

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

In the Matter of Minutes of the Lake County Council Meeting of April 8, 2014, and April 21, 2014.

Hamm made a motion, seconded by Strong to approve the minutes of April 8, 2014, and April 21, 2014. The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.

ORDINANCE NO. 1372

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
<u>Commissioners</u> 2900		
41250 Unemployment Comp Deduction(Reduction)	-\$ 1,000.00	-\$ 1,000.00
<u>L.S. Court County Div III</u> 4050		
43630 Maintenance & Service	\$ 1,000.00	\$ 1,000.00
<u>Co-Op Extension</u> 2300		
43630 Maintenance & Service Contr	\$ 2,711.81	\$ 2,711.81
43730 Property Rental	\$ 6,288.19	\$ 6,288.19
<u>Soil & Water</u> 2650		
43730 Property Rental(Reduction)	-\$ 9,000.00	-\$ 9,000.00
<u>Jail</u> 3100		
41140 Protective Services	\$360,805.00	No Action Taken
Web Maintenance Fund 256		
<u>Data</u> 3600		
43190 Other Professional Service	\$100,000.00	\$100,000.00
Excess Internet Access Fee Fund 283		
<u>LS Court County Div III</u> 4050		
Create All New Line Items		
41190 Part-Time	\$ 21,250.00	No Action Taken
41220 FICA	\$ 1,626.00	"
41260 Workman's Comp	\$ 860.00	"
<u>LS Court County Div II</u> 4040		
Create All New Line Items		
41120 FICA	\$ 1,626.00	No Action Taken
41190 Part-Time	\$ 21,250.00	"
41260 Workman's Comp Deduction	\$ 860.00	"
<u>Superior Court Civil</u> 3900		
41220 FICA	\$ 17,456.25	Withdrawn
41230 PERF	\$ 9,371.25	"
41390 Supplemental Pay	\$122,500.00	"
Supplemental Public Defender Fund 405		
Public Defender 4002		
41220 FICA	\$ 600.00	\$ 600.00
41230 PERF	\$ 1,000.00	\$ 1,000.00
41390 Supplemental Pay	\$ 7,000.00	\$ 7,000.00

TRANSFER OF FUNDS CERTIFICATE

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

	Requested	Approved
<u>County Court Div II</u> 4040		
From: 001-43190 Other Professional Serv	\$ 10,000.00	
To: 001-41190 Part-Time	\$ 10,000.00	\$ 10,000.00
<u>Commissioners</u> 2900		
From: 001-43810 TAW Interest	\$250,000.00	
To: 001-44500 Construction & Recon(CNL)	\$250,000.00	\$250,000.00
<u>Commissioners</u> 2900		
From: 001-41250 Unemployment	\$ 8,000.00	
To: 001-43956 Fair Premiums & Expenses(CNL)	\$ 8,000.00	\$ 8,000.00
<u>Commissioners</u> 2900		
<u>LC911 Fund 399</u>		
From: 399-43995 Other Services & Charges	\$178,681.00	
To: 399-41130 Technicians(CNL)	\$ 60,000.00	\$ 60,000.00
399-41150 Para-Professionals(CNL)	\$ 30,000.00	\$ 30,000.00
399-41160 Office & Clerical(CNL)	\$ 15,385.00	\$ 15,385.00
399-41220 FICA	\$ 8,430.00	\$ 8,430.00
399-41230 PERF	\$ 15,810.00	\$ 15,810.00
399-41240 Insurance	\$ 48,000.00	\$ 48,000.00
399-41260 Workman's Comp	\$ 1,056.00	\$ 1,056.00
<u>Juvenile Court</u> 4100		
Create new line item		
From: 001-42110 Office Supplies	\$ 1,000.00	
To: 001-44490 Other Equipment	\$ 1,000.00	\$ 1,000.00
<u>Community Development</u> 6100		
L.C. Development Adm Budget Fund 170		
From: 170-43231 Travel-Registration	\$ 9,600.00	
To: 170-41210 Longevity	\$ 920.00	\$ 920.00
170-43150 Consultant Fees	\$ 8,680.00	\$ 8,680.00
<u>Circuit Court Clerk</u> 0100		
Web Maintenance Fund 256		
From: 256-41190 Part-Time	\$ 45,881.00	
256-41220 FICA	\$ 4,500.00	
256-41260 Workman's Comp Ded	\$ 4,000.00	
To: 256-42110 Office Supplies	\$ 15,000.00	\$ 15,000.00
256-42410 Other Supplies	\$ 8,381.00	\$ 8,381.00
256-44410 Furniture & Fixtures	\$ 5,000.00	\$ 5,000.00
256-44420 Office Machines	\$ 26,000.00	\$ 26,000.00
<u>Circuit Court Clerk</u> 0100		
From: 001-41110 Officials & Admin	\$ 85.00	
To: 001-41190 Part-Time	\$ 85.00	\$ 85.00
<u>Court Administrator</u> 3910		
Jury Fee Fund 210		
From: 210-43922 Per Diem Petit Juror	\$ 10,500.00	
To: 210-43920 Food & Lodging(CNL)	\$ 10,500.00	\$ 10,500.00
<u>Sheriff</u> 0500		
From: 001-43240 Telephone	\$ 14,652.00	
To: 001-43630 Maintenance & Service	\$ 14,652.00	\$ 14,652.00
<u>Sheriff</u> 0500		
Public Safety CAGIT Tax Non-Reverting Fund 010		
From: 010-41336 Lateral Pay	\$ 5,000.00	
To: 010-41260 Workman's Comp	\$ 5,000.00	\$ 5,000.00
<u>Jail</u> 3100		
Public Safety CAGIT Tax Non-Reverting Fund 010		
From: 010-41338 Proficiency/Specialty Pay	\$ 10,000.00	Defer to 6-10-14
010-41339 Clothing Allowance Pay	\$ 20,000.00	"
010-41370 Holiday Pay	\$ 30,000.00	"
010-42260 Jail Inmate Clothing	\$ 30,000.00	"
010-43610 Building & Structure	\$ 65,000.00	\$ 65,000.00
To: 010-43145 Legal Services(CNL)	\$ 65,000.00	\$ 65,000.00
010-43630 Maintenance & Services	\$ 90,000.00	Defer to 6-10-14
<u>Prosecutor</u> 0800		
Elderly Abuse Fund 127		
From: 127-41240 Group Ins Deduction	\$ 425.00	
To: 127-41230 PERF	\$ 400.00	\$ 400.00
127-41390 Supplemental Pay	\$ 25.00	\$ 25.00
<u>Prosecutor</u> 0800		
Pre-Trial Diversion Fund 135		
From: 135-44410 Furniture & Fixtures	\$ 9,800.00	
To: 135-41240 Group Insurance	\$ 9,800.00	\$ 9,800.00

Center Township Assessor 1200

From: 001-43220	Postage	\$	85.00	
001-43235	Travel-Mileage	\$	680.00	
001-43910	Dues & Subscriptions	\$	235.00	
To: 001-41350	Assessor Certification	\$	1,000.00	\$ 1,000.00

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 13th day of May, 2014.

Approved this 13th day of May, 2014.

NAY

AYE

Ted Bilski
David Hamm
Elsie Franklin
Jerome Prince
Daniel Dernulc
Christine Cid
Eldon Strong

Members of the Lake County Council

ATTEST:

Peggy Holinga Katona,
Lake County Auditor

Additional

	Made motions	seconded	
<u>General fund 001</u> Commissioners(-\$1,000)	Hamm	Prince	The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.
LS Court County Div III(\$1,000)	Hamm	Cid	The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.
Co-Op Extension(\$9,000)	Strong	Prince	All voted "Yes" to approve. Motion carried 7-0.
Soil & Water(-\$9,000)	Strong	Prince	All voted "Yes" to approve. Motion carried 7-0.
Jail(\$360,805) NO ACTION TAKEN (See Footnote)			
<u>Web Maintenance Fund 256</u> Data(\$100,000) (See Footnotes)	Dernulc	Prince	The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.
<u>Excess Internet Access Fee Fund 283</u> LC Court County Div III(\$23,736) NO ACTION TAKEN LS Court County Div II(\$23,736) NO ACTION TAKEN Superior Court Civil(\$149,327.50) WITHDRAWN			
<u>Supplemental Public Defender Fund 405</u> Public Defender(\$8,600)	Cid	Hamm	The majority voted "Yes". Dernulc and Strong voted "No". Franklin was "absent". Motion carried 4-yes, 2-no, 1-absent

Footnotes

Re: Data(\$100,000) – Dernulc made a motion, seconded by Prince to approve the appropriation in the Website Maintenance Fund 256. The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.

Bilski wanted to establish a date for the Civil Division and the Court Administrator to meet with our Committee, which would be Bilski, Dernulc, and Prince. The date that was set is June 2, 2014 at 4:30pm. Attorney Szarmach said they will meet with the Committee, and go from there.

Re: Public Defender(\$8,600) – Cid made a motion, seconded by Hamm to approve. Strong asked, these are for raises, right? Cid answered, yes, I think you are aware of that.

Strong said you have been one of the biggest advocates opposing raises like this on a supplemental pay, and I thought that was great, and I'm not sure why you are changing your mind on this one, but I believe the Council is trained to work something out to where all of the employees can get a raise next year, and I think it's unfair to pick raises out again, out of supplemental pay, and give them to 2 specific individuals, nothing personal against anybody. Strong said, I just don't think it's the right thing that we should be doing with the supplemental pay.

Cid said my only response is that you have yourself approved supplemental pay through your tenure here, so to question me, when you have taken these actions yourself.

Strong said I approved a pay increase for the financial advisor because he picked up an additional 20 to 30 million dollars income tax, and with the 911 fund. I supported that. Well it wasn't supplemental pay, what it was, his overtime was transferred over, it was a pay increase, but it wasn't supplemental pay.

Strong said that he thinks that we should do something that's more fair for everybody, and said, he is just echoing what Cid has said in the past.

Prince said he has been on both sides of the equation, but today he is definitely going to support this action. He said that the more relevant point that he wants to point out is that this is from a specific fund that can't dispersed to everyone, and again, the operative word that tends to be a source of contention, is the word, supplemental pay. He said we've talked several times about coming up with another description, but here we have a department who has a fund that generates revenue, and they are choosing to exercise to compensate persons in that particular office.

Bilski said, and it is, on each line item, they pay for their perf, I have supported those types of payments in the past, and I will continue to do so myself.

The majority voted "Yes". Dernulc, and Strong voted "No". Franklin was "absent". Motion to approve carried 4-yes, 2-no, 1-absent.

Re: Jail(\$360,805) – No Action Taken

Bilski said they have had meetings regarding the Department of Justice request for 24 new positions. He said the Council, in conjunction and working alongside the Sheriff, needed to come up with a way to do this, and we needed to do this without placing any further burden on the taxpayers of Lake County, and with the Sheriff' cooperation, we've decided to utilize the folks that are over at work release, and the Lake County Work Release, giving those responsibilities that were held by work release, to the Department of Community Corrections. They will assume those responsibilities, the approximately 28 people will eventually, as of 6-16-14, our Work Release will be no more, and those positions will be available to be moved over into the Correctional Department, and that's the intent of what's getting ready to transpire.

Transfer

	Made motion	seconded	
County Court Div II(\$10,000)	Prince	Hamm	The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.
Commissioners(\$250,000)	Prince	Dernulc	The majority voted "Yes" to create new line item, and approve. Motion carried 7-0.
Commissioners(\$8,000)	Prince	Dernulc	All voted "Yes" to create new line item, and approve transfer. Motion carried 7-0.
Commissioners(\$178,681) LC911 Fund 399	Prince	Franklin	All voted "Yes" to create 3 new line items, and approve. Motion carried 7-0.
Juvenile Court(\$1,000)	Dernulc	Prince	All voted "Yes" to create new line item, and approve. Motion carried 7-0.
Community Development(\$9,600) L.C. Dev Admn Fund 170 (See Footnotes)	Hamm	Cid	All voted "Yes". Motion carried 7-0.
Circuit Court Clerk(\$54,381)	Franklin	Prince	All voted "Yes". Motion carried 7-0.
Web Maintenance Fund 256 Circuit Court Clerk(\$85)	Franklin	Prince	All voted "Yes". Motion carried 7-0.
Court Administrator(\$10,500)	Franklin	Prince	All voted "Yes" to create new line item, and approve. Motion carried 7-0.
Sheriff(\$14,652)	Cid	Franklin	All voted "Yes". Motion carried 7-0.

Sheriff(\$5,000) Public Safety CAGIT Fund 010	Cid	Franklin	All voted "Yes". Motion carried 7-0.
Jail(\$65,000) Public Safety CAGIT Fund 010 (See Footnotes)	Dernulc	Strong	All voted "Yes". Motion carried 7-0.
Prosecutor(\$425) Elderly Abuse Fund 127	Franklin	Cid	All voted "Yes". Motion carried 7-0.
Prosecutor(\$9,800) Pre-Trial Diversion Fund 135	Franklin	Hamm	The majority voted "Yes". Strong was "absent". Motion carried 6-yes, 1-absent.
Center Twp Assr(\$1,000)	Prince	Dernulc	All voted "Yes". Motion carried 7-0.

Footnotes

Re: Community Development(\$9,600) – Hamm made a motion, seconded by Cid to approve. Bilski stated that they are continuing to work with Federal Grants. It's imperative that everyone applying for the Federal Grants, and he believes that the Sheriff has some coming up, that they have met the all of the State Board inter-controls, that have been put into place, all those points to make the appropriation, that have been in place, and are being followed, and meeting State Board of Accounts. Bilski said we have to, at this point, assume that that has been done, on this one in order to move forward. Bilski said we have Lisa Beck, who has been working with Lisa Smith in making sure that those orders are in place.

All voted "Yes". Motion carried 7-0.

Re: Jail(\$65,000) – Dernulc made a motion, seconded by Strong to approve the transfer in the Public Safety CAGIT Tax Non-Reverting Fund 010, from 43610 –Building & Structure the amount of \$65,000, to 43145 Legal Services, in the amount of \$65,000, and create the new line item in Legal Services, and defer the balance to the 6-10-14 meeting. All voted "Yes". Motion carried 7-0.

In the Matter of Revised 144's for Public Defender, Commissioners, Juvenile Court, and Jail.

Re: Public Defender – Cid made a motion, seconded by Hamm to approve, and that it is retro to 1-1-14.

Bilski wanted to make a statement, and said, as opposed to us passing a Bond, passing costs onto all taxpayers to pay for road repairs, things of that nature, makes it sound really bad when you hear supplemental pay like someone' getting a bonus, a kicker, and it is an opportunity for that department that can generate that money, to pay their employees. The average employees in this building have not seen a pay raise in 6 years. I share Councilman Strong' sentiments in saying that it would be very nice to be able to give an "across the board" pay raise, and it is my intention to try to work towards that, without increasing our levy, and that is my goal for 2015.

The majority voted "Yes". Dernulc and Strong, "No". Motion to approve carried 5-yes, 2-no.

<u>Rev 144 – Fund 405</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
Retro to 1-1-14			
39002-001 Supplemental Pay	\$9,000	\$11,000	\$2,000
39002-008 Supplemental Pay	\$5,000	\$10,000	\$5,000

Re: Commissioners – Prince made a motion, seconded by Franklin to approve. The majority voted "Yes". Dernulc, "No". Motion to approve carried 6-yes, 1-no.

<u>Rev 144 – Fund 399</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
13xxx-001 System/RF Tech	-0-	\$48,000	\$48,000
13xxx-002 System/RF Tech	-0-	\$48,000	\$48,000
15xxx-001 Training Manager	-0-	\$48,000	\$48,000
16xxx-001 Administrative Asst.	-0-	\$25,000	\$25,000

Re: Juvenile Court – Dernulc made a motion, seconded by Franklin to approve, with an effective date of 5-13-14. Strong added that this is a mandated increase. All voted "Yes". Motion carried 7-0.

<u>Rev 144 – Fund 001</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
Effective 5-13-14			
12428-026 Probation Officer	\$30,839	\$33,196	\$2,357

Re: Jail – Bilski said, at the workshop, there was a consensus to approve the Qualified Mental Health Professionals.

Dante said we are going to counter issues here, usually we have the appropriation first, before the commitment. Here, you are asking for the commitment before the appropriation. The appropriation is going to be denied by the State, which puts the Auditor in a real "trick bag", because she is not going to approve the revised 144's and salary changes, or new positions, unless the appropriation is there, so you are removing that from the Auditor, and essentially by removing that from the Auditor, you are saying you are staying within the existing appropriation, somehow you have to work this out with the existing appropriation, so that's the bottom line here, on these 3. Dante said, you are staying within the existing appropriations base.

Bilski said, mechanically, in order to make this transpire, from the Work Release, Bilski said, we need to make a motion approving the 24 positions for the Correctional Officers, and now that won't be funded. The 24 new positions will be created, and effective 6-16-14, the funding source will come from Work Release, for that.

Dante said, partial. Bilski said, there are costs that are going to come from others. We have positions outside of that, Bilski said he thinks there are 2 cooks over there, a maintenance person, and a clerical staff that will just be assumed into the Sheriff's budget, that money will be transferred over there.

Dernulc said, so the motion would be such as, a motion to approve 24 new Corrections Officers, in effect on 6-16-14, and the positions will come from a reduction in Work Release, right?

Dante said, partial.

Attorney Szarmach said create the 24 separately by motion.

Bilski said so we will keep that separate, and take "No Action" on 18-A, (additional appropriation in the amount of \$360,805).

Dernulc made a motion, seconded by Prince to approve the Revised 144, from fund 001.

Attorney Bushemi said, on behalf of the Sheriff, asked if this action is creating the 3 additional Qualified Mental Health Professional positions, required by the Department of Justice, but this action on 18-B, would not fund those positions, is that correct?

Dante answered, that is correct, you would have to find it within your existing appropriation base. That's Work Release transfers, that's po (purchase order), eliminations, that's reserves within your existing budget, it could even be, as a worst case example, a collaboration with Commissioners on the Public Safety (inaudible).

Attorney Bushemi said that the Sheriff would find this in his existing budget, was not part of the Sheriff's understanding.

Bilski said he believes that they were able to get funding until the end of the year for these positions, and it should not have been an issue, and Bilski said, he thought that there was some conversation about getting this funded. Bilski said, like Dante said, chasing down overdo po's, that we would easily have the money, Bilski said, he thought was a moot point, he doesn't know why it's becoming a topic of discussion now. Then, your permanent source of funding comes in the 2015 budget. Bilski said, I thought we were able to get them to the end of the year by following those measures. Bilski asked, that's not going to be the case now?

Bushemi just wanted to clarify this motion creates the positions required by DOJ, but the action on 18B, will not fund those.

Bilski said you are going to have to need a transfer, you need to get the money moved over there to cover it. Bilski said he thought that the conversations, that day were made, and that the arrangements to move that money there were there. He asked, am I correct in assuming that? So it's a moot point, you have the money, and the means to get the money there?

Otherwise, as Dante said, you send this to the Auditor, and they are going to "kick" it back, they are not going to have it, so by chasing down those old po's we will get the funding to carry it to the end of the year, you find your permanent funding in the 2015 budget cycle.

Dante said, there is sufficient appropriation base out there to pay for all of this, this year, that's all I can say. It may involve some of the money coming to the Commissioners...

Bilski said additional appropriations made mid-year won't fly, everybody is done. The State will not allow you to do that anymore. Mechanically, this is the only way to do it.

Dante said to Larry, and Melanie, we have to find the money this year within the existing base.

Dante said this is all temporary. Permanent is the next phase.

All voted "Yes". Motion carried 7-0.

<u>Rev 144- Fund 001</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
12614-003 Qualified Mental Health Professional	-0-	\$49,920	\$49,920
12614-004 Qualified Mental Health Professional	-0-	\$49,920	\$49,920
12614-005 Qualified Mental Health Professional	-0-	\$49,920	\$49,920

In the Matter of Citizen Nominations – Economic Development Commission – City of Gary

Prince nominated Nate Williams for Economic Development Commission, City of Gary, County Council' appointment. Franklin seconded the nomination.

Hamm made a motion, seconded by Dernulc to close the nomination. All voted "Yes" to close the nominations. Motion to close the nominations carried 7-0.

Prince made a motion, seconded by Hamm to approve Nate William to the Economic Development Commission – City of Gary, County Council' appointment. All voted "Yes". Motion carried 7-0. (Expires 1-31-18).

In the Matter of Citizen Nominations – Economic Development Commission – City of Hobart.

Dernulc made a motion, seconded by Prince to defer to 6-10-14. All voted "Yes". Motion to defer carried 7-0.

In the Matter of Citizen Nominations – Economic Development Commission – City of Crown Point.

Strong nominated Gary King to the Economic Development Commission – City of Crown Point, County Council' appointment. Dernulc seconded the nomination.

Dernulc made a motion, seconded by Hamm to close the nominations. All voted "Yes". Motion to close the nominations carried 7-0.

Strong made a motion, seconded by Hamm to approve Gerry King to the Economic Development Commission for the City of Crown Point, County Council' appointment. All voted "Yes". Motion carried 7-0. (Expires 1-31-18)

In the Matter of Citizen Appointments – Modification of Terms – Contractor's Licensing Board (3).

Hamm made a motion to make a correction that's been pointed out that these terms had been previously said to be 4 years, but they are in fact, 2-year terms, by Ordinance.

Hamm made a motion that they be corrected under the Contractor's Licensing Board. Dernulc seconded the motion. All voted "Yes". Motion carried 7-0.

In the Matter of Public Hearing – 2014 Justice Assistance Grant(JAG) for \$181,168.00 to be shared by the East Chicago, Gary, Merrillville, Hammond Police Departments and the Lake County Sheriff's Department.

Cid made a motion, seconded by Dernulc to open the 2014 Justice Assistance Grant, for Public Hearing.

Bilski commented that we have to be insured that the internal controls, mandated by the State Board of Accounts are being adhered to, and followed.

Dante said the State Board of Accounts has not written up, and distributed their Findings for 2013 yet, so that's why we are asking questions. He said last year, there were write-ups, there were Findings on almost every Agency.

Bilski said internal controls have to be in place.

Hamm made a motion, seconded by Dernulc to close the Public Hearing. All voted "Yes". Motion carried 7-0.

In the Matter of Approval of 2014 Justice Assistance Grant(JAG).

Cid made a motion, seconded by Strong to approve the 2014 Justice Assistance Grant. All voted "Yes". Motion carried 7-0.

In the Matter of Town of Cedar Lake, Town of Highland, Town of Schererville, Town of St. John Joint Resolution.

Nicole Bennett, Attorney for the 911 Commission said that Highland signed on last night in their Council meeting. She said we are still in the same situation with Cedar Lake, St. John, and Schererville. She has not heard anything different, that they have not moved forward.

She said St. John' next meeting is on May 22, 2014, and there is a possibility this will be on their agenda. Strong said that Cedar Lake has not relayed any information to him.

Bilski asked is there any chance that they all would just not join, and form their own PSAPs center?
Bilski said, that way we would be covered in that way, and could utilize them as our secondary dark site?

Nicole said, the problem with that is the statute that sets forth the requirement for the Inter-local Agreement, establishes one Inter-local, so their formation of a second 911 site would still need to be incorporated into (inaudible), for how it would be funded, all of the same requirements, Capital funding, the annual funding, staffing plan, radio systems, intercommunications, all would have to be place into the same Inter-local. She said no one has contacted her to say that we intend to form our own, and here is our proposed language for the Inter-local that we want incorporated into this second site. She said that she has stressed this repeatedly to different members of those communities of the fact that you just can't go off and do something separately, without following the statutes that requires one Inter-local. Nicole said it is her opinion that the time on that is restricted because that again, would be an amendment to the Inter-local, which requires signatures from all parties.

NO ACTION TAKEN.

In the Matter of Strategic Plan

Dernulc said that he has sent the strategic plan to Councilman Prince, and Councilman Strong, and he will be meeting with them to begin discussions. He also sent one to Dante as well.

Dante said strategic plans are integral and concurrent with the budget's process, and time is of the essence because the budget submissions are here.

Cid asked when is the deadline for budget submissions?

Dante answered June 17, 2014.

NO ACTION TAKEN.

In the Matter of Interlocal Cooperation Agreement Between and Among Several Lake County Governmental Entities WITH the Purpose of Providing Resources to Support the Extension and Improvement of Commuter Rail Services Provided by the Northern Indiana Commuter Transit District.

Hamm made a motion, seconded by Cid to defer to 6-10-14. All voted "Yes". Motion to defer carried 7-0.

In the Matter of Resolution Honoring Lake Central High School Teacher, Tom Clark, as the Recipient of Dual VFW Awards.

Dernulc made a motion, seconded by Strong to approve. The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.

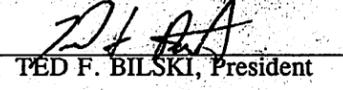
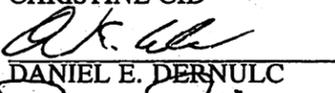
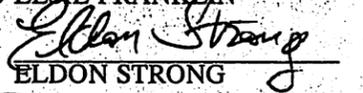
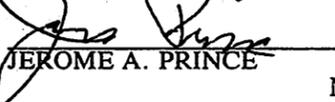
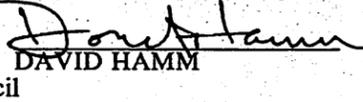
RESOLUTION NO. 14-76

**RESOLUTION HONORING LAKE CENTRAL
HIGH SCHOOL TEACHER, TOM CLARK,
AS THE RECIPIENT OF DUAL VFW AWARDS**

- WHEREAS, TOM CLARK, a Lake Central High School U.S. History teacher for 29 years has had his students study the military records of soldiers from across Indiana; and
- WHEREAS, TOM CLARK and his students have had a hand in the accuracy of Indiana memorials involving War War II, the Korean War and the Vietnam War; recently they have started to delve into the Iraq and Afghanistan conflicts; and
- WHEREAS, in 2013, TOM CLARK, a U.S. Army veteran, who also served the Indiana National Guard in Afghanistan (2006-2007), received the American Legion's National Education Award; and
- WHEREAS, the VFW Teacher of the Year Award is given for outstanding commitment to teach Americanism and patriotism to students; and
- WHEREAS, the VFW presents its national Americanism Award to an individual for his outstanding contribution to American principles, recognizing exemplary achievement in promoting values such as patriotism, commitment to service and love of Country, which contributes to the betterment of the American society; and
- WHEREAS, TOM CLARK's longtime method of reality-focused teaching earned him dual honors in 2014 from the National Veterans of Foreign War: the National Citizenship Education Teacher of the Year (High School Category) and the VFW Americanism Award.

NOW, THEREFORE, LET IT BE RESOLVED THAT THE Lake County Council and all of the citizens of Lake County recognize TOM CLARK as the 2014 from the National Veterans of Foreign War: the National Citizenship Education Teacher of the Year (High School Category) and the VFW Americanism Award; and that a copy of this Resolution be spread on the official records of the Lake County Council, and an official copy be delivered to TOM CLARK.

DULY ADOPTED BY THE LAKE COUNTY COUNCIL, this 13TH day of May, 2014.

 CHRISTINE CID	 TED F. BILSKI, President	 ELSIE FRANKLIN
 DANIEL E. DERNULC		 ELDON STRONG
 JEROME A. PRINCE	Members of the Lake County Council	 DAVID HAMM

In the Matter of Resolution Honoring Doris Klingeberger.

Prince made a motion, seconded by Dernulc to Suspend the Rules and add Resolution 14-77 to the agenda. The majority voted "Yes". Franklin was "absent". Motion to Suspend Rules and add to the agenda carried 6-yes, 1-absent.

Prince made a motion, seconded by Dernulc to place Resolution 14-77 on the agenda. The majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.

Prince made a motion, seconded by Strong to approve. The Majority voted "Yes". Franklin was "absent". Motion carried 6-yes, 1-absent.

Doris' son and daughter-in-law were present.

Doris' son, Phillip Klingeberger said he thinks that she is the greatest public employee that Lake County has ever had. He thanked the Council for acknowledging her service.

Doris' granddaughter, Anne Klingeberger, who also worked for the Council, could not be present, but she did send a letter which read:

"I was lucky to work along side my grandmother in the County Council, for more than 5 years, so I know how much you are going to miss her, and not just for her cranberry salad that she brings on Council days. Doris Klingeberger is one of the hardest working people I know, but more than that, she good hearted, and has done her job there with integrity each and every day. Thank you Grandma for being my role model, it's hard to imagine the Council without you."

Anne Klingeberger

Wayne Weitbrock added that Doris always kept him informed of what was going on, and he will miss her very much.

President Bilski thanked Doris for always being there anytime they needed her.

Dan Dernulc added that he was blessed to meet Doris a few years ago. She made him feel at home when he became a Councilman. He also said, that they didn't know each other, but he feels like he has known Doris forever. He said that there is no one who will be able to replace you. He thanked Doris for her service, and added, "may you have a blessed life".

Attorney Ray Szarmach said to the audience that it looks like this is a "well oiled machine", and it is. We get through the binder in about 2 hours, and he doesn't think he has ever seen any municipal body in Indiana, get through much material in that short of time. He said it's hard, but the staff here to put this together and organize it, Dante, Terry, Doris, his secretary Lisa, as well as himself. He said without Doris, it's going to be difficult, she is the one who puts everything in here correctly, and has for decades.

Councilman Strong said, he has only had the honor of knowing Doris for about the past year and a half. He has had the real honor for about the last 6 months or so, being able to pick her up, she lives right around the corner from me, giving her a ride to work, having a nice chat, and he said it's like having a second mother. She is very nice, very nice to talk to, but one of the biggest things that I am probably going to miss is her deserts after the meetings.

Terry Barczak said that she and Doris worked very closely, and I am going to miss her. Carol Cody and Marilyn Garner echoed those sentiments.

Dante said to Doris, you were reliable, and conscientious, thank you very much Doris, I appreciate all that you've done.

RESOLUTION NO. 14-77

RESOLUTION HONORING DORIS KLINGEBERGER

WHEREAS, DORIS KLINGEBERGER, was born in Shelbyville, Indiana, on January 20, 1923 and moved to Crown Point, Indiana with her Husband, JOHN KLINGEBERGER in 1961; and

WHEREAS, upon moving to Crown Point, DORIS obtained a job with the Republican Party office in the County, then worked for years as a legal secretary for the Law Office of Knight and Stanton. In 1981, she then applied for what she thought was a position in Councilman Sydney Garner's Office, but which turned out to be a position for the County Council and continued to work as a secretary for the Council until May 16, 2014; and

WHEREAS, DORIS has volunteered at Tri Kappa, she has worked as a volunteer at the First Presbyterian Church Resale Shop for years, and she sewed band uniforms for the Crown Point High School Band; and

WHEREAS, DORIS is an outstanding citizen of Lake County, Indiana ; and

WHEREAS, DORIS KLINGEBERGER has served the people of Lake County as an outstanding employee of the Lake County Council for 33 years; and

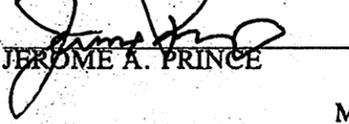
WHEREAS, DORIS KLINGEBERGER commands the respect of all who know her for her dedication, integrity, selflessness and humanitarianism.

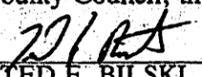
NOW, THEREFORE, LET IT BE RESOLVED THAT THE Lake County Council in recognition of her meritorious service to the citizens of Lake County honors DORIS KLINGEBERGER; and that a copy of the Resolution be spread on the official records of the Lake County Council and an official copy be delivered to DORIS KLINGEBERGER.

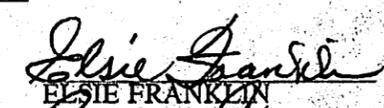
DULY ADOPTED by the Lake County Council, this 13th day of May, 2014.

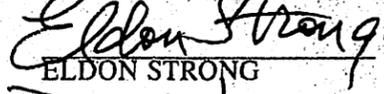

CHRISTINE CID


DANIEL E. BERNULC


JEROME A. PRINCE


TED F. BILSKI, President


ELSIE FRANKLIN


ELDON STRONG


DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Amending Resolution No. 13-74 – Distribution of Funds for Mental Health for Lake County for 2014.

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

RESOLUTION NO. 13-74A

**RESOLUTION AMENDING RESOLUTION NO. 13-74, THE
RESOLUTION FOR THE DISTRIBUTION
OF FUNDS FOR MENTAL HEALTH FOR LAKE COUNTY FOR 2014**

WHEREAS, on September 30, 2013, the Lake County Council adopted Resolution No. 13-74, the Resolution for the Distribution of Funds for Mental Health for Lake County for 2014; and

WHEREAS, the Lake County Council now desires to amend the Resolution.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

Resolution No. 13-74, the Resolution for the Distribution of Funds for Mental Health for Lake County for 2014 shall be amended as follows:

DELETE:

(B) To be appropriated to the County's centers respective service areas, and that the levy shall be apportioned among the centers, according to the population served by each respective center to the total population of the County as follows:

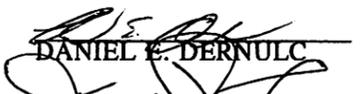
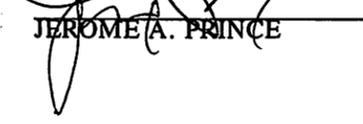
Gary 22.80% Regional Mental Health Center 77.20%

INSERT:

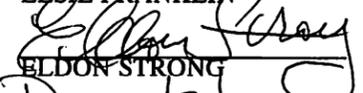
(B) To be appropriated to the County's centers respective service areas, and that the levy shall be apportioned among the centers, according to the population served by each respective center to the total population of the County as follows:

Edgewater 21.02% Regional Mental Health Center 78.98%

SO ORDAINED THIS 13th DAY OF MAY, 2014.


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 the Board of Commissioners to pay a 2013 Government Center invoice with 2014 funds in the amount of \$421.25 – 001-3030-43610 Building & Structure.

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

RESOLUTION NO. 14-78

RESOLUTION PERMITTING THE LAKE COUNTY BOARD OF COMMISSIONERS TO PAY AN OUTSTANDING 2013 GOVERNMENT CENTER INVOICE/DEBT FROM THE 2014 BUDGET

WHEREAS, the Lake County Commissioners are currently operating in the 2014 Budget; and

WHEREAS, the following invoice/debt which was incurred in the Budget year of 2013 has not been paid:

<u>001-3030-43610</u>	<u>Building & Structure</u>
Korellis Roofing	\$ 421.25

WHEREAS, the Lake County Board of Commissioners desire to pay the above invoice/debt due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Board of Commissioners shall pay from its 2014 Budget the following Government Center invoice/debt incurred in the calendar year 2013 as follows:

<u>001-3030-43610</u>	<u>Building & Structure</u>
Korellis Roofing	\$ 421.25

SO RESOLVED THIS 13TH DAY OF MAY, 2014.


CHRISTINE CID

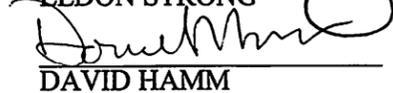

DANIEL E. DERNULC


JEROME A. PRINCE


TED F. BILSKI, President


ELSIE FRANKLIN


ELDON STRONG


DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Amending the Lake County 2014 Salary Ordinance, Ordinance No. 1364C, to Establish Positions and Salaries Corresponding to the Superior Court – Civil Division Staff Reorganization Plan.

WITHDRAWN.

In the Matter of Ordinance Amending the Lake County 2014 Salary Ordinance, Ordinance No. 1364C, to Establish Positions and Salaries Corresponding to the Lake County Jail Reorganization Plan.

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

Dante said, you are paying for this within the existing appropriations.

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

Hamm 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. 1364C-6

ORDINANCE AMENDING THE LAKE COUNTY
2014 SALARY ORDINANCE, ORDINANCE NO. 1364C,
TO ESTABLISH POSITIONS AND SALARIES CORRESPONDING
TO THE LAKE COUNTY JAIL REORGANIZATION PLAN

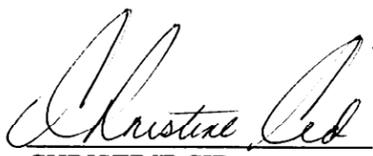
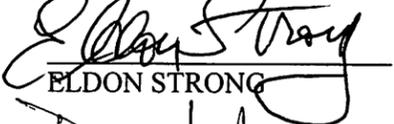
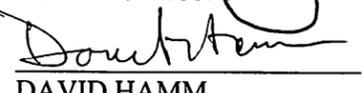
WHEREAS, on September 30, 2013, the Lake County Council adopted the Lake County
2014 Salary Ordinance, Ordinance No. 1364C; and

WHEREAS, the Lake County Council now desires to amend Ordinance No. 1364C to establish
revised Forms No. 144 to establish positions and salaries to correspond to the
Lake County Jail's Staff Reorganization Plan for 2014.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That it be ordained by the Lake County Council that the
attached Forms No. 144, Exhibit "A", establishing positions
and salaries for the Lake County Jail's 2014 Staff
Reorganization Plan is hereby approved.

SO ORDAINED THIS 13th DAY OF May, 2014.

 CHRISTINE CID	 TED F. BILSKI, President	 ELSIE FRANKLIN
 DANIEL E. DERNULC		 ELDON STRONG
 JEROME A. PRINCE		 DAVID HAMM

Members of the Lake County Council

Form Prescribed by State Board of Accounts

County Form No. 144 (1971)

**STATEMENT OF SALARIES AND WAGES
PROPOSED TO BE PAID OFFICERS AND EMPLOYEES
CALENDAR YEAR 2014**

Lake County Jail 001-3100, Lake County, Indiana
(Name of Office, Department, Board Agency)

The following statement shows the salaries and wages proposed to be paid to officers and employees of the above named office, department, board or agency during the calendar year 2014:

FULL TIME SALARIED OFFICERS AND EMPLOYEES *OK*

<u>Title of Position or Employee Classification</u>	<u>\$ PRESENT</u>	<u>\$ PROPOSED</u>	<u>\$ DIFFERENCE</u>
14404-177 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-178 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-179 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-180 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-181 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-182 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-183 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-184 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-185 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-186 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-187 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-188 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-189 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-190 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-191 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-192 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-193 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-194 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-195 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-196 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-197 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-198 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-199 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
14404-200 Correctional Officer	\$ -	\$ 30,067.00	\$ 30,067.00
Totals	\$ -	\$ 721,608.00	\$ 721,608.00

PART TIME AND HOURLY RATED EMPLOYEES

<u>Title of Position or Employee Classification</u>	<u>\$</u>	<u>Rate of Pay*</u>
<i>[Signature]</i>	\$	Per
	\$	Per

*Show rate of pay per month, week, day, hour, etc.

Submitted by: *[Signature]* (Signature)
Sheriff (Title)

Date 04/16/2014

NOTES:

- (1) This statement must be filed IN DUPLICATE with the County Auditor on or before July 1 each year for salaries and wages to be paid in the ensuing year.
- (2) The number and salaries to be paid full time officers and employees must be fixed by the County Council. The rates of pay for part time and hourly employees shall likewise be fixed by the County Council but the number to be employed is limited only by the funds appropriated therefore; thus, the amount to be requested in the budget for part time and hourly employees need not be included in this statement
- (3) The County Auditor shall complete the reserve side of this of this form and return one copy to the officer or head of the department, board or agency within 3 days after action thereon by the County Council.

In the Matter of Ordinance Amending the Lake County 2014 Salary Ordinance, Ordinance No. 1364C to Establish Positions and Salaries Corresponding to the Lake County Work Release Reorganization Plan.

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

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

Hamm made a motion seconded by Prince to approve on Second Reading, with an effective date of 6-16-14. All voted "Yes". Motion to approve on Second Reading carried 7-0.

Attorney Bushemi said that Sheriff Buncich is attending this week, the National Law Enforcement Memorial Services in Washington, D.C., he is unable to attend today's Council meeting, and that is the specific reason he is not in attendance.

Sheriff Buncich asked Attorney Bushemi to provide a specific statement, on his behalf, with respect to this issue of closing the County Sheriff' Work Release Program, and transferring the jurisdiction of that

program to the DOC Community Corrections Program. Attorney Bushemi said that Kelly, and Mark are present, from the DOC, Community Corrections, the Kimbrough Program. This has nothing to do with those individuals who are administrators there, personally, but the Sheriff has asked Attorney Bushemi to make it clear to the Council that he is opposed to the closing of the Sheriff Work Release Program, and he is opposed to the closing of the Sheriff' Work Release Program, understanding that the Council is faced with the need to find funding to fund the 24 new Jail Correctional Officer positions that have been mandated by the Department of Justice. The Sheriff understands that, but the Sheriff also recognizes that County Officials have passed the Public Safety Income Tax, and things like the 24 additional Correctional Officers that are mandated for precisely one of the purposes that Public Safety ... (inaudible) someone else talking at the same time.

Attorney Bushemi said, there are 2 reasons that the Sheriff is opposed to the closing of the Work Release Program, and they are: there are 27 employees, that are affected, if I understood your action correctly, effective June 16, 2014, you will be eliminating the salaries from those positions, and then using that approximately \$700,000 dollars to fund part of the costs of the 24 new Correctional Officers positions that are needed in the Jail. The Sheriff is very concerned about these individuals, and one of the individuals is here right now, who is concerned about those individuals who are losing their jobs, because these individuals are a workforce that are primarily older county employees. Most of them are over age 55, and it's a mistake to assume that these individuals will be able to move laterally, and be hired in these same 24 Correctional Officer positions at the Jail. The reason it's a mistake for us to assume that is, as Council members know, the Correctional Officer Program is a Merit hiring program, that requires an open hiring process. It requires agility examination and passing, to be hired for those positions. It requires physical fitness requirements for those positions, and it's a mistake for any of us to assume that these 27 individuals whose jobs have been eliminated, effectively June 16th, will be able to move laterally, and become candidates for these 24 Correctional Officer positions.

The second reason that the Sheriff is opposed to this conversion is that he has the legal authority, as Council members know, to operate a County Sheriff Work Release Program. You must fund it, and the Commissioners must provide a facility, but the Sheriff has the authority to operate the Program, and he has operated a good Sheriff's Work Release Program, up until now, and it is important for the Council members to not leave this room today, without understanding that the Sheriff's Work Release Program is a different Program from the DOC Community Corrections Program. They provide different services for Pre-Trial detainees, and individuals who are convicted of crimes, different services for the Judges that place individuals at Sheriff's Work Release.

Attorney Bushemi said, one example came up yesterday, at the meeting that was held with Judge Pera, and Judge Cantrell. Right now at Sheriff's Work Release, the Judges have the ability to place an inmate there, either a Pre-Trial detainee, or a person who has been convicted of a crime, but an individual that the Judge does not feel is safe to be put back in the community, so they are housed at Sheriff's Work Release, instead of the Jail. On the Sheriff's Work Release right now, one of the services they deliver is, they will supervise the inmate receiving his/her alcohol counseling, substance abuse counseling.

Attorney Bushemi said it was discussed at the meeting yesterday that Community Corrections does not provide that on-site supervision of substance abuse counseling. That is one example of the difference that will exist, in the future for the Judges. These Programs are different, they're operated for different purposes, and the Sheriff believes that it's a critical error to, eliminate a Sheriff's Work Release Program, and transfer the jurisdiction to the Department of Corrections.

Bilski said we had 15 Merit Officers that we had to find permanent funding for. If we don't use the Public Safety money for that, Bilski asked, where do we get it from? Are you prepared to lay off 15 Police Officers in order to maintain this Work Release? There is other funding that is going on. Bilski said, that Public Safety revenue, also was used, and utilized for pay raises for Merit Police Officers for Correctional Officers. We also had to find permanent funding for how many Correctional Officers have we been forced by the DOJ to hire? So Bilski said, that revenue, so when you talk about the Public Safety revenue, between the Courts, the Jail, and the Merit Officers, it's gone, it's done, there is no money there, they've used it. This Council had a very tough decision to make. Nobody wants to... I've known Mr. Wirtz a good portion of my entire life. I don't want him to lose that job. We want to use that revenue, we want to bring that over there, and allow the Sheriff to "shuffle the deck", how he may, but we can not fund 24 new positions for Correctional Officers, we do not have the money to do it. So we had the choice, we either go to war with the DOJ, let's just put our fist down and say, that's it, "we're done", we're going to fight them every step of the way, and you know what happens? We lose. We are going to lose that fight, we're not going to win it. They are the 2,000 pound "gorilla" in the room. So, we had to find a way to fund it, this is the only option. We are hoping that people in those positions can be moved around.

Attorney Bushemi said, it's important to understand that that may very well not happen, and these 27 individuals may lose their job, and their benefits from county government, if that doesn't happen, and the Sheriff feels obligated to speak on their behalf, and that's what he is doing. He is speaking out for these county government employees.

Bilski said we spoke out for the taxpayers of Lake County, as well,.. Attorney Bushemi said, that's understood.

Bilski said, and we said that we had to come up with... you know, this is big money, and I will disagree with the numbers, and the amount of savings that's there. I think it should be able to fund it completely. Bilski said we have the revenue there, the revenue generated, the spreadsheets that were out there, show the money is there to cover this. The Public Safety revenue, the consolidation of E911, the CEDIT monies, they are committed dollars, and we have to do it, or do we shut down County Government?

Bilski said I was prepared during that meeting, I said, if that's it, if we can't walk out of here with a compromise, then we put everybody on a furlough, because that's what's going to happen. We are at that point, and we have Court Mandates facing us, and we are trying to negotiate our way out of that as well. There is no barrel of money, it's done.

Prince said, he doesn't think that there is a member of this Body who doesn't appreciate, or respect the Sheriff's comments. He is operating from the perspective of Law Enforcement, and specifically the perspective of which he is legislatively entitled to do. Prince said, but just as he has a responsibility, and it's no secret that this Body is charged with the responsibility of making sure that all of those entities, or different services can be funded, and that is the bottom-line.

Prince said no one takes pleasure in reducing any jobs, not the 24, the 27, or the 300 that were eliminated prior to this meeting within the last 6 years, since I've been on this Body. The intent wasn't necessarily, or this wasn't done with the spirit, in fact, it was initiated from the longest serving Commissioner on that side, and we all collectively considered it a great idea to help us toward the end of what we need to achieve as well, it definitely wasn't done with the intention, or the sole "eye" on eliminating anyone's job, in fact, our intention was that creatively, just as we have done in the past, that those positions could be filled in some other capacity, maybe not necessarily Work Release, or somewhere else, and that's the discretion that the Sheriff has, and the authority, but then it comes back to whose responsibility is what, and our responsibility is to make sure that we are fiscally sound to fund the units, or services that we are statutorily required to fill, and although this was one of the ones that was a requirement, after it's completion, it's not one that we are necessarily statutorily required to maintain, so I thought that was important to mention as well.

Attorney Bushemi said that it's important for the Council members to understand, when you leave this meeting, that these 27 individuals may not have employment because they may, starting June 16, 2014, which is your effective date, because they not be able to be hired, due to circumstances, and due to the Merit hiring process, as Correctional Officers. Legally, it may not be able to be done, and these individuals will then lose their county jobs, and their benefits.

Bilski said, we did not take that lightly, during our meeting. Bilski said, I was the one that brought that up. I'm very familiar with union contracts, so we do believe there are vacancies within there, we did continue to fund the total amount, which exceeds the 24, so I think that the Sheriff should know that the chefs, the cooks, clerical, mechanic, or maintenance will continue to be funded, so you are down to the 24. We have to meet these requirements, and it's a terrible thing, I'm a labor person, I never wanted ever to take anyone's job away from them, but I was forced to do that in this position, with very difficult choices.

Attorney Bushemi said another important thing is simply to make sure that you understand that Sheriff's Work Release is a different Program for different purposes, and different functions, different from Community Corrections, and the Council members, I know you would want to be 100% certain that if you go forward with this, that Community Corrections will be able to provide to the Judges, the same array of services...

Bilski interjected, there's no guarantees there, and the Judges will have to make arrangements. We only have funding to provide a certain amount of services and we are trying to spread that out, and make that happen. If the Judges need additional security, they are going to have to find it within their budget to find that for themselves. Bilski said we are going to have to meet to talk more about this, but this is a terrible thing.

Mr. Wirtz wanted to bring to the Council's attention, that for the past 2 years, the Work Release has contributed over \$300,000 dollars to the general fund. He also said that their calculations in a survey that they made about 3 years ago, they determined that the community services provided by the Work Release residents, the people throughout the County, was well worth, dollar value at minimum wage, was over \$400,000 dollars. He spoke about the garbage that they hauled from the Cities and unincorporated areas, they've cut down parks so kids can play there. He said there are a lot of things that Work Release does, that Community Service does not do. He said they also do all of the laundry for the Jail 5 days a week, and they also mow all of the grass, and plow the snow as well.

Bilski said those financial breakdowns, money movement were done is a spreadsheet, distributed out, the savings, the cost of the Programs, were analyzed by the Commissioner's Office, during our meeting, it has all been taken into consideration. Bilski said, the toughest thing we have to fight is the Department of Justice. Councilman Dernulc asked for letterhead, we wanted it Mandated, we didn't want to take any action, until we were forced into it, and when we were forced into it...

Councilman Dernulc said, I asked the DOJ to put it on letterhead that they needed this, they refused, they just refused.

Bilski said, then were told if we don't, then we will be sued, and we are going to lose this, they are going to Mandate it,

Cid interjected, if we didn't take action today.

Bilski said, today, by this meeting, we had to have a Plan, the deadline was today.

Bilski also said that we have a lot of work ahead of us, the issues that Mr. Wirtz brought up were talked about, the laundry, the community services, the different items, and he isn't going to speak in behalf of Community Corrections, and what they are prepared to do, or not, that is something that needs to be collaborated, to try to fill those obligations.

There was a person from Community Corrections in the audience who spoke, but she wasn't at the microphone.

Bilski said on behalf of the taxpayers of Lake County, we need to work together to solve this because we can't come up with the money anywhere else.

Franklin commented that she has been beneficial of the community services, and she understands that we don't have the money, and she wants the public to know that she feels really bad about this, and is very upset about this whole situation. Some of these individuals will not physically be able to move into the positions. Hopefully some other positions will become open, where they can work in those areas, and not lose their jobs. She understands the budget restraints that we have, she understands that the DOJ, unfairly is continuously demanding that we do all these things without any appropriation, they give us no money. She also said that she thinks the Sheriff has done a wonderful job with that Program.

ORDINANCE NO. 1364C-7

ORDINANCE AMENDING THE LAKE COUNTY
2014 SALARY ORDINANCE, ORDINANCE NO. 1364C,
TO DELETE POSITIONS AND SALARIES CORRESPONDING
TO THE LAKE COUNTY WORK RELEASE OFFICERS

WHEREAS, on September 30, 2013, the Lake County Council adopted the Lake County 2014 Salary Ordinance, Ordinance No. 1364C; and

WHEREAS, the Lake County Council now desires to amend Ordinance No. 1364C to establish revised Forms No. 144 to delete positions and salaries for the Lake County Work Release Officers for 2014.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

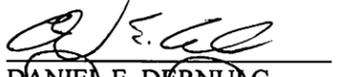
That it be ordained by the Lake County Council that the attached Forms No. 144, Exhibit "A", deleting positions and salaries for the Lake County Work Release Officers is hereby approved.

The effective date of this Ordinance shall be June 16, 2014.

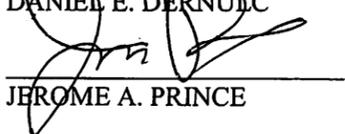
SO ORDAINED THIS 13th DAY OF May, 2014.



CHRISTINE CID



DANIEL E. DERNULC



JEROME A. PRINCE



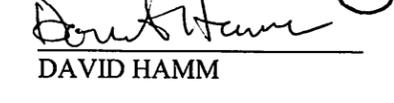
TED F. BILSKI, President



ELSIE FRANKLIN



ELDON STRONG



DAVID HAMM

Members of the Lake County Council

Form Prescribed by State Board of Accounts

County Form No. 144 (1971)

**STATEMENT OF SALARIES AND WAGES
PROPOSED TO BE PAID OFFICERS AND EMPLOYEES
CALENDAR YEAR 2014**

21 A3
Hamm
Strong
Dernulc
Purdie

SHERRIFF WORK RELEASE 001 3150, LAKE County, Indiana
(Name of Office, Department, Board Agency)

The following statement shows the salaries and wages proposed to be paid to officers and employees of the above named office, department, board or agency during the calendar year 2014

FULL TIME SALARIED OFFICERS AND EMPLOYEES

OK

<u>Title of Position or Employee Classification</u>	<u>JOB CODE # AND POSITION #</u>	<u>\$ PRESENT</u>	<u>\$ PROPOSED</u>	<u>\$ DIFFERENCE</u>
	12700 001 LT. OF OPERATIONS	\$ 27,165.00	\$0	\$ (27,165.00)
	12713 001 CUSTODY SERGEANT	\$ 27,130.00	\$0	\$ (27,130.00)
	12714 002 CUSTODY SERGEANT	\$ 27,130.00	\$0	\$ (27,130.00)
	12715 003 CUSTODY SERGEANT	\$ 27,130.00	\$0	\$ (27,130.00)
	12714 002 CUSTODY SUPERVISOR	\$ 27,165.00	\$0	\$ (27,165.00)
	12715 001 CUSTODY OFFICER	\$25,987	\$0	\$ (25,987.00)
	12715 002 " "	\$ 25,987.00	\$0	\$ (25,987.00)
	12715 003 " "	\$ 25,987.00	\$0	\$ (25,987.00)
	12715 004 " "	\$ 25,987.00	\$0	\$ (25,987.00)
	12715 005 " "	\$ 25,987.00	\$0	\$ (25,987.00)

CONTINUED NEX PAGE

PART TIME AND HOURLY RATED EMPLOYEES

1062

<u>Title of Position or Employee Classification</u>	<u>Rate of Pay*</u>
	\$ _____ Per _____

*Show rate of pay per month, week, day, hour, etc.

RECEIVED
MAY 12 PM 2:25
LAKE COUNTY
AUDITOR
2014
5/12/2014

Submitted by:

David Hamm
(Signature)
COUNCILMAN
(Title)

NOTES:

- (1) This statement must be filed IN DUPLICATE with the County Auditor on or before July 1 each year for salaries and wages to be paid in the ensuing year.
- (2) The number and salaries to be paid full time officers and employees must be fixed by the County Council. The rates of pay for part time and hourly employees shall likewise be fixed by the County Council but the number to be employed is limited only by the funds appropriated therefore; thus, the amount to be requested in the budget for part time and hourly employees need not be included in this statement
- (3) The County Auditor shall complete the reserve side of this of this form and return one copy to the officer or head of the department, board or agency within 3 days after action thereon by the County Council.

In the Matter of Board of Zoning Appeals Ordinance # 2426

Strong made a motion, seconded by Dernulc to approve.
Bilski said that this is specific 4-year establishment, and if you ever vacate the premises, that zoning goes away as well, the variance does.
Strong said, I'd like to include that into my motion as well, and the condition is, if premise is vacated, the variance goes away. Dernulc amended his seconded also . All voted "Yes". Motion carried 7-0.

ORDINANCE #2426
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 04/16/2014).

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

VARIANCE OF USE owned and petitioned by PROVIDENCE CHRISTIAN ACADEMY to allow a subdivision in an A-1 (Agricultural Zone) on the following described property:

General Location: Located approximately 4/10 of a mile west of Calumet Avenue on the north side of 121st Avenue in Hanover Township.

Legal: The South 900 feet of the West 500 feet of the Northeast Quarter of Section 13, Township 34 North, Range 10 West of the 2nd P.M. in Lake County, Indiana, containing 10.331 acres, more or less.

HEREBY X _____ BY THE COUNTY COUNCIL
APPROVED DENIED REMANDED

Condition: If premise is vacated, the Variance goes away

OF LAKE COUNTY, INDIANA, THIS 13th DAY OF May , 2014.

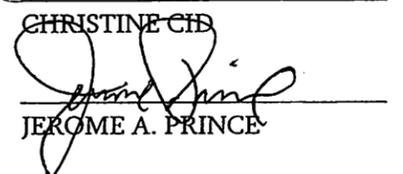
MEMBERS OF THE LAKE COUNTY COUNCIL



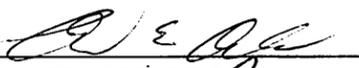
TED BILSKI, PRESIDENT



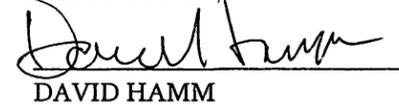
ELSIE FRANKLIN


CHRISTINE CIB


JEROME A. PRINCE



DANIEL DERNULC


ELDON STRONG


DAVID HAMM

In the Matter of Plan Commission Ordinances # 2427, 2428, and 2429.

Strong made a motion, seconded by Prince to approve Plan Commission Ordinance # 2427 to amend the unincorporated Lake County Zoning Ord. No II, adopted April 15, 1957, as amended, to make Provisions for an Updated Section Regarding Swimming Pools Below and Above Grade, on 4-16-14, on First Reading.

Ned, from the Planning Commission said, with respect to the swimming pools, this updates our Ordinance with respect to the State Law regarding swimming pool regulations.

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

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

Strong made a motion, seconded by Prince to approve Plan Commission Ordinance # 2427, on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

ORDINANCE # 2427
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Unincorporated Lake County Zoning Ordinance No. II, County of Lake, State of Indiana, more specifically, Section 9.1, Swimming Pools, to make provisions for an updated section regarding swimming pools below and above grade.

BE IT FORWARDED WITH A ~~(X)~~FAVORABLE; ()UNFAVORABLE; RECOMMENDATION by the County Plan Commission, County of Lake, State of Indiana, on the 16th day of April, 2014 that the text of the Unincorporated Lake County Zoning Ordinance No. II be amended as provided herein.

BE IT ORDAINED by the County Council of the County of Lake, State of Indiana that the Unincorporated Lake County Zoning Ordinance No. II be amended as follows:

DELETE: Section 9.1 Swimming Pools

(In its entirety)

INSERT: Section 9.1 Swimming Pools

- A. **Definitions** – For the purpose of this section the following words and phrases shall have the meanings ascribed them respectively.
 - 1. **Door** – A part of a fence that when open provided ingress and egress through the fence and when closed obstructs ingress and egress through the fence.
 - 2. **Fence** - A free-standing artificially-constructed barrier, composed of any material or combination of materials (including, but not limited to, wood, metal, plastic, or other materials), including without limitation screens and walls, and hedges, shrubbery, or other vegetation, planted or erected to enclose, screen or otherwise restrict ingress or egress to an area.
 - 3. **Gate** – Interchangeable with the term “Door”.
 - 4. **Grade** – The degree of rise or descent of a sloping surface.
 - 5. **Swimming Pool** – Any artificial basin of water constructed, modified, or improved for wading, swimming, or diving. The term does not include artificial lakes.

6. **Swimming Pool (in ground)** – Any swimming pool whose sides rest in partial or full contact with the earth.
 7. **Swimming Pool (non-permanently installed)** – Any swimming pool that is so constructed that it may be readily disassembled for storage and reassembled to its original integrity.
 8. **Swimming Pool (on ground)** – Any swimming pool whose sides rest fully above the surrounding earth.
 9. **Swimming Pool (permanently installed)** – Any swimming pool that is constructed in the ground or in a building in such a manner that the pool cannot be readily disassembled for storage.
 10. **Swimming Pool, Residential** – Any in-ground pool or on-ground pool capable of a water depth greater than forty-two (42) inches (one thousand sixty-seven (1,067) mm), and all pools installed inside a residence regardless of water depth, whether or not served by electrical circuits of any nature, and which is intended for noncommercial use as a swimming pool by not more than two (2) owner families and their guests.
 11. **Swimming Pool (wading)** – Any pool that may range in water depth from two feet to zero feet for wading.
- B. **Swimming Pools.** A swimming pool, residential (family pool), a swimming pool (permanently installed), for a swimming pool (in ground) shall be permitted as an accessory use, provided the following conditions are met:
1. Minimum yard building setback requirements of the zoning lot in which the swimming pool is to be located, shall be observed.
 2. Access thereto shall be restricted by one of the means described more fully in 675 IAC 14-4.3-296 safety features:
 - a. Walls or fencing not less than four (4) feet high and completely surrounding the pool and deck area with the exception of self-closing and latching gates and doors, both capable of being locked.
 - b. Other means not less than four (4) feet high and deemed impenetrable by the enforcing authority at the time of construction and completely surrounding the pool and deck area when the pool is not in use.
 - c. A combination of clauses (a) and (b) that completely surrounds the pool and deck with the exception of self-closing and latching gates and doors which are capable of

being locked. This applies to clauses (a) and (b) and this clause only.

- d. A power safety pool cover that:
1. shall provide a continuous connection between the cover and the deck, so as to prohibit access to the pool when the cover is completely drawn over the pool;
 2. shall be mechanically operated such that the cover cannot be drawn open or retracted without the use of a:
 - (a) key; or
 - (b) key and switch; or
 - (c) touch pad with a personal access code;
 - (i) is installed with track, rollers, rails, guides, or other accessories necessary to accomplish items (1) and (2), in accordance with the manufacturer's instructions; and
 - (ii) shall bear an identification tag indicating that the cover satisfied the requirements of ASTM F (Reapproved 2003), Standards Performance Specification for Safety Covers and Labeling Requirements for all Covers for Swimming Pools, Spas, and Hot Tubs, as published by ASTM International, 100 Barr Harbor Drive, P.O. Box C700, West Conshohocken, Pennsylvania 19428-2959 for power safety pool covers.
 3. Not less than the following lifesaving equipment shall be installed with each residential swimming pool:
 - a. A ring or throwing buoy fitted with forty (40) feet of one-fourth (1/4) inch diameter line.
 - b. A pole not less than twelve (12) feet in length.
 - c. Access to a telephone.
 4. All gates and doors thereto shall be self-closing and latching and capable of being locked.

HEREBY, X BY THE
APPROVED DENIED NO ACTION

COUNCIL OF LAKE COUNTY, INDIANA, THIS 13th DAY OF

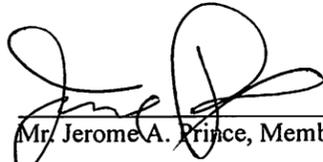
 May , 2014.

MEMBERS OF THE LAKE COUNTY COUNCIL

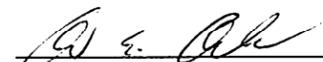

Mr. Ted F. Bilski, President

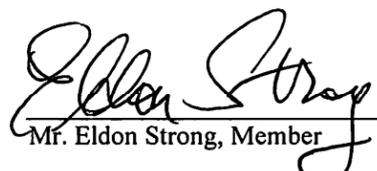

Mr. David Hamm, Vice President


Mrs. Elsie Franklin, Member


Mr. Jerome A. Prince, Member


Mrs. Christine Cid, Member


Mr. Dan Dernulc, Member


Mr. Eldon Strong, Member

Strong made a motion, seconded by Prince to approve Plan Commission Ordinance # 2428, to amend the unincorporated Lake County Zoning Ordinance No. II, adopted April 15, 1957, as amended, to make provisions for an updated section regarding fences, walls and shrubbery for trash containment areas, on First Reading. All voted "Yes". Motion to approve on First Reading carried 7-0.

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

Strong made a motion, seconded by Dernulc to approve Plan Commission Ordinance # 2428, on Second Reading. All voted "Yes". Motion to approve on Second Reading carried 7-0.

ORDINANCE # 2428
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Unincorporated Lake County Zoning Ordinance No. II, County of Lake, State of Indiana, more specifically, Section 9.6, Fences, Walls, Shrubbery to make provisions for an updated section regarding Fences, Walls, and Shrubbery for trash containment areas.

BE IT FORWARDED WITH A ~~(X)~~FAVORABLE; ()UNFAVORABLE: RECOMMENDATION by the County Plan Commission, County of Lake, State of Indiana, on the 16th day of April, 2014 that the text of the Unincorporated Lake County Zoning Ordinance No. II be amended as provided herein.

BE IT ORDAINED by the County Council of the County of Lake, State of Indiana that the Unincorporated Lake County Zoning Ordinance No. II be amended as follows:

INSERT: Section 9.6 Fences, Walls, Shrubbery

H. Required Fence, Wall for Trash Containment Area – In all commercial, industrial, manufacturing, and multi-family residential (over 4-units) zoning district classifications, including R-5, B-1, B-2, B-3, HS-1, HS-2, PO, M-1, M-2, PUD, PIC, and CDD; and, in for any Variance of Use or Special Exception (regardless of the zoning district classification) where such Variance of Use or Special Exception involves any non-residential development, a property owner shall erect and maintain a solid fence or wall, including gates, not less than five (5) feet in height, completely enclosing containers used for the collection of refuse including dumpsters, multiple trash cans, boxes, garbage bags, paper, cardboard and plastic bags.

The location of the trash containment area shall be located within the building setback area and shall not be located in any drainage or utility easement and not closer than five (5) feet to any property line. In addition, the trash containment area shall not be located in an area designated for parking or used for vehicular or pedestrian traffic.

HEREBY RECOMMENDED FOR, ✓
APPROVAL DENIAL

_____ BY THE COUNTY PLAN COMMISSION OF LAKE
NO ACTION

COUNTY, INDIANA, THIS 16th DAY OF April, 2014.

MEMBERS OF THE LAKE COUNTY PLAN COMMISSION

Gerry Scheub
Mr. Gerry Scheub, President

William Emerson
Mr. William Emerson, Vice President

Eldon Strong
Mr. Eldon Strong, Member

John Bryant
Mr. John Bryant, Member

Martin Kroll
Mr. Martin Kroll, Member

Nikki Witkowski
Ms. Nikki Witkowski, Member

Steve Strong
Mr. Steve Strong, Member

Frank Kalvaitis
Mr. Frank Kalvaitis, Member

Mr. Ken Huseman, Member

Attest: Ned Kovacevich
Mr. Ned Kovacevich, Executive Secretary

HEREBY, X BY THE
APPROVED DENIED NO ACTION

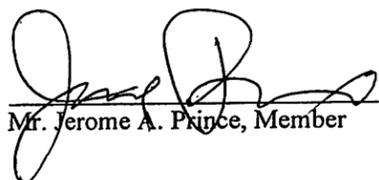
COUNCIL OF LAKE COUNTY, INDIANA, THIS 13th DAY OF
 May , 2014.

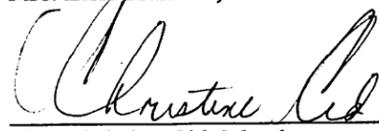
MEMBERS OF THE LAKE COUNTY COUNCIL

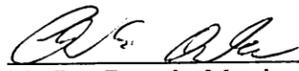

Mr. Ted F. Bilski, President


Mr. David Hamm, Vice President


Mrs. Elsie Franklin, Member


Mr. Jerome A. Prince, Member


Mrs. Christine Cid, Member


Mr. Dan Dernulc, Member


Mr. Eldon Strong, Member

Strong made a motion, seconded by Franklin to approve Plan Commission Ordinance # 2429, to amend the Unincorporated Lake County Zoning Ordinance No. II, adopted April 15, 1957, as amended, to make provisions for a new section regarding off-street handicap parking, dated 4-16-14, on First Reading. All voted "Yes". Motion to approve on First Reading carried 7-0.

Ned said, this is just to reflect the State changes regarding handicap parking.

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

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

ORDINANCE # 2429
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Unincorporated Lake County Zoning Ordinance No. II, County of Lake, State of Indiana, more specifically, Section 2.7, General Use Provisions, Paragraph (C), Off-Street Parking, Subparagraph (5), Parking Space Requirements to make provisions for a new section regarding Off-Street Handicap Parking.

BE IT FORWARDED WITH A FAVORABLE; (UNFAVORABLE; RECOMMENDATION by the County Plan Commission, County of Lake, State of Indiana, on the 16th day of April, 2014 that the text of the Unincorporated Lake County Zoning Ordinance No. II be amended as provided herein.

BE IT ORDAINED by the County Council of the County of Lake, State of Indiana that the Unincorporated Lake County Zoning Ordinance No. II be amended as follows:

INSERT: Section 2.7 (C) (5) (d)

A. Handicapped Parking

Handicap parking spaces are required per the American with Disabilities Act (ADA) and Indiana Code 5-16-9-2 Handicap spaces shall be required in addition to the parking schedule as follows:

1. One (1) accessible space 1 to 25 parking spaces.
2. Two (2) accessible spaces 26 to 50 parking spaces.
3. Three (3) accessible spaces 51 to 75 parking spaces.
4. Four (4) accessible spaces 76 to 100 parking spaces.
5. Five (5) accessible spaces 101 to 150 parking spaces.
6. Six (6) accessible spaces 151 to 200 parking spaces.
7. Seven (7) accessible spaces 201 to 300 parking spaces.
8. Eight (8) accessible spaces 301 to 400 parking spaces.
9. Nine (9) accessible spaces 401 to 500 parking spaces.
10. 501 to 1,000 parking spaces 2% shall be handicap accessible.
11. Parking lots over 1,000 shall have 20 handicap accessible spaces plus one (1) for each 100 spaces over 1,000.
12. When 8 or more handicapped spaces are required at least 1 in 8 accessible spaces shall be van accessible.

B. Location

Accessible parking spaces shall be located within the shortest accessible route of travel from the parking lot to an accessible entrance.

C. Design/Aisle Width/Signage

Minimum aisle width sixty (60) inches (5 feet). Van accessible aisle shall be ninety-six (96) inches (8 feet).

Signs shall be installed in front of each handicapped parking spot at least four (4) feet from the ground with the handicapped symbol along with wording declaring the spot as reserved for handicapped.

HEREBY RECOMMENDED FOR, ✓
APPROVAL DENIAL

_____ BY THE COUNTY PLAN COMMISSION OF LAKE
NO ACTION

COUNTY, INDIANA, THIS 16th DAY OF April, 2014.

MEMBERS OF THE LAKE COUNTY PLAN COMMISSION

Gerry Schaub
Mr. Gerry Schaub, President

William Emerson
Mr. William Emerson, Vice President

Eldon Strong
Mr. Eldon Strong, Member

John Bryant
Mr. John Bryant, Member

Martin Kroll
Mr. Martin Kroll, Member

Nikki Witkowski
Ms. Nikki Witkowski, Member

Steve Strong
Mr. Steve Strong, Member

Frank Kalvaitis
Mr. Frank Kalvaitis, Member

Mr. Ken Huseman, Member

Attest: Ned Kovachovich
Mr. Ned Kovachovich, Executive Secretary

