

The Board met in due form with the following members present: Gerry Scheub, Michael Repay and Kyle Allen, Sr. 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 10th day of February, 2016 at about 9:15 a.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 10th day of February, 2016 at about 9:15 a.m.

Order #1

Acknowledgment

Comes now, Board President, Commissioner Scheub, with an acknowledgment introducing the newest member of the Board of Commissioners for the 1st District, Lake County, Indiana, Mr. Kyle Allen, Sr., Commissioner-appoint, upon the unfortunate passing of Mr. Roosevelt Allen, Jr., Commissioner Scheub also acknowledged Mr. Allen with welcoming remarks. Commissioner Kyle Allen, Sr. responded saying thank you to the Voters and Committeeman for their support also the taxpayers and the Staff and the work they do for the taxpayers, thank you in advance for your support and also stated, he will do the best job he can.

Order #2 Agenda #5A

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

Repay made a motion, seconded by Allen, to allow the opening of the Bids/Proposals. Motion carried.

Order #3 Agenda #5B

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

Repay made a motion, seconded by Allen, to approve the Additions – Item #16E – Consulting Contract between Traverse Surveying, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Surveyor for the year 2016 in an amount not to exceed \$35,328.00 payable at the rate of \$75.00 per hour; Item #30A – Agreement between DLZ and the Board of Commissioners of the County of Lake for Architectural and Engineering Design, Bid and Construction Administration Services for the Lake County Purdue Extension/Soil and Water Conservation Project in an amount not to exceed \$307,000.00 to be ratified; Item #39D – Lake County, Indiana Board of Commissioners 2016 County Impact Plan; Item #39E – Township Assistance Standards and Guidelines for Hanover Township, Lake County, Indiana Effective January, 2016 to be made a matter of public record; Item #39F – Resolution No. 16-04 Of the Board of Commissioners of the County of Lake, Indiana Concerning Roads and Bridges in Unincorporated Lake County to be ratified; Item #39G – Request from the Town of Merrillville for Property No. 45-12-08-330-001.000.030; Item #39H – Letter from the Board of Commissioners of the County of Lake to Attorney Mark R. Anderson and Mario Wahid concerning termination of Lease Agreement with WMA Properties, LLC; Item #39I – Request for Property Disposal from Lake County Veterans Service; Item #39J – Quote from Motorola Solutions for Lake County 911 for the purchase of Radios from Lake County Government Building Security in the amount of \$38,545.00; Item #39K – Commissioners Resolution concerning additional Real Estate for parking for the Lake County Fairgrounds; Corrections – Number 34 – Center should read Cender; Deletions – Number 14, and ordered same to approve the Final Agenda as amended for a matter of public record and make a matter of public record the Certificate of Service of Meeting Notice to those who have made such written request. Motion carried.

Order #4 Consent Agenda

In the Matter of Consent Agenda – Items #6A a-h; #6B; #6C.

Repay made a motion, seconded by Allen, to approve and make a matter of public record the items of the Consent Agenda (Items #6A a-h; #6B; #6C). Motion carried.

Order #4 Consent Agenda #6A-a

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

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Indiana Department of Environmental Management (Saco Industries, Inc.; Carmeuse Lime, Inc.; PCS Hammond LLC; Oil Technology, Inc.; Industrial Steel Construction, Inc.; Hoist Litruck Mfg., Inc.; Stericycle, Inc.). Motion carried.

Order #4 Consent Agenda #6A-b

In the Matter of IDEM: Indiana Department of Administration.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Indiana Department of Administration (Department of Natural Resources; Eagle Marsh Mitigation Site; Section 17, Township 30 North; Range 12 East; Wayne Township, Allen County – Conveyed to Little River Wetlands Project). Motion carried.

Order #4 Consent Agenda #6A-c

In the Matter of IDEM: Certificates of Liability Insurance.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Certificates of Liability Insurance (Staples, Inc.; Krooswyk Trucking & Excavating, Inc.; Staples, Inc.; Johnson Controls, Inc.; Creed Seeding; Walsh&Kelly, Inc. W&K Equipment Co., Inc. & Omega Trucking Co., Inc.; Rieth-Riley Construction Co., Inc.; Land Ron, Inc.; Singleton Stone, LLC; Reliable Relamping Inc.; ADP Totalsource MI VI, LLC; Nu Sash of Indianapolis). Motion carried.

Order #4 Consent Agenda #6A-d

In the Matter of IDEM: Continuation Certificates.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Continuation Certificates (Krooswyk Trucking & Excavating, Inc.; Hartmann Electric Co., Inc.; Disc Security Alarm Services, Inc.; Sheriff Goslin Company-Continuous License Bond-0552010). Motion carried.

Order #4 Consent Agenda #6A-e

In the Matter of IDEM: Reinstatement Notices.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Reinstatement Notices (Crown Wheel Mechanical, LLC). Motion carried.

Order #4 Consent Agenda #6A-f

In the Matter of IDEM: Cancellation Notices.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Cancellation Notices (Icon Identity Solutions, Inc.; Bogeve, Aleksandar; Pat's Mechanical, Inc.; Practical Environmental Consultants, Inc.; Laminated Erectors, Inc.; Image FX Inc.; RMS Holdings, LLC dba RMS Welding Systems; Spirit Wrecking & Excavation; CBA Custom Construction, Inc.; Southlake Automation, Inc.; Ponziano Construction Services Inc.; KPK Holdings Inc. dba All Seasons; Torry Granrath's Custom Concrete, Inc.; Crown Wheel Mechanical LLC; Winston Builders; Berry Electric Contracting Co.; Spirit Wrecking & Excavation). Motion carried.

Order #4 Consent Agenda #6A-g

In the Matter of IDEM: Enbridge Project Update.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Enbridge Project Update (Line 78 Pipeline Project – In Operation – January 2016). Motion carried.

Order #4 Consent Agenda #6A-h

In the Matter of IDEM: Notarial Bond.

Repay made a motion, seconded by Allen, to make a matter of public record the Notices of the IDEM: Notarial Bond (Anajean Lewis – Bond No. 53878004N). Motion carried.

Order #4 Consent Agenda #6B

In the Matter of Vendor Qualification Affidavits.

Repay made a motion, seconded by Allen, to make a matter of public record the following Vendor Qualification Affidavits. Motion carried.

LAND BANK BUILDERS & ASSOCIATES, INC.
 VETERANS MEMORIAL PARKWAY COMMISSION
 CENTER OF WORKFORCE INNOVATIONS
 DAILEY STRATEGIES, INC.
 GLOBAL GOVED
 UNIVERSITY PEDIATRIC ASSOC.
 HEWLETT PACKARD ENTERPRISE
 BARTRONICS, INC.
 DAVID M. BLASKIVICH
 FIBERGLASS
 FOLKMANIS, INC.
 CARDNO, IN
 LIVEVIEW GPS, INC.
 TRAVERSE SURVEYING, INC.
 AMERICA'S TIRE
 COURTYARD MUNCIE AT HORIZON CENTER

Order #4 Consent Agenda #6C

In the Matter of Treasurer's Departmental Report for the month of December, 2015.

Comes now, Peggy Katona, Lake County Treasurer, and files with the Board his report of fees taken in and collected in his office for the Month of December 2015. 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.

Repay made a motion, seconded by Allen, to accept the above Treasurer's Report of December 2015 as submitted. Motion carried.

Order #5 Agenda #8

In the Matter of L C Highway – Amendment No. 2 to the agreement between American Structurepoint, Inc. and the Board of Commissioners of the County of Lake for Right-of-Way Acquisition Services for 45th Avenue Phase II and III, Des. Nos. 9980090 and 9980080.

Repay made a motion, seconded by Allen, to approve Amendment No. 2 to the Agreement between American Structurepoint and the Board of Commissioners on behalf of the Lake County Highway Department for Right-of-Way Acquisition Services for 45th Avenue Phase II and III, Des. Nos. 9980090 and 9980080. Intersection Improvement for 45th Avenue Phase 2B from Whitcomb to Chase Des#1172007. Motion carried.

Order #6 Agenda #9

In the Matter of L C Highway – Maintenance Agreement between Tri-Electronics, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for telephone maintenance for the year 2016 for: A. Crown Point Highway Garage - \$1,740./Yr to be paid at \$435.00 per quarter. B. Lowell Highway Garage - \$756.00/Yr to be paid at \$189.00 per quarter.

Repay made a motion, seconded by Allen, to approve the Maintenance Agreement between Tri-Electronics, Inc. and the Board of Commissioners of the County of Lake on behalf of the Lake County Highway Department for telephone maintenance for the year 2016 for: A. Crown Point Highway Garage - \$1,740./Yr to be paid at \$435.00 per quarter. B. Lowell Highway Garage - \$756.00/Yr to be paid at \$189.00 per quarter. Motion carried.

Order #7 Agenda #10

In the Matter of L C Highway – Agreement between Lochmueller Group, Inc. and the Board of Commissioners of the County of Lake for Design Engineering Services for 109th Street/US 231 HISP Funding Application in an amount not to exceed \$24,185.00.

Comes now, Commissioner Scheub, to address the importance of this Agreement, whereas there has been 2 fatalities and 43 accidents, this agreement will add a left turn lane, the proposal with NIRPC will take until 2019, so it is very important to start this project at this intersection 109th Street & US 231, it has also been proposed to make this a 3Phase project. Highway Superintendent spoke.

Repay made a motion, seconded by Allen, to approve the L C Highway – Agreement between Lochmueller Group, Inc. and the Board of Commissioners of the County of Lake for Design Engineering Services for 109th Street/US 231 HISP Funding Application in an amount not to exceed \$24,185.00. Motion carried.

Order #8 Agenda #11

In the Matter of L C Sheriff – BIDS: Fourteen (14) more or less 2016 full size four door sedans with factory police pursuit to be opened.

This being the day, time and place for the receiving of bids for Fourteen (14) more or less 2016 full size four door sedans with factory police pursuit for the Lake County Sheriff's Department, the following bids were received:

Thomas Dodge \$342,790.00

Comes now, Attorney Bushemi, before the Board of Commissioners, on behalf of the L C Sheriff, stating that the Sheriff has requested that the Board take action and award the Contract today, Repay made a motion, seconded by Allen, to award the sole bid submitted of **Thomas Dodge-Chrysler-Jeep of Highland, Inc.**, 9604 Indianapolis Blvd, Highland, IN 46322, with \$342,790.00 for Fourteen (14) more or less 2016 full size four door sedans with factory police pursuit for the Lake County Sheriff's Department. Motion carried.

And it appearing to said Board of Commissioners that the above company's bids being the most responsive and responsible bids for Fourteen (14) more or less 2016 full size four door sedans with factory police pursuit for the L.C. Sheriff, having complied with the law as provided by statute and filed with their bid the proper affidavit as by law provided and their bond or certified check in the amount of:

THOMAS DODGE W/ CHASE-CASHIER'S CHECK in the amount of \$17,500.00 is hereby approved by the Board of Commissioners.

There being sufficient unobligated appropriated funds available, the contracting authority of Board of Commissioners hereby accepts the terms of the attached bid for classes or items numbered for FOURTEEN (14) MORE OR LESS 2016 FULL SIZE FOUR DOOR SEDANS WITH FACTORY POLICE PURSUIT \$342,790.00 and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: Date: December 16, 2015

GERRY SCHEUB
MICHAEL REPAY
KYLE ALLEN, Sr.

THOMAS DODGE

Order #9 Agenda #12

In the Matter of L C Sheriff – PROPOSAL: under advisement. Request for rejection of the proposal from Paul Heuring Ford as the specification needs modification to meet the Sheriff's requirements for covert units.

Repay made a motion, seconded by Allen, to reject the proposal for undercover police units that has been previously taken under advisement, from **Paul Heuring Ford**, the specification needs modification to meet the Sheriff's requirements for covert units. Motion carried.

Order #10 Agenda #13

In the Matter of L C Sheriff – SPECIFICATIONS: A. One (1) more or less 2014, 2015 or 2016 undercover/covert 4 door sedan, mid size to full size. B. One (1) more or less 2014, 2015 or 2016 undercover/covert new SUV. C. One (1) more or less 2014, 2015 or 2016 undercover/covert new full size 1500, 4 door truck. D. One (1) more or less 2014, 2015 or 2016 undercover/covert new passenger minivan. To be advertised. Bids to be returned by Wednesday, March 16, 2016 prior to 9:30 A.M. in the Lake County Auditor's Office.

Repay made a motion, seconded by Allen, to approve the advertising of the specifications for the following on behalf of the Lake County Sheriff for the return of bids by Wednesday, March 16, 2016 prior to 9:30 A.M. in the Lake County Auditor's Office. Motion carried.

- A. One (1) more or less 2014, 2015 or 2016 undercover/covert 4 door sedan, mid size to full size.
- B. One (1) more or less 2014, 2015 or 2016 undercover/covert new SUV.
- C. One (1) more or less 2014, 2015 or 2016 undercover/covert new full size 1500, 4 door truck.
- D. One (1) more or less 2014, 2015 or 2016 undercover/covert new passenger minivan.

Order #11 Agenda #38

In the Matter of L C B.O.C. – Lake County Sheriff letter dated February 3, 2010 and approved by the Board of Commissioners of the County on February 17, 2010 authorizing the presentation of the service weapon to Officers upon retirement to be made a matter of public record and two letter of request for service weapons from two retired officers.

Repay made a motion, seconded by Allen, to approve the Lake County Sheriff letter dated February 3, 2010 from Chief Marco Kuyachich approved by the Board of Commissioners of the County on February 17, 2010 authorizing the presentation of the service weapon to Officers upon retirement to be made a matter of public record including two other letters dated March 8, 2010 and January 16, 2016 from Chief Marco Kuyachich and ordered same to approve the letter of request for service weapons from retired officer – Henry C. Woronka, retiring September 2013 with 35years of service. Honorably Served. Motion carried.

Order #12 ADD Agenda #39G

In the Matter of L C B.O.C. – Request from the Town of Merrillville for Property No. 45-12-08-330-001.000-030.

Allen made a motion, seconded by Repay, to approve the request for Property No. 45-12-08-330-001.000-030, real property located at 6650 Cleveland Street, Merrillville, Indiana, letter submitted by Merrillville Town Council President, Attorney Bushemi present/spoke. Motion carried.

Order #12 Agenda #7

In the Matter of L C Highway – BIDS: Annual Material Bids for the year 2016 for the following. to be opened.

This being the day, time and place for the receiving of bids for Items #A-F for Materials for the year 2016 for the Lake County Highway Department, the following bids were received:

Bituminous Materials for Roadway Patching, Bridge Deck and Approach Overlays (Delivered and Applied)

- | | | |
|----|---|-----------|
| 1. | Walsh & Kelly, Inc.
1700 E. Main Street
Griffith, IN 46319 | \$363,500 |
| 2. | Rieth-Riley Construction Co.
7500 W 5 th Avenue
Gary, IN 46406 | \$362,430 |
| 3. | Town & Country Construction
6049 Work Street
DeMotte, IN 46310 | \$338,500 |

Bituminous Materials & Surface Milling (Delivered and Applied)

- | | | |
|----|---|-------------|
| 1. | Walsh & Kelly, Inc.
1700 E. Main Street
Griffith, IN 46319 | \$1,193,500 |
| 2. | Rieth-Riley Construction Co.
7500 W 5 th Avenue
Gary, IN 46406 | \$1,163,250 |

Bituminous Materials Picked Up

- | | | |
|----|---|----------|
| 1. | Walsh & Kelly, Inc.
1700 E. Main Street
Griffith, IN 46319 | \$29,000 |
| 2. | Rieth-Riley Construction Co.
7500 W 5 th Avenue
Gary, IN 46406 | \$29,800 |

Concrete Curb and Gutter Removal and Replacement

- | | | |
|----|---|--------------|
| 1. | J&J Newell Concrete Contractors, Inc.
P.O. Box 329
Calumet City, IL 60409 | \$247,500.00 |
| 2. | Walsh & Kelly, Inc.
1700 E. Main Street
Griffith, IN 46319 | \$314,000.00 |
| 3. | Hook's Concrete & Construction Co.
1041 Sheffield Ave.
Dyer, IN 46311 | \$279,775.00 |
| 4. | Gariup Construction Co.
3965 Harrison Street
Gary, IN 46408 | \$234,500.00 |

Hot-In-Place Recycling by the Heater Scarification Method

- | | | |
|----|--|-----------|
| 1. | Gallagher Asphalt
18100 South Indiana Avenue
Thornton, IL 60476-1299 | \$105,750 |
|----|--|-----------|

Seal Coat (Chip and Seal)

- | | | |
|----|---|-----------|
| 1. | Walsh & Kelly, Inc.
1700 E. Main Street
Griffith, IN 46319 | \$268,500 |
| 2. | Rieth-Riley Construction Co.
7500 W 5 th Avenue
Gary, IN 46406 | \$273,500 |

Repay made a motion, seconded by Allen, to take the above-mentioned bids under advisement for further tabulation and recommendation. Motion carried.

Order #13 Agenda #15

In the Matter of L C Juvenile Court CASA – Record Storage and Service Agreement between Records Storage Center, Inc. (RSC) and the Board of Commissioners of the County of Lake for the year 2016 in the amount of \$1,440.00 for storage for the year with additional costs for pickup, repacking, boxes and requests to pull files priced per Schedule A.

Repay made a motion, seconded by Allen, to approve the Record Storage and Service Agreement between Records Storage Center, Inc. (RSC) and the Board of Commissioners of the County of Lake on behalf of L C Juvenile Court CASA for the year 2016 in the amount of \$1,440.00 for storage for the year with additional costs for pickup, repacking, boxes and requests to pull files priced per Schedule A. Motion carried.

Order #14 Agenda #16

In the Matter of L C Surveyor – Addendum to the Agreement entered into on December 16, 2015 between The Sidwell Company and the Board of Commissioners of the County of Lake for an additional \$3,330.00 for: A. Merge GIS Websites, modify landing page, one-time fee \$1,200.00; B. Adjust Portico Layers, one-time fee \$600.00; C. Name Redaction one-time fee \$1,350.00; D. Additional Portico Hosting annual fee (\$15/mo.) 1/1/16-12/31/16 \$180.00.

Repay made a motion, seconded by Allen, to approve the Addendum to the Agreement entered into on December 16, 2015 between The Sidwell Company and the Board of Commissioners of the County of Lake on behalf of L C Surveyor for an additional \$3,330.00 as follows. Motion carried.

- A. Merge GIS Websites, modify landing page, one-time fee \$1,200.00;
- B. Adjust Portico Layers, one-time fee \$600.00;
- C. Name Redaction one-time fee \$1,350.00;
- D. Additional Portico Hosting annual fee (\$15/mo.) 1/1/16-12/31/16 \$180.00.

Order #15 Agenda #16E

In the Matter of L C Surveyor – Consulting Contract between Traverse Surveying, Inc. and the Board of Commissioners of the County of Lake for the year 2016 in an amount not to exceed \$35,328.00 payable at the rate of \$75.00 per hour.

Repay made a motion, seconded by Allen, to approve the Consulting Contract between Traverse Surveying, Inc. and the Board of Commissioners of the County of Lake on behalf of the L C Surveyor for the year 2016 in an amount not to exceed \$35,328.00 payable at the rate of \$75.00 per hour. Motion carried.

Order #16 Agenda #17

In the Matter of L C Public Defender, Conflicts Division – Legal Services Agreement between Arlington J. Foley, Jr. and the Board of Commissioners of the County of Lake for Conflicts Attorney Services for the period of February 17, 2016 to December 31, 2016 in an amount not to exceed \$20,000.00 payable at the rate of \$90.00 per hour.

Repay made a motion, seconded by Allen, to approve the Legal Services Agreement between Arlington J. Foley, Jr. and the Board of Commissioners of the County of Lake on behalf of L C Public Defender, Conflicts Division for Conflicts Attorney Services for the period of February 17, 2016 to December 31, 2016 in an amount not to exceed \$20,000.00 payable at the rate of \$90.00 per hour. Expenditures reimbursed 40% from State Public Defender Commission. Motion carried.

Order #16 Agenda #18

In the Matter of L C Public Defender, Conflicts Division – Legal Services Agreement between Lakeisha C. Murdaugh and the Board of Commissioners of the County of Lake for Conflicts Attorney Services for the period of February 17, 2016 to December 31, 2016 in an amount not to exceed \$20,000.00 payable at the rate of \$90.00 per hour.

Repay made a motion, seconded by Allen, to approve the Legal Services Agreement between Lakeisha C. Murdaugh and the Board of Commissioners of the County of Lake on behalf of L C Public Defender, Conflicts Division for Conflicts Attorney Services for the period of February 17, 2016 to December 31, 2016 in an amount not to exceed \$20,000.00 payable at the rate of \$90.00 per hour. Expenditures reimbursed 40% from State Public Defender Commission. Motion carried.

Order #17 Agenda #19

In the Matter of L C Assessor – Agreement between Enterprise Systems, LLC and the Board of Commissioners of the County of Lake for the period of January 1, 2016 to July 31, 2016 in an amount not to exceed \$7,100.00 payable at the rate of \$3,500.00 for the first quarter and \$3,600.00 for the second quarter.

Repay made a motion, seconded by Allen, to approve the Agreement between Enterprise Systems, LLC and the Board of Commissioners of the County of Lake on behalf of L C Assessor for the period of January 1, 2016 to July 31, 2016 in an amount not to exceed \$7,100.00 payable at the rate of \$3,500.00 for the first quarter and \$3,600.00 for the second quarter. Motion carried.

Order #18 Agenda #20

In the Matter of L C Assessor – Addendum to Contract entered into on December 16, 2015 for Cyclical Reassessment and Annual Adjustments between the Department of Local Government Finance and the Board of Commissioners of the County of Lake to be made a matter of public record.

Repay made a motion, seconded by Allen, to approve the Addendum to the Contract entered into on December 16, 2015 for Cyclical Reassessment and Annual Adjustments between the Department of Local Government Finance and the Board of Commissioners of the County of Lake on behalf of the L C Assessor to be made a matter of public record. Motion carried.

Order #19 Agenda #21

In the Matter of L C Recorder – Legal Services Agreement between Adrian Guzman and the Board of Commissioners of the County of Lake for the year 2016 in an amount not to exceed \$6,000.00 payable at the rate of \$90.00 per hour.

Repay made a motion, seconded by Allen, to approve the Legal Services Agreement between Adrian Guzman and the Board of Commissioners of the County of Lake on behalf of the L C Recorder for the year 2016 in an amount not to exceed \$6,000.00 payable at the rate of \$90.00 per hour. Motion carried.

Order #19 Agenda #22

In the Matter of L C Recorder – Legal Services Agreement between Thomas S. Mullins and the Board of Commissioners of the County of Lake for the year 2016 in an amount not to exceed \$6,000.00 payable at the rate of \$90.00 per hour.

Repay made a motion, seconded by Allen, to approve the Legal Services Agreement between Thomas S. Mullins and the Board of Commissioners of the County of Lake on behalf of the L C Recorder for the year 2016 in an amount not to exceed \$6,000.00 payable at the rate of \$90.00 per hour. Motion carried.

Order #20 Agenda #23

In the Matter of L C Recorder – Preventive Maintenance Agreement renewal between Naviant, Inc. and the Board of Commissioners of the County of Lake for maintenance for the year 2016 for three (3) Minolta MS 6000 Printers for the year 2016 in an amount not to exceed \$4,644.00 payable at the rate of \$1,161.00 per quarter.

Repay made a motion, seconded by Allen, to approve the Preventive Maintenance Agreement renewal between Naviant, Inc. and the Board of Commissioners of the County of Lake on behalf of L C Recorder for maintenance for the year 2016 for three (3) Minolta MS 6000 Printers for the year 2016 in an amount not to exceed \$4,644.00 payable at the rate of \$1,161.00 per quarter. (digitizing index cards) Motion carried.

Order #21 Agenda #24

In the Matter of L C Recorder – Record Storage and Service Agreement between Records Storage Center, Inc. (RSC) and the Board of Commissioners of the County of Lake for the year 2016 for storage for the year per the pricing listed on Schedule A.

Repay made a motion, seconded by Allen, to approve the Record Storage and Service Agreement between Records Storage Center, Inc. (RSC) and the Board of Commissioners of the County of Lake on behalf of the L C Recorder for the year 2016 for storage for the year per the pricing listed on Schedule A. (microfilm machines) Motion carried.

Order #22 Agenda #25

In the Matter of L C Board of Elections and Registration – Request for permission to seek proposals from Feree Movers and On-Time Distribution for the moving of the voting machines for the May 3, 2016 Primary Election. Proposals to be returned by Wednesday, March 16, 2016 prior to 9:30 A.M. in the Lake County Auditor's Office.

Repay made a motion, seconded by Allen, to approve the seeking of proposals for the L C Board of Elections and Registration for the moving of the voting machines for the May 3, 2016 Primary Elections, for the return of proposals by Wednesday, March 16, 2016 prior to 9:30 A.M. in the Lake County Auditor's Office. Motion carried.

Feree Movers

On-Time Distribution

Order #23 Agenda #26

In the Matter of L C Calumet Township Assessor – Contract between Brenda A. Baker and the Board of Commissioners of the County of Lake for cleaning services for the year 2016 in an amount not to exceed \$19,500.00 payable at the rate of \$1,625.00 per month.

Allen made a motion, seconded by Repay, to approve the Cleaning Services Contract between Brenda A. Baker and the Board of Commissioners of the County of Lake on behalf of L C Calumet Township Assessor Office for the year 2016 in an amount not to exceed \$19,500.00 payable at the rate of \$1,625.00 per month. Motion carried.

Order #24 Agenda #27

In the Matter of L C B.O.C. – RFQ: Qualifications from Engineering Firms for the East Chicago 911 Dark Site. Qualifications, to be opened.

This being the day, time and place for the receiving of Qualifications from Engineering Firms for the East Chicago 911 Dark Site, for the L C Board of Commissioners, the following qualifications were received:

DLZ
2211 East Jefferson Blvd
South Bend, IN 60409

Board discussion, Attorney Dull spoke, Councilman Strong addressed the Board with questions and concerns, also submitting to the Board for consideration a Resolution from the Lake County Public Safety Communications Commission and Department No. 2015-01, Commissioner Repay spoke. NAT

Order #25 Agenda #28

In the Matter of L C B.O.C. – Letter from Congressman Peter J. Visclosky concerning the request for a U.S. Flag to commemorate the bicentennial of the State of Indiana joining the Union, insightful history concerning the U.S. flag and presentation of a U.S. flag with was flown over the U.S. Capitol on January 7, 2016 in the recognition of Indiana's bicentennial complete with certification.

Repay made a motion, seconded by Allen, to approve the letter from Congressman Peter J. Visclosky concerning the request for a U.S. Flag to commemorate the bicentennial of the State of Indiana joining the Union, insightful history concerning the U.S. flag and presentation of a U.S. flag with was flown over the U.S. Capitol on January 7, 2016 in the recognition of Indiana's bicentennial complete with certification. John Dull spoke. Motion carried.

Order #26 Agenda #29A

In the Matter of L C B.O.C. – Officials Bonds: A. Kyle W. Allen, Sr.

Repay made a motion, seconded by Scheub, to approve the Officials Bond for Kyle W. Allen, Sr., Lake County Commissioner. Doc. No. 2016 011080. Motion carried 2-1, asbtain.

Order #27 Agenda #29B

In the Matter of L C B.O.C. – Officials Bonds: B. John E. Petalas.

Repay made a motion, seconded by Allen, to approve the Officials Bond for John E. Petalas, Lake County Auditor. Doc No 2015 069995. Motion carried.

Order #28 Agenda #29C

In the Matter of L C B.O.C. – Officials Bonds: C. Public Employees Blanket Bond for the year 2016.

Repay made a motion, seconded by Allen, to approve the Officials Bond for Public Employees Blanket Bond for the year 2016. Doc No 2016 011081. Motion carried.

Order #29 Agenda #30

In the Matter of L C B.O.C. – Agreement between DLZ and the Board of Commissioners of the County of Lake for Architectural and Engineering Design, Bid and Construction Administration Services for the Lake County Juvenile Justice Center Roof Replacement Project in an amount not to exceed \$64,860.00.

Repay made a motion, seconded by Allen, to approve the Agreement between DLZ and the Board of Commissioners of the County of Lake for Architectural and Engineering Design, Bid and Construction Administration Services for the Lake County Juvenile Justice Center Roof Replacement Project in an amount not to exceed \$64,860.00. Bob Rehder reviewed, recommend approval. Motion carried.

(SEE FILE "CONTRACTS" FOR AGREEMENT & PROJECT DESCRIPTION)

Order #30 ADD Agenda #30A

In the Matter of L C B.O.C. – Agreement between DLZ and the Board of Commissioners of the County of Lake for Architectural and Engineering Design, Bid and Construction Administration Services for the Lake County Purdue Extension/Soil and Water Conservation Project in an amount not to exceed \$307,000.00 to be ratified.

Repay made a motion, seconded by Allen, to approve the Agreement between DLZ and the Board of Commissioners of the County of Lake for Architectural and Engineering Design, Bid and Construction Administration Services for the Lake County Purdue Extension/Soil and Water Conservation Project in an amount not to exceed \$307,000.00 to be ratified. Motion carried.

(SEE FILE "CONTRACTS" FOR AGREEMENT; SCOPE OF WORK; COST, ETC.)

Order #31 Agenda #31

In the Matter of L C B.O.C. – Agreement between Maximus Consulting Services, Inc. and the Board of Commissioners of the County of Lake for professional consulting services for the period of January 1, 2017 to April 30, 2020 in the amount of \$55,500.00 payable as follows: A. Year 1 – 2016 for use in 2018 \$18,500.00; B. Year 2 – 2017 for use in 2019 \$18,500.00; C. Year 3 – 2018 for use in 2020 \$18,500.00.

Repay made a motion, seconded by Allen, to approve the Agreement between Maximus Consulting Services, Inc. and the Board of Commissioners of the County of Lake for professional consulting services for the period of January 1, 2017 to April 30, 2020 in the amount of \$55,500.00 payable as follows. Motion carried.

- A. Year 1 – 2016 for use in 2018 \$18,500.00
- B. Year 2 – 2017 for use in 2019 \$18,500.00
- C. Year 3 – 2018 for use in 2020 \$18,500.00

**AGREEMENT TO PROVIDE
PROFESSIONAL CONSULTING SERVICES**

THIS AGREEMENT (this "Agreement") is entered into by and between **MAXIMUS Consulting Services, Inc.** ("Consultant"), and **Lake County, Indiana** ("Client"). In consideration of mutual promises and covenants, the sufficiency of which is hereby acknowledged, the parties agree as follows:

1. **Scope of Services.** Consultant shall perform the services detailed in Exhibit A, attached and incorporated by reference as if fully set forth herein (the "Services"), in a professional and workmanlike manner consistent with the typical standards of the industry.
2. **Term.** This Agreement shall commence on January 1, 2017 ("Effective Date") and shall remain in effect until April 30, 2020, or until completion of, and payment in full for, the Services specified in Exhibit A, whichever occurs first. The parties may mutually agree to extend this Agreement for two additional one year periods, pursuant to an amendment duly signed by both parties.
3. **Compensation.** Client shall pay Consultant a fee for services rendered as set forth in Exhibit B, attached and incorporated by reference as if fully set forth herein.
4. **Termination.**
 - a. **Termination for Cause.** Upon material breach of the terms of this Agreement, the non-breaching party shall provide written notice to the breaching party specifying the nature of the default. The breaching party shall have a minimum of 30 days from the date of receipt to cure any such default prior to the effective date of termination.
 - b. **Termination for Convenience.** Either party may terminate this Agreement without cause upon 60 days' prior written notice to the other. In the event Client terminates this Agreement, Client shall reimburse Consultant for all reasonable costs incurred by Consultant due to such early termination.
 - c. **Rights Upon Termination.** Upon termination for whatever reason and regardless of the nature of the default (if any), Client agrees to pay Consultant in full for all Services provided to Client under this Agreement, or any amendment thereto, as of the effective date of termination of the Agreement.
5. **Data Accuracy.** Consultant shall provide guidance to the Client in determining the data required. The Client represents that all financial and statistical information provided to Consultant by Client, its employees and/or agents is accurate and complete to the best of Client's knowledge. The Client further acknowledges and agrees that Consultant shall be entitled to rely upon the accuracy and completeness of the data to perform the Services. Client shall provide all such data in a timely manner sufficient to allow Consultant to provide the Services. Consultant shall have no liability to Client whatsoever if Client provides incomplete or inaccurate data or provides data in an untimely manner.
6. **Records and Inspections.** Consultant shall maintain full and accurate records with respect to all matters covered under this Agreement for 6 years after the completion of the Services. During such period, Client shall have the right to examine and audit the records and to make transcripts therefrom. Client shall provide 30 days' prior written notice of its intent to inspect or audit any such records and shall conduct such inspection or audit only during Consultant's normal business hours and no more than once every six months. Any employee, consultant, subcontractor or

Order #31 Agenda #31 cont'd

agent of Client granted access to such records shall execute a non-disclosure agreement prior to being granted access.

7. **Copyright for Consultant's Proprietary Software.** To the extent that the Services provided by Consultant are generated by Consultant's proprietary software, nothing contained herein is intended nor shall it be construed to require Consultant to provide such software to Client. Client agrees that it has no claims of ownership, including copyright, patents or other intellectual property rights to Consultant's software. Nothing in this Agreement shall be construed to grant Client any rights to Consultant's materials created prior to the execution of this Agreement. All of the deliverables under this Agreement are specifically set out in Exhibit A.
8. **Insurance.** Consultant shall maintain customary general liability insurance in the amounts of \$1,000,000 per occurrence / \$2,000,000 annual aggregate, workers' compensation insurance including employer's liability in the amount of \$1,000,000, automobile liability insurance in the amount of \$1,000,000, and professional liability insurance in the amount of \$1,000,000.
9. **Indemnification.** To the extent allowed by law, Consultant shall defend, indemnify and hold harmless the Client from and against any and all third-party claims and resulting proven direct damages, liabilities and costs (including reasonable attorneys' fees) to the extent proximately caused by the negligent actions or willful misconduct of Consultant, its employees or agents. Consultant shall not be responsible for any damages, liabilities or costs resulting from the negligence or willful misconduct of the Client, its employees, consultants, or agents or any third party.
10. **Limitation of Liability.** Client agrees that Consultant's total liability to Client for any and all damages whatsoever arising out of, or in any way related to, this Agreement from any cause, including but not limited to negligence, errors, omissions, strict liability, breach of contract or breach of warranty shall not, in the aggregate, exceed \$55,500.00.

In no event shall Consultant be liable for indirect, special, incidental, economic, consequential or punitive damages, including but not limited to lost revenue, lost profits, replacement goods, loss of technology rights or services, loss of data, or interruption or loss of use of software or any portion thereof regardless of the legal theory under which such damages are sought even if Consultant has been advised of the likelihood of such damages, and notwithstanding any failure of essential purpose of any limited remedy.

Any claim by Client against Consultant relating to this Agreement must be made in writing and presented to Consultant within one (1) year after the date on which Consultant completes performance of the Services specified in this Agreement.
11. **Consultant Liability if Audited.** Consultant shall, upon notice of audit, make work papers and other records available to the auditors. Consultant's sole responsibility under an audit shall be to provide reasonable assistance to Client through the audit and to make changes to the work product required as a result of the audit. Consultant shall not be liable for any audit disallowances or any missed or lost revenue associated with, or related to, the Services, regardless of cause.
12. **Notices.** Any notice of default, in accordance with section 4(a) of this Agreement, shall be delivered by certified mail or overnight courier. Any other notices, bills, invoices, or reports required by this Agreement shall be sufficient if sent by the parties via email or in the United States mail, postage paid, to the address noted below:

MAXIMUS Professional Consulting Services Agreement – last updated October 15, 2015
Proprietary & Confidential

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Lake County
2293 North Main Street
Crown Point, IN 46307

MAXIMUS Consulting Services, Inc.
808 Moorefield Park Drive, Suite 205
Richmond, VA 23236
804.323.3535
fsc-operations@maximus.com

Such notice shall be deemed delivered same day if sent via email or 5 days after deposit in the U.S. mailbox.

13. **Changes.** The terms and conditions of this Agreement, including all attached and incorporated Exhibits, may be changed only by written agreement signed by both parties.
14. **Miscellaneous.**
 - a. If Consultant is requested or authorized by Client, or is required by government regulation, a regulatory agency, subpoena, or other legal process, to produce Consultant deliverables, documents, records, working papers, or personnel for testimony or interviews with respect to this Agreement or any services provided hereunder, Client will reimburse Consultant without limitation for all Consultant time and expenses, including, but not limited to, attorneys' fees, court costs and travel expenses, incurred in responding to such requests whether incurred by Consultant employees, consultants, contractors or agents. The foregoing does not diminish or negate Consultant's obligation to negotiate and defend all cost allocation plans and State mandated cost claims as specifically provided for under the Description of Services contained in Exhibit A.
 - b. Consultant specifically disclaims all warranties, express or implied, including, but not limited to, the warranties of merchantability and fitness for a particular purpose.
 - c. Consultant reserves the right to subcontract the Services. Consultant agrees to notify Client in writing of any such subcontracts.
 - d. There are no third-party beneficiaries to this Agreement and nothing in this Agreement shall be construed to provide any rights or benefits to any third-party.
 - e. The parties intend that Consultant, in performing the Services specified in this Agreement shall act as an independent contractor and shall have full control of the work and the manner in which it is performed. Consultant and its employees are not to be considered agents or employees of Client for any purpose.
 - f. In the event that any provision of this Agreement is held to be invalid, illegal or unenforceable for any reason, this Agreement will continue in full force and effect without said provision, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby, and this Agreement will be interpreted to reflect the original intent of the parties insofar as possible.
 - g. The titles of the sections, subsections, and paragraphs set forth in this Agreement are inserted for convenience of reference only and shall be disregarded in construing or interpreting any of the provisions of this Agreement.
 - h. This Agreement and any additional or supplementary document or documents incorporated by specific reference contain all the terms and conditions agreed upon by the parties hereto, and no other agreements, oral or otherwise, regarding the subject matter of this Agreement or any part thereof shall have any validity or bind any of the parties hereto.

MAXIMUS Professional Consulting Services Agreement – last updated October 15, 2015
Proprietary & Confidential

Page 3 of 6

Order #31 Agenda #31 cont'd

- i. Neither party shall be liable by reason of any failure or delay in the performance of its obligations on account of strikes, shortages, riots, insurrection, fires, flood, storm, explosions, earthquakes, acts of God, war, governmental action, labor conditions, material shortages or any other cause which is beyond the reasonable control of such party.
- j. Each individual signing this Agreement certifies that (i) he or she is authorized to sign this Agreement on behalf of his or her respective organization, (ii) such organization has obtained all necessary approvals to enter into this Agreement, including but not limited to the approval of its governing board, and (iii) when executed, this Agreement is a valid and enforceable obligation of such organization.
- k. Waiver by either party of a breach of any provision of this Agreement or the failure by either party to exercise any right will not operate or be construed as a waiver of any subsequent breach of that provision or as a waiver of that right.

IN WITNESS WHEREOF, Client and the Consultant have executed this Agreement as of the date last written below.

Lake County, Indiana

By: BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE IN.
[Signature]
 Name: _____
[Signature]
 Title: APPROVED THIS 17 DAY OF FEBRUARY 2016
 Date: _____

MAXIMUS Consulting Services, Inc.

By: _____
 Name: _____
 Title: _____
 Date: _____

EXHIBIT A
Scope of Services
LAKE CAP 16-18

Description of Services:

Development of a central services cost allocation plan in accordance with applicable federal cost principles that identifies and quantifies the allowable costs incurred by the County to support and administer federal programs. The cost allocation plan will document allowable costs of providing each supporting central service, such as accounting, purchasing, human resources, information systems, facilities management, etc.

Order #31 Agenda #31 cont'd

EXHIBIT B
Compensation
LAKE CAP 16-18

For Services provided as set forth in Exhibit A, Client agrees to pay Consultant compensation in the amount of \$55,500.00. Payment of the standard fee which shall include reimbursement for expenses incurred shall be made in one installment due upon delivery of the final report to Indiana Department of Child Services.

Year 1	2016 for use in 2018	\$18,500
Year 2	2017 for use in 2019	\$18,500
Year 3	2018 for use in 2020	\$18,500

Consultant will render to Client one or more invoices for the fees specified herein, with payment due thirty (30) days after the invoice date.

LAKE COUNTY, INDIANA
Annual County Reimbursement
 1997 - 2016

Year	Annual Reimbursements		Total
	Indirect Cost Allocation	Circuit Court Monthly IV-D	
1997	\$ 101,597.55	\$ -	\$ 101,597.55
1998	\$ 165,891.51	\$ -	\$ 165,891.51
1999	\$ 153,186.39	\$ -	\$ 153,186.39
2000	\$ 96,301.35	\$ -	\$ 96,301.35
2001	\$ 283,685.73	\$ -	\$ 283,685.73
2002	\$ 421,730.01	\$ -	\$ 421,730.01
2003	\$ 239,572.29	\$ -	\$ 239,572.29
2004	\$ 239,029.50	\$ -	\$ 239,029.50
2005	\$ 225,953.75	\$ -	\$ 225,953.75
2006	\$ 291,982.66	\$ -	\$ 291,982.66
2007	\$ 449,119.73	\$ -	\$ 449,119.73
2008	\$ 560,746.00	\$ -	\$ 560,746.00
2009	\$ 619,141.96	\$ -	\$ 619,141.96
2010	\$ 775,618.80	\$ -	\$ 775,618.80
2011	\$ 900,649.20	\$ 13,110.85	\$ 913,760.05
2012	\$ 623,952.78	\$ 35,292.46	\$ 659,245.24
2013	\$ 1,005,555.54	\$ 30,564.16	\$ 1,036,119.70
2014	\$ 1,097,361.00	\$ 29,653.21	\$ 1,127,014.21
2015	\$ 845,471.00	\$ 28,619.35	\$ 874,090.35
1 Month's IV-D 2016	\$ 903,334.00	\$ 1,023.34	\$ 904,357.34
Total Reimbursements	\$9,999,880.75	\$138,263.37	\$10,138,144.12
Average Annual Reimbursement (2011-2016)			\$ 919,097.82



MAXIMUS is the only Cost Allocation Plan Provider endorsed by the Association of Indiana Counties

Order #31 Agenda #32

In the Matter of L C B.O.C. – Revised Policy and Procedure Manual for Lake County Self Insurance General Liability Program dated December 16, 2015 to be ratified.

Repay made a motion, seconded by Scheub, to ratify approval of the Revised Policy and Procedure Manual for Lake County Self Insurance General Liability Program dated December 16, 2015. Motion carried 2 yes, 1 abstain.
(SEE FILE "MEETING FOLDER" FOR COPY)

Order #31 Agenda #33

In the Matter of L C B.O.C. – Great Midwest Insurance Company Excess Loss Insurance Application and Schedule of Benefits for the year 2016 to be ratified.

Repay made a motion, seconded by Scheub, to ratify approval of the Great Midwest Insurance Company Excess Loss Insurance Application and Schedule of Benefits for the year 2016, Policy Number GMICMSL 2016 10127 Jan 1 2016 to Dec 31 2016. Motion carried 2 yes, 1 abstain.
(SEE FILE "MEETING FOLDER" FOR COPY)

Order #32 Agenda #34

In the Matter of L C B.O.C. – Service Agreement between Cender & Company, LLC and the Board of Commissioners of the County of Lake for Financial Advisor Services to the Lake County Public Safety Communications Commission (911 Commission) for the year 2016 in the amounts as listed in Exhibit B.

Repay made a motion, seconded by Allen, to approve Service Agreement between Cender & Company, LLC and the Board of Commissioners of the County of Lake for Financial Advisor Services to the Lake County Public Safety Communications Commission (911 Commission) for the year 2016 in the amounts as listed in Exhibit B, not to exceed \$75,000.00. Motion carried.

Order #33 Agenda #35

In the Matter of L C B.O.C. – Planning Assistance to States Agreement between The Department of the Army and the Board of Commissioners of the County of Lake for the sanitary/septic infrastructure master plan study to be ratified.

Repay made a motion, seconded by Scheub, to approve the Planning Assistance to States Agreement between The Department of the Army and the Board of Commissioners of the County of Lake for the sanitary/septic infrastructure master plan study to be ratified, Scheub spoke in regards to. John spoke. Motion carried 2 yes, 1 abstain.

Order #34 Agenda #36

In the Matter of L C B.O.C. – Diana Sims Proof of Claim Affidavit – Commercial Bonds concerning Agee Concrete & Construction, Inc. Bond No. 601026897.

Repay made a motion, seconded by Allen, to approve the Bond Forfeiture for Diana Sims Proof of Claim Affidavit – Commercial Bonds concerning Agee Concrete & Construction, Inc. Bond No. 601026897. Commissioners' Attorney's Office sent correspondence to Liberty Mutual Surety, 1001 4th Ave #1700, Seattle, WA 98154 via certified mail. No License nor Permit. Motion carried.

Order #35 Agenda #37

In the Matter of L C B.O.C. – State of Indiana, Department of Revenue blanket exemption letter for Utility/Telecommunications Exemption TID #003118665-003 for the "Lake County Board of Commissioners" granting exemption from the requirement of paying Indiana Sales Tax only.

Repay made a motion, seconded by Allen, to make a matter of public record the State of Indiana, Department of Revenue blanket exemption letter for Utility/Telecommunications Exemption TID #003118665-003 for the "Lake County Board of Commissioners" granting exemption from the requirement of paying Indiana Sales Tax only. Motion carried.

Order #36 Agenda #39 A, B, C

In the Matter of L C B.O.C. – Property Disposal Requests: A. Lake County Auditor; B. Lake County Coroner; C. Lake County Treasurer.

Repay made a motion, seconded by Allen, to approve the requests for property disposal submitted from Lake County Auditor Department, Lake County Coroner Department and Lake County Treasurer Department, items having been reviewed for approval. Motion carried.

Order #37 ADD Agenda #39D

In the Matter of L C B.O.C. – Lake County, Indiana Board of Commissioners 2016 County Impact Plan.

Repay made a motion, seconded by Allen, to adopt the Lake County, Indiana Board of Commissioners 2016 County Impact Plan. Motion carried.

Order #38 ADD Agenda #39E

In the Matter of L C B.O.C. – Township Assistance Standards and Guidelines for Hanover Township, Lake County, Indiana Effective January, 2016 to be made a matter of public record.

Repay made a motion, seconded by Allen, to make a matter of public record the Township Assistance Standards and Guidelines for Hanover Township, Lake County, Indiana Effective January, 2016. Motion carried.

Order #39 ADD Agenda #39F

In the Matter of L C B.O.C. – Resolution No. 16-04 Of The Board of Commissioners of the County of Lake, Indiana Concerning Roads and Bridges in unincorporated Lake County to be ratified.

Order #39 ADD Agenda #39F cont'd

Repay made a motion, seconded by Allen, to approve Resolution No. 16-04 Of The Board of Commissioners of the County of Lake, Indiana Concerning Roads and Bridges in unincorporated Lake County. Motion carried.

Resolution No. 16-04
Of the Board of Commissioners
of Lake County, Indiana

WHEREAS, this body is responsible for maintain the status of roads in unincorporated Lake County and all of its bridges;

WHEREAS, Lake County and Northwest Indiana was not allocated any of the \$400 million appropriated by the 2014 General Assembly for road improvements but none of it came to this Region, and

WHEREAS, generations of Northern Indiana residents drove on and paid tolls on the Indiana Toll Road with billions in Toll Road lease proceeds shipped to other parts of Indiana for road construction, it appears downstate legislators have no intention of returning the favor by tolling an interstate such as 1-465 and sending proceeds north but instead they want to seek a waiver from the federal government to place toll booths on 1-94 which serves Northwest Indiana residents, and

WHEREAS, this body released a report in August 2015 demonstrating that over the past ten years, the counties in INDOT's Lake District received \$1.7 billion less in funds for state-maintained roads, interstates and highways than did the counties in the Greenfield INDOT district serving the suburbs around Indianapolis, and

WHEREAS, rather than address these historical inequities or attempt to provide revenue sharing to counties from the \$2 billion surplus that the State has maintained, proposals such as H.B. 1001 only propose to raise gas taxes, offer the "opportunity" for local communities to hike local option taxes or suggest placing tolls on Interstate highways like 1-94 and 1-65,

WHEREAS, an overwhelming percentage of the amount that residents regularly remit in sales tax on gasoline has gone to non-infrastructure purposes, and

WHEREAS, the State has improperly hoarded over \$418 million - separate and apart from the General Fund surplus - in local income tax receipts that should have been remitted to local cities, towns and counties, and

Order #39 ADD Agenda #39F cont'd

WHEREAS, at the same time State government is saying there's no money to help fix local roads and bridges and that locals need to "help themselves by raising local option taxes," the Legislature continues to pass tax cuts in the corporate income tax, the financial institutions tax and individual income tax which erode the state's revenue capabilities and simply pass on obligations to local communities.

WHEREAS, One of Northwest Indiana's State Senators, Karen Tallian, has pointed out that the current planned, phased reductions in all three taxes will cost the state \$2.27 billion lost in state revenue dollars over the next eight years. As CNBC has noted in their annual business climate survey, the cost of doing business in Indiana is already lowest in the country, but the network ranks us 42nd for workforce training, 46th for quality of life and 22nd for infrastructure.

WHEREAS, the legislature has done nothing to address the annual loss of another \$400 million that the non-partisan Multi-State Tax Commission says is lost to Indiana tax coffers by multistate and multi-national corporations evading their proper share of Indiana corporate income taxes by the use of various tax dodges and shelters including offshore accounts.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF LAKE COUNTY COMMISSIONERS THAT


- 1. **We are opposed to any hikes in the gas tax, increases in local option taxes or placing tolls on 1-94 and 1-65 - all of which would impose an unfair burden on ordinary working families in our county.**
- 2. **Instead, we urge the Legislature to do the following;**
 - A. **Address funding inequities that direct an unfair amount of road funding to the already prosperous suburbs near Indianapolis.**
 - B. **Properly and timely remit local income tax receipts to local government entities as s the Indiana Association of Counties has pointed out: there is no justification for withholding hundreds of millions in local income tax receipts that should be paid to cities and counties.**

- C. **Direct that all of the sales tax on gasoline be immediately used for highways and local roads and bridges rather than being improperly diverted for other non-infrastructure purposes.**
- D. **Impose a moratorium on the continuing reductions of the individual income tax, corporate income tax and financial institutions tax that simply gut the state's revenue stream and prevent any meaningful state revenue sharing for local infrastructure.**
- E. **Provide the tools to the Indiana Department of Revenue to collect the over \$400 million annually lost to state coffers by multi-state and multi-national corporations evading their fair share of Indiana corporate income taxes. Such additional revenues should *be* directed to helping repair and replace Indiana's aging and dilapidated infrastructure, which those very same corporations use to move their goods to market.**

All of which is resolved this 12th day of February, 2016

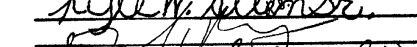
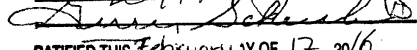
LAKE COUNTY BOARD OF COMMISSIONERS


GERRY SCHEUB, PRESIDENT



MICHAEL REPAY, VICE PRESIDENT


KYLE ALLEN, SR.

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE



RATIFIED THIS February 17 OF 2016

ATTEST:


JOHN PETALAS, LAKE COUNTY AUDITOR

Order #40 ADD Agenda #39H

In the Matter of L C B.O.C. – Letter from the Board of Commissioners of the County of Lake to Attorney Mark R. Anderson and Mario Wahid concerning termination of Lease Agreement with WMA Properties, LLC.

Repay made a motion, seconded by Allen, to approve the letter prepared to Attorney Mark R. Anderson and Mario Wahid concerning termination of Lease Agreement with WMA Properties, LLC from the Board of Commissioners of the County of Lake, dated February 17, 2016. Motion carried.

Order #41 ADD Agenda #39I

In the Matter of L C B.O.C. – Request for Property Disposal from Lake County Veterans Service.

Repay made a motion, seconded by Allen, to approve the disposal of property on behalf of Lake County Veterans Service Office. Motion carried.

Order #42 ADD Agenda #39K

In the Matter of L C B.O.C. – Commissioners Resolution concerning additional Real Estate for Parking for the Lake County Fairgrounds.

Repay made a motion, seconded by Allen, to approve Commissioners Resolution No. 16-05 concerning additional real estate for parking for the Lake County Fairgrounds. Resolution must go to the County Council and request that an Ordinance be passes there. Motion carried.

COMMISSIONERS RESOLUTION #16-05

WHEREAS, the Lake County Fairgrounds requires additional real estate for parking and other uses; and

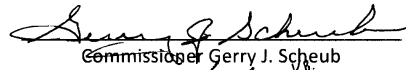
WHEREAS, I.C. 36-2-2-20 requires that the Board of Commissioners as the county executive enact an order or resolution concerning county property to be acquired; and

WHEREAS, I.C. 36-2-2-20 requires that the acquisition of land having a value of \$1,000.00 or more be authorized by an ordinance of the Lake County Council as the fiscal body which fixes the terms and conditions of the transaction.

NOW THEREFORE, the Board of Commissioners resolves:

- a. that Lake County Indiana should acquire 12300 Marshall Street, Crown Point, Indiana and legally described as NW1/4 SW1/4 S.17 T.34 R.8 LY'G N of Cedar Lake RD Ex. W. 600ft. of N. 515 ft. 4.906 Ac (Property ID No. 45-16-17-300-002.000-04) for public use and the property will augment facilities and use of the Lake County Fairgrounds; and
- b. that the Lake County Council be requested to enact an ordinance authorizing the acquisition of this property for use to augment facilities of the Lake County Fairgrounds.

DATED THIS 17 DAY OF February, 2016.


Commissioner Gerry J. Scheub


Commissioner Michael Repay


Commissioner Kyle W. Allen, Sr.

ATTEST BY:

John Petalas, Lake County Auditor

Order #43 ADD Agenda #39J

In the Matter of L C B.O.C. – Quote from Motorola Solutions for Lake County 911 for the purchase of Radios for Lake County Government Building Security in the amount of \$38,545.00.

Repay made a motion, seconded by Allen, to approve the quote from **Motorola Solutions** for Lake County 911 for the purchase of Radios for Lake County Government Building Security in the amount of \$38,545.00, quote is for twenty (20) radios needed, which will allow court security to access the countywide public safety radio network, as so stated in the letter of recommendation by L C 911 Director. Motion carried. Commissioner Repay, added that some (at least 3) of the (20) twenty radios should be go to the Juvenile Justice Center.

Order #44 Agenda #40A

In the Matter of Review and Approval of the Minutes of Regular Meeting, Wednesday, January 20, 2016.

Repay made a motion, seconded by Allen, to approve the Minutes of the Board of Commissioners of the County of Lake from Regular Meeting held Wednesday, January 20, 2016. Motion carried.

Order #45 Agenda #41

In the Matter of Lake County Expense Claims to be allowed Wednesday, February 17, 2016.

The Board hereby orders Commissioners Allowance of Lake County Expense Claims of Wednesday, February 17, 2016 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.

Repay made a motion, seconded by Allen, to approve and make a matter of public record the Claims and Docket, and ordered same for Auditor to include white claims for the review of Claims and Docket effective February, 2016. Motion carried.

Order #46 Agenda #42

In the Matter of Lake County Council Ordinances and Resolutions.

Repay made a motion, seconded by Allen, to approve the Ordinances and Resolutions submitted and adopted by the Lake County Council, February 9, 2016. Motion carried.

- Ordinance No. 1031A-13 - Ordinance Amending Ordinance No. 1031A-1, The Ordinance Establishing Non-Reverting Self Insurance and Insurance Working Funds for Lake County
- Ordinance No. 1389C-4 - Ordinance Amending The Lake County 2016 Salary Ordinance, Ordinance No. 1389C, Eliminating and Establishing Positions And Salaries In The Commissioners/Lake County E911 Dept. 2901, Fund -014
- Ordinance No. 1391A-2 - Ordinance Amending The Lake County Part-Time Employees Pay Rate Ordinance for 2016, Ordinance No. 1391A
- Ordinance No. 1391A-3 - Ordinance Amending The Lake County Part-Time Employees Pay Rate Ordinance for 2016, Ordinance No. 1391A
- Ordinance No. 1391A-4 - Ordinance Amending The Lake County Part-Time Employees Pay Rate Ordinance for 2016, Ordinance No. 1391A
- Resolution No. 16-04 - Resolution Honoring Madison Fanta, 2015 Power of Children Award Winner
- Resolution No. 16-05 - Resolution Honoring Eric Lakomek, 2015 Power of Children Award Winner
- Resolution No. 16-15 - Resolution Permitting The Health Department To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-16 - Resolution Permitting The Lake County Recorder To Pay An Outstanding 2015 Invoice/Debt From The 2016 Budget
- Resolution No. 16-17 - Resolution Approving Payment By Lake County Of The 3% Of The Lake County Magistrates Contribution To The Judges' Retirement System
- Resolution No. 16-18 - Resolution Permitting The Office Of The Public Defender To Pay An Outstanding 2015 Invoice/Debt From The 2016 Budget
- Resolution No. 16-19 - Resolution Permitting Lake County Homeland Security/Emergency Management Agency To Pay An Outstanding 2015 Invoice/Debt From The 2016 Budget
- Resolution No. 16-20 - Resolution Permitting CASA To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-21 - Resolution Permitting The Lake County Board of Elections and Registration To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-22 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-23 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-24 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-25 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-26 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-27 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-28 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-29 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-30 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-31 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-32 - Resolution Permitting The Superior Court of Lake County, Juvenile Division, To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget
- Resolution No. 16-33 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Jail Invoices/Debts From The 2016 Budget
- Resolution No. 16-34 - Resolution Permitting Lake County Sheriff To Pay Outstanding 2015 Invoices/Debts From The 2016 Budget

Order #46 Agenda #43

In the Matter of Service Agreements

Repay made a motion, seconded by Allen, to approve the following Service Agreements. Motion carried.

- L C HEALTH DEPARTMENT** **W/** Chester, Inc. Information Technologies
- L C HEALTH DEPARTMENT** **W/** Chester, Inc. Information Technologies

Order #46 Agenda #44

In the Matter of Poor Relief Decisions

Repay made a motion, seconded by Allen, to approve the following Poor Relief Decisions submitted by the Poor Relief Hearing Officer. Motion carried.

Donnie Scott	Approved
Sylvia Ross	Approved on condition
Barbara Cross	Denied
Joan Smith	Denied
Antavian Mitchell	Denied for appellant's failure to appear
Theresa Miller	Denied for appellant's failure to appear
Arthur Peretti	Denied for appellant's failure to appear
Trinette Harper	Approved
Clifford Danzy	Approved
Katrina Davis	Denied
Stewart Hunter	Approved
Jasmine Evans	Approved/partial
Patrice Webb	Denied for appellant's failure to appear
Nekia Jones	Denied for appellant's failure to appear
Aaron Johnson	Denied for appellant's failure to appear
Kendall Johnson	Approved/partial
Stephanie Swift	Approved/partial
Keshala Beasley	Denied for appellant's failure to appear
Hector Avarado	Approved/partial
Stephanie Woaten	Approved
Denise Jones	Approved
Jeanette Williams	Denied
Ambria McClerin	Approved on condition
LeRay Williams	Approved
Roger Mitchell	Approved
Traci Jordan	Approved/partial
Ted McCay	Approved
Tiffany Strug-Holden	Denied for appellant's failure to appear
Ebony Fields	Denied for appellant's failure to appear
Debra Adams	Approved
Jeanette Williams	Denied for appellant's failure to appear
Raymond Sharrieff	Denied
Laura Burrows	Remanded to township for further consideration and review
Titiana Lawrence	Denied for appellant's failure to appear
Rodney Adams	Denied for appellant's failure to appear
Felton Crawford	Denied for appellant's failure to appear
Carlton Davis	Approved/partial
Patricia Drickworth	Approved/partial
Ki Aira Hill	Approved
Damon Johnson	Remanded to township for further consideration and review
Krystle Joseph	Denied
Bobby Lewis	Denied for appellant's failure to appear
Candise Matthews	Denied
Ambria McClerin	Denied for appellant's failure to appear
Marilyn Myles	Denied for appellant's failure to appear
Elizabeth Nickens	Approved/partial
Tina Richardson	Denied for appellant's failure to appear
Anthony Walker	Denied for appellant's failure to appear
Kimberly White	Denied for appellant's failure to appear
Lashanta Walker	Denied
Ismael Golden	Denied for appellant's failure to appear
Marcia Johnson	Denied
Risha Bacon	Denied for appellant's failure to appear
Gina Matthews	Approved
Tiffany Strug-Holden	Approved
Jamice Wilson	Denied
Tarchelle Champion	Denied for appellant's failure to appear
Michele Pritchett	Denied
Tomnesha Coleman	Approved
LaShanta Walker	Approved
Tequila Williams	Denied for appellant's failure to appear
Lashanta Walker	Remanded to township for further consideration and review
Alfonso Turner	Approved
Fatina Thomas	Denied for appellant's failure to appear
Tiffany Sturgis	Approved
Linda Spaggins	Approved
Sholanda Patterson	Denied for appellant's failure to appear
Toinette Neal	Remanded to township for further consideration and review
Ambria McClerin	Denied
Krystle Joseph	Remanded to township for further consideration and review
Marcia Johnson	Denied
Dennis Jones	Approved
Johnnie Hairston	Denied
Jacqueline Gilkey	Approved
Tamerra Garard	Approved/partial
Charles Treund	Approved/partial
Patricia Duckworth	Remanded to township for further consideration and review
Michael Donaldson	Approved
Allison Crocker	Approved/partial
William Clayborn	Approved

Order #46 Agenda #44 cont'd

Laura Burrows	Denied for appellant's failure to appear
Juanita Burke	Approved
Veronica Arnold	Approved/partial
Hanneelah Madyun	Denied
Shonnaruse Wisely	Denied for appellant's failure to appear
Verronica Brawn	Denied
Jamice Wilson	Remanded to township for further consideration and review
Katrina Twitdy	Denied
Lisa Tipton	Denied
Lasheena Moore	Denied
Trevia Johnson	Denied
Ida Gaddy	Denied
Ayesha Crawford	Denied for appellant's failure to appear
Karla Chase	Approved
Tray P. Charles	Denied
Carl Cash	Approved
Elnora Brady	Remanded to township for further consideration and review
Yolanda Adams	Approved on condition
Katie Walker	Denied
Kenneth Young	Denied
Travis Thomas	Denied for appellant's failure to appear
Tiffany Sturgis-Holden	Denied for appellant's failure to appear
Tara Smith	Denied for appellant's failure to appear
Cherelle Sheffield	Remanded to township for further consideration and review
Lakiesha Pryor	Remanded to township for further consideration and review
Katie Matthews	Denied for appellant's failure to appear
Paula Harvell	Denied for appellant's failure to appear
Carlton Davis	Approved/partial
Robin Caruthers	Remanded to township for further consideration and review
Jernelle Bilal	Denied for appellant's failure to appear
Jeff Anthony	Remanded to township for further consideration and review

Order #46 Agenda #45

In the Matter of Pay Immediate (hand cut) Checks: A. January, 2016.

Repay made a motion, seconded by Allen, to approve and make a matter of public record the Docket of the Pay Immediately (Hand Cut) Checks for the months of January, 2016. Motion carried.

Order #47 Agenda #46A

In the Matter of Appointments: A. Certificates of Appointment from Annual Appointments made at the January 20, 2016 Commissioners meeting to be made a matter of public record.

Repay made a motion, seconded by Scheub, to make a matter of public record the Certificates of Appointment from Annual Appointments made at the January 20, 2016 Commissioners meeting. Motion carried 2yes-1abstain.
(SEE FILE "2016 APPOINTMENTS" FOR COPY OF CERTIFICATE)

Order #48 Agenda #46B

In the Matter of Appointments: B. Equal Employment Opportunity Officer.

Repay made a motion to nominate Commissioner Kyle Allen, Sr. as Equal Employment Opportunity Officer, Scheub seconded. Motion carried.

Order #48 Agenda #46C

In the Matter of Appointments: C. 911 Commission.

Repay made a motion to re-appoint Jack Eskridge, from the Lowell Fire Department, to the 911 Commission, Scheub seconded. Motion carried.

Order #48 Agenda #46D

In the Matter of Appointments: D. Drainage Board (1).

Repay made a motion to appoint Commissioner Kyle Allen as a member of the Drainage Board, Allen seconded. Motion carried.

Order #48 Agenda #46E

In the Matter of Appointments: E. East Chicago Library Board.

Repay made a motion to re-appoint Pastor Kelly Williams to the East Chicago Library Board, Allen seconded. Motion carried.

Order #48 Agenda #46F

In the Matter of Appointments: F. Northwest Indiana Community Action Corp.

Repay made a motion to appoint Commissioner Kyle Allen as a member of the Northwest Indiana Community Action Corp, Allen seconded. Motion carried.

Order #48 Agenda #46G

In the Matter of Appointments: G. Northwest Indiana Workforce Board.

Repay made a motion to appoint Commissioner Kyle Allen as a member of the Northwest Indiana Workforce Board, Allen seconded. Motion carried.

Order #48 Agenda #46H

In the Matter of Appointments: H. Real Estate Disposal Committee.

Repay made a motion to appoint Commissioner Kyle Allen as a member of the Real Estate Disposal Committee, Allen seconded. Motion carried.

Order #48 Agenda #46I

In the Matter of Appointments: I. Northwest Indiana Regional Planning Commission appointment made on January 20, 2016 to be rescinded.

Repay made a motion, seconded by Allen, to rescind the appointment made by the Board of Commissioners on January 20, 2016 to the Northwest Indiana Regional Planning Commission. Motion carried.

Order #48 Agenda #46J

In the Matter of Appointments: J. Northwest Indiana Regional Planning Commission to be ratified.

Repay made a motion to ratify the nomination and appointment of Commissioner Kyle Allen as a member of the Northwest Indiana Regional Planning Commission. Motion carried.

Order #48 Agenda #46K

In the Matter of Appointments: K. Lake County Data Board appointment made on January 20, 2016 to be rescinded.

Repay made a motion, seconded by Allen, to rescind the appointment made by the Board of Commissioners on January 20, 2016 to the Lake County Data Board. Motion carried 2yes-1abstain.

Order #48 Agenda #46L

In the Matter of Appointments: L. Lake County Data Board appointment.

Repay made a motion to appoint Commissioner Kyle Allen as a member of the Lake County Data Board. Motion carried.

Order #49 Agenda #49

In the Matter of Commentary

Comes now, Commissioner Kyle Allen, with commentary, stating briefly, "thank you for having me and I look forward to working with everybody and I like a quick meeting.....it's different from the City Council".

The next Board of Commissioners Meeting will be held on Wednesday, March 16, 2016 at 10:00 A.M.

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

The following officials were Present:

Attorney John Dull
Brenda Koselke

GERRY SCHEUB, PRESIDENT

MICHAEL REPAY, COMMISSIONER

KYLE ALLEN Sr., COMMISSIONER

ATTEST:

JOHN E. PETALAS, LAKE COUNTY AUDITOR