

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 Jerome A. Prince, David Hamm, Elsie Franklin, Daniel Dernulc, Christine Cid, and Eldon Strong, County Councilpersons, together with Ray Szarmach, County Council Attorney. President Ted Bilski was absent.

In the Matter of Minutes of the Lake County Council for:
April 9, 2013
April 18, 2013 Special Meeting
May 6, 2013 Special Meeting

Hamm made a motion, seconded by Dernulc to defer to 6-11-13. All voted "Yes", except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.

ORDINANCE NO 1360

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
General Fund 001		
<u>Criminal Court</u> 4000		
41100 Overtime(CNL)	\$ 36,000.00	Defer to 6-11-13
43920 Food & Lodging	\$ 80,000.00	Defer to 6-11-13
<u>L.S. Court County Div III</u> 4050		
41120 Professionals	\$ 9,888.00	\$ 9,888.00
<u>L.C. Court County Div II</u> 4040		
41120 Professionals	\$ 11,250.00	\$ 11,250.00
<u>Election & Registration</u> 2100		
41110 Overtime	\$ 1,700.00	\$ 1,700.00
41196 Election Day Workers	\$ 21,100.00	\$ 21,100.00
41380 Seasonal Employees	\$ 4,350.00	\$ 4,350.00
42110 Office Supplies	\$ 400.00	\$ 400.00
43150 Consulting Fees	\$ 2,000.00	\$ 2,000.00
43235 Travel-Mileage	\$ 3,000.00	\$ 3,000.00
43310 Printing	\$ 600.00	\$ 600.00
43320 Advertising	\$ 150.00	\$ 150.00
43730 Property Rental	\$ 200.00	\$ 200.00
43995 Other Services & Charges	\$ 150.00	\$ 150.00
Gambling Adm Tax Fund 196		
<u>Criminal Court</u> 4000		
41100 Overtime(CNL)	\$ 36,000.00	Defer to 6-11-13
41220 FICA(CNL)	\$ 2,754.00	Defer to 6-11-13
41230 PERF(CNL)	\$ 4,140.00	Defer to 6-11-13
43920 Food & Lodging	\$ 80,000.00	Defer to 6-11-13
Cum Cap Dev Fund 651		
<u>Criminal Court</u> 4000		
41100 Overtime	\$ 36,000.00	Defer to 6-11-13
41220 FICA	\$ 2,754.00	Defer to 6-11-13
41230 PERF	\$ 4,140.00	Defer to 6-11-13
43920 Food & Lodging	\$ 80,000.00	Defer to 6-11-13
<u>Jail</u> 3100		
44420 Office Machines	\$ 60,000.00	Defer to 6-11-13
SAPS Fund 143		

LS Court County Div II	4040		
41120 Professionals		\$ 3,750.00	\$ 3,750.00
Family Court Initiative Grant Fund 252			
Superior Court Civil	3900		
41220 FICA		\$ 220.95	\$ 220.95
41230 PERF		\$ 331.80	\$ 331.80
41390 Supplemental Pay		\$ 2,884.65	\$ 2,884.65
Coroner Facility Fee Fund 273			
Coroner	0700		
41190 Part-Time		\$ 4,500.00	\$ 4,500.00
41220 FICA		\$ 1,000.00	\$ 1,000.00
Elected Officials Training Fund 286			
Circuit Court Clerk	0100		
43231 Travel-Registration		\$ 1,000.00	\$ 1,000.00
L.C. Operating Fund 312			
Jail	3100		
43630 Maintenance & Serv Contr		\$2,000,000.00	Defer to 6-11-13
Council	3700		
41240 Group Insurance(CNL)		\$2,600,000.00	Defer to 6-11-13
Construction Fund 313			
Drainage Board	2600		
44520 Little Calumet Constr(CNL)		\$ 683,464.00	Defer to 6-11-13
44530 Kankakee River Const(CNL)		\$ 157,262.00	Defer to 6-11-13
Local Roads & Streets	5060		
43630 Maintenance & Service Contr(CNL)		\$ 894,274.00	Defer to 6-11-13
Reimbursement Fund 314			
Jail	3100		
44420 Office Machines(CNL)		\$ 60,000.00	Defer to 6-11-13
Coroner	0700		
44440 Motor Vehicles(CNL)		\$ 80,000.00	Defer to 6-11-13
Data Processing	3600		
44490 Other Equipment(CNL)		\$ 385,000.00	Defer to 6-11-13
Drainage Board	2600		
44530 Kankakee River Const(CNL)		\$ 379,745.00	Defer to 6-11-13
43165 Kankakee River Engineering(CNL)		\$ 34,823.00	Defer to 6-11-13
43160 Little Cal Engineering		\$ 44,706.00	Defer to 6-11-13
Council	3700		
41240 Group Insurance(CNL)		\$1,500,000.00	Defer to 6-11-13
Local Roads & Streets	5060		
42390 Other Repair & Maintenance		\$ 300,000.00	Defer to 6-11-13
43630 Maintenance & Service Contr		\$3,376,892.00	Defer to 6-11-13
43710 Equipment Rentals		\$ 86,000.00	Defer to 6-11-13

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
Coroner 0700		
From: 001-41150 Paraprofessional	\$ 1,100.00	
001-42115 Photography Supplies	\$ 3,000.00	
To: 001-41190 Part-Time	\$ 1,100.00	\$ 1,100.00
001-43190 Other Professional Service	\$ 3,000.00	\$ 3,000.00
County Court Div II 4040		
From: 001-41331 Court Reporter Per Diem	\$ 1,400.00	
To: 001-41190 Part-Time	\$ 1,400.00	\$ 1,400.00
Sheriff 0582		
Non-Reverting Property Seizure Fund 145		
From: 145-43195 Contractual Service	\$18,000.00	
To: 145-44420 Office Machines(CNL)	\$18,000.00	\$18,000.00
Sheriff 0500		
Violence Intervention Grant Program 333		
From: 333-41160 Office & Clerical	\$ 2,400.00	
To: 333-41390 Supplemental Pay	\$ 2,400.00	\$ 2,400.00
Prosecutor 0800		

From: 001-43145 Legal Service	\$ 8,500.00	
001-43620 Equipment Repair	\$ 500.00	
To: 001-43240 Telephone	\$ 8,500.00	\$ 8,500.00
001-43235 Travel-Mileage	\$ 500.00	\$ 500.00
From: <u>Soil & Water</u> 2650		
001-2650-43730 Property Rent	\$ 7,000.00	
To: <u>Purdue Extension</u> 2300		
001-2300-43630 Maintenance & Serv Contr	\$ 7,000.00	No Action Taken
<u>Commissioners</u> 2900		
From: 001-41120 Professionals	\$32,000.00	
To: 001-43150 Consultant Fees	\$32,000.00	\$32,000.00
<u>Commissioners</u> 2900		
L.C. 911 Fund 399		
From: 399-43995 Other Services & Charge	\$ 5,000.00	
To: 399-43320 Advertising	\$ 5,000.00	\$ 5,000.00
<u>Commissioners</u> 2900		
From: 001-43810 TAW Interest	\$25,000.00	
To: 001-43190 Other Professional Serv(CNL)	\$25,000.00	\$25,000.00
<u>Government Center</u> 3030		
From: 001-42390 Other Repair & Maintenance	\$10,500.00	
To: 001-43630 Maintenance & Serv	\$10,500.00	\$10,500.00
<u>Work Release</u> 3150		
From: 001-43920 Food & Lodging	\$30,000.00	
To: 001-41190 Part-Time	\$30,000.00	\$30,000.00
<u>Surveyor</u> 0600		
Surveyor's Corner Perpetuation Fund 167		
From: 167-44490 Other Equipment	\$36,000.00	
To: 167-43190 Other Professional Service	\$36,000.00	\$36,000.00

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 14th day of May, 2013.

Adopted this 14th day of May, 2013.

NAY

AYE

Jerome A. Prince
David A. Hamm
Elsie Franklin
Daniel E. Dernulc
Christine Cid
Eldon Strong

Members of the Lake County

Council

ATTEST:

Peggy Holinga Katona,
Lake County Auditor

Additional

Made motion seconded

General fund 001

Criminal Court(\$116,000)

Hamm

Cid

All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer Carried 6-yes, 1-absent.

L.S. Court County Div III(\$9,888)

Hamm

Franklin

All voted "Yes", except

L.S. Court County Div II(\$11,250)	Franklin	Hamm	Cid, "No" Bilski was "absent". Motion to approve carried 5-yes, 1-no, 1-absent All voted "Yes" to approve, except Bilski, "absent". Cid, "No". Motion carried 5-yes, 1-no, 1-absent.
Election & Registration(\$33,650) (See Footnotes)	Franklin	Hamm	All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.
<u>Gambling adm tax fund 196</u> Criminal Court(\$122,894)	Hamm	Cid	All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.
<u>Cum Cap Fund 651</u> Criminal Court(\$122,894)	Hamm	Cid	All voted "Yes", except, Bilski, "absent". Motion to Approve carried 6-yes, 1-absent.
Jail(\$60,000)	Dernulc	Cid	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion carried 6-yes, 1-absent.
<u>SAPS Fund 143</u> L.S. Court County Div II(\$3,750)	Franklin	Hamm	All voted "Yes" to Approve, except Cid, "No". Bilski was "absent". Motion Carried 5-yes, 1-no, 1-absent.
<u>Family Court Initiative Grant Fund 252</u> Superior Court Civil(\$3,437.40)	Franklin	Hamm	All voted "Yes", except Bilski, "absent". Motion to Approve carried 6-yes, 1-absent.
<u>Coroner Facility Fee Fund 273</u> Coroner(\$5,500)	Cid	Franklin	All voted "Yes", except Bilski, "absent". Motion to Approve carried 6-yes, 1-absent.
<u>Elected Officials Training Fund 286</u> Clerk(\$1,000)	Franklin	Hamm	All voted "Yes", except Bilski, "absent". Motion to Approve carried 6-yes, 1-absent.
<u>L.C. Operating Fund 312</u> Jail(\$2,000,000)	Dernulc	Cid	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.
Council(\$2,600,000)	Dernulc	Hamm	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer Carried 6-yes, 1-absent.
<u>Construction Fund 313</u> Drainage Board(\$840,726)	Dernulc	Cid	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.
Local Roads & Streets(\$894,274)	Strong	Cid	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.
<u>Reimbursement Fund 314</u> Jail(\$60,000)	Dernulc	Cid	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.

Coroner(\$80,000)	Cid	Dernulc	All voted "Yes", to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.
Data Processing(\$385,000)	Franklin	Hamm	All voted "Yes", to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.
Drainage Board(\$459,274)	Dernulc	Cid	All voted "Yes", to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.
Council(\$1,500,000)	Dernulc	Franklin	All voted "Yes" to defer to 6-11-13 except Bilski, "absent". Motion to defer Carried 6-yes, 1-absent.
Local Roads & Streets(\$3,762,892)	Strong	Dernulc	All voted "Yes" to defer to 6-11-13, except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.

Footnotes:

Re: Election & Registration(\$33,650) – Franklin made a motion, seconded by Hamm to approve. Franklin said these monies will be given back to the County. This is something we always have to do, when there is an Election, and this has to do with the referendum.
All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.

Transfers

	Made motion	seconded	
Coroner(\$4,100)	Cid	Dernulc	All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent
absent County Court Div II(\$1,400) except	Franklin	Hamm	All voted "Yes", Bilski, "absent". Motion to approve carried 6-yes, 1-absent.
Sheriff(\$18,000) Non-Reverting Property Seizure Fund 145	Cid	Hamm	All voted "Yes", to Approve and create new Line item, except Bilski, "absent". Motion to Approve carried 6-yes, 1-absent.
Sheriff(\$2,400) Violence Intervention Grant Program 333	Cid	Hamm	All voted "Yes", except Bilski, "absent" Motion Carried 6-yes, 1-absent.
Prosecutor(\$9,000)	Franklin	Hamm	All voted "Yes", except Bilski, "absent". Motion Carried 6-yes, 1-absent.
Soil & Water/Purdue Extension(\$7,000) Commissioners(\$32,000)	Franklin	Hamm	NO ACTION TAKEN All voted "Yes", except Bilski, "absent". Motion to Approve carried 6-yes, 1-absent.
Commissioners(\$5,000) E-911 Fund 399	Franklin	Hamm	All voted "Yes" to Approve & create new line item, except Bilski, "absent"

Commissioners(\$25,000)	Franklin	Hamm	Motion carried 6-yes, 1-absent. All voted "Yes", to Approve and create new Line item,except Bilski, "absent". Motion carried 6-yes, 1-absent.
Government Center(\$10,500)	Franklin	Hamm	All voted "Yes", except Bilski, "absent". Motion Carried 6-yes, 1-absent.
Work Release(\$30,000)	Dernulc	Strong	All voted "Yes", except Bilski, "absent". Motion carried 6-yes, 1-absent.
Surveyor(\$36,000) Surveyor's Corner Perpetuation Fund 167	Dernulc	Franklin	All voted "Yes", except Bilski, "absent". Motion Carried 6-yes, 1-absent.

Footnotes:

Re: Soil & Water – Strong made a motion, seconded by Hamm to defer to 6-11-13. Blanchard asked if the Council could take "no action" on this matter, and they will be back on the agenda next month. Motions were withdrawn. NO ACTION TAKEN.

In the Matter of Revised 144 for Juvenile Court, Superior Court Civil, County Court Div III, County Court Div II, Sheriff - JAG Fund 262-0500, and Sheriff - Multi Agency Force Fund 182-0582,

Re: Juvenile Court - Franklin made a motion, seconded by Hamm to approve, with an effective date of 6-3-13. All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
Rev 144 – Fund 001 Effective June 3, 2013 12428-016 Probation Officer	\$55,017	\$41,337	-\$13,680

Re: Superior Court Civil – Franklin made a motion, seconded by Hamm to approve. All voted "Yes", except Cid, "No". Bilski was "absent". Dernulc said there have been times that there has been supplemental pay that we have turned down from other Judges, but that was coming out of a fund for Data Processing, and this is coming out of a Grant fund. He said there is a difference in the two. This is coming out of a Grant and the money is available. Motion to approve carried 5-yes, 1-no, 1-absent.

Rev 144 – Family Court Initiative Grant Fund 252

	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
39002-001 Supplemental Pay NgenFund\$7,000	\$7,000	\$12,000	\$5,000

Re: County Court Div III – Hamm made a motion, seconded by Franklin to approve.

Cid said, when these were first discussed, or agreed upon that these would be the salaries for these Public Defenders, and she had found that some of these were receiving supplemental pay, in these amounts that you see under the difference, so by taking this action today, these people, we agreed that everybody would make the same, everyone would make \$28,500, and these people, she said she understood that there has been a promise made that it will be placed on the next agenda to remove the supplemental pay, but until that time, for a whole month, these Public Defenders will be making more than the other Public Defenders, and that's not what we agreed upon, so I think it's best to defer this until we actually see the elimination of the supplemental pay, that is going along with this \$28,500, that will still be in effect.

Cid said she thinks it would be unfair to all of the other Public Defenders, and if these departments have money in these other funds, or the supplemental pay is coming from, Cid said, she doesn't see anything wrong with them helping to support that salary. I think we should relieve the general fund whenever we can, and just for now, the appropriation is a full-year appropriation, which I don't know why we would want to give them more than we need to, if you were to approve this, when

first of all this didn't even take effect until April 1st. Cid said again, she believes this should be deferred until we see the supplemental pay eliminations.

Dernulc said this is all part of a global solution on the Public Defenders receiving no insurance, and they aren't going to be making more than \$28,500. Cid interjected by saying, "yes they will, they will be making \$28,000 plus \$1,648", until they take the supplemental pay away.

Attorney Szarmach said it's a revised 144 for \$28,500, that's what the Auditor will pay, divided by 26, not a penny more, not a penny less. How the \$28,500 is funded is pretty much up to the officeholders, some use general fund monies, others use what we've "nicknamed" supplemental pay. Szarmach said that he thinks that it was an error years and years ago, to call these funds supplemental funds, because they aren't supplemental. They may be non-reverting funds, fees, they may be Grants, but when you say supplemental, there's an inference that it's addition to the 144, and it's not. They can not receive, by law, the Auditor can not write a check for more than \$28,500, divided by 26.

Cid said that's why when I made these motions, when we first did this in the March meeting, i saw that these people are getting supplemental pay, that's what it's titled anyway, supplemental pay from another fund, in this amount of \$1,648, that's why I only approved, from the general fund \$26,852, so that \$26,852 and \$1,648 would give them the approved amount of \$28,500, so if you approve this today, they will be receiving, until it comes before this Council, to eliminate the supplemental pay, they are going to be receiving \$28,500 plus however you divide the \$1,648, they are still going to be receiving more than \$28,500.

Prince said according to the Attorney, and from all accounting perspectives, he doesn't think that that's actually accurate what Cid is suggesting, but if it is, he apologizes to Cid.

Prince said the reality is that we are not allowed to force them to use the 143, or 144 fund to supplement the general fund, so that's the primary reason you see this coming back like this today.

Dernulc asked Dante if they are going to be making more than \$28,500?

Dante answered, you are all correct. If you let this go through normally, the person will be making \$28,500, plus what ever residual amount is in the supplemental pay, and it will be a combination of both. So Chris is right.

Attorney Szarmach said it is State Law, they can not write a check for more than \$28,500, divided by 26, you can not write a check.

Dante said, in this fund. (Can't quite hear him because he is away from the microphone)

All voted "Yes", except Cid, "No". Bilski was "absent". Motion to approve carried 5-yes, 1-no, 1-absent.

<u>Revised 144 Fund 001</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12009-001 Chief Public Defender	\$26,852	\$28,500	\$1,648
12536-001 Public Defender	\$26,852	\$28,500	\$1,648
12536-002 Public Defender	\$26,852	\$28,500	\$1,648
12536-003 Public Defender	\$26,852	\$28,500	\$1,648
12536-004 Public Defender	\$26,852	\$28,500	\$1,648
12536-005 Public Defender	\$26,852	\$28,500	\$1,648

Re: County Court Div II – Franklin made a motion, seconded by Hamm to approve.

Cid said, again, this is not the agreed upon salary.

All voted "Yes", except Cid, "No". Bilski was "absent". Motion to approve carried 5-yes, 1-no, 1-absent.

<u>Rev 144 – Fund 001</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12536-001 Public Defender	\$24,750	\$28,500	\$3,750
12537-001 Pauper Attorney	\$24,750	\$28,500	\$3,750
12537-002 Pauper Attorney	\$24,750	\$28,500	\$3,750

Re: County Court Div II – Franklin made a motion, seconded by Hamm to approve. All voted "Yes", except Cid, "No". Bilski was "absent". Motion to approve carried 5-yes, 1-no, 1-absent.

<u>Rev 144- Fund 143</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12537-007 Pauper Attorney	\$24,750	\$28,500	\$3,750

Re: Sheriff – JAG Fund 262 – Cid made a motion, seconded by Hamm to approve, and make it retroactive to April 8, 2013. All voted “Yes”, except Bilski, “absent”. Motion to approve carried 6-yes, 1-absent.

<u>Rev 144 – JAG Fund 262-0500</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
Retroactive to April 8, 2013 39002-002 Supplemental Pay	\$11,321	\$12,243	\$922

Re: Sheriff – Milti-Agency Force Fund – 182-0582 – Cid made a motion, seconded by Hamm to approve, and that it is retroactive to 3-11-13. All voted “Yes”, except Bilski, “absent”. Motion to approve carried 6-yes, 1-absent.

<u>Rev 144 – Multi Agency Force Fund – 182-0582</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
Retroactive to March 11, 2013 16670-001 Secretary	\$39,000	\$32,500	-\$6,500

In the Matter of Councilmanic Appointment – Lake County Public Safety Communications Commission (1).

Dernulc nominated Councilman Eldon Strong. Cid seconded the nomination.

Dernulc made a motion, seconded by Hamm to close the nominations.
Hamm made a motion, seconded by Dernulc to appoint Councilman Eldon Strong to the Lake County Public Safety Communications Commission. All voted “Yes”, except Bilski, “absent”. Motion carried 6-yes, 1-absent.

In the Matter of Citizen Nominations – Economic Development Commission – Town of Cedar Lake (1)

Strong made a motion, seconded by Dernulc to defer to 6-11-13. All voted “Yes”, except Bilski, “absent”. Motion to defer carried 6-yes, 1-absent.

In the Matter of Citizen Nominations – Economic Development Commission – City of Lake Station (1).

Hamm made a motion to re-appoint James Vandelin. Franklin seconded the nomination.

Dernulc made a motion, seconded by Hamm to close the nominations.

Dernulc made a motion, seconded by Franklin to appoint James Vanderlin for re-appointment. All voted “Yes”, except Bilski, “absent”. Motion to approve carried 6-yes, 1-absent.

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

Franklin nominated Mary Ann Reedus for re-appointment. Hamm seconded the motion.

Hamm made a motion, seconded by Dernulc to close the nominations.

Franklin made a motion, seconded by Hamm to approve Mary Ann Reedus for re-appointment. All voted “Yes”, except Bilski, “absent”. Motion to approve carried 6-yes, 1-absent.

In the Matter of Interlocal Agreement for Consolidation of Public Safety Answering Points in Lake County, In.

Dernulc made a motion, seconded by Hamm to defer to 6-11-13. All voted “Yes, except Bilski, “absent”. Motion to defer carried 6-yes, 1-absent.

In the Matter of 911 Consolidation – Ordinance Establishing the 911 Consolidation Commission and Departments

Hamm made a motion, seconded by Cid to defer to 6-11-13. All voted “Yes”, except Bilski, “absent”. Motion to defer carried 6-yes, 1-absent.

In the Matter of 911 Consolidation – E911 Consolidation Interlocal Agreement

Hamm made a motion, seconded by Franklin to defer to 6-11-13. All voted “Yes”, except Bilski, “absent”. Motion to defer carried 6-yes, 1-absent.

In the Matter of Resolution Honoring Annie Ostojic – Fifth Grader Hammond Elementary School – Three Time Indiana State Science Fair Champion

Dernulc made a motion, seconded by Hamm to approve. All voted “Yes”, except Bilski, “absent”. Motion to approve carried 6-yes, 1-absent.

**RESOLUTION NO. 13-50
RESOLUTION HONORING ANNIE OSTOJIC,
INDIANA STATE SCIENCE FAIR CHAMPION**

WHEREAS, students and scholars from Lake County, Indiana, have consistently excelled in All academic matters throughout the State and Nation; and

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

WHEREAS, Lake County is justly proud of its son and daughters who have so willingly taken Upon themselves the hardships and disciplines, both physical and mental, which Successful participation in academic contests demands; and

WHEREAS, ANNIE OSTOJIC, a fifth grader at Frank H. Hammond School in Munster won First place for her grade level at the Hoosier Science and Engineering Fair held April 6, 2013 in Indianapolis, becoming a three-time State Champion; ANNIE also Received the U.S. Navy Award for Excellence, American Statistical Association Best use of statistics in a project-Junior Division 3rd Place; U.S. Metric Association- Award for Excellence in the Use of the Metric System, and the Les Willig Spirit Of Science Award.

NOW, THEREFORE, LET IT BE RESOLVED that the Lake County Council, and all Citizens of Lake County extend congratulations and praise to ANNIE OSTOJIC for winning first place for her grade level in The Hoosier Science and Engineering Fair; that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to ANNIE OSTOJIC.

DULY ADOPTED by the Lake County Council, this 14th day of May, 2013.

TED F. BILSKI, President

CHRISTINE CID
DANIEL E. DERNULC
JEROME A. PRINCE

ELSIE FRANKLIN
ELDON STRONG
DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Recognizing May as Lyme Awareness Month.

Cid made a motion, seconded by Hamm to approve. All voted “Yes”, except Bilski, “absent”. Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 13-51

RESOLUTION RECOGNIZING MAY
AS LYME DISEASE AWARENESS MONTH

- WHEREAS,** Lyme disease is a bacterial illness transmitted by the bite of an infected tick, commonly known as the blacklegged or deer tick, which may be no larger than a poppy seed; and
- WHEREAS,** while people of all ages can get Lyme disease, children who are under the age of 16, adults who are 40 years of age or older and individuals who spend time outdoors in tick-infested environments, especially during the warmer months of May to August, appear to be at greater risk; and
- WHEREAS,** the early stages of Lyme disease can appear within 3 to 30 days after a tick bite and may include a red bull's eye rash, fatigue, chills, fever, headache, stiff neck, muscle or joint pain, or swollen lymph nodes; and
- WHEREAS,** the later stages of Lyme disease, which may include arthritis, neurologic complications, an irregular heart rhythm, or memory impairment, may not appear until weeks or years after a tick bite; and
- WHEREAS,** diagnosing Lyme disease is difficult because the signs and symptoms commonly mimic other illnesses and the tests used to diagnose Lyme disease can result in both false negatives and false positives; and
- WHEREAS,** the best ways to prevent Lyme disease are tick avoidance, personal protection, checking skin for ticks and properly removing them, learning the early signs of tick-borne illnesses, consulting your doctor after tick bites, and controlling ticks in residential yards.

NOW, THEREFORE, LET IT BE RESOLVED:

That the Lake County Council does hereby recognize May as Lyme Disease Awareness Month and, be it further resolved that the Lake County Council calls upon all residents to learn about the importance of tick avoidance and personal protection, tick detection and removal, the signs and symptoms of tick-borne illnesses, and the need for prompt diagnosis and treatment of Lyme disease.

SO RESOLVED THIS 14th DAY OF May, 2013.



CHRISTINE CID

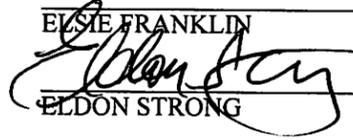


DANIEL E. DERNULC



JEROME A. PRINCE

TED F. BILSKI, President



ELSIE FRANKLIN

ELDON STRONG

DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Coroner to pay a 2012 invoice with 2013 funds in the amount of \$107.00 Medical & Hospital Services – 001-0700-43120 Medical & Services.

Cid made a motion, seconded by Franklin to approve. All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 13-52

**RESOLUTION PERMITTING THE LAKE COUNTY
CORONER TO PAY AN
OUTSTANDING 2012 INVOICE/DEBT FROM THE 2013 BUDGET**

WHEREAS, the Lake County Coroner's Office is currently operating in the 2013 Budget; and

WHEREAS, the following invoice/debt was incurred in the Budget year of 2012, and has not been paid:

<u>001-0700-43120</u>	<u>Medical and Hospital Services</u>
St. Catherine Hospital	\$ 107.00

WHEREAS, the Coroner desires to pay the above invoice/debt due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2012 expense shall be paid from the Lake County Coroner's 2013 Budget:

<u>001-0700-43120</u>	<u>Medical and Hospital Services</u>
St. Catherine Hospital	\$ 107.00

SO RESOLVED THIS 14th day of May, 2013.

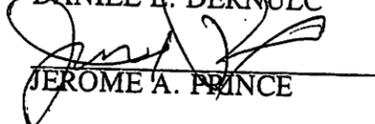


 TED F. BILSKI, President


 CHRISTINE CID



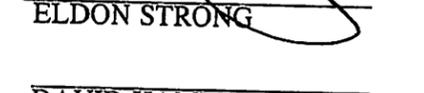
 DANIEL P. DERNULC



 JEROME A. PRINCE



 ELSIE FRANKLIN



 ELDON STRONG

 DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting the Board of Elections & Registration to pay a 2012 invoice with 2013 funds in the amount of \$107.00 – 001-2100-42110 Office Supplies.

Franklin made a motion, seconded by Strong to approve. All voted "Yes", except Bilski, "absent". Motion carried 6-yes, 1-absent.

RESOLUTION NO. 13-53

RESOLUTION PERMITTING THE LAKE COUNTY BOARD OF ELECTIONS AND REGISTRATION TO PAY AN OUTSTANDING 2012 INVOICE/DEBT FROM THE 2013 BUDGET

WHEREAS, the Lake County Board of Elections and Registration, is currently operating in the 2013 Budget; and

WHEREAS, the following invoice/debt incurred in the Budget year of 2012 has not been paid:

<u>001-2100-42110</u>	<u>Office Supplies</u>
McShane's	\$ 107.00

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

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

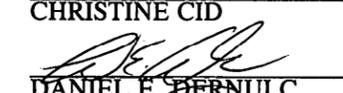
That the following 2012 expense shall be paid from the Lake County Board of Elections and Registration's 2013 Budget:

<u>001-2100-42110</u>	<u>Office Supplies</u>
McShane's	\$ 107.00

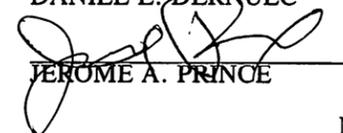
SO RESOLVED THIS 14~~th~~ day of May, 2013.



 CHRISTINE CID



 DANIEL E. BERNULC



 JEROME A. PRINCE

 ELSIE FRANKLIN



 ELDON STRONG

 DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Approving a Temporary Loan from Pre-Trial Diversion Fund 135 to the Victims of Crime Act Fund (VOCA) 280 in the amount of \$8,500.00 for the Lake County Prosecutor.

Franklin made a motion, seconded by Hamm to approve. All voted "Yes", except Bilski, "absent".
Motion to approve carried 6-yes, 1-absent

RESOLUTION NO. 13-54

**RESOLUTION TO APPROVE TEMPORARY LOAN FROM
THE PRE-TRIAL DIVERSION FUND, FUND NO. 135
TO THE VOCA GRANT FUND, FUND NO. 280**

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

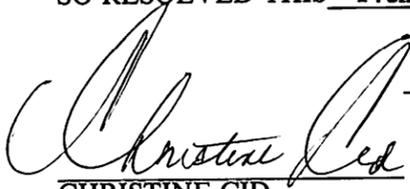
WHEREAS, the VOCA Grant Fund, Fund No. 280 is in need of \$8,500.00 to establish a revenue cash reserve to prevent a shortage between reimbursements from the Indiana Criminal Justice Institute's Grant funds; and

WHEREAS, there is sufficient money on deposit in the Pre-Trial Diversion Fund, Fund No. 135 to loan \$8,500.00 to the VOCA Grant Fund, Fund No. 280.

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

That the Lake County Council approves the loan of \$8,500.00 from the Pre-Trial Diversion Fund, Fund No. 135, to the VOCA Grant Fund, Fund No. 280. That the loan shall bear no interest and shall be repaid to the Pre-Trial Diversion Fund, Fund No. 135, on or before December 31, 2013 pursuant to I.C. 36-1-8-4(a)(3).

SO RESOLVED THIS 14th DAY OF MAY, 2013.

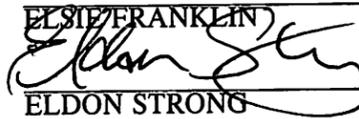


TED F. BILSKI, President

CHRISTINE CID

DANIEL E. BERNULC

JEROME A. PRINCE



ELDON STRONG

DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Approving a temporary Loan from the Pre-Trial Diversion Fund 135 to the Elderly Abuse Fund 127 in the amount of \$6,000.00 for the Lake County Prosecutor.

Franklin made a motion, seconded by Hamm to approve. All voted "Yes", except Bilski, "absent".
Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 13-55

**RESOLUTION TO APPROVE TEMPORARY LOAN FROM
THE PRE-TRIAL DIVERSION FUND, FUND NO. 135
TO THE ELDERLY ABUSE (APS) FUND, FUND NO. 127**

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

WHEREAS, the Elderly Abuse (APS) Fund, Fund No. 127 is in need of \$6,000.00 to establish a revenue cash reserve to prevent a shortage between reimbursement from the Indiana Family & Social Services Administration, Department of Aging funds; and

WHEREAS, there is sufficient money on deposit in the Pre-Trial Diversion Fund, Fund No. 135 to loan \$6,000.00 to the Elderly Abuse (APS) Fund, Fund No. 127.

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

That the Lake County Council approves the loan of \$6,000.00 from the Pre-Trial Diversion Fund, Fund No. 135, to the Elderly Abuse (APS) Fund, Fund No. 127. That the loan shall bear no interest and shall be repaid to the Pre-Trial Diversion Fund, Fund No. 135, on or before December 31, 2013 pursuant to I.C. 36-1-8-4(a)(3).

SO RESOLVED THIS 14th DAY OF MAY, 2013.



 CHRISTINE CID



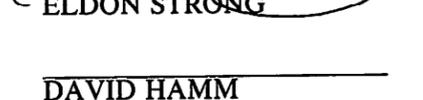
 DANIEL E. DERNULC



 JEROME A. PRINCE



 ELSIE FRANKLIN



 ELDON STRONG

DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Department of Homeland Security/Emergency Management Agency and Other Related Matters Concerning the Exercise of Emergency Powers as of May 14, 2013.

Strong made a motion, seconded by Franklin to defer to 6-11-13. All voted "Yes", except Bilski, "absent". Motion to defer carried 6-yes, 1-absent.

In the Matter of Plan Commission Ordinances # 2394, 2395, 2396, 2397, 2398, 2399

Strong made a motion, seconded by Dernulc to approve Plan Commission Ordinance # 2394. All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.

ORDINANCE #2394
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a SPECIAL EXCEPTION. (Board of Zoning Appeals recommended in favor 04/17/2013).

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

SPECIAL EXCEPTION – VILLAGE CHURCH, Owner and TORRENGA ENGINEERING, INC., Petitioner to construct a new building and parking lot expansion and sign on the following described property:

General Location: Located approximately 1/10 of a mile east of Sheffield Avenue on the south side of W. 93rd Avenue, a/k/a 14849 W. 93rd Avenue in St. John Township.

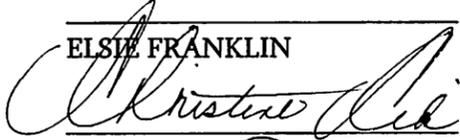
Legal: The North 34.592 acres of the West Half of the Northeast Quarter Section 36, Township 35, Range 10 West of the 2nd Principal Meridian, Lake County, Indiana, excepting the West 632 feet of the North 532 feet thereof.

HEREBY x _____ BY THE COUNTY COUNCIL
APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS 14th DAY OF May , 2013.

MEMBERS OF THE LAKE COUNTY COUNCIL

TED BILSKI, PRESIDENT

ELSI FRANKLIN


CHRISTINE CID


JEROME A. PRINCE



DANIEL DERNULG


ELDON STRONG

DAVID HAMM

Strong made a motion, seconded by Dernulg to approve Plan Commission Ordinance # 2395. All voted "Yes", except Bilski, "absent". Motion carried 6-yes, 1-absent.

ORDINANCE #2395
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a VARIANCE OF USE (Board of Zoning Appeals recommended in favor 04/17/2013).

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

VARIANCE OF USE owned by JOHN BROWN & SON, INC., and petitioned by RON & LUANN BROWN to install free-standing solar panels on the following described property:

General Location: Located approximately 4/10 of a mile south of 221st Avenue on the west side of Harrison Street, a/k/a 22404 Harrison Street in Cedar Creek Township.

Legal: A parcel of land in the Northwest Quarter of Section 21, Township 32 North, Range 8 West of the 2nd Principal Meridian in Cedar Creek Township, Lake County, Indiana, and described as follows: Beginning at a point on the east line of said NW ¼ of Section 21, said point being 1,892 feet South of the Northeast corner of the said NW ¼ of Section 21; thence West 30 feet more or less across the West right of way of 60 foot wide Harrison Street; thence continuing West along a fence line 355.8 feet; thence Southerly along a fence line 274.5 feet; thence East along a fence line 37.8 feet; thence continuing East 30 feet more or less across the West right of way of 60 foot wide Harrison Street to the said East line of the NW ¼ of Section 21; thence North 263.9 feet along the last said East line to the point of beginning. This parcel of land contains 1.612 acres excluding said R/W and 1.794 acres including said R/W.

HEREBY x BY THE COUNTY COUNCIL
APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS 14th DAY OF May , 2013.

MEMBERS OF THE LAKE COUNTY COUNCIL

TED BILSKI, PRESIDENT

ELSIE FRANKLIN

DANIEL DERNULC

CHRISTINE CID

ELDON STRONG

JEROME A. PRINCE

DAVID HAMM

Strong made a motion, seconded by Dernulc to approve Plan Commission Ordinance # 2396. All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent.

ORDINANCE #2396
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a VARIANCE OF USE (Board of Zoning Appeals recommended in favor 04/17/2013).

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

VARIANCE OF USE owned and petitioned by RON & LUANN BROWN to install free-standing solar panels on the following described property:

General Location: Located approximately 4/10 of a mile south of 221st Avenue on the east side of Harrison Street in Cedar Creek Township.

Legal: Parcel 2: All of Section 21, Township 32 North, Range 8 West of the 2nd Principal Meridian, Lake County, Indiana, excepting therefrom a parcel 365 feet by 358 feet located in the Northwest corner of the Northeast Quarter of said Section 21, and excepting therefrom a parcel of land in the Northwest Quarter of Section 21, Township 32 North, Range 8 West of the 2nd Principal Meridian in Cedar Creek Township, Lake County, Indiana, and described as follows: Beginning at a point on the East line of said Northwest Quarter of Section 21, said point being 1,892 feet South of the Northeast corner of the said Northwest Quarter of Section 21; thence West 30 feet more or less across the West right of way of 60 foot wide Harrison Street; thence continuing West along a fence line 355.8 feet; thence Southerly along a fence line 274.5 feet; thence East along a fence line 375.8 feet; thence continuing East 30 feet more or less across the West right of way of 60 foot wide Harrison Street to the said East line of the Northwest Quarter of Section 21; thence North 263.9 feet along the last said East line to the point of beginning, and excepting the West 288 feet of the South 600 feet of the Southeast Quarter of Section 21, Township 32 North, Range 8 West of the 2nd P.M., in Lake County, Indiana.

HEREBY X BY THE COUNTY COUNCIL
APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS 14th DAY OF May, 2013.

MEMBERS OF THE LAKE COUNTY COUNCIL

TED BILSKI, PRESIDENT

ELSIE FRANKLIN

DANIEL DERNULO

CHRISTINE CID

ELDON STRONG

JEROME A. PRINCE

DAVID HAMM

Strong made a motion, seconded by Dernulo to approve Plan Commission Ordinance # 2397, with conditions.

Randy Kooken was present.

Strong asked Mr. Kooken about the conditions that were a part of this agreement had to do with your children in school?

Mr. Kooken answered his kids are getting out of school, but that was part of it, yes. He said they are in school until June 1, 2013.

Strong asked wasn't this agreement, because your kids were still in school?

(They are not speaking into the microphone, can't hear them)

Strong said his understanding was the Plan Commission said they are of the understanding, the kids are still in school.

Mr. Kooken said, the youngest still is, but he is going to be graduating this summer. The main thing was they were talking about setting a date to build his home. He wanted to plan all of this ahead of time, it just seemed like he wasn't allowed to do that, they want him, because he had the barn, they wanted him to hurry up and build the home, so...

Strong said in speaking with Ned, it was his understanding that the Plan Commission agreed to this, as long as the kids were still in school, they made an agreement with Mr. Kooken, and if it's something more than that, then he is unaware of that.

Strong said Ned is not here, and until he can get this cleared up with Ned, Strong wanted to withdraw his motion, and ask for a deferral.

Dernulc seconded the motion to defer Plan Commission Ordinance # 2397 to 6-11-13.

All voted "Yes" to defer, except Bilski, "absent". Motion to defer Plan Commission Ordinance # 2397 carried 6-yes, 1-absent.

Strong made a motion, seconded by Cid to defer Plan Commission Ordinance # 2398 to 6-11-13. All voted "Yes", except Hamm, "No". Bilski was "absent". Motion to defer carried 5-yes, 1-no, 1-absent.

Strong made a motion, seconded by Dernulc to approve Plan Commission Ordinance # 2399. All voted "Yes", except Bilski, "absent". Motion to approve carried 6-yes, 1-absent

ORDINANCE #2399
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission recommended in favor 4/17/2013).

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

ZONE CHANGE from A-1 (Agricultural Zone) to RR (Rural Residential Zone) owned by BULTEMA FAMILY LAND TRUST, ALLEN BULTEMA and petitioned by KEVIN & JENNIFER BULTEMA for the purpose of residential development on the following described property:

General Location: Located approximately 2/10 of a mile south of 145th Avenue on the west side of Sheffield in Hanover Township.

Legal: Parcel 1: Part of the Southwest Quarter of Section 36, Township 34 North, Range 10 West of the Second Principal Meridian in Hanover Township, Lake County, Indiana, being more particularly described as follows: Beginning at a railroad spike at the Southeast corner of the Southwest Quarter of said Section 36; thence North 89 degrees 56 minutes 48 seconds West, along the South line of the Southwest Quarter of said Section 36, a distance of 1027.33 feet, to a 5/8's-inch iron bar with Sayers I.D. Cap; thence North 00 degrees 32 minutes 03 seconds West, parallel with the East line of the Southwest Quarter of said Section 36, a distance of 848.07 feet, to a 5/8's-inch iron bar with Sayers I.D. Cap; thence South 89 degrees 56 minutes 48 seconds East, parallel with the South line of the Southwest Quarter of said Section 36, a distance of 1027.33 feet, to a Mag Nail with Sayers I.D. Tag on the East line of the Southwest Quarter of said Section 36; thence South 00 degrees 32 minutes 03 seconds East, along the East line of the Southwest Quarter of said Section 36, a distance of 848.07 feet, to the point of beginning, containing 20.00 acres, more or less, all in Hanover Township, Lake County, Indiana.

IS HEREBY X BY THE COUNTY COUNCIL
APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS 14th DAY OF May , 2013.

MEMBERS OF THE LAKE COUNTY COUNCIL

TED BILSKI, PRESIDENT

ELSIE FRANKLIN

DANIEL DERNULC

CHRISTINE CID

ELDON STRONG

JEROME A. PRINCE

DAVID HAMM

Franklin made a motion, seconded by Hamm to adjourn. All voted "Yes", except Cid, "No". Bilski was "absent". Motion to adjourn carried 5-yes, 1-no, 1-absent.

There being no further business to come before the Council, it was moved and seconded that the Council does now adjourn, to meet again as required by law.

President, Lake County Council

ATTEST:

**Peggy Holinga Katona,
Lake County Auditor**