

The Board met in due form with the following members present: Kyle Allen, Sr., Michael Repay and Jerry Tippy. 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 5<sup>th</sup> day of November, 2018 at about 4:30 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 5<sup>th</sup> day of November, 2018 at about 4:30 p.m.

Order #1 Agenda #1-f1-3

In the Matter of Finalization of Agenda: 2) Additions, deletions, corrections; 3) Approval of final agenda to be incorporated into official minutes; 1) Certificate of Service of Meeting Notice to those who have made a written request for notice.

Repay made a motion, seconded by Tippy, to delete Item #7a2t and #16a6 and ordered same to approve the Final Agenda as amended and approve the Certificate of Service of Meeting Notice to those who have a written request for notice. Motion carried 3-0.

Order #2 Agenda #1f5

In the Matter of Finalization of Agenda: 5) Confirmation of Executive Session (none held since last board meeting).

Repay made a motion, seconded by Tippy, to approve the Confirmation of Executive Session. Motion carried 3-0.

Order #3 Agenda #11b

In the Matter of Action on Commissioners' Items: b. Commissioners: Letter from the Arc (to be in attendance).

Upon having no objections the Board addressed Item #11b as the next item.

Comes now, Arc of NWI, before the Board of Commissioners, with Presentation, beginning by thanking the Board of Commissioners of the County of Lake and submitted a letter into the record that they read aloud, the letter is on behalf of their Board of Directors, William S. Trowbridge, Executive Director, letter dated November 7, 2018, The Arc of Northwest Indiana serves as the largest provider of services to persons with developmental disabilities in Lake County, they thanked the Board for their impact of support which could not be overemphasized stating that without it, over 390 individuals would be without the critical supports necessary to help them gain more independence and ensure a meaningful life. Lastly, The Arc of Northwest Indiana thanked the Commissioners for being the champions they need. (handclap)

Order #4 Agenda #2-1

In the Matter of Modification of Specifications prior to Public Opening of Bids, Quotes, or Other Proposals: 1) Highway: Professional Services Agreement from the Lake County Highway Department, Addendum #1 (Additional Traffic Signal) to the bid proposal for Street Lighting Management and Maintenance and Traffic Signal Monitoring Management and Maintenance, to be opened December 4, 2018.

Repay made a motion, seconded by Tippy, to approve the professional services agreement/seeking for proposals for Highway: Professional Services Agreement from the Lake County Highway Department, Addendum #1 (Additional Traffic Signal) to the bid proposal for Street Lighting Management and Maintenance and Traffic Signal Monitoring Management and Maintenance, to be opened December 4, 2018. Motion carried 3-0.

Order #5 Agenda #3b1

In the Matter of Public opening of Vendor Responses to Requests for Bids and Quotes: b. Bids: 1) Juvenile: Summit Food Service for (from 10-17-2018 addressed incorrectly).

Repay made a motion, seconded by Tippy, to reject and return the bid unopened, discussion, Repay, "it seemed that the individual or company that tried to bid before had not enough time to do their do diligence and so that was the reason it was, they did not choose to submit, so I think in the interest of trying to get a legitimate bid that is accurate and detailed, I think it would be in our interest to go out for bid again", discussion continued, representative of the Juvenile Center present/spoke, Repay amended his motion to reject and return and authorize re-advertisement for return at our next scheduled, return date set for December 4<sup>th</sup>, Tippy seconded the motion. Motion carried 3-0.

Order #6 Agenda #3b2

In the Matter of Public opening of Vendor Responses to Requests for Bids and Quotes: b. Bids: 2) Highway: Bids for Restroom Locker / Room Restoration.

Repay made a motion, seconded by Tippy, to allow the bids to be opened. Motion carried 3-0.

Order #7 Agenda #4a

In the Matter of Approval of Minutes from Prior Meeting(s): a. Approval of Board of Commissioner's Meeting minutes from September 5, 2018.

Repay made a motion, seconded by Tippy, to approve the minutes from the Board of Commissioner's Meeting held September 5, 2018. Motion carried 3-0.

## Order #8 Agenda #5a1

In the Matter of Public Bidding: Approval of Specifications, Set the Return Date: a. Public Works: mandatory for any expected cost \$150,000 and above: 1) Highway: Letter requesting permission to advertise for the Replacement of Bridge #260, Main Street over Hart Street. Bids to be returned by Tuesday, December 4, 2018 by 9:30am, in the Lake County Auditor's Office.

Repay made a motion, seconded by Tippy, to approve the advertising of the bids for the Highway Department for the Replacement of Bridge #260, Main Street over Hart Street, bids to be returned by Tuesday, December 4, 2018 by 9:30am, in the Lake County Auditor's Office. Motion carried 3-0.

## Order #9 Agenda #5b1

In the Matter of Public Bidding: Approval of Specifications, Set the Return Date: b. Services: optional for any service: 1) Commissioners: Recommendation for approval of Specifications for a one-year service agreement for the Lake County Government Center building Elevator service, to be returned December 4, 2018.

Repay made a motion, seconded by Tippy, to approve with discussion the Specifications for a one-year service agreement for the Lake County Government Center building Elevator service, to be returned December 4, 2018, Repay began the discussion between Board members and Mr. Rehder. Motion carried 3-0.

## Order #10 Agenda #6a1

In the Matter of Public Selection of at Least Three Vendors from Whom to Seek Quotes: Approval of Specifications for Seeking Proposals, Select the Vendors, and Set the Return Date: a. Public Works: mandatory for any expected cost \$25,000 or more but less than \$150,000.00: 1) Highway: Letter concerning emergency bridge repairs for Lake County Bridge Structure #924, 165<sup>th</sup> Avenue over a branch of West Creek. Requesting permission to solicit proposals to six (6) contractors: Ellas Construction Company LLC, Munster; LaPorte Construction Company, LaPorte; Gariup Construction Company, Inc.; Gary; JCI Bridge Group, LaPorte; Dunnet Bay Construction, Hammond; and Ellas Construction Company, Inc., Gary.

Repay made a motion, seconded by Tippy, to approve the seeking of proposals on behalf of Highway Department from the following six (6) contractors for emergency bridge repairs for Lake County Bridge Structure #924, 165<sup>th</sup> Avenue over a branch of West Creek. Motion carried 3-0.

1. Ellas Construction Company LLC, Munster
2. LaPorte Construction Company, LaPorte
3. Gariup Construction Company, Inc.; Gary
4. JCI Bridge Group, LaPorte
5. Dunnet Bay Construction, Hammond
6. Ellas Construction Company, Inc., Gary

## Order #11 Agenda #6b1

In the Matter of Public Selection of at Least Three Vendors from Whom to Seek Quotes: Approval of Specifications for Seeking Proposals, Select the Vendors, and Set the Return Date: b. Supplies, Goods, Machinery and Equipment: mandatory for any expected cost at least \$50,000 and not greater than \$150,000: 1) Commissioners: Specifications for Health & Grooming Supplies, Janitorial Supplies, Kitchen Supplies, Laundry Supplies, Lighting Supplies, Maintenance Supplies and Paper Products for the Lake County Engineer, Jail and Juvenile Center for the year 2019. To be returned by Tuesday, December 4, 2018 by 930am, in the Lake County Auditor's Office. Requesting to seek proposals from the following: Listed a-j.

Repay made a motion, seconded by Tippy, to approve the seeking of proposals from the following Vendors listed a-j for Health & Grooming Supplies, Janitorial Supplies, Kitchen Supplies, Laundry Supplies, Lighting Supplies, Maintenance Supplies and Paper Products for the Lake County Engineer, Jail and Juvenile Center for the year 2019, proposals to be returned by Tuesday, December 4, 2018 by 930am, in the Lake County Auditor's Office. Motion carried 3-0.

- a. Able Paper & Janitorial Supplies, Inc.
- b. Ajax Sanitary Supply Co., Inc.
- c. Cal-Region Supply, Inc.
- d. Calumet Electric Supply Corp.
- e. Cintas Corporation
- f. Gurtler Industries, Inc.
- g. J & L Janitorial & Supply, LLC
- h. Performance Chemical & Supply, Inc.
- i. North Coast Lighting, LLC
- j. Signa Energy
- k. Steiner Electric Company
- l. S & S Sales and Service, Inc.

## Order #12 Agenda #7a1a

In the Matter of Action to Form Contracts: a. Services: 1) From public bids: a. Sheriff: Letter of recommendation for Summit Food Service bid to provide correctional food service operations in Lake County Jail. There were four (4) bidders ranked in a qualitative score. Summit Food Service had the highest rating and although its food services costs of \$1.21 is higher than that from the lowest of the lowest bid, Summit is the best qualified company given its overall performance record at other correctional facilities, its positive references, and its extensive medical and religious diet menu. Therefore, Summit Food Service is the most responsive and responsible bidder.

The Board having previously taken the bids under advisement does hereby accept the recommendation to award **Summit Food Service**, 1751 County Road B West, Suite 300, Roseville, MN 55113, the contract to provide Correctional Food Service Operations in Lake County Jail, being the most responsive and responsible bidder, upon a motion made by Repay, seconded by Tippy, recommendation by Lake County Sheriff, discussion between Board Members and Mr. Zenk. Motion carried 3-0.

And it appearing to said Board of Commissioners that the above company's bids being the lowest most responsive and responsible bid for Correctional Food Service Operations in Lake County Jail for the L.C. Commissioners, 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:

## Order #12 Agenda #7a1a cont'd

SUMMIT FOOD SERVICE, LLC  
approved by the Board of Commissioners.

W/ Berkley Insurance Company in the amount of 10% of amount bid is hereby

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 CORRECTIONAL FOOD SERVICE IN LAKE COUNTY JAIL FOR LAKE CO. COMMISSIONERS/LAKE CO. SHERIFF IN THE AMOUNT OF \$1.219 PER OFFENDER MEAL / \$1.219 PER STAFF MEALS and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members:

Date: November 7, 2018

KYLE ALLEN, Sr.  
MICHAEL REPAY  
JERRY TIPPY

SUMMIT FOOD SERVICE, LLC

Letter of Recommendation

Date: October 30, 2018

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

Dear Commissioners,

With the assistance of Warden Zenk and his Command Staff, I have reviewed and rated four (4) proposals for Correctional Food Service operations at the Lake County Jail. The ratings are provided on the attached forms.

The rating score and bids for each of the companies are listed below:

Trinity Service Group -	Rating – 8.69	Bid - \$3,285 per inmate per day (\$1.095 per meal)
ARAMARK -	Rating – 9.02	Bid - \$1.109 per meal
Tiger Correction Services -	Rating – 6.92	Bid - \$1.116 per meal
Summit Food Service -	Rating – 9.1	Bid - \$1.219 per meal ( <b>Approved Bid</b> )

While it is recognized that Summit had the highest per meal cost of the four companies, it is the best-qualified company given its overall performance record at other correctional facilities, positive references, and its extensive medical and religious diet menus. For these reasons we have a high degree of confidence that this company will provide high quality food service to the Lake County Jail with minimal inmate grievances and litigation concerns.

Thank you in advance for your consideration.

Sincerely,

BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

*Kyle Allen, Sr.*  
*Michael Repay*  
*Jerry Tippy*

APPROVED THIS 7<sup>TH</sup> DAY OF Nov. 20 18

Oscar Martinez, Jr.  
Oscar Martinez, Jr.  
Lake County Sheriff

## Order #13 Agenda #7a2a

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: a. Highway: Request for approval LPA Consulting Contract for the Replacement of Bridge #47, Belshaw Road over Bruce Ditch, Design and Right of Way Engineering services. The agreement is in the amount not to exceed \$305,000 of which Lake County will 20% or \$61,000.00.

Repay made a motion, seconded by Tippy, to approve the agreement, approving the LPA Consulting Contract between the Board of Commissioners of the County of Lake and DLZ Indiana, LLC on behalf of Lake County Highway Department for the Replacement of Bridge #47, Belshaw Road over Bruce Ditch, Design and Right of Way Engineering services, the agreement is in the amount not to exceed \$305,000 of which Lake County will 20% or \$61,000.00. Motion carried 3-0.  
(SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

## Order #14 Agenda #7a2b

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: b. Commissioners: Recommendation for payment of Air Mentoring Consultant, VAM Labs, Inc., in the amount of \$9,720.00 for services completed on the West Wind Manor 6<sup>th</sup> Floor Construction Project for Air Mentoring.

Repay made a motion, seconded by Tippy, to approve payment to Air Mentoring Consultant, VAM Labs, Inc., in the amount of \$9,720.00 for services completed on the West Wind Manor 6<sup>th</sup> Floor Construction Project for Air Mentoring. Motion carried 3-0.

## Order #15 Agenda #7a2c

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: c. Commissioners: Consultant agreement with the Lake County Board of Commissioners and Ola Smith for professional services as Poor Relief Hearing Officer for various Townships within Lake County for a period of January 1, 2019 to December 31, 2019. Services are to be compensated at a rate of \$1,666.66 per month not to exceed \$20,000.00.

Repay made a motion, seconded by Tippy, to approve the Consultant Agreement between the Lake County Board of Commissioners and Ola Smith for Professional Services as Poor Relief Hearing Officer for various Townships within Lake County for a period of January 1, 2019 to December 31, 2019. Services are to be compensated at a rate of \$1,666.66 per month not to exceed \$20,000.00. Motion carried 3-0.

## Order #16 Agenda #7a2d

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: d. Commissioners: Mutual Aid consulting contract between the Lake County Board of Commissioners and the Lake County Fire Chiefs Association, Inc., for 2019 services, effective from January 1, 2019 to December 31, 2019, in the amount of \$120,000.00. This request has received Lake County Council appropriation for the funds requested.

Repay made a motion, seconded by Tippy, to approve the Mutual Aid consulting contract between the Lake County Board of Commissioners and the Lake County Fire Chiefs Association, Inc., for 2019 services, effective from January 1, 2019 to December 31, 2019, in the amount of \$120,000.00. This request has received Lake County Council appropriation for the funds requested. Motion carried 3-0. (SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

## Order #17 Agenda #7a2e

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: e. Lake County Juvenile Center: Requesting approval of contract between Lake County Juvenile Center and Indiana Sports and Family Medicine to provide medical care to residents, for a period to begin January 1, 2019 through December 31, 2019, in the amount of \$30,999.96 to be billed monthly a \$2,583.33.

Repay made a motion, seconded by Tippy, to approve the Contract between Lake County Board of Commissioners and Indiana Sports and Family Medicine on behalf of Lake County Juvenile Center to provide medical care to residents, for a period to begin January 1, 2019 through December 31, 2019, in the amount of \$30,999.96 to be billed monthly a \$2,583.33. Motion carried 3-0.

## Order #18 Agenda #7a2f

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: f. Sheriff: Request for approval Lexis Nexis agreement for Materials for Law Library and Telmate tables for inmates use, for the period of January 1, 2019 through December 31, 2019, in the amount of \$850.00 per month for an annual cost of \$10,200.00.

Repay made a motion, seconded by Tippy, to approve L C Sheriff agreement with Lexis Nexis for Materials for Law Library and Telmate tables for inmate use, for the period of January 1, 2019 through December 31, 2019 in the amount of \$850.00 per month for an annual cost of \$10,200.00. Motion carried 3-0.

## Order #19 Agenda #7a2g

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: g. Lake County Assessor: Requesting approval of renewal contract with the Lake County Assessor's Office and Suburban Cash Registers, Inc. The contract represents no increase in cost for 2019 set to begin January 1, 2019 to December 31, 2019, in the amount of \$969.12, to be paid quarterly in equal payments of \$242.28.

Repay made a motion, seconded by Tippy, to approve the renewal of L C Assessor's Contract with Suburban Cash Registers, Inc. for the period of January 1, 2019 to December 31, 2019 in the amount of \$969.12 to be paid quarterly in equal payments of \$242.28, no increase in cost for 2019. Motion carried 3-0.

## Order #20 Agenda #7a2h

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: h. Sheriff: St. Catherine Hospital Corp., for lab testing and inmate care, in the amount of \$12,739.48.

Repay made a motion, seconded by Tippy, to approve payment to St. Catherine Hospital Corp. in the amount of \$12,739.48 for lab testing and inmate care on behalf of L C Sheriff. Motion carried 3-0.

## Order #21 Agenda #7a2i

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: i. Ross Township Assessor: Recommending approval of office cleaning contract for the Ross Township Assessor's Office at 7870 Broadway, Ste. C, Merrillville beginning January 1, 2019 to December 31, 2019, in the amount of \$190.00 per month.

Repay made a motion, seconded by Tippy, to approve the Office Cleaning Contract on behalf of the Ross Township Assessor for the Ross Township Assessor's Office at 7870 Broadway, Suite C, Merrillville, beginning January 2, 2019 to December 31, 2019 in the amount of \$190.00 per month. Motion carried 3-0.

## Order #22 Agenda #7a2j

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: j. Fairgrounds: Request to extend the current 2018 contract with Republic Services for the same rate of \$325.00 per 30 yard waste haul with an additional fee of \$48.00 per ton until December 31, 2019.

Repay made a motion, seconded by Tippy, to approve the extension of the current 2018 contract with Republic Services on behalf of Lake County Fairgrounds at the same rate of \$325.00 per 30 yard waste haul with an additional fee of \$48.00 per ton until December 31, 2019. Motion carried 3-0.

## Order #23 Agenda #7a2k

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: k. Lake County Assessor: Requesting the approval of renewal contract with the Lake County Board of Commissioners on behalf of the Lake County Assessor's Office and Assessment Advisors, LLC, for Income Works Software License Agreement for the period of January 1, 2019 to December 31, 2019, in the amount of \$73,150.00.

Repay made a motion, seconded by Tippy, to approve the renewal of the Contract between Lake County Board of Commissioners and Assessment Advisors, LLC on behalf of Lake County Assessor for Income Works Software License Agreement for the period of January 1, 2019 to December 31, 2019 in the amount of \$73,150.00. Motion carried 3-0.  
(SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

Order #24 Agenda #7a2l

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: l. Lake County Assessor: Requesting approval of renewal contract with Nestle Waters Ready Refresh for monthly water service and delivery, in the amount of \$28.99 per month.

Repay made a motion, seconded by Tippy, to approve the renewal of the Contract with Nestle Waters Ready Refresh for Lake County Assessor for monthly water service and delivery in the amount of \$28.99 per month. Motion carried 3-0.

Order #25 Agenda #7a2m

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: m. Lake County Superior Court, County Div Rm 1: Requesting approval of technical services agreement between Lake County Superior Court, County Division 1 and Word Systems, Inc. The contract represents the 2019 maintenance agreement on the FTR System (court recording equipment) for criminal proceedings. Contract term begins January 1, 2019 to December 31, 2019, to be paid quarterly in the amount of \$475.52.

Repay made a motion, seconded by Tippy, to approve the Technical Services Agreement on behalf of Lake County Superior Court, County Division Rm 1 with Word Systems, Inc. beginning January 1, 2019 to December 31, 2019 representing the 2019 maintenance agreement of the FTR System (court recording equipment) for criminal proceedings, paid quarterly in the amount of \$475.52. Motion carried 3-0.

Order #26 Agenda #7a2n

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: n. Lake County 911: Request for approval invoice for Think Tank for Client Access Licenses (CALs) for 911 Servers, Desktops and Laptops compliant with the current Microsoft licensing agreement, in the amount of \$1,422.20.

Repay made a motion, seconded by Tippy, to approve payment of invoice for Lake County 911 to Think Tank in the amount of \$1,422.20 for Client Access Licenses (CALs) for 911 Servers, Desktops and Laptops compliant with the current Microsoft licensing agreement, in the amount of \$1,422.20. Motion carried 3-0.

Order #27 Agenda #7a2o

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: o. Commissioners: Consulting contract agreement with Lake County Board of Commissioners and Richard J. Cockrum (Capital Assets, LLC) for a period of January 1, 2019 to December 31, 2019 to remain at the same annual cost of \$72,000.00 to be paid in equal monthly installments.

Repay made a motion, seconded by Tippy, to approve Commissioners Consulting Contract Agreement with Richard J. Cockrum (Capital Assets, LLC) for a period of January 1, 2019 to December 31, 2019 to remain at the same annual cost of \$72,000.00 to be paid in equal monthly installments. Motion carried 3-0.  
(SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

Order #28 Agenda #7a2p

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: p. Commissioners: Joint Interlocal Cooperation Mutual Aid Agreement between the City of Lake Station and Lake County Board of Commissioners for the purchase of equipment for Fire Protection Services, for a period of one (1) year from its effective date. Lake County agrees to pay a sum of \$80,106.00, on March 31, 2019 to purchase the equipment and the City of Lake Station agrees to assist County with Fire Protection upon request in the unincorporated areas whenever needed.

Repay made a motion, seconded by Tippy, to approve the Joint Interlocal Cooperation Mutual Aid Agreement between the City of Lake Station and Lake County Board of Commissioners for the purchase of equipment for Fire Protection Services, for a period of one (1) year from its effective date. Lake County agrees to pay a sum of \$80,106.00, on March 31, 2019 to purchase the equipment and the City of Lake Station agrees to assist County with Fire Protection upon request in the unincorporated areas whenever needed. Motion carried 3-0.  
Cont'd.

## Order #28 Agenda #7a2p cont'd

JOINT INTERLOCAL COOPERATION MUTUAL AID AGREEMENT  
BETWEEN THE CITY OF LAKE STATION AND LAKE COUNTY, INDIANA REGARDING  
THE PURCHASE OF EQUIPMENT FOR THE FIRE PROTECTION SERVICES

This Joint Interlocal Cooperation Mutual Aid Agreement Between the City of Lake Station and Lake County, Indiana Regarding a fire protection mutual aid for the purchase of fire equipment is made and entered into in accordance with I.C. 36-1-7, *et. seq.*, by and between the City of Lake Station, a municipal corporation, and Lake County, Indiana, a unit of local government by its Board of Commissioners (Lake County), :

**RECITALS**

- WHEREAS,** The City of Lake Station is a unit of municipal government located in Lake County, Indiana, with jurisdiction over all real property and residents located within and inhabiting properties within the Municipal Corporate Boundaries of the City of Lake Station; and
- WHEREAS,** Lake County is a unit of local government located in Lake County, Indiana, with jurisdiction over certain real property located within the Unincorporated Area Corporate Boundaries of Lake County, Indiana; and
- WHEREAS,** The City of Lake Station and Lake County have each been advised that the provisions of I.C. 36-1-7-1, *et. seq.*, (Interlocal Cooperation Act and referred to hereinafter as the Act), as amended from time to time, permit local governmental units and entities to make the most efficient use of their powers by enabling governmental units to mutually contract and utilize services for the mutual benefit of the participating governmental entities; and
- WHEREAS,** The City of Lake Station and Lake County are political subdivisions empowered by the Act with authority to contract on behalf of each other on a basis of mutual advantage so as to better provide public services; and
- WHEREAS,** The City of Lake Station and Lake County each seek to enter into a joint interlocal cooperation agreement based upon the terms and provisions of the Act, as amended from time to time, to provide funds to the City of Lake Station to purchase firefighting equipment as outlined in the attached Exhibit A and the City of Lake Station will provide firefighting services in unincorporated Lake County, Indiana through a volunteer fire department; and
- WHEREAS,** The City of Lake Station and Lake County have determined that entry into a joint interlocal agreement is in the best interest of the residents of the City of Lake Station and Lake County, and therefore, have determined that it is advisable to enter into and become a participating unit under such a joint interlocal cooperation agreement pursuant to the applicable provisions of State Law, as amended from time to time.

COVENANTS

NOW, THEREFORE, the CITY OF LAKE STATION AND LAKE COUNTY, in consideration of the terms and conditions set forth herein, all of which are hereby acknowledged, do hereby agree to the following:

SECTION 1. DURATION.

The duration of this Agreement shall be 1 year from its effective date.

SECTION 2. PURPOSE.

The purpose of this Agreement is to set forth and establish the responsibilities and obligations of the City of Lake Station and Lake County concerning the Mutual Aid Agreement.

SECTION 3. PROJECT DEFINED.

- A. The City of Lake Station shall provide firefighting services through a volunteer fire department to the unincorporated area in Lake County, Indiana as requested.
- B. Lake County shall transfer to the City of Lake Station paid to March 31, 2019 the sum of \$80,106.00 to purchase the equipment listed in the attached Exhibit A.

SECTION 4. PROJECT FUNDING.

Lake County agrees to transfer \$80,106.00 from funds available to Lake County to the City of Lake Station to purchase the equipment identified in the attached Exhibit A.

SECTION 5. ADMINISTRATION AND AUTHORITY DELEGATION.

- A. This Agreement shall be administered through the City of Lake Station who shall have all of the powers available to them as a unit of local government.
- B. The Public Works of the City of Lake Station is hereby designated to receive, disburse, and account for all funds pursuant to this Agreement, and further, that all claims for supplies, materials, services or other expenses shall be examined and approved by the appropriate officials of the City of Lake Station.
- C. At the end of the first year.

SECTION 6. ASSIGNMENT OF RIGHTS.

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

SECTION 7. AMENDMENTS.

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Order #28 Agenda #7a2p cont'd

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

SECTION 8. FORCE MAJEURE.

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

SECTION 9. NOTICES.

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

<u>Board of Public Works</u>	<u>County</u>
Board of Public Works	Lake County Board of Commissioners
Municipal Building	2293 N. Main St., 3 <sup>rd</sup> Floor
3701 Fairview Avenue	Crown Point, IN 46307
Lake Station, IN 46405	

SECTION 10. CAPTIONS.

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

SECTION 11. SEVERABILITY.

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

SECTION 12. ENTIRETY OF AGREEMENT.

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

SECTION 13. MATERIAL DISPUTE.

Page 3 of 5

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

SECTION 14. COUNTERPARTS.

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

SECTION 15. RECORDING AND FILING.

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

SECTION 16. LIABILITY.

The City of Lake Station agrees to indemnify Lake County for any damages and attorney fees which Lake County, its elected officials, its appointed officials, its offices, its departments, its employees, and any of its independent agents must pay which are attributable to the negligence of the City of Lake Station in performing its obligations under this Agreement.

SECTION 17. SEQUENCE OF ACTION.

- A. The Lake Station Board of Public Works will first approve and execute this agreement and record it in the minutes of the Board.
- B. The Board of Commissioners as the Lake County Executive shall then execute the agreement at an official public meeting.
- C. Since the agreement is signed by the executive branch of the two units, the attorney for the Board of Commissioners shall forward the document to the Indiana Attorney General for approval. If not acted upon within sixty (60) days from receipt, the interlocal is deemed approved.

SECTION 18. PUBLIC ACTION.

It is expressly acknowledged and stated that this Agreement was executed and entered into by City of Lake Station and Lake County after action by and each entity to approve the Agreement at a duly advertised Public Meeting of the following:



A. By the Members of the Lake Station Board of Public Works on the 16th day of October, 2018.

B. By the Board of County Commissioners of Lake County, Indiana, the \_\_\_\_ day of \_\_\_\_\_, 2018.

WITNESS WHEREOF, the parties, by their duly authorized officials and representatives have caused this Agreement to be executed this 16th day of October, 2018.

BOARD OF PUBLIC WORKS  
CITY OF LAKE STATION,  
LAKE COUNTY, INDIANA

Ch. C.  
Mayor Christopher Anderson

Paul Radar  
Paul Radar Sr.

Bill Vega  
Bill Vega

ATTEST:  
Casey Jefferson  
~~Brenda Sanders, Clerk-Treasurer~~  
CASEY JEFFERSON

WITNESS WHEREOF, the parties, by their duly authorized officials and representatives have caused this Agreement to be executed this 7th day of November, 2018.

BOARD OF COMMISSIONERS,  
LAKE COUNTY, INDIANA

Kyle W. Allen, Sr.  
KYLE W. ALLEN, SR.,  
Commissioner 1<sup>st</sup> District

Jerry Tippy  
JERRY TIPPY,  
Commissioner 2<sup>nd</sup> District

Michael C. Repay  
MICHAEL C. REPAY,  
Commissioner 3<sup>rd</sup> District

Attest: John E. Petalas  
JOHN PETALAS, Lake County Auditor

Order #29 Agenda #7a2q

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: q. Commissioners: Legal Services agreement between the Lake County Board of Commissioners on behalf of the Lake Superior Court, County Div. Rm 2, and Contract Public Defender, Steven A. Kurowski for the 2019 calendar year, in the amount of \$28,500.00 for all services at the rate of \$2,375.00 monthly.

Repay made a motion, seconded by Tippy, to approve the Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake Superior Court, County Div. Rm 2, and Contract Public Defender, Steven A. Kurowski for the 2019 calendar year, in the amount of \$28,500.00 for all services at the rate of \$2,375.00 monthly. Motion carried 3-0.

Order #30 Agenda #7a2r

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: r. Lake County Superior Court, County Div. Rm 3: Requesting approval of technical services agreement between Lake Superior Court, County Division I and Word Systems, Inc. The contract represents the 2019 maintenance agreement on the FTR System (court recording equipment) for criminal proceedings. Contract term begins January 1, 2019 to December 31, 2019, in the amount of \$2,201.52.

Repay made a motion, seconded by Tippy, to approve the Technical Services Agreement between Lake Superior Court, County Division I and Word Systems, Inc. The contract represents the 2019 maintenance agreement on the FTR System (court recording equipment) for criminal proceedings. Contract term begins January 1, 2019 to December 31, 2019, in the amount of \$2,201.52. Motion carried 3-0.

Order #31 Agenda #7a2s

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: s. Commissioners: Legal Services Agreement between Lake County Board of Commissioners and the Lake County Plan Commission and Attorney Joseph Irak for the calendar year 2019, in the amount of \$54,746.00, of which \$31,000.00 shall be paid out of Commissioners "Other Services" line item. The amounts shall be paid over a twelve (12) period of \$4,562.17.

## Order #31 Agenda #7a2s cont'd

Repay made a motion, seconded by Tippy, to approve the Legal Services Agreement between Lake County Board of Commissioners and the Lake County Plan Commission and Attorney Joseph Irak for the calendar year 2019, in the amount of \$54,746.00, of which \$31,000.00 shall be paid out of Commissioners "Other Services" line item. The amounts shall be paid over a twelve (12) period of \$4,562.17. Motion carried 3-0. (SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

## Order #32 Agenda #7a2u

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: u. Commissioner: Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake County Plan Department, Health Department, Emergency Management and Community Corrections and Attorney Rinzer Williams III, for the calendar year 2019, in the amount of \$84,000.00 for all services at the rate of \$7,000.00 per month out of the "Commissioners Consulting" line item.

Repay made a motion, seconded by Tippy, to approve the Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake County Plan Department, Health Department, Emergency Management and Community Corrections and Attorney Rinzer Williams III, for the calendar year 2019, in the amount of \$84,000.00 for all services at the rate of \$7,000.00 per month out of the "Commissioners Consulting" line item. Motion carried 3-0. (SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

## Order #33 Agenda #7a2v

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: v. Commissioners: Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake County Plan Department, Health Department, Emergency Management and Community Corrections and Attorney Derrick Julkes, for the calendar year 2019, in the amount of \$24,000.00 for all services at the rate of \$2,000.00 per month out of the "Commissioner Consulting" line item.

Repay made a motion, seconded by Tippy, to approve the Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake County Plan Department, Health Department, Emergency Management and Community Corrections and Attorney Derrick Julkes, for the calendar year 2019, in the amount of \$24,000.00 for all services at the rate of \$2,000.00 per month out of the "Commissioner Consulting" line item. Motion carried 3-0.

## Order #34 Agenda #7a2w

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: w. Commissioners: Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake County Plan Department, Health Department, Emergency Management and Community Corrections and Attorney John Cantrell, for the calendar year 2019, in the amount of \$36,000.00 for all services at the rate of \$3,000.00 per month out of the "Other Health" line item.

Repay made a motion, seconded by Tippy, to approve the Legal Services Agreement between the Lake County Board of Commissioners on behalf of the Lake County Plan Department, Health Department, Emergency Management and Community Corrections and Attorney John Cantrell, for the calendar year 2019, in the amount of \$36,000.00 for all services at the rate of \$3,000.00 per month out of the "Other Health" line item. Motion carried 3-0.

## Order #35 Agenda #7a2x

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: x. Highway: Beam Longest and Neff LLC agreement with Lake County Board of Commissioners for LPA Consulting Contract for Lake County Bridge #48, 117<sup>th</sup> Avenue over West Creek for Design and Right of Way Engineering.

Repay made a motion, seconded by Tippy, to approve the LPA Consulting Contract with Beam Longest and Neff LLC on behalf of Lake County Highway Department for Design and Right of Way Engineering for Lake County Bridge #48, 117<sup>th</sup> Avenue over West Creek, the agreement is in an amount not to exceed \$306,000.00 of which Lake County will pay 20% or 61,320.00. Motion carried 3-0. (SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

## Order #36 Agenda #7a2y

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: y. Highway: Proposal with SEH of Indiana for the Final Design Engineering Phase of the Lake County Bridge #245, Wisconsin Street of Lake George, Hobart, IN. Proposal is a lump sum amount not to exceed \$160,641.00.

Repay made a motion, seconded by Tippy, to approve the SEH of Indiana proposal in the lump sum amount not to exceed \$160,641.00 for the Final Design Engineering Phase of the Lake County Bridge #245, Wisconsin Street of Lake George, Hobart, IN under Highway Department. Motion carried 3-0. (SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

## Order #37 Agenda #7a2z

In the Matter of Action to Form Contracts: a. Services: 2) From a single source: z. Highway: Request to extend/renew Lake County Highway Department contract with The Dalton's Inc. for vegetation control, to extend their prices for the year 2019 under the same terms and conditions of the 2018 bid agreement.

Repay made a motion, seconded by Tippy, to approve extension of the 2018 bid agreement through the year 2019 for Lake County Highway Department Vegetation Control with The Dalton's Inc. under the same terms and conditions. Motion carried 3-0.

## Order #38 Agenda #7b1a

In the Matter of Action to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): a. Sheriff: P.O. 3813906 McKesson Medical-Surgical, Inc. for flu vaccine, in the amount of \$13,296.03 or \$132.95 each. Additional quotes obtained from InTouch Pharmaceuticals for \$167.37 ea. and Moore Medical for \$13,296.03 or \$132.95 ea.

Repay made a motion, seconded by Tippy, to approve payment of P.O. 3813906 to McKesson Medical-Surgical, Inc. for flu vaccine, in the amount of \$13,296.03 or \$132.95 each for L C Sheriff. Motion carried 3-0.

## Order #39 Agenda #7b1b

In the Matter of Action to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): b. Commissioners: Request for purchase Photocopier (Adams Remco Savin MP5055) in the amount of \$5,402.00 as the most responsive and responsible bidder. Quotes solicited from McShane's for \$7,710.00 and Gateway's Konica Minolta for \$6,488.00.

Repay made a motion, seconded by Tippy, to approve the request to purchase a photocopier in the amount of \$5,402.00 from Adams Remco as the most responsive and responsible bidder for a Savin MP5055 photocopier on behalf of L C Commissioners. Motion carried 3-0.

## Order #40 Agenda #7b1c

In the Matter of Action to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): c. Commissioners: Request for permission to purchase the Gator from Castongia Tractor in Crown Point, Quote ID 18440620 for \$14,821.49 as the lowest and most responsive quote. Castongia is also offering \$400.00 for trade-in on the old Gator reducing the price \$14,421.40. Additional quotes were for \$15,625.89, \$17,444.00 and \$17,155.00.

Repay made a motion, seconded by Tippy, to approve the purchase from Castongia Tractor in Crown Point for the Gator, Quote ID 18440620 for \$14,821.49 as the lowest and most responsive quote. Castongia is also offering \$400.00 for trade-in on the old Gator reducing the price \$14,421.40. Motion carried 3-0.

## Order #41 Agenda #7b1d

In the Matter of Action to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): d. Sheriff: P.O. 3813842 (SU40) Home Designs Warehouse, Inc., in the amount of \$12,461.44, for the purchase of 21 office chairs, including delivery, priced at \$574.64 per chair. Recommending HDW as the lowest and most responsible bidder. Additional quotes obtained from (Buy Online Now \$595.58 ea., and Vastmarket.com \$781.00 ea.).

Repay made a motion, seconded by Tippy, to approve the payment of purchase order no. 3813842 (SU40) Home Designs Warehouse, Inc. in the amount of \$12,461.44 as the lowest and most responsible bidder for the purchase of 21 office chairs, including delivery, priced at \$574.64 per chair for L C Sheriff. Motion carried 3-0.

## Order #42 Agenda #7b1e

In the Matter of Actions to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): e. P.O. 3813843 (SU40) McShane's Inc., in the amount of \$17,349.24 for the purchase of 56 chairs, and assembly. Additional quotes obtained from HDW for \$2,652.78 (for six chairs only); and Lincoln Office (for 18chairs) for \$8,585.34. Recommendation for McShane's as the most responsive and responsible bidder.

Repay made a motion, seconded by Tippy, to approve payment of purchase order 3813843 (SU40) L C Sheriff to McShane's Inc. in the amount of \$17,349.24 for the purchase of 56 chairs, and assembly, McShane's being the most responsive and responsible bidder. Motion carried 3-0.

## Order #43 Agenda #7b1f

In the Matter of Actions to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): f. Commissioners: Approved purchase of a Photocopier for the Lake Superior Court, Civil Div., and Rm 2 located at the East Chicago Courthouse, from Adams Remco, at a cost of \$5,402.00. Additional quotes obtained from McShane's for \$7,710.00, and Gateway's Konica Minolta for \$6,488.00.

NAT. (related to Order #39)

## Order #44 Agenda #7b1g

In the Matter of Actions to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): g. Commissioners/Sheriff: Recommending request to purchase, from Nelson & Co. Phalanx Shields for the Sheriff's Department, in the amount of \$14,372.30. Additional quotes obtained from Protec \$14,511.05 and Galls for \$14,480.15.

Repay made a motion, seconded by Tippy, to approve the purchase from Nelson & Co., 1133 North Jackson Street, Greencastles, Indiana 46135, in the amount of \$14,372.30, Nelson & Co. being the most responsive and responsible bidder with the lowest price for Phalanx Shields (4) for the Sheriff's Department by Lake County Commissioners. Motion carried 3-0.

## Order #45 Agenda #7b1h

In the Matter of Actions to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 1) Non-house account contracts at least \$2,500 but less than \$50,000.00 solicited by department (three quotes): g. Sheriff: P.O. 3813903 Bob Barker Co., Inc. for suicide cell blankets and smocks, in the amount of \$2,860.50. Additional quote obtained from ICS Jail Supplies for \$3,690.00.

Repay made a motion, seconded by Tippy, to approve payment of purchase order no. 3813903 L C Sheriff to Bob Barker Co., Inc. in the amount of \$2,860.50 for suicide cell blankets and smocks. Motion carried 3-0.

## Order #46 Agenda #7b2a

In the Matter of Actions to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 2) Act on publicly solicited bids \$150,000.00 or more: a. Highway: Recommendation for purchase of three (3) new fully outfitted Snow Plow Trucks with Linco Sales, in the amount of \$161,922.00 (only one bidder responded).

Repay made a motion, seconded by Tippy, to approve the recommendation of the Highway Department to accept the only bid submitted for three (3) new fully outfitted Snow Plow Truck package, Dump Bodies with Snow Plow Frame, Salt Spreader,

Hydraulics and Lighting Installed from Linco Equipment Sales, Inc., 2168 East 88<sup>th</sup> Drive, Merrillville, Indiana, in the total amount of \$161,922.00 for three snow plow truck package @ \$53,974.00 each, reviewed by Highway Department. Motion carried 3-0.  
Order #47 Agenda #7b3a

In the Matter of Action to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 3) Act on special purchasing techniques: a. Commissioners: Recommendation to award Johnson Controls as Sole Source for the upgrade of Metasys Infrastructure in the amount of \$89,626.00.

Repay made a motion, seconded by Tippy, to approve the Commissioners recommendation to award Johnson Controls as Sole Source for the upgrade of Metasys Infrastructure for the Lake County Government Network in the amount of \$89,626.00. Motion carried 3-0. (SEE FILE 2018 CONTRACTS FOR AGREEMENT & INDIANA GATEWAY ONLINE)

Order #48 Agenda #7b3b

In the Matter of Action to Form Contracts: b. Supplies, Goods, Machinery and Equipment: 3) Act on special purchasing techniques: b. Sheriff: P.O. 3813661 Crash Data Group, Inc., request for purchase Crash Data Retrieval (CDR) units, accessories and software CDR 900 Upgrade Kit and Hard Shell case for Bosch CDR Tool, in the amount of \$3,635.00.

Repay made a motion, seconded by Tippy, to approve payment of purchase order 3813661 L C Sheriff to Crash Data Group, Inc. to purchase Crash Data Retrieval (CDR) units, accessories and software CDR 900 Upgrade Kit and Hard Shell case for Bosch CDR Tool, in the amount of \$3,635.00. Motion carried 3-0.

Order #49 Agenda #8-1a

In the Matter of Federal or State Grants: 1) State: a. Commissioners: Letter dated October 12, 2018 from Lake County Homeland Security announcing that the Lake County Sheriff's Department has been awarded \$30,000.00 for the 2018 SHSP Competitive Grant. Funds will be utilized to fund a countywide CAD system.

Repay made a motion, seconded by Tippy, to approve the award of the \$30,000.00 grant to Lake County Sheriff's Department for the 2018 SHSP Competitive Grant announced by Lake County Homeland Security, funds will be utilized to fund a countywide CAD System. Motion carried 3-0.

Order #49 Agenda #8-1b

In the Matter of Federal or State Grants: 1) State: b. Commissioners: Letter dated October 12, 2018 from Lake County Homeland Security announcing that the department has been awarded \$68,796.36 for the 2018 EMPG Salary Grant. These funds are reimbursement for half of the salaries and benefits for Lake County Homeland Security employees.

Repay made a motion, seconded by Tippy, to approve the award of \$68,796.36 to Lake County Homeland Security for the 2018 EMPG Salary Grant, these funds are reimbursement for half of the salaries and benefits for Lake County Homeland Security employees. Motion carried 3-0.

Order #49 Agenda #8-1c

In the Matter of Federal or State Grants: 1) State: c. Commissioners: Letter dated October 12, 2018 from Lake County Homeland Security announcing that the department has been awarded \$29,200.00 for the 2018 SHSP Competitive Grant. Funds will be used to purchase CCTV/Thermal Camera to be mounted on the Lake County Mobile Command Trailer.

Repay made a motion, seconded by Tippy, to approve the award of \$29,200.00 to Lake County Homeland Security department for the 2018 SHSP Competitive Grant, funds will be used to purchase CCTV/Thermal Camera to be mounted on the Lake County Mobile Command Trailer. Motion carried 3-0.

Order #50 Agenda #9a1

In the Matter of Action to Modify Existing Contracts: a. Public Works: 1) Highway: Request for Change Order #1 for Emergency repair request for Lake County Bridge #48, 117<sup>th</sup> Avenue over West Creek, in the amount of \$1000.00 for 20 Tons of Rip Rap under contract with Ellas Construction. Original contract amount was \$89,751.20, new contract amount is \$90,751.20. Meets change order policy.

Repay made a motion, seconded by Tippy, to approve L C Highway Change Order #1 for Emergency repair request for Lake County Bridge #48, 117<sup>th</sup> Avenue over West Creek, in the amount of \$1000.00 for 20 Tons of Rip Rap under contract with Ellas Construction. Original contract amount was \$89,751.20, new contract amount is \$90,751.20. Meets change order policy. Motion carried 3-0.

Order #51 Agenda #9a2

In the Matter of Action to Modify Existing Contracts: a. Public Works: 2) Highway: Request for Change Order #3 with HWC Engineering for Lake County Bridge #240. This request is for final balancing and will increase the amount an additional \$18,275.28. The Original contract amount was \$672,800.00 with previously approved Change Order #1 and #2. The new total is in the amount of \$702,166.74. Meets change order policy.

Repay made a motion, seconded by Tippy, to approve L C Highway Change Order #3 reviewed with HWC Engineering for Rehabilitation of Lake County Bridge #240, which is the final change order for final balancing and will increase the amount an additional \$18,275.28, the original contract, approved October 11, 2017 with Superior Construction, amount was \$672,800.00 with previously approved (6/20/18) Change Order #1 and #2 was \$683,891.46, the new total is in the amount of \$702,166.74. Meets change order policy. Motion carried 3-0. (SEE FILE "2017 CONTRACTS" FOR ORIGINAL & "2018 CONTRACTS" FOR CHANGE ORDERS)

Order #52 Agenda #9b1

In the Matter of Action to Modify Existing Contracts: b. Services: 1) Commissioners: Self-insurance Addendum to the Master Equity Lease Agreement and the Consignment Agreement to give Enterprise Fleet Management, Inc., the right to sell county owned vehicles to third parties in the future when the County is disposing of these vehicles. Meets change order policy.

Repay made a motion, seconded by Tippy, to approve the L C Commissioners Self-insurance Addendum to the Master Equity Lease Agreement and the Consignment Agreement to give Enterprise Fleet Management, Inc., the right to sell county owned vehicles to third parties in the future when the County is disposing of these vehicles. Motion carried 3-0.

Order #53 Agenda #9b2

In the Matter of Action to Modify Existing Contracts: b. Services: 2) Commissioners: Amendment to the motion naming Matthew N. Fech, County Attorney to the Lake County Board of Commissioners; Pursuant to IC 36-2-2-13 for authorization to sign contracts on behalf of the Board of Commissioners relating to services paid out of the Self Insurance Fund.

Repay made a motion, seconded by Tippy, to approve L C Commissioners - Amendment to the motion naming Matthew N. Fech, County Attorney to the Lake County Board of Commissioners; Pursuant to IC 36-2-2-13 for authorization to sign contracts on behalf of the Board of Commissioners relating to services paid out of the Self Insurance Fund. Motion carried 3-0.

Order #54 Agenda #10a1

In the Matter of Action And/Or Reports on County Owned Property: a. Other: 1) Highway: Lake County Bridge #264, Project #16-RO55, Hart Street Bridge Replacement, Statement of the Basis for Just Compensation for the Property Acquisition for five (5) parcels for the following: Anthony Ljubicich for \$150,000.00; James R. Mirabelli for \$125,000.00; Daniel G. & Carol M. Szmanski for \$170,000.00; Robert H. DeYoung and Diane C. Zerkel for \$24,400.00; and Bruce A. and Terry A. Fish for \$2,100.00. The total amount of the property acquisitions is in the amount of \$471,500.00 plus moving expenses at an approximate amount of \$7,900.00.

Repay made a motion, seconded by Tippy, to approve with discussion, L C Highway - Lake County Bridge #264, Project #16-RO55, Hart Street Bridge Replacement, Statement of the Basis for Just Compensation for the Property Acquisition for five (5) parcels for the following listed, the total amount of the property acquisitions is in the amount of \$471,500.00 plus moving expenses at an approximate amount of \$7,900.00, Tippy, discussion, with a question, "these parcels they cover all of the Bridge construction right-of-way we need, does it also include all of the right-of-way needed by the Surveyor for the proposed Drainage project?", Duane Alverson, Highway Engineer, responded, "a portion of it overlaps, I think there's three other parcels that the Surveyor's Office or in conjunction with the Town of Dyer and the hospital in Dyer looking at more parcels", Tippy, continued, "so these are not included in those additional", Duane, answered, "no", Repay, continued, "but this is the entirety of that bridge project", clarity given by Commissioner Tippy to Commissioner Repay, discussion closed. Motion carried 3-0.

- Anthony Ljubicich for \$150,000.00
- James R. Mirabelli for \$125,000.00
- Daniel G. & Carol M. Szmanski for \$170,000.00
- Robert H. DeYoung and Diane C. Zerkel for \$24,400.00
- Bruce A. and Terry A. Fish for \$2,100.00.

Order #55 Agenda #11a

In the Matter of Action on Commissioners' Items: a. Highway: Letter regarding Ordinance Petitions for a Three Way Stop for 91<sup>st</sup> Avenue and Calhoun Place petitioned by a resident. The Lake County Highway Department has researched and concluded in accordance with the criteria from the 2011 Indiana Manual on Uniform Traffic Control Devices and determined that the Ordinance Petition is non-acceptable and recommends denial.

Repay made a motion, seconded by Tippy, to deny the petition. Motion carried 3-0.

STOP FORM

ORDINANCE PETITION

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HAVE BEEN PETITIONED BY

Residents Request

REQUESTING THE ESTABLISHMENT OF STOP SIGN(S) AT THE FOLLOWING DESCRIBED INTERSECTION(S)

91st Avenue TO STOP FOR Calhoun Place

TO STOP FOR

TO STOP FOR

FINDING OF FACT:

- 1) AN ENGINEERING STUDY WAS PERFORMED BY THE LAKE COUNTY HIGHWAY DEPARTMENT UNDER THE DIRECTION OF THE LAKE COUNTY HIGHWAY ENGINEER (AN INDIANA LICENSED PROFESSIONAL ENGINEER) IN ACCORDANCE WITH THE INDIANA UNIFORM TRAFFIC MANUAL FOR STREETS AND HIGHWAYS AS REQUIRED BY INDIANA CODE 9-21-3. THE STUDY WAS COMPLETED ON 10-15-2018 AND HAS DETERMINED THAT THE STOP SIGN(S) (ARE) (ARE NOT) WARRANTED AT THE ABOVE DESCRIBED LOCATION (S) IN UNINCORPORATED LAKE COUNTY, INDIANA.
2) AFTER A REVIEW OF THE LAKE COUNTY HIGHWAY DEPARTMENT BUDGET IT HAS BEEN DETERMINED THAT THE EXPENDITURE OF FUNDS FOR THE PURCHASE AND INSTALLATION OF TRAFFIC CONTROL DEVICES (ARE) (ARE NOT) JUSTIFIED ACCORDING TO THE ENGINEERING STUDY AND THE INDIANA UNIFORM TRAFFIC MANUAL AT THE ABOVE DESCRIBED LOCATION(S). SEE ATTACHED ENGINEERING STUDY.

THEREFORE BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE BASED UPON THE ABOVE FINDING OF FACTS AND OTHER RELEVANT FACTS RECOMMEND THE ORDINANCE PETITION BE APPROVED ( ) DENIED ( X )

RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS

LAKE COUNTY SHERIFF DATE 10-22-18
LAKE COUNTY HIGHWAY SUPERINTENDENT DATE 10-15-18
LAKE COUNTY HIGHWAY ENGINEER DATE 10-15-2018

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE

THIS 7th DAY OF November 20 18
LAKE COUNTY COMMISSIONER, DISTRICT 1
LAKE COUNTY COMMISSIONER, DISTRICT 2
LAKE COUNTY COMMISSIONER, DISTRICT 3

NOW, THEREFORE, LET IT BE ORDAINED THAT BASED UPON THE ABOVE FINDING OF FACTS AND OTHER RELEVANT FACTS THE PETITION TO ESTABLISH AND POST (A) STOP SIGN(S) AT THE ABOVE DESCRIBED LOCATION(S) IS APPROVED ( ) DENIED ( )

SO ORDAINED THIS DAY OF 200

David Hamm, DISTRICT 1
Jamal Washington, DISTRICT 3
Christine Cid, DISTRICT 5
Eldon Strong, DISTRICT 7

Elsie Brown-Franklin, DISTRICT 2
Daniel Demulic, DISTRICT 4
Ted Bliski, DISTRICT 6

Order #56 Agenda #12a

In the Matter of State Board of Accounts Items: a. Retroactively approved (in accordance with statute and ordinance): 1) Auditor: Accounts Payable Voucher Register, Lake County Auditor's Payroll for Pay Date October 29, 2018.

Repay made a motion, seconded by Tippy, to approve the Accounts Payable Voucher Register from Lake County Auditor's Payroll for Pay Date October 29, 2018. Motion carried 3-0.

Order #57 Agenda #12b

In the Matter of State Board of Accounts Items: b. Claims and Dockets.

Repay made a motion, seconded by Tippy, to approve the Accounts Payable Voucher Register claims and dockets from Lake County Community Economic Development Department for period October 3, 2018 to October 3, 2018. Motion carried 3-0.

Order #58 Agenda #13 -1

In the Matter of Items to be made a matter of public record: 1) Highway: Maintenance Bond for Ellas Construction Company, Inc. referencing LCHD Bridge #48 - 117th Avenue over West Creek in the amount of \$90,751.20.

Repay made a motion, seconded by Tippy, to approve the Maintenance Bond for Ellas Construction Company, Inc. in the amount of \$90,751.20 (Bond No. 40138552). Motion carried 3-0.

Order #59 Agenda #13 -2

In the Matter of Items to be made a matter of public record: 2) Ross Township Trustee: Standards for the Administration Township Assistance, revised and approved for adoption by the Ross Township Trustee Board effective January 1, 2019.

Repay made a motion, seconded by Tippy, to approve the Standards for the Administration Township Assistance, revised and approved for adoption by the Ross Township Trustee Board effective January 1, 2019. Motion carried 3-0.

Order #60 Agenda #14a1a

In the Matter of Actions on Bonds/Insurance: a. Action to accept, release or modify bonds: 1) Performance Bonds: a. Plan Commission: Performance Bond Release for Omaha Farms subdivision (Bank Check No. 235198), issued by First Financial Bank in the amount of \$11,895.00.

Repay made a motion, seconded by Tippy, to release the bond on behalf of L C Plan Commission - Performance Bond Release for Omaha Farms subdivision (Bank Check No. 235198), issued by First Financial Bank in the amount of \$11,895.00. Motion carried 3-0.

RELEASE

WHEREAS, **Robert & Judy Smith** have on August 16, 2017 filed a **PERFORMANCE BOND** in the form of an **Official Bank Check, 235198, issued by First Financial Bank, in the amount of** Eleven Thousand Eight Hundred Ninety-Five and 00/100 dollars (\$11,895.00) for **Omaha Farms Subdivision.**

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND in the amount of Eleven Thousand Eight Hundred Ninety-Five and 00/100 dollars (\$11,895.00).

Dated 7<sup>th</sup> DAY OF November, 2018

BOARD OF COMMISSIONERS, COUNTY OF LAKE  
KYLE W. ALLEN, Sr., PRESIDENT  
JERRY TIPPY, COMMISSIONER  
MICHAEL REPAY, COMMISSIONER

JOHN PETALAS, AUDITOR

Order #61 Agenda #15a

In the Matter of Poor Relief Decisions: a. Poor Relief Decisions dated October 1, through October 25, 2018 (37 decisions).

Repay made a motion, seconded by Tippy, to approve the Poor Relief Decisions dated October 1, through October 25, 2018 (37 decisions). Motion carried 3-0.

Takia Smith	Approved
Porsche Kennedy	Denied
Mario Lomax	Denied for appellant's failure to appear
Clarence Alexander	Approved/partial
Maryann Lavin	Approved/partial
Latanza Johnson	Denied
Armindia Tunele	Denied for appellant's failure to appear
Brenda Hooghijs	Denied
Angela Underwood	Denied
Markitta Harris	Approve/partial
Anthony Snelling	Approved
Joyce McDaniels	Approved
Karen McCoy	Denied for appellant's failure to appear
Sterling Clark	Denied
Larene Burnett	Approved/partial
Pamela Boyd	Denied
Lynashia Wolford	Denied
Evar Whiteside	Approved/partial
Terrence Knight	Remanded for further documentation
Joyce McDaniel	Remanded to township for further consideration and review
Tiffany Truman	Approved
Ayriss Mitchell	Denied for appellant's failure to appear
Latisha Jackson	Denied for appellant's failure to appear

Order #61 Agenda #15a cont'd

Corinne Acoff	Approved/partial
Janette Sanders	Approved/partial
Faith Shelton	Remanded to township for further consideration and review
Toya Booker	Denied
Tarita Deberry	Denied
Teresa Williams	Approved
Michelle Rogers	Denied for appellant's failure to appear
Ronald Nelson	Denied for appellant's failure to appear
Carr Martisz	Denied for appellant's failure to appear
Sherry Derinas	Remanded to township for further consideration and review
Shenell Moore	Approved
Latrice Gardner	Denied
JaShaundra Brooks	Denied
Mary Gordon	Denied

Order #62 Agenda #16a

In the Matter of Approve Vendor Qualification Affidavits: a. Various vendors seeking to be approve to provide public works, services or supplies, goods, machinery and equipment: Listed 1-41 (excluding #6).

Repay made a motion, seconded by Tippy, to approve all the vendor qualification affidavits, excluding item 6, which was previously removed from the agenda, from the following Vendors listed 1-41 below. Motion carried 3-0.

- 1) Arvia Appraisals, LLC
- 2) Superior Engine Service, Inc.
- 3) Wholesale Distribution Alliance, Ltd. / Swimventory
- 4) Ritter Strategic Services, LLC
- 5) Rigaku Analytical Devices, Inc.
- 6) Deleted
- 7) State Line Fire Systems, Inc.
- 8) Folding Partition Services, Inc.
- 9) Connections Education, Inc. dba Pearson OBL
- 10) Great Lakes Labs, LLC
- 11) Relias, LLC
- 12) Enterprise Fleet Management, Inc.
- 13) Illiana Garage Door Services, Inc.
- 14) Leep's Supply Co., Inc.
- 15) Levin Tire Center/Crown Point (House Account)
- 16) Whosur Associates, Inc. (House Account)

- 17) Thomas Dodge of Highland (House Account)
- 18) Soft Wash Corp. dba Mr. Soft Car Wash (House Account)
- 19) Forestry Suppliers (House Account)
- 20) Commercial Group Lifting Products (House Account)
- 21) Seller Instrument & Mfg Co. Inc. (House Account)
- 22) Schepel (House Account)
- 23) NSP Inc., dba Best Western Inn (House Account)
- 24) Travel Hut Inc. (House Account)
- 25) JX Truck Center / JX Peterbilt (House Account)
- 26) R & P Restaurant Service, Inc. (House Account)
- 27) Kelly Tripp (House Account)
- 28) Associated Bag Co. (House Account)
- 29) Tri-Electronics, Inc. (House Account)
- 30) Northwest Psychological Services (House Account)
- 31) Alpha Baking Company, Inc. (House Account)
- 32) Coyne Veterinary Center (House Account)
- 33) Faronics Technologies USA, Inc. (House Account)
- 34) EDCO Environmental Services (House Account)
- 35) VST Security Solutions, LLC (House Account)
- 36) Charm-Tex (House Account)
- 37) Sherwin-Williams (House Account)
- 38) Any Time Translator, LLC (House Account)
- 39) School Health Corporation (House Account)
- 40) Besse Shirt Lettering (House Account)
- 41) Continental Languages, LLC (House Account)

## Order #63 Agenda #17a

In the Matter of Appointments: a. Hammond Library Board.

Repay made a motion, seconded by Tippy, to formally remove Hammond Library Board appointee, Mr. Louis Karubas, who's been absent and pursuant to State Law we (Board of Commissioners) have the opportunity to do that, and ordered same to make a new appointment at the next meeting. Motion carried 3-0.

## Order #64 Agenda #18a

In the Matter of Board of Commissioners of the County of Lake: a. Weights & Measures Monthly Activity Report covering the period of 9/16/18 – 10/15/18.

Comes now, Christine Clay, County Inspector, Weights and Measures, and files with the Board her report of fees taken in and collected in her office for the Period 9/16-10/15/18. Said report are 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 Tippy, to accept the above Weights and Measures Report of September 16, 2018 – October 15, 2018 as submitted. Motion carried 3-0.

## Order #65 Agenda #18b

In the Matter of Lake County Treasurer's Monthly Activity Report for the month of September, 2018.

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 September 2018. 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 Tippy, to accept the above Treasurer's Report of September 2018 as submitted. Motion carried.

## Order #66 Agenda #3b2

In the Matter of Public Opening of Vendor Responses to Requests for Bids and Quotes: b. Bids: 2) Highway: Bids for Restroom Locker / Room Restoration.

This being the day, time and place for the receiving of bids for Restroom Locker / Room Restoration for Lake County Highway, the following bids were received:

Larson Danielson	\$56,076.00
Keough Mechanical Corp.	\$71,130.00 w/alternative of \$61,146.00

Repay made a motion, seconded by Tippy, to take the bids under advisement for further tabulation and recommendation. Motion carried 3-0.

## Order #67 Agenda #19c

In the Matter of Comments: c. Commissioners.

Comes now, Commissioner Allen, with commentary, stating, "I would like to thank the Citizens of Lake County, I want to thank my fellow Commissioners for their support and cooperation and again I would to say publicly as the President of the Body to extend my condolences to Commissioner Repay on the loss of his mother".

The next Board of Commissioners Regular Meeting will be held on Wednesday, December 5, 2018 at 10:00 A.M.



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

The following officials were Present:  
Attorney Fech

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KYLE ALLEN Sr., PRESIDENT

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MICHAEL REPAY, COMMISSIONER

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JERRY TIPPY, COMMISSIONER

ATTEST:

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JOHN E. PETALAS, LAKE COUNTY AUDITOR