

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

The Pledge was given, there was moment of Silence and Roll Call was made.

A courtesy copy of the agenda and notice of this meeting was emailed by Matthew Cruz 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 14th day of January, 2023 at about 12:00 p.m.

A copy of the meeting notice and agenda was posted at the entrance of the Commissioner's courtroom on the 14th day of January, 2023 at about 12:00 p.m.

Public Virtual Conference: WebEx Meeting ID: 263 060 87702 Password: commissioners

Order #1 Agenda #2

In the Matter of Corrections: 2.1 Reorganization Of The Board: Reorganization of the Board for the Year 2023.

Allen made a motion to nominate Michael Repay to continue at President of the Board for the year 2023, Tippy seconded the motion/nomination, Officers will remain same as last year, Kyle W. Allen, Sr. as Vice President. Motion carried 3-0.

Order #2 Agenda #3.1

In the Matter of Additions, Deletions, Corrections: 3.1 Addition: listed below.

Allen made a motion, seconded by Tippy, to accept Agenda as amended including addition, listed below. Motion carried 3-0.

3.1 ADDITION: FAIRGROUNDS: Award and Contract with Castongia Tractor for a new 2021 John Deere 4052R Compact Utility Tractor in the amount of \$43,000.00 (Burriss Equipment \$47,635.00, Riggs Outdoor Power Equipment \$48,767.00)

Order #3 Agenda #4

In the Matter of Public Opening Of Vendor Responses To Requests For Bids And Quotes: 4.1 Elevator Upgrades at Westwind Building; 4.2 Construction of 45th Avenue Sanitary Sewer Project; 4.3 Towing Vehicles in Southwest Tow District of Lake County.

Allen made a motion, seconded by Tippy, to allow the opening of bids and quotes. Motion carried 3-0.

Order #4 Agenda #5; #11.1; #11.2

In the Matter of Public Hearings: 5.1 Public Hearing on the Assignment of Commissioner Owned Tax Sale Certificates to Exempt Nonprofit Organizations; 11.1 Transfer of two (2) certificates to Gary Housing Authority; 11.2 Donations and Set Asides of real estate tax certificates. Action of donation of churning parcels to units of government; action on donation of first timers to Gary, E.C., Hammond, and Lake County Parks; and action on set asides for Gary and Lake County Parks; 11.3 Habitat for Humanity request; 11.4 Pastor Gilliam's request on behalf of Write the Vision Outreach Prison Ministry.

Allen made a motion to open the Public Hearing, Tippy seconded with comment, stating, "this is for two different sales?", John Dull, responded, "what they are, you want to transfer, one property to the Northwest Indiana Habitat for Humanity...Dull response interrupted, Repay moved forward and carried the motion. Motion carried 3-0.

Comes now, Public Hearing on the Assignment of Commissioner Owned Tax Sale Certificates to Exempt Nonprofit Organizations, President Repay, opened the discussion for anyone present to come forth and speak for or against the Assignment of Commissioner Owned Tax Sale Certificates to Exempt Nonprofit Organizations, first to speak before the Board of Commissioners, Pastor Lee Gilliam of Write the Vision Prison Ministry, to speak for the Assignment of Commissioner Owned Tax Sale Certificates to Exempt Nonprofit Organizations, President Repay asked if there were anyone else here to speak on this topic, hearing none, Allen made a motion to close the Public Hearing, Tippy seconded. Motion carried 3-0.

Comes now, Attorney John Dull, before the Board of Commissioners, stating, "with regards to the Northwest Indiana Habitat for Humanity, I've reviewed it and it's only one and it's been through the process several times", Repay, asked, "does this action now refer to some other point in our agenda?", Response, "yes, number 11" Repay, continued, "Okay, two certificates to Gary Housing, 11.1 and 11.2" Tippy, asked, "which one is Habitat for Humanity?", Repay, responded, "I would imagine Habitat for Humanity or 11.2 is a list of various non-profit entities", John Dull, spoke, "there is a publication, that she submitted to the Board, that was attached that has the actual key numbers in it and had to be put in the newspaper", Allen, spoke, "I guess he's saying for the purposes of the Agenda, we don't see Habitat for Humanity", Tippy, commented, "I'm confused because we have a Public Hearing for the Pastor and a Public Hearing for the Habitat", Dull, interceded, "what you have is the following, because they're different things, first of all, you have non-profits, you have to have a Public Hearing and they're two of them that made an application, second of all you have Gary Housing Authority which wasn't included in our study with IUN and they've got a request for two, then you have the parcels that are in the IUN report that we're working on from all of the other Cities and Towns, so you have actually three" Repay, interceded, "so the Notice that went out, notified the Public of our intent to donate these Certificates, and then for the purposes they have an opportunity to speak, they don't have to speak, but this is what you're proposing that we make donations and that's the document that Stacie gave us all", Dull, replied, "yes", Repay instructed John to go backward in his presentation for clarity, stating, "so you're asking for us to take action on the donations of these certificates on 11.1 and 11.2", Dull, commented, "I'm asking you for permission to donate only to these non-profits that I just handed you, they're separate", Repay, replied, "ok", Dull, continued, "and as you'll see, the Reverend has eight, and Habitat for Humanity has one", Tippy, spoke, "ok so which Agenda item is this one?", Fech, spoke, "I think, if I could Commissioners (Repay gave permission), I think their should be an 11.3 and an 11.4 added to the Agenda, 11.3 adding Habitat for Humanity and 11.4 adding Pastor Gilliam's request", Tippy, spoke with motion, "I'll make a motion to amend the agenda per Attorney Fech's recommendation", Allen seconded the motion to amend the agenda per Attorney Fech's recommendation, recommending adding an 11.3 and an 11.4 added to the Agenda, 11.3 adding Habitat for Humanity and 11.4 adding Pastor Gilliam's request. Motion carried 3-0.

Comes now, President Repay, asked the Board if there's a motion on the donation of the Certificates noted in 11.3 and 11.4, which are certificates to both Write the Vision Outreach Prison Ministry and Habitat for Humanity of NWI, Allen moved to make that a

Order #4 Agenda #5; #11.1; #11.2 cont'd

motion, Tippy seconded the motion to approve the donation of the Certificates noted in 11.3 and 11.4, which are certificates to both Write the Vision Outreach Prison Ministry and Habitat for Humanity of NWI. Motion carried 3-0.

Comes now, President Repay, on agenda item 11.1, transfer of two (2) certificates to Gary Housing Authority, asking the Board if there is a motion to approve, Allen moved to make that his motion, Tippy seconded the motion to approve agenda item 11.1, transfer of two (2) certificates to Gary Housing Authority. Motion carried 3-0.

Comes now, Attorney Dull, continued with Presentation, under agenda item 11, Action And/Or Reports on County Owned Property, stating, "I want to point out a couple things, first of all Dr. Ellen Szarleta, she worked on this project, but before we get there, I want you to, recognize Jessica Dec, Supervisor of Auditor Tax Sale Department, this employee is outstanding, she saved the validity of my report and Dr. Szarleta's report because we got bad data from SRI and from Don(Onyx Electronics), and what she did was, she went through parcel by parcel of the ones that we're going to recommend to donate to make sure that they were in valid categories, for instance when I met with you, Commissioner Tippy, individually, I told you Cedar Lake had thirty, but four of those were redeemed, that young lady right there, I'm going to send a letter of accommodation to her Boss, she's an outstanding employee and saved us, so these are the parcels that we're dealing with, now I want to point out a couple things, Commissioner Tippy, remember when the County bought those parcels of property over there for a house or drainage and you brought them to me and said these are on the tax sale and make sure you get them off, they're off, Jessica took them off yesterday, so we do not have them on the Sale and you put the petition through to cancel the taxes, the other thing is that Jessica and Dr. Szarleta and the people from Gary identified eleven pieces of property that are in that same category and what we're going to do is to help Gary straighten them out, so these parcels here are not on the Sale, now we get to the area where we're recommending the number of non-first time churners, so there are things that have been through this system many many times and they've been requested by these particular units, don't get upset with the volume for the City of Gary, last year they did about this many, and I met with them, Wendy, and they're geared to go, I would recommend that you make all of those particular donations of the non-first time churners, they total five hundred and thirteen", Allen, asked "is that agenda item 11.2", Repay, answered, "that would be 11.2, I believe, yes", Tippy, asked "are you separating out the first timers?", Dull answered, "yes", Repay spoke, "so the number is 513 as opposed to 548, in other words, if I could paraphrase a little bit, they requested 548 but they were not entitled, based on Jessica's work, to the thirty-five because those thirty-five have not been exposed to a Sale yet, so we're taking 548 minus 35 we've got 513, good job", Dull continued, "so I'm recommending that those be.....I want to commend a couple units, Cedar Lake first of all, outstanding, Dyer, outstanding, Hammond and East Chicago and Merrillville did outstanding jobs along with the City of Gary", Repay, commented, "so everybody did outstanding, right", Dull continued, "I know but considering the number and what they did to figure them out, they did outstanding work, so I want to recommend the 513", end discussion.

Allen made a motion to accept Mr. Dull's recommendation based on the analysis and report, Tippy seconded the motion. Motion carried 3-0.

Comes now, John Dull, before the Board of Commissioners, continued presentation, stating, "we have first timers that I'm recommending, that you approve, approve the transfer of the first timers to certain units listed on that sheet, one of the new things that we did, in the project, was to look at the first timers and make a decision whether or not they fit into the masterplan of those units, ok, now I can tell you, Commissioner Repay, I know you're kind of against giving first timers, what I did for the City of Hammond, City of Hammond you'll have, you'll see right here, you'll see that "ttt", I took that out, that's a parcel that's inside one of those transportation districts that they will deal with, so it's not on there anymore, but these other first timers fit in clearly with the masterplan of the units and one of the new things we are trying this time is to get you to approve a first timer", end comment by Dull, Comes now, Commissioner Tippy, with question, stating, "so when you say that you've evaluated each one of these in terms of it's proximity to existing governmental facilities and things of that nature?", Dull, responded, "yes we have and it's been quite a task, here's for instance, Hammond East Chicago and Gary, the first one is, you'll see, East Chicago had, look at the bottom, look at what we did, we went thru and you'll see at the bottom there's from one-two-three-four, the first five, the City is the adjacent owner of that property, number six it says buildable lot in an established neighborhood, City will market for residential, those are some of the things that Mike was not against, then seven and eight are half houses and they're going to try to put them together into one, twelve is a commercial parking lot, and so we feel that there's a benefit to doing this now since each one of these went thru and requested, if you look at Hammond you will see that they also have, Kevin Smith put together a request, one of these was that Towle property, I took that out, number one", Repay, stopped Mr. Dull, stating, "my personal opinion, not withstanding whatever is in there masterplan, my personal opinion and my opinion ever since I got here has been, they should be allowed to go on the sale one-time, so I thought that the work here in isolating the 513 was appropriate, so you're telling me now that you want us to potentially put these 35 or 17", Dull spoke, "well for Hammond it's 27, remember I had to change the numbers rather quickly on those things that were submitted, because of the error that Jessica found", Repay, continued, "so 27 that had been exposed and 11 that had not" Dull, replied "correct", Repay continued, "so are you now asking that we", Dull commented, "that should be 38 because I took off the transportation development district", Repay continued, "I don't want to give them the first timers, that's my opinion"

Comes now, Dr. Ellen Szarleta, to speak before the Board of Commissioners, stating, "I just wanted to add, and I think that probably everybody does know, that Communities spend a great deal of time, we work with them on these key parcels and one of the issues they have is that sometimes there are parcels that interrupt an economic plan and so we ask them to very carefully think about which ones, which first timers, would actually make a significant difference in there opportunity to develop if they were to acquire, it's not just we want all first timers, these are ones that they see as being significant baring close to plans that they have in order to move forward", end comment, Tippy asked, "so potentially someone could buy one of these properties on the sale and block development or block the plan within a municipality", Allen asked, "so for these first timers, they've indicated to you that they have specific plans to develop these properties, to his point just giving them to them for the sake of giving them to them, I think that would be his concern, because we have speculators and probably the biggest example would be the Hard Rock everybody starting buying property around the Casino along 80/94 in Gary in the corridor no intention of doing nothing but I bought it for five thousand I'm going to sell it for a hundred because the Casino showed up, that would be a concern", Dr. Szarleta, continued, "right and so since the Communities themselves have their ideas for how they want to have those properties developed and they're set, ok, they have an idea of what they're going to need in order to be able to move forward with the Cities or the Communities development plan and so these are considered to be key to that plan and their justification was provided to us, as John had just shown you, when the response back on the project masterplan request, so I just want to throw that in there as a consideration, I think sometimes the whole process is not understood, I'm not saying that your concern Councilman Repay is not valid, I'm just saying that this is a limited number of parcels that they have identified as being critical", Allen asked, "so would you say going forward, that this should be done on a case by case basis, what I mean by that is, okay you're telling me you want it so what's the plan, and if they say we have no plan then, to Commissioner Repay's point, then we put it back on the Tax Sale", Tippy asked, "does this decision need to be made today", Dull, responded, "today, because we have to get Donnie and the newspaper going", Repay, asked the pleasure of the Board, end discussion.

Allen made a motion to give the first timers, since you're convinced that they have identified and outlined an economic development purpose, Repay confirmed, so this is for the 35 first timers that were part of the request, Allen confirmed, "yes I made the motion to transfer the 35 first timers to the appropriate entities", Tippy seconded the motion with request that we follow the actions that take place on these properties to see how successful this piece of the program is, Repay recorded his vote as a no. Motion carried 2-1.

Order #4 Agenda #5; #11.1; #11.2 cont'd

Comes now, John Dull, before the Board of Commissioners, to continue presentation, stating, "the next one was another new idea they came up with in the Report, which is, in the Churner set, especially this applied to Parks, is there a Park representative here, now they requested 331, would they would like these set asides is for you not to put them up for sale this time,

let them go back to thru the process again and then they would make request for them next time, they just simply don't have the money now, totally different than anything we've ever done", Tippy asked, "are these churners", Dull replied, "yes, and I can say that the support on that issue in the Report is probably, like this, many people against it many people for it and after considering it, I would say that you not do it, would be my individual recommendation", Repay commented, "it's not on our agenda to do or not do right", Tippy responded, "no", Fech spoke, "it is" "11.2", Board reviewed agenda item, Dull recommended the Board deny the request, Repay asked "is there a motion to deny the request", Allen so moved on the motion, Tippy seconded the motion to deny the request. Motion carried 3-0.

Comes now, John Dull, before the Board of Commissioners, to continue presentation, stating, "finally I'll hand you Senate Bill 157, one of the things that we were working on and you were working on was the Senate Bill that would help, somehow, process these churners, it has been introduced and it's on the Committee for Local Government in which we have contacts with three people, Senator Niemeyer, Dan Dernulc and the fellow from the City of Gary, the Senator (Rodney Pol), so we've made contact individually with them", Allen asked, "this only applies to Lake County?", Dull answered, "yes, it only applies to Lake County, well it applies to any County who adopts it", Repay commented, "ok thanks John, thank you Ellen"

Order #5 Agenda #6.1

In the Matter of Approval of Minutes From Prior Meetings: 6.1 December 21, 2022.

Allen made a motion, seconded by Tippy, to approve the Minutes of Regular Meeting held Wednesday, December 21, 2022. Motion carried 3-0.

Order #6 Agenda #7

In the Matter of Approve Specifications For Bids: 7.1 – 7.5: Specifications listed below.

Allen made a motion, seconded by Tippy, to approve the advertising of Specifications in agenda items 7.1 – 7.5, listed below, for the return dates as specified below. Motion carried 3-0.

7.1 Sheriff: Request Approve Specifications of Bids for 2023 Patrol/Detective Vehicles returnable to Lake County Auditor no later than February 14, 2023 by 9:30a.m.

7.2 Commissioners: Specifications for the Penthouse's Fresh Air Intakes to be advertised with a return date of Wednesday, February 15, 2023 by 9:30a.m. to the Lake County Auditor's Office

7.3 Highway: Specifications for 2022-2 Community Crossing Grant Project. Reconstruction of Parrish Avenue (State Road 2) North to 151st to be advertised with a return date of Wednesday, February 15, 2023 by 9:30a.m. in the Lake County Auditor's Office.

7.4 Highway: Specifications for the Rehabilitation of Lake County Bridge #243, North Lake Street over Grand Calumet River to be advertised with a return date of Wednesday, February 15, 2023 by 9:30a.m. to the Lake County Auditor's Office.

7.5 Highway: Specifications for the 2023 Annual Paving to be advertised with a return date of Wednesday, February 15, 2023 by 9:30a.m. to the Lake County Auditor's Office

Order #7 Agenda #8.1

In the Matter of Modification Of Specifications Prior To Public Opening of Bids, Quotes or Other Proposals: 8.1 Highway: Addendum #1 for 45th Avenue Sanitary Sewer Specifications.

Allen made a motion, seconded by Tippy, to approve Addendum #1 for 45th Avenue Sanitary Sewer Specifications on behalf of Highway Department. Motion carried 3-0.

Order #8 Agenda #10.1-10.6

In the Matter of Action To Form Contracts: 10.1 – 10.6 Public Defender: 2023 Contracts: listed below.

Allen made a motion, seconded by Tippy, to approve agenda items 10. – 10.6, Contracts on behalf of Public Defender Office, listed below. Motion carried 3-0.

10.1 Public Defender: 2023 Legal Services Contract with Alexander Woloshansky in the amount of \$20,000.00

10.2 Public Defender: 2023 Legal Services Contract with Kenya A. Jones in the amount of \$45,000.00.

10.3 Public Defender: 2023 Legal Services Contract with Amanda C. Hires/Law Office of Weiss, Schmidgall & Hires in the amount of \$45,000.00.

10.4 Public Defender: 2023 Court Reporter Service Contract with Fissinger & Associates in the amount of \$45,000.00

10.5 Public Defender: 2023 Court Reporter Service Contract with Nicole L. Gagna in the amount of \$45,000.00

10.6 Public Defender: 2023 Legal Services Contract with Matthew J. Warring/Arshad, Pangere & Warring LLP in the amount of \$30,000.00

Order #9 Agenda #10.7

In the Matter of Action To Form Contracts: 10.7 Auditor: Service Agreement with Maximus US Services, Inc. from January 1, 2023 through June 15, 2026 in the amount of \$55,800.00 per year.

Allen made a motion, seconded by Tippy, to approve, on behalf of Auditor, Service Agreement with Maximus US Services, Inc. from January 1, 2023 through June 15, 2026 in the amount of \$55,800.00 per year. Motion carried 3-0.

Order #10 Agenda #10.8-10.19

In the Matter of Action To Form Contracts: 10.8-10.19 Highway: Contracts listed below.

Allen made a motion, seconded by Tippy, to approve agenda items 10.8 – 10.19, Contracts on behalf of Highway Department, listed below. Motion carried 3-0.

Cont'd.

Order #10 Agenda #10.8-10.19 cont'd

10.8 Highway: Two Contract Agreements with Communications Company for the year 2023 for Fire Services at the Lowell and Crown Point Highway Garage

10.9 Highway: Request to extend services with Bronowski CPA for calendar year 2023 at same cost as previous year

10.10 Highway: Request to extend agreement with DTN LLC and Weather Sentry for 24 Hour Weather Services for the Crown Point and Lowell Facility in the amount of \$7,680.00 for the year 2023

10.11 Highway: Bridge 48 Consulting Contract for Construction Inspection with Beam Longest and Neff LLC for an amount not to exceed \$152,880.00

10.12 Highway: Utility Agreement with NIPSCO for the Location of 113th & 121st Avenue Crown Point IN Area Circuit Extension
10.13 Highway: On Call Engineering Services Agreement referred to as the Project with DLZ Indiana LLC in an amount not to exceed \$100,000.00 for the calendar year of 2023
10.14 Highway: Addendum #2 for 45th Avenue Sanitary Sewer to the original agreement Contract date October 12, 2022 to clarify the sanitary lateral services
10.15 Highway: Agreement County Utility Cedar Lake Sanitary Sewer 159th-Morse- 164th.
10.16 Highway: LGS Plumbing Road Cut Permit Cedar Lake West Side Sanitary Sewer Interceptor
10.17 Highway: Aqua Indiana County Utility Agreement for Sanitary Force Main, Lot 2, Country Woods Estates.
10.18 Highway: Road Cut Permit with Grimmer Construction for 98th Avenue Direction Bore Sanitary Force May Lot 20 Country Woods Estates
10.19 Highway: Addendum #3 for 45th Avenue Sanitary Sewer to the Original Agreement Contract dated October 12, 2022 to clarify lateral services

Order #11 Agenda #10.20 - 10.21

In the Matter of Action To Form Contracts: 10.20-10.21 Clerk: listed below.

Allen made a motion, seconded by Tippy, to approve Legal Services Agreement with Christopher R. Schmidgall with the Law Office of Weiss, Schmidgall & Hires for the year 2023 in an amount not to exceed \$30,000.00 and Professional Services Agreement with Dossett Consulting, LLC, for the year 2023 in an amount not to exceed \$10,800.00 on behalf of Clerk. Motion carried 3-0.

Order #12 Agenda #10.22

In the Matter of Action To Form Contracts: 10.22 Juvenile Court: 2023 Contract with Jasper County to provide housing for juveniles ordered detained by the Courts of Jasper County.

Allen made a motion, seconded by Tippy, to approve 2023 Contract with Jasper County to provide housing for juveniles ordered detained by the Courts of Jasper County on behalf of Juvenile Court. Motion carried 3-0.

Order #13 Agenda #10.23

In the Matter of Action To Form Contracts: 10.23 Community Corrections: Recommend and Award Contract with Aramark for Food Service for a Two-year Contract with an annual price review in the second year.

This being the day, time and place for the receiving of bids for Food Service for Lake County Community Corrections, comes now, Attorney Fech, with recommendation to the Board that they reject that award and that it needs to be re-bid as the County Forms were not submitted along with the bids, Allen made a motion to reject agenda item 10.23, Tippy seconded the motion. Motion carried 3-0.

Order #14 Agenda #10.24

In the Matter of Action To Form Contracts: 10.24 Sheriff: Bid Award Recommendation for Garage & Motors for the year 2023 to Lafayette Warehouse, Inc. Northwestern Indiana Auto Supply, sole bidder.

Allen made a motion, seconded by Tippy, to approve the recommendation of the Sheriff to award Lafayette Warehouse, Inc. Northwestern Indiana Auto Supply the bid for Garage & Motor Supply for the year 2023, total amount for the various parts and supplies in the bid based on the quantities advertised is \$198,802.32. Motion carried 3-0.

Order #15 Agenda #10.25

In the Matter of Action To Form Contracts: 10.25 Health Department: Contract with Gravity Diagnostics for the year 2023.

Allen made a motion, seconded by Tippy, to approve Contract with Gravity Diagnostics for the year 2023, on behalf of the Health Department, County Form 19 states Health Department will pay for each laboratory test that Gravity performs, SArS-CoV-2 RT-PCR (Covid): \$56; Sars/FluA/FluB/RSV: \$66. Motion carried 3-0.

Order #16 Agenda #10.26-10.42

In the Matter of Action To Form Contracts: 10.26 – 10.42 Commissioners: Contracts listed below.

Comes now, President Repay, spoke on 10.26 giving clarity after deferral from the last meeting that the low bidder was not responsive on becoming a Vendor therefore the next lowest bidder was recommended, Allen made a motion to approve agenda items 10.26 – 10.42, Tippy the motion, Contracts listed below. Motion carried 3-0.

10.26 Commissioners/Engineering Dept.: Award and Contract with Marshall II Enterprises, Inc. for two (2) storage containers to be placed at grass shack for storage of shredded paper bales until recycle company picks up. (Marshall II Enterprises Inc. at \$6,000.00-two; Intergrated Equipment Sales at \$2,695 each; Midwestern Storage Containers at \$3,295.00 each)
10.27 Commissioners: Service Agreement with S&P Exterminating Services for pest control services at the Gary Courthouse for the year 2023 in an amount not to exceed \$3,600.00 payable at the rate of \$900.00 per quarter
10.28 Commissioners: Service Agreement with S&P Exterminating Services for pest control services for the East Chicago Courthouse for the year 2023 in an amount not to exceed \$1,200.00 payable at the rate of \$300.00 per quarter.
10.29 Commissioners: Service Agreement with F.E. Moran, Inc. for the inspection and testing of the fire protection system at the East Chicago Courthouse for the year 2023 in an amount not to exceed \$600.00.

Order #16 Agenda #10.26-10.42 cont'd

10.30 Commissioners: Service Agreement with F.E. Moran, Inc. for inspection and testing of the fire protection systems at Lake County Government Center, Old Jail, New Jail, Westwind Manor & Paramore for the year 2023 in an amount not to exceed \$9,600.00
10.31 Commissioners: Service Agreement with Monroe Pest Control, Inc. for pigeon control at the Lake County Government Center for the year 2023 in an amount not to exceed \$2,100.00 payable at the rate of \$175.00 per month
10.32 Commissioners: Service Agreement with Altorfer Power Systems for generator maintenance at the Lake County Government Center, Old Jail, New Jail, Pump House, Juvenile Center, Westwind Manor, Data Processing and Community Corrections (Work Release) in an amount not to exceed \$43,113.00
10.33 Commissioners: Service Agreement with Lubrifleet Powerwash for snow removal services at the Gary Courthouse for the year 2023

10.34 Commissioners: Service Agreement with Ace Exterminating Co., Inc. for pest control services at the Hammond Courthouse for the year 2023 in an amount not to exceed \$1,320.00 payable at the rate of \$111.00 per month.

10.35 Commissioners: Service Agreement with Ace Exterminating Co., Inc. for pest control services for the year 2023 for the following: 1. Lake County Government Center A & B Buildings in an amount not to exceed \$3,480.00 payable at the rate of \$290.00 per month; 2. Lake County Juvenile Center in an amount not to exceed \$3,120.00 payable at the rate of \$260.00 per month; and 3. LADOS in an amount not to exceed \$984.00 payable at the rate of \$82.00 per month.

10.36 Commissioners: Service Agreement with F.E. Moran, Inc. for inspection and testing for fire protection systems at the Lake County Government Center, Old Jail, New Jail, Westwind Manor and Paramore Building for the year 2023 in an amount not to exceed \$9,600.00

10.37 Commissioners: Service Agreement with F.E. Moran, Inc. for inspection and testing of fire protection equipment at the East Chicago Courthouse for the year 2023 in an amount not to exceed \$600.00

10.38 Commissioners: Service Agreement with Great Lakes Industrial Environmental Construction, LLC for cleaning of sewers and manholes at the Lake County Government Center Buildings A, B & C, Jail, Juvenile Center and Animal Control for the year 2023 in the amount of \$2,535.00 per month

10.39 Commissioners: Change Order #4 to Maris & Son for the Paramore Reroof in the amount of \$15,183.28

10.40 Commissioners: Amendment #9 to Agreement with CSK Architects, P.C. for an additional amount of \$317,750.00 to proposal dated October 25, 2022

10.41 Commissioners: Professional Engineering/Architectural Services #10 for Additional Services in the amount of \$40,000.00

10.42 Commissioners: Contract with KPRG and Associates, Inc. for Asbestos in the amount of \$15,600.00 for the Year 2023.

Order #17 Agenda #10.43-10.48

In the Matter of Action To Form Contracts: 10.43 – 10.48 Assessor: Contracts listed below.

Allen made a motion, seconded by Tippy, to approve 10.43 – 10.48, Contracts on behalf of Assessor Office, listed below. Motion carried 3-0.

10.43 Assessor: Legal Service Agreement with Angela M. Jones, LLC for the Year 2023

10.44 Assessor: Legal Services with Ricardo Hall of Kopka Pinkus Dolin, P.C. for the year 2023

10.45 Assessor: Legal Service Agreement with The Law Office of Ayn K. Engle, P.C. for the year 2023

10.46 Assessor: Novation of Agreement with Nexus Group, Inc. and Nexus Ltd., an Indiana Corporation for the year 2023

10.47 Assessor: Supplemental Letter Agreement with Short Elliott Hendrickson, Inc.

10.48 Assessor: Legal Service Agreement with The Law Office Of Brian Cusimano, P.C. for the year 2023

Order #18 Agenda #10.49 ADD

In the Matter of Action to Form Contracts: 10.49 ADDITION: Fairgrounds: Award and Contract with Castongia Tractor for a new 2023 John Deere 4052R Compact Utility Tractor in the amount of \$43,000.00. (Burris Equipment \$47,635.00, Riggs Outdoor Power Equipment \$48,767.00).

Allen made a motion, seconded by Tippy, to approve Award and Contract with Castongia Tractor for a new 2023 John Deere 4052R Compact Utility Tractor in the amount of \$43,000.00 on behalf of Fairgrounds. Motion carried 3-0.

Order #19 Agenda #12.1-12.4

In the Matter of Action On Commissioners' Items: 12.1 – 12.4: listed below.

Allen made a motion, seconded by Tippy, to approve agenda items 12.1 – 12.4, listed below. Motion carried 3-0.

12.1 Proof of Publication for the Assignment of Commissioner Owned Tax Sale Certificates to Exempt Nonprofit Organizations

12.2 Amended Board of Commissioners' 2023 Regular Meeting Schedule

12.3 Resolution for the 2023 Sale of Commissioner-Owned Tax Sale Certificates

12.4 Approve Sale Dates for the Commissioners' Tax Sale Certificates

Order #20 Agenda #12.5

In the Matter of Action On Commissioners' Items: 12.5 HIGHWAY: Request for a selection of a Consultant for Construction Inspection, Bridge 243, Lake Street over Grand Calumet.

Allen made a motion, seconded by Tippy, to select Robinson Engineering as the Consultant for Construction Inspection, Bridge 243, Lake Street over Grant Calumet for Highway Department. Motion carried 3-0.

Order #21 Agenda #12.6 & #12.7

In the Matter of Action On Commissioners' Items: 12.6 Sheriff: Retired Lieutenant Randy Phillips Service Weapon Request; 12.7 Commissioners: Whiting Public Library Re-Appointment of Tom Cafferata.

Allen made a motion, seconded by Tippy, to approve 12.6 and 12.7, approval of Service Weapon request by Sheriff for Retired Lieutenant Randy Phillips and approval of Whiting Public Library Re-Appointment of Tom Cafferata. Motion carried 3-0.

Order #22 Agenda #12.8

In the Matter of Action On Commissioners' Items: 12.8 Appointments: 1 – 34 (listed below).

Comes now, Attorney Fech, before the Board of Commissioners to recommend defer this matter until next month. NAT.

12.8 Appointments:

1. 4-H Liaison
2. 911 Commission
3. Alcoholic Beverage Commission
4. Convention and Visitors Bureau (2 positions)
5. Criminal Justice Coordinating Committee
6. Data Board (Michael Repay)
7. Drainage Board (3positions)
8. Economic Development Commission (2positions)

9. Eleven County Drainage Board
10. Emergency Management Advisory Council
11. Equal Employment Opportunity Officer
12. Family and Children Protection Team
13. Gary Regional Airport Authority
14. Health Board
15. Homeland Security & Emergency Management District One Planning Committee
16. Homeland Security & Emergency Management District One Oversight Committee
17. Judicial Nominating Commission District 2
18. Judicial Nominating Commission Consensus
19. Law Library Board
20. Library Board Crown Point (Kristin Mahle)
21. Library Board Crown Point
22. Library Board Whiting (Thomas Cafferata)
23. Merit System Board
24. Northwest Indiana Community Action Corp.
25. Northwest Indiana Regional Planning Commission
26. Northwest Indiana Workforce Board
27. Plan Commission (4positions)
28. Property Tax Assessment Board of Appeals (3positions)(Robin Salzeider)(Samantha Steele)
29. Real Estate Disposal Committee
30. Redevelopment Authority (2positions)
31. Redevelopment Commission (4positions)
32. Solid Waste Management Board
33. Veterans Affairs Study Commission
34. Zoning Appeals Board

Order #23 Agenda #13.1 – 13.13

In the Matter of Council Items: 13.1 – 13.13: Lake County Ordinances: listed below.

Allen made a motion, seconded by Tippy, to approve agenda items 13.1 – 13.3, items on behalf of Lake County Council, Ordinances listed below, accepted and adopted by the Council the 13th day of December, 2022. Motion carried 3-0.

- 13.1 Ordinance 1478A Establishing the Lake County Park Department's American Rescue Plan (ARP) Act Next Level Trails Program Grant Fund, a Non-Reverting Fund
- 13.2 Ordinance 1478D Establishing the Lake County Sheriff's 2022 Project Safe Neighborhoods Grant Fund, a Non-Reverting Fund
- 13.3 Ordinance 1478E Establishing the Lake County Justice Reinvestment Advisory Committee's Local Community Coordination Grant Fund, a Non-Reverting
- 13.4 Ordinance 1478F Establishing the Lake County Health Department's Public Health Crisis Response for COVID-19 Testing Grant Fund, a Non-Reverting Fund
- 13.5 Ordinance 1478G Establishing the Auditor's County Commissioners' Property Tax Sale Surplus Fund, a Non-Reverting Fund
- 13.6 Ordinance 1478H Establishing the Auditor's Property Tax Sale Fund for Commissioners' Tax Sale Certificates, Fund No. 385, a Non-Reverting Fund
- 13.7 Ordinance 1478I Repealing and Rescinding the Ordinance of the Lake County Council Establishing the Lake County Borrowing Committee, Ordinance No. 1357B
- 13.8 Ordinance 1400B-5 Amending Ordinance No. 1400B, the Ordinance Establishing Non-Reverting Self Insurance and Insurance Working Funds for Lake County
- 13.9 Ordinance 1412C-2 Amending Ordinance No. 1412C, the Ordinance Allowing for the Pre-Approved Payment of Claims for Lake County, Indiana
- 13.10 Ordinance No. 1479A Establishing the Lake County Sheriff's 2022 Homeland Security-NonPriority Aircraft and PPE Equipment Upgrade Grant Fund, A Non-Reverting Fund
- 13.11 Ordinance 1479B Establishing the Opioid Unrestricted Fund, a Non-Reverting Fund
- 13.12 Ordinance 1479C Establishing the Opioid Restricted Fund, a Non-Reverting Fund
- 13.13 Ordinance 1479D – Lake County Mileage Rate Ordinance for 2023

Order #24 Agenda #14

In the Matter of State Board of Accounts Items: 14.1 – 14.3 Auditor: listed below; 14.4 Economic Development: Accounts Payable Voucher Register: listed below.

Allen made a motion, seconded by Tippy, to approve 14.1 – 14.4, State Board of Accounts Items, listed below for the Auditor and Economic Development Departments. Motion carried 3-0.

- 14.1 AUDITOR: Accounts Payable Voucher Register for County Payroll – Pay Date 12-5-2022
- 14.2 AUDITOR: Accounts Payable Voucher Register for County Payroll – Pay Date 12-19-2022
- 14.3 AUDITOR: LC 265 12/22/22 TO 1/18/23; HAND CUTS 12/22/22 TO 1/18/23; LC 130 1/18/23

Order #24 Agenda #14 cont'd

14.4 ECONOMIC DEVELOPMENT: Accounts Payable Voucher Register

Order #25 Agenda #15

In the Matter of Action On Bonds/Insurance: 15.1 Plan Commission: Performance Bond Release & Resolution for Rock Creek Farm.

Allen made a motion, seconded by Tippy, to approve 15.1, Performance Bond Release & Resolution for Rock Creek Farm on behalf of Plan Commission Department, listed below. Motion carried 3-0.

RESOLUTION

Before the Board of Commissioners of the County of Lake

Re: FINAL INSPECTION – Rock Creek Farm Subdivision

WHEREAS, The Lake County Plan Commission and the Lake County Highway Department, have examined and filed a written report approving subdivision improvements for Rock Creek Farm Subdivision.

The BOARD OF COMMISSIONERS of the County of Lake does hereby make final acceptance of said improvements as of this date.

Dated 18th DAY OF January, 2023

BOARD OF COMMISSIONERS, COUNTY OF LAKE
MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

RELEASE

WHEREAS, **James M. Sewell** has on January 20, 2021 filed a **PERFORMANCE BOND** in the form of an **Official Check, Check Number 1480803** issued by **Centier Bank**, in the amount of **Eight Thousand Seven Hundred Forty-Five and 00/100 Dollars (\$8,745.00)** for **Rock Creek Farm Subdivision**.

The Board of Commissioners of the County of Lake does hereby release the PERFORMANCE BOND in the amount of **Eight Thousand Seven Hundred Forty-Five and 00/100 Dollars (\$8,745.00)**.

Dated 18th DAY OF January, 2023

BOARD OF COMMISSIONERS, COUNTY OF LAKE
MICHAEL REPAY, PRESIDENT
KYLE W. ALLEN, Sr., COMMISSIONER
JERRY TIPPY, COMMISSIONER

AUDITOR, PEGGY H. KATONA

Order #26 Agenda #16.1

In the Matter of Approve Vendor Qualification Affidavits And/Or Responsible: 16.1 Commissioners: Vendor Qualification Affidavit County Form 20 and W-9 for MCR Partners, LLC.

Allen made a motion, seconded by Tippy, to approve agenda item 16.1, Vendor Qualification Affidavit County Form 20 and W-9 for MCR Partners, LLC. Motion carried 3-0.

Order #27 Agenda #17

In the Matter of Staff Reports: 17.1 Weights & Measures: Monthly Report for 11/16/2022 – 12/15/2022; 18.1 Treasurer: Monthly Report; 18.2 Treasurer: Monthly Report.

Allen made a motion, seconded by Tippy, to approve agenda item 17.1, 18.1 and 18.2 all monthly reports, listed below. Motion carried 3-0.

- 17.1 Weights & Measures: Monthly Report for 11/16/2022 – 12/15/2022
- 18.1 Treasurer: Monthly Report – October, 2022
- 18.2 Treasurer: Monthly Report – November, 2022

Order #28 Agenda #4.1

In the Matter of Public Opening Of Vendor Responses To Requests For Bids And Quotes: 4.1 Construction of 45th Avenue Sanitary Project.

This being the day, time and place for the receiving of bids for Construction of 45th Avenue Sanitary Project for Lake County Highway Department, the following bids were received:

- | | |
|--------------------------------|----------------|
| 1. Dyer Construction Co., Inc. | \$3,955,384.00 |
| 2. Grimmer Construction Inc. | \$3,830,383.00 |
| 3. LGS Plumbing, Inc. | \$6,633,680.00 |

Comes now, Highway Engineer, before the Board of Commissioners, upon reviewing all three bids submitted, recommended to award Grimmer Construction Inc., being the lowest and most responsive bidder, having all forms in place, Allen made a motion, seconded by Tippy, to accept recommendation to award to Grimmer Construction, Inc. for \$3,830,383.00 for Construction of 45th Avenue Sanitary Project on behalf of Highway Department, bid bond provided in the amount of 5% - Surety - Western Surety Company, Repay spoke with comment stating this is the first spend of our ARPA dollars and this work will be done somewhat in conjunction with the reconstruction of 45th, basically put sewer pipe in. Motion carried 3-0.

Order #28 Agenda #4.2

In the Matter of Public Opening Of Vendor Responses To Requests For Bids And Quotes: 4.2 Towing Vehicles in Southwest Tow District of Lake County.

This being the day, time and place for the receiving of quotes for Towing Vehicles in Southwest Tow District of Lake County on behalf of Commissioners, the following quotes were received:

- | | |
|----------------------------------|---------------------------------------|
| 1. Caruthers Auto Sales & Towing | \$did not comply (no survey enclosed) |
| 2. All Pro Towing | \$all in order (survey enclosed) |
| 3. Stan's Towing | \$all in order (survey enclosed) |

Comes now, Attorney Fech, before the Board of Commissioners, recommended the quotes be taken under advisement, Allen made a motion, seconded by Tippy, to take the above-mentioned quotes under advisement for further review. Motion carried 3-0.

Order #29 Agenda #19

In the Matter of Comments: Members of the Public; Elected Officials; Commissioners.

Comes now, President Repay called for anyone present from the Public wishing to speak may come forth, there were none, asked if any Elected Officials present would like to speak, there were none, and comments from Commissioners, the Board welcomed Peggy Katona, 2023 Auditor.

The next Board of Commissioners Regular Meeting will be held on Wednesday, February 15, 2023 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 Matthew Fech

MICHAEL REPAY, PRESIDENT

KYLE ALLEN Sr., COMMISSIONER

JERRY TIPPY, COMMISSIONER

ATTEST:

PEGGY H. KATONA, LAKE COUNTY AUDITOR