

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

And now in obedience to such call, come Larry Blanchard, President, Thomas O'Donnell, Ernie Dillon, Elsie Franklin, Jerome A. Prince, Christine Cid, and Ted Bilski County Councilpersons, together with Ray Szarmach, County Council Attorney.

In the Matter of Minutes of Lake County Council Meeting on September 8, 2009.

O'Donnell made a motion, seconded by Prince to defer to 11-10-09. All voted "Yes". Motion to defer carried 7-0.

**ORDINANCE NO 1316**

Section 1. Be It Ordained by the County Council of Lake County, IN., that for the expenses of the County Government and its institutions, the following sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein appropriated, and shall be held to include all expenditures authorized to be made during the year unless otherwise expressly stipulated and provided by law.

	Appropriation Requested	Appropriated
County Health Fund 105		
<u>Health Department</u> 5130		
43190 Other Professional Service	\$396,002.00	\$396,002.00
L.C. Animal Shelter Non-Reverting Fund 163		
<u>Animal Control</u> 3200		
43995 Other Services & Charges	\$ 3,000.00	\$ 3,000.00
County Redemption Fund 320		
<u>Highway</u> 5011		
43190 Other Professional Service	\$ 400.00	\$ 400.00
<u>Council</u> 3700		
43190 Other Professional Service	\$ 400.00	\$ 400.00
<u>Commissioners</u> 2900		
43190 Other Professional Service	\$ 800.00	\$ 800.00
Supplemental Public Defender Fund 405		
<u>L.S. Court County Div Room II</u> 4040		
41190 Part-Time	\$ 15,000.00	\$ 15,000.00
41220 FICA	\$ 1,000.00	\$ 1,000.00

**TRANSFER OF FUNDS CERTIFICATE**

I, the proper legal officer of Lake County Council, Lake County, IN., hereby certify to the Auditor of Lake County, that the Lake County Council, approved the following transfers:

	Requested	Approved
<u>Data</u> 3600		
From: 001-43231 Travel-Registration	\$ 10,000.00	
To: 001-43995 Other Professional Service	\$ 10,000.00	\$ 10,000.00
<u>L.S. Court County Div III</u> 4050		
From: 001-43231 Travel-Registration	\$ 750.00	
001-43232 Travel-Meals	\$ 500.00	
To: 001-43190 Other Professional Service	\$ 1,250.00	\$ 1,250.00

Public Works 2950

From: 001-42410	Other Supplies	\$ 1,000.00	
001-43190	Other Professional Service	\$ 2,000.00	
001-43610	Building & Structure	\$ 2,000.00	
001-43710	Equipment Rental	\$ 1,000.00	
To: 001-43620	Equipment Repair	\$ 6,000.00	\$ 6,000.00

Clerk 0100

Clerk's Record Perpetuation Fund 194			
From: 194-44490	Other Equipment	\$ 2,000.00	
To: 194-41220	FICA	\$ 2,000.00	\$ 2,000.00

Sheriff 0500

Drug Free Community Fund 110			
From: 110-43135	Drug Free Community Funds	\$ 1,500.00	
To: 110-42110	Office Supplies	\$ 1,500.00	\$ 1,500.00

Surveyor 0600

MS-4 Fund 264			
From: 264-43231	Travel-Registration	\$ 4,100.00	
264-43233	Travel-Lodging	\$ 1,200.00	
264-43234	Travel-Trans/Other	\$ 1,000.00	
To: 264-42410	Other Supplies	\$ 6,300.00	\$ 6,300.00

From: 264-42120	Lit,Edu, Info & Ref Materials	\$ 3,740.00	
264-43310	Printing	\$ 2,300.00	
264-43620	Equipment Repairs	\$ 660.00	
264-44110	Land Purchases	\$ 90,300.00	
To: 264-44510	Other Capital Outlays	\$ 97,000.00	\$ 97,000.00

From: 264-43259	License & Titles	\$ 2,100.00	
264-43710	Equipment Rental	\$ 2,300.00	
To: 264-41190	Part-Time	\$ 4,400.00	\$ 4,400.00

Calumet Township Assessor 1000

From: 001-41160	Office & Clerical	\$ 39,000.00	\$ 24,000.00
To: 001-43190	Other Professional Service	\$ 15,000.00	Defer to 11-10-09
001-43730	Property Rental	\$ 24,000.00	\$ 24,000.00

Auditor 0200

From: 001-42110	Office Supplies	\$ 2,000.00	
001-43190	Other Professional Services	\$ 1,800.00	
To: 001-43145	Legal Services	\$ 3,800.00	\$ 3,800.00

Public Defender 4002

From: 001-43190	Other Professional Service	\$ 8,000.00	
001-43620	Equipment Repair	\$ 600.00	
001-43910	Dues & Subscriptions	\$ 300.00	
To: 001-42110	Office Supplies	\$ 900.00	\$ 900.00
001-43235	Travel-Mileage	\$ 8,000.00	\$ 8,000.00

Community Economic Dev Dept 6100

HUD NSP Grant Fund 271			
From: 271-43420	Insurance	\$ 4,000.00	
To: 271-43232	Travel-Meals	\$ 800.00	\$ 800.00
271-43233	Travel-Lodging	\$ 1,500.00	\$ 1,500.00
271-43234	Travel-Trans/Other	\$ 1,200.00	\$ 1,200.00
271-43235	Travel-Mileage	\$ 500.00	\$ 500.00

Courthouse 3000

From: 001-43610	Building & Structure	\$ 10,000.00	
To: 001-42240	Household & Inst Supplies	\$ 10,000.00	\$ 10,000.00

Surveyor 0600

MS-4 Fund 264			
From: 264-43190	Professional Service	\$ 5,750.00	
264-42250	Health & Lab Supplies	\$ 4,000.00	
To: 264-41240	Insurance	\$ 9,750.00	\$ 9,750.00

Calumet Township Assessor 1000

From: 001-41160	Office & Clerical	\$ 15,000.00	Defer to 11-10-09
To: 001-43190	Other Professional Service	\$ 15,000.00	Defer to 11-10-09

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

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

Dated this 13<sup>th</sup> day of October, 2009

Adopted this 13<sup>th</sup> day of October, 2009.

NAY

AYE

Larry Blanchard  
Thomas O'Donnell  
Ernie Dillon  
Elsie Franklin  
Jerome A. Prince  
Christine Cid  
Ted F. Bilski

Members of the Lake County Council

ATTEST:  
Peggy Holinga Katona,  
Lake County Auditor

Additional

	Made Motion	Seconded	
<u>County Health Fund 105</u> Health Dept(\$396,002.00)	O'Donnell	Prince	All voted "Yes". Motion to approve carried 7-0.
<u>L.C. Animal Shelter Non-Reverting Fund 163</u> Animal Control(\$3,000)	Dillon	Franklin	All voted "Yes". Motion to approve carried 7-0.
<u>County Bond Redemption Fund 320</u> Highway(\$400)	Prince	O'Donnell	All voted "Yes". Motion to approve carried 7-0.
Council(\$400)	Cid	Dillon	All voted "Yes". Motion to approve carried 7-0.
Commissioners(\$800)	Franklin	Dillon	All voted "Yes". Motion to approve carried 7-0.
<u>Supplemental Public Defender Fund 405</u> L.S. Court County Div Room II(\$16,000)	Franklin	Prince	All voted "Yes". Motion to approve carried 7-0.

Transfer

Data(\$10,000)	Franklin	Dillon	All voted "Yes". Motion to approve carried 7-0.
L.S. Court County Div III(\$1,250)	Dillon	Prince	All voted "Yes". Motion to approve carried 7-0.
Public Works(\$6,000)	Dillon	Prince	All voted "Yes". Motion to approve carried 7-0.
Clerk(\$2,000)	Dillon	O'Donnell	All voted "Yes", except Cid, "abstain". Motion to approve carried 6-yes, 1-abstention.
Sheriff(\$1,500) Drug Free Fund 110	Franklin	Prince	All voted "Yes". Motion to approve carried 7-0.
Surveyor(\$6,300) MS-4 Fund	O'Donnell	Bilski	All voted "Yes", except Franklin, "absent". Motion carried 6-yes, 1-absent.
Surveyor(\$97,000) MS-4 Fund	O'Donnell	Bilski	All voted "Yes", except Franklin, "absent". Motion carried 6-yes, 1-absent.
Surveyor(\$4,400)	O'Donnell	Bilski	All voted "Yes", except Franklin, "absent". Motion carried 6-yes, 1-absent.
Calumet Township Assessor(\$24,000) (See Footnote)	Franklin	Prince	All voted "Yes". Motion to approve carried 7-0.
Auditor(\$3,800)	Cid	Prince	All voted "Yes", except Franklin, "absent". Motion

Public Defender(\$8,900)	Cid	Dillon	to approve carried 6-yes, 1-absent. All voted "Yes" to approve. Motion carried 7-0.
Community Economic Dev(\$4,000) HUD NSP Grant Fund 271	Bilski	Franklin	All voted "Yes" to approve. Motion carried 7-0.
Courthouse(\$10,000) (See Footnote)	Bilski	Cid	All voted "Yes" to approve. Motion carried 7-0.
Surveyor(\$9,750) (See Footnote)	O'Donnell	Bilski	All voted "Yes" to approve except Franklin, "absent". Motion to approve carried 6-yes, 1-absent.
Calumet Township Assessor(\$15,000)	Franklin	Prince	All voted "Yes" to defer to 11-10-09. Motion to defer carried 7-0.

Footnotes

Courthouses(\$10,000) – Bilski made a motion, seconded by Cid to add this item to the agenda. All voted "Yes". Motion to add to the agenda carried 7-0.

Bilski made a motion, seconded by Cid to approve the transfer for Courthouses in the amount of \$10,000, From: 43610-Building & Structures To: 42240 Household & Inst. Supplies. All voted "Yes". Bilski explained that this is just to correct the end of the year budget. The costs have gone up on cleaning supplies, and this is an adjustment on what they thought they needed to cover the added expense. Motion to approve carried 7-0.

Calumet Township Assessor(\$24,000) – Franklin made a motion, seconded by O'Donnell to approve the transfer From 41160 - Office & Clerical , To: 43190 – Other Professional Services in the amount of \$15,000, To: 43730 Property Rental , in the amount of \$24,000, for a grand total of \$39,000.

Franklin said it is my understanding that this is property rental, however; I will at a later date talk with the Assessor about closing that Ranburn office, and moving all of his staff into the office in Gary, and that in itself will save on the rental, however when he cut the 4 positions out of this budget, he met his requirements and had \$22,000 dollars that we shifted over to rental for next year. That is what I will be asking for, approval of this and then talk about closing Ranburn.

O'Donnell said that maybe a friendly amendment could be made to take out the \$15,000 for other professional services, I'm not really clear on what that's for. The property rental we've got to pay. O'Donnell asked if she knew what the \$15,000.00 was for?

Franklin explained that's because he had a shortage in paying the rental. O'Donnell asked if she knew what the professional services was about? Franklin said they are transferring this out of professional services into the property rental in order to make up the difference. They owe on both properties. There is a shortage in the rent on Ranburn, and the one on 5<sup>th</sup> Avenue. O'Donnell said it says a transfer from Office & Clerical to Professional Services. Franklin said the Chief Deputy is out, and the person that is dealing with all of this is their bookkeeper, and this is the way it was explained that she had to take the money and pay the rent on both places.

Bilski asked Franklin if she would be in favor of amending the motion just to reflect a transfer from 41160 of \$24,000 to 43730/Property Rental? We could find out what the \$15,000 is for? Franklin said I will put this on hold, make a phone call and come right back. Motions were withdrawn. Franklin made a motion, seconded by to approve the transfer From: 41160/ Office & Clerical in the amount of \$24,000 to 43730-Property Rental in the amount of \$24,000. Prince seconded the motion. All voted "Yes". Motion to approve carried 7-0. Franklin made a motion, seconded by Prince to defer the transfer of \$15,000 from 41160 – Office & Clerical to 43190 Other Professional Services in the amount of \$15,000 to 11-10-09. All voted "Yes". Motion to defer carried 7-0.

Re: Surveyor(\$9,750) – O'Donnell made a motion, seconded by Bilski to add to the agenda, a transfer from 264, the MS-4 Fund, 43190 Professional Services in the amount of \$5,750, and from 264-42250 Health & Lab Supply in the amount of \$4,000. To: MS-4 Fund 264, 41240 – Insurance in the amount of \$9,750. All voted "Yes", except Franklin, "absent". Motion to add to the agenda carried 6-yes, 1-absent.

O'Donnell made a motion, seconded by Bilski to approve the transfer in the MS-4 Fund 264 From: 43190 – Professional Service in the amount of \$5,759.00 and from 42250 – Health & Lab Supplies in the amount of \$4,000.00, To Fund 264 43190 – Other Professional Services in the amount of \$9,750.00. All voted "Yes", except Franklin, "absent". Motion carried 6-yes, 1-absent.

In the Matter of Revised 144 for Detention Center.

Bilski made a motion, seconded by Prince to approve.

Bilski explained that these are salary increases due to the employee' achievement of the step increases. Motion carried 7-0.

<u>Rev 144 – Fund 001 Eff.Date</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12434-005 Intake Prob. Off(11-19-09)	\$31,505	\$35,047	\$3,542
12434-007 Intake Prob Off.(10-31-09)	\$39,170	\$40,447	\$1,277

In the Matter of Ord #1306F – Restricting Hiring (2) for CASA.

Cid made a motion, seconded by Franklin to defer to 11-10-09 filling the positions of 001-4150-12013-004 – CASA Coordinator, and 706-4150-12013-008 CASA Coordinator.

All voted “Yes” to defer. Motion to defer carried 7-0.

In the Matter of Ord # 1306F – Restricting Hiring (2) for CASA.

Cid made a motion, seconded by Franklin to defer to 11-10-09 filling the positions of 001-4150-12013-004/706-4150-12013-008 CASA Coordinator, and 706-4150-12013-014 – CASA Coordinator.

All voted “Yes” to defer. Motion to defer carried 7-0.

In the Matter of Ord #1306F – Restricting Hiring (1) for Criminal Court.

Dillon made a motion, seconded by Franklin to approve filling the position of 001-4000-16006-002 Secretary Magistrate.

Judge Boswell explained that they considered this position at the time they did their budget cuts, and decided that this is not a position they can cut. This one secretary serves two Magistrates. It's a very busy section of the Courts, and she request that the Council approves this secretary position.

O'Donnell said he wanted to indicate that Criminal Court, Dept 4000 took a pretty aggressive stance in attempting to comply with the edit, and he said that later today he is going to make a motion for relief from that 15%, as being a little bit punitive, and he is going to suggest that we go back to a 10% and 5%, which I think the Criminal Courts did comply with. O'Donnell said there is clearly confusion as to where our desires were and I thought that Criminal Court does have some funds that they can put people into, but that's all Probation People and things like that. A lot of times people move people around into funds, there were actual people that are going to lose their jobs, they are just going to lose them, so I'm going to support this need that the Judge is bringing forward today.

Judge Boswell said that their cuts were late and that's why they got the 15% cut, rather than the 10%. She said at the time they received notification, all of the Judges were at a mandatory conference out of town. When they returned on Monday, there was a need to get their numbers in by Wednesday, so we were really at a handicap in trying to get those figures prepared at such short notice, but we did come up with them, a little late, and it was after the resolution had passed to do the 15% cut.

Cid asked the Judge if she is moving someone up that's already here?

Judge Boswell answered, yes we did not hire from outside.

Cid said that I think it's important that no matter what position we may approve of filling, at some point the funds may not be here, you may have to decide at that time, who is going to stay, and who is going to go.

Judge Boswell said yes, we understand that.

All voted “Yes”, except Blanchard, “No”. Motion to approve carried 6-yes, 1-no.

In the Matter of Ord#1306F – Restricting Hiring (2) for Clerk.

Dillon made a motion to approve filling the positions or 001-0100-15533-004 – Department Manager, and 001-0100-16723-003 – Deputy Clerk I. Motion dies for a lack of a second. No Action Taken.

Sandy from the Clerk's Office said that the Honorable Diane Kavadias Schneider cleared her calendar for the morning to be present, and speak on behalf of the Clerk's Office.

Judge Schneider passed out some photographs, and said that she understands the situation with the finances. She said that they have a situation in the Hammond Office, and it isn't because the Clerk's Office isn't working, they are working very hard, but they are short staffed. She showed photos that she

took on a Friday afternoon. She said it is her work, and it isn't getting processed, not because they are not trying, but because they don't have the manpower, which is creating a severe backlog for us. People aren't getting notified in a timely fashion, of Court Orders that are being entered.

She said I understand the financial situation and I wouldn't be here if I didn't feel that giving up that position, of giving the Clerk that position in the Hammond Courthouse isn't essential.

Judge Schneider said that last month at the Judicial meeting, they were informed that there was a proposal to restructure the Courts in the State. In addition to restructuring, the goal is to take the financial burden of the Courts and the Justice System off the County, and put it in the State, where many of us feel it belongs. Judge Schneider said, "I would urge you, as Councilmembers, with this budget problem facing you, and this financial situation not going away next year, possibly other years, that you get on board and push legislatively to make that a reality".

Bilski said that he thought at the workshop they brought up the need for a Department Manager, and the need for a Deputy Clerk, and I thought that was going to be presented in the one position, not request that both positions be filled. Bilski said he thought they were going to look and see what the Clerk did in his budget, and if everything looked like it was done right, then we were going to go ahead and talk about the Deputy Clerk I position, which would be immediate help to get that type of work done. Today it was presented as both the Managers position, and the Clerk I position.

Sandy said I would prefer that they were brought up separately because if there's an opportunity for us to get one position, I would ask you and urge you to allow us to fill the position for Supervisor in Hammond, that has been funded, and we will gladly sacrifice the other position, well not gladly, but if we have to give up one of them, that's the one I'll give up because it falls into an area where they're enveloped by more people, well one person is not missed as greatly as they are, obviously when you have a smaller section of our employees, one out of ten has a lot more impact than one out of thirty.

Bilski said that was what I was under the impression of from the workshop, and I should have seconded the motion for the purposes of discussion, but if Dillon would want to make a motion now, I would be in favor of that.

Franklin said I noticed that in the Gary Clerk's office, you have 2 Chief Deputy' there. Is it not possible that you could move one of them over there temporarily?

Sandy said the reason we have 2 Division Managers in Gary is directly related to the problems we had processing the paperwork in Gary that was becoming an issue with the Judges in Gary, much where we're headed in Hammond now.

Franklin said that I know you have a floater that whenever you run into problems in different areas, you move her around.

Dillon said had I received a second when I made the motion, my intent was to end up acting on one of the positions, therefore Dillon made a motion, seconded by Bilski to approve position 001-0100-1533-004 Department Manager.

O'Donnell said he doesn't disagree with what the Judge says, but they can send a floater there, she cleaned up Gary, and unfortunately when Gary gets better, Hammond goes bad, maybe Crown Point is going to go bad next. There's long delays in all the Courts, and I don't know what causes it, but when I see the way part-time money is spent sometimes. If we could just hire quality people, instead of .. a quality person can go out there and fix the problem. Is one Deputy Clerk going to make that difference, I don't know because I see that there's plenty Deputy Clerks, lots of Deputy Clerks down here in Crown Point, and I don't know why they couldn't have temporarily sent some people from a Division up there. If it's a big emergency, let's respond to the emergency.

Sandy said we did that already. I will say that we have done that.

O'Donnell said we there is a \$34,000 dollar a year position that just drives around and carries mail from one office to the next.

Bilski said I am of the opinion that this position is needed to manage and get things taken care of out in that outside Courthouse. We are going to make these cuts this afternoon one way shape, or form, this evening. If the department head didn't. We're going to implement those as far as I'm concerned at 1:30 today, and if that means that they need that body over there to get it done, and the position is in the budget, I don't mind doing it, if that's what they need to get the job done over there, but those cuts will come at 1:30 today, if they haven't made them.

Cid said that working in the Clerk's Office, I can tell you that one position is all going to make a difference. The Clerk is going to have to make their cuts. If I lost another person in my office with the work load, things are not going to get processed as quickly, and that's what I was trying to say. The Courts are going to have to do their part as well, and like I said before the Court can't set a hearing in two weeks, knowing

that that paperwork is going to just sit there. We have to start extending the hearing dates. I know Court processing isn't going to be as quick as we want it to be but when you only have a certain amount of staff, that's what you have to live with. I can tell you that the position is definitely needed. Yes, maybe we do need more qualified people and that's throughout all government I think we have to look at our hiring practices.

Franklin asked the lady that's sent to Gary to clean it up, can you transfer her back to Hammond?

Sandy said she was in Hammond for a period of time, she's been in East Chicago, she's been in Crown Point, we have her situated in Gary right now because Gary is working exactly the way it is. They are also working with fewer people thanks to her management there and to displace her from there could create a new problem. That's not to say that the Clerk wouldn't move her back to Hammond for this purpose, but if he asked me my opinion, I wouldn't recommend it. I like Gary the way it is.

Prince said this is all very interesting, and I think that question is valid considering this request. You guys need a position, and I think it needs to be spelled out how we're going to fill it, just from a practical position. Prince said any request that we entertain, nine times out of ten, someone is going to state an impassioned plea as to why they need that person, and I don't want to get in the business of micro-managing, I certainly don't know how your office runs, but I will tell you at some point, just from a Council' perspective, we've got to "stick to the guns". We've got to stay where we are, and just kind of figure out as we go on, what's going to be the residual effect of it, and from what I'm hearing, this is going to create a problem that's just unsolvable. I don't think so, just a personal perspective I just think that we as professionals find ways to get the job done, and in this particular case barring the fact that we don't have identified, who's going to fill it, I think this is one of those positions where at least my position is, we're just going to have to take it "on the chin", if you will and figure out how to get the job done, unless of course, it the latter of the two, and that is, that you are moving someone up versus bringing a new employee on.

Dillon said it's my understanding that it's someone from Hammond who is transferred out here to fill in with some of the workload, being transferred back to Hammond in that position, and that was my understanding.

Sandy said I do not know that. You know more than I do, if that's the case. I'm not the Clerk, and I'm not the personnel manager.

Bilski said we ask them to come and get approval to fill a vacant position. Now, we tell them, "okay, we're going to let you fill the vacant position, or no you're not going to fill it". Once we give them the approval to fill it and they decide to post it through HR, countywide, but they have to get approval as far I'm looking at this before you try to fill the position, otherwise they're doing exactly what we don't want them to do is finding somebody before the job is posted.

O'Donnell asked Dante where is this office at, with respect to it's cuts?

Dante said he is opposed to 15% across the board in the 100 series. He said 1 dollar across the board in the 200 and 300 series.

O'Donnell asked if that was because they cut so much in the 100 series already?

Dante answered, there was no cuts there.

O'Donnell repeated, there were no cuts?

Dante answered, no.

Bilski said so we're go 15% in ...

Sandy asked didn't we cut \$150,000 from part-time?

Dante said I have to look at it. I remember overriding the 200 and 300 series.

Bilski said we've always asked them to come here prior to filling a position. We've always asked them to come to us for approval, go through HR post, inter-office promotions. If you're going to go County-wide, post so everybody has the opportunity to bid on that job. I think that procedure was followed. I'm not sure what that position is going to pay. You might have a hard time filling it anyway.

All voted "Yes" to approve, except Franklin, Prince, O'Donnell, and Blanchard, "No". Cid "abstained". Motion failed 2-yes, 4-no, and 1-abstention.

In the Matter of Ord#1306F – Restricting Hiring (1) for Work Release

O'Donnell made a motion, seconded by Bilski to defer to 11-10-09 filling the position of 001-3150-12715-007 – Custody Officer. All voted "Yes". Motion to defer carried 7-0.

In the Matter of Ord#1306F – Restricting Hiring (1) for Prosecutor IV-D.

Franklin made a motion, seconded by Dillon to approve filling the position of 001-0850-15705-001 – Caseworker. All voted "Yes". Motion to approve carried 7-0.

In the Matter of Ord # 1306F – Restricting Hiring (3) for Superior Court Civil.

Franklin made a motion, seconded by Prince to approve filling the position of 001-3900-16670-007 – Secretary.

O'Donnell said, just so everyone is clear. What he wants to do is move the people right up. He has 1 vacancy, and he wants to move everyone up, and then that opens up that secretary spot that we're talking about filling, so it's one of those situations where there is a half second of vacancy, while the Auditor is entering those positions in. It's not a real vacancy. The only real vacancy is the Secretary, but all 3 have to be approved. The motion is to approve just one.

Motions were withdrawn.

Franklin made a motion, seconded by Prince to approve filling the positions of 001-3900-13608-009 – Court Reporter, 001-3900-16680-006 – Secretary/Office Manager, and 001-3900-16670-007 – Secretary.

Cid said this is another department that didn't turn in required budget reductions in their staffing, we are not approving for the Clerk, for the same reason, but here we are saying "okay Courts, you can have your personnel".

O'Donnell said they did cut 2 Bailiff' positions, 2 Probate Commissioners positions.

Cid said, so they met the requirements, that's what you're saying?

O'Donnell said I don't know if they met, well they were confused because some officeholders thought they had to cut 10%. They misunderstood apparently, instead of it being 15% of their operating budget with minimally 10% coming from the 100 series, some of them thought that meant as long as they cut 10% from the 100 series, all they have to cut is 5% of their 200 and 300 series, which is a big difference. O'Donnell said they did cut 10% of their 100 series.

Dante said that originally they did not meet the criteria. Subsequent to that, they have been submitting something and they may have satisfied that condition. I am getting that information together.

All voted "Yes" to approve, except Blanchard, "No". Motion to approve carried 6-yes, 1-no.

In the Matter of Citizen Appointment – Lowell Library Board (1).

O'Donnell nominated Wayne Wietbrock to the Lowell Library Board.

Bilski made a motion, seconded by O'Donnell to close the nominations, and approve Wayne Wietbrock. All voted "Yes". Motion carried 7-0.

Blanchard said that Mr. Weitbrock has been appointed for another 4-year term.

In the Matter of Establishing a Regional Sewer District

Franklin made a motion, seconded by Prince to defer to 11-10-09. All voted "Yes". Motion to defer carried 7-0.

In the Matter of Public Hearing – Vacate Part of 236<sup>th</sup> Avenue Right of Way (Sixth St. Platted) Between Lot 1, Block 42 and Lot 6, Block 30, in the Village of Shelby.

Public Hearing was opened. Mr. Scheive was present and explained that he wanted to use that property along with his part to construct a pole barn.

Public Hearing was closed.

Bilski made a motion, seconded by O'Donnell to vacate the Southern half. All voted "Yes". Motion carried 7-0.

In the Matter of Intergovernmental Agreement – Lake County Board of Commissioners, The Town of Munster, The City of Hammond and the Town of Highland – Regarding the Study of Three (3) Bridges maintained by Lake County Over the Little Calumet River, Bridge # 143, 246, 248.

Dillon made a motion, seconded by Franklin to approve. All voted "Yes". Motion to approve carried 7-0.

### **INTERGOVERNMENTAL AGREEMENT**

THIS AGREEMENT made and entered into this 15th day of July 2009, by and between the Board of County Commissioners of Lake County, Indiana, hereinafter referred to as "The County" and The Town of Munster, Indiana, hereinafter referred to as "Munster," the City of Hammond, Indiana hereinafter referred to as "Hammond", The City of Gary, Indiana hereinafter referred to as "Gary", and The Town of Highland, Indiana hereinafter referred to as "Highland".

WITNESSETH:

WHEREAS, THE COUNTY HAS contracted for engineering services for the development of a Preliminary Engineering Study called The "Study". The Study to evaluate raising-lengthen bridges and approaches to an elevation to meet the top of the Levee elevation being constructed by the Army Corp of Engineers. See Attachments "A" & "B."

**WHERE MUNSTER, HAMMOND, GARY AND HIGHLAND** has requested The Study to Evaluate Raising Bridges and Approaches to an elevation to meet the top of the Levee elevation being constructed by the Army Corp of Engineers.

**WHEREAS**, the work contemplated by this agreement is in the nature of Highway /Bridge construction and maintenance, and matters related thereto; and,

**WHEREAS**, it is in the best interest of THE COUNTY, MUNSTER, HAMMOND, GARY and HIGHLAND to cooperate in causing said Study to be made, pursuant to the Indiana Interlocal Government Cooperative Act, as found in Indiana Code 36-1-7.

**NOW, THEREFORE**, it is mutually agreed by and between the parties hereto as follows:

1. The parties mutually agree to assist one another Preparation of The Study as shown in Attachment "A" with The County, Munster, Hammond, Gary and Highland each pay a percentage of the cost to complete the study.
2. **THE COUNTY** agrees that it will enter into the contracts necessary to perform the Study, and file for Funds through the appropriate Fund Categories allocated to Local Public Agencies.
3. **THE COUNTY** shall act as the lead agency and shall be responsible for The Study funding, and supervision, all under the Administration of a Joint Board comprised of the County Commissioners or their duly authorized representatives (not more than three (3) people) and duly authorized representatives of Munster, Hammond, Gary and Highland (not more than three (3) people) each.
4. The Auditor of **THE COUNTY OF LAKE** is hereby delegated the duty to receive, disburse, and account for all monies of the joint undertaking.
5. THE County agrees that it will pay the funds required from local government attributable -to The Study, cost is Preliminary estimated at Seventy Five Thousand Dollars (\$75,000). Which will be appropriated from the, Cumulative Bridge Fund, MVH, and LR&S or other appropriate account.
6. Munster, Hammond, Gary and Highland each agree to pay a percentage of the Final Cost of The Study estimated at as Follows:  
County 70%            Munster 5%            Hammond 10%  
Gary 10%            Highland 5%  
which will be appropriated or have been appropriated from MVH, LR & S, Cumulative Bridge or other appropriate account.

- 7 The costs for "The Study" are preliminary estimated to be Seventy Five Thousand Dollars (\$75,000.00). The local costs are to be shared on the basis of the actual cost to prepare "The Study". Costs attributed to "The Study" will be paid as outlined in Item # 6.
- 8. Final division and final amounts of local matching fund cost for "The Study" will be determined from final costs for "The Study" performed. Upon receipt by Munster, Hammond, Gary and Highland of paid receipts and documentation from the COUNTY evidencing the expenditures, Munster, Hammond, Gary and Highland will pay any balance due to the County. Monthly partial payments may be made.
- 9. This agreement shall be recorded in the Lake County Recorder's Office after Approval hereof by with Munster, Hammond, Gary, Highland and the County.

WITNESS WHEREOF, the parties have executed this agreement on the day first written above.

COUNCIL OF LAKE COUNTY INDIANA

- BY: Ernie Dillon, Member District 1
- BY: Elsie Franklin, Member District 2
- BY: Jerome Prince, Member District 3
- BY: Thomas O'Donnell, Member District 4
- BY: Christine Cid, Member District 5
- BY: Ted Bilski, Member District 6
- BY: Larry Blanchard, Member District 7
  
- BY; Peggy Holinga Katona, County Auditor

"Attachments "A" and "B" on file in Auditor's Office

In the Matter of Resolution Honoring the Hammond Dragons Elite Cheerleading Squad – Grand National Champions Level Two.

Cid made a motion, seconded by Dillon to approve. All voted "Yes". Motion to approve carried 7-0. Certificates were given to each member of the squad.

**RESOLUTION NO. 09-90**

**RESOLUTION HONORING THE HAMMOND DRAGONS ELITE CHEERLEADING SQUAD**

**WHEREAS**, students and professional athletes nurtured and trained in Lake County, Indiana, have consistently shown excellence in all sporting endeavors; and

**WHEREAS**, Lake County has generously sent forth its spirited youth to compete in, contests in this State, the Nation and the World; and

**WHEREAS**, Lake County is justly proud of its sons and daughters who have so willingly taken upon themselves the hardships and disciplines, both physical and mental, which successful participation in competition demands; and

**WHEREAS**, the Hammond Dragons Elite Cheerleading Squad, won the Gold Medal for the second straight year and captured the Grand National Championship on August 2, 2009 in Des Moines, Iowa.

**NOW, THEREFORE, LET IT BE RESOLVED** that the Lake County Council, and all citizens of Lake County who are represented by this august body, extend congratulations and praise to the Hammond Dragons Elite Cheerleading Squad for capturing the Gold Medal and. Grand National Championship Level Two; that a copy of this Resolution be spread on the official Records of the Lake County Council, and an official copy be delivered to the HAMMOND DRAGONS ELITE CHEERLEADING SQUAD.

DATED THIS 13<sup>TH</sup> day of October, 2009.

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Resolution Honoring Victoria Smith – Crowd Leader Solo National Gold Medal Winner.

Cid made a motion, seconded by Dillon to approve. All voted "Yes". Motion to approve carried 7-0.

**RESOLUTION NO. 09-91**

**RESOLUTION HONORING VICTORIA SMITH,  
CROWD LEADER SOLO NATIONAL GOLD MEDALIST**

**WHEREAS,** students and professional athletes nurtured and trained in Lake County, Indiana, have Consistently shown excellence in all sporting endeavors; and

**WHEREAS,** Lake County has generously sent forth its spirited and athletic youth to compete with Other youths of this state and of every country and nation of this world; and

**WHEREAS,** Lake County is justly proud of its sons and daughters who have so willingly taken upon Themselves the hardships and disciplines, both physical and mental, which successful Participation in sporting events demands; and

**WHEREAS,** VICTORIA SMITH earned the gold medal for her Crowd Leader Solo at the Grant Nationals Level 2 Tournament on August 2, 2009 in Des Moines, Iowa.

**NOW, THEREFORE, LET IT BE RESOLVED** that the Lake County Council, and all citizens of Lake County extend congratulations and praise to VICTORIA SMITH for capturing the gold medal For her Crowd Leader Solo at the Grand National Level 2 Tournament on August 2, 2009 in Des Moines, Iowa; that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to VICTORIA SMITH.

DATED THIS 13<sup>th</sup> day of October, 2009.

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Resolution Permitting the Lake County Auditor to pay a 2008 invoice with 2009 funds – 001-0200-43630 Maintenance & Service Contracts in the amount of \$1,185.00 and 001-0200-43620 Equipment Repairs in the amount of \$255.00.

Cid made a motion, seconded by Franklin to approve. All voted "Yes". Motion to approve carried 7-0.

**RESOLUTION NO, 09-92**

**RESOLUTION PERMITTING THE LAKE COUNTY  
AUDITOR TO PAY  
OUTSTANDING 2008 INVOICES/DEBTS FROM THE 2009 BUDGET**

**WHEREAS,** the Lake County Auditor's Office is currently operating in the 2009 Budget; and

**WHEREAS,** the following invoices/debts incurred in the Budget year of 2008, have not been paid:

<u>001-0200-43630</u> McShane's, Inc.	<u>Maintenance and Service Contracts</u> \$ 1,185.00
<u>001-0200-43620</u> Information & Records Assoc., Inc.	<u>Equipment Repair</u> \$ 255.00

**WHEREAS,** the Lake County Council desires to transfer funds and pay the above invoice/debt due.

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

1. That the following 2008 expenses shall be paid from the Lake County Auditor's 2009 Budget:

<u>001-0200-43630</u> McShane's, Inc	<u>Maintenance and Service Contracts</u> \$ 1,185.00
<u>001-0200-43620</u> Information & Records Assoc., Inc.	<u>Equipment Repair</u> \$ 255.00

SO RESOLVED THIS 13<sup>TH</sup> day of OCTOBER, 2009.

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Ordinance Vacating Part of 236<sup>th</sup> Avenue Right of Way (Sixth St. Platted) Between Lot 1, Block 42 and Lot 6, Block 30, in the Village of Shelby.

Bilski made a motion, seconded by Cid to defer to 11-10-09. All voted "Yes" to defer. Motion carried 7-0.

In the Matter of Ordinance Creating the Exempt Park Bond Redemption Fund.

Cid made a motion, seconded by O'Donnell to approve on First Reading. All voted "Yes". Motion to approve on First Reading carried 7-0.

Cid made a motion, seconded by O'Donnell to Suspend Rules. All voted "Yes". Motion to Suspend Rules carried 7-0.

Cid made a motion, seconded by O'Donnell to approve on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

**ORDINANCE NO. 1316A**

**ORDINANCE CREATING THE LAKE COUNTY PARKS AND RECREATION EXEMPT REVENUE BOND REDEMPTION FUND, A NON-REVERTING FUND, FUND NO. 317**

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

**WHEREAS**, pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and

**WHEREAS**, pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and

**WHEREAS**, the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and

**WHEREAS**, the Lake County Parks and Recreation Board has decided that it is in its best interest, and in the best interest of the citizens of Lake County, Indiana, that it maintain and fund a Non-Reverting Exempt Revenue Bond Redemption Fund for the repayment of Bonds issued by said Board to construct revenue producing facilities; and purposes provided for in H.E.A. 1001, and applicable State law; and

**WHEREAS**, it is the desire of said Board and the Lake County Council that the Non-Reverting Exempt Revenue Bond Redemption Fund be funded by revenues from these various facilities and programs financed by the Revenue Bonds.

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

1. That a special non-reverting fund is hereby created to be known as "The Lake County Park and Recreation Board Exempt Revenue Bond Redemption Fund", to

be used for the repayment of bonds issued by said Board, and purposes provided for in H.E.A. 1001, and applicable State law.

- 2. That said special non-reverting Fund shall be funded by revenues generated from various facilities and programs, operated by the Lake County Parks and Recreation Board.
- 3. That any remaining monies at the end of said Board's fiscal year shall not revert to the Park Board's General Fund.
- 4. That at the Board's discretion, any monies which accumulate in said non-reverting Fund that it deems excess may be transferred by the Board to any of it's non-reverting funds.
- 5. That this Ordinance shall be in full force and effect from the date of passage.
- 6. That this Ordinance rescinds and replaces Ordinance No. 1258A, the Ordinance Creating the Revenue Bond Redemption Fund, Fund No. 315.

**SO ORDAINED THIS 13TH DAY OF OCTOBER, 2009.**

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

In the Matter of Ordinance Creating the Park Revenue Bond Redemption Fund.

Cid made a motion, seconded by O'Donnell to approve on First Reading. All voted "Yes". Motion to approve on First Reading carried 7-0.

Cid made a motion, seconded by O'Donnell to Suspend Rules. All voted "Yes". Motion to Suspend Rules carried 7-0.

Cid made a motion, seconded by O'Donnell to approve on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

**ORDINANCE NO. 1316B**

**ORDINANCE ESTABLISHING THE EXEMPT  
PARK BOND REDEMPTION FUND,  
A NON-REVERTING FUND, FUND NO 316**

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

**WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and

**WHEREAS,** pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution Transfer money from one fund to another; and

**WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and

**WHEREAS,** the Lake County Council desires to create the Exempt Park Bond Redemption Fund, a Non-reverting fund, for the purposes provided for in H.E. A. 1001, and applicable State law.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

- 1. That a special non-reverting fund is hereby created to be known as "The Lake County Park and Recreation Board Exempt Park Bond Redemption Fund", to be used for the repayment of bonds issued by said Board, and

applicable State Law.

- 2. That said special non-reverting Fund shall be funded by revenues generated from various facilities and programs, operated by the Lake County Parks and Recreation Board.
- 3. That any remaining monies at the end of said Board's fiscal year shall not revert to the Park Board's General Fund.
- 4. That at the Board's discretion, any monies which accumulate in said non-reverting Fund that it deems excess may be transferred by the Board to any of its non-reverting funds.
- 5. That this Ordinance shall be in full force and effect from the date of passage.

SO ORDAINED THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009.

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Ordinance Creating the County Bond Redemption Fund.

Cid made a motion, seconded by O'Donnell to approve on First Reading. All voted "Yes". Motion to approve on First Reading carried 7-0.

Cid made a motion, seconded by O'Donnell to Suspend Rules. All voted "Yes". Motion to Suspend Rules carried 7-0.

Cid made a motion, seconded by O'Donnell to approve on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

**ORDINANCE NO. 1316C**

**ORDINANCE CREATING THE LAKE COUNTY EXEMPT  
BOND REDEMPTION FUND, A NON-REVERTING FUND, FUND NO. 322**

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

**WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid Out of the County Treasury, and money may be paid from the County Treasury only Under appropriation made by the County Council, except as otherwise provided as Law; and

**WHEREAS,** pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution Transfer money from one fund to another; and

**WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and

**WHEREAS,** the Lake County Council desires to establish by Ordinance the Lake County Exempt Bond Redemption Fund, a non-reverting Fund, Fund No. 322, for the purpose redeeming the Principal and interest on the Lake County Jail Bonds, and purposes provided for in H.E.A. 1001, and applicable State Law.

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

- 1. That the Lake County Council hereby establishes the Lake County Exempt Bond Redemption Fund, a non-reverting Fund, Fund No. 322 for the purpose Of redeeming the principal and interest on the Lake County Jail Bonds, and Purposes provided for in H.E. A. 1001, and applicable State law.

- 2. That all appropriations and transfers from the Lake County Exempt Bond Redemption Fund be made only upon approval of the Lake County Council, except as otherwise provided by law.

**SO ORDAINED THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009.**

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Ordinance Creating a TIF Dissolution Fund for the Lake County Economic Development Department.

Bilski made a motion, seconded by Prince to approve on First Reading.

All voted "Yes". Motion to approve on First Reading carried 7-0.

Bilski made a motion, seconded by Prince to Suspend Rules. All voted "Yes". Motion to Suspend Rules carried 7-0.

Bilski made a motion, seconded by Prince to approve on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

**ORDINANCE NO. 1316D**

**ORDINANCE CREATING THE LAKE COUNTY REDEVELOPMENT GENERAL REDEVELOPMENT FUND (TIF DISSOLUTION FUND), A NON-REVERTING FUND**

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

**WHEREAS**, pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and

**WHEREAS**, pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and

**WHEREAS**, the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and

**WHEREAS**, the Lake County Council desires to create the Lake County Redevelopment General Redevelopment Fund (TIF Dissolution Fund) for the deposit of the balance of monies available upon the dissolution of the Lake County TIF.

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

- 1. That the Lake County Redevelopment General Redevelopment Fund (TIF Dissolution Fund) a non-reverting fund, is established for the deposit of the balance of monies available upon the dissolution of the Lake County TIF.
- 2. That appropriations from the Fund shall be approved by the Lake County Council, or as otherwise provided by law.
- 3. Any money remaining in the fund at the end of the year shall not revert to the General Fund but continues in the Lake County Redevelopment General Redevelopment Fund (TIF Dissolution Fund), subject to appropriation by the Lake County Council, or as otherwise provided by law.

**SO ORDAINED THIS 13<sup>th</sup> DAY OF OCTOBER, 2009.**

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Ordinance Establishing the Fee for Copying or Duplicating Tax Records for the Lake County Treasurer.

Franklin made a motion, seconded by Dillon to approve on First Reading. All voted "Yes". Motion to approve on First Reading carried 7-0.

Franklin made a motion, seconded by Prince to Suspend Rules. All voted "Yes". Motion to Suspend Rules carried 7-0.

Franklin made a motion, seconded by Prince to approve on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

**ORDINANCE NO. 1316E**

**ORDINANCE ESTABLISHING THE FEE FOR COPYING OR DUPLICATING TAX RECORDS FOR THE LAKE COUNTY TREASURER**

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

**WHEREAS,** I.C. 36-2-3.5-5 provided that the Lake County Council shall pass all ordinances, orders, Resolutions and motions for the government of the County in the manner prescribed by I.C. 36-2-4, et. Seq.; and

**WHEREAS,** I.C. 36-1-3-8(a)(6) provides that the Lake County Council has the power to impose a user fee reasonably related to reasonable and just rates and charges for services; and

**WHEREAS,** that the Lake County Treasurer on request, will print a duplicate of a yearly tax bill/ statement; and

**WHEREAS,** a reasonable copying fee to provide a duplicate printing of a current yearly tax bill/statement to owners of property in Lake County is One (\$1.00) dollar per parcel.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Lake County Treasurer shall charge One (\$1.00) Dollar per parcel for printing a duplicate of a yearly tax bill/statement.
2. That the fees collected shall be deposited in the Lake County General Fund, to be appropriated by the Lake County Council, or as otherwise provided by law.

SO RESOLVED THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009.

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Ordinance Establishing the Victims of Crime Act (VOCA) Fund – a Non-Reverting Fund for the Lake County Sheriff.

Prince made a motion, seconded by Franklin to approve on First Reading.

Patty Van Til explained that the Indiana Criminal Justice Institute awarded this Grant, and what they intend for the monies to do is to further a program that they started earlier this year, and that was to assist victims of domestic violence, and applying for protective orders, before the Judiciary of Lake County. They were finding that the applications weren't appropriately being filled out by the victims, and this will help expedite those protective orders to insure their safety. This will occur county-wide in all 4 Clerk's Offices.

All voted "Yes". Motion to approve on First Reading carried 7-0.

Bilski made a motion, seconded by Prince to Suspend Rules. All voted "Yes". Motion to Suspend Rules carried 7-0.

Prince made a motion, seconded by Franklin to approve on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

**ORDINANCE NO. 1316F**

**ORDINANCE CREATING THE LAKE COUNTY SHERIFF'S VICTIMS OF  
CRIME ACT (VOCA) FUND, A NON-REVERTING FUND**

- WHEREAS,** pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances to promote efficient County Government; and
- WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and
- WHEREAS,** pursuant to I.C. 36-1-8-4, the Lake County Council may by ordinance or resolution transfer money from one fund to another; and
- WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and
- WHEREAS,** that the Lake County Sheriff has been awarded grant funds through the Indiana Criminal Justice Institute to be used to provide services that respond to the emotional and physical needs of Domestic Crime victims, provide services that assist Domestic Crime victims understand and participate in the criminal justice system, and help Domestic Crime victims learn about, apply for, and/or obtain crime compensation benefits; and
- WHEREAS,** the Lake County Council pursuant to I.C. 36-2-13-5.6 desires to create the Lake County Sheriff's Victims of Crime Act (VOCA) Fund, a non-reverting Fund, for the deposit of all monies received from the Indiana Criminal Justice Institute for the purposes specified by the Grant.

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

1. That the Lake County Sheriff's Victims of Crime Act (VOCA) Fund, a non-reverting fund, is established for the deposit and disbursement of grant funds received from the Indiana Criminal Justice Institute.
2. That all monies received from the grant shall be used for the purposes specified by the Grant. Said Grant to be administered by the Lake County Sheriff and the funds shall be deposited in the Fund, and appropriated for the purposes specified by the Grant.
3. That pursuant to I.C. 36-2-5-2(b), the Lake County fiscal body shall appropriate all money to be paid out of the Fund, except as otherwise provided by Law.
4. Any money remaining in the fund at the end of the year shall not revert to the General Fund but continues in the Lake County Sheriff's Victims of Crime Act (VOCA) Fund, subject to appropriation by the Lake County Council, or as otherwise provided by law.

SO ORDAINED THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009.

LARRY BLANCHARD, President

CHRISTINE CID  
THOMAS O'DONNELL  
TED F. BILSKI

ERNIE DILLON  
ELSIE FRANKLIN  
JEROME A. PRINCE

Members of the Lake County Council

In the Matter of Stop Sign Ordinance Fern Oaks Subdivision – Fern Oaks Subdivision.

Prince made a motion, seconded by O'Donnell to approve. All voted "Yes". Motion carried 7-0.

Marcus Malczewski commented that he wanted to make the Council aware of the fact that over the last 3 1/2 weeks, the Highway Department saved over \$12,500 dollars in labor costs by using the Work Release people. He said more importantly, some of this work would have been delayed until next year and we were able to get the necessary maintenance work done. He wanted to make the Council aware of that.

**ORDINANCE NO. 1316G  
ORDINANCE PETITION**

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HAVE BEEN  
Jamie McQuen  
REQUESTING THE ESTABLISHMENT OF STOP SIGH(S) AT THE FOLLOWING DESCRIBED INTERSECTION(S)

FERN OAKS SUBDIVISION TO STOP FOR SEE ATTACHED SHEET

**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\_\_\_\_ AND HAS DETERMINED THAT THE STOP SIGN(S) (ARE) 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) 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 (X)

THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF LAKE

THIS 19<sup>TH</sup> DAY OF AUGUST, 2009

RECOMMENDED TO THE BOARD  
OF COUNTY COMMISSIONERS  
ROY DOMINGUEZ 8-18-09  
LAKE COUNTY SHERIFF DATE  
MARK MALCZEWSKI 8-4-09  
LAKE COUNTY HIGHWAY SUPERINTENDENT DATE  
DUANE A. ALVERSON 8-4-09  
LAKE COUNTY HIGHWAY ENGINEER DATE

FRANCES DU PEY  
LAKE COUNTY COMMISSIONER, PRESIDENT  
GERRY SCHEUB  
LAKE COUNTY COMMISSIONER  
ROOSEVELT ALLEN, JR.  
LAKE COUNTY COMMISSIONER

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

SO ORDAINED THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009.

LARRY BLANCHARD, PRESIDENT

ERNIE DILLON  
THOMAS O'DONNELL  
JEROME A. PRINCE

ELSIE FRANKLIN  
CHRISTINE CID  
TED F. BILSKI

**MEMBERS OF THE LAKE COUNTY COUNCIL**

**ORDINANCE REQUEST**

A REQUEST FOR THE ESTABLISHMENT OF STOP SIGN(S), LOCATED AT AND DESCRIBED AS FOLLOWS;

NORTHBOUND/SOUTHBOUND ARTHUR ST.	TO STOP FOR	EASTBOUND/WESTBOUND 49 <sup>TH</sup> AVE.
NORTHBOUND/SOUTHBOUND GARFIELD ST.	TO STOP FOR	EASTBOUND/WESTBOUND 49 <sup>TH</sup> AVE.
NORTHBOUND/SOUTHBOUND HAYES ST.	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> AVE.
NORTHBOUND/SOUTHBOUND HAYES ST.	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> PLACE
NORTHBOUND/SOUTHBOUND 50 <sup>TH</sup> PLACE	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> AVENUE
NORTHBOUND/SOUTHBOUND GARFIELD ST.	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> AVE.
NORTHBOUND/SOUTHBOUND ARTHUR ST.	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> AVE.
NORTHBOUND/SOUTHBOUND ARTHUR ST.	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> PLACE
NORTHBOUND/SOUTHBOUND GARFIELD ST.	TO STOP FOR	EASTBOUND/WESTBOUND 50 <sup>TH</sup> PLACE

Requested by Jamie McQuen

LARRY BLANCHARD  
TED BILSKI  
ERNIE DILLON  
CHRISTINE CID  
ELSIE FRANKLIN  
JEROME PRINCE

**THOMAS O'DONNELL**

**COUNTY COUNCIL**

10-13-09  
COUNCIL APPROVAL DATE

In the Matter of Highway- Stop Sign Ordinance – From White Oak Ave. Northbound To Stop For 173<sup>rd</sup> Ave (2) Stop Signs.  
From White Oak Ave Southbound To Stop For 173<sup>rd</sup> Ave. (2) Stop Signs.

Prince made a motion, seconded by O'Donnell to approve. All voted "Yes". Motion carried 7-0

**ORDINANCE NO 1316H  
ORDINANCE PETITION**

**THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HAVE BEEN PETITIONED BY  
AREA RESIDENTS**

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

**WHITE OAK AVENUE, NORTHBOUND TO STOP FOR 173<sup>RD</sup> AVENUE (2 SIGNS)  
WHITE OAK AVENUE, SOUTHBOUND TO STOP FOR 173<sup>RD</sup> AVENUE (2 SIGNS)**

**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 7-29-09 AND HAS DETERMINED THAT THE STOP SIGN(S) (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 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(X)**

**RECOMMENDED TO THE BOARD  
OF COUNTY COMMISSIONERS**

<b>ROY DOMINGUEZ</b>	<b>8-18-09</b>
<b>LAKE COUNTY SHERIFF</b>	<b>DATE</b>
<b>MARCUS MALCZEWSKI</b>	<b>8-4-09</b>
<b>LAKE COUNTY HIGHWAY SUPERINTENDENT</b>	<b>DATE</b>
<b>DUANE A. ALVERSON</b>	<b>8-4-09</b>
<b>LAKE COUNTY HIGHWAY ENGINEER</b>	<b>DATE</b>

**THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF LAKE  
THIS 19<sup>TH</sup> DAY OF AUGUST, 2009**

**FRANCES DUPEY  
LAKE COUNTY COMMISSIONER, PRESIDENT  
GERRY SCHEUB  
LAKE COUNTY COMMISSIONER  
ROOSEVELT ALLEN, JR.  
LAKE COUNTY COMMISSIONER**

**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(X)**

**SO ORDAINED THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009**

**LARRY BLANCHARD, PRESIDENT**

**ERNIE DILLON  
THOMAS O'DONNELL  
JEROME A. PRINCE**

**ELSIE FRANKLIN  
CHRISTINE CID  
TED F. BILSKI**

**MEMBERS OF THE LAKE COUNTY COUNCIL**

In the Matter of Plan Commission Ordinances 2276, 2277, and 2278

Bilski made a motion, seconded by Prince to **deny** Plan Commission Ordinance # 2276.

Attorney J.J. Stankiewicz was present representing the Petitioner, Edward J. Karius. Attorney Stankiewicz passed out the application that was before the Plan Commission. He spoke of photographs that indicated the nature of the improvements that were already made before, and after, regarding the site involved in this petition. He said he has with him, the licensed Certified Engineered Surveyor, who was not present before the Plan Commission, at that time, who will indicate that the main issue is this, you have previously reversed the Plan Commission unfavorable recommendation 2 years ago. At that time the Plan Commission said, "no, you can not build or approve a therapeutic riding center for autistic children. That center is owned by Iron horse Therapeutic Inc. a for profit, and not-for-profit, Indiana Corporation of which Mr.Edward Karius is the President. They have clowns who work with autistic

children, through the motions of riding on a horse in a certain manner that's trained to get the children on, and then gait down. It improves the well being in a sense, emotionally in the child.

The Plan Commission originally said, no we are not going to allow you to finish a riding stable in the south portion of Crown Point, about 21 acres at that time, on which this stable was originally located.

Attorney Stankiewicz said the Council reversed the Plan Commission', and said, "no, you can go forward", and there was a condition that in good faith, Mr. Karius and Mrs. Karius would need to comply with an ordinance that requires a home beyond that property, at this time when you reversed it we had 20 acres. They now went back before the Plan Commission, and in the meantime, purchased a residential home two blocks from the riding stable site. They purchased another 10 acres immediately adjacent to the 20 acres on which there is a residential home frontage on the access road. The residential home, however; went into foreclosure before they bought it. They purchased it from the bank who foreclosed on it, it was open to animals and other critters. It had a shed to the right. This is what Crown Point and Lake County was looking at(he is showing pictures). From those pictures, he said this is 2 years this property was allowed to stand, and there was no action taken under the County' Unsafe Building Ordinance. No clean up was done. Attorney Stankiewicz showed pictures of what the site looks like now. He said some things the County can be proud of, some think that it is an eyesore. He showed the site of the therapeutic riding center. He said what they wanted was a storage added on to the riding stable with an exception for 10 feet onto our own adjoining property. In other words, we now own 30 acres total, and Attorney Stankiewicz said he thinks we made a mistake by asking the Plan Commission to begin with, for a revision exception for the 10 feet of the storage barn. He said he is not sure that legally, they needed that to begin with. He said our word was that we would come back to the Plan Commission for anything, in the future.

He said that the second thing that they wanted was to just fence in a pasture on the extra 10 acres we purchased with the home out front, and that was to let these stallions go to pasture. There are a total of 15 horses at the riding stable that was originally approved, the stallion was one of them. He said we did work on the residential home that did not need us to pull permits. We didn't do any demolition yet, but we added the roofing material on top to keep the rain out, we closed up the structure because animals were coming in and living in it, and we secured it.

He said they questioned what else could happen to us before the Plan Commission. Would they still want strict living on the premises, although we showed good faith over these last few years. They questioned what was the purpose of the ordinance that requires the homeowner to live to where the horse lives, that is to habitate the actual dwelling. He said as he understood the President of the Plan Commission, the purpose of the ordinance was to allow the County control access to help out the horse that would be in the rear from maltreatment. That is, access to come across the property for animal humane treatment.

He said they owned one home already in the last two years two blocks from the main therapeutic riding center, we purchased another 10 acres to improve the eyesore that existed for the County. We secured the enclosed residential home that's on the front of the additional 10 acres, and then we thought that maybe we'd go the next step. ADT is a professional service for security, for private security that has remote cameras.

ADT came up with a secure device that was wireless, both on the therapeutic riding center, on the residential home that was being improved, on the barn next to it, and we get instant 24/7 feedback of what's going on at that property. We've taken the ordinance, we've shown good faith, we've applied technology, and we thought there won't be a problem. During the hearing however, we shifted, we didn't go into whether you have to have a home on the property, we went in to accusations that we have RV vehicles on the property that are not properly licensed. That was a big topic of discussion. It's not mentioned in the reason for denial, but that was a big topic of discussion. The next question was, we don't have a license, and every now and then we're selling a horse to somebody, that doesn't make it with the autistic center. That's not mentioned in the denial, that was a big topic. We're here today to tell you that attached is our commercial license to do that.

Attorney Stankeiwicz said that that is what we're asking for is to trust us, not on what we say, but on pictures we showed you of what you do. We're walking the walk, we're not making any promises, we purchased 10 acres. We turned what was an eyesore for the County into something that you could be proud.

I have with me, regarding any details, S & H inc. They are a Certified Licensed Engineer, Mechanical and Surveyor Engineer from Purdue who has done the unified plat regarding a total of 20 plus 10 acres adjoining each other.

I have with me today, Mr. Cleary, from Cleary Contractors who is a long -term builder of the addition section that's going to be added for storage. Mr. Cleary can tell you about the quality of the material, and how well it's going to hold up. We hope you trust us by what we've done, we hope you take a second look again, and trust us by what we do, not what we say.

Bilski asked is Mr. Cleary the one that built the existing renovations?

Attorney Stankiewicz answered, no. We are actually in a lawsuit with that builder. There is a settlement, but it's still in limbo, but that builder was Mr. Eric Getz.

Bilski said that I don't think the plat and the survey is in question here, but did you improve it, yes, there's been questions arisen about the improvements that you have made. One, that the original dimensions of the building that you put up there were not the same as submitted to the Plan Commission, it exceeded. The other part was that contractors came and did work on that site, that were not licensed through Lake County. So when it is a question of integrity, yes we will question that integrity, and whether or not you're being honorable.

Attorney Stankiewicz had original receipts that were given to him for doing the work on the home that was abandoned, and foreclosed by the current owners.

Bilski asked what about the pole barn?

Attorney Stankiewicz answered, that the pole barn issue had to do with the dimensions. Mr. Getz indicated that his view was couldn't proceed forward because the Plan Commission had a measurement that was 20 feet different than what the proposal was. Our view was, we're in a lawsuit with them for not completing the project, and for walking off the job. That case is pending now, before the Lake Circuit Court.

Franklin said the last time this group was here, I made it emphatically clear that they came back, and I supported them each time they came. They come back again, and then they have some more problems, as it relates to that property. It is my understanding, and correct me if I'm wrong, that the house was supposed to have been built by now, on that property. I understand that has not been done. You're saying they're patching roofs, and fixing different stuff there. Franklin said, my question also is, on here I noticed, and I'm assuming that all of this comes from the Surveyor's Office, and the Highway Department. All this was done early on, not something that's being done right now, that this was already in place, that they had done this.

The therapeutic riding stable, it has become a problem, each time they come before us, there is something that you want to do, or something that you want to add, or there is a problem, and the BZA seems to think that this is not a good thing what you've done so far. I don't understand why we keep having these problems, that somebody is not in compliance.

O'Donnell asked for explanation of the reason for the Special Exception. He said it says to allow an additional storage barn, and then asked are you not allowed to have two?

Ned answered he has an approved commercial stable out there for a therapeutic riding center that Attorney Stankeiwicz talked about earlier. In order to make any changes to the commercial stable approval, he's got to either, the burden' got to be born by the Executive Director of the Plan Commission to determine whether it's a significant change or not. I won't take that responsibility I pass on all changes to the BZA, and ultimately the Council, so he is before you today for a storage barn, in conjunction with property that he has zoned for the commercial stables, or the therapeutic riding center.

O'Donnell said let's take the therapeutic riding stable out of the mix, let's say that it was a landscape company, and they had a greenhouse, do they need to come in if they want to put up a second greenhouse?

Ned answered depending on the zoning classification, it would depend on the zoning classification. If they were approved as a special exception, the answer would be yes, if they were a greenhouse allowed in an M-1, light industrial zone, they can come in for the second building as long as it's subordinate to the main use without coming before you.

O'Donnell asked was there a requirement that unlike Attorney Stankiewicz, I always thought that the reason we wanted people to live by the horses was not for malnutrition, but if the barn catches on fire, that's what scares me more than other stuff. Is there a requirement right now that they live on the property?

Ned said the requirement was set in place by the BZA originally in November of 2004, and the gesture was made, and it turned into a condition that was that they sell their house where they live now, and move to the property within 5 years, and that condition, to my knowledge has not been met yet, and that was the finding of the BZA and their recommendations.

O'Donnell asked is that what they're kind of hanging their head on now?

Ned answered, correct.

O'Donnell said, we told you 5 years ago, to move to the property, and you never moved there?

Ned answered, correct.

Cid asked is their intention still to move to build a house on that property, or will you just say because you live 2 blocks down, and you bought the papers in between that?

Attorney Stankiewicz answered, no. We have both our original house that we had way back when. It's still up for sale. It was rented out, that fell through. We bought a house close, do we have intention of buying, of building a house? Yes, we have plans already drawn up for that. We bought the house on the front, we're in the process of re-doing it, almost completely. It will be as new when it's completed, and completely livable. When the main house is sold the warehouse is going to be built, we can provide plans for that.

There were no remonstrators present, for or against.

All voted "Yes" to deny, except O'Donnell, "No". Motion to deny carried 6-yes, 1-no

**ORDINANCE #2276  
OF THE COUNTY OF LAKE**

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a **REVISION TO A SPECIAL EXCEPTION**. (Board of Zoning Appeals recommended unfavorable 09/16/09).

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

**REVISION TO A SPECIAL EXCEPTION — EDWARD J. KARIUS**, Owner/Petitioner to construct an additional 50' x 64' storage building on the following described property:

General Location: Located approximately 4/10 of a mile east of Grand Boulevard on the north side of 145<sup>th</sup> Avenue, a/k/a 7010 E. 145<sup>th</sup> Avenue in Winfield Township.

Legal: The East Half of the Southeast Quarter of the Northwest Quarter of Section 32, Township 34 North, Range 7 West of the Second Principal Meridian, in Lake County, Indiana, and also;

The East Half of the West Half of the Southeast Quarter of the Northwest Quarter of Section 32, Township 34 North, Range 7 West of the Second Principal Meridian, in Lake County, Indiana; excepting therefrom the following described parcel: Part of the East Half of the West Half of the Southeast Quarter of the Northwest Quarter of Section 32, Township 34 North, Range 7 West of the Second Principal Meridian, in Lake County, Indiana, more particularly described as follows: Beginning at the Southwest corner of the East Half of the West Half of said Quarter Quarter Section; thence North along the West line of the East Half of the West Half of said Quarter Quarter Section, 330.0 feet; thence East 40.0 feet; thence South 330.0 feet to the South line of said Quarter Quarter Section; thence West along said South line 40.0 feet to the point of beginning; and excepting therefrom the following described parcel: The East 108 feet of the South 315 feet of the East Half of the West Half of the Southeast Quarter of the Northwest Quarter of Section 32, Township 34 North, Range 7 West of the Second Principal Meridian, containing 29.2 acres, more or less, after said exceptions, all in Lake County, Indiana.

HEREBY APPROVED  DENIED  REMANDED  BY THE COUNTY COUNCIL

OF LAKE COUNTY, INDIANA, THIS 13<sup>TH</sup> DAY OF OCTOBER, 2009.

MEMBERS OF THE LAKE COUNTY COUNCIL

LARRY BLANCHARD, PREIDENT

ELSIE FRANKLIN  
CHRISTINE CID  
ERNIE DILLON

TED BILSKI  
JEROME A. PRINCE

Bilski made a motion, seconded by O'Donnell to approve Plan Commission Ordinance # 2277, with conditions.

Ned said that conditions were place on the property by the Board of Zoning Appeals where that no certificate of occupancy be issues on the new dwelling, or new building until the old building is removed, then we will issue temporary certificate of occupancy on the new building. While being moved into the new





