

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, Jamal Washington, Daniel Dernulc, Christine Cid, and Eldon Strong, County Councilpersons, together with Ray Szarmach, County Council Attorney.

In the Matter of Minutes of April 12, 2016

Hamm made the motion, seconded by Dernulc to approve the minutes for April 12, 2016. The majority voted "Yes". Franklin was "absent". Motion to approve carried 6-yes, 1-absent.

ORDINANCE NO. 1396

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
SNAP Fund 156		
<u>Animal Control</u> 3200		
43995 Other Services & Charges	\$ 15,000.00	\$ 15,000.00
Rainy Day Fund 240		
<u>Commissioners</u> 2900		
42390 Other Repair & Maint Supplies	\$ 500,000.00	Defer to 6-14-16
43630 Maintenance & Service Contr	\$1,000,000.00	Defer to 6-14-16
43640 Local Roads & Streets	\$6,000,000.00	Defer to 6-14-16
43650 Cum Bridge Projects	\$2,000,000.00	Defer to 6-14-16
44440 Motor Vehicles	\$ 500,000.00	Defer to 6-14-16
2015 Reassessment Fund 337		
<u>Data</u> 3600		
43630 Maintenance & Service Contr	\$ 175,000.00	\$175,000.00
L.C. Sheriff Aviation Grant Fund 374		
<u>Sheriff</u> 0500		
42410 Other Supplies	\$ 11,115.00	\$ 11,115.00
43190 Other Professional Service	\$ 6,000.00	\$ 6,000.00
Payroll Court Judgment Fund 441		
<u>Commissioners</u> 2900		
41220 FICA	\$ 4,973.00	Defer to 6-14-16
41309 Payroll Court Judgment	\$ 65,000.00	Defer to 6-14-16

TRANSFER OF FUNDS CERTIFICATE

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

	Requested	Approved
<u>Hobart Township Assessor</u> 1500		
2015 Reassessment Fund 337		
From: 337-41230 PERF	\$ 1,000.00	
To: 337-44490 Other Equipment	\$ 1,000.00	\$ 1,000.00
<u>Calumet Township Assessor</u> 1000		
2015 Reassessment Fund 337		
From: 337-41190 Part-Time	\$ 19,000.00	
To: 337-41220 FICA	\$ 15,000.00	\$ 15,000.00
337-41230 PERF	\$ 4,000.00	\$ 4,000.00
<u>County Court Div IV</u> 4070		
From: 001-41190 Part-Time	\$ 1,000.00	
To: 001-42230 Clothing	\$ 1,000.00	\$ 1,000.00

Sheriff 0500

Public Safety CAGIT Fund 010

From: 010-41240 Group Ins Deductions	\$ 21,500.00	
To: 010-41190 Part-Time	\$ 21,000.00	\$ 21,000.00
010-41230 PERF	\$ 500.00	\$ 500.00

Center Township Assessor 1200

2015 Reassessment Fund 337

From: 337-41190 Part-Time	\$ 35,000.00	
337-44490 Other Equipment	\$ 3,000.00	
To: 337-41380 Seasonal Employee	\$ 35,000.00	\$ 35,000.00
337-43231 Travel-Registration	\$ 2,997.00	\$ 2,997.00
337-43232 Travel-Meals	\$ 1.00	\$ 1.00
337-43233 Travel-Lodging	\$ 1.00	\$ 1.00
337-43234 Travel-Trans/Other	\$ 1.00	\$ 1.00

Jail 3100

Public Safety CAGIT Fund 010

From: 010-41230 PERF	\$106,000.00	
To: 010-41190 Part-Time	\$106,000.00	Defer to 6-14-16

Juvenile Court 4100

L.C. Community Correction Fund 391

From: 391-43190 Other Professional Service	\$ 10,000.00	
To: 391-43715 Equipment Leasing	\$ 10,000.00	\$ 10,000.00

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 10th day of May, 2016.

Adopted this 10th day of May, 2016.

NAY

AYE

Ted Bilski
David Hamm
Elsie Franklin
Jamal Washington
Christine Cid
Daniel Dernulc
Eldon Strong

Members of the Lake County Council

ATTEST:

John Petalas,
Lake County Auditor

Additional

	Made motion	seconded	
<u>SNAP Fund 156</u>			
Animal Control(\$15,000)			
<u>Rainy Day Fund 240</u>	Washington	Hamm	The majority voted "Yes" to approve. Motion carried 7-0.
Commissioners(\$10,000,000) (see footnotes)	Hamm	Franklin	The majority voted "Yes" to defer to 6-14-16. Bilski, "No". Motion to defer carried 6-yes, 1-no.
<u>2015 Reassessment Fund 337</u>			
Data(\$175,000)	Hamm	Cid	The majority voted "Yes" to approve. Motion carried 7-0.
<u>L.C. Sheriff Aviation Grant Fund 374</u>			
Sheriff(\$17,115)	Franklin	Cid	The majority voted "Yes" to approve. Motion carried 7-0.
<u>Payroll Court Judgment Fund 441</u>			
Commissioners(\$69,973)	Hamm	Dernulc	The majority voted "Yes" to defer to 6-14-16. Franklin was "absent". Motion to defer

carried 6-yes, 1-absent.

Footnotes:

Transfers

	Made motion	seconded	
Hobart Twp Assessor(\$1,000) 2015 Reassessment Fund 337	Hamm	Strong	The majority voted "Yes" to approve. Motion carried 7-0.
Calumet Twp Assr(\$19,000)	Hamm	Cid	The majority voted "Yes" to approve. Motion carried 7-0.
County Court Div IV(\$1,000)	Hamm	Cid	The majority voted "Yes" to approve. Motion carried 7-0.
Sheriff(\$21,500) Public Safety CAGIT Fund 010	Franklin	Cid	The majority voted "Yes" to approve. Motion carried 7-0.
Center Twp Assr(\$38,000) 2015 Reassessment Fund 337	Hamm	Cid	The majority voted "Yes" to approve. Strong was "absent". Motion carried 6-yes, 1-absent.
Jail(\$106,000) Public Safety CAGIT Fund 010 (Footnotes)	Dernulc	Strong	The majority voted "Yes" to defer to 6-14-16. Motion to defer carried 7-0.
Juvenile Court(\$10,000) LC Community Corrections Fund 391	Dernulc	Hamm	The majority voted "Yes" to approve. Strong was "absent". Motion carried 6-yes, 1-absent.

Footnotes

Re: Jail – Public Safety CAGIT Fund 010(\$106,000) – Dernulc made the motion, seconded by Strong to defer to 6-14-16.

Dernulc explained that in the original request, there was \$106,000 dollars that was going to be coming out of PERF. There was some monies that was found in line item 41338 – Proficiency/Specialty, 41339- Clothing Allowance, and 41370- Holiday Pay, but at this time, some of the Council members need to talk to either me, or the Sheriff, and with Melanie, and at this time, I am asking for a deferral.

Cid asked, there was another option presented, and asked Dernulc if he was looking at that second option right now?

Bilski asked, can you amend it to the second option, or do you need more time?

Dernulc said it will be amended to the second option, but the second option, I've talked to councilmembers, and they want that to be deferred also.

Strong said there may also be a third option, and we are talking with Dante, we found some other ones also.

Franklin said nobody talked to me about it.

Dernulc said this all came up this morning.

Bilski said it sounds like we need to meet with the Committee, I don't think there is enough.... There are 3 options, and we are not sure of which one.

Dernulc made a motion, seconded by Strong to defer to 6-14-16. Motion to defer carried 7-0.

In the Matter of Create New Line Item – Commissioners

Strong made the motion, seconded by Dernulc to defer to 6-14-16.

President Bilski said, we give elected officials the opportunity to speak.

Commissioner Repay said that the appropriation is actually a fund that the State, through State statutes, has distributed additionally, and in order to spend it, obviously, we need an appropriation. The request came from members of the Council for a Plan, despite the fact that Superintendent Malczewski, and others have provided Plans that show in excess of \$19.3 million dollars, in planned improvements throughout our roadways.

Commissioner Repay said still, we went back and rehashed, and attempted as best we could to come up with a Plan that more narrowly focuses the Agenda. That includes almost, well, it included initially \$7 million dollars, which includes almost \$3 million dollars for bridges. These bridges are throughout the County, as you all know, we are responsible for the safety and maintenance of those bridges. Those bridges need to be engineered, some of them, those bridges need to be (inaudible) for work. The pavement, generally speaking, is not something that is time-sensitive, however, the bridges are. There's like I said, in this tentative Plan of \$7 million dollars, we've got \$2.8 million dollars worth of bridges.

Commissioner Repay said that he would respectfully request that you make an appropriation in the amount of \$9 million dollars, rather than the advertised \$10 million dollars. That will allow us to move forward on those. Delaying that will cause delay in construction, it could push us into the winter months, and as you know with bridge construction, you sometimes can be a victim to weather, and other circumstances, including getting right-of-way acquisitions, and other things, so a delay in this, even though it seems benign, even for one month, Repay said, I think it's critical that we go ahead and move to approve.

Cid said we understand that roads need to be done. She asked, how would you take care of these projects, if this money weren't here?

Commissioner Repay said, if you recall earlier this year, or the year before, where we went out for a bond, and did a lot of pavement. These are roads that need it, and they will continue to need it, as you know, they get worse over time, they don't tend to improve over time, so for everyday that we wait to not lay pavement, or to not have engineering work done, is a day that they get a little bit worse. Repay asked, what would we do if we didn't They would maintain in their current state. We may throw some band aids here and there, but other than that... Cid said, it's not an emergency situation of greatness, because we would have taken care of them. Cid said there was more questions about motor vehicles, I think that was part of the, Cid asked, what are we buying... motor vehicles?

Repay said he spoke with Superintendent Malczewski, and he identified a mower truck, which is a truck, with some kind of arm that sticks out, that has a mower on it to mow right- of- way, and ditches, and then there is also a sweeper truck. Repay said he isn't sure if the high lift was also included in that, but he knows that we lost one, in the last snow, and he doesn't know if that got repaired, or needs to be replaced, but he knows that we were renting one, throughout the remainder of the snow storm. So those were three, that he was definitely looking at. Those are things that have to be bid out, we have to approve the spec, bid it out. Those are things that take time, for example, if you were to wait until June, then we are not going to be able to arrange a spec, and bid out, until our potentially July, or August meeting. Those are things, especially if a mower, or sweeper, we probably are not going to use those until the winter months.

Washington said he just got this Plan today, so as he is looking at this, it looks like a good Plan, but his question is, Washington said, he hates that this is so rushed. He wishes he could have received this earlier so he could have looked at this sooner. He said one of the conversations that he would like to have is, what are they going to do with the old equipment? Is it going to go to an auction, are we going to encumber any money back, things of that nature. Washington said, he just has some questions.

Repay said we could have thrown a \$19 million dollar Plan on you, which he thinks everybody had, because it's the same Plan that was done to spend on the Bond money, he believes, last time. So rather than to give you a \$19 million dollars Plan, and he assumed that the request was, "let's get some more specificity, so we've kind of specified it a little bit more, but having said that, we always have to defer to Professionals, Superintendents, and the County Engineer. There's also some opportunity for some matching funds, from the State, through another Program that they approved, potentially, at the early look at it, it was \$500,000 dollars, it may be up to \$1 million dollars, so we are also looking at, making sure we have match money available for that, and we can match it with these funds, according to Statutes, but we obviously can't match it if they are not appropriated.

Bilski said, and that has to be done by the 1st. Bilski said he agrees with his colleague here, that it would always be nice to have more time, but unfortunately, if we are going to do this, and we wait beyond the point of June 1st, then we lose out on that opportunity for, regardless of what the dollar figure, of any matching funds. That's anything is better than nothing.

Washington asked, is it possible to have a special meeting? He would like that.

Repay said, he isn't sure what the deadline is, on the matching funds, but he knows that if you add in the match funds, and a special meeting is your call, so if you add in match funds, time required to do specs, and advertising for engineering, and different services, Repay said, time is of the essence, so if you'd rather do it in a special meeting, by all means, it's your discretion. My point is, that it is time-sensitive.

Repay said he didn't realize that there was a need for a more finite Plan, until the Study Session, when it came up as an issue, so Repay said he did his best to call it back and determine what needs to get done, in fact, the one that I gave you which was \$7 million, we determined this morning even, that we could put another \$2 million towards the road infrastructure, as opposed to keeping it for cumulative capital development, because we didn't have a need there.

Commissioner Repay further explained that the Plan that he gave the Council this morning had \$7 million dollars....

Cid said, the road Plan, and she thinks that part is what's missing, the motor vehicle Plan. She said we are going give you Motor Vehicle, but there is no guarantee that you are going to buy a (inaudible) truck, once we give you the money.

Repay said, correct.

Cid said, once we give you the money, it's yours to...

Bilski said but once the appropriation is made, they don't need the full \$500,000 for motor vehicles, and it sounds like a lot for motor vehicles, but when you start to look at a dump truck, a tiger paw, this isn't like buying a pick-up truck from Art Hill Ford at \$16,000 dollars, it's a specific piece of equipment, and there is no guarantee they can come in here and say, "we only needed this, we were able to repair that tiger paw, or high lift", whatever, it's a couple of hundred grand but spend that so you can come to us and say, "I want to take \$200,000 out of motor vehicle, and move it over to local roads and streets", or maybe there is a snow plow truck.. so these are the categories. As for the depleted equipment over there, there is policy procedure regulated by the State, on how we dispose of County-owned property. Bilski said there are I.C. Codes, and he doesn't know "off the top of his head", maybe the Sheriff, or Attorney Szarmach may know where it has to go, how it has to be auctioned off, and how we have to be accountable for the taxpayer' knowledge. Bilski said so the categories here, it's a budget, this is where we want to go, this is what we're anticipating, and those are the categories, it's in front of us. Bilski said I am afraid that we didn't have a whole lot of time to deal with this.

Washington said, just being a realist, to create the 5 new line items, we need 6 votes right?
Bilski answered yes.

Washington asked what is the earliest we can get a Special meeting for this issue, so we can...

Bilski said it would depend upon yourselves, and there is a motion, and a second, so there is Councilman Dernulc, and Councilman Strong who are requiring additional information. Bilski said, you tell me, specifically what do you need from the Commissioners, and how long is that? Bilski said I believe we have until June 1st, to make this happen, so we would have to advertise the meeting.

Strong wanted to state his reason for deferral. Strong said his concern is more out of fairness. There are approximately 560 miles of unincorporated roads in the County, probably 500 of them in the south part of the County. 60 in the north part of the county, by looking at this list, and by Commissioners' words, it's broken down roughly, that \$7 million is broken down roughly, by thirds. A third to the 2 Districts north, a third to the south district, and I think out of fairness, 500 square miles, versus 60 square miles, combining the 2 districts north, does not fair for the south district. Strong said, "I understand, and I realize that there are roads north, that are bad, that need work, but there are also a lot more roads, south, that are bad, that need work". Strong said he thinks that we have to come up with a better formula, than simply saying third, third, and third. Maybe a better way would be to take the money, divide it by the miles, and then each Commissioner get that amount of dollars, for his roads. Take the bridges out, we all use the bridges, I have no problem with that, take the bridges out, and then let's divide the money up for the roads, and let each Commissioner have at it, and get done what he can get accomplished, with that portion of that money. Strong said he thinks that is the fairer way for everybody.

Bilski said he agrees with Strong, even though he supported the Bond, he opposed the Bond because the distribution formula that we bonded out on these streets and roads, was spent on streets and roads, every property owner in Lake County paid for work to be done in unincorporated Lake County, which made it extremely unfair. So when we did a Bond for roads and streets, the distribution formula was unfair to every taxpayer that lives in an incorporated area, so that's my opposition to that argument, but... We approved a bond to do roads because it needed to be done, it was shared with everyone. This right here means that we have additional roads/streets, that we submitted roads/streets in our unincorporated areas that needed to be fixed too. We solicited, for example, Commissioner Scheub covers that, and we take it upon ourselves to address it, of Commissioner Allen, in his district, that you solicited with a list of streets that you, or concerns that your constituency has said that they have, we have to respect their ability, as the Executive side to pick and choose what they are feeling is the best, and to be fair. Bilski said he doesn't know, "drawing the line in the sand", he thinks, at this time, there were more roads in south county that needed to be fix, that you're putting the "lion's portion to south county".

Strong said I am not saying that we need to "draw a line in the sand", and I'm not trying to be micro-managing the job that they do, I am just saying, be more fair, with the disbursement of this money, and then let the Commissioner's decide what road they want to...

Bilski said but I would say, we need to talk to the Commissioners, as if you think it's fair, does Commissioner Allen, does Commissioner Scheub, and is your decision making based on a need, rather than a territory.

Repay said we had a Plan, that same Plan was put into place during that bond issue, that \$19 million dollars bond. It was this Body, or members of this Body who said, "let me get a more specific Plan", and I understand Councilman Washington's point, that it was kind of sprung on you. Repay said, he feels much the same way because on Thursday he had a \$19 million dollar Plan, and I said we need to "back" it into a \$7 million dollar appropriation, so that's one item. Second thing is, of this \$7 million that's here, there's almost \$3 million that are for bridges, if Councilman Strong feels that bridges are exempt from this "line in the sand" so to speak, then there's \$3 million that are not part of that allocation.

There's also, from the time that I printed this, there's \$7 million, we added \$2 million because, as I said earlier, Larry mentioned that cumulative capital development, although we could put 25% in it, we don't need 25% in, so we took another \$2 million, and threw it in, and as it sits here, it's unallocated. Potentially that \$2 million could go all for the south county, and the last point that I want to make is, as part of the State's matching Grant Program, they will require an asset management program, and that has to do with a rating of roads, and since I was on the Council, I thought that that was the best thing to do, and what it does is, it grades all of your roads, and you make allocations based on that grading. We will need to do that, in order to get at that \$500,000 to a million dollars, and we will, and it's one of the few things that our State Legislature has done, that I happen to like. So those things will happen, they haven't happened for this piece of paper, in part, because it was derived from a "quick deal", as of Thursday.

Washington wanted to be clear, and point out the fact that he is not saying that your Plan is not a good Plan, he also isn't saying that it's not fair. That is not what I'm saying. Washington said I think we just did a bond for over \$9 million dollars, and a little over \$7, went to south county. So I understand that. Washington said, it's really hard in a county our size, to get something truly fair, so I understand that, but again, the reason why I said deferment because like I said before, just so I can get a better understanding. I just got this, when I walked in.

Hamm said, with all due respect, to the 7th District Councilman, I understand, we can use, if I was in the 7th District, I would say, let's go by the amount of mileage of roads, but I'm certain each Commissioner's District, and each Councilmanic District, that's the same amount of people. These dollars are generated actually from up north. That's where they're generated from, and now we've got a reimbursement from the State, from the LOIT, where were those taxes paid? Hamm said, from up north, and then we are going take all of that money (inaudible)? If we're going to talk about people, I think people are more important than the street. People are represented equally in each Commissioner's District, as well as each Councilmanic District.

Strong wanted to comment, following the Commissioners, when he was talking about, as far as the bridges, Strong said he would be willing to exempt bridges out of there, providing I get some sort of information from the county engineer, and Mark, that they think that those are the 3 bridges that need something to be done, then I would be okay with that. Strong said, as far as distribution of the money, I would even be willing to even go so far as to look at the roads, let's get with Mark and let's get a time-line when some of these roads are done, when were they last done, we're going to find roads in the south county that haven't been touched for 40 years, I'm going to guess, so there is a lot of work to be done everywhere, and there is not enough money to do all of it, but let's be fair for everybody, that's all that I ask. I think the fair thing is to break it down, per mile, and do that from this point on, do it in the future, so there is a fairness to it, so the Commissioners can get done what they need to get done.

Cid said first it's not about how many people are in this district, who generated what dollars, it's all about public safety. And it's all about these roads being safe for the folks to drive on it, and Cid said she was wondering in the \$19 million dollar Plan, were those projects listed in importance, or were they just a wish list, so Cid said we have to do something where, were these on the \$19 million dollar Plan? Or Cid said she would like to review that \$19 million dollar Plan. I think there are a lot of questions on the floor, and we should defer, we are having executive session, and we can.... Cid said, here is the realistic thing, we are going to give the Commissioners the money, really they are going to take care of the Projects on their own, it doesn't really matter what Plan we approve, unless we make (inaudible), and I don't know if we can do that. I don't think we can, so, you give them the money, and they are going to do the projects.

Franklin said we had millions of dollars given to us up north, to do 45th Avenue. During that period of time, that money was taken, (inaudible) and fix roads, and all kinds of stuff. So now we're back and going to give them first preference again, Franklin asked, is that what we're doing?

Bilski said no, he thinks Commissioner Repay made a very good point that the rating system is how we should determine what road needs to be repaired. Bilski said he doesn't think we would do anybody any good by saying this is North, South, East, of West. He said he thinks it's based on their opinion, as stewards of that money, to say, "this is where it's need the most". Bilski said, maybe this year, it's all in Lowell, next year, maybe it's all in East Chigago, maybe the following year it's all in Dyer. Bilski said, "I don't know that", but we have to trust that they do, and they are "on top of it". Bilski said, he thinks Council lady Cid said it the best was, the money is there, we have to get it approved, there is going to be a

matching fund, we have, as a trust factor, and Bilski said, he would suggest that if you are concerned about the distribution, the money is going to be there regardless, it should be there regardless, if not, we cause more harm and reproach than necessary. Bilski said that he would say during this transition, to me, work with the Commissioners. He thinks the Commissioners are willing to work with each and everyone of you to change, and move to the best of their ability.

Dernulc said the reason that he is asking for the deferral also is, and by the way, Dernulc said he would hope that we would have a special meeting on this also. Dernulc said, this is up to the professionals. There are some people who have said about fairness, and my colleague to the left of me, and I understand where he is coming from, but the bottom line comes down to, for me, is what needs to be done the most. Dernulc said, he is putting his old former Town Council "hat" on, we rated our roads, and whatever roads were the worst, are the ones that needed to get worked on right away. Are these that? We don't know. Dernulc said, I think that's where I come down to, and like Bilski said, if more are in the North, then that's exactly where we have to look at. Dernulc said I think a lot of us have had blown tires on pot holes, I know I have, and it's because of bad roads, but I think if we could have a special meeting, Mr. President, I think that is the best way to go with this.

Bilski asked is the point that you are looking for, is a rating of the roads from 1 to 100, or 500 rather...

Repay said it's actually from 1 to 10, it's a paser, for those of you who are looking it.

Bilski asked, how long would it take to prepare that, or do we agree on the dollar amount, and do we agree, does the Board of County Commissioners simply agree to work with each Council person that has this to distribute that to work, and to show, because Bilski said, do you think there is a road out there that we are going to repave that doesn't need repaving? Bilski said, I don't know what we're looking for so if we're going to defer, what information do you need to pass it, that you don't have today? Bilski said, because I don't think that in a week's time, that you are going to get the rating system that we want. He said, I think, future endeavors, and as the Commissioner said, are going to be provided, but I think between now, and the time we do the bridge work, we do the asphalt work, then if we have from the Commissioners, a commitment to provide the list, and why they chose those roads...

Strong said, we have a highway engineer, let's let him do the work, and let's not interfere with...

Bilski said, I think they have, and I think we're interfering with it... Bilski asked Commissioner Repay, did you go out and measure these roads, or did the Highway tell you that these roads were bad?

Commissioner Repay answered, no.

Dernulc said, he thinks the best thing to do is just bring Marcus in, at that special meeting, and

Bilski asked Commissioner Repay, where did you get that data from?

Commissioner Repay answered, this sheet is derived from the \$19. whatever million dollar, the spreadsheet that was distributed to you all, at the time of the bond issue, whatever..

Commissioner Repay said, that he will say, in terms of pavement ratings, in our unincorporated areas, we don't have them currently. It is in process, because it is going to be a requirement by the State, in order to get that \$500, to a million dollars, but as far as the bridges, and Councilman Strong mentioned there was 3, there are actually 6, and these are the worst bridges in Lake County, those are rated.

Bilski asked, who told you that?

Commissioner Repay said we have a bridge inspection report that is done every 2 years, and these are rated by priority, based on that ...

Bilski asked, who rates those?

Commissioner Repay said, well it's a contractor that we hired to do bridge inspections, and they rate them, based on their...

Bilski asked, and those 6 bridges, based on their professional opinion, are the 6 worst bridges in Lake County, Indiana?

Repay answered, yes.

Bilski said, so we can all mutually agree that a study has been done, and those should probably be on there?

Repay answered, yes.

Strong said, not that I disbelieve him, but I have not heard that from Mark, and he asked Repay, you heard that from Mark?

Repay answered, yes.

Bilski said there is a motion on the floor to defer item #4B, on the Agenda.

Hamm, Franklin, Cid, and Bilski voted “No”. Washington, Dernulc, and Strong voted “Yes”. Motion to defer failed 3-yes, 4-no.

Hamm made the motion, seconded by Franklin to create the new line items:

240-2900-42390 – Other Repair & Maintenance Supplies
240-2900-43630- Maintenance & Service Contracts
240-2900-43640 – Local Roads & Streets
240-2900-43650- Cum. Bridge Projects
240-2900-44440- Motor Vehicles

Washington said, so this needs 6 voted, and if this fails, what is our next move?

Bilski said we need 6 voted to create the line items, if you disagree with any of these line items, then I would suggest you vote no, if you disagree with the appropriation, I would say, you wait until the next motion, which is the appropriation in Fund 240, which is going to be reduced by the Commissioner, by \$1 million dollars, but I would ask that if you have an objection to one of these line items, that you wouldn't vote “No”. against it, your “No” vote should be on the appropriation of the Rainy Day Fund.

Attorney Szarmach said, creating the line items does not automatically approve the appropriation.

Commissioner Repay said, it saves you a step at the Special meeting because you will already have all of the line items created.

Hamm said just asking you to create the new line items, and not appropriate any of the money into the(inaudible)

Hamm, Franklin, Washington, Cid, and Bilski voted “Yes”. Dernulc and Strong voted “No”. Motion to create new line items failed 5-yes, 2-no. *Need 6 voted to create new line items*****

Bilski said, so no if you have this special meeting, we can't get a full board together, this will not pass, and the money will not be able to be appropriated.

Bilski said there will be a “No Action” taken on the appropriation, is there a deferral of June 14th?

Washington said to a special meeting?

Bilski said well, I don't know when that will be, and unfortunately, I will not be available.

Hamm made the motion, seconded by Franklin to defer all of Item 4-B, the creation of the new lines, and the appropriation on the Agenda to 6-14-16. The majority voted “Yes” to defer. Bilski voted “No”. Motion to defer to 6-14-16 carried 6-yes, 1-no.

In the Matter of Create New Line Item – Hobart Twp Assessor

Hamm made the motion, seconded by Strong to approve the creation of a new line item for Hobart Township Assessor : 337-1500-44490 – Other Equipment. The majority voted “Yes”. Motion carried 7-0.

In the Matter of Create New Line Item – County Court Div IV

Hamm made the motion, seconded by Washington to create new line item for County Court Div IV : 001-4070-42230 – Clothing. The majority voted “Yes”. Motion carried 7-0.

In the Matter of Create New Line Item – Sheriff

Franklin made the motion, seconded by Dernulc to create (2) new line items for the Sheriff's Department : 374-0500-42410 – Other Supplies, and 374-0500-43190 – Other Professional Services. The majority voted “Yes”. Motion to create new line items carried 7-0.

In the Matter of Create New Line Item – Center Twp Assessor

Hamm made the motion, seconded by Dernulc to create (5) new line items for Center Township Assessor in the 2015 Reassessment Fund:

337-1200-41380 – Seasonal Employee
337-1200-43231 – Travel-Registration
337-1200-43232 – Travel-Meals

337-1200-43233 – Travel-Lodging
337-1200-43234 – Travel-Trans/Other

The majority voted “Yes”. Strong was “absent”. Motion to approve carried 6-yes, 1-absent.

In the Matter of Create New Line Item – Juvenile Court

Dernulc made the motion, seconded by Washington to create (1) new line item for Juvenile Court : 391-4100-43715 Equipment Leasing. The majority voted “Yes”. Strong was “absent”. Motion to approve carried 6-yes, 1-absent.

In the Matter of Citizen Appointments – County Domestic Violence Fatality Review Team – Probation Officer (1).

NO ACTION TAKEN.

In the Matter of Citizen Appointment - Northwest Indiana Regional Development Authority (1).

Hamm made the motion, seconded by Washington to open the nominations. The majority voted “Yes”. Motion to open the nominations carried 7-0.

Hamm nominated Randolph Palmateer for re-appointment.

Cid asked, are we approving the Commissioners appointee, or is this ours?

Bilski said no, this is a re-appointee.

Cid said, I thought he was the Commissioners’ appointee.

Hamm made the motion to close the nominations. The majority voted “Yes”. Motion to close the nominations carried 7-0.

Hamm made the motion, seconded by Washington to approve Randy Palmateer.

Strong said he would like for this appointment to be unanimous, all 7 council members. He said under the current situation that’s going on around here, within the last couple of weeks that we’ve learned recently about in the newspapers, Strong said he is going to have a hard time with that. He said, he would ask, and he doesn’t know how we would do it, at this point, but Strong would like for Mr. Palmateer to appear before the Council, in Executive Session. He said he believes that we have one coming up in the near future, to answer some questions, because he would like to be unanimous in this vote, for this re-appointment, and if it goes forward today, Strong said that he will not be in support of it. He said he would like to see him appear before the Council, he thinks we are owed that, because it is our appointment, and he thinks he needs to face us in an Executive Session, without the public, or the press present, answer our questions, and then we move forward at the next meeting. Strong said, now how you do that, I don’t know.

Bilski said we can call for an executive session at any time, talk to me, and I will call an executive session.

Strong said, but I would like to do it before the vote.

Bilski said I think we have to do the vote now.

Attorney Szarmach said the motion on the floor, unless there is a deferral.

Strong asked, can I make a motion to defer?

Attorney Szarmach said, at any time.

Strong made the motion, seconded by Dernulc to defer to 6-14-16.

Cid said, he sits presently, and then asked, so he is going to sit until we make a re-appointment correct?

Bilski answered, right.

Hamm, Franklin, Washington, Cid, and Bilski voted “No”. Strong and Dernulc voted “Yes”. Motion to defer failed 2-yes, 5-no.

On the main motion that was made by Hamm, seconded by Washington, to approve Randy Palmateer. The majority voted “Yes”. Dernulc and Strong voted “No”. Motion to approve Randy Palmateer for re-appointment to the Northwest Indiana Regional Development Authority carried 5-yes, 2-no.

In the Matter of Citizen Appointment – Merit System Board – Lake County Correction Division (1).

Hamm made the motion, seconded by Washington to open the nominations. The majority voted “Yes”. Strong was “absent”. Motion to open nominations carried 6-yes, 1-absent.

Hamm nominated Robert Lee Paulson to a (3) year term.

Hamm made the motion, seconded by Dernulc to close the nominations. The majority voted “Yes” Strong was “absent”. Motion to close nominations carried 6-yes, 1-absent.

Hamm made the motion, seconded by Dernulc to approve Robert Lee Paulson to the Lake County Corrections Merit System Board. The majority voted “Yes”. Strong was “absent”. Motion to approve Robert Lee Paulson carried 6-yes, 1-absent.

In the Matter of Collective Bargaining Agreement Between the County of Lake, Lake County Indiana, and Lake County Correctional Association, Local Chapter 11, affiliated with the International Union of Police Associations, AFL-CIO, and the Indiana Fraternal Order of Police Labor Council, Inc. – January 1, 2015 – December 31, 2017.

Dernulc said he spoke with his Attorney, he spoke with Mr. Blanchard, and the issue comes down to the fact that there are 2 tables that need to be put in.

Cid said I thought we agreed at the last meeting not to include it. It was a payroll item, a payroll procedure. Cid said, I thought we were taking “no action”.

Dernulc said, and that’s what I’m trying to find out.

Attorney Szarmach said that everyone has seen Blanchard’s e-mail to us from 5-6-16 regarding the 2 different (inaudible). That’s probably what needs to be cleared up first.

Cid said but there was only one Contract that was voted on, by this Council, and that’s the only Contract that’s there right now. I don’t care what else has been printed out there, it’s the one that this Council voted on, and that’s the one that was on our Agenda, the one that I provided that Terry has from our records, and that’s the only one that we have.

Attorney Szarmach said, so that’s not what’s in our books?

Cid said I don’t know what’s in our books, then said no, this is an amendment to the original. This is not the original.

Szarmach asked, how did this one that’s in our books...

Cid said someone conjured it up, and put it in here as an amendment.

Attorney Szarmach said, what’s been brought up is that there are 2 different ones. One that Councilwoman Cid is saying that we voted on in October.

Bilski added, which contained the 12 hours. Let’s be clear of what it contained.

Attorney Szarmach said, whatever it contained.

Cid said it did not include this...

Attorney Szarmach said, there’s a different one that’s in our books, we don’t know how it got there.

Terry said that has been in your books since January and February. We’ve received nothing else.

Bilski asked, the Contract that Councilwoman Cid came up with, was that the original CBA, so our total amount, if it’s not in the CBA that you have, so the one that we voted on is the overtime that is over 100..., that’s what we voted on.

Cid said the Contract was the one that was negotiated, 12 hours..

Attorney Szarmach said, you are right in saying that there is nothing to vote on in this one because apparently, what we have in here, is the mystery..

Cid said this was a proposed amendment.

Attorney Szarmach said, so anyway, what we have in our books is not what you voted on?

Hamm said, we are not voting on this issue, that was my understanding.

Attorney Szarmach said mine too.

Dernulc said mine three. This came up to me, it was talked a little bit about Thursday, and you brought it up to me this morning. If this was not in the Contract, as far as I'm concerned, whatever was in the Contract that was agreed on, that's what we have to go with.

Blanchard said that was in the Contract that Tony Overholt sent over, the members agreed on.

Cid said I think we need to get the amendments from when they ratified, because I believe they ratified, prior to us approving in October. This did not exist.

Bilski said the terms and conditions within that Collective Bargaining Agreement, that was approved by Tony Overholt, and the bargaining Committee, which was, Dave, Dan, and I sat in on a couple of them, that Contract was the one that was approved by our Bargaining Team, it was the one that was voted on by us, it was the one that was ratified by the membership of the Correctional Officers. We should have to take "No Action" on any of this, it's in front of the County Commissioners. Bilski said I agree with Councillady Cid, it's exactly (inaudible)

Attorney Szarmach asked, is there something that we need, and I am talking procedure now, I'm not talking about the one that's in the books, I am talking about the one that you said was approved by everyone, that we approved in October. Is this something that has to be added to that, to insert in that, because it's a procedure to do it.

Cid said, if it did, it would have to be negotiated, we can't just add something to the Contract, without sitting in with both parties agreeing to it.

Hamm said, this was the understanding with Tony Overholt, and Bill Blackwell. We deducted the 12 hours to 8 hours. Hamm said and they put in (inaudible) hour, and we declined it, we stood firm.

Blanchard said the one that was sent over there is 8 hour only.

Attorney Szarmach said, which is wrong, okay. So what is in there, that was approved by everyone, was wrong. Is that right?

Cid said the Contract that was approved by the Council?

Attorney Szarmach said, no the Contract that was approved by everyone, has an Article 8 Salaries, that was incorrect, for whatever reason.

Cid said we are assuming that... are you talking about the Correctional Officers Union voted on the wrong Contract? What are you saying?

Attorney Szarmach said, no. At this point in time, the correct Article 8 Salaries, is this piece of paper.

Cid and Hamm said, that's correct.

Attorney Szarmach said for some reason this is the piece of paper that everyone thought was in the correct Contract.

Cid said, no, this was to be amended. This was a proposed amendment, that's why that item is on the agenda. The proposed amendment was to approve this table, and I believe we agreed not that it wasn't necessary.

Bilski said I don't believe you can amend a Contract that's been ratified, but it hasn't been approved, so if we do make an amendment to the CBA, we would have to re-visit it with the Correctional Officers to see if they still want to accept that.

Attorney Szarmach said, it depends, in Contract law, it's called a mistake of facts. Everyone is voting on a Contract that contains, is this the 12 hours? Blanchard answered, correct.

Attorney Szarmach said, everyone is voting in this Contract, that they approved, and you approved, and we ratified in October, everyone assumes that there is a fact that it is in fact, a 12 hour Article 8 Salaries. If, by some chance, a different Article is in there, that no one intends to vote on, that Article is not going to be included, (inaudible). If you state the fact, and everybody agrees on the 12 hour, and just insert this.

In a Court it's called Nunc Pro Tunc, when a Judge forgets to make a paragraph in an Order that he issues, and you get it in the mail, and you look at it, and say, "oh, he forgot to put this paragraph in", and you send that paragraph in, with an Order for Nunc Pro Tunc, which means that I'm making this Order to relate back to the date that we... so what I'm saying is, that you can correct something that was a mistake of fact, in that Collective Bargaining Agreement, without going back in (inaudible).

Cid said, but I don't believe it was any error taken at all.

Attorney Szarmach asked, well does the one you agreed on have a 12 hour shift?

Bilski said, the one we approved, has a 12 hour shift.

Blanchard said, what is over in the Commissioners' Office, does not.

Bilski said well somehow, that was administratively, incorrect. But what we ratified, and sent to the Commissioners, was 12 hours, it was everything that Tony negotiated in there.

Attorney Szarmach said, all you have to do then, is make a motion to correct Article 8 – Salaries, which everybody agreed to, and voted on, and ratified, in the Contract.

Hamm said they were hung up on the 8 hour shift, we stood firm, and said, absolutely not. Dante will confirm this.

Bilski said everybody agrees, the bottom-line is that we all had the right one in front of us, somehow, administratively, when it went to the Commissioners, they got a copy of the older Contract, the one that wasn't ratified, how that happened, or how that came to be, was not what was intended, so the simple motion would be as Attorney Szarmach just dictated, that would clarify anything from our standpoint, would be...

Attorney Szarmach said, the only way you can put this table in, the one that's in my hand is by everyone agreeing that everybody has this, adopted this, and it was a mistake of fact that the other one got in there.

Cid said I think this is where the confusion is, because we are not approving that other table, we don't need that other table.

Attorney Szarmach said, then you need the motion.

Cid said we approved that Contract to remain as it is. Without putting "OR" in the tablet. We don't need the "OR" in the tablet. That's what I thought we all agreed on.

Attorney Szarmach asked, everybody agrees that, all of the parties, do a 12 hour shift?

The answer was, yes.

Attorney Szarmach said, and the Commissioners now in front of them, have a Contract with the 12-hour shift?

Attorney Szarmach said my question is, do they have in front of them, a Contract now, with the 12 hour shift?

Cid answered, yes.

Bilski said, then there is nothing to do.

Attorney Szarmach said, then I don't know why we have this in front of us.

Blanchard said, it doesn't have this. This match coincides with the software, that I use to figure out ...

Bilski said that makes more sense, so what you are asking for us to do is to make a motion to amend... Bilski said the Commissioners are saying that they need it, Auditor is shaking his head yes, Dante is shaking his head, yes. They need that in there for payroll purposes. It's all for tracking OR, right?

Attorney Szarmach said, you add this, as an Exhibit to the Contract, to explain your Article 8 Salaries

Dernulc made the motion, seconded by Strong to add Exhibit "A" to the Collective Bargaining Agreement Contract for the Correctional Officers, under Article 8. SALARIES.

Strong asked, by doing this amendment, this does not give authority to the Sheriff to run those Correctional Officers the 8 hours, or the 12 hours. They still maintain that 12 hour shift. I just want to make sure that he can't move them around to 8 hours, if he wants to.

Bilski said, in the Collective Bargaining Agreement, it is spelled out as (inaudible) responsibility, which is on 12-hours, and Administration, which is spelled out as 8. There is no way you can co-mingle one to the other.

Strong said, I just wanted it in the record.

Attorney Szarmach asked, this being an exhibit to demonstrate calculations for the Auditor's, the software, is there any objection to this? For simple purposes of having this as an explanation to the Auditor?

Cid said, my only objection is this, we had an executive session, this past week, a joint executive session, and we agreed that this was not necessary, that all we needed to do was transfer our original, the contract that was approved by the Council, over for the Commissioners to approve. Now, we have no input from the Commissioners here, we are changing our mind...

Bilski said, no we are not. He explained that in a lot of Contracts, sometimes you write a Contract, and you need an explanation, maybe it's how you calculate vacation time, maybe it's how you prorate vacation times, so what this is saying, is that we are not changing the CBA we voted on, the copy you handed me, is still the CBA. The motion is, that this second sheet is an appendix, it's exhibit "A", because the Auditor, and the Commissioners are asking us to do it, because they are having a hard time in payroll, and they want this, so it's clear for their records. They are asking us to do this. Bilski asked for roll call on exhibit "A".

The majority voted "Yes". Cid voted "No". Motion to approve carried 6-yes, 1-no.

Section 7.3 Lake County Correctional Officers Association, Local No. 11, IUPA, AFL-CIO, agree to indemnify the Employer and hold it harmless against any and all claims, demands, suits or liabilities, and for all legal costs arising from any action taken or not taken by the Employer in compliance with this Article. The Union shall promptly refund to the Employer any fund's received in accordance with this Article which are in excess of the amounts of Union dues and assessments which the Employer has agreed to deduct.

ARTICLE 8. SALARIES

Section 8.1 The salaries of corrections officers has been established by ordinance action of the Employer Council. The salary wage schedule below shall be in force during this contract period unless or until increased or changed by agreement of the parties in the annual re-opener relating to wages and benefits or as otherwise mutually agreed. Sergeant and Lieutenant salaries are attached to this Agreement.

12-Hour Shifts

Position	2015		2015		2016		2016		2017		2017	
	Hourly @ 168	Annual Base	1.0x Hourly Rate OR	1.5x Hourly Rate OT >168	Hourly @ 168	Annual Base	1.0x Hourly Rate OR	1.5x Hourly Rate OT >168	Hourly @ 168	Annual Base	1.0x Hourly Rate OR	1.5x Hourly Rate OT >168
Correctional Officer	14.18	\$ 30,969	14.89	22.33	14.61	\$ 31,898	15.34	23.00	15.04	\$ 32,855	15.80	23.69
Prob. Correctional Off.	12.75	\$ 27,853	13.39	20.09	13.14	\$ 28,688	13.79	20.69	13.53	\$ 29,549	14.21	21.31
Correctional Sergeant	16.05	\$ 35,056	16.85	25.28	16.53	\$ 36,108	17.36	26.04	17.03	\$ 37,191	17.88	26.82
Correctional Lieutenant	16.81	\$ 36,709	17.65	26.47	17.31	\$ 37,810	18.18	27.27	17.83	\$ 38,945	18.72	28.09

8-Hour Shifts

Position	2015		2015		2016		2016		2017		2017	
	Hourly @ 160	Annual Base	1.0x Hourly Rate OR	1.5x Hourly Rate OT >160	Hourly @ 160	Annual Base	1.0x Hourly Rate OR	1.5x Hourly Rate OT >160	Hourly @ 160	Annual Base	1.0x Hourly Rate OR	1.5x Hourly Rate OT >160
Correctional Officer	14.89	\$ 30,969	14.89	22.33	15.34	\$ 31,898	15.34	23.00	15.80	\$ 32,855	15.80	23.69
Prob. Correctional Off.	13.39	\$ 27,853	13.39	20.09	13.79	\$ 28,688	13.79	20.69	14.21	\$ 29,549	14.21	21.31
Correctional Sergeant	16.85	\$ 35,056	16.85	25.28	17.36	\$ 36,108	17.36	26.04	17.88	\$ 37,191	17.88	26.82
Correctional Lieutenant	17.65	\$ 36,709	17.65	26.47	18.18	\$ 37,810	18.18	27.27	18.72	\$ 38,945	18.72	28.09
Correctional Captain	18.32	\$ 38,108	18.32	27.48	18.87	\$ 39,251	18.87	28.31	19.44	\$ 40,429	19.44	29.16
Asst. Warden	19.12	\$ 39,780	19.12	28.69	19.70	\$ 40,973	19.70	29.55	20.29	\$ 42,202	20.29	30.43

Section 8.2 An increase in correctional officer personnel will automatically qualify the employee as covered under the terms and contents of this agreement.

Section 8.3 All employees shall be paid their base salary as set forth by ordinance.

Section 8.4 The probationary period for a newly hired probationary officer shall begin on the 1st day the officer works in the jail. The probationary period shall be one (1) year.

Exhibit "A"
LC Council
approved by 5/10/14

- 6 - EXHIBIT A
TS CBA Approved
10-13-15

In the Matter of Public Hearing – Notice to Lake County, Indiana Taxpayers of a Hearing on a Proposed Cumulative Drainage Fund.

Dernulc made the motion, seconded by Washington to open the Public Hearing.

There were no remonstrators present, who were against this issue.

Cid said it's creating a fund, so we create the fund before we create the levy, is that correct?
Dante said you are advertising the first step of creating the fund, that's correct, and you are indeed putting out there a rate of .009, so you are establishing the maximum rate, as well. It's just a precursor, if you need, that you are considering a levy for next year, or a budget for next year, this is a long series of events, and you have to advertise it now, that you need a Cum Drainage Fund, by the way, it's in your maximum levy, this is within your maximum levy. It is not a new levy. It's got to come out of your general fund.

Cid asked, so if it's not a new levy, so there's going to be a transfer made from the general fund to this fund?

Dante answered, if you wish.

Dernulc added, when we do our budget.

Dante said this even allows you to consider doing it.

Blanchard said this gives you a lot of flexibility at budget time, if you want to put it in general fund, and remove it from CEDIT. I think you have an appropriation in there right now, this year, and last year, in CEDIT, for about \$1.7, or \$1.4 million dollars. If you want to pull that out, and use your CEDIT for other things, and put that in the general fund, you have that flexibility. If you do nothing, it goes away

Wayne Weitbrock said, as long as there is no additional levy, I is in favor of it.

Bilski said, at this point, in time, but eventually there could be a levy increase, if, in fact they decide to... You can't at this point,

Dante said, it's within your existing levy.

Bilski said you can take

Dernulc made the motion, seconded by Hamm to close the Public Hearing.

SEE ORDINANCE NO. 1396B.

In the Matter of Resolution Reimbursing Fund 441 Insurance Liability Fund from Fund 541 Court Judgment Fund.

Hamm made the motion, seconded by Cid to defer to 6-14-16. The majority voted "Yes". Franklin was "absent". Motion to defer carried 6-yes, 1-absent.

In the Matter of Resolution Honoring Doctor Susan Best – Lake County Health Department Officer

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

RESOLUTION NO. 16-65

**RESOLUTION HONORING DR. SUSAN BEST,
LAKE COUNTY HEALTH OFFICER**

WHEREAS, SUSAN BEST, M.D., is an outstanding citizen and Medical Doctor; and

WHEREAS, SUSAN BEST, M.D. has served the people of Lake County with distinction as the Health Officer for the Lake County Health Department since April 16, 2001 and will be retiring on May 20, 2016; and

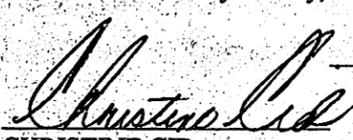
WHEREAS, DR. SUSAN BEST commands the respect of all who know her for her dedication, integrity, selflessness and humanitarianism; and

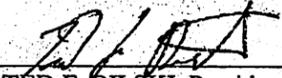
WHEREAS, SUSAN BEST, M.D. is an outstanding Medical Doctor, civic and community leader and recognized as such by those who work with her at the Lake County Health Department where she is responsible for providing maximum health protection for the residents of Lake County by enforcing all public health laws, ordinances and regulations, by establishing and maintaining community and professional interest in public health matters and by performing high-level professional medical work concerning a wide variety of public health matters; and

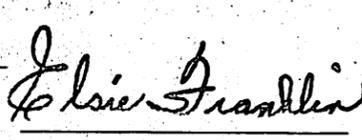
WHEREAS, DR. SUSAN BEST demonstrates in her own life and in her relations with her fellow human beings the highest of integrity, ideals and personal commitment to the betterment of all mankind.

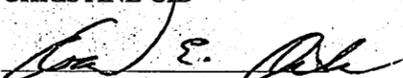
NOW, THEREFORE, LET IT BE RESOLVED THAT THE Lake County Council in recognition of the meritorious service to the citizens of Lake County honors SUSAN BEST, M.D. as a true humanitarian who exemplifies integrity, honesty, selflessness and hard work; and that a copy of this Resolution be spread on the official records of the Lake County Council and an official copy be delivered to DR. SUSAN BEST.

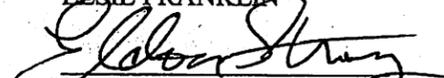
DATED this 10th day of May, 2016.

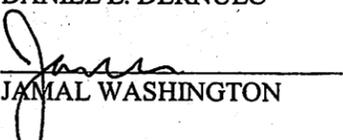

CHRISTINE CID

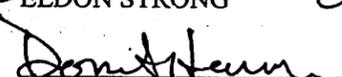

TED F. BILSKI, President


ELSIE FRANKLIN


DANIEL E. DERNULC


ELDON STRONG


JAMAL WASHINGTON


DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Acknowledging June 5, 2016 as Cancer Survivors Day.

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

RESOLUTION NO. 16-66

**RESOLUTION ACKNOWLEDGING
JUNE 5, 2016 AS CANCER SURVIVORS DAY**

WHEREAS, National Cancer Survivors Day is the one day each year that communities across the globe come together to honor those who are living with a history of cancer; and

WHEREAS, National Cancer Survivors Day provides an opportunity for cancer survivors to connect with other cancer survivors, celebrate milestones, and acknowledge the families, friends, healthcare providers, and cancer researchers who have supported them along the day; and

WHEREAS, it is a day for cancer survivors to stand together and show the world that life after a cancer diagnosis can be exciting, fulfilling and inspiring; and

WHEREAS, the Lake County Council acknowledges June 5, 2016 as National Cancer Survivors Day.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council acknowledges June 5, 2016 as the 29th Annual National Cancer Survivors Day.

SO RESOLVED THIS 10th day of May, 2016.

 CHRISTINE CID	 TED F. BILSKI, President	 ELSIE FRANKLIN
 DANIEL E. DERNULC		 ELDON STRONG
 JAMAL WASHINGTON		 DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Sheriff to pay 2015 invoices with 2016 funds in the amount of \$4,170.35 – 001-0500-42230 – Clothing.

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

RESOLUTION NO. 16-67

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY
OUTSTANDING 2015 INVOICES/DEBTS FROM THE 2016 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2016 Budget; and

WHEREAS, the following invoices/debts which were incurred in the Budget year of 2015 have not been paid:

<u>001-0500-42230</u>	<u>Clothing</u>
Star Uniform	\$ 4,170.35; and

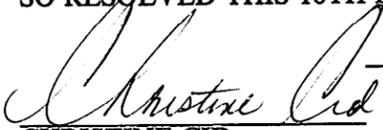
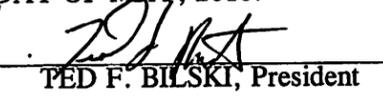
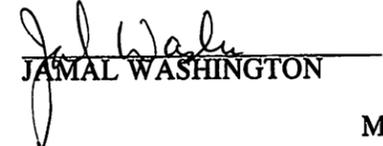
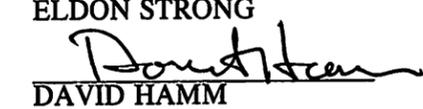
WHEREAS, the Sheriff's Department desires to pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2016 Budget the following invoices/debts incurred in the calendar year 2015 as follows:

<u>001-0500-42230</u>	<u>Clothing</u>
Star Uniform	\$ 4,170.35

SO RESOLVED THIS 10TH DAY OF MAY, 2016.

 CHRISTINE CID	 TED F. BILSKI, President	 ELSIE FRANKLIN
 DANIEL E. DERNULC		ELDON STRONG
 JAMAL WASHINGTON		 DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Sheriff to pay 2015 invoices with 2016 funds in the amount of \$4,661.00 – 001-0500-42220 Garage & Motors.

Franklin made the motion, seconded by Cid to approve.

Washington said, as he looks at budget estimates, he looks at the actual expenditures, and that helps him to determine whether we are able to transfer funds from one fund to the next, so when we are, and I am going to vote for this, but I am showing you the dilemma that I have. When we pay last year's bills with this year's funds, it doesn't show up on our budget sheet, so when you look at the budget sheet, it gives us a false illusion that we have money available. So this is part of the reason why I think that it's very important that we stay on top of previous year's bills.

Bilski asked Dante how would we be able to?

Dante said, you have to stay on top of your medical bills. With Jail medical, you always have outstanding bills coming forward. Dante said, I doesn't see why it can't be resolved, on things that you know that you purchased, and you know the bills are coming, but Jail, medical is another different "animal". He said no, on this one, he doesn't see them, he doesn't get them.

Franklin commented that in talking with the Sheriff and Melanie, certainly we want to pay the bills on time, but if they don't receive them on time, we can't pay them on time. They have devised a method to get these bills paid, so Franklin said she is asking for approval to move forward, to get these bills paid.

The majority voted "Yes". Strong was "absent". Motion to approve carried 6-yes, 1-absent.

RESOLUTION NO. 16-68

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY
OUTSTANDING 2015 INVOICES/DEBTS FROM THE 2016 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2016 Budget; and

WHEREAS, the following invoices/debts which were incurred in the Budget year of 2015 have not been paid:

<u>001-0500-42220</u>	<u>Garage & Motors</u>
Lowell Body Shop	\$ 4,661.00; and

WHEREAS, the Sheriff's Department desires to pay the above invoices/debts due.

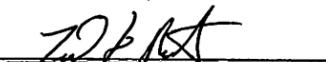
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2016 Budget the following invoices/debts incurred in the calendar year 2015 as follows:

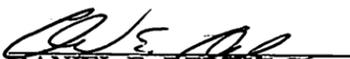
<u>001-0500-42220</u>	<u>Garage & Motors</u>
Lowell Body Shop	\$ 4,661.00

SO RESOLVED THIS 10TH DAY OF MAY, 2016.


CHRISTINE CID

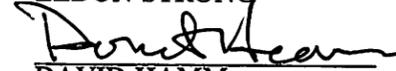

TED F. BILSKI, President


ELSIE FRANKLIN


DANIEL E. BERNULC

ELDON STRONG


JAMAL WASHINGTON


DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Sheriff to pay 2015 Jail invoices with 2016 funds in the amount of \$4,184.84 – 001-3100-42250 Health Care & Lab Supplies.

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

RESOLUTION NO. 16-69

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY
OUTSTANDING 2015 JAIL INVOICES/DEBTS FROM THE 2016 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2016 Budget; and

WHEREAS, the following invoices/debts were incurred in the Budget year of 2015 have not been paid:

<u>001-3100-42250</u>	<u>Health Care & Lab Supplies</u>
St. Catherine Hospital	\$ 4,184.84; and

WHEREAS, the Sheriff's Department desires to pay the above jail invoices/debts due.

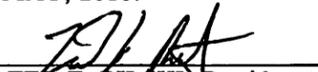
NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2016 Jail Budget the following jail invoices/debts incurred in the calendar year 2015 as follows:

<u>001-3100-42250</u>	<u>Health Care & Lab Supplies</u>
St. Catherine Hospital	\$ 4,184.84

SO RESOLVED THIS 10th DAY OF MAY, 2016.

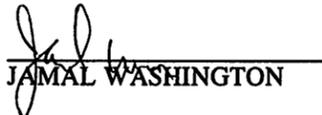

CHRISTINE CID


TED F. BILSKI, President


ELSIE FRANKLIN


DANIEL E. DERNULC

ELDON STRONG


JAMAL WASHINGTON


DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Sheriff to pay 2015 Jail invoices with 2016 funds in the amount of \$10,648.24 – 001-3100-43630 Maintenance & Service Contracts.

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

RESOLUTION NO. 16-70

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY
OUTSTANDING 2015 JAIL INVOICES/DEBTS FROM THE 2016 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2016 Budget; and

WHEREAS, the following invoices/debts were incurred in the Budget year of 2015 have not been paid:

<u>001-3100-43630</u>	<u>Maintenance & Service</u>
ICU Monitoring, Inc.	\$ 10,648.24; and

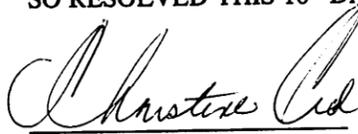
WHEREAS, the Sheriff's Department desires to pay the above jail invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

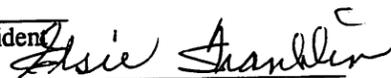
That the Lake County Sheriff's Department shall pay from its 2016 Jail Budget the following jail invoices/debts incurred in the calendar year 2015 as follows:

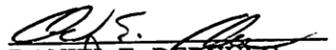
<u>001-3100-43630</u>	<u>Maintenance & Service</u>
ICU Monitoring, Inc.	\$ 10,648.24

SO RESOLVED THIS 10th DAY OF MAY, 2016.

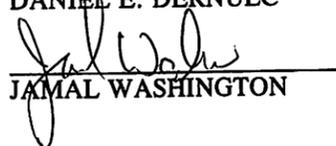

CHRISTINE CID


TED F. BILSKI, President


ELSIE FRANKLIN


DANIEL E. DERNULC

ELDON STRONG


JAMAL WASHINGTON


DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Sheriff to pay 2015 Jail invoices with 2016 funds in the amount of \$30,405.23 – 010-3100-43610 Building & Structure.

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

RESOLUTION NO. 16-71

**RESOLUTION PERMITTING LAKE COUNTY SHERIFF TO PAY
OUTSTANDING 2015 JAIL INVOICES/DEBTS FROM THE 2016 BUDGET**

WHEREAS, the Sheriff's Department of Lake County is currently operating in the 2016 Budget; and

WHEREAS, the following invoices/debts were incurred in the Budget year of 2015 have not been paid:

<u>010-3100-43610</u>	<u>Building & Structure</u>
Keough Mechanical Corp.	\$ 30,405.23; and

WHEREAS, the Sheriff's Department desires to pay the above jail invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff's Department shall pay from its 2016 Jail Budget the following jail invoices/debts incurred in the calendar year 2015 as follows:

<u>010-3100-43610</u>	<u>Building & Structure</u>
Keough Mechanical Corp.	\$ 30,405.23

SO RESOLVED THIS 10th DAY OF MAY, 2016.

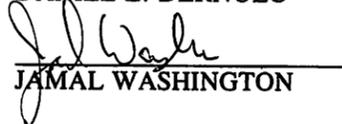

CHRISTINE CID

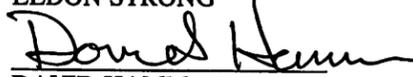

TED F. BILSKI, President


ELSIE FRANKLIN


DANIEL E. DERNULC

ELDON STRONG


JAMAL WASHINGTON


DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Lake County Sheriff to pay 2014 & 2015 Animal Control invoices with 2016 funds in the amount of \$6,607.11 – 156-3200-43995 – Other Services & Charges.

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

RESOLUTION NO. 16-72

**RESOLUTION PERMITTING THE LAKE COUNTY SHERIFF
TO PAY OUTSTANDING 2014 AND 2015 ANIMAL CONTROL
INVOICES/DEBTS FROM THE 2016 BUDGET**

WHEREAS, the Lake County Sheriff's Animal Control Department is currently operating in the 2016 Budget; and

WHEREAS, the following invoices/debts incurred in the Budget years of 2014 and 2015 have not been paid:

<u>163-3200-43995</u>	<u>Other Services & Charges</u>
Bardens Animal Clinic	\$ 1,386.79
Crown Point Animal Hospital	1,977.78
Deer Run Animal Hospital	642.05
Highland Animal Hospital	381.75
Hobart Animal Clinic	1,070.21
Lake Station Pet Clinic	175.00
Merrillville Animal Hospital	235.00
North Central Vet Emergency	603.53
South Suburban Humane Society	135.00
	<u>\$ 6,607.11; and</u>

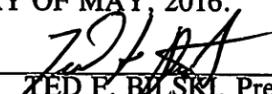
WHEREAS, the Lake County Sheriff-Animal Control Department desires to pay the above invoices/debts due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Sheriff-Animal Control Department shall pay from its 2016 Budget the following invoices/debts incurred in the calendar year 2013 and 2015 as follows:

<u>163-3200-43995</u>	<u>Other Services & Charges</u>
Bardens Animal Clinic	\$ 1,386.79
Crown Point Animal Hospital	1,977.78
Deer Run Animal Hospital	642.05
Highland Animal Hospital	381.75
Hobart Animal Clinic	1,070.21
Lake Station Pet Clinic	175.00
Merrillville Animal Hospital	235.00
North Central Vet Emergency	603.53
South Suburban Humane Society	135.00
	<u>\$ 6,607.11</u>

SO RESOLVED THIS 10th DAY OF MAY, 2016.



 TED F. BLSKI, President



 CHRISTINE CID



 DANIEL E. DERNULC



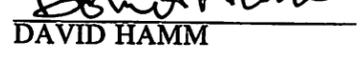
 JAMAL WASHINGTON



 ELSIE FRANKLIN



 ELDON STRONG



 DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution Permitting Commissioners E-911 to pay a 2015 invoice with 2016 funds in the amount of \$869.00 – 399-2901-43145 – Legal Services.

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

RESOLUTION NO. 16-73

RESOLUTION PERMITTING THE LAKE COUNTY COMMISSIONERS TO PAY AN OUTSTANDING 2015 E-911 INVOICE/DEBT FROM THE 2016 BUDGET

WHEREAS, the Lake County Commissioners are currently operating in the 2016 Budget; and

WHEREAS, the following invoice/debt incurred in the Budget year of 2015, has not been paid:

<u>399-2901-43145</u>	<u>Legal Services</u>
Westland & Bennett, P.C.	\$ 869.00; and

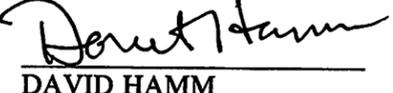
WHEREAS, the Lake County Council desires to pay the above invoice/debt due.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the following 2015 E-911 expense shall be paid from the Lake County Commissioners' 2016 Budget:

<u>399-2901-43145</u>	<u>Legal Services</u>
Westland & Bennett, P.C.	\$ 869.00

SO RESOLVED THIS 10th day of May, 2016.

 CHRISTINE CID	 TED F. BILSKI, President	 ELSIE FRANKLIN
 DANIEL E. DERNULC		 ELDON STRONG
 JAMAL WASHINGTON		 DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Sheriff's Department Off-Duty Employment Policy.

Cid made the motion, seconded by Franklin to defer to 6-14-16. The majority voted "Yes". The majority voted "Yes". Motion to defer carried 7-0.

In the Matter of Ordinance Amending the L.C. Self-Insurance Ordinance , Ordinance No. 992C-3

Hamm made the motion, seconded by Washington to approve on First Reading.

Mr. Blanchard said he was asking for First Reading. We are increasing the employee premium, and if they are going to participate in the blood draws, then they will receive a discount on their premium.

Washington asked, so you are saying that there is an increase on their premiums?

Blanchard answered, yes.

Washington asked, how much?

Mr. Blanchard said Single would go from \$40 to \$60, and on Family, from \$75 to \$95. Blanchard explained that this is an increase in the employee's premium, that increase is waived if they participate in the blood draws, and there is also a waiver, if their doctor... Dernulc interjected, it's a wellness program. Blanchard said, correct.

Hamm said, it's an incentive. They can keep their premiums the same if they do a blood draw, which could detect maybe an illness early on, it's a wellness program. Hamm said he is going to only ask for First Reading, and they will have the opportunity to (inaudible).

The majority voted "Yes". Cid, "No". Motion to approve on First Reading carried 6-yes, 1-no.

In the Matter of Amending the Ordinance Establishing a Merit System Board for the Lake County Correction Division, Ordinance No. 1322C – Second Reading.

Hamm made the motion, seconded by Washington to approve on Second Reading. The majority voted "Yes". Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1322C-2

**ORDINANCE AMENDING THE ORDINANCE ESTABLISHING
A MERIT SYSTEM BOARD FOR THE
LAKE COUNTY CORRECTION DIVISION, ORDINANCE NO. 1322C**

WHEREAS, on April 13, 2010, the Lake County Council adopted Ordinance No. 1322C, the Ordinance Establishing A Merit System Board for the Lake County Correction Division; and

WHEREAS, the Lake County Council now desires to amend said Ordinance.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

DELETE:

I. COMPOSITION OF BOARD

- A. The Board shall consist of five (5) members as follows:
 - 1. One member shall be appointed by the Sheriff of Lake County and serve initially for a period of two (2) years.
 - 2. One member shall be elected by a majority vote of the members of the Correction Division and initially serve for a period of four (4) years. No correction officer may serve on the Board.
 - 3. One member shall be appointed by the Senior Judge of the Lake County Superior Court Criminal Division, and initially serve for a period of three (3) years.
 - 4. One member shall be appointed by the President of the Lake County Bar Association, and initially serve for a period of one (1) year.
 - 5. One member shall be appointed by the Chief Judge of the Lake Superior Court, Civil Division, and shall serve a four (4) year term.

INSERT:

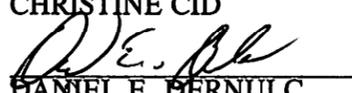
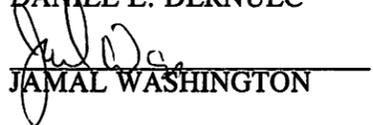
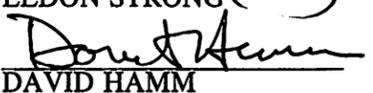
I. COMPOSITION OF BOARD

- A. The Board shall consist of five (5) members as follows:
 - 1. Two members shall be appointed by the Sheriff of Lake County and serve initially for a period of two (2) years.
 - 2. One member shall be elected by a majority vote of the members of the Correction Division and initially serve for a period of four (4) years. No correction officer may serve on the Board.
 - 3. One member shall be appointed by the Lake County Council and initially serve for a period of three (3) years.
 - 4. One member shall be appointed by the Lake County Board of Commissioners and initially serve for a period of one (1) year.

Subsequent appointments will be for four (4) years for the remainder of an expired term.

This Ordinance shall take effect upon passage.

SO ORDAINED THIS 10th DAY OF MAY, 2016.

		
CHRISTINE CID	TED F. BILSKI, President	EISE FRANKLIN
		
DANIEL E. BERNULC		ELDON STRONG
		
JAMAL WASHINGTON		DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County CASA Capacity Building Grant Fund, a Non-Reverting Fund.

Cid made the motion, seconded by Washington to approve on First Reading. The majority voted "Yes". Strong was "absent". Motion to approve on First Reading carried 6-yes, 1-absent

Cid made the motion, seconded by Washington to Suspend Rules. The majority voted "Yes". Strong was "absent". Motion to Suspend Rules carried 6-yes, 1-absent.

Cid made the motion, seconded by Washington to approve on Second Reading. The majority voted "Yes". Strong was "absent". Motion to approve on Second Reading carried 6-yes, 1-absent.

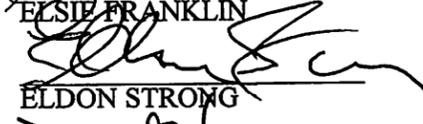
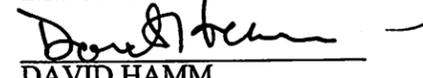
ORDINANCE NO. 1396A**ORDINANCE ESTABLISHING THE LAKE COUNTY CASA
CAPACITY BUILDING GRANT FUND, A NON-REVERTING FUND**

- WHEREAS,** pursuant to I.C. 36-2-3.5-5, the County Council shall adopt ordinances to promote efficient County Government; and
- WHEREAS,** pursuant to I.C. 36-2-5-2(b), the County Council shall appropriate money to be paid out of the County Treasury, and money may be paid from the County Treasury only under appropriation made by the County Council, except as otherwise provided as law; and
- WHEREAS,** the Lake County Council desires to establish by ordinance all funds within the County Treasury, from which appropriations and transfers require County Council approval; and
- WHEREAS,** the Lake County CASA Program has been awarded a grant from the Indiana Supreme Court, State Office of GAL/CASA in the sum of One Hundred Thirty-Seven Thousand Six Hundred Twenty-Two and 00/100 (\$137,622.00) Dollars to be used to hire additional staff to support, supervise, recruit and train CASA volunteers as follows: Personnel - \$70,596.00; Taxes/Benefits - \$55,576.00; Advertising/PR - \$8,200.00; Volunteer Training - \$2,000.00; Volunteer Retention - \$1,250.00; and
- WHEREAS,** the Lake County Council desires to create a CASA Capacity Grant Fund for the Lake CASA Program, for the deposit of One Hundred Thirty-Seven Thousand Six Hundred Twenty-Two and 00/100 (\$137,622.00) Dollars from the Indiana Supreme Court, State Office of GAL/CASA.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. That the Lake County CASA Capacity Grant Fund, a non-reverting fund, is established for the deposit of One Hundred Thirty-Seven Thousand Six Hundred Twenty-Two and 00/100 (\$137,622.00) Dollars from the Indiana Supreme Court, State Office of GAL/CASA.
2. That pursuant to I.C. 36-2-5-2(b), the Lake County fiscal body shall appropriate all money to be paid out of the fund, except as otherwise provided by law.
3. Any money remaining in the fund at the end of the year shall not revert to any other fund but continues in the Lake County CASA Capacity Grant Fund.

SO ORDAINED THIS 10th DAY OF MAY, 2016.

 CHRISTINE CID	 TED F. BILSKI, President	 ELSIE FRANKLIN
 DANIEL E. DERNULC		 ELDON STRONG
 JAMAL WASHINGTON		 DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Establishing a Cumulative Drainage Fund.

Hamm made the motion, seconded by Washington to approve an Ordinance Establishing a Cumulative Drainage Fund, on First Reading. The majority voted "Yes". Motion to approve on First Reading carried 7-0.

Hamm made the motion, seconded by Dernulc to Suspend Rules. The majority voted "Yes". Motion to Suspend Rules carried 7-0.

Hamm made the motion, seconded by Washington to approve on Second Reading. The majority voted "Yes". Motion to approve on Second Reading carried 7-0.

ORDINANCE NO. 1396B

ORDINANCE ESTABLISHING THE CUMULATIVE
DRAINAGE FUND UNDER I.C. 36-9-27-99 AND I.C. 6-1.1-41.

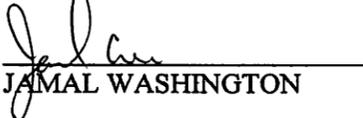
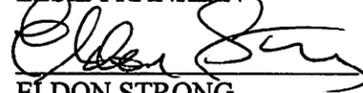
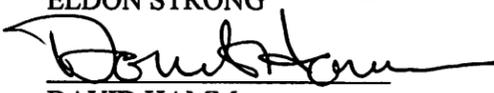
BE IT ORDAINED by the County Council of Lake County, Indiana, that a need now exists for the establishment of a Cumulative Drainage Fund for the following purposes:

The Construction, Reconstruction, or Maintenance or drains under I.C. 36-9-27-1, et. seq.

BE IT FURTHER ORDAINED that the Lake County Council will adhere to the provisions of I.C. 36-9-27-1, et. seq., and I.C. 5-3-1-2(f). The proposed fund will not exceed \$ 0.009 on each One Hundred (\$100.00) Dollars of assessed valuation. The tax rate will be levied beginning with taxes for 2016 payable 2017.

BE IT FURTHER ORDAINED that proofs of publication of the public hearing held on the 10th day of May, 2016, and a certified copy of this Ordinance will be submitted to the Department of Local Government Finance of the State of Indiana as provided by law. This Cumulative Drainage Fund is subject to the approval of the Department of Local Government Finance.

DULY ADOPTED by the following vote of the members of said Lake County Council, this 10th day of May, 2016.

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

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:

John Petalas,
Lake County Auditor

