

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, Christine Cid, and Eldon Strong, County Councilpersons, together with Ray Szarmach, County Council Attorney. Councilman Daniel Dernulc was absent.

In the Matter of Minutes of the Lake County Council:

Hamm made the motion, seconded by Strong to approve all of the minutes. The majority voted "Yes". Franklin and Dernulc were "absent". Motion carried 5-yes, 2-absent.

- September 1, 2016 – Special Meeting
- September 1, 2016 – Public Hearing for 2017 Budgets,
- September 6, 2016 – Budget Workshop
- September 8, 2016 - Budget Workshop
- September 13, 2016 – Regular Meeting
- September 15, 2016 – Budget Workshop
- September 19, 2016 – Budget Workshop
- September 22, 2016 – Budget Workshop
- September 26, 2016 – 1st Reading of 2017 Budget
- October 6, 2016 – Special Meeting
- October 11, 2016 – Regular Meeting
- October 11, 2016 – 2nd Reading of 2017 Budget
- November 2, 2016 – Special Joint Meeting

ORDINANCE NO. 1402

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

	Appropriation Requested	Appropriated
General Fund 001		
<u>Emergency Management</u> 3500		
41190 Part-Time	\$ 5,000.00	\$ 3,500.00
<u>Commissioners</u> 2900		
43630 Maintenance & Service Contr Gambling Adm Tax Fund 196	-\$ 3,500.00	-\$ 3,500.00
<u>Coroner</u> 0700		
43120 Medical & Hospital Service Public Safety CAGIT Fund 010	\$ 48,129.00	WITHDRAWN
<u>Coroner</u> 0700		
43120 Medical & Hospital Service Non-Reverting L.C. Fairgrounds Fund 131	\$ 48,129.00	WITHDRAWN
<u>Fairgrounds</u> 2920		
41190 Part-Time Animal Control SNAP Fund 156	\$ 3,000.00	\$ 3,000.00
<u>Animal Control</u> 3200		
43995 Other Services & Charges Clerk's Perpetuation Fund 194	\$ 5,500.00	\$ 5,500.00
<u>Clerk</u> 0100		
41190 Part-Time	\$ 40,000.00	\$ 40,000.00
41220 FICA Adult Probation Administration Fund 245	\$ 4,000.00	\$ 4,000.00
<u>L.S. Court County Div III</u> 4050		
41230 PERF	\$ 25.00	\$ 25.00

	Appropriation Requested	Appropriated
MS-4 Fund 264		
<u>Surveyor</u> 0600		
44510 Other Capital Outlay	\$ 300,000.00	\$ 300,000.00
L.C. Sheriff Violence Intervention Program Grant Fund 333		
<u>Sheriff</u> 0500		
41220 FICA	\$ 787.00	\$ 787.00
L.C. Local Roads & Bridges Matching Grant Fund 379		
<u>Commissioners</u> 2900		
43630 Maintenance & Service Contr	\$1,000,000.00	\$1,000,000.00
Supplemental Public Defender's Fund 405		
<u>Public Defender</u> 4002		
43190 Other Professional Service	\$ 60,000.00	\$ 60,000.00
Hermit's Lake Sewer User Fee Fund 356		
<u>Commissioners</u> 2900		
43510 Utilities	\$ 25,000.00	\$ 25,000.00

TRANSFER OF FUNDS CERTIFICATE

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

	Requested	Approved
<u>Fairgrounds</u> 2920		
From: 001-42210 Petroleum Products	\$ 1,296.00	
To: 001-41380 Seasonal Employees	\$ 1,296.00	\$ 1,296.00
<u>Fairgrounds</u> 2920		
From: 001-42210 Petroleum Products	\$ 420.00	
To: 001-41210 Longevity	\$ 420.00	\$ 420.00
<u>Surveyor</u> 0600		
From: 001-43190 Other Professional Serv	\$ 2,500.00	
001-43231 Travel-Registration	\$ 300.00	
001-43910 Dues & Subscriptions	\$ 250.00	
To: 001-42110 Office Supplies	\$ 100.00	\$ 100.00
001-42220 Garage & Motor	\$ 1,200.00	\$ 1,200.00
001-42410 Other Supplies	\$ 470.00	\$ 470.00
001-43630 Maintenance & Serv Contr	\$ 1,280.00	\$ 1,280.00
<u>Surveyor</u> 0600		
Surveyor's Corner Perpetuation Fund 167		
From: 167-44490 Other Equipment	\$ 4,000.00	
To: 167-44440 Motor Vehicles	\$ 4,000.00	\$ 4,000.00
<u>Criminal Court</u> 4000		
Adult Probation Administration Fund 245		
From: 245-41230 PERF	\$ 345.00	
To: 245-41390 Supplemental Pay	\$ 345.00	\$ 345.00
<u>Commissioners</u> 2900		
LOIT 2016 Special Distribution Fund 016		
From: 016-42390 Other Repair & Maint Suppl	\$425,000.00	
To: 016-43630 Maintenance & Svc Contracts	\$425,000.00	\$425,000.00
<u>Sheriff</u> 0500		
From: 001-41140 Protective Service	\$ 9,000.00	
001-43190 Other Professional Service	\$ 9,000.00	
001-43235 Travel-Mileage	\$ 2,000.00	
001-43630 Maintenance & Serv	\$ 10,826.00	
To: 001-41329 Board Member Per Diem	\$ 1,000.00	\$ 1,000.00
001-41190 Part-Time	\$ 11,000.00	\$ 11,000.00
001-42220 Garage & Motor	\$ 10,826.00	\$ 10,826.00
001-43620 Equipment Repair	\$ 8,000.00	\$ 8,000.00
<u>Commissioners</u> 2901		
LC 911 Fund 399		
From: 399-41240 Group Ins Deduction	\$ 7,500.00	
To: 399-41120 Professionals	\$ 1,500.00	\$ 1,500.00
399-41230 PERF	\$ 6,000.00	\$ 6,000.00

	Requested	Approved
<u>Commissioners</u> 2901		
E911 Operating Fund 014		
From: 014-41240 Group Insurance	\$215,000.00	
To: 014-41100 Overtime	\$120,000.00	\$120,000.00
014-41230 PERF	\$ 30,000.00	\$ 30,000.00
014-41370 Holiday Pay	\$ 40,000.00	\$ 40,000.00
014-43240 Telephone	\$ 25,000.00	\$ 25,000.00
<u>Public Defender</u> 4002		
From: 001-41331 Court Reporter Per Diem	\$ 800.00	
001-43620 Equipment Repair	\$ 330.00	
001-43910 Dues & Subscriptions	\$ 175.00	
To: 001-42110 Office Supplies	\$ 1,305.00	\$ 1,305.00
<u>Coroner</u> 0700		
From: 001-42390 Other Repair & Maintenance	\$ 1,000.00	
001-43190 Other Professional Service	\$ 7,000.00	
001-43231 Travel-Registration	\$ 540.00	
001-43232 Travel-Meals	\$ 350.00	
001-43233 Travel-Lodging	\$ 340.00	
001-43234 Travel/Trans/Other	\$ 550.00	
001-43235 Travel-Mileage	\$ 450.00	
To: 001-44420 Office Machines	\$ 10,230.00	WITHDRAWN
<u>Circuit Court Clerk</u> 0100		
From: 001-43231 Travel-Registrations	\$ 800.00	
001-43232 Travel-Meals	\$ 650.00	
001-43233 Travel-Lodging	\$ 900.00	
001-43235 Travel-Mileage	\$ 800.00	
001-43630 Maintenance & Serv Contr	\$ 5,600.00	
To: 001-41190 Part-Time	\$ 5,000.00	\$ 5,000.00
001-42110 Office Supplies	\$ 3,200.00	\$ 3,200.00
001-43910 Dues & Subscriptions	\$ 550.00	\$ 550.00
<u>Drainage Board</u> 2600		
From: 001-42410 Other Supplies	\$ 33.85	
001-43190 Other Professional Service	\$ 48.00	
001-43235 Travel-Mileage	\$ 264.00	
001-43995 Other Services & Charges	\$ 41.60	
To: 001-43320 Advertising	\$ 387.45	\$ 387.45
<u>Government Center</u> 3030		
Commissioners Incentive Fund 242		
From: 242-41220 FICA	\$ 1,000.00	
To: 242-41260 Workman's Comp	\$ 1,000.00	\$ 1,000.00
<u>Juvenile Court</u> 4100		
From: 001-41190 Part-Time	\$ 10,000.00	
To: 001-43190 Other Professional Service	\$ 10,000.00	\$ 10,000.00
<u>Auditor</u> 0200		
Auditor's Ineligible Deduction Fund 329		
From: 329-41190 Part-Time	\$ 600.00	
To: 329-41260 Workman's Comp	\$ 600.00	\$ 600.00
<u>Jail</u> 3100		
Public Safety CAGIT Fund 010		
From: 010-41220 FICA	\$ 35,000.00	
010-41338 Proficiency/Specialty	\$ 4,500.00	
010-41370 Holiday Pay	\$ 5,000.00	
To: 010-41190 Part-Time	\$ 34,200.00	\$ 34,200.00
010-42110 Office Supplies	\$ 500.00	\$ 500.00
010-41260 Workman's Comp	\$ 800.00	\$ 800.00
010-42260 Jail Inmate Clothing	\$ 9,000.00	\$ 9,000.00
<u>Jail</u> 3100		
From: 001-41120 Professional	\$ 9,000.00	
001-41338 Proficiency/Specialty	\$ 2,000.00	
To: 001-41190 Part-Time	\$ 11,000.00	\$ 11,000.00
<u>Calumet Township Assessor</u> 1000		
2015 Reassessment Fund 337		
From: 337-41380 Seasonal Employee	\$ 2,913.00	
337-43188 Employment Testing	\$ 1,000.00	
337-43235 Travel/Mileage	\$ 7,000.00	
To: 337-41190 Part-Time	\$ 2,913.00	\$ 2,913.00
337-42110 Supplies	\$ 7,000.00	\$ 7,000.00
337-44420 Office Machines	\$ 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 15th day of November, 2016.

Adopted this 15th day of November, 2016

NAY

AYE

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

Members of the Lake County Council

ATTEST:
John Petalas,
Lake County Auditor

Additional

	Made motion	seconded	
<u>General fund 001</u> Emergency Mngmt(\$3,500)	Strong	Washington	The majority voted "Yes". Franklin and Dernulc were "absent". Motion carried 5-yes, 2-absent.
Commissioners(-\$3,500)	Strong	Washington	The majority voted "Yes" for the Reduction. Franklin and Dernulc were "absent". Motion carried 5-yes, 2-absent.
<u>Gambling Adm Tax Fund 196</u> Coroner(\$48,129)	WITHDRAWN		
<u>Public Safety CAGIT Fund 010</u> Coroner(\$48,129)	WITHDRAWN		
<u>Non-Reverting L.C. Fairgrounds Fund 131</u> Fairgrounds(\$3,000)	Strong	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>Animal Control SNAP Fund 156</u> Animal Control(\$5,500)	Washington	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>Clerk's Perpetuation Fund 194</u> Clerk(\$44,000)	Franklin	Strong	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>Adult Probation Adm Fund 245</u> L.S. Court County Div III(\$25)	Hamm	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>MS-4 Fund 264</u> Surveyor(\$300,000) (See Footnotes)	Washington	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>L.C. Sheriff Violence Intervention Program Grant Fund 333</u> Sheriff(\$787)	Franklin	Strong	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>L.C. Local Roads & Bridges Matching Grant Fund 379</u> Commissioners(\$1,000,000)	Franklin	Hamm	The majority voted "Yes". Dernulc was "absent". Motion carried

		6-yes, 1-absent.	
<u>Supplemental Public Defender's Fund 405</u>			
Public Defender(\$60,000)	Cid	Washington	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
<u>Hermits Lake Sewer Fee Fund 356</u>			
Commissioners(\$25,000)	Franklin	Strong	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

Footnotes:

Re: Surveyor(\$300,000) – MS-4 Fund 264 – Washington made the motion, seconded by Cid to approve the appropriation of \$300,000.

Strong asked is this a project in the unincorporated area correct? Mr. Emerson answered, it is.

Bilski asked, 41st in Cal Township? Mr. Emerson answered, yes.

The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

Re: Animal Control(\$5,500) SNAP Fund 156 – Washington made the motion, seconded by Franklin to approve.

Strong asked what is the services and charge?

Melanie answered, that's the animal shelter, so we can keep paying our bills. She said this money comes in, donations for the Animal Shelter.

Strong said, so you are using it for food? Melanie said yes.

The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

Transfers

	Made motion	seconded	
Fairgrounds(\$1,296)	Strong	Washington	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Fairgrounds(\$420)	Strong	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Surveyor(\$3,050)	Washington	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Surveyor(\$4,000) Surveyor's Corner Perpetuation Fund 167	Washington	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Criminal Court(\$345) Adult Probation Admn Fund 245	Cid	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Commissioners(\$425,000) LOIT 2016 Special Dist Fund 016	Franklin	Strong	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Sheriff(\$30,826)	Franklin	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Commissioners(\$7,500) L.C. 911 Fund 399	Strong	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Commissioners(\$215,000) E-911 Operating Fund 014	Strong	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Public Defender(\$1,305)	Cid	Hamm	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Coroner(10,230) Clerk(\$8,750)	WITHDRAWN Franklin	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried

Drainage Board(\$387.45)	Hamm	Cid	6-yes, 1-absent. The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Government Center(\$1,000) Commissioner's Incentive Fund 242	Strong	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Juvenile Court(\$10,000)	Strong	Hamm	The majority voted "Yes". Dernulc and Washington were "absent" Motion carried 5-yes, 2-absent.
Auditor(\$600) Auditor's Ineligible Deduction Fund 329	Hamm	Cid	The majority voted "Yes". Dernulc and Washington were "absent" Motion carried 5-yes, 2-absent.
Jail(\$44,500) Public Safety CAGIT Fund 010	Washington	Hamm	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Jail(\$11,000)	Washington	Cid	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.
Calumet Twp Assr(\$10,913)	Hamm	Franklin	The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

In the Matter of Revised 144's for Lados – Div II, Commissioners(2901) - E911 Operating Fund 014, and Commissioners(2901) - E911 Operating Fund 014.

Re: LADOS – Div II – Denise explained that this is the position that was moved to the general fund, and when the employees received the 3% mid-year raise, Denise had to ask Judge Moss is she was in favor of this employee also participating in the 3%. Judge Moss did authorize that. She said that they are asking for is what's remaining, the \$415 dollars, the pro-rated portion.
Washington asked, so the motion should be \$415 dollars? Denise answered, yes.
She said the longevity was approved at the the last session.
Hamm asked Dante are these figures accurate?
Dante said the 3% is \$1,079 dollars, so that's the annual.
Cid said, that's the annual, she doesn't need the annual.
Dante said yes.
Bilski said, so the motion should be for the full \$1,079? Dante answered, right.

Washington made the motion, seconded by Hamm to approve, retroactive from pay period 18(Pay dates 8-18-16 thru 8-21-16) Paid on 9-2-16.
The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

<u>Rev. 144 General Fund</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
001-12403-002 Interventionist	\$35,982	\$37,061	\$1,079

Re: Commissioners 911 – 2901 – Strong made the motion, seconded by Cid to approve. The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

<u>Rev. 144 – E911 Operating Fund 014</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
14421-018 Dispatcher 2	\$34,000	-0-	-\$34,000
14421-019 Dispatcher 2	\$34,000	-0-	-\$34,000
14424-025 Dispatcher 4	\$42,000	-0-	-\$42,000
14424-039 Dispatcher 4	\$42,000	-0-	-\$42,000
14420-026 Dispatcher 1	-0-	\$30,000	\$30,000
14420-027 Dispatcher 1	-0-	\$30,000	\$30,000
14420-028 Dispatcher 1	-0-	\$30,000	\$30,000
14420-029 Dispatcher 1	-0-	\$30,000	\$30,000

Re: Commissioners 911- 2901 – Strong made the motion, seconded by Hamm to approve. The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

<u>Rev. 144 – E911 Operating Fund 014</u>	<u>Present</u>	<u>Proposed</u>	<u>Difference</u>
14421-005 Dispatcher 2	\$34,000	-0-	-\$34,000
14421-021 Dispatcher 2	\$34,000	-0-	-\$34,000
14422-015 Dispatcher 3	\$38,000	-0-	-\$38,000
14424-011 Dispatcher 4	\$42,000	-0-	-\$42,000

14420-030 Dispatcher 1	-0-	\$30,000	\$30,000
14420-031 Dispatcher 1	-0-	\$30,000	\$30,000
14420-032 Dispatcher 1	-0-	\$30,000	\$30,000
14420-033 Dispatcher 1	-0-	\$30,000	\$30,000

In the Matter of Create New Line Item – Commissioners

Franklin made the motion, seconded by Hamm to create new line item in the Local Road & Bridge Matching Grant Fund 379 – 379-2900-43630 – Maintenance & Service Contracts. The majority voted “Yes”. Dernulc was “absent”. Motion carried 6-yes, 1-absent.

In the Matter of Create New Line item – Coroner – WITHDRAWN.

In the Matter of Ordinance 1400F – Regarding Vacant Positions for the Remainder of 2016 – Parks Department.

Hamm made the motion, seconded by Cid to approve to fill vacant positions 107-5155-12206-001 – General Manager WP, and 107-5155-18806-001 – Park Technician II.

Mr. Basala explained that these are both vacant positions. The Park Tech position has been open since July, and the General Manager has been vacant about 2 months. He said they started down the path of filling them when the Council passed the Ordinance, and they would like to get both of them filled, as we move into our ice skating season. He said they still have 3 vacant positions, so they are just looking for these two, at this point in time.

Strong asked, are you ready to start these positions right now?

Mr. Basala said, with the the Park Tech position, we have a person lined up, he knows that he has to wait, the General Manager, we’ve started the process, and we would like to be able to fill it, if that person is found, and it could very well end up in January, but we would hate to miss our person because we can’t “pull the trigger”.

The majority voted “Yes”. Strong voted “No”. Dernulc was “absent”. Motion carried 5-yes, 1-no, 1-absent.

Bilski commented when we talk about the Ordinance, and what it’s intent is, he feels that this is it’s intent, it kind of puts the “brakes” on things, it slows things down for a Line 2 savings, so he said he thinks the Parks did the right thing. They picked out the 2 key positions, that were vacant, they moved them forward, and they waited on the agenda for the appropriate time, they didn’t request a special meeting, or a vacancy that’s not vacant yet.

Strong said he was okay with the Park Technician because they already had that person filling that position, but they don’t even have a guy, have eyes on a general manager just yet, and because they were both together, that’s why it was a “no” vote.

Franklin spoke about in her district, there is Lake Etta. She said it is a beautiful park that is not being utilized to it’s capacity. Franklin said that they need better signs for that park. They spoke about re-doing the front entrance, they have the funds to do that, but she just wanted to say that it is a beautiful park, and the pavilion, itself, is simply gorgeous, and the food tremendous, so with that, she is saying to anyone, if you have any affairs, please utilize Lake Etta, you will be very pleased, and make recommendations to other persons.

In the Matter of Ordinance 1400F – Regarding Vacant Positions for the Remainder of 2016 – CASA.

Cid made the motion, seconded by Hamm to approve to fill vacant positions, 001-4150-12013-016 – Casa Coordinator, and 706-4150-12013-013 – Casa Coordinator. Cid said this is one position that is funded out of 2 funds.

Strong asked, do you have people that are ready to be hired?

A representative from CASA said that she just finished interviewing people yesterday, and will have them definitely ready.

Strong asked, can this wait until January, or do you need this right now?

She explained that they have such a high case load, so they have 2 Court Room Techs for every court room, so that would leave one Court Room Tech handling all of the court call for the rest of the year, and that’s quite a bit because they are in court everyday. That doesn’t allow them to do the other things they need to do, which is going to see the kids too. She said, it’s not an administrative position, and if it were, we would definitely wait, and not take care of it, but this is a court position, and it’s similar to public defender, we have our Public Defenders, who represent the Parents, we represent the kids.

Strong asked, so the workload by not having that person can obviously impact your whole department?

She answered, yes, and DCS has 160 case managers, we have 14 staff members, and about 60 to 70 volunteers doing the same amount of work, so it really does add to the stress that we already have, doing

this kind of work, and the caseloads that we have. I really would not have asked, if I didn't think it was "just cause", but it is similar to having a Public Defender.

Cid said, in fact, they came to me, when we had that special meeting, and she told them to wait, so she did put it off.

Strong said, he needs a little clarification. He asked what does a Casa Coordinator do?

The Casa Coordinator represents, all o the coordinator represents kids in our system. We have 2 assigned to every court room, because we have Judge Stefaniak's court, and we have 3 Magistrates' courts. So we have about 2,700 kids, so they go in and advocate for each kid, on each case. They do the same thing the volunteers do, except they are staff members, and the reason we had to hire staff is because of the case loads that we have. You can't really find people to volunteer that much time, and as many people that we would need to do the volunteer work, so we have the staff room casa' to be in court every day, and each court is divided, so in this particular Court, I think the case load is about 627 cases, so each coordinator splits up those cases. They investigate the case, whatever DCS is proposing, they look at all of the documentation that's presented by DCS, they do additional investigation, if they need to, to secure documentation to confirm what DCS is saying, they visit the child, if they can, if they can't, then we have these new visitation people to help us with that. They really are an integral part of the process because we kind of have to watch what DCS does, and proposes. 80% of the time we are in agreement with them, but that 20% can let itself to safety concerns and issues with the kids.

Strong said, I think this is a special exception to the Ordinance.

The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

In the Matter of Ordinance 1400F – Regarding Vacant Positions for the Remainder of 2016 – County Court Div III – effective December 1, 2016

Hamm made the motion, seconded by Washington to approve filling position 001-4050-12536-002 – Public Defender.

Cid asked, this is a vacant position?

Hamm said it will be vacant December 1, 2016. In that position is a Public Defender, and Judge Cantrell's court is held by Judge McDermott, and she will be vacating that position, and Judge Cantrell will be needing that position for the Public Defender for the indigent.

Attorney Szarmach said, you can't fill a position, unless it's vacant, by Ordinance. Attorney Szarmach said this is somewhat of a "tough" one. He would think that it's up to the Council on this matter. If you have a resignation that it's going to be vacant on that particular date, Attorney Szarmach said, they are okay. He remembers that they have done that once before. He said the Council needs something to show that, in fact, that position is going to be vacant.

Cid said, that that person has resigned. Hamm said he has a letter from Judge Cantrell. Attorney Szarmach said, right, and we have an e-mail from Judge Cantrell saying that the position will be vacant, the last day will be, she is going to resign on November 30, 2016. Attorney Szarmach said, so taking that into consideration, he knows they have done it once before, but it's not how you procedurally do it, it's not in the Ordinance. Procedurally, we have done that when there was going to be a vacancy, and there's been a resignation, but otherwise, if there is no indication that it is going to be vacant, you can't obviously fill it.

Hamm said he can't give any indication, other than talking to Judge Cantrell, and Judge-Elect McDermott.

Bilski said, we have it in writing now. Attorney Szarmach said, he expects that she is not going to be there, and she is going to resign.

Cid said that the employee has resigned. Attorney answered, yes.

Cid said she doesn't want to set precedence, the Ordinance says, you come up here to fill vacant positions, meaning they are vacant now. I don't want to start...

Bilski interjected, I agree, but this said, that the only alternative to approving this today would be a special meeting December 1st, in the evening.

Washington asked, didn't you say it's already been done before? So it's not setting precedence.

Bilski said, once, in the history of...

Attorney Szarmach said he knows it's been once, maybe two times in the last 10 years, or 15 years.

Washington said, I'm fine with it.

Hamm said that December 1st is a Thursday, but he would request as the Chairman of Judge Cantrell' committee, he is going to request that we have a special meeting on December 1st.

Bilski said he doesn't think it's really necessary. Judge Cantrell is here.

Cid asked Judge Cantrell, has this Public Defender resigned?

Judge Cantrell said, she told me that she is leaving to take the Judgeship on December 1st, and December 1st is her first day upstairs, and that is actually her Public Defender day, so Judge Cantrell said, she didn't want to leave those indigent persons unrepresented on the 1st of December, and that's why I am asking, in advance to fill it.

Attorney Szarmach said, technically, the Ordinance says, we grant permission to fill a vacant position, however, in the past, we have filled a position that, there was a resignation letter, in this case, we have an e-mail from you that that position will be vacant on that particular date. That is not an exception in the Ordinance itself, but Attorney Szarmach said, I think, reading the Ordinance as is, you can fill that today. Washington said, I think, since we did it in the past, I would say, let's put it out for a vote for today. Not fill it today.

Judge Cantrell said, and if it wasn't a Public Defender' position, that was necessary to have somebody there on that date, I wouldn't mind waiting a couple of weeks to fill it, but I have to have somebody there to represent the in-custodies, and the indigents who are already scheduled for that court date.

Franklin asked, can you borrow somebody from? Judge Cantrell said, I could try.

Hamm said, I put my motion on the floor, I don't see the necessity of coming back December 1st. My motion was made.

Cid said I will give my opinion on it. Cid said, there is a reason we have the vacancy ordinance, right? There is a reason for it. Now, if we do this, ... I understand the issue, I do, then we are defeating the purpose of our Ordinance because now, these departments are going to come up here and say, "okay, now this is going to be vacant, and they will want it filled the very next day, and our Ordinance is null and voided.

Washington said, I think this is a little different circumstance, due to the fact this is the Judge.

Cid asked, are you going to tell me that you have never had a vacancy of a Public Defender, and..

Judge Cantrell said, if they are on vacation, we get somebody to cover for them, but, to come up here on December 1st, I figured if I was doing it in advance, and you give me permission to fill it on December 1st, is an easier way to do it than to find a special date when you guys aren't in session, and if you want me to find subs for those weeks, but then those people don't have consistent representation either. They would have a different person every week, and the person would have to re-familiarized themselves with their case, they may not know what's going on, and she has a jury trial scheduled of a Public Defender client who is in-custody, the following week, which is December 9th, so Judge Cantrell said she wanted the person that is going to take her place to know, so they can begin preparing for that jury trial now. That's another reason why it needs to be filled.

Franklin said, recognizing that it's so important, and she said to Judge Cantrell, you know I definitely support, but like Councilwoman Cid said, if we do this, tomorrow, the Commissioners are going to come in, and say you gave it to Judge Cantrell. Franklin said, there are many occasions in which we have had pull a Judge, to go in and sit in for another Judge, because, when you look at it. When we have night Court, that's not the same Judge that's sitting there, when you have one of the Judges that take turns over in the Jail, those are not the same Judges, they are from different (inaudible). Franklin said, the only thing I'm saying if there is any way that you can do that, then It's going to create a big problem for this Council. Nobody recognizes that, I do. It's going to create a problem. Everybody is going to come and say, you did it for Judge Cantrell.

Washington said, I think the law states that everyone has a right to a fair trial, and everyone has a right to be represented to the fullest. Washington said, I don't think we should put ourselves in a position to put somebody in a position that they are not getting the best possible representation, even if it's for a day, or two days, everyday is critical, in terms of a trial. The Judge already indicated that there is a trial in place, and I think that person needs to get "caught up to speed". I totally understand what Councilwoman Cid is saying, she is right. That is a dangerous "slope", but in this case, I think we have to be cautious of the fact that this is a Judge.

Judge Cantrell said, I think it's different than a secretary position, or a bailiff position, where you could have somebody part-time, come in and pay them with part-time money if you had part-time money available to keep the position available until the rest of the year, but because we are talking about them representing incarcerated, and indigent persons, I think it makes a difference.

Attorney Szarmach said, if you are looking for a standard, the standard here in our Ordinance is, you can fill it for "just cause", where you give permission to fill it for "just cause". That's the standard, if you fill there is "just cause", you can go ahead and fill it.

Cid said, a vacant position. It's not a vacant position, at this time.

Attorney Szarmach said, your point is well taken. It's a unique position, you have a letter, basically a letter of resignation, you know it's going to be vacant, it's not "I might be leaving". You should take that into consideration.

Cid asked would anyone consider deferring it, and perhaps scheduling a special meeting?

Bilski said we have a motion on the floor, I don't think anyone has asked for a deferral yet. Bilski commented, with our Ordinance, the intent of the Ordinance is to put the "brakes" on replacing people, Bilski said, I agree wholeheartedly with what Council lady Cid, and what Council lady Franklin said, however, we have to have the ability to judge each case individually, it might be another department coming up here that says exactly Council lady Franklin said, they are going to be coming over here, maybe it's the Commissioners, maybe it's another department head, but it is going to be up to us to decide at that point in time, and Bilski said, I believe what our Attorney advised on, and is something that's a very common practice, which is "just cause". Is there just cause? Does it need to be there, is there a doubt that this position, is there a need to schedule that special meeting because there is doubt in our mind, or is this something that we can just make good decisions to move business forward on? Bilski said I think that's where we have to ask ourselves, and go on.

Strong said I agree with you. He said I think Council lady Cid is right, Council lady Franklin is right, and you are right. Your words, "just cause" does apply here, and I think "just cause", we have to listen to that, and I think the Judge' position needs to be filled, it's a special situation. I would be the last one to start hiring people, or go against the Ordinance, but we have to have the ability to make special exceptions, and I think this is definitely a special exception. I can support this.

The majority voted "Yes". Dernulc was "absent". Motion carried 6-yes, 1-absent.

In the Matter of Lease Need Approval – Center Twp Assr, 213 S. Court St. Crown Point, IN 46307

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

In the Matter of Councilmanic Appointment – Lake County Redevelopment Commission (1)

Hamm made the motion, seconded by Washington to open the nominations. Hamm nominated Councilman Jamal Washington, Strong seconded the nomination.

Franklin said it was her Commission, and she allowed him to serve in that Commission until she was able to come back to the Council. Franklin said that is asking to be placed on the agenda to be appointed.

Bilski nominated Elsie Franklin to serve on the Economic Development Commission.

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

For the motion to approve Councilman Washington to the Economic Development Commission, Hamm, Washington, and Cid voted "Yes". Dernulc was "absent". Motion failed 3-yes, 3-no, 1-absent.

For the motion to approve Elsie Franklin to the Economic Development Commission, Hamm, Franklin, Cid, Strong, and Bilski voted "Yes". Dernulc was "absent". Washington voted "No". Motion to approve carried 5-yes, 1-no, 1-absent.

Councilwoman Elsie Franklin is the Councilmanic Appointment to the Lake County Redevelopment Commission.

In the Matter of the Citizen Appointment – Lake County Redevelopment Commission (1).

Hamm made the motion, seconded by Washington to defer the Citizen Appointment to the Lake County Redevelopment Commission to 12-13-16. The majority voted "Yes". Dernulc was "absent". Motion to defer carried 6-yes, 1-absent.

In the Matter of Citizen Appointment - East Chicago Library Board (1).

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

Cid nominated Damon Carpenter.

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

The majority voted "Yes" to approve Damon Carpenter to the East Chicago Library Board. Dernulc was "absent". Motion carried 6-yes, 1-absent.

In the Matter of Northwest Indiana Special Education Cooperative Schools
Discussion

Lori Brown- Runyon, the Transition Coordinator for Northwest Special Education Cooperative was present. She explained that they serve 9 districts in Northwest Indiana.

Bilski said the reason for this discussion is that it was brought to his attention that we are having a difficult time placing some of these kids for work. He said he spoke with Lori who said that she had anywhere from up to 5 to more kids, and they would be looking at one to two hours per week, per child. Bilski said he is going to ask the Commissioners to help him coordinate this. He said he has spoken to the elected officials, and he had such a positive response. He said that Mr. Prince, and Mr. Brown both said they wanted to be the first to take on, and Mike Brown in the Recorder's Office said he wants some kids. Bilski said we've had a great response, and he thinks that the way they would work is, they would have to come in and apply for the job in the County Commissioner's Office. They would work as part-time, and be paid out of the part-time line item, for each department that wants to volunteer, and work. Bilski said, he thinks that that placement could be coordinated through Tom Dabertin, and Bilski said he thinks a letter drafted, from this Office, from this Body, if so approved, a letter drafted to all department heads that this Labor Force is available, through the Board of County Commissioners. Bilski said he thinks that's all it would take, he doesn't think it needs a Resolution.

Washington said, he thinks this is a "no-brainer", and it's also personal for him. He said he has a nephew that is mentally challenged, and he is 19, and they put him into classes, and in these classes, they help him try to translate to the real world of getting these jobs that he is speaking of today. Washington said, when he heard about this, it touched home for him. These are things that he thinks are being missed in our community, and it's really cost effective, when we are talking about money well-spent, this is money well spent. Washington commended Lori for the things that she does, and encouraged her by saying, "keep doing the things that you do", he thinks that's a field that's not really being put out there, or giving acknowledgement of how great you guys are.

Lori said she brought 4 portfolios of what they do with their children. She said they work on them from 14 years, through 21 years of age. She said a lot of times, they have communication problems, they take their portfolios to sell themselves, so she brought 4 to sell them, but Lori said it already sounds like they have already sold themselves through all of you positive folks, so she said she is thrilled.

Bilski said we will need to have a meeting, in the near future, and he will contact Mr. Blanchard, to make arrangements with Dabertin. Bilski said we will basically be putting a letter out to all of the Department Heads, informing them that this Labor Force is available.

Lori explained that they would like to make it a viable job for the kids, so she would like to be one child, instead of more than one at one time. They would come with a job coach, and that job coach breaks down that job, or the tasks, to make it successful for the student. If they have something that they can't figure out the first time, the job coach will be there to break it down, so it will be a real positive experience. It won't take any of your time, we will be with that student, until we think that there is 100% accuracy. We will talk with the people that they work with, and it will be a good situation. The minute that it's not a good situation, is why we have the job coach, and that's why I'm there.

Cid said her brother is a Special Ed teacher, and she thinks this is a great program.

Bilski said to get this going, we will get this letter out. He told Lorri that she should walk down to the Assessor's Office, and see Mr. Prince, and let him know that I sent you there, and you can get that first child started, and the second child is right below us in the Recorder's Office, and you could be able to get one started there, Mr. Brown, as well as our Circuit Court, Mike Brown has asked for... so I will put the letter out, but you definitely, if you have the chance today, Mr. Prince would want to hear it.

Franklin said that her sister is a Special Ed teacher. Her main concern is the children, and in the school system, a lot of these kids are not learned disabled, it's behavior. There are several teachers that are so dedicated to making sure that they get what they need, and you have other teachers who, as soon as that kid comes into the classroom, and acts up, she puts him out. So that is not something that is good for the students, being able to get into society. Franklin said to Bilski that you previously mentioned the fact that getting with Mr. Dabertin, Franklin said that what she personally would like to see, and hopefully it can be done, is directly contacting those Department Heads, because it takes a while for Mr. Dabertin to get around to something, and it wouldn't be a problem if it's going directly to the Department Heads. That way, the department head is familiar with that student, and understands from the Coordinator, because the

coordinator is the person that also introduces that child to that department head, and lays out the needs of the student.

Franklin said she doesn't think we need to go that route with these students.

Bilski asked Lorri, to leave her business card, with all of her contact information.

Lorri said, she teaches for the public schools, so there are no business cards, but she will leave all of her contact information with the Council secretary.

Bilski said then, we can put out a letter to every elected official. We will get one started after this meeting, and we will put out a letter asking them to contact you directly for placement of children.

In the Matter of Resolution Acknowledging December 1, 2016 as World Aids Day.

Cid made the motion, seconded by Hamm to approve. The majority voted "Yes". Dernulc and Franklin were "absent". Motion carried 5-yes, 2-absent.

RESOLUTION NO. 16-92

**RESOLUTION ACKNOWLEDGING
DECEMBER 1, 2016 AS WORLD AIDS DAY**

- WHEREAS,** the Centers for Disease Control and Prevention estimates that more than 1 million people are living with HIV in the United States and one in five of those people living with HIV is unaware of his or her infection; and
- WHEREAS,** new infections continue at far too high a level, with 50,000 Americans becoming infected with HIV each year; and
- WHEREAS,** more than 619,000 people with AIDS in the U.S. have died since the epidemic began; and
- WHEREAS,** in May of 2015, a new law went into effect to allow local health departments and law enforcement to work together, if certain criteria are met, to start a syringe exchange program to provide hard to reach people who inject drugs with an opportunity to reduce the spread of bloodborne diseases such as HIV and HCV by using sterile syringes, share syringes less often and safety dispose of used syringes; and
- WHEREAS,** the World Health Organization in 1988 established World AIDS Day (December 1st) providing an opportunity for people worldwide to unite in the fight against HIV and raise awareness of the continuing epidemic around the globe; it is an occasion to reflect about the more than 25 million people who have died from HIV/AIDS over the past decade, to consider how to better care for the 35 million people living with HIV/AIDS, and to reach out to families, friends and loved ones who have been deeply affected; and
- WHEREAS,** the Lake County Council acknowledges December 1, 2016 as World AIDS Day.

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

That the Lake County Council acknowledges December 1, 2016 as World AIDS Day.

SO RESOLVED THIS 15th day of November, 2016.



 CHRISTINE CID

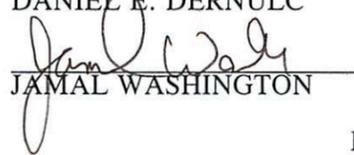


 TED F. BILSKI, President



 ELSIE FRANKLIN

DANIEL E. DERNULC


 JAMAL WASHINGTON



 ELDON STRONG



 DAVID HAMM

Members of the Lake County Council

In the Matter of Resolution In Support of and Indiana Medical Marijuana Statute

Washington made the motion, seconded by Hamm to approve the Resolution in support of an Indiana Medical Marijuana Statute.

Washington wanted to make it clear that this is not something that's making it legal. This is not a Resolution that is going to change the laws. This is just our voice, as we have done in the past. He said our voice, is one of the strongest commodities we have in our County. He said regardless of the fact that they have super majority, or not, he still believes we should make our voice heard.

Washington wanted to touch on a few key points today. He said 28 States, and Washington D.C. have now passed some form of legalizing marijuana. Perhaps the biggest surprise in this year's election was votes in "deep red" North Dakota passed a measure with an alarming 63% of the vote. Oregon was actually the one State to decriminalize the use of medical marijuana in 1973, which puts us 43 years behind the measure.

California was followed by Alaska, Oregon and Washington in 1998, all valid measures. This year, Washington legalized the recreational use of marijuana in a 56 to 44% ballot victory. Dozens of legislators in the House of Representatives will begin representing the interest of a California Marijuana Industry, and make a huge congressional push to resolve the differences between Federal and State Laws.

In reported rates of deaths by marijuana versus the death by 17 FDA approved drugs, including anti-spasmodics that's used to treat muscle spasms, anti psychotics, used to treat psychosis, and other popular drugs used to treat ADD, depression, pain, other conditions.

There were no reported deaths in which marijuana was the primary suspect of the death, however, there were 10,008 reported deaths, in which the aforementioned 17 FDA approved drugs were the primary suspect of the death.

This year, Florida became the number one southern State to decriminalize the use of medical marijuana. 31 individuals Cities have decriminalized marijuana, 5 Cities have legalized marijuana, and 12 Cities have made marijuana arrest, the lowest (inaudible).

In California, the state imposes 2.9 per cent sales tax on medical marijuana, and retail marijuana. A 10% special tax on retail marijuana, a 15% marijuana excise tax retail/marijuana application license fees.

In 2015, Colorado raised more revenue from marijuana sales, than alcohol sales, with estimated forecast of 70 million, they took in nearly 140 million. The City of Denver took in 29 million from sales and licensing fees. Marijuana sales are expected to top a 1 billion in the state in 2016.

Just like the prohibition of alcohol, and gay marriage, issues that were once viewed as never achievable, marijuana will soon be legal, in all 50 states, Washington said, he believes, so he just wants to touch on a few things, again, he said he knows that this is a touchy issue, and some people felt like, "hey, I don't want to touch it". Washington said, he just felt like this is something that we should address, and then said, "this is my voice".

Franklin said she understands and respects her colleagues' views, however, when she mentioned this to some of the younger members of her family that she was looking to support her colleague, they asked me not to. She said, and the reason being was, a couple of them, their concerns were the fact that, if you legalize it, their concern would be, how many Doctors would prescribe the use of marijuana for health reasons, that they would not take it, and misuse it, by selling it to people who were not ill. She said that was her granddaughter, who happens to be 19 years old. Franklin said, I had to think about that, and this is something that I would have to seriously think about, and I have not taken the time to process how I really feel about it. She said that she can't break a promise that she made to her granddaughter, and that is one of the reasons why she will not support this.

Bilski said he wish that the Resolution was to put it on a referendum for the State to decide, because he thinks that's where it belongs really, in the hands of the people to decide overall. Bilski said, my personal opinion is that I don't want to see anyone suffer, and I have friends that are going through chemotherapy, and radiation, and they have lost a lot of weight, and I know that medical marijuana does it, but my issue also is that, there was a 60 minutes episode done, recently, and by decriminalizing it, and making it legal, we've had ..., then Bilski said, common sense doesn't go around as strong as it used to, but during that episode, the critics of medical marijuana was that pregnant women, that we have warning labels on cigarettes, that tell you not to smoke, not to drink when you're pregnant, with the medical marijuana, these kids thought that there was no harm, no fowl, and that was the focus of the program, was about medical marijuana, and young girls being pregnant, and continuing to smoke because it was legal, and the warning and those types of things weren't there. Common sense would tell you, why would you smoke marijuana, or even the edibles, and all these other forms of marijuana that are out there, they should not necessarily be smoking, but they feel that since it's legal, and that was the big focus on it, and a huge problem, in other States that have decriminalized it. Bilski said he does support decriminalizing it because he thinks it ruins lives, he thinks some of it is our jails, and a lot of the people that we have in the jails. Bilski said he is very torn because he sees the positive sides of this, he sees a cash crop, and economic side that Councilman Washington spoke on, he sees the public side, and he doesn't want for any way shape, or form, that he is an advocate for any drug use, whether it's prescription, or other, or even an advocate for alcohol, at a certain point, becomes illegal if you drink too much. Bilski said he likes what it says, in that resolution. He sees so many positive things listed in here, but there is also another side to this, and Bilski said he would like to know if we would be willing to make an amendment to say, "for these reasons, we would request and past this Resolution and send it to the Governor's Office, and to our Senate and House, asking them to say, "this needs to come in front of the citizens of Indiana, and I would be 100% on board that take this Resolution, for these reasons. The action needs to be taken by the House, the Senate, and the Governor's Office, to make this come to fruition. Allow the people to vote on it, put it on referendum.

Washington said, I think that's what we're saying with the referendum though.

Attorney Szarmach said, no you want to a vote, in November.

Bilski said, I am asking that our Resolution is requesting, with for these reasons that you listed, we're asking the Governor, the Senate, and House of Representatives in this State, to put it on a referendum ballot vote for all citizens to decide.

Attorney Szarmach said, you may have a problem with that, I don't know, but there may be a problem with the referendum on this subject. Referendums in Indiana are very limited what you can use.

Bilski said, but they can change that.

Attorney Szarmach said, they can change the State Law to allow this, I mean I would like to do the research to find that out. Do you want to send them a Resolution to do a referendum, when that's not allowable on the Statutes?

Washington said, I think that's something we can come back to the table as well, later, but I think this just shows our support.

Attorney Szarmach said, I would be happy to research it.

Strong said that Councilman Washington is well aware of my position on this. Strong said "I am steadfast against it". Strong said he does not believe that this County Council is a venue for this type of thing. This is a State matter, it's not a County Council matter, even in the form of a referendum. Strong said there are a number of reasons not to support medical marijuana. Strong said, first of all, it's not a medicine. It's a plant. You can't control the dosage, there's over 400 chemicals that make it up. Most doctors don't want any part of it, and it's a medical unnecessary. You don't need it for medical, there are better medicines out there. There is lack of consistent data controlling for marijuana. Strong said, "I've been a patient of Crohns's Disease for 40 years. This past Spring, I was diagnosed with cancer. I spent the summer going through chemo, and radiation. I took my treatments in Chicago, where medical marijuana is allowed. The Radiologist asked me if I wanted to try it for the pain that I was having, but in the same breath, he also told me, there are better medicines out there than marijuana, and I believe that." Strong said, I don't think medical marijuana is a necessity, there are still other things out there, and there are so many negative things with it. You've got to be able to control the dosage, you've got to have consistent data to make it okay to use, and, again, most Doctors are not aware of it.

Councilman Washington talked about revenue creation in Colorado, well, they've got a recreational statute there too, that's where their revenue was made. We are talking medical, medical marijuana. Strong said, it's not a good idea, but most importantly, this County Council is not the venue, this is a State matter.

Cid said the use of medical marijuana goes back 5,000 years, and there are many drugs today that have bad side effects. You see the commercials on television, where the effects are worse than the illness, but I have to say, it's time. It's time to approve medical marijuana. If it's a personal choice, this is the Illinois code, it's not one page simple, there are many regulations that have to be, it's not that simple. The application process, it's not just you go to your doctor, and he prescribes it to you. There are many things that you have to prove, and there are several...you are not allowed to drive, all of those things are in here. So, Cid said I have family members, and I have seen them on their death bed, sick as they can be, and if this was one medicine that they could take legally, then they should be able to have that choice. It's their choice. It's not me making the choice for them, and I think the State should approve it. Cid said we are so far behind, it's like any other drug, and to me it's a natural drug. It's a plant, and there are many patients out there with diseases who would like to see this approved, and I stand with them. Cid said it's time, and actually there are many physicians that approve it, and I can read from here, that there is a range of medical and public health organizations, including American Academy of HIV Medicine, The American College of Physicians, the American Nurses Association, the American Public Health Association, the Leukemia and Lymphoma Society, and many others, okay. They approve this, there has been research done. More or less, regardless of that professional research, it's the opinion of these people who have used it, that's more important than any other research, my opinion.

Bilski asked, is our intention to follow this, in line with this, because I can't vote yes for this, right now, if we are not going to follow up, and then it sounds almost like we would be "deadlocked", that means it doesn't pass, and I don't want to send that message either. I need, in order for me to agree with this, I need to know whether we are going to empower our Attorney to look, and do the research on what steps need to be taken to pass this, in conjunction, and with a follow-up Resolution requesting that this be put on a state-wide referendum, for the people.

Washington said, I agree, I think that's something we should follow up with.

Attorney Szarmach said, you may have to, in that Resolution, request that enabling Legislation be adopted.

Bilski asked Attorney Szarmach to do the research, and get back to us, and we will be able to make that decision in December. Bilski said, I would like to do these in conjunction with one another, in December, but for what reason, I'm not sure of the time-frame has to be done right now. Bilski said he doesn't want to send a negative message from here. It seems very critical that it has to be done by this month..

Bilski said the organizational day is the 22nd, it's about a 2-hour meeting, we could have that down on the table in their desk, Bilski said, with that said, to get this Resolution to the State, who are we sending this to? He asked, is it the intention of sending it to our State Delegates?

Attorney Szarmach said, there were two, as you can see, the Resolution, there were two rather expensive Bills last year, that were submitted, Senate Bill 209, House Bill 1284. Attorney Szarmach said, I assume that they will be submitted again, it's likely every year, they are. So that they will have two Bills to look at very shortly.

Washington said, I agree, and I disagree. I agree with you, in the fact that this not be the only measure we take. I agree that the fact that we follow up with Senator Karen. I have already reached out, and if the Attorney can keep looking to it, but I don't see a reason why we should wait. Washington said, at the end of the day, you can vote it up or down, this is just any other Resolution, as we've done in the past. When we ask the State to hear our voice, and I understand from a strategic standpoint, but it's my every intent to keep moving forward on it. I would rather go with the vote, even if it's up or down.

Strong asked Attorney Szarmach, were the Bills that were presented, direct law, pertaining to this, or were they for a referendum?

Attorney Szarmach said, no, it was a direct law for medical use of marijuana, and a lot of it he thinks copied the other States that are using medical, you show the criteria, procedure, application. If you pass this today, I can put another Resolution together in December, for the, ...if we have to change (inaudible)..

Bilski said he doesn't want to send a negative message, that this is something that we don't support in the form of helping people.

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

Bilski wanted to reiterate that in no way is he up here to advocate the use of any illicit drug, but he doesn't want to send a negative message that is there is something out there, that would help someone's pain, I support that, in decriminalizing it. He said he would hope that the in December, we address this, and we move this with a referendum and push that our State allows the citizens of this State to make that decision.

RESOLUTION NO. 16-93

**RESOLUTION IN SUPPORT OF AN INDIANA
MEDICAL MARIJUANA STATUTE**

- WHEREAS,** the Lake County Council recognizes the science and medical profession's determination that medical marijuana serves as an effective, palliative treatment for many medical conditions and disorders such as:
- 1) cancer;
 - 2) glaucoma;
 - 3) human immunodeficiency virus;
 - 4) acquired immune deficiency syndrome;
 - 5) hepatitis C;
 - 6) amyotrophic lateral sclerosis;
 - 7) Crohn's disease;
 - 8) Alzheimer's disease;
 - 9) nail-patella;
 - 10) multiple sclerosis;
 - 11) injury or disease to the spinal cord, spinal column, or vertebra;
 - 12) myelomalacia;
 - 13) celiac disease;
 - 14) sickle cell anemia;
 - 15) chronic or debilitating diseases that produce:
 - (a) cachexia or wasting syndrome;
 - (b) severe or chronic pain;
 - (c) severe or chronic nausea;
 - (d) seizures, including seizures that are characteristic of epilepsy; or
 - (e) severe or persistent muscle spasms; and
 - (f) posttraumatic stress disorder; and
- WHEREAS,** the Lake County Council acknowledges that as of September 29, 2016, 25 states, the District of Columbia, Guam and Puerto Rico have established prescription medical marijuana programs; and
- WHEREAS,** during its 2016 Legislative Session, two prescription medical marijuana bills were brought before the Indiana General Assembly for its consideration, specifically Senate Bill 209 and House Bill 1284; and
- WHEREAS,** the Lake County Council is cognizant the passage of an Indiana statute allowing the use of prescribed medical marijuana, will alleviate the suffering of citizens of Lake County, Indiana who have certified, qualifying medical conditions and conditions, as well as all citizens within the State of Indiana who have been certified as having qualifying medical conditions;
- WHEREAS,** the Lake County Council finds the passage of an Indiana statute allowing the use of prescribed medical marijuana will benefit the citizens of Lake County, Indiana,

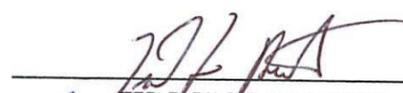
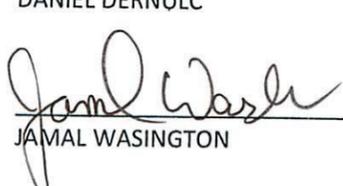
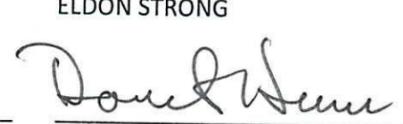
as well as all citizens within the State of Indiana in tangential ways, such as reducing the number of those prosecuted for the use of marijuana for medical purposes, thereby redirecting the resources of the court and jail or prison systems to other more high-priority criminal matters; and

WHEREAS, the Lake County Council recommends the medical marijuana program established by the Indiana statute have a neutral fiscal impact on Lake County, Indiana and the State of Indiana whereby the program's expenditures are fully paid for by the fees charged by the program

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

1. To alleviate the suffering of Lake County, Indiana citizens having certified, qualifying medical conditions and disorders by providing them access to effective, palliative treatment, the Lake County Council supports the passage of a prescribed medical marijuana program statute by the State of Indiana.

SO RESOLVED THIS 15th DAY OF November, 2016

 CHRISTINE CID	 TED F. BILSKI, PRESIDENT
_____	 ELSIE FRANKLIN
DANIEL DERNULC	_____
 JAMAL WASHINGTON	 DAVID HAMM
_____	_____
_____	_____

In the Matter of Highway Ordinance – Establishing and Posting of a 15 ton weight limit : Clay Street (Range Line) beginning at a point 1.2 miles south of State Road 2 (the quarry entrance) thence commencing south to 205th Ave.

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

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

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

WEIGHT FORM

ORDINANCE NO. 1402A

ORDINANCE PETITION

FINDING OF FACT

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HEREBY REQUEST THE ESTABLISHMENT AND POSTING OF A **15 TON** WEIGHT LIMIT AND OVER THE FOLLOWING DESCRIBED ROADS BE **APPROVED**

The posting of a 15 Ton Weight limit on Clay St (Range Line) beginning at a point 1.2 miles south of State Road 2 (the quarry entrance) thence commencing south to 205th Ave

Petitioned by Lake County Highway Department

BASED UPON THE FOLLOWING FINDING OF FACT:

1) AN ENGINEERING STUDY WAS CONDUCTED BY THE LAKE COUNTY HIGHWAY DEPARTMENT ON 9/8/2016 UNDER THE DIRECTION OF THE LAKE COUNTY HIGHWAY ENGINEER (AN INDIANA LICENSED PROFESSIONAL ENGINEER) IN ACCORDANCE WITH THE INDIANA UNIFORM TRAFFIC MANUAL FOR STREETS AND HIGHWAYS AS REQUIRED BY INDIANA CODE 9-21-3 AND HAS DETERMINED THAT A **15 TON** WEIGHT LIMIT **IS WARRANTED** AT THE ABOVE DESCRIBED LOCATION IN UNINCORPORATED LAKE COUNTY, INDIANA.

2) AFTER A REVIEW OF THE LAKE COUNTY HIGHWAY DEPARTMENT BUDGET IT HAS BEEN DETERMINED THAT THE EXPENDITURE OF FUNDS FOR THE PURCHASE AND INSTALLATION OF TRAFFIC CONTROL DEVICES **ARE JUSTIFIED** ACCORDING TO THE ENGINEERING STUDY AND THE INDIANA UNIFORM TRAFFIC MANUAL AT THE ABOVE DESCRIBED ROAD (S).

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE BASED UPON THE ABOVE FINDING OF FACTS PETITION THE LAKE COUNTY COUNCIL OF THE COUNTY OF LAKE TO **ESTABLISH** A **15 TON** WEIGHT LIMIT ORDINANCE (S) AT THE ABOVE DESCRIBED ROADS.

RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS BY:

THE LAKE COUNTY SHERIFF

LAKE COUNTY HIGHWAY SUPERINTENDENT

LAKE COUNTY HIGHWAY ENGINEER

SEE ATTACHED ENGINEERING REPORT

[Handwritten signatures]

[Handwritten signatures]
COUNTY COUNCIL

November 15, 2016

COUNTY APPROVAL DATE

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE:

COUNTY COMMISSIONER

PRESIDENT

COUNTY COMMISSIONER

COUNTY COMMISSIONER

DATED

COUNTY REJECTION DATE

In the Matter of Highway Ordinance – Establishing and Posting a 15 Ton Weight limit over the following described road – Clay Street (Range Line) from Rt 2 North to 173rd Avenue.

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

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

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

WEIGHT FORM

ORDINANCE NO. 1402B

ORDINANCE PETITION

FINDING OF FACT

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE HEREBY REQUEST THE ESTABLISHMENT AND POSTING OF A **15 TON** WEIGHT LIMIT AND OVER THE FOLLOWING DESCRIBED ROADS BE **APPROVED**

The posting of a 15 Ton Weight limit over the following described road to be approved. Clay St (Range Line)

From Rt2 north to 173rd Ave

Petitioned by the Lake County Highway Department

BASED UPON THE FOLLOWING FINDING OF FACT:

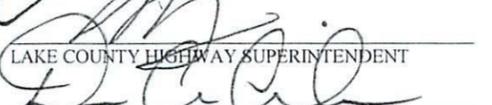
1) AN ENGINEERING STUDY WAS CONDUCTED BY THE LAKE COUNTY HIGHWAY DEPARTMENT ON 9/8/2016 UNDER THE DIRECTION OF THE LAKE COUNTY HIGHWAY ENGINEER (AN INDIANA LICENSED PROFESSIONAL ENGINEER) IN ACCORDANCE WITH THE INDIANA UNIFORM TRAFFIC MANUAL FOR STREETS AND HIGHWAYS AS REQUIRED BY INDIANA CODE 9-21-3 AND HAS DETERMINED THAT A **15 TON** WEIGHT LIMITS **ARE WARRANTED** AT THE ABOVE DESCRIBED LOCATION (S) IN UNINCORPORATED LAKE COUNTY, INDIANA.

2) AFTER A REVIEW OF THE LAKE COUNTY HIGHWAY DEPARTMENT BUDGET IT HAS BEEN DETERMINED THAT THE EXPENDITURE OF FUNDS FOR THE PURCHASE AND INSTALLATION OF TRAFFIC CONTROL DEVICES **ARE JUSTIFIED** ACCORDING TO THE ENGINEERING STUDY AND THE INDIANA UNIFORM TRAFFIC MANUAL AT THE ABOVE DESCRIBED ROAD (S).

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE BASED UPON THE ABOVE FINDING OF FACTS PETITION THE LAKE COUNTY COUNCIL OF THE COUNTY OF LAKE TO **ESTABLISH** A **15 TON** WEIGHT LIMIT ORDINANCE (S) AT THE ABOVE DESCRIBED ROADS.

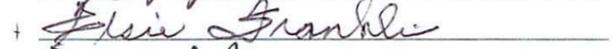
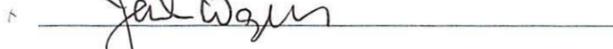
RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS BY:


THE LAKE COUNTY SHERIFF


LAKE COUNTY HIGHWAY SUPERINTENDENT


LAKE COUNTY HIGHWAY ENGINEER

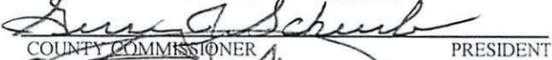
SEE ATTACHED ENGINEERING REPORT

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November 15, 2016

COUNTY APPROVAL DATE

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LAKE:


COUNTY COMMISSIONER PRESIDENT


COUNTY COMMISSIONER

COUNTY COMMISSIONER

DATED

COUNTY REJECTION DATE

In the Matter of Ordinance for Lake County Sheriff's Department Off-Duty Employment – Second Reading.

Strong made the motion, seconded by Washington to defer to 12-13-16. The majority voted "Yes". Dernulc was "absent". Motion to defer carried 6-yes, 1-absent.

In the Matter of Ordinance Adopting Uniform Internal Control Standards and Materiality Policy for Lake County, IN.

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

In the Matter of Ordinance Concerning Holiday Schedule for the Year 2017

Washington made the motion, seconded by Cid to approve the schedule with Christmas Eve off, on 12-22-17, and New Years Eve Off on 12-29-17, on First Reading. The majority voted "Yes". Dernulc was "absent". Motion to approve on First Reading carried 6-yes, 1-absent.

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

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

ORDINANCE NO. 1402C

**ORDINANCE CONCERNING HOLIDAY
SCHEDULE FOR THE CALENDAR YEAR OF 2017**

WHEREAS, the Lake County Council pursuant to I.C. 5-10-6-1(b) has authority to establish legal holidays for employees of Lake County, Indiana, and

WHEREAS, the Lake County Council wishes to establish legal holidays for employees of Lake County.

NOW, THEREFORE, LET IT BE ORDAINED by the Lake County Council that the following holidays are established for the employees of Lake County, Indiana:

<u>2017:</u> New Year's Day	January 1st	Sunday
	Observed January 2 nd	Monday closed
Martin Luther King, Jr.	January 16th	Monday closed
President's Day	February 20 th	Monday closed
Good Friday	April 14th	Friday closed
Memorial Day	May 29th	Monday closed
Independence Day	July 4th	Tuesday closed
Labor Day	September 4th	Monday closed
Columbus Day	October 9th	Monday closed
Veterans Day	November 11th	Saturday
	Observed November 10 th	Friday closed
Thanksgiving Day	November 23rd	Thursday closed
	November 24th	Friday closed
Christmas Eve	December 24 th	Sunday
	Observed December 22 nd	Friday closed
Christmas Day	December 25th	Monday closed
New Year's Eve	December 31 st	Sunday
	Observed December 29 th	Friday closed
<u>2018:</u> New Years Day	January 1st	Monday closed

SO ORDAINED THIS 15th DAY OF NOVEMBER, 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 Amending Lake County Self Insurance Ordinance, Ordinance No 992C-3

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

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

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

ORDINANCE NO. 992C-46

ORDINANCE AMENDING LAKE COUNTY SELF INSURANCE
ORDINANCE, ORDINANCE NO. 992C-3

WHEREAS, on May 9, 1989 the Lake County Council adopted the Lake County Self Insurance Ordinance;

WHEREAS, the Lake County Council now desires to amend Ordinance No. 992C-3.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

That Ordinance No. 992C-3 be amended as follows:

**SECTION IV. EMPLOYEE ELIGIBILITY REQUIREMENTS FOR PARTICIPATION
IN THE EMPLOYEE BENEFIT PROGRAM**

D. Cost Center Contributions for Health Care.

DELETE:

- 1. Effective January 1, 2015, costs center contributions for health care are hereby established at \$750.00 per pay period for each full-time position, single or family, effective date January 1, 2015.

INSERT:

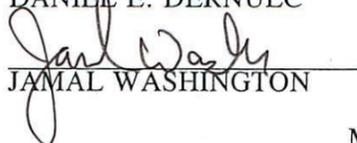
- 1. Effective January 1, 2017, costs center contributions for health care are hereby established at \$787.50 per pay period for each full-time position, single or family, effective date January 1, 2017.
- 2. That the \$787.50 per pay period contribution shall be made by all offices, departments and agencies that have full-time employees.

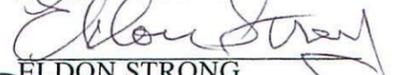
SO ORDAINED THIS 15th DAY OF NOVEMBER, 2016.


CHRISTINE CID


TED F. BILSKI, President


ELSIE FRANKLIN

DANIEL E. DERNULC

JAMAL WASHINGTON


ELDON STRONG

DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Amending Ordinance No 1400B, the Ordinance Establishing Non-Reverting Self Insurance and Insurance Working Funds for Lake County

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

Strong made the motion, seconded by Cid to Suspend Rules. The majority voted "Yes". Washington, and Dernulc were "absent". Motion to Suspend Rules carried 5-yes, 2-absent.

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

ORDINANCE NO. 1400B-1

**ORDINANCE AMENDING ORDINANCE NO. 1400B, THE
ORDINANCE ESTABLISHING NON-REVERTING SELF
INSURANCE AND INSURANCE WORKING FUNDS FOR LAKE COUNTY**

WHEREAS, on September 13, 2016, the Lake County Council adopted Ordinance No. 1400B, the Ordinance Establishing Non-Reverting Self Insurance and Insurance Working Funds for Lake County; and

WHEREAS, the Ordinance provided in part for the establishment of a working account for workers compensation to pay claims; and

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

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

Ordinance No. 1400B, the Ordinance Establishing Non-Reverting Self Insurance and Insurance Working funds for Lake County shall be amended as follows:

DELETE:

SECTION II - WORKING ACCOUNTS

B. PROCEDURE

- (9) Cost Center Contributions for Workers Compensation Benefits for each full-time and part-time employee is established at the rate of \$17.00 per pay period per employee effective January 1, 2016.

INSERT:

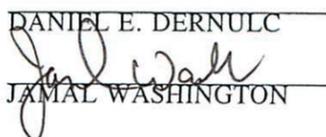
SECTION II - WORKING ACCOUNTS

B. PROCEDURE

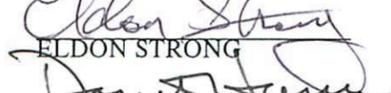
- (9) Cost Center Contributions for Workers Compensation Benefits for each full-time and part-time employee is established at the rate of \$17.50 per pay period per employee effective January 1, 2017.

SO ORDAINED THIS 15th DAY OF NOVEMBER, 2016.


CHRISTINE CID

DANIEL E. DERNULC

JAMAL WASHINGTON


TED F. BILSKI, President


ELSIE FRANKLIN

ELDON STRONG

DAVID HAMM

Members of the Lake County Council

In the Matter of Ordinance Establishing the Lake County Internal Control Standards and Materiality Committee.

Cid asked, so this is establishing the Committee, but not naming the Committee members correct?

Attorney Szarmach answered, correct.

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

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

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

ORDINANCE NO. 1402D

ORDINANCE ESTABLISHING THE LAKE COUNTY UNIFORM
INTERNAL CONTROL STANDARDS AND MATERIALITY COMMITTEE

- WHEREAS**, I.C. 5-11-1-27 requires each political subdivision to maintain a system of uniform internal control standards in order to promote accountability and transparency; and
- WHEREAS**, in September 2015 pursuant to I.C. 5-11-1-27(e) the Indiana State Board of Accounts developed and published the Uniform Internal Control Standards for Indiana Political Subdivisions in order to provide the basis of common understanding to assist public sector managers in complying with the internal control requirements; and
- WHEREAS**, pursuant to I.C. 5-11-1-27(g) after June 30, 2016 all Indiana Political Subdivisions must develop local policies regarding uniform internal control standards and ensure that personnel receive training on internal controls; and
- WHEREAS**, the Lake County Council finds that the County's policy regarding internal controls should be the internal control standards as set forth by the Indiana State Board of Accounts Uniform Internal Control Standards for Indiana Political Subdivisions Manual; and
- WHEREAS**, the Lake County Council desires to establish the Uniform Internal Control Standards and Materiality Committee to assist Lake County officials in performing all the duties and responsibilities required by I.C. 5-11-1-27 in developing and adhering to the Uniform Internal Control Standards and Materiality Policy.

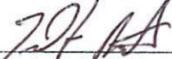
NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

1. The Lake County, Indiana Uniform Internal Control Standards and Materiality Committee is hereby established to assist Lake County officials in performing all the duties and responsibilities required by I.C. 5-11-1-27 in developing and adhering to the Uniform Internal Control Standards and Materiality Policy.
2. That the Committee shall consist of no less than three (3) or no more than 14 individuals

as the circumstances may require, and shall be appointed by the Lake County Council for a one (1) year term.

SO ORDAINED THIS 15th DAY OF NOVEMBER, 2016.

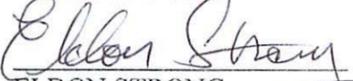

CHRISTINE CID


TED F. BILSKI, President


ELSIE FRANKLIN

DANIEL E. DERNULC


JAMAL WASHINGTON


ELDON STRONG


DAVID HAMM

Members of the Lake County Council

In the Matter of Plan Commission Ordinance 2480 – BBT Custom Homes, INC,

Strong made the motion, seconded by Hamm to **deny** Plan Commission Ordinance No. 2480.

Strong said that he went onto this location, and looked at it. He has a concern with this intersection, and safety factor, and Strong said he doesn't think this is a good fix. This is still currently residential. It's targeted for commercial, in the future, but he thinks a business here is going to cause a serious traffic problem, and he is really concerned about that.

Paul Banter, with BBT Custom Homes, owns the property, and when he bought the property, it was slated to be business. He went to the Highway Department, and they okayed the entrance, and the Health Department okayed it, there is already an existing car lot and repair center. He said, they have a potential renter for a car lot and repair center, pending of course, the engineering, and we are asking for it to be re-zoned. He said, it may not even be a car lot, at this point, but that's where we're at. There is an existing car lot next door, and he had a favorable recommendation by the BZA.

Ed Pendergast, who is on 117th Ave, right next to the adjoining property. He said he came to Indiana to raise a family, and have a rural setting. He has been there over 25 years, and he feels that it will bring his property value down. He doesn't think it's a good idea to have a car lot there. He will look out his window, and have a car lot right there. He said he doesn't think this is a good idea at all. He said he has nothing against the Banter family, they are great people, he just doesn't think it's a good idea to have a business there, and also for the same reason, the traffic.

Lisa Pendergast, lives on 117th Ave also, and she has been there for 25 years. She has seen so many accidents on that corner, and many have been deadly. She fear for her children' lives when they have to make a left hand turn on that street. She said that is not a car dealership next door, it is like a motel kind of thing, with a kitchenette, so people live there. She hopes the Council will consider how dangerous that intersection is, and how many lives have already been lost there. She said, making this decision could seriously impact a lot more lives, in our community.

Rae Hutchinson also lives on 117th, and they own the property that he keeps saying is a used car lot. It's not. The Extended Stay Motel has been there for 80 years. Her son has a mechanics business there, we do not have a car lot, and the traffic there is horrible. She said there are accidents there every week already.

Cid asked Attorney Szarmach is this is denied, what is the next procedure, do they have to come back again, and how many days?

Attorney Szarmach said, they can file an appeal.

Cid said, personally I feel, since the area is planned for commercial, and Cid said, "I don't know if there is documentation to show how many accidents, or how many people have died from accidents, but all this Council is doing is approving the zone change. There are still other steps that still have to be taken to approve the entrance, the exit, all of that is not being approved by this Council, at this time. The only thing we are approving now is the zone change.

Franklin said normally when I see that it has been recommended favorably by the Plan Commission, I take a look at that, however, I have a problem with the fact that there are homes in that area, and I would not want to have commercial zoning right in the midst of my community, so for that reason, I have to go with my "gut", and (inaudible).

Bilski said, at this time, to reiterate the motion on the floor, it's to **deny**, now remember, if this motion to deny were to fail, I will let Attorney Szarmach explain.

Attorney Szarmach said, if there is "no action". If any motion, a motion to approve, or a motion to deny, if it fails, it doesn't get 4 votes, there is "no action". If there is "no action", in 90 days it becomes law.

The majority voted "Yes" to deny. Cid voted "No". Dernulc was "absent". Motion to **deny** carried 5-yes, 1-no, 1-absent.

ORDINANCE #2480
OF THE COUNTY OF LAKE

AN ORDINANCE TO AMEND the Certified Zoning Maps of the County of Lake, Indiana to make provisions for a ZONE CHANGE (Lake County Plan Commission recommended in favor October 19, 2016).

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

ZONE CHANGE from R-3 (One to Four-Family Zone) to B-2 (Rural Business Zone) owned and petitioned by BBT CUSTOM HOMES, INC., for the purpose of automobile sales and service on the following described property:

General Location: Located at the southeast quadrant at the intersection of 117th Avenue and US 41 (Wicker Boulevard), a/k/a 11703 Wicker Boulevard in Hanover Township.

Legal: Part of the Northwest Quarter of the Northwest Quarter of Section 16, Township 34 North, Range 9 West of the 2nd Principal Meridian, described as follows: Commencing at the Northwest corner of said Section, thence running East along the North line of said Section a distance of 550 feet; thence South parallel with the West line of said Section 175 feet; thence West parallel with the North line of said Section a distance of 550 feet to the West line of said Section, thence North 175 feet to the point of beginning, excepting therefrom the North 30 feet thereof and the East 155 feet thereof, in Lake County, Indiana.

IS HEREBY _____ X _____ BY THE COUNTY COUNCIL
APPROVED DENIED REMANDED

OF LAKE COUNTY, INDIANA, THIS 15th DAY OF November , 2016.

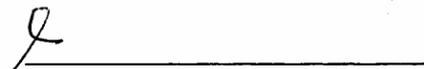
MEMBERS OF THE LAKE COUNTY COUNCIL



TED BILSKI, PRESIDENT

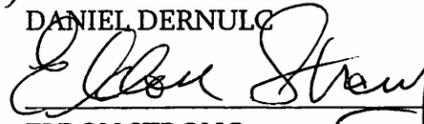


ELSIE FRANKLIN

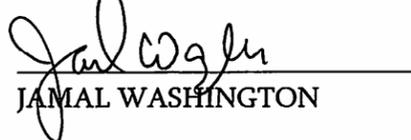


DANIEL DERNULO

CHRISTINE CID



ELDON STRONG



JAMAL WASHINGTON



DAVID HAMM

Washington stated that he is happy that Councilwoman Franklin is on the Commission, but he said he did have some concerns. He said when they first took over the position, they had the previous Director that was spending credit cards that we approved, through the Commission for personal use, and the Commission approved that, so when the Commission approves credit card expenditures for personal use, he had an issue with that, and those are some of the things that he looked at. He said they have reduced that budget all the way down to \$600,000. He said the only reason that he is saying everything that he is saying now is because the statement was made that she didn't agree with how it was done, and there are a lot of issues, in terms of people buying vehicles through Economic Development, for personal use. You can not do that, that's illegal. He said as we were going through these measures, that was approved under Mrs. Franklin' leadership, that they said, it was okay, so the reason why I was only moving for the Economic Development, because of the issues at hand, but I am happy that Mrs. Franklin is there, but I just want to go on record and say that my eyes will still be on Economic Development, my eyes will still be on any illegal doings, because that right there is 100% false, we have the documents to prove it.

Franklin said whatever measures that were approved were done by the Commissioner's Office. She said when it came down to what was going on there, we had a Director that was in charge of that whole department. Today, if you go over there, it is in total shambles. When you are dealing with finances, you need to have a check and balances. Redevelopment does not have a checks and balances.

After further discussion, Cid interjected that she doesn't think that this is the proper venue to discuss employee issues.

President Bilski hit the gavel, called a point of order, then opened up the meeting for Public Discussion.

Public Portion

Jim Nowacki, a citizen a Gary wanted to comment about marijuana, he said the product of marijuana has been an important crop world wide. It used to be one of America' largest cash crops. Indiana led the nation in the production of hemp, when it was still legal. He reminded the Council that President Obama recreationally used marijuana, as a young adult. President W Bush admits as a young person that he recreationally used marijuana, President Bill Clinton admitted that he smoked marijuana, but didn't inhale. Our own once Governor, Mitch Daniels admitted that in college he dealt marijuana to his college class mates. So the extensive use of marijuana is both legally, and illegally longtime, in the United States.

He commented that to suggest that a person, at the end of life, needs the permission of this Council, or needs the permission of this legislature to decide what they need to do as an end of life issue is absolutely ridiculous.

He said that when you talk about the dangers of marijuana, we have to look at a city like Gary, Indiana, an open drug market, a murder rate of 6 per 10,000 annually. Most of that drug related, because marijuana is illegal. Because marijuana is illegal, the murder rate in Gary, Indiana is 6 per 10,000. He said he isn't going to suggest that we need to legalize marijuana to get more taxes, as a matter of fact, Nowacki said he would discourage us from even being involved in the transaction. If he grew marijuana in his back yard, and used it as an herbal tea, or use it in a consumable bit of food, or if he wanted to smoke it, that shouldn't be the Council, or the State' concern at all.

He asked should he be able to smoke it in public, no, of course because we've got laws against smoking it. Should he be able to smoke it, then get in a vehicle and endanger public? No, of course not.

Bilski said he thinks that becomes part of the debate in the ability to measure intoxication levels. He believes that would have to come up through studies to, and Bilski said I'm not a policeman, but field sobriety tests, or something in that line. Bilski said he knows that that is a concern, and the other part that's a concern is the labeling, like he said earlier, the issues with the edibles, access to children that see a brownie sitting there, a six year old grabs a shot of whiskey, and takes sip of the bourbon that I so enjoy, is going to spit it out, and not drink it, but they eat a piece of candy that has THC in it, and they don't know the difference. So those are the concerns, and health issues that I have.

Mr. Nowacki said congratulations to the Council for passing the medical marijuana law, but he would like to see it moved further to legalize marijuana.

Bilski said he would like to see it get to the citizens of the State of Indiana, he thinks that's where it needs to be.

Lavetta Sparks-Wade, she is the Councilwoman in the City of Gary. She says she stands in support of the Medical Marijuana that this Council just passed. She said she also worked in Child Protective Services for 15 years, and she saw the difference between a female who had smoked marijuana, versus a female who had used cocaine, or any other substance. She said hands down, she guarantee you there were literally zero effect on the child, on the infant, on the fetus, with using marijuana, versus cocaine, or methamphetamine, or anything else. She said she is just speaking from experience. Councilwoman Sparks-Wade said that she literally handled hundreds of cases. In regards to the ability for medical marijuana to ease the pain of those with chronic illnesses, many of us have had family members who have suffered from cancer. She said she and her sister went through breast cancer, at the same time, they were diagnosed two days apart. She didn't have to do any chemo, or any radiation, but she did. She did both. Councilwoman Sparks-Wade said, I was in Stage 1, she was in Stage 3, and I can tell you that she was in pain from the chemo. It was difficult to hold down food, so I would even go further, because she said as she is looking at this, also, to sponsor legislation, possibly in the form of an Ordinance, or Resolution, depending upon what her Study comes up with, in regards to handling it, just in the City of Gary. She said that she didn't realize that Cities could do this sort of legislation, but in her Study, she found that there are Cities that have sponsored legislation outside of the State, and she would implore this Council to also go the step further, and ask that it be a referendum with the State election.

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