this engagement, we will discuss with you the resulting changes to our fees, and will provide you a revised fee estimate and will require written authorization to proceed.

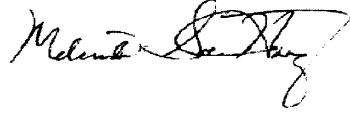
Lake County, Indiana may provide written notice to Crowe Horwath LLP to suspend or halt further progress on this project. If this occurs, Lake County agrees to reimburse Crowe Horwath LLP for the actual amount of time expended for the activities on this project extended at our hourly billing rates plus any expenses incurred.

If the terms and objectives of this letter are acceptable, please authorize us to proceed by returning one copy of this document signed on the following page by the appropriate Lake County, Indiana official. If you have any questions regarding this proposal, please contact either Mr. Mike Harmless at 317.269.6686 or Ms. Melinda Haag at 312.899.5307. We appreciate the opportunity to provide you this proposal and look forward to working with you.

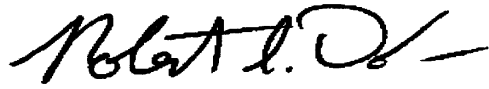
Sincerely,

Order #15 Agenda #24 (cont'd)

Lake County Circuit Clerk Title IV-D Analysis Services  
February 25, 2010



Melinda S. Haag  
Associate Director

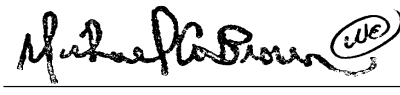


Robert S. Dobis  
Partner

Agreed to and Accepted by:

Lake County, Indiana

Michael A. Brown \_\_\_\_\_ Name

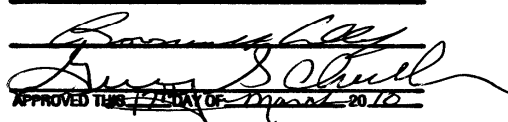
 \_\_\_\_\_ Signature

March 8, 2010 \_\_\_\_\_ Date

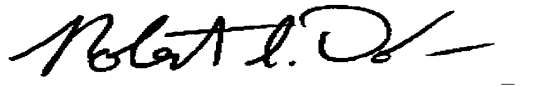
Crowe Horwath LLP

Robert S. Dobis, Partner \_\_\_\_\_ Name

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

  
APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2010

Lake County Circuit Clerk Title IV-D Analysis Services  
February 25, 2010

  
\_\_\_\_\_ Signature

February 25, 2010 \_\_\_\_\_ Date

## Order #16 Agenda #6 A&amp;B

In the Matter of L C Building Manager – Property Disposal Request on behalf of A. Lake County Clerk; B. Lake County Superior Court Room Three.

Scheub made a motion, seconded by Allen, to approve the L C Building Manager's request to dispose of property for Lake County Clerk and Lake County Superior Court Room Three. Motion passed 3-0.

## Order #17 Agenda #7

In the Matter of L C Highway Department – Contract for Waste Disposal Services.

The Board having previously taken the proposals under advisement for Waste Disposal Services for 2010 does hereby accept the recommendation of the Highway Superintendent to award the contract to **Allied Waste/ Republic Service** of Crown Point, IN having submitted the sole and most responsive proposal for the total amount of \$784.20/month, upon a motion made by Allen, seconded by Scheub. Motion passed 3-0.

LETTER OF RECOMMENDATION

March 17, 2010

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

ATTN: Frances DuPey, President

RE: 2010 Waste Disposal Services

Honorable Commissioners:

The Lake County Highway Department reviewed the proposals opened at your meeting of Wednesday February 17, 2010 for waste removal for the Crown Point and Lowell Yard.

The following proposals were opened:

Vendor	Crown Point Yard	Lowell Yard	Total
Allied Waste/ Republic Service Crown Point, IN	\$379.05	\$405.15	\$784.20
Waste Management Portage, IN	No Bid Received	No Bid Received	No Bid Received
Able Disposal Service Chesterton, IN	No Bid Received	No Bid Received	No Bid Received

We reviewed the proposals carefully and recommend the sole and most responsive proposal for waste removal for the 2010 calendar year to be awarded to Allied Waste/Republic Services who met the specifications.

Respectfully submitted,

Marcus W. Malczewski  
Superintendent

MWM/spz

Cc: Jill A. Stochel, Assistant Superintendent  
Duane Alverson, Engineer

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
FRANCES DUPEY  
ROOSEVELT ALLEN JR.  
GERRY SCHEUB  
APPROVED THIS 17<sup>TH</sup> DAY OF MARCH 2010

## Order #18 Agenda #8

In the Matter of L C Highway Department – Addendum #1 for the Replacement of Lake County Bridge #273, Main Street over Cedar Creek.

Allen made a motion, seconded by Scheub, to ratify the approval of the Highway Department's Addendum #1 for the Replacement of Lake County Bridge #273, Main Street over Cedar Creek. Motion passed 3-0.  
(SEE FILE "MARCH 2010" FOR ORIGINAL)

## Order #19 Agenda #9E

In the Matter of L C Highway Department – BIDS: Replacement of Lake County Bridge #273, Main Street over Cedar Creek.

This being the day, time and place for the receiving of bids for the Replacement of Lake County Bridge #273, Main Street over Cedar Creek for the Highway Department, the following bids were received:

Wirtz & Yates Construction Inc.	\$591,212.11
Ellas Construction Co., Inc.	\$588,161.52
JCI Bridge Group	\$734,881.41
Dyer Construction Co.	\$549,915.51
The American Group of Constructors	\$734,056.00
Tonn & Blank Construction	\$690,907.99
Grimmer Construction	\$765,862.96
Gariup Construction Co., Inc.	\$497,500.00

Allen made a motion, seconded by Scheub, to take the above mentioned bids under advisement and refer to the Highway for further tabulation and recommendation. Motion passed 3-0.

## Order #20 Agenda #9A

In the Matter of L C Highway Department – BIDS: Bituminous Materials for Roadway Patching, Bridge Deck and Approach Overlays (Delivered and Applied).

This being the day, time and place for the receiving of bids for Bituminous Materials for Roadway Patching, Bridge Deck and Approach Overlays (Delivered and Applied) for the Highway Department, the following bids were received:

Rieth-Riley Construction	\$368,750.00
Walsh & Kelly	\$685,000.00

Allen made a motion, seconded by Scheub, to take the above mentioned bids under advisement and refer to the Highway for further tabulation and recommendation. Motion passed 3-0.

## Order #21 Agenda #9B

In the Matter of L C Highway Department – BIDS: Bituminous Materials & Surface Milling (Delivered and Applied).

This being the day, time and place for the receiving of bids for Bituminous Materials & Surface Milling (Delivered and Applied) for the Highway Department, the following bids were received:

Rieth-Riley Construction	\$1,288,775.00
Walsh & Kelly	\$1,355,400.00

Allen made a motion, seconded by Scheub, to take the above mentioned bids under advisement and refer to the Highway for further tabulation and recommendation. Motion passed 3-0.

## Order #22 Agenda #9C

In the Matter of L C Highway Department – BIDS: Bituminous Materials & Surface Milling (Picked Up).

This being the day, time and place for the receiving of bids for Bituminous Materials & Surface Milling (Picked Up) for the Highway Department, the following bids were received:

Rieth-Riley Construction	\$120,750.00
Walsh & Kelly	\$115,500.00

Allen made a motion, seconded by Scheub, to take the above mentioned bids under advisement and refer to the Highway for further tabulation and recommendation. Motion passed 3-0.

## Order #22 Agenda #9D

In the Matter of L C Highway Department – BIDS: Seal Coat (Chip and Seal).

This being the day, time and place for the receiving of bids for Seal Coat (Chip and Seal) for the Highway Department, the following bids were received:

Rieth-Riley Construction	\$304,000.00
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Allen made a motion, seconded by Scheub, to take the above mentioned bids under advisement and refer to the Highway for further tabulation and recommendation. Motion passed 3-0.

## Order #23 Agenda #11

In the Matter of L C Highway Department – Dyer Construction Company, Inc. Change Order No. 1 in the amount of \$1,774.41 for Lake County Bridge No. 64, 101<sup>st</sup> Avenue over Bull Run Creek.

Allen made a motion, seconded by Scheub, to approve L C Highway Department – Dyer Construction Company, Inc. Change Order No. 1 in the amount of \$1,774.41 for Lake County Bridge No. 64, 101<sup>st</sup> Avenue over Bull Run Creek, an increase to the original amount. Motion passed 3-0.

## Order #24 Agenda #12

In the Matter of L C Highway Department – Supplemental Agreement No. 1 with MS Consultants, Inc. for construction inspection services for Project STP-9945(), Des No. 0400710, the reconstruction of Lake County Bridge No. 77 located in Lake County, Indiana in the amount of \$12,416.76.

Allen made a motion, seconded by Scheub, to approve Supplemental Agreement No. 1 between L C Highway and MS Consultants, Inc. in the amount of \$12,416.76 for construction inspection services for Project STP-9945(), Des No. 0400710, the reconstruction of Lake County Bridge No. 77 located in Lake County, Indiana. Motion passed 3-0.  
(SEE FILE "MARCH 2010" FOR COPY OF ORIGINAL)

## Order #25 Agenda #13

In the Matter of L C Highway – Indiana Department of Transportation Report of Contract Final Inspection and Recommendation for Acceptance for Lake County Bridge #77, 205<sup>th</sup> over Bruce Ditch Contract #B-29775.

Allen made a motion, seconded by Scheub, to approve the Indiana Department of Transportation Report of Contract Final Inspection and Recommendation for Acceptance for Lake County Bridge #77, 205<sup>th</sup> over Bruce Ditch Contract #B-29775 on behalf of the Highway Department. Motion passed 3-0.  
(SEE FILE "MARCH 2010" FOR COPY OF ORIGINAL)



Order #26 Agenda #14

In the Matter of L C Highway – County Utility Agreement with the Town of Lowell for intersection of Cline Avenue and Belshaw Road, Lake County, Indiana.

Allen made a motion, seconded by Scheub, to approve the County Utility Agreement with the Town of Lowell for intersection of Cline Avenue and Belshaw Road, Lake County, Indiana on behalf of the Highway Department. Motion passed 3-0.

**COUNTY UTILITY AGREEMENT**

The Board of Commissioners of Lake County, hereinafter referred to as the Board, and  
The Town of Lowell, Indiana

hereinafter referred to as the Permittee, hereby agree that utility facilities consisting of \_\_\_\_\_  
98' of 12" PVC Gravity Sanitary Sewer in 20" steel casing across Belshaw Road and 93' of 18" PVC  
Gravity Sanitary Sewer in 30" steel casing across Cline Avenue  
located at the intersection of Cline Avenue and Belshaw Road, Lake County, Indiana

is hereby granted permission to be located within the highway right-of-way in accordance with  
the attached drawings or if no drawings are attached, the utility facility will be placed adjacent to  
the present utility facilities and within two feet of the right-of-way line as indicated on the plans  
for the proposed project. In consideration thereof the Permittee hereby agrees to abide by and  
conform with the following terms and conditions:

1. The above described utility facilities to be retained, installed, adjusted or relocated on, over, along or under the highway within the right-of-way limits will be located and accommodated in a manner that will not impair the planned highway, or its construction, or maintenance or interfere with its safe operation.
2. The Permittee hereby agrees to assume liability for making any necessary utility adjustments should future traffic conditions or road improvements necessitate when so requested by the Board and assume the cost thereof, except where Permittee has a compensable property right therein or where reimbursement of such costs is provided for by law.

The Permittee further agrees to comply with the rules and regulations of the Board in servicing, maintaining, replacing and removing the above described facilities, and to obtain a permit before performing any of these functions on such facilities located within the highway right-of-way.

3. The Permittee shall save harmless and indemnify the Board from any claim for damages of any nature whatsoever arising out of Permittee's negligence in connection with any work done pursuant to this agreement.

4. During the progress of any construction undertaken within the limits of the said highway in pursuance hereof, the Permittee shall provide watchmen and flagmen as may be reasonably required by the Board for safety and convenience of the public and shall furnish all barricades, signs and lights reasonably necessary to protect the public. Traffic shall be maintained at all times unless otherwise indicated hereon by special endorsement of the Board's duly authorized representative.

5. All damage to drainage structures, roadbeds, pavements and other highway appurtenances arising from the installation, maintenance or repair of Permittee's utility facilities shall be repaired at expense of Permittee. No portion of the pavement of any highway shall be disturbed without prior permission of the Board. Upon completion of any work within limits of the highway all disturbed portions shall be replaced as nearly as practicable in as good a condition as they were when work was begun.

6. It is understood and agreed by the Board and the utility that the utilities shall comply with the "State of Indiana, Indiana State Highway Commission Policies Covering the Use and Occupancy of Public Highway Rights-of-way by Utilities 1971".

7. The filing of a Bond or a certificate of Insurance acceptable and approved by the Lake County Board of Commissioners for the amount of \$1,000,000.00.

Hugonell Shook  
Applicant or Authorized Representative  
Town of Lowell  
Date of Signature 2/12/10

BOARD OF COMMISSIONERS OF  
LAKE COUNTY, INDIANA

Frances DuRoi  
Member

Recommended for Approval by:  
[Signature] 2-24-2010  
Lake County Highway Department

[Signature]  
Member

Lake County Highway Department

[Signature]  
Member

ATTEST: [Signature]  
Lake County Auditor

Josephus Harnes, E.L.  
Commonwealth  
Engineers  
317-888-7177  
Fax 317-887-8641

## Order #27 Agenda #16

In the Matter of L C Sheriff – Approval of Contract with ICU Court Monitoring.

Commissioner DuPey, states this item is a deletion. Item deleted. NAT.

## Order #28 Agenda #17

In the Matter of L C Sheriff – Contract with Prime Coat Coating Systems for the renovation of inmate showers in the new Jail Addition, the Medical Unit and Sheriff's Work Release in the amount of \$340,105.00 to comply with the Department of Justice Report of December 7, 2009.

Comes now before the Board, The Sheriff Department with Ken Hall, Regional Manager of Prime Coat Coating Systems and Steve Adney, Local Contractor for Prime Coat Coating Systems requesting approval of the Contract with Prime Coat Coating Systems for the renovation of inmate showers in the new Jail Addition, the Medical Unit and Sheriff's Work Release in the amount of \$340,105.00 to comply with the Department of Justice Report of December 7, 2009.

Scheub made a motion, seconded by Allen, to approve the above requested contract contingent that Prime Coat Coating Systems of Indiana have a signatory agreement with the Northwest Indiana Building Trade. Motion passed 2-1, DuPey abstain.

DuPey announced an amendment, Scheub made an amendment to the motion to include that the Prime Coat Coating Systems Contract is approved based upon the Department of Justice approval, Allen seconded the motion. Motion passed 2-1. (Item Re-Visited in Order #45)



***Prime Coat of Indiana is a Lake County based company. We are a partner of Prime Coat Corporate of Waukegan, IL. Our company takes great pride in the products and services we offer because we have teamed with the best people available.***

### **Overview**

You intend to utilize our seamless shower systems due to the deteriorating conditions of your shower facilities. There are both health and safety issues as well as regulatory concerns for the improvement.

### **Objectives**

- Improve the sanitation and appearance of the showers.
- Improve your standing with state and federal agencies.
- Reduce health concerns and minimize cleaning maintenance
- Long service life that can stand-up to demanding conditions.
- Complete the project in a timely manner with minimal disruption
- Utilize a contractor with years of experience working in correctional facilities respecting downtime, security, and safety issues.

## Order #28 Agenda #17

**Value**

- The public image of your facility will be enhanced by both appearance and environmental health upgrades.
- The new showers will keep you qualified with county, state, and federal agencies.
- Maintenance costs will be reduced.
- The design characteristics of our seamless system eliminates the potential for fluids and chemicals to penetrate the surface, provides improved sanitation with anti-microbial protection, and does not delaminate or peel which prevents inmates from obtaining weapons or materials to ingest.
- Our preparation, installation, and unique product system assures you both a smooth running project and long term durability and service life.

**Measures of Success**

- You will be able to reduce maintenance expenses because of the easy to clean nature of our seamless system.
- Elimination of health and safety violations along with a decrease in health issues and associated costs.
- Because of its durability, there won't be a need to replace the coating in the foreseeable future, putting the amortized value at a virtual 100% ROI. This alone will substantiate your investment.
- Our extensive experience working with correctional facilities will ensure there is minimal disruption to the everyday flow of activity in your facility.



Quote # 17696

**SCOPE OF WORK**

**Remove Existing Damaged Coatings And Install PC Seamless Epoxy Shower System In 79 Showers In New & Old Jail Areas.**

Mobilization 1 - Repair 12 Showers In New & Old Jail Areas

- This project consists of using Prime Coats own manufactured products and in-house trained technicians to remove the existing mold and mildew on the shower services. Remove the existing fiberglass imbedded epoxy coating system. Install the PC Seamless Epoxy Shower System On Floors, Walls & ceilings.
- Hand wash walls to loosen and/or remove dirt, grime and other contaminants such as mold & mildew.
- Removal of existing coatings and coverings such as tile or fiberglass mat and their adhesives.
- Using surface grinders with hard diamond bits we will clean and prepare the floor surface per ICRI CSP2. This prep method will utilize both rotary floor grinding machines and hand-held grinders. All grinders are equipped with vacuum assisted dust shrouds, containing the dust generated during the grinding process.
- Install 2 inch cant cove to perimeter of room(s).
  - Prime Coat PC310k Treadcoat TD Kit (with aggregate) in 324-Natural
- A solid-color laminated epoxy flooring system will then be installed at a nominal 1/16 thickness. This system consists of layers of 100% solids epoxy encapsulating a full broadcast layer of quartz aggregate to provide an extremely durable floor surface with a uniform texture.
  - Prime Coat PC310 Treadcoat TD @ 20 mils in C00 Clear
  - Prime Coat PC322 35/50 Broadcast Sand BC @ 20 mils in 322-Natural
- Install 100% solids epoxy by brush and roller per manufacturers specifications.
  - Prime Coat PC100 Epoxycoat @ 10 mils in C00 Clear
- Prime Coat PC200 Fibercoat (with color pack) @ 45 mils - Color To Be Determined  
Install 100% solids epoxy by brush and roller per manufacturer's specifications.
- Prime Coat PC400 Glazecoat (with color pack) @ 10 mils - Color To Be Determined  
Prime Coat PC337 Plastic Beads in N/A

Order #28 Agenda #17



Quote #:17696

The Investment for work outlined above per mobilization is: \$ 44,419.00
Total project estimate based on 7 mobilizations is: \$310,933.00

NOTES:

This is a budget quote to complete 12 showers per mobilization.

This quote needs to be clarified & re-quoted once a final plan has been developed on how the showers will be scheduled for completion.

Most existing showers have a fiberglass matte coating system which must be removed before installing any new coating system. Several showers in the "Old Jail" have tile floors and coves. It is recommended that this tile should be removed, however Lake County Jail officials need to decide if we remove the tile or coat over it.

Prime Coat will warrant the bond to the tile, not the tile to the substrate.

Lake County Jail personnel to provide the necessary 240 volt, Single Phase 100 Amp electrical service to all work areas.

This proposal assumes 7 mobilizations to complete all 70 showers. Each mobilization will take 8 days to complete.

This quoted price of \$44,419.00 per mobilization includes prevailing wages and weekend work hours.

Some showers have metal ceilings which would require a solvent based coating with some odor to do a truly professional job.

We will need to discuss if these ceilings remain excluded from our proposal or how they will be handled.

50% deposit with order, balance due immediately upon completion.

The Investment for each mobilization is: \$ 44,419.00 (initial)
Total project estimate is \$310,933.00

John Zenone
Lake County Indiana Sheriff's Department
2293 N Main Street
Crown Point, IN 46307-1854

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

[Signature]

Authorized Representative

[Signature]

Date

APPROVED THIS 17 DAY OF MARCH 20 10

TERMS AND CONDITIONS

- 1. ACCEPTANCE. By signing this Proposal, the Customer identified on page 1 of this proposal (hereinafter, "the Customer") acknowledges that he has read and understands all terms and conditions of this Proposal and agrees to be bound by said terms and conditions.
2. PRICE. Prime Coat Corporation (DBA: Prime Coat Coating Systems, hereinafter, "Prime Coat") agrees to furnish all equipment, scaffolds, ladders, canvas, and other materials, and labor necessary for the completion of the project or projects described in this Proposal for the price as stated therein.
3. TERMS OF PAYMENT. Payments due pursuant to this Proposal and any amendments thereto shall be paid upon substantial completion of the work unless otherwise agreed to, in writing, by Customer and Prime Coat.
4. CHANGE ORDERS AND ADDITIONS. Any modifications to the work to be performed pursuant to this Proposal which are requested by the Customer with respect to, application processes, color or material selection, and any additions requested by the Customer shall, where feasible, be honored by Prime Coat.
5. COATING STANDARD. All paint applied by Prime Coat shall comply with the coating standards as described in the Painting and Decorating Contractors of America P1-92, and P4-94.
6. INSURANCE. Prime Coat agrees that it shall maintain Worker's Compensation insurance in amounts sufficient to protect itself from any liability or damage for injury (including death) at any of its employees, including any liability or damage which may arise by virtue of any statute or law.
7. WARRANTIES. Prime Coat warrants that all labor shall be performed in a good and workmanlike manner and that the original adherence of all materials applied by Prime Coat shall be maintained for a period of one year from date of completion of the work and that during this period there shall be no evidence of blisters, peeling or scaling (hereinafter referred to as "defects").

## Order #28 Agenda #17

8. **DEFAULT.** In the event that the Customer Defaults in the making of any payments due pursuant to this Proposal, Prime Coat may immediately seek any and all remedies allowed by law. Customer agrees that it shall be responsible to pay all reasonable attorneys fees and costs incurred by Prime Coat in seeking to enforce the terms and conditions of this Proposal.

9. **JURISDICTION AND GOVERNING LAW.** Customer and Prime Coat agree that any litigation initiated by either party seeking to enforce the terms and conditions of this Proposal shall be commenced in the Circuit Court of Lake County, Illinois and shall be governed by the laws of the State of Illinois.

10. **Scheduling.** Prime Coat will do its best to schedule each project to accommodate customer's needs. Should the customer change the scheduled project date after it has been accepted by Prime Coat, Prime Coat will reschedule the project at the earliest possible date available on its schedule. Prime Coat will not be responsible for any losses the Customer incurs as a result of this change in schedule. Furthermore this change in schedule will not relieve the Customer from fulfilling his obligations under this agreement.

11. **The Owner/General Contractor must provide the following supporting services as indicated:**

- Electrical power of 24 Volts, 1 phase, up to 100 Amps continuous operating current with onsite service technician to hook up and disconnect our equipment from the power source.
- 3 separate circuit(s) with power of 110 Volts, 1 phase, and 20 Amps continuous operating current
- Non-carbon dioxide producing heat in workspaces of not less than 65°F for both ambient air and substrate.
- Toilet facilities in building or on site and free dumpster services on site for use by Prime Coat.
- Storage space in building, securable against illegal or unauthorized entry, for product, equipment, and machinery.
- Free use of building elevators for transport of materials, equipment and workforce.
- Access to workspaces on weekends for continuity of product installation.
- Work to be accomplished in 1 mobilization(s) without a break in product installation. Should you require additional mobilizations this project will be required to reflect the changes.
- Material is non-returnable. Once ordered the customer is fully responsible for payment.
- Lighted surfaces of not less than 40 foot-candles at task height.
- Active work areas of Prime Coat's installation will be denied to other trades until product is fully cured.
- Prime Coat will not agree to any retention under its Agreement and payment in full is to be made within 30 days of completion of the work. This proposal is good for 60 days.
- Work is bid at Prevailing Wage Rates
- It is the Owners responsibility to make the work environment ready for Prime Coat by removing excessive dirt, debris and other hindrances and to keep any water, oil, or other contaminants from entering the work area 24 hours before our work is to be performed and 24 hours after our work is completed.

**LIMITED WARRANTY**

Prime Coat Coating Systems warrants to the Owner named herein that the coating system specified below when applied to the referenced project will not check, crack, blister or delaminate from the substrate for a period of two (2) years from substantial completion date subject to the terms and conditions hereinafter set forth, to wit:

1. The manufacturers' products shall be applied to properly prepared substrates in conformance with the Company's most recent product data sheet instructions and label directions.
2. This warranty does not cover any failure resulting from or related to defects due to faulty construction, design or materials (other than the coating system itself); or
  - Substrate deterioration or movement;
  - Loss of bonding due to osmotic, hydrostatic or vapor pressure, capillary action or moisture from within, under or adjacent to the concrete surface;
  - Application of products over pre-existing coatings without prior written consent from Prime Coat;
  - Abrasion damage to paint film on wear surfaces;
  - Harmful chemicals, fumes or vapors;
  - Vandalism, physical abuse, or lack of proper maintenance;
  - Fire, flood, earthquake, lightning strike, catastrophic or other Acts of God;
  - Significant change in the use of the coated structure.
  - Excessive contamination of the substrate.
  - Unforeseen conditions or changes in the environment in under and around the coated areas.

**CONDITIONS:** This warranty is conditioned upon and will be invalidated by failure to comply with the following conditions:

- A. Only the manufacturer's products, including thinners, are to be used. Use of any product in whole or in part shall invalidate this warranty.
- B. A Prime Coat Representative must perform the installation.
- C. Prime Coat must receive full and timely payment of all Prime Coat invoices for project.

Any claim under this warranty must be presented to and received by Prime Coat during the respective warranty period set forth above. Any such claim must be made within

Order #28 Agenda #17

LIMITED WARRANTY (Cont.)

sixty (60) days of the date in which a coating failure has allegedly occurred to conform to the warranty set forth above. Written notice of the claim should be sent to: Prime Coat Coating Systems, 405 Oakwood Avenue, Waukegan, IL 60085; Attention: Warranty Department.

LIMITATION OF PRIME COAT COATING SYSTEMS LIABILITY: THE WARRANTY AS DESCRIBED HEREIN SHALL BE IN LIEU OF ANY OTHER WARRANTY, EXPRESSED OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. THERE ARE NO WARRANTIES THAT EXTEND BEYOND THE DESCRIPTION ON THE FACE HEREOF.

The Owner's sole and exclusive remedy against Prime Coat Coating Systems shall be for repair of the coating materials in the event that it fails to conform to this warranty. Prime Coat Coating Systems liability under this warranty shall under no circumstances extend beyond furnishing repairs to the Owner, at the building project address set forth, of the affected area(s). PRIME COAT COATING SYSTEMS SHALL NOT BE LIABLE FOR ANY OTHER DAMAGE OF ANY KIND INCLUDING, BUT NOT LIMITED TO INCIDENTAL OR CONSEQUENTIAL DAMAGE FOR LOST PROFITS, LOST SALES, INJURY TO PERSON OR PROPERTY (INCLUDING DAMAGE TO THE STRUCTURE OR ITS CONTENTS), ENVIRONMENTAL INJURIES, OR ANY OTHER INCIDENTAL OR CONSEQUENTIAL LOSS. NO REMEDY FOR SUCH DAMAGES SHALL BE AVAILABLE TO THE OWNER. THE SOLE PURPOSE OF THIS EXCLUSIVE REMEDY SHALL BE TO PROVIDE THE OWNER WITH REPLACEMENT PRODUCTS IF IT SHOULD FAIL TO CONFORM TO THE WARRANTY SET FORTH ABOVE. This exclusive remedy shall not be deemed to have failed its essential purpose as long as Prime Coat Coating Systems is willing to provide repairs to the coating system.

In witness hereof, the parties hereto, by their authorized officers, have executed this Warranty as of the date of substantial completion.

JOB NAME

WARRANTY FILE No.

PRIME COAT COATING SYSTEMS

By: \_\_\_\_\_  
Christopher J. O'Brien  
President

Order #29 Agenda #18

In the Matter of L C Sheriff – Contract with CorrecTek for an Electronic Medical Records System for the Lake County Jail in the amount of \$150,080.72 plus an annual technical support and upgrade fee in the amount of \$10,800.00 per year for year two and year three to comply with the Department of Justice Report of December 7, 2009.

Allen made a motion, seconded by Scheub, to approve the contract between L C Sheriff and CorrecTek for an Electronic Medical Records System for the Lake County Jail in the amount of \$150,080.72 plus an annual technical support and upgrade fee in the amount of \$10,800.00 per year for year two and year three to comply with the Department of Justice Report of December 7, 2009 subject to the agreement by the Department of Justice. Motion passed with 3 yes votes, 3-0.  
(cont'd)

Order #29 Agenda #18(cont'd)

SOFTWARE LICENSE AGREEMENT

This Software License Agreement is entered into by and between CorrecTek, Inc., a Kentucky corporation with a place of business at CorrecTek, Inc., 1640 McCracken Blvd., Paducah, Kentucky 42001, and Lake County Jail ("CLIENT"), with a mailing address at 2293 North Main Street, Crown Point, IN 46307. The effective date of this Agreement shall be the last executed below ("Effective Date").

RECITALS

- A. CORRECTEK, Inc. is the owner of a comprehensive software system, CorrecTek, designed to replace a paper-based system of medical department management.
- B. Lake County Jail is a law enforcement agency operating a correctional facility desiring to enter into a Licensing Agreement for the non-exclusive right to utilize CorrecTek in a Correctional Facility Medical Department setting.
- C. Lake County Jail desires to obtain a license to certain CORRECTEK software and technology, in order to replace a paper-based system of medical department management. CORRECTEK is willing to grant Lake County Jail such a license upon the terms and conditions set forth below.

AGREEMENT

1. DEFINITIONS

- 1.1 "SOFTWARE" means the CORRECTEK software developed or acquired by CORRECTEK to replace a paper-based system of medical department management.
- 1.2 "AUTHORIZED USER" (User) means any Agency employee employed by Licensee.

2. GRANT OF RIGHTS

- 2.1 Subject to payment of applicable license fees, CORRECTEK grants Lake County Jail a non-exclusive and non-transferable license to use the executable code version of the SOFTWARE and accompanying documentation by AUTHORIZED USERS, according to the terms and conditions of this agreement.
- 2.2 Lake County Jail agrees that it will not use SOFTWARE except as authorized herein, and Lake County Jail may not (i) modify or create any derivative works of any SOFTWARE or documentation, including the translation or localization; (ii) decompile, disassemble, reverse engineer, or otherwise attempt to derive the source code for SOFTWARE (except to the extent applicable laws specifically prohibit such restriction); (iii) redistribute, encumber, sell, rent, lease, sublicense, or use the SOFTWARE in a timesharing or service bureau arrangement, or otherwise transfer rights to any SOFTWARE; (iv) copy the SOFTWARE (except for an archival copy which must be stored on media other than a computer hard drive) or documentation (copies shall contain the notices regarding proprietary rights that were contained in the SOFTWARE originally delivered by CORRECTEK); (v) remove or alter any trademark, logo, copyright or other proprietary notices, legends, symbols, or labels in the SOFTWARE; (vi) modify any header files or class libraries in any SOFTWARE; (vii) create or alter tables or reports relating to the database portion of the SOFTWARE (except as necessary for operating the SOFTWARE); (viii) use CORRECTEK SOFTWARE on a computer system that has more workstations or computers than have been licensed from other vendors.
- 2.3 Assignment of Rights. As additional consideration, Lake County Jail agrees that it will transfer and assign all rights to any customization, add-ons, modules or source code developed by CorrecTek and entered by Users into existing area formats of the SOFTWARE that Lake County

- Jail creates, uses or embeds in or as part of its use of the SOFTWARE to CORRECTEK irrevocably and forever.
- 2.4 No Other Licenses. The licenses granted under this Agreement are specifically set forth herein, and no licenses are granted by CORRECTEK to Lake County Jail by implication or estoppel.

3. INSTALLATION

CORRECTEK will provide the CORRECTEK SOFTWARE and database to the appropriate Agency IT personnel for implementation. It will be the sole discretion of Agency IT to install the initial database, CORRECTEK software and any subsequent updates.

4. FEES AND TAXES

- 4.1 Lake County Jail shall pay fees to CORRECTEK, Inc. according to the fee schedule set forth in Exhibit "A" attached hereto and incorporated herein by reference.
- 4.2 The license fees due hereunder are exclusive of any applicable taxes. Lake County Jail shall pay all taxes, including any sales and/or use tax (and any related interest/penalty), imposed as a result of the existence or operation of this Agreement, except any income tax upon CORRECTEK by any governmental entity.
- 4.3 Taxes. In addition to any other payments due under this Agreement, Lake County Jail agrees to reimburse and hold CORRECTEK harmless from any sales, use, excise import or export, value added or similar tax or duty, or any other tax not based on CORRECTEK's net income, and any governmental permit and license fees, customs fees and similar fees levied upon delivery of the deliverable and/or services hereunder which CORRECTEK may incur in respect of this Agreement.

5. SUPPORT

- 5.1 Training. CORRECTEK will provide orientation and training to providers and staff of Lake County Jail. Training shall commence on a mutually agreed upon schedule and date. Training will be conducted at the Lake County Jail facility or a mutually agreeable facility. Training for new or additional employees following the initial training and implementation of the SOFTWARE will be billed at the rate set forth on the Fee Schedule in Exhibit "A" attached hereto. Training and Certification in the use of the SOFTWARE is mandatory for all User employees of Lake County Jail.
- 5.2 Support. CORRECTEK shall make Technical Support available to Lake County Jail in respect to the SOFTWARE for as long as SOFTWARE remains part of CORRECTEK's product line. Lake County Jail entitlement to technical support shall be contingent upon payment of the fees set forth in Exhibit "A" attached hereto.

6. TERM.

This Agreement shall have a term of one (1) year commencing on the date it is executed by both parties hereto, and thereafter it shall automatically renew for successive renewal terms of one year each unless either party gives written notice of its intent not to renew to the other party at least thirty (30) days prior to the date of any renewal. Upon renewal of this Agreement, Lake County Jail shall pay CORRECTEK all fees set forth in Exhibit "A" attached hereto.

7. PROPRIETARY RIGHTS

- 7.1 Title. Lake County Jail acknowledges that the SOFTWARE and MANUALS are the valuable trade secrets of CORRECTEK. CORRECTEK shall be the sole and exclusive owner of the SOFTWARE.
- 7.2 Proprietary Rights Notices. Lake County Jail agrees that it will not alter or otherwise obscure any proprietary rights notices appearing in the SOFTWARE or MANUALS.

8. WARRANTY

Order #29 Agenda #18(cont'd)

Lake County Jail acknowledges that because of the complexity of computer technology, CORRECTEK cannot and does not warrant that the software operations will be uninterrupted and error free. CORRECTEK warrants that for a period of Ninety (90) days after installation of the SOFTWARE (the "Warranty Period") the SOFTWARE will perform substantially in accordance with the Documentation. In the event of any defect arising during the Warranty Period, CORRECTEK shall correct such performance problems promptly following receipt of written notice from Lake County Jail of such defects.

9. LIMITATION OF LIABILITY

Except as otherwise herein provided: (A) CORRECTEK shall not have any liability for incidental, consequential, indirect, special or punitive damages of any kind or for loss of revenue or loss of business arising out of or in connection with this agreement, regardless of the form of the action, whether in contract, tort (including negligence), strict software liability or otherwise, even if any representative of a party hereto has been advised of the possibility of such damages; and (B) in no event shall CORRECTEK's liability under this agreement exceed the amounts paid by Lake County Jail to CORRECTEK under this Agreement.

10. DISPUTE RESOLUTION

- 10.1 Negotiation and Mediation. In the event of any dispute arising between the parties to this Agreement, other than a claim for non-payment of fees by CorrecTek against Lake County Jail, negotiation will commence upon written notice from one party to the other. Settlement discussions and materials will be confidential and inadmissible in any subsequent proceeding without both parties' written consent. If the dispute is not resolved by negotiation within 45 days following such notice, prior to commencing litigation, the parties will refer the dispute to non-binding mediation conducted in McCracken County, Kentucky unless otherwise agreed upon by the parties. The parties shall share the costs of mediation.
- 10.2 Legal Fees. In the event of any dispute arising between the parties, the prevailing party shall be reimbursed by the non-prevailing party for any and all costs associated therewith, including attorneys' fees and paralegal fees for all stages of dispute resolution.
- 10.3 Limitations Period. Absent fraudulent concealment, neither party may raise a claim more than three years after it arises or any shorter period provided by applicable statutes of limitations.

11. MISCELLANEOUS

- 11.1 Entire Agreement. This Agreement constitutes the entire Agreement between the parties concerning the subject matter hereof and supersedes all prior and contemporaneous agreements and communications, whether oral or written, between the parties relating to the subject matter hereof, and all past courses of dealing or industry custom. The terms and conditions hereof shall prevail exclusively over any written instrument submitted by Lake County Jail including any purchase order, and Lake County Jail hereby disclaims any terms therein, except for terms therein relating to product description, quantity thereof, pricing thereof, shipment and delivery.
- 11.2 Terms of Agreement Severable. If a court having jurisdiction should hold any provision in this Agreement illegal or unenforceable, such provision shall be modified to the extent necessary to render it enforceable without losing its intent; or severed from this Agreement if no such modification is possible, and other provisions of this Agreement shall remain in full force and effect.
- 11.3 Headings. The headings of the sections of this Agreement are used for convenience only and shall have no substantive meaning.
- 11.4 Survival. The provisions of Sections 2.2, 2.3, 7.1, 7.2, 9, 10.1, 10.2, and 10.3 shall survive the termination of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized representatives, on the date first above written.

Lake County Jail  
LICENSEE

CorrecTek, Inc.  
LICENSOR

By: BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
 Name: Sharon DuPuy  
 Title: Board Member  
 Date: APPROVED THIS 17th DAY OF March 20 10

By: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_



Order #29 Agenda #18(cont'd)

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Full Service, Seamless Product, Total Solution

Date: February 19, 2010

EXPIRATION DATE: 05.19.10

Exhibit "A"

To Chris McQuillin  
Lake County Jail  
2293 North Main Street  
Crown Point, IN 46307  
219.755.3400

CorrecTek Representative	Anticipated CorrecTek Project Manager	Payment Schedule	
Dan Jarrett 270.331.3343	Josh Stewart 1.866.438.3671	Lake County Jail agrees to pay the Total First Year Fees on the following schedule: 70% down, 25% within 90 days, 5% within 120 days	
First Year Fee	Description	Consideration	Line Total
Non-Exclusive Facility Software License Fee	The Non-Exclusive Facility Software License Fee is a one-time charge for the software license granted pursuant to the Software License Agreement.		\$60,000.00
Training, Implementation and Customization Fee	Training, Implementation and Customization Fees include an on-site facility assessment, delivery and installation of the software, initial on-site user training, on-site "Go-Live" support and software customization as identified. All travel costs associated with CorrecTek associates are included in this fee.	Training and Go-Live: 4 CorrecTek Resources onsite for 10 concurrent days. Each resource will be onsite for 8 hours per day.	\$54,280.72
Integration Fees	Integration fees address modifications to accommodate specialized user interfaces for other software systems.	Costs represent those of CorrecTek only. Additional costs may be assessed by vendors and are the sole responsibility of Lake County Jail.	
	Jail Management Interface		\$12,500.00
	Pharmacy Interface		\$12,500.00
	Lab Interface		No lab interface
	Other		No interface
Annual Technical Support and Upgrade Fee	Technical support and upgrade fees include unlimited telephone technical support and all scheduled software upgrades which will be provided as they are developed.		\$10,800.00
Miscellaneous Fees	Miscellaneous fees include the costs of securing proof on insurance certificate for client records.		\$0.00
<b>Subtotal</b>			<b>\$150,080.72</b>
<b>Sales Tax</b>			<b>Sales tax will be added to initial invoice unless client provides proof of tax exempt status.</b>
<b>Total First Year Fees</b>			<b>\$150,080.72</b>

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
*Frances Dakey*  
*James Schaefer*  
 APPROVED THIS 14<sup>TH</sup> DAY OF March 20 10

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Subsequent Year Fee	Description	Consideration	Line Total
Annual Technical Support and Upgrade Fee	Subsequent annual technical support and upgrade fees will commence the first day of the calendar month in which the actual contract was signed. Technical support and upgrade fees include unlimited telephone technical support and all scheduled software upgrades which will be provided as they are developed. This rate will remain in effect for a period of TWO (2) YEARS after commencement of this Agreement. Thereafter, CorrecTek may increase the Annual Technical Support and Upgrade Fee by sending written notice of such increase to Lake County Jail at least sixty (60) days prior to the annual contract renewal.		\$10,800.00

CorrecTek bills services on a 'Net 30' basis. If full payment is not received within 30 days of the invoice date, a late fee of 15% will be assessed unless other payment arrangements have been made with and have been accepted by CorrecTek. If payment is not received within 60 days of the invoice date, no additional billable services will be performed on your behalf. If payment is not received within 90 days, support and upgrade services will be discontinued. Upon discontinuation, all outstanding support and upgrade fees, billable service fees, late fees and a \$395 reconnect/processing fee must be satisfied before services can be continued.

Quotation Accepted By:  
 Print Name: BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
 Title: *Frances Dakey*  
 Signature: *James Schaefer*  
 Date: APPROVED THIS 14<sup>TH</sup> DAY OF March 20 10

## Order #30 Agenda #19

In the Matter of L C Juvenile Court – Request to Rescind Three Service Agreements entered into on February 17, 2010 between Word Systems, Inc. and the Board of Commissioners of the County of Lake on behalf of Lake County Juvenile Court.

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

## Order #31 Agenda #20

In the Matter of L C Council – Consulting Contract with Gerald M. Bishop for Attorney Services for the year 2010 in an amount not to exceed \$40,000.00 at the rate of \$90.00 per hour.

Scheub made a motion, seconded by Allen, to approve the Consulting Contract between L C Council and Gerald M. Bishop for Attorney Services for the year 2010 in an amount not to exceed \$40,000.00 at the rate of \$90.00 per hour. Motion passed 3-0.

(SEE FILE "MARCH 2010" FOR COPY OF ORIGINAL)

## Order #32 Agenda #21

In the Matter of L C Coroner – Contract with John E. Cavanaugh, M.D., P.C. for Pathologist Services for the year 2010 in an amount not to exceed \$34,164.00 at the rate of \$657.00 per day.

Scheub made a motion, seconded by Allen, to approve the Contract between L C Council and John E. Cavanaugh, M.D., P.C. for Pathologist Services for the year 2010 in an amount not to exceed \$34,164.00 at the rate of \$657.00 per day. Motion passed 3-0.

(SEE FILE "MARCH 2010" FOR COPY OF ORIGINAL)

## Order #33 Agenda #22

In the Matter of L C Board of Elections and Registration – Seek Proposals for Moving of the Voting Machines for the May 4, 2010 Primary Election.

Scheub made a motion, seconded by Allen, to approve the Board of Elections and Registration to seek proposals for the Moving of the Voting Machines for the May 4, 2010 Primary Election for the return of proposals by Wednesday, April 21, 2010 in the Lake County Auditor's Office prior to 9:30 A.M. Motion passed 3-0.

Ferree Movers

On-Time Distribution

## Order #34 ADD Agenda #22A

In the Matter of L C Board of Elections and Registration – Agreement with Quest Information Systems for Campaign Finance Software Training and Installation Services in an amount not to exceed \$20,000.00.

Scheub made a motion, seconded by Allen, to approve the Agreement between L C Board of Elections and Registration and Quest Information Systems in an amount not to exceed \$20,000.00 for Campaign Finance Software Training and Installation Services. Motion passed 3-0.

## Order #35 Agenda #23

In the Matter of L C Auditor – Contract with Crowe Horwath, LLP for the preparation of the Tax Increment Allocation Area Base Neutralization calculations, review of exemptions, deductions and abatements for Real Property Parcels, assistance with the preparation of the certification of net assessed valuation submitted to the DLGF in an amount not to exceed \$30,000.00.

Allen made a motion, seconded by Scheub, to approve the Contract between L C Auditor and Crowe Horwath, LLP in an amount not to exceed \$30,000.00 for the preparation of the Tax Increment Allocation Area Base Neutralization calculations, review of exemptions, deductions and abatements for Real Property Parcels, and assistance with the preparation of the certification of net assessed valuation submitted to the DLGF. Motion passed 3-0.

(SEE FILE "MARCH 2010" FOR COPY OF ORIGINAL)

## Order #36 Agenda #25

In the Matter of L C Cooperative Extension – Amendment #2 to Extension Contractual Services Agreement between Purdue University and the Board of Commissioners of the County of Lake on behalf of Lake County Cooperative Extension Service for the year 2010 in the amount of \$141,290.00.

Scheub made a motion, seconded by Allen, to approve the Amendment #2 to Extension Contractual Services Agreement between Purdue University and the Board of Commissioners of the County of Lake on behalf of Lake County Cooperative Extension Service for the year 2010 in the amount of \$141,290.00. Motion passed 3-0.

## Order #37 Agenda #26

In the Matter of L C Plan Commission – Resolution Number 2010-001 – Resolution for Employer Participation in the Pick-Up of additional Employee Contributions.

Scheub made a motion, seconded by Allen, to approve L C Plan Commission – Resolution Number 2010-001 – Resolution for Employer Participation in the Pick-Up of additional Employee Contributions. Motion passed 2-1, DuPey abstain.

Order #37 Agenda #26 (cont'd)

RESOLUTION NO. 2010-05

WHEREAS, The Lake County Board of Commissioners oversees payroll and benefit programs on behalf of employees of Lake County; and,

WHEREAS, The Lake County Plan Commission has passed Resolution Number 2010-001 regarding Employer Participation in the Pick-up of Additional Employee Contributions, a copy of which is attached.

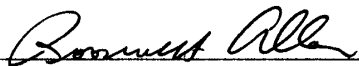
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

1. That the Lake County Board of Commissioners does hereby affirm and ratify Lake County Plan Commission Resolution Number 2010-001.

SO RESOLVED THIS 17<sup>th</sup> DAY OF March, 2010.

---

Fran DuPey, President

  
Roosevelt Allen, Vice-President

  
Gerry Scheub, Member

## Order #37 Agenda #26 (cont'd)

Lake County Plan Commission Resolution Number 2010-001  
**RESOLUTION FOR EMPLOYER PARTICIPATION IN THE**  
**PICK-UP OF ADDITIONAL EMPLOYEE CONTRIBUTIONS**

**WHEREAS**, pursuant to I.C. 36-7-4-200, the legislative body of Lake County, Indiana did duly and lawfully establish an advisory plan commission, named the Lake County Plan Commission (Hereinafter "Commission");

**WHEREAS**, the Commission has convened regularly since May 17, 1950 to exercise its authority under the Laws of the State of Indiana;

**WHEREAS**, the Commission has been duly and lawfully charged with additional duties and responsibilities including building, contractor licensing and registration, unsafe structures, and other similarly related functions;

**WHEREAS**, the Commission hires, prescribed the duties, and fixed the compensation of their employees that have been necessary for the discharge of the duties under the Law;

**WHEREAS**, IC 5-10.3-1-6 and 35 IAC 1.2-1 define a "political subdivision" as a county, city, town, township, political body corporate, public school corporation, public library, public utility of a county, city, town, township, and any department of, or associated with, a county, city, town, or township, which department receives revenue independently of, or in addition to, funds obtained from taxation;

**WHEREAS**, the Commission is a department of the County of Lake, State of Indiana and receives revenue independently of, or in addition to funds obtained from taxation;

**WHEREAS**, the Commission is a political subdivision;

**WHEREAS**, IC 5-10.3-1-2 and 35 IAC 1.2-2-1 define an "Employer" as the state for employees of the state and a political subdivision for its employees;

**WHEREAS**, the Commission is an Employer (hereinafter "Employer") for its employees;

**WHEREAS**, the Commission, in accordance with 35 IAC 11-1-1 through the adoption of this Resolution, elects to participate in the pickup of additional employee contributions;

**WHEREAS**, Indiana Code 5-10.2-3-2 authorizes Employers, pursuant to Section 414(h)(2) of the Internal Revenue Code, to pick-up and pay employee contributions to an employee's annuity savings account which are made in addition to the mandatory employee contribution (hereinafter "additional employee contributions"), in accordance with rules adopted by the Indiana Public Employees' Retirement Fund (hereinafter "Fund");

**WHEREAS**, The Fund has adopted a rule governing the pick-up of additional employee contributions by Employers at 35 IAC 11 ("Elective Payroll Deductions for Additional Contributions") (hereinafter "Pick-Up Regulation");

**WHEREAS**, IC 5-10.2-3-2 authorizes participating Employers to withhold the additional employee contributions from an employee's wages for contribution to the member's annuity savings account, and to treat the withheld amounts as pre-tax "pick-up" contributions under Section 414(h)(2) of the Internal Revenue Code when such treatment is irrevocably elected by the employee;

**WHEREAS**, eligible employees of the Commission participate in the Indiana Public Employees' Retirement Fund;

**WHEREAS**, it is the Employer's desire to pick-up all of the additional employee contributions made by participating employees who are members of the Indiana Public Employees' Retirement Fund;

**NOW, THEREFORE, BE IT RESOLVED**, that effective as of March 1, 2010, the Employer desires to pick-up all of the additional employee contributions made by employees through a binding irrevocable payroll deduction authorization. No additional employee contributions prior to the Employer's adoption of this Resolution shall be picked-up;

**BE IT FURTHER RESOLVED**, that said additional employee contributions for state law purposes, and withheld from pay under the terms of

## Order #37 Agenda #26 (cont'd)

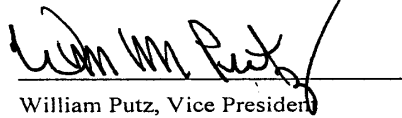
the Pick-Up Regulation and IC 5-10.2-3-2, are being paid by the Employer in lieu of said contributions by the employee;

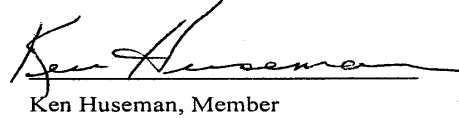
**BE IT FURTHER RESOLVED**, that the Employer shall comply with all of the terms and provisions of the Pick-Up Regulation and applicable provisions of the Internal Revenue Code;

**BE IT FURTHER RESOLVED**, that the duly appointed Executive Director of the Commission (or any successor) shall be authorized as Employer to sign or execute Indiana State Form 51423, or any other documents necessary for employees of the Commission to participate in this Pick-Up Regulation, on behalf of the Commission.


SO RESOLVED THIS 17th DAY OF February, 2010

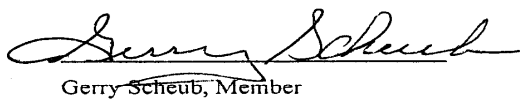
  
Ted Bilski, President

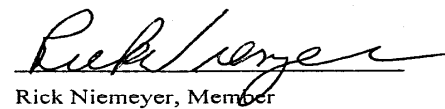
  
William Putz, Vice President

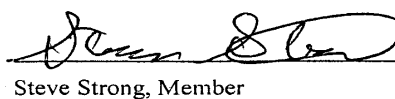
  
Ken Huseman, Member

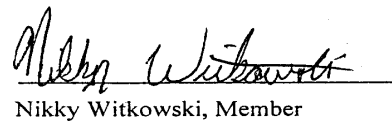
\_\_\_\_\_  
Dennis Miller, Member

  
James Metro, Member

  
Gerry Scheub, Member

  
Rick Niemeyer, Member

  
Steve Strong, Member

  
Nikky Witkowski, Member

## Order #38 Agenda #28

In the Matter of L C Data Processing – Service Agreement with Service Express, Inc. for hardware maintenance for the year 2010 in an amount not to exceed \$34,572.00 at the rate of \$8,643.00 per quarter to be ratified.

Scheub made a motion, seconded by Allen, to ratify the approval of L C Data Processing – Service Agreement with Service Express, Inc. for hardware maintenance for the year 2010 in an amount not to exceed \$34,572.00 at the rate of \$8,643.00 per quarter. Motion passed 3-0.

## Order #39 Agenda #29

In the Matter of L C Data Processing – Maintenance Agreement with Chester, Inc. for the year 2010 in an amount not to exceed \$16,125.0 at the rate of \$4,031.25 per quarter.

Scheub made a motion, seconded by Allen, to approve the L C Data Processing – Maintenance Agreement with Chester, Inc. for the year 2010 in an amount not to exceed \$16,125.0 at the rate of \$4,031.25 per quarter. Motion passed 3-0.

## Order #40 Agenda #30

In the Matter of L C Data Processing – Consulting Contract with Judge William Longer for Attorney Services for the year 2010 in an amount not to exceed \$12,000.00 at the rate of \$90.00 per hour.

Scheub made a motion, seconded by Allen, to approve the Consulting Contract between L C Data Processing and Judge William Longer for Attorney Services for the year 2010 in an amount not to exceed \$12,000.00 at the rate of \$90.00 per hour. Motion passed 2-1, DuPey abstain.

## Order #41 Agenda #32A

In the Matter of L C Board of Commissioners: E-9-1-1 – Agreement with Verizon in the amount of \$1,035.96.

Allen made a motion, seconded by Scheub, to approve the Agreement with Verizon in the amount of \$1,035.96 on behalf of Lake County E911. Motion passed 3-0.

## Order #41 Agenda #32B

In the Matter of L C Board of Commissioners: E-9-1-1 – Addendum #1 to Enhances 9-1-1 Service Agreement with AT&T in the amount of \$3,500.00.

Allen made a motion, seconded by Scheub, to approve the E-9-1-1 – Addendum #1 to Enhances 9-1-1 Service Agreement with AT&T in the amount of \$3,500.00. Motion passed 3-0.

## Order #42 ADD Agenda #37A

In the Matter of L C Board of Commissioners: Amendment to the Specification for Property & Casualty Insurance to waive the bid security requirement to be ratified.

The Board resolved this matter in Order #1 while granting permission to open Bids/Proposals.

## Order #43 Agenda #38

In the Matter of L C Board of Commissioners: Bids for Property & Casualty Insurance.

This being the day, time and place for the receiving of bids for Property & Casualty Insurance for the L C Board of Commissioners, the following bids were submitted:

Arthur J. Gallagher Risk Management Services, Inc.	\$161,553.00
Anton Insurance Agency, Inc.	\$289,219.60

Allen made a motion, seconded by Scheub, to take the above mentioned bids under advisement for further tabulation and recommendation. Motion passed 3-0.

## Order #44 Agenda #39

In the Matter of L C Board of Commissioners: Contract with The Beat Goes On for the defibrillator program.

Scheub made a motion, seconded by Allen, to approve the Contract with The Beat Goes On for the defibrillator program. Motion passed 3-0.

Feb 16 10 12:59p

Barb Bryan

477-4065

p. 2

**SERVICE AGREEMENT**

THIS SERVICE AGREEMENT ("Agreement") is made February 16, 2010 by and between **The Beat Goes On, Inc. ("TBGO")** and Lake County Government ("Customer"). In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

- Services.** TBGO will provide American Heart Association certification training for cardiopulmonary resuscitation (CPR) and certification in the use of the automated external defibrillator (AED).
- Compensation for Services.** The Customer agrees to pay a minimum charge of \$600.00 for up to 10 trainees. Over 10 trainees, the Customer agrees to pay \$60.00 per trainee. Customer will inform TBGO of any additional trainees or cancellations within 10 days of the scheduled class. Any cancellations made less than 10 days before Class will bill at the full trainee cost. The Customer agrees to reimburse TBGO the cost of securing a training facility (table, chairs, TV/VCR, sound system), if the Customer is unable to provide one. In addition to the preceding, Customer agrees to reimburse TBGO for all reasonable travel expenses, which may include gas, mileage, airfare and hotel accommodations. Payment from the Customer will be due prior to the start of any Class unless arrangements are made prior to the Class. Account balances outstanding after 30 days will be assessed a finance charge of 1.5% per month (18% per annum). All costs incurred by TBGO to collect any outstanding balances, including all attorneys' fees and court costs, shall be charged to Customer. TBGO reserves the right to stop work and withhold any work product at any time when any account balance is past due.
- Termination.** Either party, upon 14 days written notice, may terminate this agreement. The Customer shall be responsible for all outstanding balances, including accounts receivable, travel expenses incurred, and any work in progress to the date of termination. If canceled by Customer, a cancellation fee of \$600.00 will be billed.
- Responsibilities of TBGO.** TBGO shall provide certified instructors to teach the Heartsaver AED course consistent with American Heart Association guidelines. The class is designed to provide knowledge of CPR and AED as well as provide the layperson with the understanding of how to respond in a cardiac emergency. TBGO shall provide all training equipment, tests and certification cards.
- Responsibilities of Customer.** Customer shall secure a facility sufficient in space and amenities (table, chairs, TV/VCR, sound system) to conduct the Class in a professional manner. If a trainee loses his original certification card provided by TBGO and wishes to have it replaced, it will be the responsibility of the Customer to pay TBGO \$10.00 to receive a replacement certification card from an American Heart Association Central Training Center (CTC).

Order #44 Agenda #39 (cont'd)

Feb 16 10 12:59p

Barb Bryan

477-4065

P. 3

6. **Indemnification Against Liabilities.** Customer shall fully indemnify, defend and hold harmless TBGO, and its directors, officers, agents, employees, representatives, successors and assigns, from and against all actions, lawsuits, proceedings, judgments, liabilities, damages, losses, costs and expenses (including, but not limited to, reasonable attorneys' fees and other costs of defense) for any personal injury or damage to or loss of personal property arising from or relating to, in any way, the Class, unless same is due to negligence of TBGO.

7. **Entire Agreement.** This Service Agreement constitutes the entire agreement between TBGO and Buyer. All prior Agreements, oral or otherwise, between and among the Parties are hereby rescinded and rendered null and void. This Agreement may not be modified or amended except by writing executed after the date hereof by an authorized officer of TBGO. TBGO shall not be bound by any terms of Customer's purchase order forms or other documents which attempt to impose conditions at variance with TBGO's terms and conditions as set forth herein unless the same shall be specifically agreed to in writing by a duly authorized officer of TBGO. TBGO's failure to object to provisions contained in any of the Customer's forms shall not be deemed a waiver of the provisions of these terms and condition.

8. **Ownership of Documents.** All original manuals and pamphlets are and remain the property of TBGO as instruments of service.

9. **Arbitration.** All claims, disputes and other matters in question between the parties hereto arising out of or relating in any way to this Service Agreement, or the breach of this Agreement will be decided in arbitration in accordance with the UAA. All arbitration proceedings shall be held in Porter County, Indiana.

10. **Waiver.** Any waiver of any term or condition of this Agreement shall not be construed as a waiver of a subsequent breach of the same or any other term or condition.

11. **Notice of Provision.** Any notice required under the Agreement shall be made, by mail, to the following:

**TBGO:**  
TBGO, Inc.  
768 Wigeon Ct.  
Valparaiso, IN 46385

**Customer:**  
Lake County Government Center  
2293 North Main Street  
Crown Point, IN 46307

12. **Assignment.** This Agreement is binding on the heirs, successors and assigns of the parties hereto and is not to be assigned by either party without first obtaining the written consent of the other.

Feb 16 10 01:00p

Barb Bryan

477-4065

P. 4

13. **Amendment or Modification of this Agreement.** This Agreement may be amended or modified only by a written instrument signed by all Parties to this Agreement.

14. **Severability.** Every provision of this Agreement is intended to be severable. If any term or provision hereof is illegal or invalid for any reason, such illegality or invalidity shall not affect the legality or validity of the remainder of this Agreement.

15. **Governing Law.** This Agreement shall be governed by the laws of the State of Indiana, the principal place of business of TBGO.

16. **Authorization.** All signatories represent and warrant they are duly authorized to execute this Agreement.

TBGO, Inc.

Lake County Government Center

By: Barbara Bryan By: \_\_\_\_\_

Date: 2/14/2010 Date: \_\_\_\_\_

TBGO, Inc.  
768 Wigeon Ct.  
Valparaiso, IN 46385

Phone: (219) 510-2103  
Fax: (219) 477-4065

Lake County Government Center  
2293 North Main Street  
Crown Point, IN 46307

Phone: (219) 755-3211  
Fax: (219) 755-3897

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Luanna DaRoz

Barbara Bryan

George S. [Signature]

APPROVED THIS 17th DAY OF March, 2010

## Order #45 RE-VISIT Agenda #17

In the Matter of L C Sheriff – Contract with Prime Coat Coating Systems for the renovation of inmate showers in the new Jail Addition, the Medical Unit and Sheriff's Work Release in the amount of \$340,105.00 to comply with the Department of Justice Report of December 7, 2009.

Scheub made a motion, seconded by Allen, to make an amendment to the original motion, which is, to make the approval of the Prime Coat Coating Systems of Indiana Contract also subject to the Pro-Labor Agreement (PLA) and the Pre-Job Conference being held and signatures for all above. Motion passed 3-0.  
(Original Motion in Order #28)

## Order #46 Agenda #41

In the Matter of L C Board of Commissioners: Lake Dalecarlia Regional Waste District request for Lake County to be a Co-Sponsor for the purpose of obtaining a grant through the disaster recovery fund.

Scheub made a motion, seconded by Allen, to approve Lake Dalecarlia Regional Waste District's request for Lake County to be a Co-Sponsor for the purpose of obtaining a grant through the disaster recovery fund. Motion passed 3-0.

## Order #47 Agenda #42

In the Matter of L C Board of Commissioners: Letter from Municipal Real Estate Advisors, Inc. concerning records destruction at Westwind Manor.

Allen made a motion, seconded by Scheub, to rescind action taken at the meeting of February 17, 2010. Motion passed 3-0.

## Order #48 Agenda #43

In the Matter of L C Board of Commissioners: Letter from SLG Consulting, LLC concerning records destruction at Westwind Manor.

Allen made a motion, seconded by Scheub, to approve the Letter from SLG Consulting, LLC concerning records destruction at Westwind Manor. Motion passed 3-0.

## Order #49 Agenda #45

In the Matter of L C Board of Commissioners: Letter from McShane's, Inc. requesting the return of their Cashiers Check No. 4216563887 in the amount of \$15,175.81.

Scheub made a motion, seconded by Allen, to allow the Cashiers Check No. 4216563887, bid security, in the amount of \$15,175.81 to be returned to McShane's, Inc.

LETTER OF REQUEST

February 11, 2010

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

Re: Bid Bond Certified Check

McShane's kindly requests the return of our cashier's check as the bid bond security deposit sent with the bid in December 2009. Having provided the products and services in the past, our record of performance should not require the County to retain this deposit.

If you have any other questions, please do not hesitate to contact me.

Sincerely,

Brian H. McShane  
President & CEO

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
FRANCES DuPEY  
Roosevelt Allen Jr.  
Gerry Scheub  
APPROVED THIS 17<sup>TH</sup> DAY OF March 2010

## Order #50 Agenda #46

In the Matter of L C Board of Commissioners: Ratification of 2007 Homeland Security Grant Program Memorandum of Understanding between the Indiana Department of Homeland Security and the Board of Commissioners of the County of Lake providing the Indiana Department of Homeland Security with written consent to retain grant funds for expenditures to be made on behalf of the Board of Commissioners of the County of Lake – EDS #C44P-0-209A.

Scheub made a motion, seconded by Allen, to approve the 2007 Homeland Security Grant Program Memorandum of Understanding between the Indiana Department of Homeland Security and the Board of Commissioners of the County of Lake providing the Indiana Department of Homeland Security with written consent to retain grant funds for expenditures to be made on behalf of the Board of Commissioners of the County of Lake – EDS #C44P-0-209A.



Order #50 Agenda #46 (cont'd)

**2007 HOMELAND SECURITY GRANT PROGRAM  
 MEMORANDUM OF UNDERSTANDING  
 BETWEEN THE  
 INDIANA DEPARTMENT OF HOMELAND SECURITY  
 AND THE  
 BOARD OF COMMISSIONERS OF LAKE COUNTY  
 PROVIDING THE  
 INDIANA DEPARTMENT OF HOMELAND SECURITY  
 WITH WRITTEN CONSENT TO RETAIN GRANT FUNDS FOR EXPENDITURES TO BE MADE ON  
 BEHALF OF THE  
 BOARD OF COMMISSIONERS OF LAKE COUNTY  
 EDS # C44P-0-209A**

The purpose of this Memorandum of Understanding (MOU) is to provide the Indiana Department of Homeland Security (the "State") with the authority to retain and spend FFY 2007 Homeland Security Grant Program (HSGP), State Homeland Security Program funds, Award #2007-GE-T7-0026, on behalf of the Board of Commissioners of Lake County (the "County")

Under the 2007 HSGP, the Indiana Department of Homeland Security must obligate 80% of the funds awarded to local units of government. However, the HSGP allows the Indiana Department of Homeland Security to expend a local unit of government's allocation of funds on behalf of the local unit of government after executing an MOU which specifies the amount of funds to be retained and the intended use of the funds.

Therefore, through this MOU, the County is providing its written consent to allow the Indiana Department of Homeland Security to retain and spend the following funds allocated to the County:

Source	Amount
2007 State Homeland Security Program	\$153,870.00

The funds will be used to conduct 2 Disaster Logistics Specialists courses, to provide for lodging for non-commuters who attend these courses, and for training materials associated with these courses. One of the two courses will be held in Lake County and the other will be held in central Indiana.

**County: Board of Commissioners of Lake County**

By: Frances DuPuy By: Roosevelt Allen, Jr.  
 Printed Name: Frances DuPuy Printed Name: Roosevelt Allen, Jr.  
 Title: President, Board of Comm. Title: Commissioner  
 Date: 2-25-10 Date: 2-25-10

By: Cherry Scheub  
 Printed Name: Cherry Scheub  
 Title: Commissioner  
 Date: 2-25-10

[Must be signed by at least 2 of the 3 County Commissioners]

**RECEIPT OF WRITTEN CONSENT ACKNOWLEDGED BY:  
 Department of Homeland Security:**

\_\_\_\_\_  
 Joseph E. Wainscott, Jr.  
 Executive Director

Date: \_\_\_\_\_

**BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE**  
Frances DuPuy  
Roosevelt Allen, Jr.  
Cherry Scheub  
 ATTEST THIS 17<sup>th</sup> DAY OF March 2010

**ORIGINAL**

Order #51 Agenda #47

In the Matter of L C Board of Commissioners: Resolution No. 10-06 of the Board of Commissioners of the County of Lake, Indiana approving the Issuance of a First Series of Tax Anticipation Warrants for 2010.

Allen made a motion, seconded by Scheub, to approve Resolution No. 10-06, Resolution of the Board of Commissioners of the County of Lake, Indiana approving the Issuance of a First Series of Tax Anticipation Warrants for 2010. Motion passed 3-0.

**RESOLUTION NO. 10-06  
COUNTY OF LAKE, INDIANA**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE,  
INDIANA, APPROVING THE ISSUANCE OF A FIRST SERIES OF TAX  
ANTICIPATION WARRANTS FOR 2010**


WHEREAS, on February 23, 2010, the Lake County Council adopted Ordinance No. 1320B (the "Ordinance") authorizing the issuance of tax anticipation warrants (the "Warrants") in principal amounts not to exceed \$52,900,000 for the General Fund and the Parks and Recreation Operating Fund of Lake County (the "County"), for the purpose of paying expenses which must be met prior to the receipt of the December settlement and distribution of taxes payable in 2010; and


WHEREAS, the Board of Commissioners of the County (the "Board") desires to approve the issuance of the Warrants.


NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE, INDIANA, that the issuance of the Warrants, pursuant to the terms and conditions set forth in the Ordinance, are hereby approved, and that each member of the Board is authorized to take such actions as are necessary to issue the Warrants.

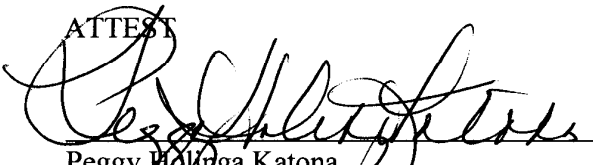
Adopted this 17<sup>th</sup> day of March, 2010.

BOARD OF COMMISSIONERS OF THE  
COUNTY OF LAKE, INDIANA

  
Commissioner

  
Commissioner

  
Commissioner

ATTEST  
  
Peggy Holmgren  
Auditor of Lake County

924998v1

Order #51 Agenda #48

In the Matter of L C Board of Commissioners: Ordinance No. 1320B – an Ordinance of the County Council of the County of Lake, Indiana, authorizing the County of Lake, Indiana to make temporary loans to meet current running expenses for the use of the general fund and the parks and Recreation operating fund of the County and the Parks and Recreation Department thereof; authorizing the issuance and sale of temporary loan tax anticipation warrants to evidence such loans; and appropriating and pledging a sufficient amount of the revenues anticipated to be received in such fund to the punctual payment of such warrants including the interest thereon.

Allen made a motion, seconded by Scheub, to approve the Ordinance No. 1320B – an Ordinance of the County Council of the County of Lake, Indiana, authorizing the County of Lake, Indiana to make temporary loans to meet current running expenses for the use of the general fund and the parks and Recreation operating fund of the County and the Parks and Recreation Department thereof; authorizing the issuance and sale of temporary loan tax anticipation warrants to evidence such loans; and appropriating and pledging a sufficient amount of the revenues anticipated to be received in such fund to the punctual payment of such warrants including the interest thereon. Motion passed 3-0.

## Order #51 Agenda #48 (cont'd)

**ORDINANCE NO. 1320B**

**AN ORDINANCE OF THE COUNTY COUNCIL OF THE COUNTY OF LAKE, INDIANA, AUTHORIZING THE COUNTY OF LAKE, INDIANA TO MAKE TEMPORARY LOANS TO MEET CURRENT RUNNING EXPENSES FOR THE USE OF THE GENERAL FUND AND THE PARKS AND RECREATION OPERATING FUND OF THE COUNTY AND THE PARKS AND RECREATION DEPARTMENT THEREOF; AUTHORIZING THE ISSUANCE AND SALE OF TEMPORARY LOAN TAX ANTICIPATION WARRANTS TO EVIDENCE SUCH LOANS; AND APPROPRIATING AND PLEDGING A SUFFICIENT AMOUNT OF THE REVENUES ANTICIPATED TO BE RECEIVED IN SUCH FUND TO THE PUNCTUAL PAYMENT OF SUCH WARRANTS INCLUDING THE INTEREST THEREON**

**WHEREAS**, the County Council (the "County Council") of the County of Lake, Indiana (the "County") has determined that there will be an insufficient amount of money in the General Fund and the Parks and Recreation Operating Fund (collectively, the "Funds") to meet the respective current running expenses of the County or department thereof payable from each of the Funds during the fiscal year ending on the last day of December 2010, and prior to the respective June and December settlements and distributions of taxes levied for each of the Funds; and

**WHEREAS**, the County Council now finds that an emergency exists for the borrowing of money to pay the County's current running expenses, that temporary loans for the Funds for such purposes should be made, and that temporary loan tax anticipation warrants evidencing such loans should be issued and sold, subject to the terms and conditions set forth herein and in accordance with the provisions of Indiana law; and

**WHEREAS**, there remains to be collected for the year 2009 a portion of the taxes so levied for each of the Funds during such year and other anticipated revenues for the remainder of 2010, and an emergency exists requiring the borrowing of money with which to meet the current

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running expenses of the County payable from each of the Funds provided for in the 2010 budget, which expenses must be met in amounts and at times during the year 2010 and prior to the anticipated dates of settlement and distribution of taxes levied for each of the Funds during such year; and

**WHEREAS**, the County is authorized by Indiana Code 36-2-6-18, as amended, to borrow money to pay such current running expenses by making temporary loans to procure the necessary funds and to evidence such temporary loans by issuing temporary loan tax anticipation warrants in anticipation of the receipt of revenues of the County for the remainder of 2010, including, without limitation, current tax revenues for each of the Funds actually levied in 2009, currently in the course of collection and payable in 2010; and

**WHEREAS**, the County Council desires to authorize the making of such temporary loans to procure the amounts necessary, in combination with other available amounts, to meet such current running expenses for each of the Funds and to pay necessary costs incurred in connection with the issuance and sale of temporary loan tax anticipation warrants to evidence such temporary loans; and

**WHEREAS**, the levies proposed for collection for each of the Funds for the remainder of 2010 are estimated to produce in the aggregate, with respect to each of the respective Funds, an amount in excess of the principal of and interest on the temporary loans for each of the respective Funds; and

**WHEREAS**, the County Council seeks to authorize the issuance of such temporary loan tax anticipation warrants with respect to each of the Funds and the sale of such warrants pursuant to the provisions of Indiana Code 36-2-6-18, subject to and dependent upon the terms and conditions hereinafter set forth;

Order #51 Agenda #48 (cont'd)

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF THE COUNTY OF LAKE, INDIANA, AS FOLLOWS:**

**SECTION 1. THE WARRANTS.** It is hereby found and declared that an emergency exists for the borrowing of money with which to pay current running expenses payable from each of the Funds prior to the receipt of anticipated revenues of the County for the remainder of 2010, including, without limitation, taxes levied in 2009 and payable in 2010, for each of the Funds. For the purpose of paying the current running expenses of the County payable from each of the Funds, there shall be issued temporary loan tax anticipation time warrants of the County designated "County of Lake, Indiana, Temporary Loan Tax Anticipation Warrants, Series 2010\_" (with a letter designation to reflect the series of such warrants) (the "Warrants"), in an aggregate principal amount not to exceed Fifty-Two Million Nine Hundred Thousand Dollars (\$52,900,000), subject to applicable law, issued pursuant to the provisions of Indiana Code 36-2-6-18 as in effect on the date of the issuance of the Warrants. A separate Warrant or Warrants shall be issued with respect to each of the Funds. The principal amount of the Warrants may not exceed at any time eighty percent (80%) of the undistributed property taxes dedicated to the repayment of the Warrants. The County is authorized to issue Warrants from the following Funds in combined amounts not exceeding the following with respect to each of the Funds, subject to applicable law:

<u>Fund</u>	<u>Maximum Principal Amount</u>
General Fund	\$50,000,000
Parks and Recreation Operating Fund	\$2,900,000

The Warrants shall be dated as of the respective dates of delivery thereof and shall be payable in lawful money of the United States of America upon presentation at the office of the

Treasurer of the County or at such other place as shall be agreed to by the purchaser and the County. The County is authorized to make payments of principal and interest on the Warrants by paying the amount due from funds that are available for immediate transfer or investment on or before 12:00 noon on the due date to the purchaser of the Warrants.

The Warrants shall mature not later than December 31, 2010. Payments will be due within three days of the date of receipt of any 2009 payable in 2010 tax distributions, after September 1, 2010, without penalty, with the remaining balance due on December 31, 2010, this will provide that the balance outstanding does not exceed 80% of the 2009 payable in 2010 remaining levies for the term of the Warrant. The final maturity date and final aggregate principal amount of the Warrants shall be set forth in a certificate executed by the Treasurer of the County prior to the sale of the Warrants. The Warrants shall bear interest prior to maturity at a rate or rates not exceeding six percent (6.0%) per annum (the exact rate or rates to be determined by public sale through competitive bidding). Interest on the Warrants shall be calculated on the basis of a three hundred sixty-five (365)-day year.

The Warrants shall be issued in denominations of One Hundred Thousand Dollars (\$100,000) or integral multiples of One Thousand Dollars (\$1,000) in excess thereof (e.g., \$100,000, or \$101,000, or \$102,000, etc.). The Warrants shall be numbered from 10\_R-1 upwards, with a letter designation to reflect the series of such Warrants. The Warrants shall be issued in the maximum principal amount of Fifty-Two Million Nine Hundred Thousand Dollars (\$52,900,000), subject to applicable law, with the Warrants issued with respect to each of the Funds issued up to or less than the maximum principal amount established for such Fund as set forth in the table above, subject to applicable law.

Order #51 Agenda #48 (cont'd)

**SECTION 2. SECURITY FOR WARRANTS.** The principal of and interest on the Warrants, together with all necessary costs incurred in connection with the issuance and sale of the Warrants, shall be payable from anticipated revenues for the remainder of 2010 to be received in the respective Fund upon which such Warrant is issued. There is hereby appropriated and pledged to the payment of all Warrants issued with respect to each Fund, including interest and all necessary costs incurred in connection with the issuance and sale of the Warrants, a sufficient amount of anticipated revenues for the year 2010, including, without limitation, the taxes levied in 2009 and payable in 2010, for such Fund and in anticipation of which the Warrants are issued, for the punctual payment of the principal of and interest on the Warrants evidencing such temporary loans, together with such issuance costs, if any, subject to the application of the tax revenues to be received in the Fund to any long term lease or debt obligations due contemporaneously with such Warrants; provided, however, that the appropriation of moneys to the repayment of Warrants shall not cause the County to violate the provisions of Indiana law or any contract, grant or other agreement to which the County is a party. The principal amount of all Warrants maturing on any date shall be based on the 2009 annual budget levy for the Funds (including property tax replacement credit revenues) as estimated or certified by the Indiana Department of Local Government Finance. For purposes of this Ordinance, fifty percent (50%) of the annual budget levy (including property tax replacement revenues) for each of the Funds shall be deemed to equal the amount of taxes estimated by the County Auditor to be collected for and distributed to such Fund at each of the June 2010 (that is, the first) and December 2010 (that is, the second and final) settlement and distribution of such revenues. The County covenants and agrees that it shall, if it fails to make any payment required herein when due, promptly undertake all actions, including the issuance of

warrants issued to refund the unpaid Warrants that: (i) are necessary to cure such nonpayment, (ii) are legally available to cure such nonpayment, and (iii) do not, in the opinion of bond counsel, cause any of the Warrants to be considered debt of the County within the meaning of Article 13, Section 1 of the Indiana Constitution or laws of the State of Indiana.

**SECTION 3. EXECUTION OF WARRANTS.** The Warrants issued hereunder shall be executed in the name of the County by the manual or facsimile signatures of the County Commissioners of the County and attested by the manual or facsimile signature of the Auditor of the County, provided that at least one of such signatures is manually affixed. In case any official whose manual or facsimile signature shall appear on any Warrant shall cease to be such official before the delivery of such Warrant, such signature shall nevertheless be valid and sufficient for all purposes the same as if such official had remained in office until delivery of the Warrant.

**SECTION 4. FORM OF WARRANT.** The Warrants shall be issued in substantially the following form (with all blanks, changes, additions and deletions, including the appropriate amounts, dates and other information to be properly completed prior to the execution and delivery thereof, as conclusively evidenced by the signatures of the officers of the County affixed thereon):

[Form of Warrant]

[No. 10\_R-1]

UNITED STATES OF AMERICA  
 STATE OF INDIANA  
 COUNTY OF LAKE  
 TEMPORARY LOAN TAX ANTICIPATION WARRANT, SERIES 2010\_  
 (\_\_\_\_\_ FUND)

Warrant Fund: \_\_\_\_\_ Fund  
 Dated Date: \_\_\_\_\_, 2010  
 Due Date: \_\_\_\_\_ Payments will be due within 3 days of the date

Order #51 Agenda #48 (cont'd)

of receipt of any 2009 payable in 2010 tax distributions, after September 1, 2010, without penalty, with the remaining balance due on December 31, 2010, this will provide that the balance outstanding does not exceed 80% of the 2009 payable in 2010 remaining levies for the term of the Warrant

Principal Sum: \$ \_\_\_\_\_  
Interest Rate: \_\_\_\_\_ percent per annum

FOR VALUE RECEIVED, on the Due Date set forth above (the "Due Date"), the County of Lake, Indiana (the "Borrower"), shall pay to \_\_\_\_\_ (the "Holder") the Principal Sum set forth above, together with interest thereon at the per annum Interest Rate set forth above, with such interest to be computed on the basis of a three hundred sixty-five (365)-day year from the date of issuance to the date of maturity.

This warrant is one of a series of temporary loan tax anticipation time warrants aggregating \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) in principal amount, for the purpose of providing funds to meet current expenses of the \_\_\_\_\_ Fund of the County set forth above (the "Fund"), and has been authorized by Ordinance No. \_\_\_\_\_, passed and adopted by the County Council of the County of Lake, Indiana, on February 23, 2010 in accordance with Indiana Code 36-2-6-18 and all other acts amendatory thereof or supplemental thereto.

This warrant is payable solely from anticipated revenues for the remainder of 2010, including, without limitation, the taxes levied in the year 2009 and in the course of collection and payable in 2010. There has been irrevocably appropriated and pledged to the payment in full of the principal of and interest on this warrant a sufficient amount of such anticipated revenues, including, without limitation, the revenues to be derived from the Fund's tax levies, subject to the application of the tax revenues to be received in the Fund to any long term lease or debt obligations due contemporaneously with this warrant; provided that the appropriation of moneys to the repayment of this warrant shall not cause the Borrower to violate the provisions of Indiana law or any contract, grant or other agreement to which the Borrower is a party. The principal of and interest on this warrant shall be payable in lawful money of the United States of America at the principal office of the Treasurer of Lake County, Indiana.

It is further hereby certified, recited and declared that all acts, conditions and things required by law to be done precedent to the issuance and execution of this warrant have been properly done, have happened and have been performed in the manner required by the constitution and statutes of the State of Indiana relating thereto; that the Fund's tax levies from which (together with other amounts in the Fund) this warrant is payable are valid and legal levies; and that the Borrower will reserve a sufficient amount of the proceeds of the Fund's tax levies currently in the course of collection for the timely payment of the principal of and interest on this warrant in accordance with its terms.

IN WITNESS WHEREOF, the County of Lake, Indiana, has caused this warrant to be executed in its corporate name by the manual or facsimile signature of the County Commissioners of the County of Lake, Indiana, and attested by the manual or facsimile signature of the Auditor of the County of Lake, Indiana, all as of the above Dated Date.

COUNTY OF LAKE, INDIANA

By: *James Allen*  
County Commissioner  
*Frances DuPuy*  
County Commissioner  
*Lucy Schaub*  
County Commissioner

ATTEST  
*[Signature]*  
Auditor

[End of Form of Warrant]

Notwithstanding anything in this Ordinance to the contrary (including the form of Warrant in this Section 4 herein), each Warrant (as well as any other papers or certification delivered in connection therewith) can be signed by one or more of the County Commissioners and need not be signed by all members of the Board of County Commissioners.

**SECTION 5. ISSUANCE, SALE AND DELIVERY OF WARRANTS.** The Auditor of the County is hereby authorized and directed to have the Warrants prepared, and the County Commissioners and the Auditor of the County are hereby authorized and directed to execute or to cause the execution of the Warrants in the form and manner herein provided, as conclusively evidenced by their execution thereof.

Order #51 Agenda #48 (cont'd)

The Warrants shall be sold by public sale through competitive bidding. The Auditor, on behalf of the County, is authorized and directed to have the Warrants prepared in the form herein provided and is further directed to give notice of the sale of the Warrants by advertising once each week for two successive weeks in accordance with the provisions and requirements of Indiana law and requiring that sealed bids be submitted to the County, said bids to stipulate the rate of interest to be charged by such bidder.

Although not a term of sale, it is requested that each bid show the net dollar interest cost and net effective interest rate for each Warrant. Each Warrant shall bear the rate of interest stipulated by the winning bidder as determined above.

Upon the award of the Warrants by the County to the bidder who has submitted the lowest rate of interest, the proper officers of the County are hereby authorized and directed to execute the Warrants in the form herein provided and to deliver the Warrants when so executed to the purchaser thereof upon payment by said purchaser of the purchase price of such Warrants.

**SECTION 6. FURTHER ACTIONS.** The County Commissioners and the Auditor of the County are hereby authorized and directed to make such filings and requests, deliver such certifications, execute and deliver such documents and instruments, and otherwise take such actions as are necessary or appropriate to carry out the terms and conditions of this Ordinance and the actions authorized hereby and thereby.

**SECTION 7. TAX COVENANTS.** The County hereby covenants that the County and its officers shall not take any action or fail to take any action with respect to the proceeds of any of the Warrants or any investment earnings thereon that would result in constituting any of the Warrants as "arbitrage bonds" under the Internal Revenue Code of 1986, as amended (the "Code"), and any and all final or proposed regulations or rulings applicable thereto, or which

would otherwise cause the interest on any of the Warrants to cease to be excludable from gross income for purposes of federal income taxation; and the Auditor of the County and all other appropriate officers of the County are hereby authorized and directed to take any and all actions and to make and deliver any and all reports, filings and certifications as may be necessary or appropriate to evidence, establish or ensure such continuing exclusion of the interest on the Warrants.

**SECTION 8. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after the time it has been adopted by the County Council.

**SECTION 9. REPEAL OF CONFLICTING ORDINANCES.** All resolutions and ordinances in conflict herewith are, to extent of such conflict, hereby repealed.

\* \* \* \* \*

*[the remainder of this page intentionally left blank]*

Order #51 Agenda #48 (cont'd)

DULY ADOPTED BY THE COUNTY COUNCIL OF THE COUNTY OF LAKE,  
LAKE COUNTY, INDIANA, THIS 23RD DAY OF FEBRUARY, 2010.

TED BILSKI  
TED BILSKI

ELSIE BROWN-FRANKLIN  
ELSIE BROWN-FRANKLIN

THOMAS C. O'DONNELL  
THOMAS C. O'DONNELL

ABSENT  
JEROME PRINCE

LARRY BLANCHARD  
LARRY BLANCHARD

CHRISTINE CID  
CHRISTINE CID

ATTEST:  
PEGGY HOLLINGA KATONA  
PEGGY HOLLINGA KATONA, AUDITOR

925006v1

ALL OF WHICH IS APPROVED THIS 26<sup>th</sup> DAY OF FEBRUARY, 2010.

GERRY SCHEUB  
GERRY SCHEUB

ROOSEVELT ALLEN, JR.  
ROOSEVELT ALLEN, JR.

FRANCES DUPEY  
FRANCES DUPEY

Member of the Lake County Board of Commissioners

ALL OF WHICH IS APPROVED THIS 26<sup>th</sup> DAY OF February, 2010.

PEGGY KATONA  
PEGGY KATONA  
Lake County Auditor

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

FRANCES DUPEY  
GERRY SCHEUB  
RATIFIED THIS 17<sup>th</sup> DAY OF March 2010



## Order #52 Agenda #49

In the Matter of L C Board of Commissioners: Ordinance No. 1258H-4 – Ordinance amending the Ordinance establishing fees for internet access to Lake County Court records, Ordinance No. 1258H.

Allen made a motion, seconded by Scheub, to approve Ordinance No. 1258H-4 – Ordinance amending the Ordinance establishing fees for internet access to Lake County Court records, Ordinance No. 1258H. Motion passed 3-0.

**ORDINANCE NO. 1258H-4****ORDINANCE AMENDING THE ORDINANCE  
ESTABLISHING FEES FOR INTERNET ACCESS TO  
LAKE COUNTY COURT RECORDS, ORDINANCE NO. 1258H**

- WHEREAS,** pursuant to I.C. 36-2-3.5-3, the Lake County Council is the fiscal and legislative body of Lake County, Indiana; and
- WHEREAS,** pursuant to I.C. 36-2-3.5-5(3) and I.C. 36-1-3-8(a)(8), the County fiscal body may by Ordinance establish fees for certain County services including internet access to Court records (internet access); and
- WHEREAS,** the Lake County Data Processing Agency has developed a website (website) for internet access to Lake County Court records; and
- WHEREAS,** on December 14, 2004, the Lake County Council adopted the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H; and
- WHEREAS,** on December 13, 2005, the Lake County Council amended the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H-1; and
- WHEREAS,** on January 10, 2006, the Lake County Council amended the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H-2; and
- WHEREAS,** on January 12, 2010, the Lake County Council amended the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H-3; and
- WHEREAS,** the Lake Circuit Court and Lake Superior Court Judges and the Division of State Court Administration has approved an amended fee schedule and additional fees for new services for internet access to the Lake County Court records and for payment of traffic citation charges; and
- WHEREAS,** Lake County Council desires to amend the Ordinance Establishing Fees for Internet Access to Lake County Court Records, Ordinance No. 1258H, to reflect the amended fee schedule and additional new fees.

Order #52 Agenda #49 (cont'd)

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

DELETE:

A. II. 2. Printing Fee

\$. 10 per page for each page of pleading, paper, summons or other process to be served by Sheriff

INSERT:

A. II. 2. Printing Fee

\$. 10 per page for each page of pleading, paper, summons or other process to be served by Sheriff or the Clerk

SO ORDAINED THIS 23rd DAY OF February, 2010.

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

*Christine CID*  
 CHRISTINE CID

*Larry Blanchard*  
 LARRY BLANCHARD

*Ted F. Bilski*  
 TED F. BILSKI

*Ernie Dillon*  
 ERNIE DILLON

*Elsie Franklin*  
 ELSIE FRANKLIN

*Jerome A. Prince*  
 JEROME A. PRINCE

Members of the Lake County Council

ALL OF WHICH IS APPROVED THIS 26<sup>th</sup> DAY OF FEBRUARY, 2010.

*Gerry Scheub*  
 GERRY SCHEUB

*Roosevelt Allen, Jr.*  
 ROOSEVELT ALLEN, JR.

*Frances Dupey*  
 FRANCES DUPEY

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
*Frances Dupey*  
*Gerry Scheub*  
 RATIFIED THIS 17<sup>th</sup> DAY OF April, 2010

Member of the Lake County Board of Commissioners

ALL OF WHICH IS APPROVED THIS 26<sup>th</sup> DAY OF February, 2010.

*Peggy Tona*  
 PEGGY TONA  
 Lake County Auditor

## Order #53 Agenda #50

In the Matter of L C Board of Commissioners – Check No. 5325 in the amount of \$250.00 concerning zoning violation enforcement.

Scheub made a motion, seconded by Allen, to make a matter of public record the Check No. 5325 in the amount of \$250.00 for Zoning Violation (Joseph Irak, Attorney at Law). Motion passed 3-0.

## Order #53 ADD Agenda #50A

In the Matter of L C Board of Commissioners – Check No. 5328 in the amount of \$250.00 concerning zoning violation enforcement.

Scheub made a motion, seconded by Allen, to make a matter of public record the Check No. 5328 in the amount of \$250.00 for Zoning Violation (Joseph Irak, Attorney at Law). Motion passed 3-0.

## Order #54 Agenda #51

In the Matter of L C Board of Commissioners – Letter from the City of Whiting requesting the Tax Sale Certificate for Key No. 45-03-07-278-025.000-025.

Allen made a motion, seconded by Scheub, to approve the request of the City of Whiting for the Tax Sale Certificate for Key No. 45-03-07-278-025.000-025, commonly known as 1427 John Street, Whiting, Indiana. Motion passed 3-0.

## Order #55 Agenda #52

In the Matter of L C Board of Commissioners – Letter from Kevin C. Smith on behalf of the Hammond Port Authority requesting the Tax Sale Certificates for Key No. 45-02-12-300-001.000-023 and Key No. 45-02-24-151-002.000-023.

Allen made a motion, seconded by Scheub, to defer this Item, and ordered same to have Commissioners' Attorney send a letter to Kevin C. Smith. Motion passed 3-0.

## Order #56 Agenda #52A

In the Matter of L C Board of Commissioners – Additional Funding to House Federal Prisoners.

Scheub made a motion, seconded by Allen, to approve Additional Funding to House Federal Prisoners. Motion passed 3-0.

## Order #57 Agenda #54A

In the Matter of Standard Items: Review and Approval of the Minutes of Regular Meeting, Wednesday, December 16, 2009.

Allen made a motion, seconded by Scheub, to approve the L.C. Board of Commissioner's Minutes of Regular Meeting, Wednesday, December 16, 2009. Motion passed 3-0.

## Order #57 Agenda #54B

In the Matter of Standard Items: Review and Approval of the Minutes of Regular Meeting, Wednesday, January 20, 2010.

Allen made a motion, seconded by Scheub, to approve the L.C. Board of Commissioner's Minutes of Regular Meeting, Wednesday, January 20, 2010. Motion passed 3-0.

## Order #58 Agenda #55

In the Matter of In the Matter of Lake County Expense Claims to be allowed Wednesday, March 17, 2010.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, March 17, 2010 to be paid out of the County Treasury upon the Warrant of the County Auditor according to the Lake County Claim Docket on file in the Auditor's Office.

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

## Order #59 Agenda #56

In the Matter of Service Agreements

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

<b>L C BOARD OF COMMISSIONERS</b>	<b>W/</b>	Pyramid Alarm, Inc.
<b>L C COUNTY ASSESSOR</b>	<b>W/</b>	Adams Remco
<b>L C CALUMET TOWNSHIP ASSESSOR</b>	<b>W/</b>	Star Disposal Service
<b>L C CLERK</b>	<b>W/</b>	Ikon Office Solutions
<b>L C COUNCIL</b>	<b>W/</b>	Chester Technologies, Inc.
<b>L C ELECTION AND REGISTRATION</b>	<b>W/</b>	McShanes
<b>L C ELECTION AND REGISTRATION</b>	<b>W/</b>	Chester Technologies, Inc.
<b>L C PROSECUTOR/CHILD SUPPORT DIV</b>	<b>W/</b>	Chester Technologies, Inc.
<b>L C SURVEYOR</b>	<b>W/</b>	ESRI
<b>L C SHERIFF/JAIL DEPT</b>	<b>W/</b>	Long Elevator
<b>L C SHERIFF/JAIL DEPT</b>	<b>W/</b>	Stericycle, Inc.
<b>L C SHERIFF/JAIL DEPT</b>	<b>W/</b>	Swisslog
<b>L C SHERIFF/JAIL DEPT</b>	<b>W/</b>	Tee Jay Service Co.
<b>L C SUPERIOR COURT DIV RM 2</b>	<b>W/</b>	Van Ausdall & Farrar, Inc.

## Order #60 Agenda #57

In the Matter of Standard Items: Poor Relief Decisions

Allen made a motion, seconded by Scheub, to make a matter of public record the following Poor Relief Decisions.  
Motion passed 3-0.

Ashley Sutherland	Denied for appellant's failure to appear
Tierra McHenry	Denied for appellant's failure to appear
Andrew Jones Jr.	Denied for appellant's failure to appear
Donaray Reed	Denied for appellant's failure to appear
Chanel Mangum	Denied for appellant's failure to appear
Sophia Thomas	Denied for appellant's failure to appear
Leroy Hunter Jr.	Denied for appellant's failure to appear
Fredrika White	Denied for appellant's failure to appear
Toneisha Ellison	Denied for appellant's failure to appear
Lawrence Smith	Denied for appellant's failure to appear
Victoria Adams	Denied
Dominique Pointer	Denied for appellant's failure to appear
Carolyn Jones	Denied for appellant's failure to appear
Deborah Donis	Denied for appellant's failure to appear
Maris Smith	Denied for appellant's failure to appear
LaVetta Littles	Denied for appellant's failure to appear
Bernard Goldman	Denied for appellant's failure to appear
Cheri Larresque	Denied for appellant's failure to appear
Jubrey Parker	Denied for appellant's failure to appear
Kim Brown	Denied for appellant's failure to appear
Edna Johnson	Denied
Gregory Spaun	Denied
Crystal Pirtle	Denied
Marvin Jackson	Remanded to township for further consideration and review
Madeline Hunt	Denied for appellant's failure to appear
Ambria Johnson	Denied for appellant's failure to appear
Lawrence Girder	Denied for appellant's failure to appear
Carnaham Guadalupe	Denied for appellant's failure to appear
Artilya Buggs	Denied for appellant's failure to appear
Zachary Dreams	Denied for appellant's failure to appear
April Holmes	Denied
Kerin Clay	Denied
Ebony Mason	Denied
Pamela Mallett	Denied
Allison Brown	Denied
Antoinette Steele	Approved on condition
Nolan Campbell	Approved
Maria Moore	Approved on condition
Glen Moore	Approved
La'Tamala Moore	Approved on condition
Richard Dean	Approved on condition
Calvin Kendrix	Approved on condition
Meghann Ryan	Approved
LaTisha Hicks	Approved on condition
Yolanda Collins	Approved
Elizabeth Owen	Approved
Jeffrey Morris	Approved on condition
Shaundra Turner	Approved
Charles Williams	Approved
Lola Wells	Approved
Clarence Neeley	Approved
Steve Ellis	Approved
Atha Brown	Approved
Kyechia Hudson	Approved
Curtis Tolbert	Approved
Sharonda Greer	Approved
Gloria Lewis	Approved
Harold Green	Approved
Shanta Homer	Approved on condition
Jennifer Lacy	Approved
Elise Greenwood	Approved
Pamela Rodgers	Approved
JoAnn Hooker	Approved
Cynthia Bonner	Approved
Raven Hering	Approved

## Order #61 Agenda #60

In the Matter of Standard Items: Lake County Council Ordinances and Resolutions.

Scheub made a blanket motion, seconded by Allen, to approve all Ordinances and Resolutions submitted to the Board of Commissioners by the Lake County Council. Motion passed 3-0.

Order #61 Agenda #60 (cont'd)

**ORDINANCE NO. 1285B- 12**

**ORDINANCE AMENDING ORDINANCE NO. 1285B,  
THE LAKE COUNTY HUMAN RESOURCES MANUAL,  
ESTABLISHING THE LAKE COUNTY MEDIATION PANEL**

- WHEREAS**, pursuant to I.C. 36-2-3.5-3, the Lake County Council is the fiscal and legislative body of Lake County, Indiana; and
- WHEREAS**, pursuant to I.C. 36-2-3.5-5, the Lake County Council shall pass all ordinances, orders, resolutions and motions of Lake County in the manner provided by I.C. 36-2-4, et. seq.; and
- WHEREAS**, on March 13, 2007, the Lake County Council adopted the Lake County Human Resources Manual, Ordinance No. 1285-B (Lake County Code Sec. 32); and
- WHEREAS**, Ordinance No. 1285-B (Lake County Code Sec. 32) and subsequent amendments established a Grievance Procedure for an employee who believes that he/she has been treated unfairly, or was unjustly disciplined; and
- WHEREAS**, the Grievance Procedure provided for the establishment of a Grievance Review Board to hear grievances of employees; and
- WHEREAS**, the Lake County Council desires to replace the Grievance Procedure, including the Grievance Review Board with Mediation to be conducted by a Mediation Panel.

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

- A.** Those parts of Ordinance No. 1285B and subsequent amendments establishing the Grievance Procedure and the Lake County Grievance Review Board, in the Lake County Human Resources Manual are hereby repealed and rescinded.
- B.** That the Grievance Procedure is hereby replaced by Mediation and shall be incorporated in the Lake County Human Resources Manual as follows:

1

**1. PROBLEM RESOLUTION MEDIATION/PURPOSE**

Most problems can be resolved through discussion with one's supervisor or elected official. However, when such informal dispute resolution fails, and an employee believes that he/she has been treated unfairly, or unjustly disciplined, that employee may petition the County's Mediation Panel in an attempt to bring the parties together and find a reasonable resolution to this disagreement.

**2. MEDIATION PANEL DECISION/TERMINATION**

A decision of the Mediation Panel is final but not binding. The County's mediation procedure does not apply to employees who work for the Judiciary, the Prosecuting Attorney, or are covered by a collective bargaining agreement. A mediation petition request form shall be filed with the County's Human Resources Consultant. A mediation petition may not be filed by an employee who is terminated. The mediation panel shall not hear a petition regarding termination of employment.

**3. MEDIATION PANEL MEMBERSHIP**

A three member Mediation Panel is established to hear qualified petitions. The three member Mediation Panel shall be selected as follows:

- (a) Chairman - The chairman of the Panel shall be the County's Human Resources Consultant
- (b) Management Member - One member shall be chosen by the party that has been charged (the "offending party") from a four member group known as the Management Group. The four members will be appointed to the Group by the following officials/bodies:
- One appointed by the Lake County Board of Commissioners
  - One appointed by the Lake County Council
  - One member appointed through agreement of the Lake County Auditor, Recorder, Surveyor and Treasurer
  - One member appointed through agreement of the Lake County Clerk, Coroner, Sheriff and County Assessor (Township assessors are represented collective by the

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## Order #61 Agenda #60 (cont'd)

Assessor)

- (c) Employee Member - One member shall be chosen by the employee filing the petition from a group of three full-time employees, known as the Employee Group, which are elected for a two (2) year term by full-time Lake County employees.

**4. QUALIFICATIONS OF MEMBERS**

Members of the Management Group and employee Group must meet the following qualifications to serve:

- (a) Be a resident of Lake County.
- (b) Except for the chairman, members may not be vendors under contract with Lake County.
- (c) No member may be an elected official of Lake County Government.
- (d) Employee member must be a full-time employee of Lake County in a full-time position and not be in a management or supervisory position.
- (e) Management member must be a full-time employee of Lake County and must be in management or supervisory position.
- (f) An employee member shall not sit on a Mediation Panel if the petition is filed against the officeholder or department where he/she is employed.

**5. ELECTION OF COUNTY EMPLOYEE MEMBER**

The three (3) member county employee group shall be elected by the following rules that shall be posted in each county office at least 29 days prior to the beginning of the election process outlined below.

- (a) Nominations. Nominations of employee members (who meet the qualifications for the membership of the panel listed in this section) must be made by at least one other employee must be seconded by a second employee or the nominee. The nomination process shall be open for ten working days, commencing upon

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written notice issued by the Panel Chairman and distributed to all employees. Nominations shall close at 4:00 p.m. on the tenth working day. Nominees may submit a brief statement of their qualifications to be elected to the employee member group.

- (b) Nominee Information. A list of nominees and their statements of qualifications shall be sent by facsimile to all county offices and department heads and posted in the offices for at least ten (10) days before the election.
- (c) Elections.
  - (i) Eligibility and Voting: All full-time county employees who qualify as an employee covered by this employment policy shall be entitled to vote. All employees will be required to show proof of identification prior to being allowed to vote. At least five days prior to such an election, a list of all qualified employees, and all polling places, shall be provided by the Auditor's Office to the County Human Resources Consultant. The consultant shall organize the election. The County Election Board shall provide the voting machines for the election.
  - (ii) Polling places: There will be polling places in County offices or departments in Crown Point, East Chicago, Gary and Hammond. All qualified employees will vote at their place of employment.
  - (iii) Results: The Auditor's Office shall tabulate the results of this election which may be witnessed by all interested candidates. The three candidates who receive the highest number of votes shall be named to the employee member group. The Lake County Human Resources Director shall announce the newly elected members within five (5) working days after the polls close by facsimile to all County offices and departments to be posted for at least ten (10) days.

**6. VACANCIES.**

- (a) Appointed positions: When a vacancy of an appointed position in the management member group occurs, the County Human Resources Consultant shall notify the appointing authority instantly. The appointing authority shall make its appointment within 30

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Order #61 Agenda #60 (cont'd)

days of notification.

- (b) County Employee Positions: When a vacancy in the employee member group occurs, an employee election to fill the position shall be held pursuant to the rules outlined in this Ordinance. The County Human Resources Consultant shall set the date of the election with regard to the time lines as outlined for an election in the ordinance.

7. CONDUCTING A MEDIATION.

The Mediation Panel shall contact both parties and invite them to participate in mediation. A meeting will be scheduled within 10 (ten) days of acceptance. The meeting will be conducted in an informal business fashion, allowing each party to present their concerns and comments. The charging party will be afforded 10 (ten) minutes to present his/her case. Conversely, the respondent part shall be given 10 (ten) minutes to respond and reply to the charges.

After the initial presentation by both parties, the panel may ask questions and enter into discussions to clarify or to better understand the problem or issues. After questioning, the panel shall deliberate in executive session to determine a possible solution or compromise and present that determination/finding in writing to both parties.

8. STAFF SUPPORT FOR BOARD

In the event that the panel needs legal assistance, the County Commissioner's Attorney shall assign an attorney as needed.

9. MEDIATION REQUEST FORM

A mediation request form can be obtained from the County Human Resources Department (located in the Commissioners' Office).

10. PAYMENT.

Each panel member shall receive Fifty (\$50.00) Dollars per meeting for their services.

- 11. This Ordinance replaces and repeals Ordinance No. 1285B-11, adopted January 12, 2010, establishing the Lake County Mediation Panel.



SO ORDERED THIS 23rd DAY OF February, 2010.

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

*Christine CID*  
 CHRISTINE CID

*Larry Blanchard*  
 LARRY BLANCHARD

*Ted F. Bilski*  
 TED F. BILSKI

\_\_\_\_\_  
 ERNIE DILLON

*Elsie Franklin*  
 ELSIE FRANKLIN

*Jerome A. Prince*  
 JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis DuRoi*  
 FRANCIS DUROI  
 APPROVED THIS 17 DAY OF March 20 10

Order #61 Agenda #60 (cont'd)

ORDINANCE NO. 1031A-10

**ORDINANCE AMENDING ORDINANCE NO. 1031A-1, THE  
ORDINANCE ESTABLISHING NON-REVERTING SELF  
INSURANCE AND INSURANCE WORKING FUNDS FOR LAKE COUNTY**

**WHEREAS,** on August 13, 1991, the Lake County Council adopted Ordinance No. 1031A-1, the Ordinance Establishing Non-Reverting Self Insurance and Insurance Working Funds for Lake County (Lake County Code Sec. 37.010); and

**WHEREAS,** the Ordinance provided in part for the establishment of a working account for workers compensation to pay claims; and

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

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

Ordinance No. 1031A-1, (Lake County Code Sec. 37.010)  
the Ordinance Establishing Non-Reverting Self Insurance  
and Insurance Working funds for Lake County shall be amended as follows:

**INSERT (NEW)**

**SECTION II - WORKING ACCOUNTS**

**B. PROCEDURE (LAKE COUNTY CODE SEC. 37.013)**

- (9) Cost Center Contributions for Workers Compensation Benefits for each full-time and part-time employee is established at the rate of \$15.00 per pay period per employee effective January 1, 2011 (Sec. 37.013(I)).
- (10) All deductions shall be charged to Line Item 41260/Workers Compensation and deposited into and become part of Fund No. 541 (Sec. 37.013(J)).
- (11) A list of eligible funds to be charged that may change from time to time is attached as Exhibit "A" (Sec. 37.013(K)).

SO ORDAINED THIS 9th DAY OF March, 2010.

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

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council



BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis DuBois*  
*Bonnie Hill*  
*James J. ...*  
APPROVED THIS 17th DAY OF March 20 10



Order #61 Agenda #60 (cont'd)

**Departments/Funds with Full Time or Part Time Positions Covered by County Worker's  
Compensation Program**  
(March 3, 2010)

<b>FUND NAME</b>	<b>FUND NUMBER</b>
General Fund	001
Highway Fund	102
Infraction Deferral	104
Health	105
Parks	107
Drug Free Community	110
Park Non-Reverting Operating	117
Prosecutor Elderly Abuse	127
Fairgrounds Non-Reverting	131
South Shore Convention	132
Prosecutor Pre-Trial	135
Community Corrections	140
Supplemental Adult Probation	143
Jail Misdemeanant	152
Health Maintenance	153
Community Corrections	159
Economic Redevelopment	170
Recorders Perpetuation	179
Sheriff Task Force	182
Auditor's Incentive	193
Jury Fee	210
LADOS Division I	217
LADOS Division II	218
Domestic Relations	234
Reassessment	237
Commissioners Incentive	242
Community Corrections	244
Surveyors Mapping	250
Recorders Incentive	260
Sheriff Justice Assistance Grant	262
Surveyors MS4	264
HUD NSP Grant	271
Auditor's Endorsement Fee	293
Health Tobacco	296
Juvenile IV-D (new March 2010)	297
Public Defender	405
Alternate Dispute Resolution	409
Alternate Dispute Coop	411
Treasurers Incentive	427
Clerks Incentive	428
TIF Dissolution	686
Juvenile CASA-State	706

Exhibit A

Order #61 Agenda #60 (cont'd)

**ORDINANCE NO. 1320A**

**ORDINANCE ESTABLISHING A LAKE COUNTY ALCOHOL BEVERAGE PERMIT CERTIFICATION FEE**

- WHEREAS,** I.C. 36-2-3.5-3 provides that the Lake County Council is the fiscal and legislative body for Lake County, Indiana; and
- WHEREAS,** I.C. 36-2-3.5-5 provides that the Lake 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,** I.C. 36-1-3-8(a)(8) provides that the Lake County Council may establish reasonable fees for certain County services; and
- WHEREAS,** pursuant to I.C. 7.1-3-4-3, an applicant for a beer retailer's permit whose premises are located outside corporate limits requires a certification by the Surveyor to the Alcohol and Tobacco Commission; and
- WHEREAS,** the Surveyor incurs costs and must dedicate resources related to the certification required by the Alcohol and Tobacco Commission, including but not limited to the provision of enhanced records relating thereto and therefore it is appropriate to assess a fee for the certification; and
- WHEREAS,** the Lake County Council desires to establish a Lake County Alcohol Beverage Certificate Fee for the certification required under I.C. 7.1-3-4-3 by the Surveyor.

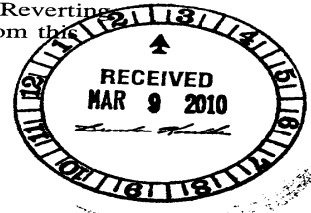
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

- 1. That the Lake County Council hereby establishes the Lake County Alcohol Beverage Certification Fee of Forty-Five (\$45.00) Dollars to be paid for the certification of alcohol beverage permits by the Lake County Surveyor made pursuant to I.C. 7.1-3-4-3.
- 2. The fee shall be payable by the applicant seeking the certification and permit before the Alcohol and Tobacco Commission.

- 3. The fees collected pursuant to this Ordinance shall be deposited in the Lake County Surveyor's Electronic Mapping Data Non-Reverting Fund, Fund No. 250-0600-31210. Appropriations of funds from this account are subject to Lake County Council approval.

SO ORDAINED THIS 23rd DAY OF February 2010.

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



CHRISTINE CID  
*Larry Blanchard*  
LARRY BLANCHARD  
*Fed F. Bilski*  
FED F. BILSKI

ERNIE DILLON  
*Elsie Franklin*  
ELSIE FRANKLIN  
*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
*Francis Dufresne*  
*James W. ...*  
*...*  
APPROVED THIS 17th DAY OF March 2010

Order #61 Agenda #60 (cont'd)

ORDINANCE NO. 1320c

ORDINANCE ESTABLISHING LAKE COUNTY FAIRGROUNDS FEE SCHEDULE

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

**WHEREAS,** I.C. 36-2-3.5-5 provides that the Lake 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

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That there is hereby established a fee schedule for use of the facilities of the LCFG;
2. That for purposes of this fee schedule, the following definitions shall apply:
  - A. Type 1 is an Indiana Not for Profit Corporation created by action of the Indiana Secretary of State or a Non-Indiana Not for Profit Corporation that has been registered with the Indiana Secretary of State. This existence of this type of organization can be verified by checking the Office of the Indiana Secretary of State on the internet at [www.in.gov/sos/](http://www.in.gov/sos/);
  - B. Type 2 is an organization exempt from Federal Income Tax under 501(c) whose existence can be checked by verification of its designation through the Internal Revenue Service and who has the type of designation on Appendix A, Exempt Organization Reference Chart, which is attached hereto;
  - C. Type 3 is the City of Crown Point, or any of its affiliated government agencies, Lake County Agricultural Society, South Lake County Agricultural Historical Society and the LCFG/SO Covered Bridge Harvest Fest, because these units provide reciprocal services to the Lake County Fairgrounds;
  - D. Type 4 is a organization that is a county level government body that is funded by and through the Lake County Council that controls the budget of this body;
  - E. Type 5 is any person, corporation, partnership, organization, association or any other affiliation that does meet the requirements of Type 1, Type 2, Type 3 or Type 4;
- F. A Lake County resident is a Type 1, Type 2 or Type 4 entity that has an office in Lake County, resides in Lake County, has a service area that encompasses Lake County, or owns real or personal property located within Lake County. This requirement can be verified through either an Indiana Operator's License, Voter Registration card or Lake County tax records;
- G. A Non-Lake County resident is a Type 1, Type 2 or Type 4 entity whose location is Lake County can not be verified through an Indiana Operator's License, Voter Registration card or Lake County tax records;
3. That Type 3 and Type 4 shall be permitted to utilize the Lake County Fair Grounds at no fee;
4. That the following daily fee and set-up rates shall be paid per day for the use of the facilities at the Lake County Fair Grounds:

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

<u>Facility</u>	<u>Type 1 &amp; Type 2</u>	<u>Type 5</u>
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Order #61 Agenda #60 (cont'd)

<u>Facility</u>	<u>Type 1 &amp; Type 2</u>	<u>Type 5</u>
<b>Fine Arts Building:</b>		
Daily Use:		
Resident:	\$165.00	\$250.00
Non-resident:	\$248.00	\$375.00
Set-Up:		
Resident:	\$55.00	\$83.00
Non-resident:	\$83.00	\$125.00
<b>Shelters #1-6:</b>		
Daily Use:		
Resident:	\$70.00	\$70.00
Non-resident:	\$70.00	\$70.00
Set-Up:		
Resident:	N/A	N/A
Non-resident:	N/A	N/A
<b>Grandstand or Arena:</b>		
Daily Use:		
Resident:	\$300.00	\$500.00
Non-resident:	\$450.00	\$650.00
Set-Up:		
Resident:	\$100.00	\$150.00
Non-resident:	\$150.00	\$200.00
<b>*North Half of Grounds w/Shelters:</b>		
Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-Resident:	\$1300.00	\$1800.00
<b>*South Half of Grounds:</b>		
Daily Use:		
Resident:	\$1000.00	\$1500.00
Non-Resident:	\$1300.00	\$1800.00

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

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

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

<u>Amenity</u>	<u>Fee Per Day</u>
Stage	\$100.00
4H Sound System	\$25.00
Industrial Building PA System	\$20.00
Portable 100 amp electrical service	\$50.00
*Self-Contained (Primitive) Camping (no electric)	\$15.00
*Self-Contained (Primitive) Camping (with electric)	\$25.00
Round Tables	\$10.00 (per table)

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


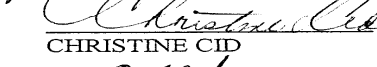



Arrangements for special electrical hookups must be made through the Superintendents office for a qualified Electrician any costs to be paid by lessee.

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

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

6. That all fees shall be deposited in accordance with State law with the appropriate Lake County office.
7. Attached as Appendix "B" is the Building Rental, Security Guard, and Alcohol Policy that applies for the use of the Lake County Fair Grounds and its buildings.

SO ORDAINED THIS 23rd DAY OF February, 2010.

<p> LARRY BLANCHARD</p> <p> CHRISTINE CID</p> <p> TED F. BILSKI</p>	<p> THOMAS O'DONNELL, President</p> <p>_____ ERNIE DILLON</p> <p> ELSIE FRANKLIN</p> <p>_____ ABSTAIN EROME A. PRINCE</p>
--	--

Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

ALL OF WHICH IS APPROVED THIS 17<sup>th</sup> DAY OF March, 2010.

*Gerald Scheub*  
GERALD SCHEUB

*Roosevelt Allen, Jr.*  
ROOSEVELT ALLEN, JR.

*Frances Dupey*  
FRANCES DUPEY

Member of the Lake County Board of Commissioners

ALL OF WHICH IS APPROVED THIS 17<sup>th</sup> DAY OF March, 2010.

*Peggy Katona*  
PEGGY KATONA

Lake County Auditor



APPENDIX A

Organization Reference Chart

Section of 1986 Code	Description of organization	General nature of activities	Section of 1986 Code	Description of organization	General nature of activities
01(c)(1)	Corporations Organized under Act of Congress (including Federal Credit Unions)	Instrumentalities of the United States	501(c)(22)	Withdrawal Liability Payment Fund	To provide funds to meet the liability of employers withdrawing from a multi-employer pension fund
01(c)(2)	Title Holding Corporation For Exempt Organization	Holding title to property of an exempt organization	501(c)(23)	Veterans Organization (created before 1880)	To provide insurance and other benefits to veterans
01(c)(3)	Religious, Educational, Charitable, Scientific, Literary, Testing for Public Safety, to Foster National or International Amateur Sports Competition, or Prevention of Cruelty to Children or Animals Organizations	Activities of nature implied by description of class of organization	501(c)(25)	Title Holding Corporations or Trusts with Multiple Parents	Holding title and paying over income from property to 35 or fewer parents or beneficiaries
01(c)(4)	Civic Leagues, Social Welfare Organizations, and Local Associations of Employees	Promotion of community welfare; charitable, educational or recreational	501(c)(26)	State-Sponsored Organization Providing Health Coverage for High-Risk Individuals	Provides health care coverage to high-risk individuals
01(c)(5)	Labor, Agricultural, and Horticultural Organizations	Educational or instructive, the purpose being to improve conditions of work, and to improve products of efficiency	501(c)(27)	State-Sponsored Workers' Compensation Reinsurance Organization	Reimburses members for losses under workers' compensation acts
01(c)(6)	Business Leagues, Chambers of Commerce, Real Estate Boards, etc.	Improvement of business conditions of one or more lines of business	501(c)(28)	National Railroad Retirement Investment Trust	Manages and invests the assets of the Railroad Retirement Account
01(c)(7)	Social and Recreational Clubs	Pleasure, recreation, social activities	501(d)	Religious and Apostolic Associations	Regular business activities. Communal religious community
01(c)(8)	Fraternal Beneficiary Societies and Associations	Lodge providing for payment of life, sickness, accident or other benefits to members	501(e)	Cooperative Hospital Service Organizations	Performs cooperative services for hospitals
301	Voluntary Employees Beneficiary Associations	Providing for payment of life, sickness, accident, or other benefits to members	501(f)	Cooperative Service Organizations of Operating Educational Organizations	Performs collective investment services for educational organizations
501(c)(10)	Domestic Fraternal Societies and Associations	Lodge devoting its net earnings to charitable, fraternal, and other specified purposes. No life, sickness, or accident benefits to members	501(k)	Child Care Organizations	Provides cares for children
501(c)(11)	Teachers' Retirement Fund Associations	Teachers' association for payment of retirement benefits	501(n)	Charitable Risk Pools	Pools certain insurance risks of 501(c)(3)
501(c)(12)	Benevolent Life Insurance Associations, Mutual Ditch or Irrigation Companies, Mutual or Cooperative Telephone Companies, etc.	Activities of a mutually beneficial nature similar to those implied by the description of class of organization	501(q)	Credit Counseling Organization	Credit counseling services
501(c)(13)	Cemetery Companies	Burials and incidental activities	521(a)	Farmers' Cooperative Associations	Cooperative marketing and purchasing for agricultural procedures
501(c)(14)	State-Chartered Credit Unions, Mutual Reserve Funds	Loans to members	527	Political organizations	A party, committee, fund, association, etc., that directly or indirectly accepts contributions or makes expenditures for political campaigns
501(c)(15)	Mutual Insurance Companies or Associations	Providing insurance to members substantially at cost			
501(c)(16)	Cooperative Organizations to Finance Crop Operations	Financing crop operations in conjunction with activities of a marketing or purchasing association			
501(c)(17)	Supplemental Unemployment Benefit Trusts	Provides for payment of supplemental unemployment compensation benefits			
501(c)(18)	Employee Funded Pension Trust (created before June 25, 1959)	Payment of benefits under a pension plan funded by employees			
501(c)(19)	Post or Organization of Past or Present Members of the Armed Forces	Activities implied by nature of organization			
501(c)(21)	Black Lung Benefit Trusts	Funded by coal mine operators to satisfy their liability for disability or death due to black lung diseases			

## Order #61 Agenda #60 (cont'd)

## APPENDIX B

**Lake County Fairgrounds**  
**Building Rental, Security Guard and Alcohol Policy**  
219.661.3071 fax: 219.661.3072 – lcfgso@yahoo.com  
889 S. Court St., CP., IN 46307

1. The Lake County Sheriff's office provides security officers.
  - 1.a. All functions with merchandise or exchange of money **requires** a security officer.
  - 1.b. All functions serving/selling alcohol **requires** a security officer.
2. The Fairgrounds will determine when security officers are needed and the number of security officers needed for any event. The lessee will pay each security officer **\$22.00** per hour. Payment is due at the completion of the event. Security officers will be paid and stay until lights are out and doors are locked, when event is past normal closing time of Dusk.
3. Reservation requests will be tentative for 14 days, **down payment shall be made within 14 days** of said request, or dates will be reopened. Reservation shall be paid in full, **31 days before event** or incur **10% Late Fee**.
4. **Certificate of Liability** insurance with the **Lake County Fairgrounds and Lake County Commissioner's** named as the certificate holders is required for **Building** rental and may be required for other events. **Insurance certificates must be received 30 days prior to the event.**
  - 5.a. Minimum coverage: \$500,000.00/\$1,000,000.00. (Depending on event)
5. **The SALE of any FOOD or Beverage products must be conducted in full compliance of the Lake County Health Dept. regulations. (219-755-3655) Any licenses, permits, fees, etc., necessary must be obtained by the vendor.**
6. **No DUCT TAPE or Permanent MARKINGS** are allowed by exhibitor's/lessee's on the **4H or IB Bldg. Floor.**
7. The lessee will maintain the facilities and restrooms during their event. **NO SMOKING ALLOWED INSIDE BUILDINGS**
8. The lessee will turn off all lights and lock all doors at the end of the event and leave the premises in **clean** condition and tables/chairs taken down. All decorations **MUST** be removed, including staples, tape.
9. The lessee must arrange to pick up keys between 7:00am-3:00pm and return all keys and or other equipment provided within 24 hours after event. Drop box provided at maintenance shop.
10. Music and festivities will end at midnight and the building cleaned and vacated by 1:00am. Any outdoor music must end by 11:00pm.

**Lake County Fairgrounds- continued**

11. **Helium Balloons are not allowed inside of Industrial Building.**
12. Events charging admission, either a door charge or a gate charge, shall pay this additional fee within **30 days** of said event. **\$.50** per head per Bldg. Admission, **\$1.00** per head per Gate admission.
13. Organizations with IRS Not-for-Profit Status **MUST** provide a copy for the Fairgrounds, or will not receive NFP pricing.
14. Parking in a safe manner is the responsibility of the lessee. **No Parking in grass, Vehicles may be towed at lessee's expense.**
15. Set-up time with paid reservation may start the previous day at 3:00pm and end at 8:00pm. **IF available**, any extra time needed will be charged a set-up fee with same time allowance.
16. **NO SOLICITATIONS ON THE GROUNDS** (exception: Election days)
17. **ALL USERS ARE REQUIRED TO RETURN BUILDINGS TO: MOVED IN CONDITION. FAIRGROUNDS WILL PERFORM CLEAN-UP SERVICES AT A NEGOTIATED RATE, IF, DESIRED BY LESSEE.**

Order #61 Agenda #60 (cont'd)

**Lake County Fairgrounds**  
**Building Rental, Security and Alcohol Policy**  
219-661-3071 – fax: 219-661-3072-lcfgso@yahoo.com  
889 South Court Streets, CP, IN 46307

Please sign below to acknowledge receipt of Building Rental, Security and Alcohol Policy.  
Please return with Application.

I accept and acknowledge the policies of the Lake County Fairgrounds.

**Signature/Date:**

\_\_\_\_\_

**SALE of Food or BEVERAGE**

The **sale** of any food or beverage products must be conducted in full compliance of the Lake County Health Department regulations. As **lessee**, it is your responsibility to make sure your food or beverage vendor, including sampling and pre-packaged food has received their Temporary Food Permit. Health Dept. Telephone #: 219-755-3655  
Hrs: 8:30am-4:00pm

**If NO PERMIT, you may not open your event.**

**Signature/Date:** \_\_\_\_\_

\_\_\_\_\_

Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 09-95A

**RESOLUTION AMENDING THE RESOLUTION  
TO ESTABLISH THE RESERVE CARRYOVER PAYROLL EXPENSE LINE  
IN THE LAKE COUNTY AUDITOR'S 2010 BUDGET, RESOLUTION NO. 09-95**

**WHEREAS**, on October 13, 2009, the Lake County Council adopted Resolution No. 09-95, the Resolution To Establish the Reserve Carryover Payroll Expense Line in the Lake County Auditor's 2010 Budget; and

**WHEREAS**, the Lake County Council now desires to amend Resolution No. 09-95.

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

That Resolution No. 09-95, the Resolution to Establish the Reserve Carryover Payroll Expense Line in the Lake County Auditor's 2010 Budget be amended as follows:

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis Dwyer*  
*Thomas Allen Jr.*  
*Larry Schaub*  
APPROVED THIS 14th DAY OF March, 2010

DELETE:

- 3. That the Lake County Council hereby places in the Lake County Auditor's 2010 Budget, Reserve Carryover Payroll Expense Line, the sum of \$ 850,000.00.

INSERT:

- 3. That the employees that left in 2009 without proper payment will be reinstated for a one-time payroll position payment, under Job Code 02009-XXX.
- 4. That the Lake County Council hereby places in the Lake County Auditor's 2010 Budget, Reserve Carryover Payroll Expense Line, the sum of \$ 850,000.00.



SO ORDAINED THIS 23rd DAY OF February, 2010.

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

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council



Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 10-07

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

RESOLUTION TO APPROVE TEMPORARY LOAN FROM LAKE COUNTY FUNDS #350, #550, #385 AND OR FUND #514 TO THE LAKE COUNTY HOMELAND SECURITY OPERATING FUND, FUND #3500-249 APPROVED THIS 23rd DAY OF February 2010

WHEREAS, I.C. 36-1-8-4(a) provides that the Lake County Council may by resolution approve temporary loans from one fund in the County to another fund in the County in need of money for cash flow purposes; and

WHEREAS, Lake County Homeland Security/Emergency Management Agency has applied for the following Homeland Security Grants: 2006 BZPP Homeland Security Grants, RACES Communication Grant, 2007 PSIC Homeland Security Grant and 2007 GIS Homeland Security Grant; and

WHEREAS, the Lake County Homeland Security Operating Fund, Fund #3500- 249, is in need of up to \$500,000.00 to have sufficient operating cash while awaiting receipt of the Grant funds; and

WHEREAS, there is sufficient money on deposit in Funds #350, #550, #385 and/or Fund #514 to loan the Lake County Homeland Security Operating Fund, Fund #3500-249, up to \$500,000.00.

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

- 1. That the Lake County Council approves the loan of up to \$500,000.00 from Funds #350, #550, #385 and/or Fund 514 to the Lake County Homeland Security Operating Fund, Fund No. #3500-249. That the loan shall bear no interest and shall be repaid to either Fund #350, #550, #385 and/or Fund 415 on or about December 31, 2010, pursuant to I.C. 36-1-8-4.

SO RESOLVED THIS 23rd DAY OF February, 2010.

Thomas O'Donnell THOMAS O'DONNELL, President



Christine CID CHRISTINE CID

Larry Blanchard LARRY BLANCHARD

Ted F. Bilski TED F. BILSKI

Ernie Dillon ERNIE DILLON

Elsie Franklin ELSIE FRANKLIN

Jerome A. Prince JEROME A. PRINCE

Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis Dufay*  
*Donna Hill*  
*Steve Spivey*  
APPROVED THIS 17th DAY OF March 2010

RESOLUTION NO. 10-08

**RESOLUTION PERMITTING SUPERIOR COURT OF LAKE COUNTY, JUVENILE DIVISION, TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET**

WHEREAS, the Superior Court of Lake County, Juvenile Division, is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2009, have not been paid:

<u>001-4200-43234</u>	<u>Travel-Transportation/Other</u>
Brett Burkholder	\$ 36.25

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 2010 Budget the following invoices/debts incurred in the calendar year 2009 as follows:

<u>001-4200-43234</u>	<u>Travel-Transportation/Other</u>
Brett Burkholder	\$ 36.25

SO RESOLVED THIS 23rd DAY OF February, 2010.

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



*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

ERNIE DILLON  
*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis DeF...*  
*Donna...*  
*Dee...*  
APPROVED THIS 17 DAY OF March 20 10

RESOLUTION NO. 10-09

**RESOLUTION PERMITTING SUPERIOR COURT OF LAKE COUNTY, JUVENILE DIVISION, IV-D COURT TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET**

WHEREAS, the Superior Court of Lake County, Juvenile Division, IV-D Court, is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2009, have not been paid:

<u>001-3950-43995</u>	<u>Other Services &amp; Charges</u>
Arshad, Pangere & Warring, LLP	\$ 3,091.85

WHEREAS, the Honorable Mary Beth Bonaventura, Judge, Superior Court of Lake County, Juvenile Division, IV-D Court 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, IV-D Court, shall pay from her 2010 Budget the following invoices/debts incurred in the calendar year 2009 as follows:

<u>001-3950-43995</u>	<u>Other Services &amp; Charges</u>
Arshad, Pangere & Warring, LLP	\$ 3,091.85

SO RESOLVED THIS 23rd DAY OF February, 2010.

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

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE



Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 10-10

RESOLUTION PERMITTING THE HEALTH DEPARTMENT TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET

WHEREAS, the Health Department is currently operating in the 2010 Budget; and
WHEREAS, the following invoices/debts incurred in the Budget year of 2009, have not been paid:

Table with 2 columns: Invoice Number and Amount. Rows include 105-5130-41193 Compensation Board (600.00) and 105-5130-43190 Other Professional Services (385.00).

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

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2009 expenses shall be paid from the Health Department's 2010 Budget:

Table with 2 columns: Invoice Number and Amount. Rows include 105-5130-41193 Compensation Board (600.00) and 105-5130-43190 Other Professional Services (385.00).

SO RESOLVED THIS 23rd day of February, 2010.

Signatures of Christine CID, Larry Blanchard, Ted F. Bilski, Ernie Dillon, Elsie Franklin, and Jerome A. Prince.

Members of the Lake County Council



BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE
Approved this 17th day of March 2010

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Frances Duley*  
*James Schuch*

RESOLUTION NO. 10-11

**RESOLUTION TO APPROVE TEMPORARY LOAN TO LAKE COUNTY PARKS AND RECREATION BOARD'S BOND REDEMPTION FUNDS, FUND NO. 316 AND 317**

**WHEREAS,** I.C. 36-1-8-4(a) provides that the Lake County Council may by resolution approve temporary loans from one fund in the County to another fund in the County in need of money for cash flow purposes;

**WHEREAS,** the Lake County Park and Recreation Board has reported that there will be insufficient funds in the Park and Recreation Board's Bond Redemption Funds, Fund No. 316 and Fund No. 317 for debt service; and

**WHEREAS,** the Lake County Parks and Recreation Board's Bond Fund, Fund No. 353 has on hand a surplus of cash exceeding by at least the amount to be loaned and sum of all amounts required to pay the current and anticipated expenses of the Lake County Park and Recreation Board.

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

That the Lake County Council approves a \$1,100,000.00 loan from the Lake County Parks and Recreation Board's Bond Fund, Fund No. 353 for the payment of current and anticipated expenses of the Lake County Park and Recreation Board's Bond Redemption Funds, Fund No. 316 and Fund No. 317. Said loan shall bear no interest and shall be repaid to said Bond Fund, Fund No. 353 on or before December 31, 2010.

SO RESOLVED THIS 23rd day of February, 2010.

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



*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

ERNIE DILLON  
*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Brince*  
JEROME A. BRINCE

Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

**RESOLUTION NO. 10-13****RESOLUTION PERMITTING LAKE COUNTY  
PARKS AND RECREATION DEPARTMENT TO PAY  
OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET**

**WHEREAS,** Lake County Parks and Recreation Department is currently operating in the 2010 Budget; and

**WHEREAS,** the following invoices/debts incurred in the Budget Year of 2009, have not been paid:

<u>107-5151-43630</u>	<u>Maintenance/Service Contracts</u>
Ikon Office Solutions	\$ 43.04
<u>107-5153-42310</u>	<u>Equipment Repair</u>
Maintenance Products	\$ 11.97
Lindco Equipment Sales	13.20
Crown Point Industrial Supply	99.90
West Side Tractor Sales	<u>62.16</u>
	\$187.23
<u>107-5153-42320</u>	<u>Building Repair</u>
Menards	\$ 62.58
<u>107-5153-43630</u>	<u>Maintenance/Service Contracts</u>
Ikon Office Solutions	\$ 43.05
<u>107-5155-42230</u>	<u>Clothing</u>
Ruff-N-Tuff Clothing	\$201.75
<u>107-5155-43630</u>	<u>Maintenance/ Service Contracts</u>
Ikon Office Solutions	\$ 43.04
<u>107-5155-43710</u>	<u>Rentals</u>
Tri-States Airgas	\$ 51.10
<u>107-5156-43630</u>	<u>Maintenance/Service Contracts</u>
Ikon Office Solutions	\$424.58
TOTAL FUND 107	\$1,056.47

Order #61 Agenda #60 (cont'd)

<u>117-5155-42310</u> Parkway Mechanical	<u>Equipment Repair</u> \$ 331.00
<u>117-5155-42410</u> Tri Mark Marlin	<u>Supplies</u> \$3,311.95
<u>117-5155-43630</u> Chicago Office Technology Service Sanitation	<u>Maintenance/Service Contracts</u> \$ 206.61 <u>117.59</u> \$ 324.20
TOTAL FUND 117	\$3,967.13
GRAND TOTAL ALL FUNDS	\$5,023.62

WHEREAS, the Lake County Parks and Recreation Department desires to pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Parks and Recreation Department shall pay from its 2010 Budget the following invoices/debts incurred in the calendar year 2009 as follows:

<u>107-5151-43630</u> Ikon Office Solutions	<u>Maintenance/Service Contracts</u> \$ 43.04
<u>107-5153-42310</u> Maintenance Products Lindco Equipment Sales Crown Point Industrial Supply West Side Tractor Sales	<u>Equipment Repair</u> \$ 11.97 13.20 99.90 <u>62.16</u> \$187.23
<u>107-5153-42320</u> Menards	<u>Building Repair</u> \$ 62.58
<u>107-5153-43630</u> Ikon Office Solutions	<u>Maintenance/Service Contracts</u> \$ 43.05
<u>107-5155-42230</u> Ruff-N-Tuff Clothing	<u>Clothing</u> \$201.75

<u>107-5155-43630</u> Ikon Office Solutions	<u>Maintenance/ Service Contracts</u> \$ 43.04
<u>107-5155-43710</u> Tri-States Airgas	<u>Rentals</u> \$ 51.10
<u>107-5156-43630</u> Ikon Office Solutions	<u>Maintenance/Service Contracts</u> \$424.58
TOTAL FUND 107	\$1,056.47

<u>117-5155-42310</u> Parkway Mechanical	<u>Equipment Repair</u> \$ 331.00
<u>117-5155-42410</u> Tri Mark Marlin	<u>Supplies</u> \$3,311.95
<u>117-5155-43630</u> Chicago Office Technology Service Sanitation	<u>Maintenance/Service Contracts</u> \$ 206.61 <u>117.59</u> \$ 324.20
TOTAL FUND 117	\$3,967.13
GRAND TOTAL ALL FUNDS	\$5,023.62



SO RESOLVED THIS 23rd DAY OF February, 2010.

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

*Christine CID*  
CHRISTINE CID  
*Larry Blanchard*  
LARRY BLANCHARD  
*Ted F. Bilski*  
TED F. BILSKI

ERNIE DILLON  
*Elsie Franklin*  
ELSIE FRANKLIN  
*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE  
*Francis D. Lutz*  
*Bonnie L. ...*  
*...*  
APPROVED THIS 17th DAY OF March 2010

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

RESOLUTION NO. 10-14

RESOLUTION TO TRANSFER \$172,759.00 FROM LAKE COUNTY FUND 0800-130, TO THE CHILD SUPPORT TITLE IV-D FUND, FUND #297. APPROVED THIS 7th DAY OF March 20 10

WHEREAS, on September 8, 2009, the Lake County Council adopted Ordinance #1315B, the Ordinance creating the Child Support Title IV-D Fund, a non-reverting fund, Fund #297; and

WHEREAS, the Child Support Title IV-D Fund was established for the deposit and disbursement of IV-D incentive monies received per I.C. 31-26-2-1, et seq., the child support provisions of Title IV-D of the Federal Social Security Act; and

WHEREAS, prior to the creation of the Child Support Title IV-D Fund, Fund #297, incentive funds were deposited in Lake County Fund 0800-130; and

WHEREAS, Lake County Fund 0800-130 currently holds the sum of \$59,539.00 in reserves, and the sum of \$113,220.00 representing Lake County's portion of the IV-D incentive monies for 2009, for a total amount of \$172,759.00; and

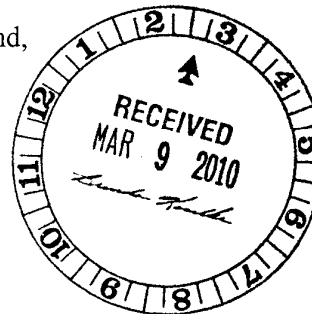
WHEREAS, the Lake County Council desires to transfer the sum of \$172,759.00 in Lake County Fund 0800-130 to the Child Support Title IV-D Fund, Fund #297.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

1. That the sum of \$59,539.00 now being held in reserves in Lake County Fund 0800-130, and the sum of \$113,220.00 representing Lake County's 2009 portion of the IV-D incentive monies in Lake County Fund 0800-130, is hereby transferred to the Child Support Title IV-D Fund, Fund #297, for distribution per Ordinance 1315B, the Ordinance creating the Child Support IV-D Fund (Fund #297).

SO RESOLVED THIS 23rd DAY OF February, 2010.

THOMAS O'DONNELL, President



CHRISTINE CID

ERNIE DILLON

LARRY BLANCHARD

ELSIE FRANKLIN

TED F. BILSKI

JEROME A. PRINCE

Members of the Lake County Council



Order #61 Agenda #60 (cont'd)

**RESOLUTION NO. 10-15**

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

**WHEREAS,** disability is a natural part of the human experience and in no way diminishes the right of individuals with disabilities to live independently, enjoy self-determination, make choices, contribute to society and experience full in the economic, political, social, cultural and educational mainstream of American society; and

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

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

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

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

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

That the Lake County Council declares March as Developmental Disability Awareness Month in Lake County.



SO RESOLVED THIS 9th day of March, 2010.

*Christine CID*  
CHRISTINE CID

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

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Ernie Dillon*  
ERNIE DILLON

*Larry Blanchard*  
LARRY BLANCHARD

*Francois DuRoi*

*Essie Franklin*  
ESSIE FRANKLIN

*Ted F. Bilski*  
TED F. BILSKI

*Ronnie Hill*

*Jerome A. Prince*  
APPROVED THIS 9th DAY OF March 2010  
JEROME A. PRINCE

Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francine DuPuy*

*James J. ...*

*George ...*

APPROVED THIS 17th DAY OF March 20 10

RESOLUTION NO. 10-16

**RESOLUTION TO TRANSFER THREE DORMANT FUND BALANCES TO THE LAKE COUNTY GENERAL FUND**

WHEREAS, the Lake County Homeland Security/Emergency Management Agency's Fund No. 236/Emergency Management-Project Impact Grant Fund; Fund No. 241/Emergency Planning Subgrant Fund; and Fund No. 257/Emergency Management C.E.R.T Fund have not been active for more than three years; and

WHEREAS, that the following balances remain in the funds: Fund No. 236/Emergency Management Project Impact Grant-\$ .01; Fund No. 241/Emergency Planning Subgrant-\$ 29.07; Fund No. 257/Emergency Management C.E.R.T.-\$ 347.57; and

WHEREAS, the Lake County Auditor requests the funds remaining in the three dormant funds, Fund No. 236, Fund No. 241 and Fund No. 257 be transferred to the Lake County General Fund.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council hereby approves the transfer of funds in the following three dormant funds of the Lake County Homeland Security/Emergency Management Agency: Fund No. 236/Emergency Management Project Impact Grant-\$ .01; Fund No. 241/Emergency Planning Subgrant-\$ 29.07; Fund No. 257/Emergency Management C.E.R.T.-\$ 347.57 to the Lake County General Fund.

SO RESOLVED THIS 9th DAY OF MARCH, 2010.

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

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

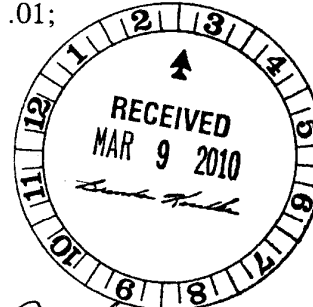
*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council



Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 10-17

RESOLUTION PERMITTING THE LAKE COUNTY COMMUNITY CORRECTIONS TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET

WHEREAS, the Lake County Community Corrections is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2009, have not been paid:

<u>139-4010-43190</u>	<u>Other Professional Services</u>
Family Health Center	\$1,167.00
Kmart	\$ 213.32
First Med	\$ 35.00
<u>139-4010-43630</u>	<u>Maintenance &amp; Service Contracts</u>
Gateway Business System	\$ 96.25

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

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2009 expenses shall be paid from the Lake County Community Correction's 2010 Budget:

<u>139-4010-43190</u>	<u>Other Professional Services</u>
Family Health Center	\$1,167.00
Kmart	\$ 213.32
First Med	\$ 35.00
<u>139-4010-43630</u>	<u>Maintenance &amp; Service Contracts</u>
Gateway Business System	\$ 96.25

SO RESOLVED THIS 9th day of March, 2010.

THOMAS O'DONNELL, President

CHRISTINE CID

LARRY BLANCHARD

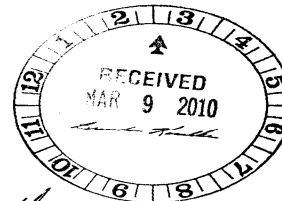
TED F. BILSKI

ERNIE DILLON

ELSIE FRANKLIN

JEROME A. PRINCE

Members of the Lake County Council



BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Francis DuPuy  
Dorcas Hill  
APPROVED THIS 14th DAY OF April 2010

Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 10-18

RESOLUTION PERMITTING THE LAKE COUNTY BOARD OF ELECTIONS AND REGISTRATION TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET

WHEREAS, the Lake County Board of Elections and Registration, is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget year of 2009, have not been paid:

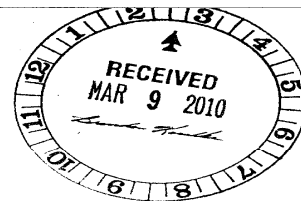
<u>001-2100-43235</u> Kathleen Brown	<u>Travel-Mileage</u> \$ 11.00
<u>001-2100-43995</u> Phil & Son	<u>Other Service &amp; Charges</u> \$ 204.00
<u>001-2100-42410</u> Sam's Direct	<u>Other Supplies</u> \$ 222.05

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

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2009 expenses shall be paid from the Lake County Board of Elections and Registration's 2010 Budget:

<u>001-2100-43235</u> Kathleen Brown	<u>Travel-Mileage</u> \$ 11.00
<u>001-2100-43995</u> Phil & Son	<u>Other Service &amp; Charges</u> \$ 204.00
<u>001-2100-42410</u> Sam's Direct	<u>Other Supplies</u> \$ 222.05



SO RESOLVED THIS 9th DAY OF March, 2010.

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

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis DuPuy*  
*James Allen*  
*Greg Sabers*  
APPROVED THIS 17th DAY OF March 2010

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Frances Dyley*  
*Robert Allen Jr.*  
*Debra Schuch*  
APPROVED THIS 9th DAY OF March 20 10

RESOLUTION NO. 10-19

**RESOLUTION PERMITTING SUPERIOR COURT OF LAKE COUNTY, JUVENILE DIVISION, TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET**

**WHEREAS,** the Superior Court of Lake County, Juvenile Division, is currently operating in the 2010 Budget; and

**WHEREAS,** the following invoices/debts incurred in the Budget year of 2009, have not been paid:

<u>001-4100-43995</u>	<u>Other Services &amp; Charges</u>
Continental Languages LLC	\$195.00

**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 2010 Budget the following invoices/debts incurred in the calendar year 2009 as follows:

<u>001-4100-43995</u>	<u>Other Services &amp; Charges</u>
Continental Languages LLC	\$195.00

SO RESOLVED THIS 9th DAY OF March, 2010.

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

*Christine CID*  
CHRISTINE CID

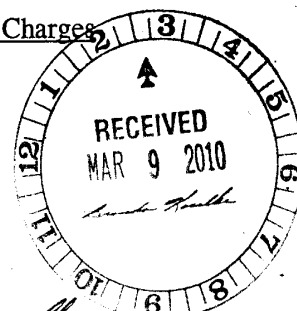
*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE



Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

**RESOLUTION NO. 10-20**

**RESOLUTION PERMITTING SUPERIOR COURT OF LAKE COUNTY, DOMESTIC RELATIONS COURT, ROOM THREE OF THE CIVIL DIVISION, TO PAY OUTSTANDING 2009 INVOICES/DEBTS FROM THE 2010 BUDGET**

**WHEREAS**, the Superior Court of Lake County, Domestic Relations Court, Room Three of the Civil Division, is currently operating in the 2010 Budget; and

**WHEREAS**, the following invoices/debts incurred in the Budget year of 2009 have not been paid:

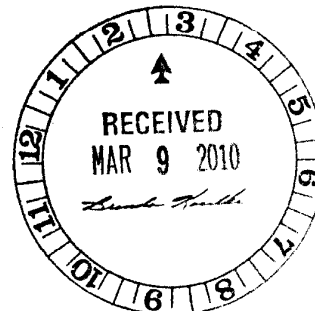
<u>411-3900-43920</u>	<u>Food and Lodging</u>
Strack and Van Til	\$ 72.04
Strack and Van Til	\$ 154.05
Elizabeth F. Tavitas	\$ 16.99

**WHEREAS**, the Lake Superior Court, Civil Division desires to pay the above invoices/debts due.

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

That the Lake Superior Court, Domestic Relations Court, Room Three of the Civil Division, shall pay from its 2010 Budget the following invoices/debts incurred in the calendar year 2010 as follows:

<u>411-3900-43920</u>	<u>Food and Lodging</u>
Strack and Van Til	\$ 72.04
Strack and Van Til	\$ 154.05
Elizabeth F. Tavitas	\$ 16.99



SO RESOLVED THIS 9th DAY OF March, 2010.

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

*Christine CID*  
 CHRISTINE CID

*Larry Blanchard*  
 LARRY BLANCHARD

*Ted F. Bilski*  
 TED F. BILSKI

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Ernie Dillon*  
 ERNIE DILLON

*Frances DuPuy*  
 FRANCES DUPUY

*Elsie Franklin*  
 ELSIE FRANKLIN

*Jerome A. Prince*  
 JEROME A. PRINCE

APPROVED THIS 17th DAY OF March, 2010

Members of the Lake County Council

Order #61 Agenda #60 (cont'd)

**RESOLUTION NO. 10-21**

**RESOLUTION PERMITTING LAKE COUNTY HIGHWAY DEPARTMENT TO PAY  
OUTSTANDING 2009 INVOICE/DEBT FROM THE 2010 BUDGET**

**WHEREAS**, the Lake County Highway Department is currently operating in the 2010 Budget; and

**WHEREAS**, the following invoice/debt was incurred in the Budget year of 2009 has not been paid:

<u>102-5013-43630</u>	<u>Maintenance &amp; Service Contracts</u>
Midwestern Electric, Inc.	\$ 3,852.10

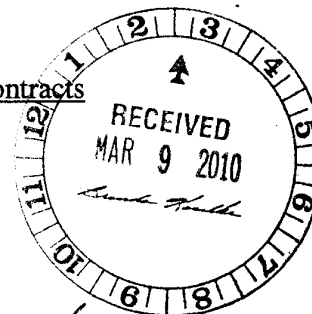
**WHEREAS**, the Lake County Highway Department desires to pay the above invoice/debt due.

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

That the Lake County Highway Department shall pay from its 2010 Budget the following invoice/debt incurred in the calendar year 2009 as follows:

<u>102-5013-43630</u>	<u>Maintenance &amp; Service Contracts</u>
Midwestern Electric, Inc.	\$ 3,852.10

SO RESOLVED THIS 9th DAY OF March, 2010.



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

*Christine CID*  
 CHRISTINE CID

*Larry Blanchard*  
 LARRY BLANCHARD

*Ted F. Bilski*  
 TED F. BILSKI

*Ernie Dillon*  
 ERNIE DILLON

*Elsie Franklin*  
 ELSIE FRANKLIN

*Jerome A. Prince*  
 JEROME A. PRINCE

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

*Francois Dubey*  
*Ronnie Hill*  
*Greg Spauld*

APPROVED THIS 17th DAY OF March 2010

Order #61 Agenda #60 (cont'd)

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis D. Lee*  
*Donna M. J. 99*  
*George Schuch*  
APPROVED THIS 17th DAY OF March 20 10

RESOLUTION NO. 10-22

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY OUTSTANDING 2009 JAIL INVOICES/DEBTS FROM THE 2010 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts were incurred in the Budget year of 2009 have not been paid:

<u>001-3100-43120</u>	<u>Medical and Hospital Services</u>
Heart Center of Lake County	\$ 4,345.00
Respiratory Sleep Assoc.	2,630.00
East Central Indiana Pathologists	200.00
	<u>\$ 7,175.00</u>

WHEREAS, the Sheriff's Department desires to pay the above jail invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2010 Budget the following jail invoices/debts incurred in the calendar year 2009 as follows:

<u>001-3100-43120</u>	<u>Medical and Hospital Services</u>
Heart Center of Lake County	\$ 4,345.00
Respiratory Sleep Assoc.	2,630.00
East Central Indiana Pathologists	200.00
	<u>\$ 7,175.00</u>



SO RESOLVED THIS 9th DAY OF March, 2010.

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

*Christine CID*  
CHRISTINE CID

*Larry Blanchard*  
LARRY BLANCHARD

*Ted F. Bilski*  
TED F. BILSKI

*Ernie Dillon*  
ERNIE DILLON

*Elsie Franklin*  
ELSIE FRANKLIN

*Jerome A. Prince*  
JEROME A. PRINCE

Members of the Lake County Council



Order #61 Agenda #60 (cont'd)

**RESOLUTION NO. 10-23**

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY OUTSTANDING  
2009 JAIL INVOICES/DEBTS FROM THE 2010 BUDGET**

**WHEREAS,** the Sheriff's Department of Lake County is currently operating in the 2010 Budget; and

**WHEREAS,** the following invoices/debts were incurred in the Budget year of 2009 have not been paid:

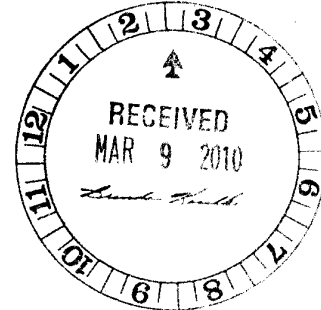
<u>001-3100-43920</u>	<u>Food and Lodging</u>
U.S. Food Service	\$ 6,810.95

**WHEREAS,** the Sheriff's Department desires to pay the above jail invoices/debts due.

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

That the Lake County Sheriff's Department shall pay from its 2010 Budget the following jail invoices/debts incurred in the calendar year 2009 as follows:

<u>001-3100-43920</u>	<u>Food and Lodging</u>
U.S. Food Service	\$ 6,810.95



SO RESOLVED THIS 9th DAY OF March, 2010.

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

*Christine CID*  
 CHRISTINE CID

*Larry Blanchard*  
 LARRY BLANCHARD

*Ted F. Bilski*  
 TED F. BILSKI

*Ernie Dillon*  
 ERNIE DILLON

*Elsie Franklin*  
 ELSIE FRANKLIN

*Jerome A. Prince*  
 JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Francis Dufay*

*James J. ...*

*...*

APPROVED THIS 17th DAY OF March, 2010

Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 10-24

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY OUTSTANDING  
2009 JAIL INVOICES/DEBTS FROM THE 2010 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts were incurred in the Budget year of 2009 have not been paid:

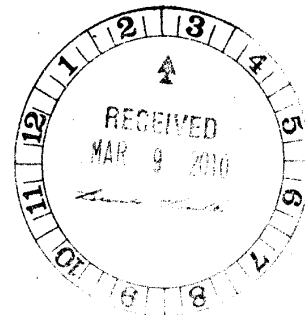
<u>001-3100-43920</u>	<u>Food and Lodging</u>
U.S. Food Service	\$ 325.10

WHEREAS, the Sheriff's Department desires to pay the above jail invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2010 Budget the following jail invoices/debts incurred in the calendar year 2009 as follows:

<u>001-3100-43920</u>	<u>Food and Lodging</u>
U.S. Food Service	\$ 325.10



SO RESOLVED THIS 9th DAY OF March, 2010.

Thomas O'Donnell  
THOMAS O'DONNELL, President

Christine CID  
CHRISTINE CID

Larry Blanchard  
LARRY BLANCHARD

Ted F. Bilski  
TED F. BILSKI

Ernie Dillon  
ERNIE DILLON

Elsie Franklin  
ELSIE FRANKLIN

Jerome A. Prince  
JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

Francesca...

...

...

APPROVED THIS 7th DAY OF March 2010

Order #61 Agenda #60 (cont'd)

RESOLUTION NO. 10-25

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY OUTSTANDING  
2009 JAIL INVOICES/DEBTS FROM THE 2010 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2010 Budget; and

WHEREAS, the following invoices/debts were incurred in the Budget year of 2009 have not been paid:

<u>001-3100-43620</u>	<u>Equipment Repairs</u>
Hobart Service	\$ 558.30

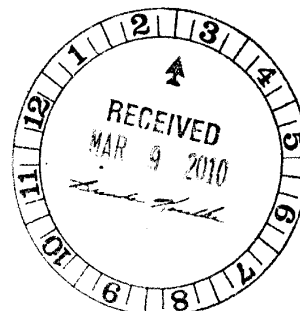
WHEREAS, the Sheriff's Department desires to pay the above jail invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2010 Budget the following jail invoices/debts incurred in the calendar year 2009 as follows:

<u>001-3100-43620</u>	<u>Equipment Repairs</u>
Hobart Service	\$ 558.30

SO RESOLVED THIS 9th DAY OF March, 2010.



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

*Christine CID*  
 CHRISTINE CID

*Larry Blanchard*  
 LARRY BLANCHARD

*Ped F. Bilski*  
 PED F. BILSKI

*Ernie Dillon*  
 ERNIE DILLON

*Elsie Franklin*  
 ELSIE FRANKLIN

*Jerome A. Prince*  
 JEROME A. PRINCE

Members of the Lake County Council

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE COUNTY

*Francis D. ...*  
*...*  
*...*

APPROVED THIS 7th DAY OF March, 2010

Order #61 Agenda #60 (cont'd)

MEMORANDUM OF UNDERSTANDING  
FOR AN ELECTRONIC TRANSFER OF E-CITATIONS  
IN HAMMOND CITY COURT

This Memorandum of Understanding (Agreement) is made and entered into by and between the City Clerk of the City/Town of **Hammond**, and the County of Lake, through the Lake County Board of Commissioners and the Lake County Council (County):

RECITALS

WHEREAS, the Court is the property established Court and the Clerk is the officially elected Clerk of the Court of the City/Town of **Hammond**; and

WHEREAS, the Lake County Board of Commissioners is the executive of Lake County, Indiana, and the Lake County Council is the legislative and fiscal body of Lake County, Indiana; and

WHEREAS, Lake County desires to assist the city and town courts of Lake County to transmit E-Citations from the Indiana State Data Repository to the Lake County Case Management System

WHEREAS, the Indiana Supreme Court and its Judicial technology Automation Committee (JTAC) has responded favorably to the request of the Lake Superior Courts to assist and enable the city and town courts in Lake County to electronically transmit E-Citation information from the Indiana State Repository to the Lake County Case Management System.

WHEREAS, the County will assist the city and town courts in the following areas related to the timely electronic transmission of E-Citation information on the traffic infraction cases:

1. Installation;
2. Training;
3. Continuing Software Support;

NOW, THEREFORE IN CONSIDERATION OF THE forgoing representations and covenant hereinafter set forth, the parties agree as follows:

1. Authority. The parties agree that this Agreement is specifically undertaken pursuant to the authority under Indiana Law to enter into binding Agreements.
  2. Term of Agreement. The term of this Agreement shall be from **the date of signing** through **December 31, 2010**, and shall automatically renew each year unless the City Clerk or County notifies in writing the other party of its termination at least 60 days before the end of the current term.
-

Order #61 Agenda #60 (cont'd)

- 3. Purpose of Agreement. The purpose of this Agreement is for the County to assist the City Clerk with the electronic transfer of E-Citation from the Indiana State Data Repository Case Management System to the City Clerk.
- 4. Responsibilities and Duties of the City Clerk. The City Clerk agrees as follows:
  - A. To permit access for Lake County employees or their designees to install the software, and to train employees of the Clerk;
  - B. To only use the network, system, and equipment according to the best practices as defined and modified by Lake County and the Lake County Data Processing Agency or its assignee;
- 5. Effective Date and Commencement of Terms. This Agreement shall be effective and the terms set forth shall be deemed enforceable upon the signature and approval of all parties.

IN WITNESS WHEREOF, the City Clerk and the County, through duly authorized representatives, have entered into the Memorandum of Understanding; and having read and understood the foregoing terms of this Memorandum of Understanding, the City Clerk and the County do by their respective signatures and dates below agree to such terms.

COUNTY OF LAKE:

By: Roosevelt Allen, Jr. Date: 3/17/10  
Roosevelt Allen, Jr.  
County Council Commissioner

By: Gerry J. Scheuk Date: 3/17/10  
Gerry J. Scheuk  
County Commissioner

By: Frances DuPey Date: 3/17/10  
Frances DuPey  
County Commissioner

COUNTY OF LAKE:

By: Garry Blanchard Date: 2/23/10  
Garry Blanchard  
County Councilman

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Ernie Dillon  
County Councilman

By: Jerome Prince Date: 2/23/10  
Jerome Prince  
County Councilman

By: Ted Bilski Date: 2/23/10  
Ted Bilski  
County Councilman

By: Elsie Franklin Date: 2/23/10  
Elsie Franklin  
County Councilman

By: Christine Cid Date: 2/23/10  
Christine Cid  
County Councilwoman

By: Thomas O'Donnell Date: 2/23/10  
Thomas O'Donnell  
County Councilman

CITY CLERK:

By: Robert J. Golec Date: 1-29-10  
Robert J. Golec  
Hammond City Clerk

Order #62 Agenda #61A

In the Matter of Standard Items: Appointments – A. Certificate of Appointment from the Commissioners meeting of February 17, 2010.

Scheub made a motion, seconded by Allen, to approve and make a matter of public record the Certificate of Appointment from the Commissioners meeting of February 17, 2010, appointing Nicole Witkowski as a Board Member of the Lake County Redevelopment Authority. Motion passed 3-0.

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

The next Board of Commissioners Meeting will be held on Wednesday, April 21, 2010 at 10:00 A.M.

The following officials were Present:

Attorney John Dull  
Brenda Koselke  
Jim Bennett  
Delvert Cole  
Marcus Malczewski

\_\_\_\_\_  
FRANCES DuPEY, PRESIDENT

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

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

ATTEST:

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