

The Board met in due form with the following members present: Michael Repay, Kyle Allen, Sr. and Jerry Tippy. They passed the following orders, to wit:

There was a moment of silent prayer; the Pledge was given and the Emergency Exit Announcement made.

A courtesy copy of the agenda and notice of this meeting was faxed by Brenda Koselke to the Times in Munster and Crown Point, the Post Tribune in Merrillville and Crown Point, WJOB Radio Station, the Star, WLTH Radio Station, Comcast Cable, the Calumet Press, Portage Journal News, Pilcher Publishing and the Gary Law, Channel 21 media on the 2nd day of August, 2017 at about 1:00 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 2nd day of August, 2017 at about 1:00 p.m.

Order #1 Agenda #5A

In the Matter of Notices/Agenda: A. Certificate of Service of Special Meeting Notice and Posting to those who have made such written request to be made a matter of public record.

Allen made a motion, seconded by Tippy, to make a matter of public record the Certificate of Service of Special Meeting Notice and Posting to those who have made such written request. Motion carried.

Order #2 Agenda #5B

In the Matter of Notices/Agenda: Notice of Executive Session of the Board of Commissioners scheduled for Thursday, August 3, 2017 at 9:00 A.M. concerning discussion of strategy with respect to initiation of litigation to be made a matter of public record.

Allen made a motion, seconded by Tippy, to make a matter of public record the Notice of Executive Session of the Board of Commissioners scheduled for Thursday, August 3, 2017 at 9:00 A.M. concerning discussion of strategy with respect to initiation of litigation, notice posted and faxed on the 31st day of July, 2017 at about 12:59 p.m., Attorney Dull spoke, mentioning that no other business besides what was in the notes was discussed in Executive Session. Motion carried.

Order #3 Agenda #5C

In the Matter of Notices/Agenda: C. Purpose of approval and executing in a public meeting any document requiring signature at a public meeting that has not yet been approved in a public meeting and is in possession of the Board of Commissioners.

Allen made a motion, seconded by Tippy, to make a matter of public record the purpose of approval and executing in a public meeting any document requiring signature at a public meeting that has not yet been approved in a public meeting and is in possession of the Board of Commissioners. Motion carried.

Order #4 Agenda #6A 1-2

In the Matter of L C Commissioners – Pink Claim Forms: 1. These are requests for expedited payment for purchase orders that at least two Commissioners previously signed and processed. Auditor has already determined that these are proper. These need Commissioners signature now to facilitate payment now. For audit purposes, the State Board of Accounts requires that these be placed in the next agenda of a Board of Commissioners. 2. List.

Comes now, Commissioner Allen, for approval of all Lists on Agenda in Items #6A2-#6F2 presented before the Board of Commissioners to be expedited, asking if any items needed to be acted on separately. Tippy, spoke with question to Purchasing Agent on Item 6B2 #3, Brenda replied, and regarding 6B2- #1, representative of Community Corrections present to speak.

Allen made a motion to defer action on Item 6B2 - #3 & #4 to the next meeting for further documentation, Tippy seconded the motion. Motion to defer carried.

Allen made a motion, seconded by Tippy, to approve Item #6A2 - #1, Commissioners pink claim form for Ola Smith for Consultant fees for the month of July for \$1,666.66. Motion carried.

Order #5 Agenda #6B2 1-4

In the Matter of L C Commissioners – Purchase Orders: 1. This is the first time Commissioners have ever seen these purchase orders. The Purchasing Department has reviewed these and requests your approval since these are above the \$2,500 limit you have delegated to the Purchasing Department. These purchase orders can be for either: A) Supplies, goods, machinery and equipment. B) Public Works. C) Services. To process these, a signature approving the purchase order is requested by at least 2 Commissioners. 2. List.

Allen made a motion, seconded by Tippy, to approve Item #6B - #1 & #2 purchase orders for **Great Lakes Laboratories** for Drug Testing for L C Community Corrections department in the amount of \$3,849.72 and purchase order for **McShane's** for an Invoice for L C Commissioners department in the amount of \$117.70. Motion carried.

Order #6 Agenda #6E2 1-2

In the Matter of L C Commissioners – Contract offers to be signed after approval in public meeting: 2. List.

Allen made a motion, seconded by Tippy, to approve Contracts listed for Lake County 911 with **Hewlett Packard Enterprise Company** for HPE Support Agreement for the period of October 1, 2017 to November 30, 2017 in the amount of \$11,928.96 and Lake County 911 with **Hewlett Packard Enterprise Company** for HPE Support Contract for Four HP ProLiant servers for the of November 25, 2017 to November 30, 2020 in the amount of \$19,544.71. Motion carried.

Order #7 Agenda #6F2

In the Matter of L C Commissioners – Other: 2. List.

Allen made a motion, seconded by Tippy, to approve the items listed for the purpose of approval and executing in a public meeting and is in possession of the Board of Commissioners in Items #1-12. Motion carried.

Order #7 Agenda #6F2 cont'd

Office/Department	Vendor	Description	Amount
1. Lake County Superior Court, Civil \$1,461.00 Room 3, for new Probate Court	McShane's, Inc.	Two month lease/purchase Agreement for a Muratec Model 3535	
2. Community Corrections	Midwest Foods	Vendor Qualification Affidavit	
3. Lake County Council		<u>Resolution 17-55</u> Declaration Resolution For the Designation of an Economic Revitalization Area	

RESOLUTION 17-55

**DECLARATION RESOLUTION FOR THE DESIGNATION OF AN-
ECONOMIC REVITALIZATION AREA**

WHEREAS, the County Council ("Council") of Lake County, Indiana ("County") finds that areas exist within the County that cannot be corrected by regulatory processes or the ordinary operations of private enterprise and have become undesirable for, or impossible of normal development and occupancy because of lack of development, cessation of growth, deterioration of improvements, character of occupancy, age obsolescence, substandard buildings, or other factors which have impaired values or prevent a normal development of property or use of property; and

WHEREAS, I.C. 6-1.1-12.1 et seq. provides for the designation of an Economic Revitalization Area (ERA) by an Indiana County and provides for; and

WHEREAS, the statutory authority found in I.C. 6-1.1-12.1 et seq. provides for the fiscal body of a county, city or town: (1) to make certain determinations and to make designations of Economic Revitalization Areas (ERA) within its jurisdiction, and (2) under I.C. 6-1.1-12.1-17, et seq., to establish subsequent deductions from assessed valuation for real estate improvements and qualified personal property within said ERA; and

WHEREAS, the Council has been requested by Project Pumpkin, a national company, food distribution center (the "Applicant") to designate pursuant to 6-1.1-2.1-2 the following area (the "ERA") an economic development area:

Pt. of E. 1/2 of SE. 1/4 Section 23, Township 33, Range 8, West of the 2nd P.M., Ex. Pt. r/w's of I-65 and Colorado St., Johnson's 2nd add. & 3 parcels (36.505 Acres); and

WHEREAS, the Council has prepared a simplified description of the area in the ERA or maps and plats or a legal description that identify the ERA, attached as Exhibit "A" (since rezoned from A-1 to Planned Industrial Partnership/Center);

WHEREAS, the area of the ERA is located within the proper jurisdiction of the Council for the purposes set forth in I.C. 6-1.1-12.1-2; and

WHEREAS, the Applicant is planning to construct a refrigerated warehouse storage and distribution center including racking, inventory management, material handling, packaging and other equipment to outfit and operate said warehouse ("Project"), as further described in Applicant's Statement of Benefits submitted to the Council; and

WHEREAS, the Project consists of a new structure on unimproved real estate in the area of the ERA and of new personal property capital improvements; and

WHEREAS, on the date of the filing of the Statement of Benefits with the Council, the Project has not been initiated; and

WHEREAS, the Council has considered the following factors under I.C. 6-1.1-12.1-17 in connection with the Project: (i) the total amount of the investment in real property as a part of the

Project; (ii) the number of new full-time equivalent job positions, (iii) the average wage of the new employees resulting from the Project compared to the state minimum wage, and (iv) the infrastructure requirements for the Applicant's investment under the Project; and

WHEREAS, The Council has reviewed the Statement of Benefits and finds the Project: (i) is reasonable and appropriate in compliance with its purpose under Indiana Code 3-7-14, (ii) conforms to the comprehensive plan for the County, and (iii) is a public utility and will be to the benefit, health and welfare of all citizens and taxpayers of the County; and

NOW, THEREFORE, LET IT BE RESOLVED AS FOLLOWS:

- 1) The Lake County Council finds: (i) the area of the ERA is within the proper jurisdiction of the County and (ii) the area of the ERA cannot be corrected by regulatory processes or the ordinary operations of private enterprise and have become undesirable for, or impossible of normal development and occupancy because of lack of development, cessation of growth, deterioration of improvements, character of occupancy, age obsolescence, substandard buildings, or other factors which have impaired values or prevent a normal development of property or use of property.
- 2) Based on the information in the Statement of Benefits describing the Project, the Council makes the following findings:
 - (a) The estimate of the value of the Project is reasonable for projects of that nature.
 - (b) The estimate of the number of individuals who will be employed can be reasonably expected to result from the proposed Project.
 - (c) The estimate of the annual salaries of those individuals who will be employed can be reasonably expected to result from the proposed Project.
 - (d) The other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed Project.
 - (e) The totality of benefits is sufficient to justify the granting of real and personal property tax deductions.
- 3) Based on its determinations of considerations and findings, the Council declares the following described area and the same area in Attachment "A" to be an "economic revitalization area" pursuant to I.C. 6-1.1-12.1 (since rezoned from A-1 to Planned Industrial Partnership/Center).
- 4) Under I.C. 6-1.1-12.1-3, 4 and 4.5, et seq., based on the information in the Applicant's Statement of Benefits and its determinations of considerations and findings, the Council approves and allows real property tax deductions on up to twenty-three million dollars (\$23,000,000) of real property improvements and personal property tax deductions on up to seven million dollars (\$7,000,000) of new personal property investment with respect to the Project. Under I.C. 6-1.1-12.1-17 et seq., the Council also approves the real and personal property tax deductions to be provided over a ten (10) year period as follows:

Year of Deduction	Amount of Deduction
1st	100%
2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%

2 of 4

Order #7 Agenda #6F2 cont'd

7th	40%
8th	30%
9th	20%
10th	10%

- 5) Notwithstanding anything to the contrary contained herein, the granting of the real and personal property tax deductions is subject to any and all agreements that may be executed between the Applicant and Lake County and that may be submitted with the Applicant's Statement of Benefits.
- 6) Pursuant to I.C. 6-1.1-12.1-3, there shall be published notice (the "Notice") of the adoption and substance of this Resolution in accordance with I.C. 5-3-1, which Notice shall name a date for the public hearing on the matter ("Public Hearing"). After hearing public comment, the Council may take final action on the proposed designation. A copy of this resolution shall be filed with and shall be available for inspection in the office of the Assessor of Lake County, Indiana ("Assessor").
- 7) Pursuant to I.C. 6-1.1-12.1-2.5, the Auditor shall file a copy of the Notice and the Statement of Benefits with the Lake County Treasurer, and the Indiana State Board of Accounts and any other taxing unit having authority to levy property taxes in the geographic area of the ERA. Such information shall be filed with the officers of the taxing unit who are authorized to fix budgets, tax rates, and tax levies under I.C. 6-1.1-17-5 at least ten (10) days prior to the date of the Public Hearing.
- 8) Pursuant to I.C. 6-1.1-12.1-2-5, the County Auditor shall file a copy of this Resolution with the County Assessor.
- 9) Annual Review (Compliance Filings). Applicant is required to file annually a submission of a compliance with Statement of Benefits form (FORM CF-1) for the duration of the property tax deduction period. The FORM CF-1 is to be submitted annually with the Council and any other required authorities of the County by May 15, unless Applicant is granted an extension to file its personal property tax return. The purpose of the FORM CF-1 is for the Applicant to confirm and verify to the Council the extent to which there has been compliance with the approved statement of benefits and to receive a property tax deduction for the current and any subsequent assessment year. Failure to file this compliance statement or failure to reasonably meet the specifications as agreed to with the Council may result in a complete forfeiture of the property tax deductions, or a reduction in the amount of the property tax deductions retroactively to the earlier date of the failure to file the compliance statement or failure to reasonably meet the specifications as agreed to with the Council.

ADOPTED THIS 26 DAY OF July, 2017

[SIGNATURES ON FOLLOWING PAGE]

Resolution 17-55

T.F. BILSKI
TED F. BILSKI, President

Christine CID
CHRISTINE CID

Elsie Franklin
ELSIE FRANKLIN

Daniel E. DERNULC
DANIEL E. DERNULC

Eldon Strong
ELDON STRONG

JAMAL WASHINGTON

David Hamm
DAVID HAMM

Members of the Lake County Council

PRESENTED TO
BOARD OF COMMISSIONERS
BY LAKE COUNTY AUDITOR
AUG 01 2017 *m/c*



BOARD OF COMMISSIONERS OF THE COUNTY OF LAKE

[Signatures]
APPROVED THIS 3rd DAY OF August 2017

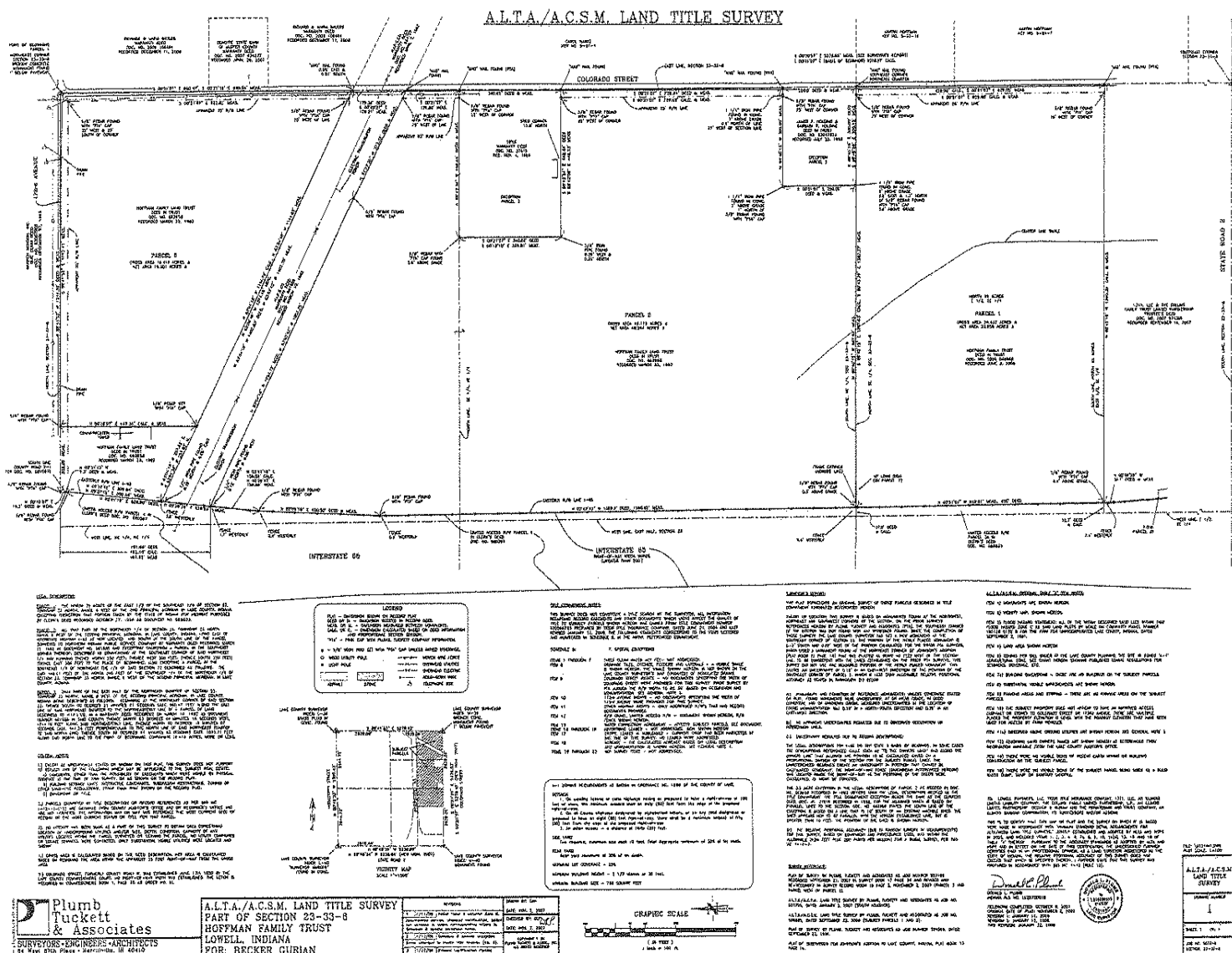
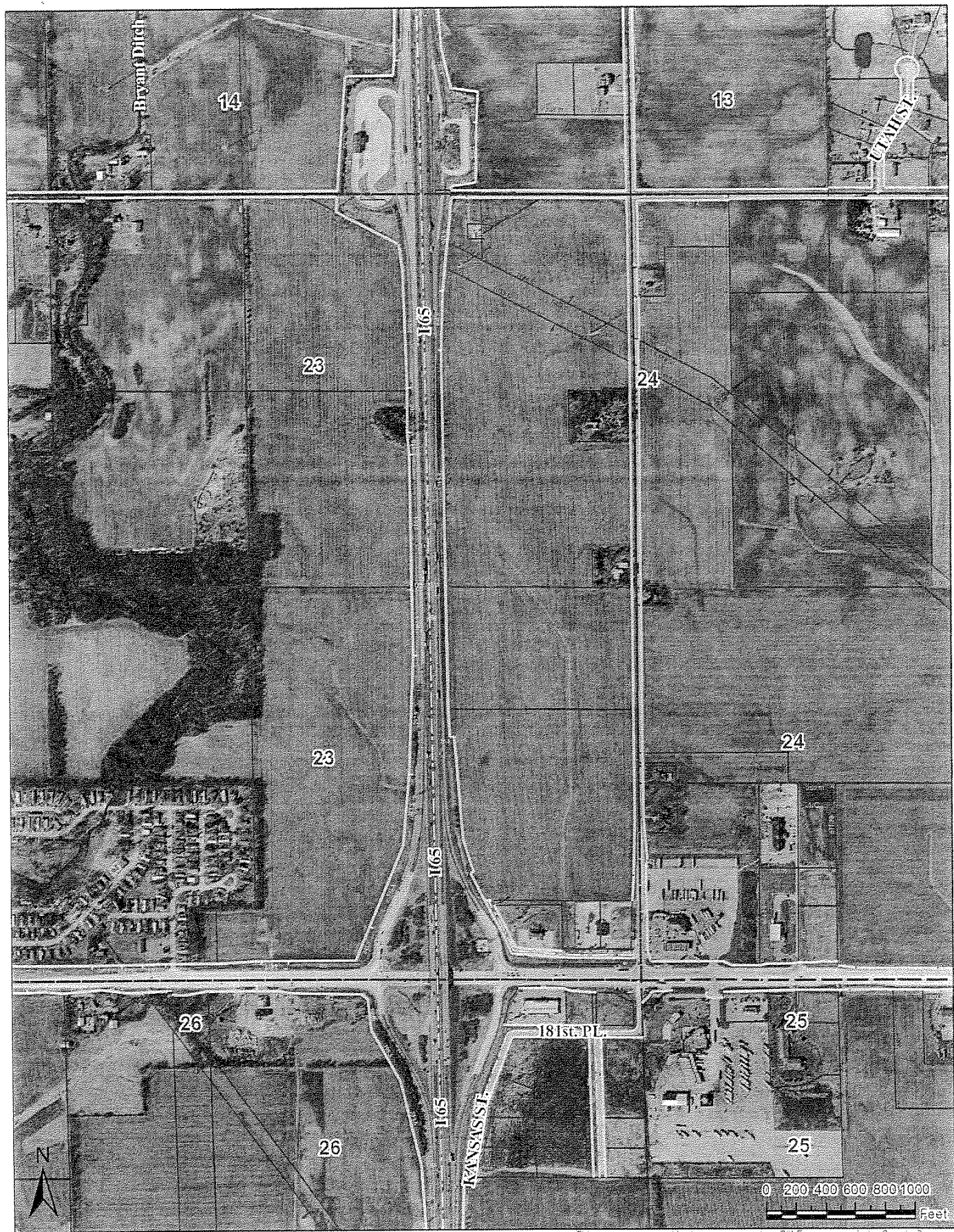


EXHIBIT "A"



Lake County, IN
Date Printed: July 24, 2017

EXHIBIT "A"

**PROJECT PUMPKIN
(National Company/Food Distribution)
STATEMENT OF BENEFITS**

Overview:

Company has 37 facilities in 13 states and employs more than 2,400 people. The company is an integral part of the global food distribution and supply chain with more than 35% of all goods it handles destined for international use or consumption.

For more than a century, the company has provided refrigerated storage and distribution services, which today range from primary storage to integrated third party logistics solutions. With more than 210 million cubic feet of temperature-controlled warehouse and distribution space, its customers include many of the top American and international name brand food companies.

To ensure the financial viability of the project, economic development incentives to help offset project costs will be a key consideration in selecting a location. Programs such as real and personal property tax abatement on the local level and job creation and investment tax credits on the state level are important factors in making a final site selection decision.

In addition to Lake County, the company is currently evaluating locations other locations in the Midwest.

Estimated Investment Phase 1:

- Land Acquisition \$3,500,000
- New Building Construction \$23,000,000 (200,000SF cold storage distribution center)
- New Machinery and Equipment \$7,000,000 (racking, storage, logistics and other equipment necessary to operating cold/food storage distribution)
- New Furniture and Fixtures \$100,000
- New Computer / IT Hardware \$600,000

Initial phase, new jobs:

60 FTE average \$36,000/annually not including benefits (approx. payroll \$2.2M/annually) Plus, minimum of \$80,000.00 in training for said jobs. Projected construction jobs 590.

Other:

The addition of an industry leader and nationally recognized corporation that is willing to both invest and give back to the community. Creation of good paying job opportunities for local residents. Further positive economic to the community through building construction and indirect job revenue. Increase in tax base to help pay for needed government services.

4. Coroner

Proposals: Office Furniture –
A) Home Designs Warehouse \$7,670.12
 B) McShane's \$9,043.58
 C) Kramer & Leonard \$10,611.48
 Recommendation to low bidder
 \$7,670.12

5. Community Corrections

Cardio Tech Obtained Proposals
 For Defibrillators, etc. from:
A) General Medical Devices \$4,194.92
 B) American AED \$4,335.00
 C) Allied 100 \$4,916.52
 Recommendation to low bidder
 \$4,194.92

6. Cedar Lake Historical
 \$2,500.00
 Association

Association Request
 For Museum Restoration

7. Commissioners

Poor Relief Decisions

Alisha Daniels	Remanded to township for further consideration and review
Kimberly Hudson	Approved/partial
Alonso Turner	Approved
Aazania Lawson	Denied for appellant's failure to appear
Duwane Johnson	Approved
Latoya Holliday	Approved/partial
Richard Boyd	Denied for appellant's failure to appear
Robert Russell	Remanded to township for further consideration and review
Adrienne Johnson	Approved/partial
Latonia Gatson	Approved
Angel Taylor	Approved
Priscilla Badie	Remanded to township for further consideration and review
Olana Lee	Remanded to township for further consideration and review
Elaine M. Mayes	Denied for appellant's failure to appear
Ataylia Payton	Denied
John W. Atchley	Approved
Latoya N. Johnson	Denied
Marko Brewer	Denied

Nakeeta Ramsey Denied for appellant's failure to appear
 Naomi Carmichle Denied for appellant's failure to appear
 Felisha L. Wynn Denied

Order #7 Agenda #6F2 cont'd

Daniel Harvey Approved
 Susan Pratchett Denied
 Jeffery Walker Approved/partial
 Laurentha Arnold Approved/partial
 Lathario Lindsay Approved
 Tashonda White Approved/partial
 Kristen Willis Approved/partial
 Leala James Approved
 Katherine Britzman Denied
 George Nance Approved on condition
 Sherry Harrison Approved/partial
 Brian Hernandez Approved/partial
 Shekila Phillips Denied for appellant's failure to appear
 Carlisia Wheatley Denied for appellant's failure to appear
 Briana Warmack Denied for appellant's failure to appear
 Brenda Taylor Denied for appellant's failure to appear
 Ronald Sanders Approved
 Harvey Perkins Approved/partial
 Kiana Spivey Approved/partial
 Nicole Alonzo Approved
 Glenn Gilmore Jr. Approved/partial
 Malachi Johnson Approved/partial
 Kelli Jackson Denied
 Connie Robinson Denied
 Ronald Sanders Denied for appellant's failure to appear
 Lisa McFarland Approved/partial
 Patricia Sanders Approved
 Quiana Johnson Denied
 Dawn Dennie Approved
 Timothy Streeter Denied
 Silva Riley Approved
 Silva Riley Remanded to township for further consideration and review
 Timothy Streeter Remanded to township for further consideration and review
 Shamika Nelson Approved/partial
 George Ann Snelling Approved/partial
 Arthur Franklin Approved on condition
 Lenell Armstrong Approved/partial
 Rhonda L. Layne Remanded to township for further consideration and review
 Brittney McCarter Approved/partial
 Brian Hernandez Remanded to township for further consideration and review
 Katherine Britzman Denied for appellant's failure to appear
 Timothy Streeter Remanded to township for further consideration and review
 Toniesha Stewart Remanded to township for further consideration and review
 Angel Taylor Approved/partial
 Marilyn Myles Approved
 Denita White Denied

- 8. Commissioners Resolution No. 17R-28 A Resolution Supporting The South Shore West Lake Extension with Hammond LIT/F/K/A CEDIT Funds
- 9. Commissioners Each One Teach One Foundation, Inc. Approval of Road Closure of Ridge Road From Durbin Street to Calhoun on Saturday August 26th, at 9:00 A.M. For two (2) hours for a Parade
- 10. Highway Department T&J Landscape Service Vendor Qualification Affidavit
- 11. Commissioners Government Center Flooring Installation Vinyl Proposals From:
 A) Sneed Construction \$25,500.00
 B) Brant Construction LLC \$28,787.00
C) Studio Flooring & Blinds \$17,371.38
 Recommendation to low bidder
 \$17,371.38
- 12. Commissioners Media Center Proposals From:
A) Sneed Construction \$49,766.00
 B) Brant Construction, LLC \$54,717.00
 C) Gariup Construction \$79,700.00
 Recommendation to low bidder
 \$49,766.00

Note: No Press/No Public present in today's meeting.

Order #8 Agenda #6F1

In the Matter of L C Commissioners – Miscellaneous Items.

Comes now, Board President Repay, under miscellaneous items for discussion on future scheduled special meetings. Tippy made a motion, seconded by Allen, to cancel Special Meeting of the Board of Commissioners of the County of Lake to be held Monday, August 7, 2017. Motion carried.

Tippy made a motion, seconded by Allen, to cancel Special Meeting of the Board of Commissioners of the County of Lake to be held Monday, August 14, 2017. Motion carried.

Tippy made a motion, seconded by Allen, to cancel Special Meetings of the Board of Commissioners of the County of Lake to be held Thursday, August 17, 2017. Motion carried.

Order #9 Agenda #6D-2

In the Matter of L C Commissioners – White Claim Forms: 2. List.

Allen made a motion, seconded by Tippy, to approve the white claim form on behalf of Insurance Department for Reimbursement for Health Insurance in the amount of \$210.00. Motion carried.

The next Board of Commissioners Meeting will be held on Friday, August 11, 2017, a Special Meeting, at 10:00 A.M.

The next Board of Commissioners Regular Meeting will be held on Wednesday, August 16, 2017 at 10:00 A.M.

There being no further business before the Board at this time, Allen made a motion, seconded by Tippy, to adjourn.

The following officials were Present:
Attorney John Dull
Brenda Koselke

MICHAEL REPAY, PRESIDENT

KYLE ALLEN Sr., COMMISSIONER

JERRY TIPPY, COMMISSIONER

ATTEST:

JOHN E. PETALAS, LAKE COUNTY AUDITOR