

Agenda

Forty-sixth Regular or Special Meeting of the Twenty-Ninth Town Council of Highland

Regular Meeting of Monday, August 09, 2021 at 6:30 p.m.

Agenda organized pursuant to Section 2.05.090 of the Highland Municipal Code. This meeting will be convened as in person and an electronic meeting (Hybrid), pursuant to Governor Holcomb's Executive Orders 20-04, 20-09 and 20-25 and now extended by Executive Order 21-18 allowing such meetings, pursuant to IC 5-14-1.5-3.7 for the duration of the emergency, through August 30, 2021.

People may observe and record the meeting live streaming by joining the meeting on the Zoom platform: <https://us06web.zoom.us/j/82428996242?pwd=MU1LMnE4eEkyc2NXbDdpYVlKOUlrUT09>

Further, persons wishing to offer comment in the meeting may access the electronic meeting by using the preceding and adding the password for Meeting ID 824 2899 6242, password (code): 144263.

Prayer: Mark A Herak

Pledge of Allegiance: Mark A. Herak

Roll Call: Bernie Zemen



Mark A. Herak

Mark J. Schocke

**A GREAT PLACE
TO CALL HOME**

Thomas (Tom) Black

Roger Sheeman

Minutes of Previous Session: Minutes of the Regular Meeting of 26 July 2021.

- Special Orders:**
1. **Consideration of Proposed Additional Appropriations:** (controlled funds): Proposed Additional Appropriations in Excess of the 2021 Budget for the Police Department of the Corporation General Fund in the amount of **\$281.87**.
 - (a) Attorney verification of Proofs of Publication: The TIMES 29 July 2021.
 - (b) **Public Hearing.**
 - (c) Action on **Appropriation Enactment No. 2021-37:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Police Department of the Corporation General Fund, all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

 2. **Advisory Board of Zoning Appeals Docket:** Petition for a Use Variance for the location commonly referred to as 8945-8955 Indianapolis Boulevard, **Highland**, which is an overlay district, to allow the petitioner the use of a car wash/auto laundry. The use from HMC Section 18.55.050(C)(h) via HMC Section 18.115.050. The property has an existing business use of B-3

The Town of Highland acknowledges its responsibility to comply with the American with Disabilities Act of 1990. In order to assist individuals with disabilities who require special services (i.e. sign interpretative services, alternative audio/visual devices, etc.) for participation in or access to Municipal sponsored public programs, services and or meetings, the Town of Highland requests that individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and or meeting. To make arrangements, contact the ADA Coordinator for the Town of Highland at (219) 972-7595.

General Business District. Petitioner: **F&E Ventures, LLC, c/o Scott Yahne, Esq.**, 9301 Calumet Avenue, Munster, In 46321. The Advisory Board of Zoning Appeals by a vote of three (4) in favor and one (1) opposed acted to **favorably recommend the request for the use variance** for the property. The ABZA acted at its meeting of 23 June 2021. The findings of fact were memorialized and the board approved the facts in written form at its meeting of 29 July 2021. (90 days ends 21 September 2021). This tolls from the making of the recommendation. If the Town Council does not act before the end of the 90 days, the recommendation of the Advisory Board of Zoning Appeals will obtain.

*Pursuant to IC 36-7-4-918.6, the Town Council may either **accept the favorable recommendation** and GRANT the requested use variance or it may **reject (over rule) the favorable recommendation** and DENY the use variance. If **not** acted upon by the Town Council within 90 days after the ABZA makes its recommendation, the action of the Advisory Board of Zoning Appeals stands.*

- (a) Opportunity for Comment.
- (b) Action by the Town Council

COMMENTS FROM THE PUBLIC or VISITORS This portion of the Town Council Meeting is reserved for persons who desire to address the Town Council regarding matters on the agenda. Persons addressing the Town Council are requested to limit their presentations to **two (2) minutes** and encouraged to avoid repetitious comments.

Staff Reports:

- Building & Inspection Report for July 2021.
- Fire Department Report for July 2021.
- Workplace Safety Report for July 2021.

Appointments:

- **Home Rule Boards and Commissions**
(Appointments have been placed on agenda in case there is readiness to act)

Legislative Appointments
Home Rule Commissions

1. **Main Street Bureau Board:** Up to (4) appointments to be made by the Town Council. Term: Two years ending 1 Jan 2023. *There are currently 13 of the 17 in place and serving.*
2. **Community Events Commission** *Multi-year positions:* (2) appointments to be made by the Town Council. **Term: 4 years.**
 - *One vacancy of term expires on 1 Jan 2025.*
 - *One vacant post the term of which expires 1 January 2022 (unexpired term)*
Single year positions: (1) appointment to be made by the Town Council.
Term: 1 year.
 - *One position the term expiring on 1 January 2022.*

Unfinished Business & General Orders:

1. **Proposed Enactment No. 2021-35:** An Enactment Appropriating Additional Monies in Excess of the Annual Budget From Monies Received as a Grant from the State or Federal Government, pursuant to I.C. 6-1.1-18-7.5, I.C. 36-5-3-5 et seq.
2. **Application for ERA Abatement filed by Webb Hyundai.**
 - (a) **Resolution No. 2021-39:** A Resolution Of The Town Council Of The Town Of Highland, Indiana Granting Indiana Land Trust Company TR #120086 (Dba: Webb Hyundai, L.L.C.) An Assessed Valuation Deduction (Tax Abatement) For Tangible Real Property Under Indiana Code 6-1.1-12.1, For Property Located At 9236 Indianapolis Boulevard.

The Town of Highland acknowledges its responsibility to comply with the American with Disabilities Act of 1990. In order to assist individuals with disabilities who require special services (i.e. sign interpretative services, alternative audio/visual devices, etc.) for participation in or access to Municipal sponsored public programs, services and or meetings, the Town of Highland requests that individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and or meeting. To make arrangements, contact the ADA Coordinator for the Town of Highland at (219) 972-7595.

(If passed, then a meeting of the Economic Development Commission will be convened to establish an EDTA, to further perfect the action.)

3. **Resolution No. 2021-36:** A Resolution Approving an Interlocal Cooperation Agreement between the Incorporated Town of Highland and the School Town of Highland for the Utilization of School Resource Officer Program Services for 2021-2022.
4. **Resolution No. 2021-38:** A Resolution Of The Town Of Highland, Indiana Ratifying, Affirming and Approving the Supporting Information of The Redevelopment Commission Action to Dispose Of A Parcel Of Property That Was Acquired By the Redevelopment Department from Lake County, pursuant to IC 36-7-14-22.5.
5. **Works Board Order No. 2021-24:** An Order Authorizing, and Approving the Payment of Elective Honoraria to the Municipal Departments and Select Event Participants in Recognition of and in Goodwill for their Assistance and Support of the Events under the Aegis of the Community Events Commission and Authorizing the Payment of Elective Honoraria for Their Participation in the Annual Highland Independence Day Festival.
6. **Authorize a Special Meeting.** Authorize a special meeting of the Town Council for August 16, 2021 at 6:30 p.m., pursuant to HMC Section 2.05.130(A) (4), and Section 2.05.130(F) in order to consider the bids received for the Community Crossings Grant Project of 2021 and possibly award the bid. Once completed the Town Council would convene in a study session.

NEW BUSINESS:

**Comments or
Remarks from the
Town Council:
(Good of the Order)**

Councilor Bernie Zemen
Councilor Mark Herak
Councilor Mark Schocke
Councilor Thomas Black
Councilor Roger Sheeman

**COMMENTS FROM
THE PUBLIC or
VISITORS**

This portion of the Town Council Meeting is reserved for persons who desire to address the Town Council. Depending on the nature of the comments, the Town Council may direct the staff to address the topic or follow-up on matters that may arise from public comments. If necessary, the matter may be set for action at a future meeting. Persons addressing the Town Council are requested to limit their presentations to **two (2) minutes** and encouraged to avoid repetitious comments.

**ACTION TO PAY
Accounts Payable
Vouchers**

- Accounts payable vouchers July 27, 2021 through August 9, 2021 in the amount of **\$1,190,107.62** *(The accounts payable docket may be modified before action).*
- Payroll Dockets for the payday of July 2, 2021 in the amount of **\$215,876.87**; the payday of July 16, 2021, in the amount of \$276,898.11; and the payday of July 30, 2021 in the amount of **\$330,411.00**.

ADJOURNMENT

The Town Council may meet in study session immediately following the Regular Meeting.
Posted pursuant to IC 5-14-1.5-4(a)

The Town of Highland acknowledges its responsibility to comply with the American with Disabilities Act of 1990. In order to assist individuals with disabilities who require special services (i.e. sign interpretative services, alternative audio/visual devices, etc.) for participation in or access to Municipal sponsored public programs, services and or meetings, the Town of Highland requests that individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and or meeting. To make arrangements, contact the ADA Coordinator for the Town of Highland at (219) 972-7595.

**Enrolled Minutes of the Forty-second Regular or Special Meeting
For the Twenty-Ninth Highland Town Council
Regular Plenary Meeting (Electronic/hybrid in person)
Monday, July 26, 2021.**

The Twenty-Ninth Town Council of the Town of Highland, Lake County, Indiana met in its regular plenary session on Monday, July 26, 2021 at 6:30 O'clock P.M. in the regular place, the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

**Special note:* This meeting was convened allowing members of the Town Council to participate electronically without being physically present, to be counted in the quorum and able to simultaneously listen and respond to matters taken up in the meeting, all pursuant to Governor Holcomb's Executive Orders 20-04 and 20-09, extended by Executive Order No. 21-16 allowing meetings to be convened pursuant to IC 5-14-1.5-3.7 for the duration of the Corona Virus COVID 19 Emergency. All members of the Town Council participated in person in the plenary meeting room of the municipal building. The Clerk-Treasurer participated using the Zoom platform as his vacation had started. The electronic platform Zoom allowed the public to observe and participate from on-line access. The meeting was streamed as well in real time on Facebook, which allowed the public to observe the meeting, all pursuant to IC 5-14-1.5-3.7. (Under the order)

The Town Council President, Roger Sheeman, presided. The Town Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. The meeting was opened with the Councilor Bernie Zemen leading in the Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Present on roll call were Councilors Bernie Zemen, Mark Herak, Mark J. Schocke, Thomas Black and Roger Sheeman. The Clerk-Treasurer, Michael W. Griffin was on task remotely via Zoom to memorialize the proceedings. All members of the Town Council were present in the meeting room. A quorum was attained.

Additional Officials Present: (All electronically) John P. Reed, Town Attorney; Peter T. Hojnicki, Police Chief; William R. Timmer, Jr., CFO, Fire Chief; Mark Knesek, Public Works Director; Kathy DeGuilio-Fox, Redevelopment; Alex M. Brown, CPRP, Parks and Recreation Superintendent; and Kenneth J. Mika, Building Commissioner were present. (Ms. DeGuilio-Fox and Mr. Mika were present in person.)

Also present: Edward Dabrowski of the Board of Waterworks Directors II (Contract) Director was also present in person.

Guests: Theresa Badovich of the Idea Factory (electronically) was also present.

Minutes of the Previous Meeting: The minutes of the regular meeting of July 12, 2021 and the Special meeting of July 19, 2021, were submitted for consideration. The minutes of the regular meeting of July 12, 2021 and the Special Meeting of July 19, 2021 were approved by general consent.

Comments from the Public or Visitors:

1. Larry Kondrat, Highland, renewed his inquiry further about the purposes of the introduced appropriation enactment 2021-31 involving authorizing permission to spend \$38,186 if needed for redevelopment purposes.

The Redevelopment Director explained the purposes for the funds if needed, the grant reimbursement that would support the expenses related to the charging station for electric vehicles in the downtown reconstruction of Highway Avenue and Kennedy Avenue parking lot.

Mr. Kondrat, further asked about the resolution that set forth a plan for use of the Fiscal Recovery Act funds. It was noted that it would formally dedicate those funds for the use of the sanitary sewers overflows remediation as part of sewage infrastructure an authorized purpose in the law and according to the purposes adopted in establishing the local fund.

Appointments:

1. **Main Street Bureau Board:** Up to (17) appointments to be made by the Town Council. Term: Two years ending 1 Jan 2023. *There are currently 12 of the 17 in place and serving.*

Councilor Schocke moved to appoint **Benjamin Reinhart**, 3626 38th Street, Highland to the Main Street Bureau Board. Councilor Herak seconded. Upon a roll call vote, there were five affirmatives, and no negatives. The motion passed. Benjamin Reinhart was appointed to a vacancy on the Board.

Unfinished Business and General Orders:

1. **Introduced Appropriation Enactment No. 2021-31:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Special Economic Development Fund, all pursuant to I.C. 6-1.1-18, I.C. 36-5-3-5, et seq. *(Introduced by Councilor Herak at the Town Council meeting of July 12, 2021. On the motion to consider at the same meeting of introduction, there were four affirmatives and one negative. The motion required a unanimous vote. A vote on the introduced enactment only requires a majority of the Town Council.)*

Councilor Herak moved the passage and adoption of Enactment No. 2021-31. Councilor Black seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The enactment was adopted.

TOWN OF HIGHLAND
APPROPRIATION ENACTMENT
ENACTMENT NO. 2021-33

An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Special Events Non Reverting Fund, all pursuant to I.C. 6-1.1-18, I.C. 36-5-3-5, et seq.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the Special Events Non Reverting Fund;

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levy set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the Special Events Non Reverting Fund and for the purposes herein specified, subject to the laws governing the same:

SPECIAL EVENTS NON REVERTING FUND

Increase	
Acct. No. 036-0000-38611 Beverage Services:	\$ 37,000.00
Total 300 Series:	\$ 37,000.00
Fund Total:	\$ 37,000.00

Section 2. That the Clerk-Treasurer is hereby authorized and instructed to inform the Indiana Department of Local Government Finance of this action and that these moneys be made available for expenditure subject to an order of the Commissioner, pursuant to IC 6-1.1-18.

Section 3. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 19th Day of July 2021. Consideration on the same day or at same meeting of introduction sustained a vote of 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 19th Day of July 2021, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA

/s/ Roger Sheeman, President (IC 36-5-2-10)

ATTEST:

/s/ Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

2. Resolution No. 2021-34: A Resolution Providing for Further Guidance Regarding its Plan for the Use of the American Rescue Plan Act Proceeds.

After a motion to adopt the resolution was made by Councilor Herak and second by Councilor Black, Councilor Schocke moved to amend the resolution by adding a provision to allow payment to police officers and firefighters in the amount of \$5,000 each. Councilor Black Seconded.

The competing merits of the amendment were discussed. It was asserted that the move would promote higher morale for the police and fire departments. It was further suggested that such an action would affirm the first responders for their work during the COVID pandemic. It was also noted that the current enabling language creating the Fiscal Recovery Act Fund from Ordinance No. 1728, presently did not include this use of the proceeds. It would need to be amended if this change was desired by a majority of the Council. There was also concern about reducing the resources that would be used for the sanitary district to support the gap in the funding. It was suggested that most of the funding would be available and only reduced by the estimated cost of the bonuses in the amount of \$365,000.

It was noted that the allocation of Fiscal Recovery Funds for Highland are fixed at \$ 5,038,339.91. The discussion included an offer to withdraw the amendment provided the pending resolution would be withdraw.

Amendment. Upon a roll call vote on the amendment, there were four negatives and one affirmative. With Councilors Zemen, Herak, Black and Sheeman voting in the negative, and Councilor Schocke voting in the affirmative, the motion did not pass. The amendment was not adopted.

Privileged motion. Councilor Schocke moved to postpone the consideration of Resolution No. 2021-34. Until the Study Session of Monday, August 2, 2021. Councilor Zemen seconded. Upon a roll call vote, there were three negatives and two affirmatives. With Councilors Herak, Black, and Sheeman voting in the negative and Councilors Zemen and Schocke voting in the affirmative, the motion to postpone did not pass. The resolution would not be postponed until the study session.

Resolution 2021-34. Upon a roll call vote on the resolution, there were three affirmatives and two negatives. With Councilors Zemen, Herak and Sheeman voting in the affirmative, and Councilors Schocke and Black voting in the negative, the motion passed. The resolution was adopted.

The Town Council President noted that following passage of the resolution, the issue of the bonuses would be discussed at the next study session of the Town Council.

TOWN OF HIGHLAND
RESOLUTION NO. 2021-34

A RESOLUTION PROVIDING FOR FURTHER GUIDANCE REGARDING ITS PLAN FOR THE USE OF THE AMERICAN RESCUE PLAN ACT PROCEEDS.

WHEREAS, The Town Council is the fiscal body of the Town of Highland;

WHEREAS, IC 36-5-2-9 provides that the legislative body may adopt ordinances and resolutions for the performance of functions of the town;

WHEREAS, The Town expects to receive a special distribution authorized by the United States Government to offer special assistance to municipal governments for impacts experienced in consequence of the Coronavirus 19, called American Rescue Plan Grant authorized from the Corona Virus Local Fiscal Recovery Fund;

WHEREAS, The Town has received further authoritative guidance from the Indiana State Board of Accounts, particularly State Examiner Directive 2021-01, regarding the ways and means as well as the fund accounting protocol related to the receipt of the American Rescue Plan Grant proceeds;

WHEREAS, The Town Council did adopt Ordinance No. 1728 amending the Highland Municipal Code by establishing the American Rescue Plan Grant Fund; and,

WHEREAS, The Town Council has determined that it would be desirable and of great public benefit to offer companion information to inform the plan of the Town for the use of the proceeds of coming to the Town from the American Rescue Plan Act,

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF TOWN OF HIGHLAND, INDIANA, AS FOLLOWS:

Section 1. That the municipality is eligible to receive up to five million, thirty-eight thousand, three hundred thirty nine dollars and ninety-one cents (\$5,038,339.91) to be distributed in two installments, the first being in the amount of two million, five hundred nineteen thousand, one hundred sixty-nine dollars and ninety-six cents (\$2,519,169.96);

Section 2. That Section 3.45.125 of the Highland Municipal Code establishes the American Rescue Plan Grant Fund, which is subject to the following:

(A) It is "dedicated and established for accumulating, for accounting and to provide resources to support lawful purposes of the municipality, and such specific purposes as are consistent with legal uses set forth in Section 603 of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act of 2021;"

(B) That it is established to manage and account for the following sources of funding:

- (1) Proceeds, resources or payments received in consequence of distributions made under Section 603 of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act of 2021;
- (2) Interest earned from the investment of moneys on deposit to the credit of the fund, provided such investments are conducted pursuant to I.C. 5-13-9 et seq.; and,
- (3) Such other financial resources as the United States may authorize from time to time;

(C) That the fund is established for the following **lawful purposes** authorized under the *American Rescue Plan Act* and the guidance from the United States Treasury:

- (1) That the resources in the Fund shall be used to pay expenses authorized under Section 603 of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act of 2021 and such guidance as may be issued by the Treasury Secretary of the United States;
- (2) That the resources in the Fund shall be used to make expenditures for the lawful provision of government services to the extent of the reduction in revenue of the Town of Highland due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the Town, with FY 2019 serving as the base year;
- (3) That the resources in the Fund shall be used to make necessary investments in water, sewer or broadband infrastructure, as authorized under the relevant law; and,
- (4) That the resources in the Fund shall be to pay any costs required to carry-out and support the objectives of the American Rescue Plan of 2021, as set forth in Section 603(c)(1);

Section 3. That pursuant to further guidance, as interim final rules, from the United States Treasury urges a plan for the use of the proceeds and also offered added information regarding the treatment of interest or investment

yields from the proceeds, the Town of Highland as a non-entitlement unit (NEU) Number IN0203, now establishes the following plan for the use of the resources of American Recovery Plan Act:

(A) That the proceeds will be used to support the funding needs and any gap in resources associated with complying with the pending plan to eliminate Sanitary Sewage Outflows (SSO)'s that is under review presently by the proper Federal authorities as submitted by the Town of Highland Department of Public Sanitation and Sanitary District, which is consistent with an expenditure category associated with infrastructure;

(B) That the Town Council President and the Town Clerk-Treasurer be authorized to complete the necessary applications, and offer the legally required assurances regarding compliance with Title VI of the Civil Rights Act of 1964; and,

(C) That interest earned upon the resources on deposit in the American Recovery Plan Act Grant Fund shall be treated as follows:

- (1) Interest earnings shall remain with the corpus of the fund, and used only for the purposes of the ARPA Grant, subject to further guidance from the United States Treasury, the Indiana Finance Authority or the State Examiner or the Indiana State Board of Accounts;
- (2) If the U.S. Treasury determines that such interest is not program income, then interest earnings shall be transferred and deposited with the municipal General Fund;

Section 4. This Resolution shall be in full force and effect from and after its passage.

DULY RESOLVED and ADOPTED this 26th Day of July 2021 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 3 in favor and 2 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

- 3. Works Board Order No. 2021-22:** An Order Authorizing and Approving the First Change Order to the Construction Contract with Walsh & Kelly, Incorporated related to the 2020 CCMG Street Improvement Project, DES #2001326, all Pursuant to I.C. 36-1-12-18 and Accepting the Recommendation of NIES Engineering, Incorporated to Release Retainage on Deposit to the Credit of the Capital Projects Retainage Agency Fund, in the amount of Ninety Thousand Eight Hundred Sixty-Seven Dollars and 37/00 Cents (\$90,867.37) to Walsh & Kelly, Incorporated.

Councilor Herak moved to pass Works Board Order No. 2021-22. Councilor Zemen seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

**The Town of Highland
Order of the Works Board No. 2021-22**

An Order Authorizing and Approving the First Change Order to the Construction Contract with Walsh & Kelly, Incorporated related to the 2020 CCMG Street Improvement Project, DES #2001326, all Pursuant to I.C. 36-1-12-18 and Accepting the Recommendation of NIES Engineering, Incorporated to Release Retainage on Deposit to the Credit of the Capital Projects Retainage Agency Fund in the amount of Ninety Thousand Eight Hundred Sixty-Seven Dollars and 37/00 Cents (\$90,867.37) to Walsh & Kelly, Incorporated

Whereas, The Town of Highland, through its Town Council, which is the Works Board of the Municipality pursuant to I.C. 36-1-2-24(3), has heretofore authorized and approved a public works project for certain street resurfacing and other improvements in the public right-of-way to be funded, in part, by the State of Indiana and the Community Crossings Matching Grant program, with the project commonly known as the 2020 CCMG Street Improvement Project;

Whereas, The Town Council has heretofore awarded a contract to Walsh & Kelly, Incorporated for the Project on July 13, 2020 in the amount of One Million Five Hundred Ninety-two Thousand Six Hundred Fifty-four Dollars and 48/100 Cents (\$1,592,654.48);

Whereas, During the course of construction of the Project, it has become necessary to adjust the original estimated quantities of materials to actual quantities used on the project;

Whereas, NIES Engineering, Incorporated, a licensed engineer performing construction engineering services on this project has specifically identified and presented a description of such changes as one (1) proposed first addendum to the original construction contract with Walsh & Kelly, Incorporated, particularly in support of costs associated with

several bid items, which has a net effect of decreasing the contract cost by the amount of Thirty-one Thousand Five Hundred Sixty Dollars and 68/100 Cents (\$31,560.68);

Whereas, The Town of Highland, through its Town Council which is also the Board of Works, now desires to accept and issue the order for change as described;

Whereas, NIES has heretofore determined that the Project is complete pursuant to the terms of contract specifications and has recommended the release of retainage held in the amount of Ninety Thousand Eight Hundred Sixty-seven Dollars and 37/00 Cents (\$90,867.37); and

Whereas, The Town Council now desires accept the recommendation of NIES and authorize and approve the release of retainage held in the amount of the Ninety Thousand Eight Hundred Sixty-seven Dollars and 37/00 Cents (\$90,867.37),

Now Therefore Be it hereby Ordered by the Town Council of the Town of Highland, Lake County, Indiana;

Section 1. That Change Order No. 1 for the 2020 CCMG Street Improvement Project, as prepared by NIES Engineering, Incorporated, a licensed professional engineer performing construction engineering services on the Project, is hereby approved and authorized in each and every respect;

Section 2. That this first addendum is hereby ordered to be known as **Change Order No. 1**, issued to decrease the net cost to the original agreement between the Town of Highland and Walsh & Kelly, Incorporated, in the amount of Thirty-one Thousand Five Hundred Sixty Dollars and 68/100 Cents (\$31,560.68), bringing the total value of the entire agreement with any and all change orders approved to date to One Million Five Hundred Sixty-one Thousand Ninety-three Dollars and 80/100 Cents (\$1,561,093.80);

Section 3. That as any additional units of materials included in the original contract become needed, the costs of these units in this change order be the same as those shown in the original contract, all pursuant to IC 36-1-12-18(f);

Section 4. That the total of all change orders issued that increase the scope of this project may not exceed twenty percent (20%) of the amount of the original contract, that original contract of One Million Five Hundred Ninety-two Thousand Six Hundred Fifty-four Dollars and 48/100 Cents (\$1,592,654.48), which may not exceed One Million Nine Hundred Eleven Thousand One Hundred Eighty-five Dollars and 38/100 Cents (\$1,911,185.38), all pursuant to IC 36-1-12-18(d);

Section 5. That the proper officers hereby be and are authorized to execute the necessary documents with their signatures;

Section 6. That construction work performed by Walsh & Kelly, Incorporated for the 2020 CCMG Street Improvement Project is hereby accepted and approved in each and every respect;

Section 7. That the recommendation from NIES Engineering, Inc. to release retainage held in the amount the Ninety Thousand Eight Hundred Sixty-seven Dollars and 37/00 Cents (\$90,867.37) is hereby accepted;

Section 8. That the clerk-treasurer be authorized and instructed to prepare a warrant drawn on the Capital Projects Agency Fund in the proper amount as herein directed, with such payment to me made in advance of Town Council allowance as an authorized or approved release of retainage from the capital projects retainage agency fund pursuant to Section 3.10.010 (A)(27).

Be it so Ordered.

Duly, Passed and Ordered by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 26th day of July 2021, subject to the concurrence of the Park and Recreation Board, having passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, **President** (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-2-10.2; IC 36-5-6-5)



July 9, 2021

Mr. Mark Knesek, Public Works Director
 Town of Highland, Indiana
 3333 Ridge Road
 Highland, IN 46322

RE: Pay Request No. 5 (Final)
 2020 CCMG Street Improvement Project – Des. No. 2001326

Dear Mr. Knesek:

As engineers for the 2020 CCMG Street Improvement Project – Des. No. 2001326, we have reviewed the enclosed Pay Request No. 5 (Final) submitted by Milestone Contractors North, Inc. (formerly known as Walsh & Kelly, Inc.). Work on this project is complete, and we recommend that all remaining retainage be paid to the Contractor. The payment breakdown is as follows:

Pay Request No. 5 (Final)

Original Contract Amount	\$ 1,592,654.48
Change Order Total	- \$ 31,560.68
Revised Contract Amount	\$ 1,561,093.80
Total Completed & Stored to Date	\$ 1,561,093.80
Retainage Prior Pay Requests	- \$ 90,867.37
Payment Prior Pay Requests	- \$ 1,470,226.43
Total Completed & Stored this Pay Request	\$ 0.00
Retainage this Pay Request (Full Release)	+ \$ 90,867.37
Total Current Payment Due	\$ 90,867.37
Current Payment Due	\$ 90,867.37

Enclosed are 3 originals of Pay Request No. 5 (Final) from Walsh & Kelly, Inc., including an itemized breakdown and the Contractor's final waiver of lien.

Yours very truly,
 NIES Engineering, Inc.

Derek R. Snyder, P.E.
 Principal

cc: Highland Town Council
 Michael Griffin, Clerk-Treasurer
 Greg Hoffman, Milestone Contractors North, Inc.

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Invoice



1700 E. Main Street
Griffith, IN 46319
(219) 924-5900

Sold To: Town of Highland
Address: 3333 Ridge Road
Highland, IN 46322
Terms: Net 15

Date: June 17, 2021
Invoice #: 201760-05

Purchase Order #:

Job # 201780

2020 Highland CCMG Street Project DES No. 2001326

Final Retainage

Work Completed per Attached \$ 1,561,093.80

Less: Previous Invoice (1,470,226.43)

TOTAL AMOUNT DUE THIS INVOICE \$ 90,867.37

Terms of payment are Net 15 days from the date of invoice. A service charge of 1 1/2% per month (18% per annum) will be charged to all delinquent accounts.

Invoice

Progress Billing Invoice

From: Milestone Contractors North, Inc.
1700 East Main Street
Griffith, IN 46319

Invoice #: 201780-05

Date: 06/17/21

Application #: 5

To: TOWN OF HIGHLAND
3333 RIDGE ROAD
HIGHLAND, IN 46322

Invoice Due Date: 07/17/21

Payment Terms: NET 30 DAYS

Contract: 201780- Highland CCMG Street Project DES No. 2001326

Cont Item	Description	Contract Amount	Contract Quantity	Quantity This Period	Quantity JTD	Unit U/M	Unit Price	Amount This Period	Amount To-Date	% Compl
1	MOSY DEMOS	80,000.00	1.00	0.00	1.00	LS	80,000.00	0.00	80,000.00	100.00%
2	MOT	36,200.00	1.00	0.00	1.00	LS	36,200.00	0.00	36,200.00	100.00%
3	CURE & GUTTER, REMOVE	18,200.00	2,600.00	0.00	2,571.00	LF	7.00000	0.00	18,011.00	99.96%
4	SIDEWALK, CONC. REMOVE	14,040.00	1,755.00	0.00	1,577.44	SY	8.00000	0.00	12,519.52	89.88%
5	1.5" ASPHALT MILLING	161,621.25	119,271.00	0.00	118,395.60	SY	1.35000	0.00	160,509.25	99.66%
6	ADD BASE FOR PATCHING, 3" LIMESTONE (INCLUDES EXC)	5,600.00	160.00	0.00	0.00	TON	35.00000	0.00	0.00	0.00%
7	HMA FOR PATCHING, 2.5"	9,300.00	110.00	0.00	0.00	TON	90.00000	0.00	0.00	0.00%
8	9.5MM SURFACE, 1.5"	708,500.00	11,824.00	0.00	11,548.82	TON	60.00000	0.00	716,509.20	101.03%
9	TACK COAT	11,306.80	45,226.00	0.00	34,591.60	SY	0.25000	0.00	8,645.26	76.46%
10	CRACK FILLING MILED SURFACE	7,200.00	0.00	0.00	0.00	TON	600.00000	0.00	0.00	0.00%
11	AREA REFLECTIVE CRACK CONTROL	192,535.20	74,654.00	0.00	72,517.00	SY	2.60000	0.00	189,584.20	98.47%
12	FIBER AREA REFLECTIVE CRACK CONTROL	44,860.00	11,240.00	0.00	11,182.00	SY	4.00000	0.00	44,728.00	99.48%
13	4" CONC SIDEWALK W/AGG BASE & GRASS RESTORATION	55,440.00	792.00	0.00	749.74	SY	70.00000	0.00	52,481.80	94.05%
14	CURE RAMP W/AGG BASE & GRASS RESTORATION	98,825.00	773.00	0.00	723.91	SY	125.00000	0.00	90,488.75	91.65%
15	CURE & GUTTER W/AGG BASE, PATCHING AND GRASS RESTO	91,000.00	2,800.00	0.00	2,838.00	LF	35.00000	0.00	94,360.00	103.65%
16	TOPSOIL & MULCHED SEEDING	2,380.00	228.00	0.00	224.00	SY	10.00000	0.00	2,280.00	100.00%
17	CASTING, F & A	4,000.00	4.00	0.00	1.00	EA	900.00000	0.00	1,000.00	25.00%
18	CASTING RISER RING	505.00	4.00	0.00	13.00	EA	125.00000	0.00	1,625.00	325.00%
19	VALVE BOX TOP SECTION, F & A	900.00	6.00	0.00	2.00	EA	150.00000	0.00	300.00	33.33%
20	VALVE BOX RISER RING	260.00	4.00	0.00	0.00	EA	50.00000	0.00	0.00	0.00%
21	TRAFFIC LOOP DETECTOR, REPAIR	16,940.00	44.00	0.00	44.00	EA	385.00000	0.00	16,940.00	100.00%
22	WIRELESS VEHICLE DETECTOR	2,910.00	6.00	0.00	6.00	EA	485.00000	0.00	2,910.00	100.00%
24	4" SOLID YELLOW	6,019.42	10,570.00	0.00	10,429.00	LF	0.57000	0.00	6,045.62	100.48%
25	4" BROKEN YELLOW	58.00	100.00	0.00	100.00	LF	0.58000	0.00	58.00	100.00%
26	4" SOLID WHITE	714.56	1,231.00	0.00	2,172.00	LF	0.58000	0.00	1,258.74	176.30%
27	4" BROKEN WHITE	265.20	460.00	0.00	429.00	LF	0.56000	0.00	243.60	95.45%
28	4" SOLID WHITE	413.75	351.00	0.00	338.00	LF	1.25000	0.00	418.75	101.21%
29	4" BROKEN WHITE	37.50	39.00	0.00	27.00	LF	1.25000	0.00	33.75	89.00%
30	ONLY	420.00	4.00	0.00	4.00	EA	105.00000	0.00	420.00	100.00%

Progress Billing Invoice

From: Milestone Contractors North, Inc.
1700 East Main Street
Griffith, IN 46319
Invoice #: 201780-05
Date: 06/17/21
Application #: 5

To: TOWN OF HIGHLAND
333 RIDGE ROAD
HIGHLAND, IN 46322
Invoice Due Date: 07/17/21
Payment Terms: NET 30 DAYS

Contract: 201950- Highland CCMG Street Project DES No. 2001326

Cost Item	Description	Contract Amount	Contract Quantity	Quantity This Period	Quantity JTB (1/1)	Unit	Amount This Period	Amount To Date	% Completed
01	6" PAV	1,000.00	2000	0.00	4.00	Sq	280.00000	0.00	1,000.00
02	1.5" SAND/STONE/GRANITE	1,000.00	2000	0.00	30.00	Sq	12,000.00	0.00	1,000.00
03	8" ASPHTE OVERLAY	4,000.00	5,000.00	0.00	1,000.00	Sq	0.00000	0.00	4,000.00
04	14" ASPHALT	1,000.00	1,000.00	0.00	1,000.00	Sq	0.00000	0.00	1,000.00
05	12" YELLOW ORANGE/BLACK	400.00	100.00	0.00	2,000.00	Sq	0.00000	0.00	400.00
06	12" WHITE ORANGE/BLACK	100.00	100.00	0.00	1,000.00	Sq	0.00000	0.00	100.00
07	NOISE MITIG	100.00	10.00	0.00	10.00	Lf	0.00000	0.00	100.00
08	EDGE BUILT	400.00	10.00	0.00	10.00	Lf	0.00000	0.00	400.00
09	CONCRETE DETECTOR HOUSING REPAIR	1,140.00	300	0.00	4.00	Each	0.00000	0.00	1,140.00

Total Work To Date: 1,461,800.00
Less Retainage: 6.00
Less Previous Applications: 1,470,216.43
Total Due This Invoice: 90,857.57

WAIVER OF LIEN

FINAL

STATE OF INDIANA, _____ Lake _____ COUNTY, IN:

WHEREAS, the undersigned, Walsh & Kelly, Inc., has been hereto employed by _____ Town of Highland to furnish certain material and labor, to-wit: Highland 2020 CCMG for the building owned by _____ Town of Highland and located on _____ Various Streets _____ Highland, IN 46322 _____ Lake County, IN

HOW, THEREFORE, KNOW YE, that the undersigned, for a good and valuable consideration, the receipt of which is hereby acknowledged, hereby and now waives and releases unto the said Corporation, the owner of said premises, any and all lien, right of lien, or claim of whatsoever kind or character on the above described building and real estate, on account of any and all labor or materials, or both, furnished for or incorporated into said building by the undersigned; and we further certify that the consideration moving to the undersigned for executing this WAIVER OF LIEN has been mutually given and accepted as absolute cash payment and not as a conditional or part payment or as security for payment.

Signed, sealed and delivered this 17th day of June, 2021

WALSH & KELLY, INC.
Jamie L. Tanco
Jamie L. Tanco
Secretary-Treasurer

Personally appeared before me this 17th day of June, 2021
Jamie L. Tanco, who being duly sworn on oath, says: That she is the Secretary-Treasurer, of the Walsh & Kelly, Inc. and that she hereby acknowledges the execution of the foregoing instrument for and on behalf of said Walsh & Kelly, Inc. and at their special instance and request.

My Commission Expires 02/07/2024
This Instrument prepared by: JLT *Candice R. Houck*
Candice R. Houck [Notary Public]



4. **Authorizing the proper officer to publish legal notice of a public hearing:** Public Hearing to consider additional appropriations in the amount of \$281.87 in the **Police Department of the Corporation General Fund.**

Councilor Herak moved to authorize the proper officer to cause publication of legal notice of a hearing to consider proposed additional appropriations as indicated. Councilor Schocke seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed the publication of legal notice was authorized.

Remarks from the Town Council:
(For the Good of the Order)

- **Councilor Bernie Zemen:** *Park and Recreation Board Liaison • Fire Department, Liaison • Liaison to the Advisory Board of Zoning Appeals.*

Councilor Zemen acknowledged the Building Commissioner, Kenneth J. Mika, who offered a survey of matters before the Plan Commission.

Councilor Zemen acknowledged the Fire Chief, William Timmer, who reported on various matters involving the Fire Department.

With leave from the Town Council, Councilor Schocke inquired about the value of a bonus if granted to Fire Fighters. The Fire Chief acknowledged that it likely be welcomed.

Councilor Zemen acknowledged the Parks Director, Alex Brown, who reported on various park matters and reported on the Community Theater performance of the Little Mermaid at Main Square. He further noted that the second Friday in August would be the Rotary Corn Roast.

It was acknowledged that the Highland Babe Ruth Team was traveling to the National championship.

- **Councilor Mark Herak:** *•Budget and Finance Chair • Town Board of Metropolitan Police Commissioners, Liaison • Public Works Liaison • Economic Development Commission Liaison • Board of Sanitary Commissioners Liaison.*

Councilor Herak acknowledged the Public Works Director who reported work related to sidewalk relocation on Kennedy Avenue and the receipt of bids for the Community Crossings Grant Fund project for 2021.

The Public Works Director stated that his workers in the Public Works Department should not be omitted if any bonuses are granted.

Councilor Herak acknowledged the Building Commissioner who reported on the matters being considered by the Advisory Board of Zoning Appeals.

Councilor Herak acknowledged the Police Chief who reported that the newly appointed police officers passed their agility tests.

Amend the Agenda. Councilor Schocke moved to amend the agenda to consider an action to authorize a contribution in the amount of five hundred dollars be made to the Highland Babe Ruth. Councilor Zemen seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The agenda was amended.

Action authorizing the contribution of five hundred dollars to the Highland Babe Ruth. Councilor Schocke moved to authorize a contribution in the amount of five hundred dollars be made to the Highland Babe Ruth and to allow the action to be memorialized in the appropriate works board order to further reflect the action. Councilor Zemen seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The contribution to the Highland Babe Ruth was authorized.

Scriveners note: Pursuant to the motion the Clerk-Treasurer caused an order to be drafted, assigning the number 2021-23. The works board order follows.

THE TOWN of HIGHLAND
WORKS BOARD ORDER NO. 2021-23

AN ORDER AUTHORIZING, AND APPROVING THE PAYMENT OF ELECTIVE HONORARIA TO THE HIGHLAND BABE RUTH IN SUPPORT OF ITS TEAM PARTICIPATING IN THE NATIONAL CHAMPIONSHIP

Whereas, The Town Council for the Town of Highland is the Legislative and Fiscal Body of the Municipality as well as the works board pursuant to IC 36-1-2 et seq.,

Whereas, The Town Council has been reliably advised that the Highland Babe Ruth, a group of volunteers that organize and administer the baseball program, has a team that has successfully competed earning the opportunity to participate in the national championship;

Whereas, The Town Council has been reliably advised that the Highland Babe Ruth does not have sufficient resources to cover the costs associated with the travel and housing associated with the national competition;

Whereas, Under its authority of IC 36-1-3, The Town passed and adopted Section §2.35.030 of the Highland Municipal Code which provides in pertinent part that the Town Council is authorized to budget and appropriate funds from the general fund of the town to pay the expenses incurred in promoting the best interests of the town and that such expenses may include, but not necessarily be limited to those incurred in developing relations with other units of government or any other expenses of civic or governmental nature deemed by the Town Council to be in the interests of the Town; and,

Whereas, The Town Council has reviewed the matter, and now desires to make a contribution and make findings and determinations to support the elective contribution to Highland Babe Ruth;

Now Therefore Be it hereby Ordered by the Town Council of the Town of Highland, Lake County, Indiana:

Section 1. That the Highland Babe Ruth, be paid an elective honorarium in the amount of Five hundred dollars (\$500.00);

Section 2. That the Town Council hereby finds and determines that the forgoing contribution and item of expense is a lawful and proper expense of a civic nature, incurred in promoting the best interests of the Town as set forth in Section §2.23.030 of the Highland Municipal Code which reads as follows:

§ 2.35.030 AUTHORITY OF TOWN COUNCIL TO REIMBURSE TOWN OFFICIALS FOR CERTAIN EXPENSES.

The Town Council is hereby authorized to budget and appropriate funds from the general fund of the town to pay the expenses of, and to reimburse, town officials for expenses incurred in promoting the best interests of the town. Such expenses may include, but not necessarily be limited to meals, decorations, memorabilia, awards, expenses incurred in interviewing job applicants, expenses incurred in promoting industrial, commercial, and residential development, expenses incurred in developing relations with other units of government, and any other expenses of civic or governmental nature deemed by the Town Council to be in the interests of the town.

Section 3. That the Clerk-Treasurer is hereby authorized and instructed to prepare an accounts payable voucher against the appropriate fund and account for the benefit of the **Highland Babe Ruth**, depicting the expense as an Honorarium, in the amount herein fixed, and to take such other measures to carry-out the purposes and objects of this order;

Section 4. That any actions taken by public officers in advance and in anticipation of the passage and adoption of this order, are hereby ratified, all pursuant to IC 36-1-4-16.

Be it so ordered.

DULY, PASSED and ORDERED by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 26th day of July 2021, having passed by a vote of 5 in favor and 0 opposed.

TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA

Roger Sheeman, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

- **Councilor Mark Schocke:** *Liaison to the Tree Board • Liaison to the Community Events Commission.*

Councilor Schocke reported that the Community Events Commission was taking some steps to organize a fall festival.

Councilor Schocke further reported that the Tree Board was planning to issue up to fifty trees supported by a grant.

- **Councilor Tom Black:** *Liaison to the Board of Waterworks Directors.*

Councilor Black reported that the recent Solid Waste Management District Board of Directors convened but did not have a quorum to act.

- **Council President Roger Sheeman:** *Town Executive • Chair of the Board of Police Pension Trustees • Chamber of Commerce Liaison • Information Technology Liaison • Redevelopment Commission Liaison.*

The Town Council President acknowledged the Redevelopment Director, who further reported on redevelopment matters.

Comments from Visitors or Residents: (In person and electronically)

1. Larry Kondrat, Highland, referenced Mr. Robert and Mrs. Sandra Strickland who appeared at the Study Session of July 19, 2021, presenting a complaint about a nearby neighbor's septic tank that seemed to be failing causing at times an unpleasant odor. Mr. Kondrat inquired about the seeming absence of meaningful intervention by the town to address the matter. Mr. Kondrat opined on the manner in which the Town Council President handled the residents and their inquiry.

The Town Attorney noted that septic tanks are under the jurisdiction of the County government. He further noted that the matter was being handled in the courts.

Payment of Accounts Payable Vouchers. There being no further comments from the public, Councilor Zemen moved to allow the vendors accounts payable vouchers as filed on the pending accounts payable docket, covering the period July 13, 2021, through July 26, 2021. Councilor Schocke seconded. Upon a roll call vote, there were four affirmatives and no negatives. The motion passed. The accounts payable vouchers for the vendor docket were allowed, payroll dockets and other payments allowed in advance were ratified, and for all remaining invoices, the Clerk-Treasurer was authorized to make payment.

Vendors Accounts Payable Docket:

General Fund, \$252,531.46; Motor Vehicle Highway and Street (MVH) Fund, \$42,098.36; Local Road and Street Fund, \$15,828.22; Law Enforcement Continuing Education and Training and Supply Fund, \$325.99; Information Communications Technology Fund, \$8,160.87; Solid Waste District Grant Fund, \$30,668.00; Civil Donation Fund, \$100.57; Special Events Non Reverting Fund, \$38,174.64; Cumulative Capital Fund, \$11,263.04; Municipal Cumulative Capital Development Fund, \$31,238.00; General Improvement Fund, \$25.00; Municipal Cumulative Street Fund, \$5,123.50; Community Crossings Grant Fund, \$90,867.37; and Public Safety Local Income Tax Fund, \$236.70; Total: \$526,641.72.

Adjournment of Plenary Meeting. There being no further matters on the agenda, the Town Council President adjourned the regular plenary meeting of the Town Council for Monday, July 26, 2021, was adjourned at 8:11 O'clock p.m.

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer

Approved as amended by the Town Council at its meeting of _____, 2021.

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer

*** Proof of Publication ***

State of Indiana)
) ss:
Lake County)

TOWN OF HIGHLAND
NOTICE TO TAXPAYERS OF
PROPOSED ADDITIONAL
APPROPRIATIONS

Notice is hereby given the taxpayers of the Town of Highland, Lake County, Indiana, that the Town Council of said Municipality in said Municipal Building, 3333 Ridge Road, at 6:30 p.m. on the 9th day of August 2021, will consider the following additional appropriations in excess of the budget for the current year in the following funds:

CORPORATION GENERAL FUND
Police Department
Acct. 001-0009-36001 Equipment Maintenance \$281.87
Total 300 Series: \$281.87
Total for the Department: \$281.87
TOTAL for the FUND: \$281.87
Funds to support these additional appropriations in the Corporation General Fund shall be supported by the payment from Allied Universal in consequence of services the Police Department provided under a Special Patrol Zone.

Taxpayers appearing at such meeting shall have a right to be heard thereon. Taxpayers may also write to the Office of the Clerk-Treasurer if a taxpayer desires to communicate a concern.

The additional appropriations, as finally made, will be filed with the Department of Local Government Finance, for its review. The Department of Local Government Finance shall make a written determination of the sufficiency of funds within fifteen days of receipt of a certified copy of the action taken filed by the Gateway Portal.

TOWN COUNCIL of HIGHLAND
Roger Sheeman, President
By: Michael W. Griffin, IAMC/MMC /CPFA/ACPFIM/CMO Clerk-Treasurer
7/49 - 75024 - hspaxlp

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Muscari who, being duly sworn, says that She/he is Legal Clerk of the Northwest Indiana Times newspaper of general circulation printed and published in the English language in the Town of Munster in state and county afore-said, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the date(s) of publication being as follows:

July 29, 2021

TOWN OF HIGHLAND, CLERK TREASURER - LEGALS
DENISE BECK, ACCTS PAYABLE
3333 RIDGE ROAD
HIGHLAND IN 46322.

ORDER NUMBER 75024

The undersigned further states that the Northwest Indiana Times newspaper maintains an Internet website, which is located at www.nwi.com website and that a copy of the above referenced printed matter was posted on such website on the date(s) of publication set forth above.

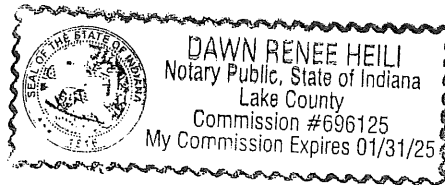
Nicole Muscari, Legal Clerk

By: Johanna Nunez

Subscribed and sworn to before me this 30 day of July, 2021

Dawn Renee Heili
Notary Public

My commission expires:



Section: Legals

Category: 198 Legal - Lake County

PUBLISHED ON: 07/29/2021

TOTAL AD COST: 23.39

FILED ON: 7/29/2021

**TOWN OF HIGHLAND
APPROPRIATION ENACTMENT
ENACTMENT NO. 2021-37**

An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Police Department of the Corporation General Fund, all pursuant to I.C. 6-1.1-18, I.C. 36-5-3-5, et seq.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **Police Department of the Corporation General Fund**;

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levy set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Police Department in the Corporation General Fund** and for the purposes herein specified, subject to the laws governing the same:

CORPORATION GENERAL FUND

Police Department

Acct. 001-0009-36001 Equipment Maintenance	\$ <u>281.87</u>
Total 300 Series:	\$ 281.87
Total for the Department:	\$ 281.87
TOTAL for the FUND:	\$ <u>281.87</u>
TOTAL INCREASE FOR DEPARTMENT and FUND:	\$ <u>281.87</u>

Section 2. That pursuant to Chapter 3.05 of the Highland Municipal Code, the proper purchasing agency may proceed to authorize the purchase provided the additional appropriation is approved by the Commissioner of the Department of Local Government Finance;

Section 3. That the Clerk-Treasurer is hereby authorized and instructed to inform the Indiana Department of Local Government Finance of this action and that these moneys be made available for expenditure **subject to an order** of the Commissioner, pursuant to IC 6-1.1-18.

Section 4. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 9th Day of August 2021. Consideration on the same day or at same meeting of introduction sustained a vote of _____ in favor and _____ opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 8th Day of July 2021, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, President (IC 36-5-2-10)

ATTEST:

**Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)**



TOWN OF HIGHLAND

Highland Municipal Building • 3333 Ridge Road

Highland, Indiana 46322

219-838-1080 • Fax 219-972-5097



Population 23,696

Incorporated in 1910

July 28, 2021

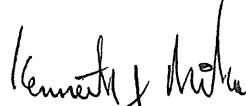
Roger Sheeman, President
Highland Town Council
3333 Ridge Road
Highland, In 46322

RE: ABZA FINDINGS OF FACT CONCERNING A USE VARIANCE REQUEST FOR F & E VENTURES, LLC C/O SCOTT YAHNE, ESQ. FOR THE LOCATION COMMONLY REFERRED TO AS 8945-8955 INDIANAPOLIS BOULEVARD, HIGHLAND, INDIANA, FOR THE PURPOSE OF ALLOWING THE PETITIONER THE USE OF A CAR WASH/AUTO LAUNDRY, FROM THIS LOCATION. THE PROPERTIES ARE LOCATED WITHIN A (B-3) GENERAL BUSINESS DISTRICT AND AN INDIANAPOLIS BOULEVARD OVERLAY DISTRICT IN WHICH CAR WASHES AND AUTO LAUNDRIES ARE NOT A LISTED PERMITTED USE.

The Town of Highland Advisory Board of Zoning Appeals met in regular session on Wednesday, June 23, 2021. As part of their agenda, by a vote of four (3) in favor and zero (1) opposed, the Board voted to send a **Favorable Recommendation** to the Town Council for the petitioners Use Variance request.

Please find attached the prepared Findings of Fact for this petition. The file content can be made available upon request. The attached Findings were memorialized at the July 28, 2021 ABZA Meeting. This matter can now be acted upon by the Town Council. Should you have any questions please do not hesitate to contact me.

Sincerely,


Kenneth J. Mika
Zoning Administrator

Cc: Town Council
Michael Griffin
John Reed

Attached: Findings of Fact

HIGHLAND BOARD OF ZONING APPEALS

Petitioner:
F & E Ventures, LLC
c/o Scott Yahne, Esq.
9301 Calumet Avenue
Munster, IN 46321

Property Location:
8945-8955 Indianapolis Boulevard
Highland, IN 46322

FINDINGS OF FACT FOR FAVORABLE RECOMMENDATION OF USE VARIANCE IN OVERLAY DISTRICT

1) The Petitioner requests a Use Variance for a Car Wash in the Indianapolis Boulevard Overlay District at 8945-8955 Indianapolis Boulevard, Highland, Indiana 46322. Said property has an existing business use of General Business District, B-3. Petitioner requests the Use Variance from Town of Highland Zoning Code Chapter 18.55.050 (C)(h) via Chapter 18.115.050.

2) This matter came before the Highland Board of Zoning Appeals for public hearing on June 23, 2021. Petitioner appeared in person via the Zoom platform and by attorney Scott Yahne. Petitioner presented proof of notice and publication as required by law.

3) Attorney John Reed stated that the Proofs of Publication were in order, and that the correct Zoom information was properly published. Mr. Mika conformed that the necessary signage notifying of the public meeting was also properly posted.

4) Petitioner presented testimony and evidence alleging various hardships and generally describing the intended use of the property, as follows:

5) Mr. Yahne introduced the other people present that would be contributing in tonight's meeting, namely Erol Stapleton and Frank Caruso, principals of F & E Ventures, Real Estate Agent Bill Loy and Architect Les Dreischerf. Mr. Yahne stated he would like to refer to them for their expertise and comments throughout his presentation. Mrs. Murovic asked that they state their name & address as they commented. Mr. Yahne replied that they would adhere to that. Mr. Yahne stated they were seeking a Use Variance this evening, due to the Indianapolis Boulevard Overlay District, which did not permit a Car Wash. Mr. Yahne added the underlying zoning of the property was a B-3 zone, which did permit a Car Wash. Mr. Yahne continued that Mr. Thomas had asked a question in the Study Session he wanted to address. The question was are there other uses that would be prohibited in an Overlay District that might not otherwise be prohibited in a B-3 district. Mr. Yahne continued that there are, in fact, 40 other uses that would be prohibited in an Overlay district but permitted in the underlying B-3 zoned district. Mr. Yahne mentioned a few as automobile service repair shops, filling stations, laundromats, dry cleaners, auto sales and strip shopping centers, to name a few.

Mr. Yahne continued to state that a number of Towns around us have similar guidelines in these districts, which have all kinds of reasons as to why this is enforced. Mr. Yahne stated

that there may be challenged properties in the area, and, although they are not PUD's, they are often considered in that light because they are often looking for an over-arching appeal for a district. Mr. Yahne further stated that sometimes it is to rescue a district that has fallen into dis-use, but overall is to give Boards and Commissions a guiding hand to determine the uses of these areas of special interest more than the customary zoning language would do.

Mr. Yahne continued that this particular property had two large, narrow lots adjacent to Indianapolis Boulevard and had been vacant for at least 12 years. The Property, according to Mr. Yahne, had housed a number of bars and restaurants in the past that were very successful, two being Players Restaurant and Lounge and Bugsy's in the 1980's. Mr. Yahne further reported that after those businesses wound down, the property was vacant for a number of years before another business occupied the space that was not able to sustain a lucrative business, attracted an undesirable clientele and eventually shut its doors approximately 12 years ago. Mr. Yahne went on to say that there has been vandalism on the property in the years it has been vacant, along with many ordinance violations. It also contains a large expanse of asphalt that was useful for parking in the past, but when it sits empty for many years, starts to deteriorate and collect trash, which is what is occurring today. Mr. Yahne continued that it is not being maintained on a daily basis and has become an eyesore. Mr. Yahne added that he does not know if there is real estate firm in northwest Indiana that has not tried to market this property at some point in the last 12 years. Mr. Yahne stated that in all the numerous attempts to sell the property, it fell into the same issues with the depth of the lot, and that it was just not deep enough to satisfy the needs of most businesses that attempted to fill the space. Mr. Yahne mentioned some of the business that were interested in the past, and some even under contract, were Dunkin' Donuts, Hooters, McDonalds and BP Gas Station, among others, that all failed because they just couldn't figure out a way to orient their buildings, parking and flow of traffic. Mr. Yahne continued that the people who were really dealing with this vacant property all these years were the neighboring businesses and the neighboring homeowners behind the lot. Mr. Yahne stated that there were issues of light pollution and noise from traffic, for which there was no buffer in place to help reduce the issues at the moment. Mr. Yahne further stated that the homeowners at the moment were literally exposed to Indianapolis Boulevard as there front yard, which was not allowed, because the use is residential.

Mr. Yahne stated that what F & E Ventures was proposing was classified as a Car Wash, but that his client referred to it as an Auto Spa. Mr. Yahne continued that the owner and purchaser/developer did not get into this lightly or quickly, and that extensive market studies had shown that there is a high demand for this business usage. Mr. Yahne stated that it would be an elevated, first-rate commercial property. Mr. Yahne stated that construction would be masonry in nature. Mr. Yahne stated that the dryers would be industry leading for noise restraint with dampers and other equipment to keep noise production minimal. Mr. Yahne stated that the hours of operation would be limited to being mindful of their neighbors. Mr. Yahne added that there would be stacking on this property, allowing for queuing of 30 vehicles on-site, and that they did not anticipate congestion on Indianapolis Boulevard. Mr. Yahne stated that they had very safe ingress and egress from Indianapolis Boulevard, and that there were two points of entry and exit, along with an emergency exit to the alley if access was restricted from Indianapolis Boulevard.

Following this initial presentation from Mr. Yahne, the Petitioner presented the testimony and

evidence attached hereto and made a part hereof as Exhibit A.

- 6) Mrs. Murovic opened the meeting to the public. Hearing no remonstrance, Ms. Murovic closed the public meeting and opened the meeting to the Board, whereafter, the questions, concerns, statements and answers contained in Exhibit B, attached hereto and made a part hereof, took place.
- 7) Mr. Thomas motioned to grant a favorable recommendation for the Use Variance to F & E Ventures for an Auto Spa at 8945-55 Indianapolis Blvd. to the Town Council, contingent upon the hours of operation being 8:00 a.m. to 7:00 p.m. Mr. Martini seconded the motion. A roll call vote was taken with 2 in favor and 1 opposed. Mrs. Murovic abstained from the vote and the motion resulted in no action.
- 8) Mr. Reed stated the vote resulted no action taken. Mrs. Murovic requested a second motion be made and amended to include the landscaping plan being adhered to, as presented, and nothing less than what has been shown.
- 9) Mr. Thomas motioned to grant a favorable recommendation for the Use Variance to F & E Ventures, LLC for an Auto Spa at 8945-55 Indianapolis Blvd. to the Town Council, contingent upon the hours of operation being 8:00 a.m. to 7:00 p.m. and the landscaping plan presented being adhered to and followed as presented, at a minimum.
- 10) Mr. Martini seconded and the motion passed with a roll call vote of three (3) in favor and one (1) opposed.
- 11) Based upon all of the testimony and evidence presented by the Petitioner, and Board Member concerns, the Board of Zoning Appeals voted, with three (3) in favor and one (1) opposed, to give a FAVORABLE recommendation to the Town Council for the requested Use Variance.

8. Pursuant to the testimony and facts submitted to the board, which are a part of the record herein, the Board of Zoning Appeals makes the following Findings of Fact:

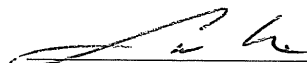
- A. Under the Town of Highland Zoning Ordinance, HMC 18.55.050 et seq. lists the uses and limitations of uses permitted in the Indianapolis Boulevard Overlay District.
- B. Unless a Use Variance is granted, the subject property could not be used as a as a Car Wash or Auto Spa as the same are not permitted in the Indianapolis Boulevard Overlay District.
- C. The Petitioner requests a Use Variance for an Auto Spa at 8945-55 Indianapolis Boulevard, which property is not currently amenable to such use due to the existence of the Indianapolis Boulevard Overlay District, HMC Chapter 18.55.050 et seq.
- D. Due to the fact that most of the surrounding properties are retail in nature,

except for those residential properties located in the rear of the subject property/proposed use, wherein those homeowners have either agreed to and supported the proposed use or not remonstrated here, and the proposed Use Variance would not change the general nature of use for the subject property from its current status as retail business use, create potential hazards for the public, and generally be of a character completely different than the other uses in the immediate vicinity, the Petitioner's request is not unreasonable.

- E. That the proposed Use Variance would not subvert the general purposes served by the Highland Zoning Ordinance, (HMC 18.55.050), would not materially or permanently injure other property or uses in the same zoning district and vicinity, and would not be injurious to the public health, safety, morals and general welfare of the community.
- F. That the proposed use is compatible with the uses and layout of the subject property in general, or the other similarly situated properties in the area, and the proposed use will not adversely affect neighboring properties.

WHEREFORE, based upon the above Findings of Fact, the Highland Board of Zoning Appeals, by a vote of three (3) in favor and one (1) opposed, voted to **MAKE A FAVORABLE RECOMMENDATION** to the Highland Town Council for the Use Variance requested. Action taken to give **FAVORABLE RECOMMENDATION** to the Town Council on June 23, 2021. Findings of Fact approved the 28th day of July, 2021.

**TOWN OF HIGHLAND
BOARD OF ZONING APPEALS**



Susan Murovic, Chairperson
Town of Highland Board of Zoning Appeals

EXHIBIT A

Mr. Yahne continued that the State statute describes specifically what the standards to consider are in regards to a Use Variance and that the petitioner would have to demonstrate these standards in order to convince the Board to grant this Use Variance. He then stated these standards as: 1) The approval will not be injurious to the public health safety morals and general welfare of the community. 2) The use and value of the area adjacent to the property will not be affected in a substantially adverse manner.

3) The need for the Use Variance arises from some condition peculiar to the property. 4) Strict application of the terms of the zoning ordinance will constitute an unnecessary hardship. 5) The approval would not substantially interfere with the comprehensive plan adopted by the Town of Highland.

Addressing the first standard, Mr. Yahne stated they felt that the layout of this business would not be deleterious to public health & safety. He continued that there would be well-defined safety regulations that govern the operation of this facility. He pointed out that on the site-plan that was provided, there are two ingress and egress locations that were quite wide and would definitely accommodate at least two vehicles, with ample room beyond that in those areas. The lanes and the flow of traffic will be well marked. There will be ample room for maneuvering vehicles on the site, as well as to and from the site. Additionally, there was the emergency exit to the alley, not to gain access, but for emergency vehicle access. He continued that possibly the most important factor was queueing on Indianapolis Blvd. He stated again that this facility allowed the queuing of 30 vehicles, which wasn't theoretical, but actual. He pointed out that this was one of the benefits of the property for this usage, being long and narrow to permit this stacking, which was shown on the architectural drawing of the property provided for the presentation. In addition, this stacking did not restrict access to the 18 parking spaces available for vacuuming. He then pointed out that even on particularly busy days, with their past experience and history, they did not anticipate to have more than 30 cars in the queue on any day because most people do not want to wait that long. He continued that the building will be safe and will comply with any state or local building codes and the work will be done with only licensed contractors under the supervision of Mr. Mika. He added that if they are granted this Use Variance, they will also have to sit down with the Plan Commission and go through detailed analysis of the proposed plans. He then stated that because of the items stated, this proves that this project will not compromise the public's health, safety or welfare.

Addressing the second standard about affecting the adjacent properties adversely, Mr. Yahne stated that he felt that those properties would be affected to the contrary. He continued that right now, the property was a vacant, decrepit lot that was accumulating trash and allowed noise and light pollution to visit the neighbors, there was nobody there on a daily, weekly, or even monthly basis and the boarded up windows and billboard occupying the space certainly did not portray the Town of Highland well. He said that Erol and Frank are looking to put in a very high quality Auto Spa. It will be aesthetically pleasing and there is a market need for this type of business. He continued that they will be investing significant capital to achieve this standard of Auto Spa, but had determined it was what was needed based on their studies. Mr. Yahne stated that

considering all the unsuccessful attempts to market this property, continuing on did not seem like a good alternative for anyone. He continued that considering it's been 12 years vacant, it would be difficult to find another use that could utilize this space as well as the proposed use of the Auto Spa would, due to the characteristics of the lot. He added that he felt the presentation would show that what his clients proposed to do with the Auto Spa would be very conscientious and devoted to the neighbors. He then asked Erol Stapleton to continue because he had actually gone to visit his neighbors.

Mr. Erol Stapleton introduced himself and stated his address as 473 North Oak Street, Elmhurst, IL 60126. He stated he was excited to have this opportunity and found Highland to be a good Town. He continued that he and his partner Frank had spoken to many of the neighboring properties, but most importantly the residents on Schneider Avenue immediately behind the property to the East. He stated that after face to face conversations, they had not spoken to anybody that had reservations about their proposed use for the property, other than the possible noise from the vacuum system. He continued that their Car Wash would be a completely express model. It would be 3 minute process from the start of the kiosk through the entire wash, then the process would continue to the vacuuming stations. The components for this system would be housed inside the building, and although he could not say it was sound-proof, there would be minimal sound. He continued that it would be much quieter than the facilities that had their vacuuming units outside. He explained theirs would just be hoses coming to each station from a large central unit housed inside the building. He continued that the neighboring businesses had major concerns about the property the way it exists currently and the fact that it has been vacant as long as it has. He stated their feedback was basically that anything would be better than what they were currently looking at. He added for an operational and analysis standpoint, that he and his partner were associated with Sonny's Car Wash Manufacturing based in Florida and one of the great things they do besides state of the art equipment that is quiet, efficient, safe and most importantly, washes your car correctly, is that they also do a lot of analysis in the area. He continued that what they have found is that because of the issues that are occurring further down on Indianapolis Blvd., their business, which would be successful, would alleviate the traffic issues. He continued that the older model car washes that are full service models in the area are slower and less efficient and are creating the congestion in the street because of their processes, which caused safety issues. He concluded by saying he had not had one individual or neighboring resident tell him they were opposed to their proposal, even with circling around the entire property.

Mr. Yahne mentioned the oppositional flyers that had been posted and that they wanted to make a real effort to approach those individuals and address their concerns, engage them to possibly reach a middle-ground. He thought that was interesting because they had a petition signed by neighbors. He asked if Mr. Bill Loy would address this issue.

Mr. Bill Loy, a Realtor with McColly Realtors in Schererville introduced himself and stated his address as 850 Deer Creek Drive, Schererville, IN 46375. He continued to say that he also found this second posting of signs very curious since they had actually deferred their BZA petition in May because of the first batch of signs that had been posted and they wanted to make sure the people that had posted those signs had their concerns addressed. He continued that when they looked at the signs, everything that was listed on the signs addressed the current

condition of the property without the car wash. The issues listed were light, noise, honking horns, loud music and vehicles at all hours of the day and night. He continued the placement of the new Car Wash would alleviate all the concerns listed, due to the placement of the structure itself and the driveways towards Indianapolis Blvd., along with the extensive landscaping. He went on to say that Erol, Frank and he worked together to come up with a survey and started to visit all the neighboring residents to address their concerns. He continued to say that what they found out during this process was that nobody in those residences behind the property were responsible for the placement of those signs. Mr. Loy continued to say that he had spoken to one of the residents earlier today who had taken the signs down in the past because he did not agree with them and had not posted them. Mr. Loy asked if he had since change his opinion about the Car Wash. He answered that he had not changed his mind and that a young kid came down the alley and had posted the signs everywhere on the property without speaking to anyone. Mr. Loy asked if the kid had asked permission to post the sign, or been consulted in any way. The resident replied he had not and stated he thought it was ridiculous, before taking down another sign. Mr. Loy asked the resident about the property next door to him and that he had not been able to contact anyone there. He asked him if anyone lived there. The resident said that there had not been anyone living there for some time, even though there was a sign posted on that property, also. Mr. Loy asked the resident if it was vacant, why was there a sign there and he replied it was the same kid who had posted all of them, without asking anyone's permission. Mr. Loy then stated that what they have found is that there is somebody at work to head this off; however, it is not coming from the residents. The residents have all signed the petition to show that they approve the project. He continued that the owner of Miner Dunn stated to him how detrimental the vacant lot in its current condition is to him and his business. He continued to say that the owner of Guaranteed Auto at the corner of Lincoln and Indianapolis Blvd. stated that the current lot is such a plight and a scar on the neighborhood. He added that he first spoke to the owner of the property about 4 years ago, which is the time he has been working on selling this lot, and the owner stated that there had been many interested buyers through the years as previously mentioned, but none had been able to come up with a workable plan. He added that Erol, Frank and the team are eager to work with the Town of Highland and look forward to working with them to create a safe, workable plan that will enhance Highland and this area of the Boulevard that needs attention. He continued that the team is dedicated to the project and funded well enough to make this happen for Highland.

Mr. Yahne then addressed the third criteria standard that the need for the Use Variance arises from some condition peculiar to the property involved. He stated that was the depth and the length of the property and that it was no accident that we have not found the suitor that Mr. Loy has been looking for. The advantage of this use was that the Auto Spa required very little structure area. The building that houses the car wash had a very narrow footprint, whereas other structures required much more for the structures and the parking needed, such as strip shopping centers or medical offices. He added that in working in the past with other interested parties, they still didn't have enough space even if they were to vacate the alley, which was a difficult thing to do. The proposed Auto Spa did not need to vacate the alley and was still going work with the proposed plan. He stated he felt this was the peculiar condition to this property that existed.

Mr. Yahne continued to address the fourth standard and said that strict application of the zoning ordinance would constitute an unnecessary hardship, as had been manifested over the past 12 years. The hardship is that the property cannot be put to productive commercial use. He continued that the property gets much attention and has countless inquiries, but is stymied by the condition of the property almost every time.

Addressing the fifth standard that the approval would not interfere with the comprehensive plan of the Town, Mr. Yahne suggested that it would not interfere and would be compliant. He said that Mr. Dreischerf's plan had an abundant landscaping plan that would greatly beautify and enhance the property that is otherwise being neglected right now. He added that these were the five state requirements, but Highland had its own requirements through the zoning ordinance that would be further addressed at the Plan Commission level. One of these requirements is the development standards of the district in which the Use Variance is proposed to be located will be met. He added that Les Dreischerf had completed a site plan that illustrated much detail, but they were not finalized engineering plans just yet. He then asked Mr. Dreischerf to expand on his plan and describe his thought processes and whether this can work in this area.

Mr. Les Dreischerf introduced himself, stating he was an architect and owned a firm named Design Alliance Architects located at 6915 Hohman Avenue, Hammond, IN 46324. He added that he had the opportunity to work on two other Car Washes in the past, the most recent being one in Southbend. The project went all the way through the completion of the engineering drawings and then the pandemic hit, putting that project on hold. He continued that project had also utilized the Sonny's equipment and that they were really the premier manufacturer of car wash equipment and technology. He continued that they are really sophisticated facilities and added that his firm also did a lot of health care work, which also involve very sophisticated high-tech equipment, but the car wash equipment rivaled it in sophistication. He added that they were designed to work very quickly and efficiently and were extremely advanced technologically. He continued this car wash was a tunnel system that could accommodate approximately 5 cars at a time. He continued that the facility could stack 30 cars, which was phenomenal, considering the average at other facilities was approximately 12 – 15 cars. He went on to say that their objective was to push the building as far south as possible, keeping good exiting control flow. He continued with 30 cars in the queue, 5 in the building, 3 exiting, along with 15 vacuum spaces, 4 parking spaces for employees and 1 handicapped space, there was the potential to put 58 cars on the property, which was way more than you would ever see at any other site. He continued that, based on a survey done by Torrenga, the site itself is 36,013 square feet, which is .827 acres, or almost a full acre. He continued that it is served with 3 existing curb cuts. Their intent would be to eliminate the far north curb cut, utilizing the other 2 curb cuts and widening the center curb cut slightly to make entrance and exit more convenient and not hindering traffic. He added that one might look at the curb line and observe that plan shows 7 more stacked cars directly opposite of the vacuum system. He continued that would be a very rare occurrence and on a very busy spring day, the management would close off one of the entrances and just use one in order to stack those 7 additional cars if the need arises. He continued that they had also widened the driveway so that customers in the vacuum area would have ample room to back out and maneuver to one of the exits. Additionally, they had widened the spaces in the vacuum area to 12' in order to allow ample room for customers to open car doors and complete the process easily. He continued that there are central vacuum systems and individual vacuums, which is

what their Car Wash would utilize. The central vacuum systems are the premier systems in that they are bigger, more powerful and more efficient. He added that the central systems could be placed either outside or inside the building, but Erol and Frank wanted to place the unit inside the building. This would cut way down on the noise, making it much quieter for the neighbors. It would also be much more convenient to be serviced for maintenance or repairs if it were inside due to weather conditions, also the equipment would last longer being housed inside. He added that this central system would definitely be more expensive, but these developers were willing to do this in order to have a premier facility. He continued that this property is unique in that it is very shallow in depth and added that the existing building sits right on the property line. He added that they were proposing to put the new car wash building close to the property line, just a few feet off, so they can get the foundations and other construction in. He went on to say that due to their experience with car washes in the past, they knew exactly how big this building had to be and that it depicts reality. Due to the uniqueness of the property, the initial plans had to be taken to the next level and be very detailed, as to show how successful this development could be. He added that he and his team were used to working in Overlay Districts and that they had gone through the ordinances and requirements and they had produced a solution that would meet the spirit and intent of the Overlay District. He continued that the original building that is on the property now is 5,943 square feet. The proposed building would be 4,697 square feet, which would be a reduction of 21%. He went on to say the site is 100% hard surface right now and there is not much room for green space as it exists. There is no storm water detention existing now and he continued that the next step if they are to be granted the Use Variance, would be to design a successful detention area to comply with the ordinance. He then brought up the layout for landscaping, sharing the screen for the Board members to view. He said they had reviewed all the ordinances for landscaping and signage and that they had done their best to interpolate the requirements. He added that they were proposing a ground-mounted monument sign, as pole signs were not permitted. The location for the sign will be right in the middle of the island in the front of the building, away from the entrance and exit drive cuts so that there would be good vision angles coming out into the drives for added safety and he added that they had also looked carefully at the landscaping to assure it didn't affect any vision angles as well. He continued that they could have actually had more stacking capacity on this property, but they held the curb line off the alley a little more in order to have additional green space allocation and to give additional screening to the neighbors. He stated that in all the residences to the east, there were no garages that opened on to the alley where the site is located. He added that the alley could even be removed and replaced with greenery, if it was determined to be a good overall solution. He added that the only negative there would be that the trash pickup would have to be serviced off the street at the front of the houses if this were done and the alley would remain for utilities in the easement, but be green instead of asphalt, which would eliminate the dead-end alley to the south. He then stated that they had also held the north queue up lanes off the adjacent building to the north by 5' and explained that was very intentional so they could add additional green space and shrubbery there to cushion the view of the foundation along that existing north building. He added that they added more landscaping along the parkway in the front along Indianapolis Blvd., in addition to internal islands with more greenery. In addition, at the far south end of the property, they added more greenery in order to conceal the dumpster and transformer, still leaving access for the truck to come and service the site. He continued that this site plan, other than potentially the far north escape lane, would have no impact on the alley or the adjacent neighbors. He concluded that observing the adjacent

businesses, nothing comes close to what they are presenting here, as far as the intent of the new Overlay ordinance requirements. He added it would be an oasis for the area and would help set the stage for other businesses that plan to redevelop or renovate. They feel it would make a very good statement, be a great use and asset for the community and fit very well on a unique site. Their lighting would be well-controlled by photo metrics and the hours of operation would be limited to 8 a.m. to 7 p.m.

Mr. Yahne stated there was one more criteria to mention, which was that granting the Use Variance will not subvert the general purposes served by this title and will not, because of traffic generation, placement of outdoor lighting, noise production, or hours of operation, materially or permanently, injure other property or uses in the same zoning district and vicinity. He continued that the decisions made concerning this proposal have been made very intentionally and with all those items in mind. He added that, as Les had captured extraordinarily well, this is going to be an area that will look much different than the surrounding businesses and they would be adding greenery and landscaping to what right now is essentially, an asphalt expanse. It will encourage other uses that will want to integrate this type of model on their properties. He continued that he felt they had shown that the State statutory requirements of the Indiana Code and zoning ordinance of Highland had been established and met. He added that Erol and Frank had proven that they care what the people in the Town and the neighbors think, and have acted accordingly. They have also indicated they want to invest significant capital in restoring a vacant property into a vibrant use. He finished by saying that with all this in mind, they respectfully request that the Board grant a favorable recommendation to the Town Council for this Use Variance petition request.

EXHIBIT B

Mr. Grzymiski asked if the petitioners had a decibal reading of the dryer that will be used on the facility. Mr. Stapleton said he did not, but believed he could get it for the Board at a later date if needed. Mr. Grzymiski then asked what the hours of operation would be. Mr. Stapleton answered they would be 8 a.m. to 7 p.m.

Mr. Thomas asked how many Car Washes the petitioners had in use now. Mr. Stapleton replied that they had two. Mr. Thomas then asked if they had a traffic count of how many cars they serviced a day. Mr. Stapleton answered that they had both vertical and horizontal facilities, then continued that he would never again build a vertical one. He continued that one of the Car Washes did 150,000 per year and the other one did 165,000. He added that they anticipate this new proposed Car Wash to reach 185,000, based on the traffic flow. He then mentioned that the projected amount is 1% - 2% of the entire traffic flow for the area, based on the competition and that this property had approximately 48,000 vehicles per day. Mr. Thomas then asked if the other facilities were a similar size as far as square footage of the property. Mr. Stapleton replied that they were, then added that they were also squeezed into much tighter areas and he felt that due to the layout and the plan they were proposing, traffic would never be an issue at all. Mr. Thomas then asked if the vacuums stations would be available to anyone, or just customers that were paying for a wash. Mr. Stapleton replied they would be for customers only. Mr. Thomas explained the question was to address a possible problem with traffic build up if some customers just came for the free vacuum. Mr. Stapleton elaborated that in the beginning, if this were to happen, he would treat it as a marketing opportunity and tell them they were welcome to use the vacuum today, but in the future, to have a look at the packages and try a wash, also. Mr. Thomas then asked if the lot was full, would he have traffic control out there to direct the cars. Mr. Stapleton said yes, they would, absolutely, if the facility got full. He added that they over hire in the hopes that they will be that busy and for good customer service and said that efficiency is the main catalyst for their success. He then stated that as much as the Town does not want traffic problems, they did not want them, either. They wanted their customers in and out. Mr. Thomas then asked how many cars would fit in the curve into the building. Mr. Dreischerf explained that there would be 23 cars that fit in the approach, additionally, there could be up to 7 along the island on the Boulevard, to make a total of 30. Mr. Thomas said he felt the space was kind of tight by the vacuum area. Mr. Dreischerf explained that the dimensions actually show there would be ample maneuvering space, as there was an area of 32'-6" from the end of the parking space to the island on Indianapolis Blvd. and the vacuum parking spaces were 12' wide, for ample turning space. Mr. Thomas then asked if there would be an outdoor booth to take money or if that would be done in the building. Mr. Dreischerf said that would be done by the building. He continued this was beneficial for people that may be unfamiliar with the process, or it was their first time being there. Mr. Stapleton added that this approach gave them the opportunity to get to know their customers and to expand on various packages they may have or specials available. He added that their facility would be far from a gas station car wash or the old school and self-serve car washes of the past, it would be a 4 million dollar project. Mr. Thomas then asked if the residents to the east had any concerns about the project. Mr. Stapleton replied that they initially had some concerns about the signs that were posted, but once they were spoken to and it was explained clearly, the only feedback from them was ultra-positive. He said they were

looking forward to having this nice, elegant facility in their Town and he added that noise would not be an issue. Mr. Thomas then asked if the other locations had the same hours of 8 a.m. to 7 p.m. Mr. Stapleton answered that they were actually longer, from 8 a.m. to 9 p.m., which would be ideal, but he added that they were trying to please the Town by making them more limited. He added that could be discussed and changed if need be. He added that they were flexible with hours.

Mrs. Murovic asked Mr. Mika how the hours of operation could be enforced if they decided to change them in the future. Mr. Mika replied that he had spoken to the Town's legal counsel and was told that there could be a covenant established and recorded that could be contingent upon the Board's decision, that limits potentially, whatever hours that are agreed to. He continued that once the hours are beyond 6 p.m. or 7 p.m., we could start getting into issues as far as evening hours. Mr. Mika asked Mr. Reed to comment if there was anything to add. Mr. Reed agreed with what Mr. Mika had proposed and added that he would encourage the Board to ask the petitioner's if they were willing to agree to this covenant in favor of the Town and be included as a contingency. Mr. Yanne added that he was familiar with covenants and it could be done, but asked that it be subject to this body or another, to be reviewed at some point if needed at some point. He continued that a covenant is drawn in favor of the Town, but situations change. Mr. Reed added that they are not immovable objects and that circumstances change and if attitudes and opinions change, things can be modified. Mr. Yahne asked if Erol Stapleton and Frank Caruso understood what was being discussed. Mr. Stapleton replied yes and that from his standpoint the competition in the neighborhood, the neighboring car washes were open until 8 p.m. and he felt that would be more ideal than 7 p.m. and would obviously make them on equal playing fields, so they could compete. He added that they had confidence in the site and he would leave that decision up to the Board, but he felt if they would allow the hours to extend to 8 p.m., it would be better for them. He stated it could be addressed at a later date and they would accept that. He concluded by saying they really just wanted the opportunity to work. Mrs. Murovic asked if the hours started at 8 a.m. to 7 p.m., then changed to 8 a.m. to 8 p.m., but the Town wanted them back to 8 a.m. to 7 p.m. at a later date, how that could be done. Mr. Reed stated that the Town would not be able to force that issue and that it would have to be a negotiation, which he would not anticipate going particularly well, because the Town would be asking for a cut in hours at that point. He stated that covenants were written in favor of one party or another and they are a burden upon the land as opposed to the individuals and it would be appurtenant to the property. He gave the example if the property was sold, the covenant would remain with the land and would be recorded in the Lake County Recorder's Office and would be enforceable. He added that the problem arises when time passes and these findings will have to be found possibly 20 years from now, they could possibly fall by the wayside. He said the Town would not be able to unilaterally make the decision of cutting the hours in the future. Mr. Yahne suggested one way to alleviate that could be to state in the covenant that the hours would be either 7 p.m. or 8 p.m., subject to the determination of the Town. He continued that if they could convince the Town that 8 p.m. was workable, then the hours could be kept there, so they don't get stuck without any options and they could be kept within a range. Mr. Reed stated that could be made a condition of the Use Variance, then the Town Council could review this as well. Mrs. Murovic asked Mr. Mika if, in regards to a business being built, if a fence would be required for the back side when it is up against residential areas. Mr. Mika said yes, a 6' fence or solid screening would be required, but in the past, the Boards have considered other alternatives such

as plantings of arborvitaes or other trees. Mrs. Murovic then mentioned the fact that if that were agreed upon, could the maintenance be an enforced due to fact that sometimes they do die. Mr. Mika replied that yes, the zoning ordinance is specific in regards to property maintenance and could be enforced. Mrs. Murovic then mentioned the lighting and brought up another property located on the Boulevard in which the Board was assured that the residents would be shielded from the light, and it now appears that the arborvitaes planted are shorter than expected, so the neighboring residents have more light than they want. Mr. Mika clarified that the light spillover had nothing to do with the trees and that it was related to the lighting plan and the fixture emittance of the specified light was a dark sky in that section of our zoning ordinance. He continued that in the case she was referring to, the plantings were not provided for the screening of the light. He added that there would have to be a photometric plan for the proposed car wash and they would not be allowed to have any light spillover beyond there property and if there was, it would be very negligible. Mrs. Murovic stated she appreciated the petitioners concern for the neighbors and the fact that they spoke to them at length to hear their thoughts and concerns and also that they provided the petition that proved so many of the neighbors supported the project. She added that she didn't want any extension of the hours in the future to become a nuisance, so this should be put in writing with the granting of the favorable recommendation, then stated she appreciated the many concerns that had been addressed.

Mr. Mika asked if there was a light door that came up when a car entered or exited the car wash, or would the doors kept open for the vehicles to enter and exit. Mr. Stapleton said it depended on volume and weather conditions. He said if it was very cold, they would keep them rotating up and down. If the weather is good or it is very busy, they would keep them up during that time. Mr. Mika mentioned that blowers in the car wash he frequents sound like jet engines and could be heard from 25 to 50' away when he is in the vacuum area. He asked if the petitioner's earlier comments about the noise being suppressed in this new facility were accurate. Mr. Stapleton replied that those comments were very accurate and their new, state of the art equipment had dryers that looked like flame, but were very safe and were much quieter than standard blowers on older equipment. He added that they were very excited about the length they could go with this new facility. Their other car washes were approximately 110' to 120' and with this property, they could go to 140' and this would be beneficial in allowing them to condense everything in the building, with enough space for the vehicles to exit safely.

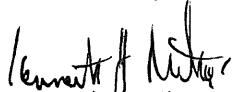
Mrs. Murovic stated that the Board had received two letters, one from the Managing Member of Guaranteed Auto across the street at 8844 Indianapolis and one from the owner of the Miner Dunn Restaurant across the street at 8940 Indianapolis Blvd., both in favor of the proposed car wash, along with a Residents Petition for Improvement as a Car Wash, with the signatures of 8 neighboring residents directly to the east of the property, also in favor of the use.

Building Report July, 2021

PERMIT TYPE	#	Res.	Comm.	Est. Cost	Fee Collected
Commercial Buildings	0	0	0	\$ -	\$ -
Comm. Additions/Remodel	8	0	8	\$ 1,134,112.00	\$ 20,926.50
Signs	2	0	2	\$ 8,244.00	\$ 600.00
Single Family	0	0	0	\$ -	\$ -
Duplex/Condo	0	0	0	\$ -	\$ -
Residential Additions	0	0	0	\$ -	\$ -
Residential Remodeling	0	0	0	\$ -	\$ -
Garages	1	1	0	\$ 25,000.00	\$ 702.00
Sheds	0	0	0	\$ -	\$ -
Decks & Porches	1	1	0	\$ 1,000.00	\$ 252.00
Fences	21	20	1	\$ 124,181.00	\$ 4,083.00
Above/In ground pools	5	5	0	\$ -	\$ 540.00
Drain Tile/Waterproofing	7	7	0	\$ 77,062.00	\$ 2,050.50
Misc:(2)Demo,(5) Con.,(1) Slr Pan,(2) Rd Cut	10	10	0	\$ 70,330.00	\$ 2,341.00
Total Building Permits	55	44	11	\$ 1,439,929.00	\$ 31,495.00
Electrical Permits	27	19	8	\$ -	\$ 3,343.00
					\$ -
Mechanical Permits	13	10	3	\$ -	\$ 1,559.00
Plumbing Permits	24	13	11	\$ -	\$ 3,241.85
Water Meters	0	0	0	\$ -	\$ -
Water taps	0	0	0	\$ -	\$ -
Sewer/Storm Taps	0	0	0	\$ -	\$ -
Total Plumbing Permits	24	13	11	\$ -	\$ 3,241.85

July 2021 Code Enforcement: 73 Investigations and 1 Citation was issued & 73 Warnings were given. Inspections done for the month of July 2021 were as follows: 37 Building Inspections, 16 Plumbing Inspections, 10 HVAC, 38 Electrical Inspections and 12 Pool Inspections. There were 3 Electrical Exams given.

Submitted By:


Kenneth J. Mika

FIRE DEPARTMENT REPORT

JULY 2021

Type of Calls	July 2021	YTD
General Alarms	8	69
Paid Still Alarms	35	180
<u>Still Alarms</u>	<u>5</u>	<u>20</u>
	Month	48
Total Calls in 2021		269

2021
TOWN OF HIGHLAND INJURIES FOR THE MONTH
JULY

CASE	DATE	DEPARTMENT	DESCRIPTION	Record Only	OSHA	Not OSHA	Filed with
	OF INJURY			No Med Treatment	Recordable	Recordable	WC Insurance
RO 5	7/28/21	POLICE	Ofc.'s parked vehicle was struck by suspect that intentionally reversed and struck sqad car. causing back soreness and pain.	X		X	X

RO = Record Only

DEPARTMENT	INJURIES	YEAR TO	TOTAL	RESTRICTED	LOST DAYS	RESTRICTED	LOST DAYS
	THIS MONTH	DATE	2020	DAYS THIS YEAR	THIS YEAR	DAYS 2020	2020
PARK & REC			2			0	0
FIRE		1				0	0
POLICE	1	2	2			0	0
STREET			1			0	0
WATER/SEWER		2	2	32		93	81
MAINTENANCE						0	0
OTHER						0	0
TOTALS	1	5	7	32	0	93	81

Effective January 1, 2002 OSHA changed the recordkeeping guidelines. We now count the number of days lost from the day after the injury until the employee returns to work. Weekends, holidays, vacation days or other days scheduled off are included in the lost days count to a maximum of 180 days.

**TOWN OF HIGHLAND
APPROPRIATION ENACTMENT
ENACTMENT NO. 2021-35**

AN ENACTMENT APPROPRIATING ADDITIONAL MONIES IN EXCESS OF THE ANNUAL BUDGET FROM MONIES RECEIVED AS A GRANT FROM THE STATE OR FEDERAL GOVERNMENT, PURSUANT TO I.C. 6-1.1-18-7.5, I.C. 36-5-3-5 ET SEQ.

WHEREAS, IC 6-1.1-18-7.5 provides that notwithstanding any other law, the appropriating body of a political subdivision may appropriate any funds received as a **grant** from the state or the federal government without using the additional appropriation procedures under IC 6-1.1-18-5, if the funds are provided or designated by the state or the federal government as a reimbursement of an expenditure made by the political subdivision;

WHEREAS, The Town Council has been informed of the receipt of funds from a special training grant of the **Indiana Department of Homeland Security** program, particularly represented on Clerk-Treasurer's **receipt number 735559** in the amount of **\$4,000.00** as reimbursement in support of active shooter protection program;

WHEREAS, The Town Council has been further informed that these funds were provided or designated by the state or the federal government as a reimbursement of an expenditure made by the political subdivision;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the actual expenses of said municipality related to special training funded by **Indiana Department of Homeland Security** to reimburse the municipality for a portion of its actual expenses incurred by the training program and related costs the following additional sums of money, received as a grant from the state or the federal government and designated as a reimbursement of an expenditure made by the political subdivision, are hereby appropriated and ordered set apart out of the funds herein named:

CORPORATION GENERAL FUND

Fire Department

Increase Account:

Acct. 001-0007-23006 Active Shooter PPE Supplies	<u>\$ 4,000.00</u>
Total 200 Series:	\$ 4,000.00

Total of All Fund Increases:

\$ 4,000.88

Section 2. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 9th Day of August 2021. Consideration on the same day or at same meeting of introduction sustained a vote of _____ in favor and _____ opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this _____ Day of _____ 2021, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

**TOWN OF HIGHLAND, INDIANA
RESOLUTION NO. 2021-39**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HIGHLAND, INDIANA GRANTING INDIANA LAND TRUST COMPANY TR #120086 (DBA: WEBB HYUNDAI, L.L.C.) AN ASSESSED VALUATION DEDUCTION (TAX ABATEMENT) FOR TANGIBLE REAL PROPERTY UNDER INDIANA CODE 6-1.1-12.1, for PROPERTY LOCATED AT 9236 INDIANAPOLIS BOULEVARD

WHEREAS, Indiana Code 6-1.1-12.1 *et seq.*; amended, (the "Act") allows a partial abatement of property taxes attributable to "Redevelopment" or "Rehabilitation" activities and installation of new machinery and equipment in "Economic Revitalization Areas" as those terms are defined in the Act, and

WHEREAS, The Act provides that such Economic Revitalization Areas are areas within the Town which have:

"...become undesirable for, or impossible of, normal development, and occupancy because of a lack of development, cessation of growth, deterioration of improvements or 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, Pursuant to Resolution No. 2007-10 adopted on March 26, 2007, as confirmed by Resolution No. 2007-23 adopted on May 14, 2007, the Town Council (the "Town Council") of the Town of Highland, Indiana (the "Town"), designated a certain area located within the Town as the Highland Redevelopment Area as an economic revitalization area (an "ERA") pursuant to Indiana Code 6-1.1-12.1 *et seq.* (the "Act"), under Section 2.5;

WHEREAS, Resolution No. 2007-10 remains in full force and effect;

WHEREAS, **Webb Hyundai, L.L.C.** (the "Company") has filed with the Town Council a **Statements of Benefits Real Property Improvements (FORM SB-1/Real Property)** dated **July 30, 2021** attached hereto as **EXHIBIT A** and a Highland Tax Abatement Application attached hereto as a **EXHIBIT B** proposing real property improvements, more specifically related to (the "Project"), estimated to be completed on or prior to December 31, 2022 and to be fully assessed on or prior to January 1, 2023;

WHEREAS, A Statement of Benefits Real Property (FORM SB-1/Real Property) was submitted to the Town Council as the designating body before and prior to the construction, renovation, redevelopment or installation of real property improvements related to the Project for which the Company desires to request an assessed valuation deduction;

WHEREAS, The Company's real property located at 9236 Indianapolis Boulevard in the Town (real property parcel number 45-07-29-279-036.000-026) is within the boundaries of a designated ERA, and therefore the Town Council may make a determination pursuant to IC 6-1.1-12.1-3(b) based upon the

evidence as to whether Company shall be allowed an assessed valuation deduction or real property,

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Town Council of the Town of Highland as follows:

Section 1. That the actions of the Town Council of the Town of Highland, Indiana are based upon the evidence as presented by **Webb Hyundai, L.L.C.** upon review of the FORM SB-1 / Real Property as well as other pertinent information provided by the Town and upon the following findings and determinations pursuant to IC 6-1.1-12.1-3(b):

- (A) The Project is reasonable for a project of its nature;
- (B) The estimated number of individuals who will be employed or whose employment will be retained can reasonably be expected to result from the construction, renovation, redevelopment or installation of real property improvements related of the Project;
- (C) The estimated annual salaries of those individuals who will be employed or whose employment will be retained can reasonably be expected to result from the from the construction, renovation, redevelopment or installation of real property improvements related of the Project; and
- (D) The totality of the benefits is sufficient to justify an assessed valuation deduction on the Project;

Section 2. That the Town Council acknowledges that the Project is located within a designated allocation area of the Commercial Corridors Redevelopment Area, more specifically TIF Code 050-03-026 and State Code T45453, also commonly known as the Commercial Corridors Allocation Area;

Section 3. That assessed valuation deduction(s) (Tax Abatement) from tangible real property shall be applied only to the Company's qualified real property improvements to be located at **9236 Indianapolis Boulevard** in the Town (real property parcel number **45-07-29-279-036.000-026**);

Section 4. That the Town Council hereby grants an assessed valuation deduction (Tax Abatement) from tangible real property as subject such limitation as may be indicated on the (SB 1) Section D, **to be completed by December 31, 2022 for full assessment on the January 1, 2023**, for an abatement period of **five (5) years** to the Company in accordance with IC 6-1.1-12.1-3(c) and IC 6-1.1-12.1-17(b) as it relates to the Project;

Section 5. That the Town Council hereby grants an assessed valuation deduction (Tax Abatement) of real property with an abatement schedule provided below pursuant IC 6-1.1-12.1-17(b) consistent with the above abatement period as it relates to the Project, as follows:

Approved Abatement Period Schedule:

Tangible real property improvements:

a. *To be installed and placed into service by December 31, 2022;*

b. *Construction as completed is limited to the following assessment date: January 1, 2023;*

Year of Abatement Period	Deduction Percentage
Year One (1)	100%
Year Two (2)	100%
Year Three (3)	100%
Year Four (4)	100%
Year Five (5)	100%

Section 6. That having received as attached hereto documentation under **(EXHIBIT C)** as a condition of approval of the FORM SB-1/Real Property (FORM SB-1/RE), the Company as the property owner, including all subsequent property owner(s), during the abatement period for which an ERA assessed valuation deduction is applied, waives its rights to appeal real property improvement assessed valuations of the Project or within the Project area of the ERA associated with real property parcel number 45-07-29-279-036.000-026 unless deemed to be a clerical error of assessment application or a mathematical error, such that the Town Council as the legislative body of the Town reserves the right to waive the above condition included in this Resolution upon submission of a reasonable written request of the Property Owner, including all subsequent property owner(s);

Section 7. That having received as attached hereto documentation under **(EXHIBIT D)** as a condition of approval of the FORM SB-1/Real Property (FORM SB-1/RE), the town Council directs:

(A) That the Company as the property owner, including all subsequent property owner(s), during the abatement period for which an ERA assessed valuation deduction is applied, waives its rights to request or file an additional or supplementary assessed valuation deductions, credits or exemptions, on tangible property investments identified in said FORM SB-1 whether available to a property owner as of the date of this Resolution or which subsequently may be authorized by the state of Indiana Legislature to tangible real property improvements to be constructed, built related to the Project or within the Project area of the ERA;

(B) That this condition is not intended to preclude the property owner, including all subsequent property owner(s), from filing future FORM SB-1s as a result of additional investments in tangible real property related to the Project or within the Project area of the ERA;

(C) That the Highland Town Council as the legislative body of the Town reserves the right to waive the above condition included in this Resolution upon written request of the property owner, including all subsequent property owner(s);

Section 8. That the Town Council may impose a fee on the tax savings realized by the Company pursuant to Section 14 of the Act as a result of the application of an ERA deduction as calculated and applied by the Office of the Lake County, Indiana Auditor;

Section 9. That having received the consent of the Company in accordance with Section 14(b) of the Act, a copy of which is attached hereto as **EXHIBIT E** and is made a part hereof and incorporated herein, and pursuant to Section 14(b) of the Act, for each year the Company's real property tax liability is reduced by an assessed valuation deduction related specifically to the construction and the full assessment of real property as a result of the Project, the Company shall pay to the Lake County, Indiana Treasurer a fee in the amount computed and determined by the Lake County, Indiana Auditor pursuant to the provisions of Section 14(c) of the Act (the "Imposed Fee") such that:

1. The Town Council hereby determines that **fifteen percent (15%)** shall be the percentage to be applied by the Lake County, Indiana Auditor for purposes of STEP TWO of Section 14(c) of the Act;
2. Accordingly, for each year the Imposed Fee is payable by the Company, the Imposed Fee shall be equal to the lesser of One Hundred Thousand Dollars (\$100,000) or fifteen percent (15%) of the additional amount of real property taxes that would have been paid by the Company during that year if the deductions approved in this Resolution had not been in effect, i.e., 15% of the Company's real property tax savings attributable to a deduction from the assessed valuation from the Project; and
3. Pursuant to Section 14(d) of the Act, the Imposed Fee, as collected, shall be distributed to the **Highland, Indiana Redevelopment Commission** as a tax exempt governmental (nonprofit) entity established to promote economic development within the corporate limits of the Town as determined by the Town Council as the designating body.

Section 10. That the Company has agreed to the imposed reasonable conditions during the abatement period upon approval of an assessed valuation deduction for real property as herein specified and authorized under Section 2(i)(6) of the Act and to be included under Item D (page 2) of the approved FORM SB-1/Real Property;

Section 11. That the Town agrees not to exercise the discretion to impose a claw back provision as attached hereto under **EXHIBIT F** for tax savings any tax years in which the Company reasonably complies with:

1. The Statement of Benefits, the annual filings required pursuant to the Act, the conditions of this Resolution, and the reasonable and timely payment of an applicable Imposed Fee during the five (5) year abatement period for which an ERA assessed valuation deduction is applied to an assessment date.
2. The employment benchmarks and targets identified in the Statement of Benefits as reached over the three year period.

Section 12. That the Town's Clerk-Treasurer is hereby directed to cause the filing of all appropriate approval documents related to this Resolution with the **Office of the Assessor for Lake County**, Indiana as it applies to this Resolution and the approval of the Company's assessed valuation deduction, more specifically the following documents or information:

1. The Statement of Benefits, as approved, properly completed consistent with this Resolution and as signed and attested by the appropriate Town officials;
2. A certified copy of this Resolution; and
3. An approved and signed copy of the minutes of the meeting at which the Town Council approved this Resolution and the Statement of Benefits.

Section 13. That the final determination of the amount of assessed valuation deduction as applied to the Project for real property improvements shall be made by the appropriate Lake County or State of Indiana agency;

Section 14. That along with the application, an Application Fee shall be paid, hereby fixed in the amount of \$250.00 to defray actual processing and administrative costs, pursuant to Section 14.20.220 of the Highland Municipal Code;

Section 15. That the forgoing approval of the Economic Revitalization Area (ERA) is subject to and contingent upon the favorable recommendation by the Economic Development Commission and then approval by ordinance of the Town Council of an Economic Development Target Area (EDTA) for this property, all pursuant to IC 6-1.1-12.1-7(a)(1);

Section 16. That if any part, clause, or portion of this Resolution shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this Resolution as a whole or any other part, clause, or portion of this Resolution.

DULY RESOLVED and NOT PASSED _____ Day of August 2021, by the Town Council of the Town of Highland, Lake County, Indiana, acting as the designating body, having sustained a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman , President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC; 1-1-4-1(5);IC 36-5-6; IC 36-5-6-7)

EXHIBIT A

**Statements of Benefits Real Property Improvements
 INDIANA LAND TRUST COMPANY TR #120086
 (DBA: WEBB HYUNDAI, L.L.C.)**



**STATEMENT OF BENEFITS
 REAL ESTATE IMPROVEMENTS**
 State Form 5170F (06/10/14)
 Prescribed by the Department of Local Government Finance

20 23 PAY 20 24
FORM SB-1 / Real Property
PRIVACY NOTICE
Any information concerning the cost of the property and specific salaries paid to individual employees by the property owner is confidential per IC 6-1.1-12.1-5.1.

This statement is being completed for real property that qualifies under the following Indiana Code (check one box):
 Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12.1-4)
 Residentially distressed area (IC 6-1.1-12.1-4.1)

INSTRUCTIONS:

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise, this statement must be submitted to the designating body BEFORE the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction.
- The statement of benefits form must be submitted to the designating body and the area designated an economic revitalization area before the initiation of the redevelopment or rehabilitation for which the person desires to claim a deduction.
- To obtain a deduction, a Form 322FRE must be filed with the County Auditor before May 10 in the year in which the addition to assessed valuation is made or not later than thirty (30) days after the assessment notice is mailed to the property owner if it was mailed after April 10. A property owner who failed to file a deductible application within the prescribed deadline may file an application between March 1 and May 10 of a subsequent year.
- A property owner who files for the deduction must provide the County Auditor and designating body with a Form CF-1/Real Property. The Form CF-1/Real Property should be attached to the Form 322FRE when the deduction is first claimed and then updated annually for each year the deduction is applicable. IC 6-1.1-12.1-5.1(h)
- For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. For a Form SB-1/Real Property that is approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. IC 6-1.1-12.1-17

SECTION 1 TAXPAYER INFORMATION					
Name of taxpayer Indiana Land Trust Company TR#120086					
Address of taxpayer (number and street, city, state, and ZIP code) 9236 Indianapolis Blvd. Highland, Indiana 46322					
Name of contact person Kelly Webb Roberts		Telephone number (815) 230-6109		E-mail address Kelly@webbcars.com	
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT					
Name of designating body Town of Highland			Resolution number		
Location of property 9236 Indianapolis Blvd. Highland, Indiana 46322		County Lake County		DLOF taxing district number 45026	
Description of real property improvements, redevelopment, or rehabilitation (use additional sheets if necessary) See Attached...				Estimated start date (month, day, year) August 30, 2021	
				Estimated completion date (month, day, year) May 1, 2022	
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT					
Current number 38.00	Salaries \$50,000.00	Number retained 38.00	Salaries \$50,000.00	Number additional 15.00	Salaries \$50,000.00
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT					
			REAL ESTATE IMPROVEMENTS		
			COST		ASSESSED VALUE
Current values			3,500,000.00		1,348,000.00
Plus estimated values of proposed project			3,500,000.00		1,980,000.00
Less values of any property being replaced			-200,000.00		0.00
Net estimated values upon completion of project			6,700,000.00		3,028,000.00
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER					
Estimated solid waste converted (pounds) 0.00			Estimated hazardous waste converted (pounds) 0.00		
Other benefits					
SECTION 6 TAXPAYER CERTIFICATION					
I hereby certify that the representations in this statement are true.					
Signature of authorized representative <i>Kelly Webb Roberts</i>				Date signed (month, day, year) July 30, 2021	
Printed name of authorized representative Kelly Webb Roberts				Title President	

EXHIBIT B

Town of Highland Tax Abatement Application

Project Palisade Tax Abatement Application Exhibit & Drawings

As presented in our initial letter and presentation, this truly is a special project to The Webb Family. Not only does Project Palisade commemorate the 50th Anniversary of the Webb Automotive Group, but it reaffirms their financial commitment to in the Town of Highland by electing to reinvest in your community while retaining the jobs of the local 38 FTEs that the business currently employs. As a direct outcome of this project, it is anticipated that Project Palisade will result in the creation of an additional 15 new permanent jobs and 20 temporary construction jobs in the local community.

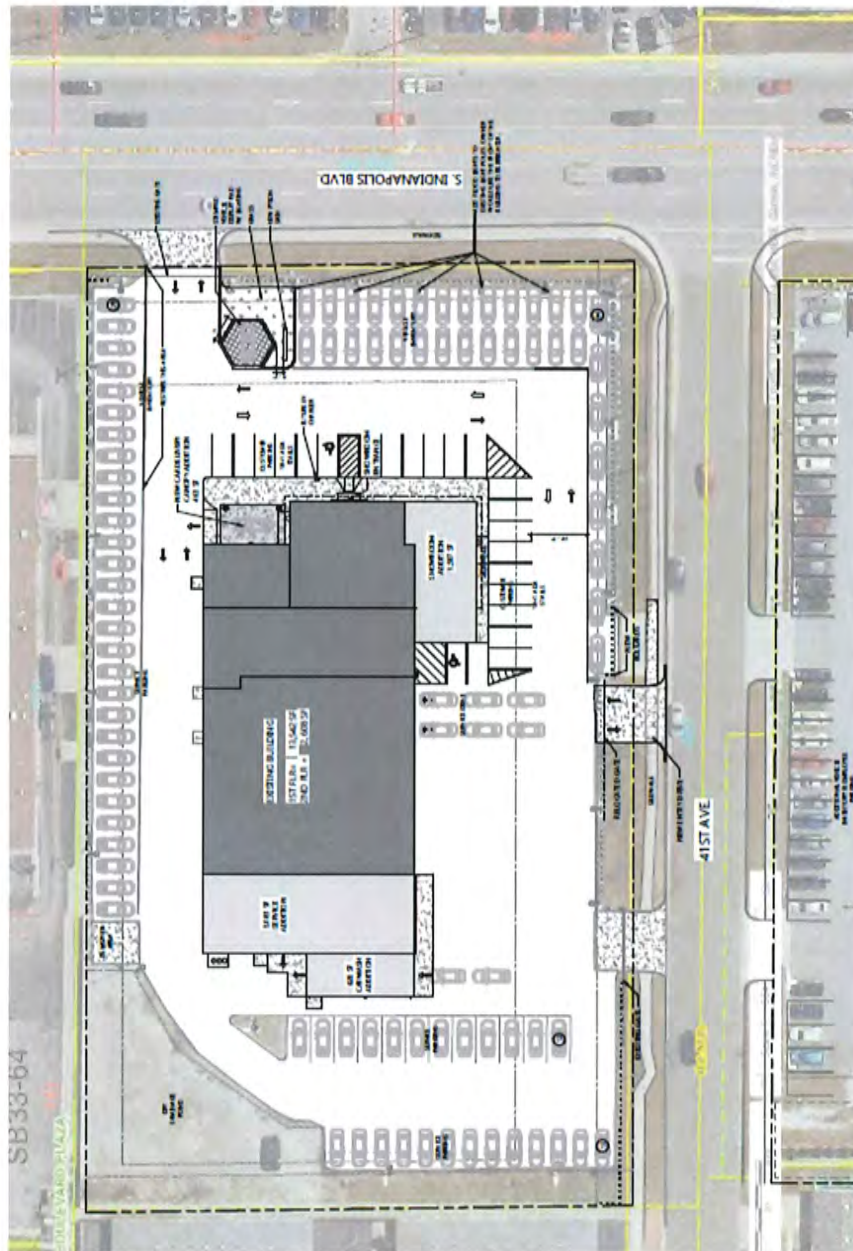
Within **three years** of the proposed project, it is anticipated Project Palisade will create 15 new permanent jobs at Webb Hyundai of Highland. This represents a new annual payroll increase between \$700,000.00 - \$750,000.00 will retaining the jobs of the local 38 FTEs that the business currently employs with the annual payroll of approximately \$1,900,000.00. The projected annual salaries for the newly created positions are as follows:

- 5 sales positions at \$50,000.00 - \$75,000.00
- 4 technician positions at \$60,000.00 - \$80,000.00
- 6 clerical and support positions at \$20,000.00 - \$30,000.00

LEGAL DESCRIPTION

Deed Into Trust
Indiana Land Trust Company
Instrument No. 2014-068316

LOT 1, RUDOLPH ADDITION TO THE TOWN OF HIGHLAND, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 94 PAGE 5
IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

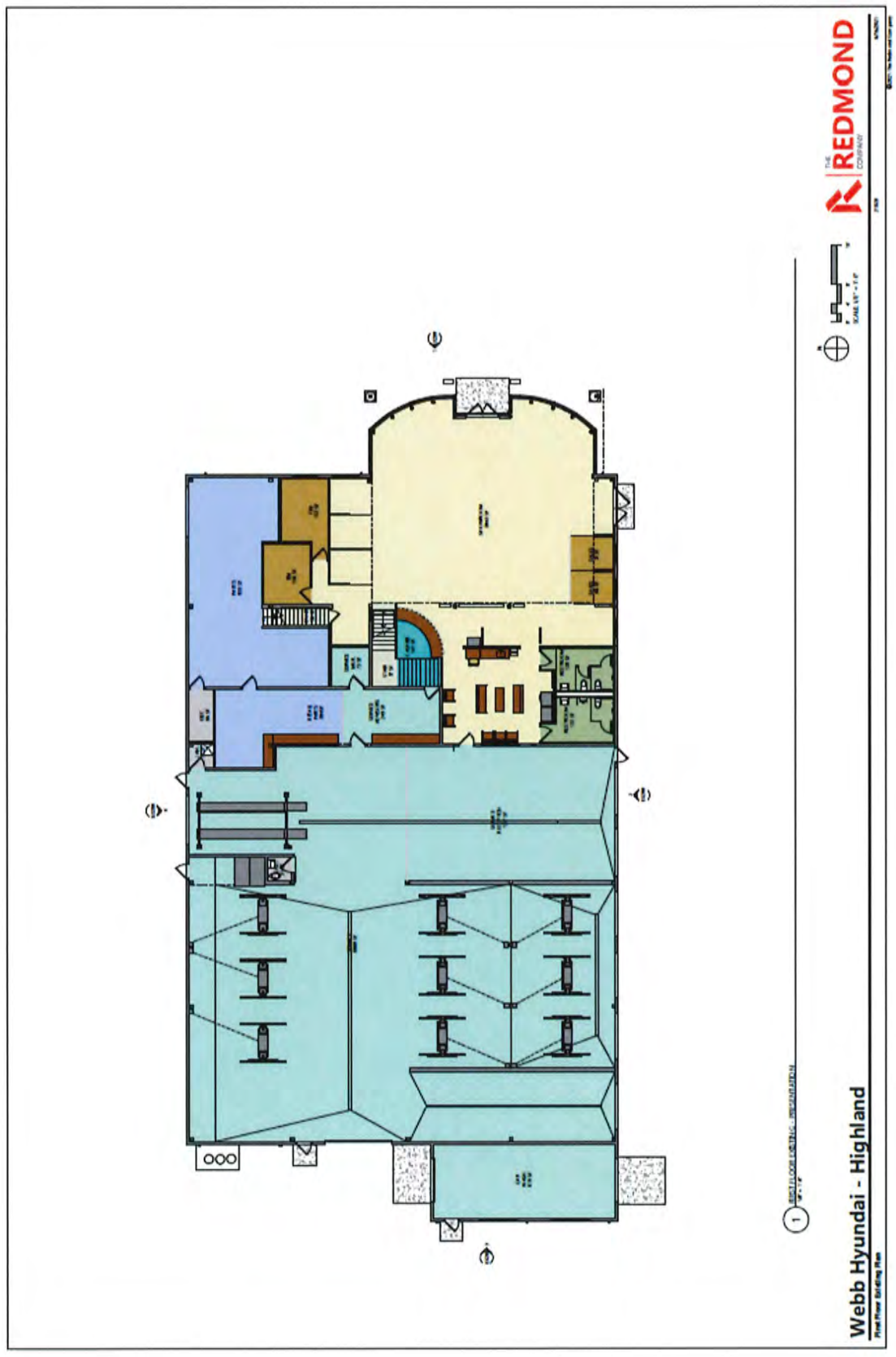


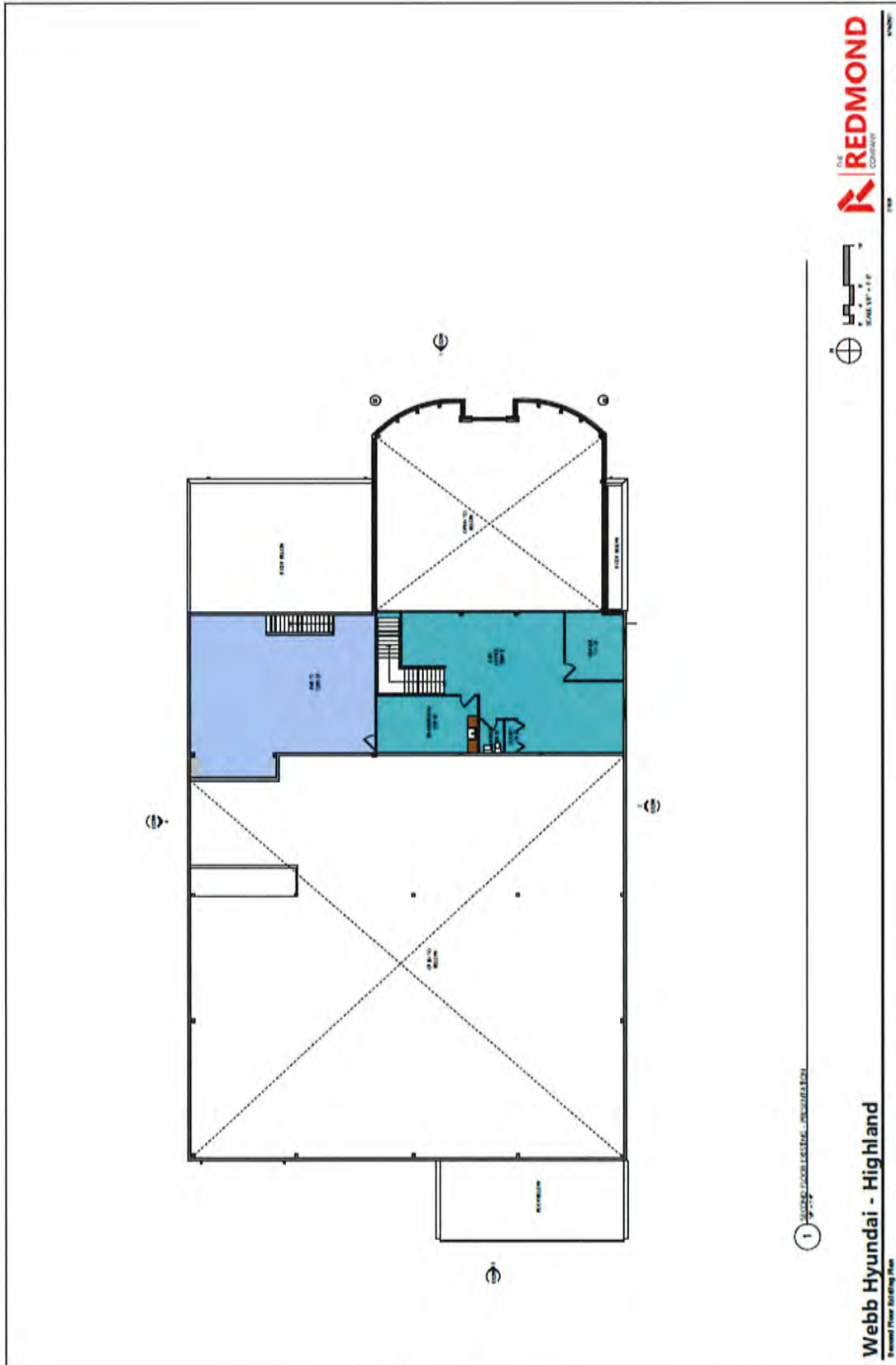
SCHEDULED COSTS	
LAND ACQUISITION	100,000
CONSTRUCTION	1,500,000
PERMITTING	50,000
LANDSCAPING	100,000
UTILITIES	100,000
CONTINGENCY	100,000
TOTAL	1,950,000



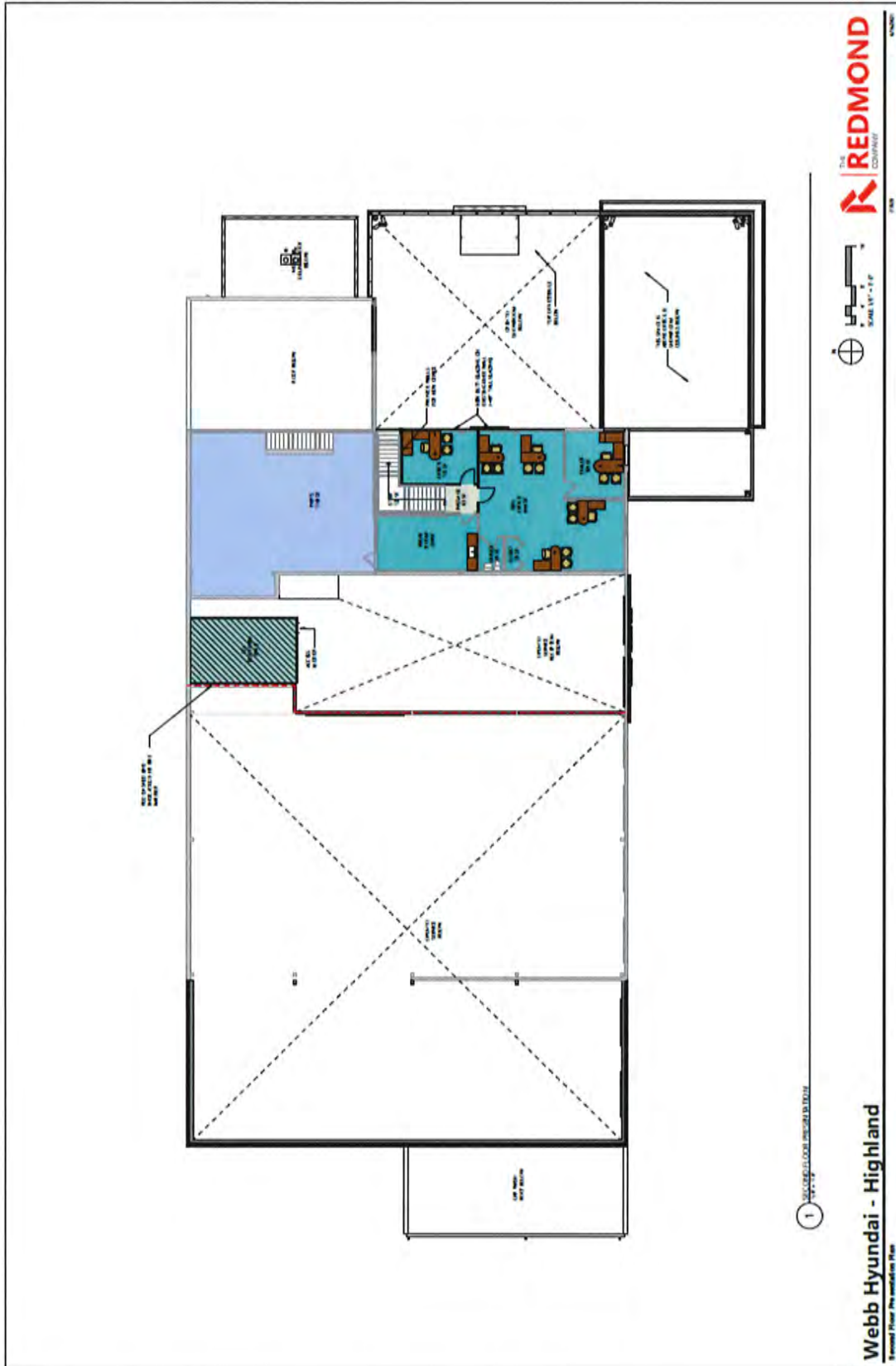
1
 Webb Hyundai - Highland
 Site Plan

DATE: 08/09/2021
 DRAWN BY: [Name]
 CHECKED BY: [Name]
 APPROVED BY: [Name]

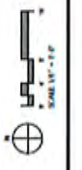




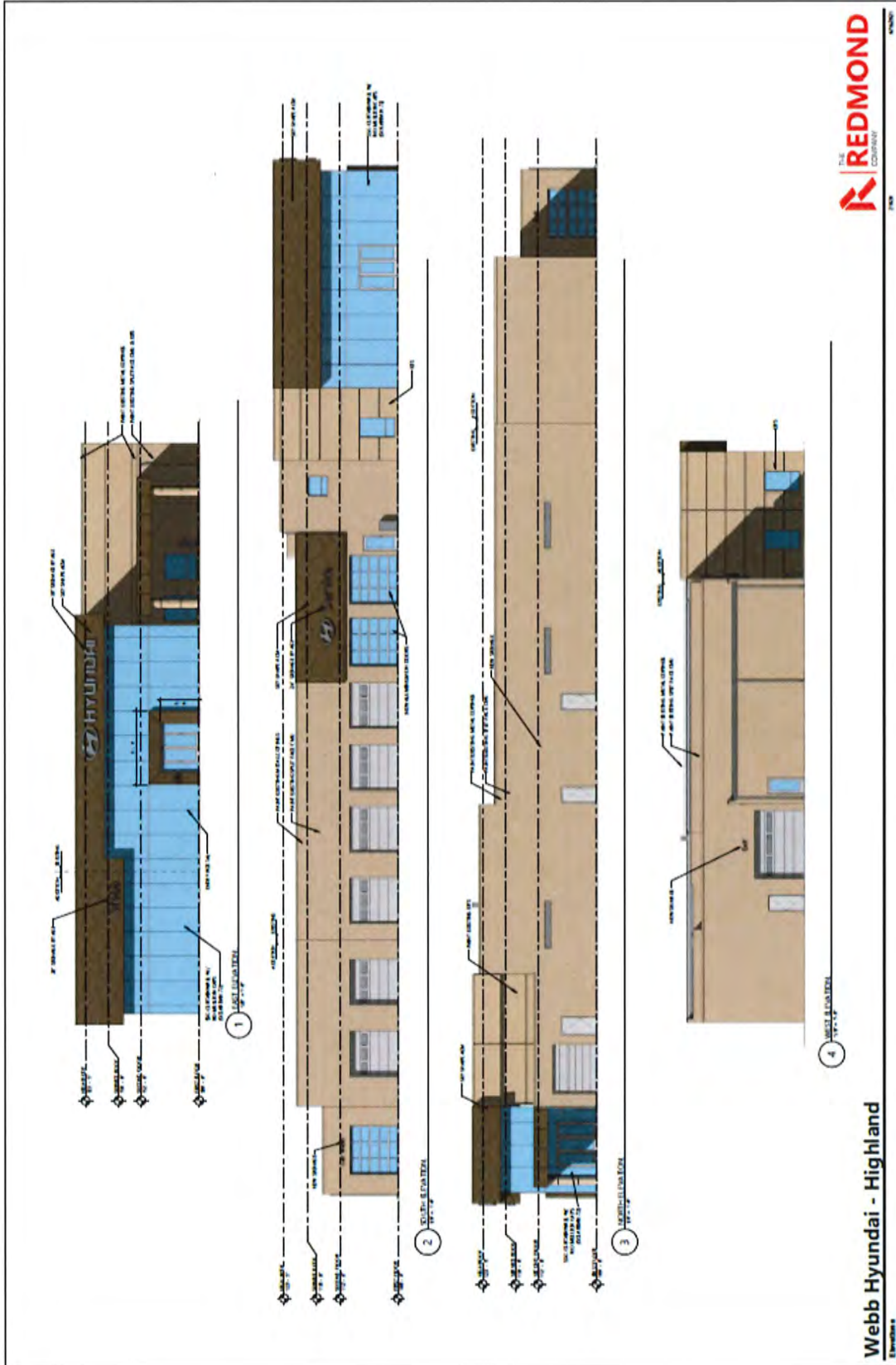




1. REAR ELEVATOR, REAR STAIRS TO 2ND FLOOR



Webb Hyundai - Highland
Revised Floor Plan 8/10/21



Webb Hyundai - Highland

Scale: 1/8" = 1'-0" (Elevations)



Webb Hyundai - Highland

EXHIBIT C

Company as the Property Owner:

**Waiver of Its Rights to
Appeal Real Property Improvement Assessed Valuations of The Project or within
the Project area of the ERA**

EXIHIBIT C

March 24, 2021

Roger Sheeman, President
Common Council of the Town of Highland
Office of the Clerk Treasurer
3333 Ridge Road
Highland, Indiana 46322

RE: Company as the Property Owner – Waiver of Its Rights to
Appeal Real Property Improvement Assessed Valuations

Dear Councilman Sheeman,

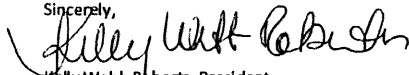
Webb Hyundai, LLC as the property owner of real property located at 9236 Indianapolis Boulevard (45-07-29-279-036.000-026) has submitted a Form SB-1/Real Property (Statement of Benefits) signed and dated March 19, 2021 to the Town of Highland, Indiana (the "Town") for consideration by the Town's Common Council, as the designating body, for approval of an assessed valued deduction ("Tax Abatement") consents to and understands the following as a condition(s) of approval of an economic revitalization area assessed valuation deduction ("Tax Abatement") which will be included in a resolution for consideration by the Town's Common Council for approval of a FORM SB-1:

Waiver of Tangible Real Property Appeals

As a condition of approval of the FORMSB-1/Real Property (FORM SB-1/RE), the property owner, including all subsequent property owner(s), during the abatement period for which an ERA assessed valuation deduction is applied, waives its right to appeal real property improvement assessed valuations for the Project or within the Project area of the ERA unless deemed to be a clerical error of assessment application or a mathematical error.

The Town's Common Council as the legislative body reserves the right to waive the above condition included in an approving resolution upon submission of a reasonable written request of the Property Owner, including all subsequent property owner(s).

Sincerely,



Kelly Webb Roberts, President
Webb Hyundai, LLC

EXHIBIT D

Company as the Property Owner:

Waiver of Its Rights to Request or File an Additional or Supplementary Assessed Valuation Deductions, Credits or Exemptions Related to The Project or within the Project area of the ERA

EXIHIBIT D

March 24, 2021

Roger Sheeman, President
Common Council of the Town of Highland
Office of the Clerk Treasurer
3333 Ridge Road
Highland, Indiana 46322

RE: Company as the Property Owner – Waiver of Its Rights to Request or File an Additional or Supplementary Assessed Valuation Deductions, Credits or Exemptions

Dear Councilman Sheeman,

Webb Hyundai, LLC as the property owner of real property located at 9236 Indianapolis Boulevard (45-07-29-279-036.000-026) has submitted a Form SB-1/Real Property (Statement of Benefits) signed and dated March 19, 2021 to the Town of Highland, Indiana (the "Town") for consideration by the Town's Common Council, as the designating body, for approval of an assessed valued deduction ("Tax Abatement") consents to and understands the following as a condition(s) of approval of an economic revitalization area assessed valuation deduction ("Tax Abatement") which will be included in a resolution for consideration by the Town's Common Council for approval of a FORM SB-1:

Waiver of Assessed Valuation Deductions, Credits or Exemptions

As a condition of approval of the FORM SB-1/Personal Property (FORM SB-1/PP), the property owner, including all subsequent property owner(s) during the abatement period for which an ERA assessed valuation deduction is applied waives its right to request or file and additional or supplementary assessed valuation deductions, credits or exemptions, on tangible property investments identified in said FORM SB-1 whether available to the property owner as of the date of an approving resolution or which subsequently may be authorized by the State of Indiana legislature to tangible real property improvements to be constructed, built or developed within the Project area of the ERA.

The condition is not intended to preclude the property owner, including all subsequent property owner(s), from filing future SB-1s as a result of additional investments in tangible real and/or personal property.

The Town's Common Council as the legislative body reserves the right to waive the above

EXHIBIT E
Company as the Property Owner:
Consent of an Imposed Fee by the Company

EXIHIBIT E

March 24, 2021

Roger Sheeman, President
Common Council of the Town of Highland
Office of the Clerk Treasurer
3333 Ridge Road
Highland, Indiana 46322

RE: Company as the Property Owner – Waiver of Its Rights to
Appeal Real Property Improvement Assessed Valuations

Dear Councilman Sheeman,

Webb Hyundai, LLC as the property owner of real property located at 9236 Indianapolis Boulevard (45-07-29-279-036.000-026) has submitted a Form SB-1/PP (Statement of Benefits Personal Property) signed and dated March 19, 2021 to the Town of Highland, Indiana (the "Town") for consideration by the Town's Common Council, as the designating body, for approval of an assessed valued deduction ("Tax Abatement") consents to and understands the following as a condition(s) of approval of an economic revitalization area assessed valuation deduction ("Tax Abatement") which will be included in a resolution for consideration by the Town's Common Council for approval of a FORM SB-1:

Waiver of Tangible Personal Property Appeals

As a condition of approval of the FORM SB-1/Personal Property (FORM SB-1/PP), the property owner, including all subsequent property owner(s), during the abatement period for which an ERA assessed valuation deduction is applied, waives its right to appeal personal property assessed valuations for the Project or within the Project area of the ERA unless deemed to be a clerical error of assessment application or a mathematical error.

The Town's Common Council as the legislative body reserves the right to waive the above condition included in an approving resolution upon submission of a reasonable written request of the Property Owner, including all subsequent property owner(s).

Sincerely,



Kelly Webb Roberts, President
Webb Hyundai, LLC

EXHIBIT F

Tax Abatement Termination and Claw Back Provisions

Section 1. If, after reviewing the information required to be filed by each Tax Abatement recipient by subsections 5.1, 5.3, and 5.6 of IC 6-1.1-12.1, the Town Council finds that an assessed valuation deduction recipient has not made reasonable efforts to substantially comply with the Statement of Benefits within the time frame(s) in the Statement of Benefits and its failure to comply was not caused by factors beyond its control, and the recipient does not:

- a. Meet and retain at least ninety percent (90%) of the private investment;
- b. Obtain at least ninety percent (90%) of the level of wages and/or number of employees; or
- c. Fulfill all of the requirements and conditions imposed upon approval of a FORM SB-1,

as set forth in its approved Statement of Benefits within the time frame(s) in the same Statement of Benefits, the Town Council of the Town of Highland, Lake County, Indiana (the "Town Council"), as the designating body following the procedures of IC 6-1.1-12.1-5.9, shall adopt a resolution terminating the recipient's assessed valuation deduction and the Town Council may impose this claw back provision requiring the recipient to pay back all tax savings realized as a result of an assessed valuation deduction proportional to the extent of the deficiency in levels of wages and/or number of employees. A determination by resolution to impose the claw back provision is the sole discretion of the Town Council as the designating body and may be dependent upon various factors and variables uniquely applicable to each approved Statement of Benefits.

Section 2. If, after the hearing provided for by IC 6-1.1-12.1-5.9(b) and (c) and after considering all relevant information presented at the hearing, the Town Council adopts a resolution terminating the Tax Abatement recipient's assessed valuation deduction, the Town Council shall immediately mail a certified copy of the resolution to the Tax Abatement recipient, the Office of the Lake County Auditor, and Office of the Lake County Assessor.

Section 3. The claw back provision may be imposed by the Town Council as the designating body for a period of one year after and subsequent to the final assessment date applicable to the approved abatement period of an assessed valuation deduction recipient as documented in the resolution approving the Statement of Benefits.

Section 4. Upon determination by resolution to impose the claw back provision, the Town Council shall have an independent advisor: (i) calculate the tax savings realized as a result of an assessed valuation deduction proportional to the extent of the deficiency in levels of wages and/or number of employees as determined by the FORM SB-1 as approved by the Common Council and (ii) calculate the distribution of the claw back payment to the Town proportional to each overlapping taxing unit for which the tax payable year the claw back provision is applied, as based upon the percentage of the overlapping

taxing unit's tax rate to the gross tax rate for the appropriate tax unit, being State Taxing Districts for Lake County, Indiana 026 (Town of Highland – North Township).

Section 5. Prior to notification to the recipient of Tax Abatement of an assessed valuation deduction for which this claw back provision is imposed, the Town Council shall notify the Office of the Lake County Auditor and/or the Office of the Lake County Assessor as to the imposition of the claw back provision. The Town Council shall also submit the calculation of the claw back payment and its distribution to the overlapping taxing units pursuant to Section 3 for confirmation and verification prior to final imposition and notification of the claw back provision to the approved applicant of an assessed valuation deduction.

Section 6. The Office of the Lake County Auditor shall provide written confirmation and verification as to the amount of the claw back payment and the proportional distribution of the claw back payments to the overlapping taxing units as calculated for the Town Council pursuant to Section 3.

Section 7. Upon notice from the Office of the Lake County Auditor that the claw back payment and the distribution of the claw back payment to the overlapping taxing units is confirmed and verified, the Town Council shall notify the approved applicant of an assessed valuation deduction via USPS certified mail-return receipt that the claw back provision is imposed. Said notice shall include the calculation of the claw back payment, its distribution to the overlapping taxing units, and a statement that the calculations have been confirmed and verified by the Office of the Lake County Auditor prior to notification.

Section 8. Prior to the distribution to the overlapping taxing units of claw back payment made to the Town, the Town Council shall notify the Office of the Lake County Auditor and/or the Office of the Lake County Assessor as to the receipt of a claw back payment for its files pertaining to the assessed valuation deduction.

Section 9. The Town shall distribute the claw back payment to all overlapping taxing units via USPS certified mail-return receipt no later than 30 days from the date of the receipt for the claw back payment.

Section 10. Upon return of all USPS certified mail-return receipts from the overlapping taxing units, the Town Council shall provide copies of the return receipts to the Office of the Lake County Auditor and, if applicable, to the Office of the Lake County Assessor, as documentation that the imposed claw back payment was distributed to overlapping taxing units pursuant to this claw back provision.

**TOWN OF HIGHLAND
TOWN COUNCIL RESOLUTION No. 2021-36**

A Resolution Approving an Interlocal Cooperation Agreement between the Incorporated Town of Highland and the School Town of Highland for the Utilization of School Resource Officer Program Services

WHEREAS, Indiana Code 36-1-7-1, et seq., allows local government entities to make the most efficient use of the powers by enabling them to mutually utilize services for the mutual benefit of each other; and

WHEREAS, The Incorporated Town of Highland and the School Town of Highland, Lake County, Indiana are municipal corporations empowered by the aforesaid Interlocal Cooperation Act, as amended, with authority to contract with each other on a basis of mutual advantage so as to better provide public services and facilities at a shared cost; and

WHEREAS, The Incorporated Town of Highland and the School Town of Highland desire to enter into a joint agreement pursuant to IC 36-1-7-1, et seq., to provide for the ability and flexibility to obtain for the Highland Students certain gang resistance training, a heightened law enforcement presence in the local public schools as well as other related services for the mutual benefit of the participating entities, and at a shared cost,

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Highland, Lake County as follows:

Section 1. That a joint agreement, a copy of which is attached and incorporated herein by reference, among and between the Incorporated Town of Highland and the School Town of Highland entered into by the Town of Highland by and through its Town Council, this **9th Day of August 2021** is hereby authorized and approved in each and every respect;

Section 2. That the purpose of this agreement is to authorize and allow the Town Council of the Town of Highland and the School Board of Trustees to act as a joint board of the two participating entities to mutually support and utilize certain specified services associated with the **School Resource Officer Program** for the mutual benefit of the participating entities at shared costs;

Section 3. That the Clerk-Treasurer of the Town of Highland is hereby authorized to execute the duties related to the payment, collection and accounting for all moneys of this joint undertaking, pursuant to the terms of this agreement, in a manner that is mutually acceptable with the duly constituted and acting business official of the School Town of Highland;

Section 4. That the governing boards of the participating entities may be convened as a joint board, or may act as a joint board at separate meetings of the respective governing bodies of the participating entities in which the entities concur;

Section 5. That the governing boards of the participating entities may create a committee comprised of representatives from both participating entities or may designate a single individual from each of the participating entities, which may perform such administrative ministerial duties as the joint board may direct and the agreement may provide;

Section 6. That the President of the Highland Town Council and the Clerk-Treasurer are hereby authorized to execute the joint Interlocal Governmental Agreement with their signatures and any additional documents in order to implement the agreement;

Section 7. That this agreement shall be effective as indicated in and pursuant to its provisions, after the agreement has been authorized and approved by each of the participating entities, evidenced by passage and adoption of a similar Resolution all pursuant to I.C. 36-1-7-2;

Section 8. That upon its approval, this agreement repeals the agreements governing the school resource officer program, the first adopted January 17, 1997 and its succeeding agreements;

Section 9. That before this agreement takes effect, it must be recorded with the Office of the Lake County Recorder. No later than sixty (60) days after it takes effect and is recorded, the agreement must be filed with the Office of the State Board of Accounts for audit purposes, all pursuant to I.C. 36-1-7-6.

Duly Adopted by the Town Council of the Town of Highland, Lake County, Indiana, the 9th day of August 2021. Having been passed by a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, President (IC 36-5-2-10)

Attest:

Michael W.Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

INTERGOVERNMENTAL AGREEMENT

This Interlocal Governmental Agreement made and entered into in accordance with I.C. 36-1-7 by and between the TOWN OF HIGHLAND (hereinafter called "Town") and the SCHOOL TOWN OF HIGHLAND (hereinafter called "School Town"), both municipal and corporations organized and operating under the laws of the State of Indiana.

WITNESSETH THAT:

WHEREAS, The Town desires to provide a Town of Highland Police Officer to the School Town to serve in the capacity as School Resource Officer to instruct both the G.R.E.A.T. curriculum and the Officer Friendly program, and to perform other related duties.

THEREFORE, IT IS AGREED AS FOLLOWS:

1. The Town agrees to provide to the School Town the service of one (1) Highland police officer to serve as a School Resource Officer. The purpose of the School Resource Officer will be to minimize the potential for hate crimes/bullying, alcohol and drug-related use, gang-related activities, and disruption and/or criminal behavior in and around schools, such as theft, vandalism, truancy, etc. in the most effective and efficient manner possible. The School Resource Officer shall at all times, remain an employee of the Town, which shall be solely responsible for payment of all salary, insurance, worker's compensation coverage, and benefits owing by reason of the Officer's employment. The Resource Officer's duties shall include those listed on the attached Exhibit B on "*Essential Functions*." The SRO shall be considered a "school official" when acting with the intent to promote a safe school environment by enforcing laws, school policies and all other rules and procedures of the school corporation. The School shall have input, at all times, on the Resource Officers duties under this agreement. The Resource Officer shall be a resource to all School Town of Highland staff as Safe School Plans designate or as need arises. The Resource Officer shall remain subject to all laws, rules, and regulations governing police officers of the jurisdiction and lawful orders of superior officers of the police department.

2. In consideration of the same, the School Town agrees to pay for said services in accordance with the terms of this Agreement the amount of **\$82,366.78. for a period of 180 days** during the **2021-2022** school year. The basis for said compensation to the Town is presented as an exhibit to this agreement incorporated herein by reference. The School Town's compensation shall be paid in two (2) equal installments, as follows:

- (A) the first being due on or before December 31, 2021;
- (B) the second payment being due on or before June 30, 2022.

3. The Clerk-Treasurer of the Town shall be authorized to execute the duties of receiving payments from the School Town as described in paragraph two (2) and of disbursing and accounting for all such monies in a manner consistent with the terms of this Agreement.

4. The School Resource Officer will be assigned on a full-time basis to the School Town the equivalent of up to one hundred eighty (180) days during the school year. The School Town will only be financially responsible for the equivalent number of days actually worked by the School Resource Officer.

5. The School Resource Officer will wear clothing that will easily identify him or her as a police officer.

6. The School Resource Officer will not take personal time off when school is in session. If sick, he must notify the receptionist at the School Town Administration Center. A substitute may be assigned subject to mutual approval of the Police Chief and the School Superintendent.

7. Lunch must be eaten in a School Town cafeteria unless prior arrangements have been made with the Superintendent/designee.

8. The Town will assume all costs and responsibility of initial and ongoing training associated with the School Resource Officer position. Any vehicle or additional equipment or expenses necessary for the program shall be paid for by the Town.

9. The Town shall be responsible for selecting the police officer to serve as the School Resource Officer, subject to the consent and approval of the School Town. The School Town has final authority on the content of all instructional materials used by the School Resource Officer.

10. The administration of the terms of this Agreement shall supersede any previous Agreement and shall be accomplished through the Superintendent of the School Town or designee and the Chief of Police or designee.

11. Any other provision of this Agreement to the contrary notwithstanding this Agreement may be changed or modified only with the written consent of both parties.

12. All notices or communications provided herein shall be in writing and delivered either in person or via certified or registered United States mail, return receipt requested, and with the proper postage prepaid, addressed to the party for whom such notice or communication is intended.

13. Should any part, term, or provision of this Agreement be determined by a court of competent jurisdiction to be illegal or in conflict with any law, the validity of the remaining portion or provisions shall not be affected thereby.

14. No failure or delay in performance of the executed service Agreement by either party shall be deemed to be a breach when such failure or delay is occasioned by or due to any Act of God, strike, lockout, war, riot, epidemic, explosion, sabotage, the binding order of any court or governmental authority, or any other cause, whether of the kind enumerated above or otherwise, not within

the control of the party claiming suspension, actually provided that no cause or contingency shall relieve the School Town of its obligation to make payment for the services of the School Resource Officer programs actually provided by the Town.

15. This Interlocal Agreement may be executed in several counterparts, each of which when so executed shall be deemed to be an original, and such counterparts, together, shall constitute but one and the same instrument, which shall be sufficiently evidenced by any such original counterpart.

16. Before this agreement takes effect, it must be recorded with the Office of the Lake County Recorder. No later than sixty (60) days after it takes effect and is recorded; the agreement must be filed with the Office of the State Board of Accounts for audit purposes, all pursuant to I. C.36-1-7-6.

Participant Counterpart

EFFECTIVE DATE. This agreement shall be effective after the same has been ratified by each of the participating entities by Ordinance or Resolution all pursuant to I.C.36-1-7-2.

IN WITNESS WHEREOF, the parties have caused this Interlocal Agreement to be executed in their names and on their behalf as of the date first written above.

TOWN OF HIGHLAND, INDIANA
3333 Ridge Road, Highland, Indiana 46322

Through its Town Council

By: _____
Roger W. Sheeman, Town Council President

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer

Participant Execution Date:_____

Approved as to Legality and Form:

John P. Reed, Attorney

Participant Counterpart

EFFECTIVE DATE. This agreement shall be effective after the same has been ratified by each of the participating entities by Ordinance or Resolution all pursuant to I.C. 36-1-7-2.

IN WITNESS WHEREOF, the parties have caused this Interlocal Agreement to be executed in their names and on their behalf as of the date first written above.

SCHOOL TOWN OF HIGHLAND, INDIANA
9145 Kennedy Avenue, Highland, Indiana 46322

Through its Board of Trustees

By: _____
Robert Kuva, President

Attest:

Pat Krull, Secretary

Participant Execution Date: _____

Approved as to Legality and Form:

Rhett L. Tauber, Attorney

Exhibit A

**Assumed Cost for School Resource Officer
2021-2022
Exhibit**

Salary	2021	2022
Base Salary 1st Class Patrol Officer	\$65,310.18 •	\$66,616.38 *
Assigned officer's longevity	\$1,705.60	\$1,809.60 #
One Time Pay Premium		
	67,015.78	68,425.98
Subtotal:		
 Benefits		
Medical Insurance (Family coverage)	\$28,046.04	\$33,655.20 **
Employer Contribution to Health Savings Account	\$2,892.00	\$2,892.00
Dental Insurance	\$1,357.08	\$1,492.80 **
Life Insurance (.219 per \$1000 of gross payroll, up to \$50k)	\$131.40	\$144.54 **
Dependent life insurance coverage (\$1.50/mo)	\$18.00	\$18.00
Medicare	\$971.73	\$992.18
Employer Contribution to PERF	\$13,473.18 •	\$13,473.18
Workers Compensation Insurance (2.00/\$100 salary)	\$1,340.32	\$1,368.52
Law Enforcement Liability Insurance (no discrete premium)		
	\$48,229.74	\$54,036.42
Subtotal Benefits:		
	\$115,245.52	\$122,462.40
Grand Total:		

Instruction Days: 180
School Year Days: 260

** Assumes a 10% increase
* Assumes 1% increase

	2021	2022
	<i>Daily rate based upon 260 days</i>	
	\$ 443.25	\$ 471.01
	First Semester	Second Semester

School Compensation for 2021-2022 School Year:

FIRST SEMESTER: 2021 Days Instruction in School = 87 based upon school calendar

<i>Daily rate: =(Total Salary for Year/260)</i>	\$ 443.25	Semester 1:	\$ 38,562.93
---	-----------	-------------	--------------

SECOND SEMESTER: 2022 Days Students are in School = 93

<i>Daily rate: =(Total Salary for Year/260)</i>	\$ 471.01	Semester 2:	\$ 43,803.86
---	-----------	-------------	--------------

*** PERF PUBLIC SAFETY Employer is 17.5%

the 1st Class Patrol Officer plus 20 years longevity

1st Installment Due by December 31, 2021:	\$ 41,183.39
---	---------------------

2nd Installment Due by June 30, 2022:	\$ 41,183.39
---------------------------------------	---------------------

A 2% change in the basic bi-weekly salary is contemplated in this initial calculation for 2022

Exhibit B

1. The SRO shall be considered a “school official” for purposes of assisting educators in maintaining a safe and effective learning environment. “School Official” status includes:
 - a. Conducting searches and seizures based on reasonable suspicion that a student is violating the law or rules of the school pursuant to federal law (New Jersey v. TLO, (469 US 325 (1985)) and Indiana law (Meyers v. State, 839 N.E. 2d 1154 (2005); D.L. v. State, 877 N.E. 2d 500 (2007); and T.S. v. State, 863 NE 2d 362 (2007)).
 - b. Preventing a campus crisis by intervening in misconduct that violates school rules that would, if ignored, place students, faculty, and staff at risk of harm. NOTE: Disciplining students is a School District responsibility. Nevertheless, the SRO will intervene and take the student(s) who violate school rules to the principal where school discipline can be meted out.
2. The SRO shall exchange relevant information with school officials pursuant to federal law (FERPA at CFR 99.31(a)(5)(i); 34 CFR 99.38) and Indiana law IC 31-39-9-1; IC 31-39-4-1; IC31-37-4-3) and cooperate with the Juvenile Court and other agencies that are concerned with juvenile crime prevention.
3. The SRO shall serve as a resource person between school personnel and law enforcement to maintain maximum school safety and security for students, staff, and faculty.
4. The SRO shall serve as a member of the guidance team/administrators and school safety teams. The Resource Officer shall work with faculty, administrators, staff, and faculty.
5. The SRO shall assist administrators, upon request, in tasks such as investigating theft, break-ins, assault, vandalism, drug/alcohol use or possession, and other occurrences where police intervention is either required or beneficial.
6. The SRO shall assist with supervision and resolution of students, youth or adults who loiter around school facilities.
7. The SRO shall assist in communication with parents/guardians.
8. The SRO shall participate in ongoing efforts to acquaint parents, students, and school personnel with his/her responsibilities.

**TOWN OF HIGHLAND
RESOLUTION NO. 2021-38**

A RESOLUTION OF THE TOWN OF HIGHLAND, INDIANA RATIFYING, AFFIRMING AND APPROVING THE SUPPORTING INFORMATION OF THE REDEVELOPMENT COMMISSION ACTION TO DISPOSE OF A PARCEL OF PROPERTY THAT WAS ACQUIRED BY THE REDEVELOPMENT DEPARTMENT FROM LAKE COUNTY, PURSUANT TO IC 36-7-14-22.5

WHEREAS, The Highland Redevelopment Commission has determined to or undertaken actions to dispose of property located at 2605 Condit Avenue, Highland, commonly known as the former Bult Oil Property, which is a property acquired by the Redevelopment Department from the county under IC 6-1.1-25-9(e) that was acquired by the county under IC 6-1.1-24 and IC 6-1.1-25;

WHEREAS, Pursuant to Indiana Code 36-7-14-22.5, for property that is acquired from the county, *subject to the prior approval* of the Town Council as the municipal legislative body, the commission may dispose of the property pursuant to IC 36-7-14 sections 22;

WHEREAS, Pursuant to Indiana Code 36-7-14-22.5(e), in disposing the property the commission shall provide to the legislative body of the unit at a public meeting all the information supporting the action the commission proposes to take under this subsection, including any terms and conditions to which the commission would have to agree to carry out the action;

WHEREAS, The Highland Town Council (the "Town Council"), as the legislative body of the Town, now desires to take the necessary steps to approve the disposal of the property and to identify the information supporting the commission's desired action, as required in accordance with Indiana Code 36-7-14-22.5(e),

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF TOWN OF HIGHLAND, INDIANA, AS FOLLOWS:

Section 1. Pursuant to Indiana Code 36-7-14-22.5(e), the Town Council hereby acknowledges the following as information filed with it in public meeting that support the redevelopment commissions action to dispose of the property located at 2605 Condit Avenue, commonly known as the former Bult Oil Property:

(A) Having acquired the property through a tax delinquency, on January 9, 2007 the Board of Commissioners of Lake County did transfer the property located at 2605 Condit Avenue, commonly known as the former Bult Oil Property to the Highland Redevelopment Department;

(B) The Town of Highland, through the Redevelopment Department working with the Fire Department and the United States Environmental Agency, engaged an environmental remediation contractor, Environmental Restoration, LLC and Phytoremediation to removed and remediate petroleum product that was detected and identified on the property;

(C) On March 12, 2009, upon receipt of a letter from the US EPA, the Town of Highland proceeded in the belief that the property was sufficiently remediated to support a new commercial occupant;

(D) After several initial but unsuccessful initial inquiries by possible developers willing to proceed consistent the redevelopment plan for the Downtown Redevelopment Area, the Redevelopment Commission solicited proposals from developers pursuant to the redevelopment law, to be due on November 24, 2020, which ultimately did not render a successful development as desired under the plan;

(E) The redevelopment commission has determined it is desirable to dispose of the property according to restore it to the tax base, so the redevelopment commission has taken steps to dispose of the property at 2605 Condit Avenue, commonly known as the former Bult Oil Property, and in determining the best bids for the sale, the following factors shall be considered as required by IC 36-7-14-22(f):

- (1) The size and character of the improvements that are proposed to be made on the property, if any;
- (2) Whether the property will be improved, rented or sold;
- (3) That the bidder will comply with IC 36-7-14-22(d)(3);
- (4) That the commission will consider such other factors that will assure the redevelopment commission that the sale if made, will further the execution of the redevelopment plan and best serve the interest of the community from the standpoint of both human and economic welfare;

(F) That in considering the foregoing, the redevelopment commission considers that making the property subject to property tax assessment is desirable and can be consistent with the forgoing factors such that no special terms or limitations on the property except those that the current zoning and subdivision control codes may require;

Section 2. That the disposal of the property located at 2605 Condit Avenue, Highland, commonly known as the former Bult Oil Property, which is a property acquired by the Redevelopment Department from the county under IC 6-1.1-25-9(e) that was acquired by the county under IC 6-1.1-24 and IC 6-1.1-25 is approved;

Section 3. That any actions that may have occurred prior to approval, evidenced in the resolution that ordinarily would take place following approval, is hereby approved and ratified, pursuant to IC 36-1-4-16, subject to the action of the Redevelopment Commission, approving the information identified and set forth in Section 1 of this resolution.

DULY RESOLVED and ADOPTED this 9th Day of August 2021 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1;IC 36-5-6-5)

Approving action and Jurat of the Redevelopment Commission

The Highland Redevelopment Commission hereby acknowledges and confirms the following:

Paragraph 1. That the Highland Redevelopment Commission has undertaken actions to dispose of property located at 2605 Condit Avenue, Highland, commonly known as the former Bult Oil Property, which is a property acquired by the Redevelopment Department from the county under IC 6-1.1-25-9(e) that was acquired by the county under IC 6-1.1-24 and IC 6-1.1-25;

Paragraph 2. That redevelopment commission may dispose of such property as described subject to the prior approval of the town council according to IC 36-7-14-22 and it shall provide to the legislative body of the unit at a public meeting all the information supporting the action the commission proposes to take under this subsection, including any terms and conditions to which the commission would have to agree to carry out the action, all pursuant to IC 36-7-14-22.5 (e)

Paragraph 3. That the redevelopment commission now adopts and affirms the information set forth in Section 1 of this resolution as its information supporting its action and provided to the town council at the public meeting of Monday, August 9th, 2021.

Duly approved, authorized and ratified this ____ Day of August, 2021 by the Highland Redevelopment Commission having been passed by a vote of _____ in favor and _____ opposed.

**REDEVELOPMENT COMMISSION
HIGHLAND, INDIANA**

Cyril Huerter, President

Attest:

Robyn Radford, Secretary

**THE TOWN of HIGHLAND
WORKS BOARD ORDER No. 2021-24**

AN ORDER AUTHORIZING, AND APPROVING THE PAYMENT OF ELECTIVE HONORARIA TO THE MUNICIPAL DEPARTMENTS AND SELECT EVENT PARTICIPANTS IN RECOGNITION OF AND IN GOODWILL FOR THEIR ASSISTANCE AND SUPPORT OF THE EVENTS UNDER THE AEGIS OF THE COMMUNITY EVENTS COMMISSION AND AUTHORIZING THE PAYMENT OF ELECTIVE HONORARIA FOR THEIR PARTICIPATION IN THE ANNUAL HIGHLAND INDEPENDENCE DAY FESTIVAL.

Whereas, The Town Council for the Town of Highland is the Legislative and Fiscal Body of the Municipality as well as the works board pursuant to IC 36-1-2 et seq.,

Whereas, The Highland Community Events Commission and the Town Council of Highland did rely on the support and special services of the Highland Parks and Recreation Department, the Public Works Department (Agency) and many volunteers from community groups in carrying out its programming for the year;

Whereas, The Town Council has been reliably advised that it has been customary and is highly desirable for the payment of an honorarium or stipend to some of the participating municipal departments and community groups in recognition of their laudable support and contribution to the special event programming during the recent festival;

Whereas, The Town Council has been further reliably advised that many employees of the Highland Parks and Recreation Department and the Public Works Department (Agency) and many volunteers from community groups did expend time, labor and creative process to support the Town of Highland's community programming during the Independence Day Festival;

Whereas, Under its authority of IC 36-1-3, the Town Council passed and adopted Section §2.35.030 of the Highland Municipal Code which provides in pertinent part that the Town Council is authorized to budget and appropriate funds from the general fund of the town to pay the expenses incurred in promoting the best interests of the town and that such expenses may include, but not necessarily be limited to those incurred in developing relations with other units of government or any other expenses of civic or governmental nature deemed by the Town Council to be in the interests of the Town; and,

Whereas, The Town Council has reviewed the matter, and now desires to make findings and determinations related to the support and authorization of the awarding of honoraria to certain groups,

Now Therefore Be it hereby Ordered by the Town Council of the Town of Highland, Lake County, Indiana:

Section 1. That the following named municipal department be paid an elective honorarium in the amount specified, in appreciation and recognition of their contribution and support for the year's Independence Day Festival, as follows:

(A) Parks and Recreation Department \$ 500.00

Section 2. That the following named groups or bands, which participated in the most recent **Independence Day**, as identified be paid an elective honorarium in the amount specified, in appreciation and recognition of this participation as follows:

(A) Highland Athletic Booster Club \$1,500.00
(B) Highland Wrestling Club \$ 600.00
(C) Highland Volunteers Firefighters Association \$ 500.00
(D) Highland FOP Lodge 122 \$ 500.00

Section 3. That the Town Council hereby finds and determines that the forgoing activities and items of expense are lawful and proper expenses incurred in promoting the best interests of the Town as set forth in Section §2.23.030 of the Highland Municipal Code which reads as follows:

§ 2.35.030 AUTHORITY OF TOWN COUNCIL TO REIMBURSE TOWN OFFICIALS FOR CERTAIN EXPENSES.

The Town Council is hereby authorized to budget and appropriate funds from the general fund of the town to pay the expenses of, and to reimburse, town officials for expenses incurred in promoting the best interests of the town. Such expenses may include, but not necessarily be limited to meals, decorations, memorabilia, awards, expenses incurred in interviewing job applicants, expenses incurred in promoting industrial, commercial, and residential development, expenses incurred in developing relations with other units of government, and any other expenses of civic or governmental nature deemed by the Town Council to be in the interests of the town.

Section 4. That the Town Council further finds and determines that the activities and expenses as described herein, if not paid from the Corporation General Fund, are uses and expenditures consistent with the purposes of the Special Events Non Reverting Fund, when proper appropriations are accordingly approved;

Section 5. That the Clerk-Treasurer is hereby authorized and instructed to prepare sufficient accounts payable vouchers against the

appropriate fund and accounts for the benefit of each of the several identified groups, depicting the expense as an Honorarium, in the amount herein fixed, to be paid to the proper donation fund for the Parks and Recreation Department, for its benefit, to pay all other groups as indicated and to take such other measures to carry-out the purposes and objects of this order;

Section 6. That the Clerk-Treasurer is hereby authorized and instructed to prepare sufficient accounts payable vouchers against the appropriate fund or funds and accounts for the benefit of each of the several named parties herein identified, depicting the expense as an Honorarium or Stipend, in the amount herein fixed, to be paid according to law;

Section 7. That any actions taken by public officers in advance and in anticipation of the passage and adoption of this order, are hereby ratified, all pursuant to IC 36-1-4-16.

Be it so ordered.

DULY, PASSED and ORDERED by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 9th day of August 2021, having passed by a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Roger Sheeman, President (IC 36-5-2-10)

Attest:

Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO
Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

ALLOWANCE OF ACCOUNTS PAYABLE VOUCHERS

TOWN OF HIGHLAND, INDIANA

I hereby certify that each of the above listed vouchers and the invoices, or bills attached thereto, are true and correct and I have audited same in accordance with IC-5-11-10-1.6

DATED THIS _____ DAY OF _____, _____ FISCAL OFFICER

ALLOWANCE OF VOUCHERS

We have examined the Accounts Payable Vouchers listed on the foregoing Register of Accounts Payable Vouchers consisting of _____ 6 _____ pages and except for accounts payables not allowed as shown on the Register such accounts payables are hereby allowed in the total amount of \$ _____ 1,190,017.62 _____.

Dated this _____ day of _____, _____

TOWN COUNCIL

MARK A. HERAK

ROGER SHEEMAN

BERNIE ZEMEN

MARK SCHOCKE

TOM BLACK

GL Number	Invoice Line Desc	Ref #	Vendor	Invoice Description	Amount	Check #
Fund 001 GENERAL						
Dept 0000	GEN FUND TRANSFERS GROSS	93310	PAYROLL ACCOUNT	7/30PRL D/S TRANSFER GENERAL	205,243.42	46046
			Total For Dept 0000		205,243.42	
Dept 0001 TOWN COUNCIL						
001-0001-31001	LEGAL FEES FOR JULY 2021	93346	ABRAHAMSON, REED & BILSE	TOWN COUNCIL LEGAL FEES FOR JULY	4,897.92	
001-0001-31001	ATTORNEY HOURS-JULY 2021	93347	ABRAHAMSON, REED & BILSE	SOLICITOR LEGAL FEES FOR JULY 2021	1,145.00	
001-0001-38004	NEW PAGES	93287	CODE PUBLISHING COMPANY INC	HIGHLAND MUNICIPAL CODE WEB UPDAT	237.50	
001-0001-38004	NEW PAGES	93289	CODE PUBLISHING COMPANY INC	HIGHLAND MUNICIPAL CODE WEB UPDAT	387.50	
001-0001-39004	INSERTING GAZEBO INTO BILLS	93239	LITHOGRAPHIC COMMUNICATIONS	JULY 2021GAZEBO EXPRESS INSERT-86	1,206.18	
			Total For Dept 0001 TOWN COUNCIL		7,874.10	
Dept 0003 VIPS						
001-0003-22004	PARTS FOR V5	93400	GRIMLER AUTOMOTIVE, INC	LABOR AND PARTS FOR V5 REPAIRS	151.83	
001-0003-36001	LABOR TO REPAIR V5	93400	GRIMLER AUTOMOTIVE, INC	LABOR AND PARTS FOR V5 REPAIRS	200.00	
			Total For Dept 0003 VIPS		351.83	
Dept 0004 CLERK-TREASURER						
001-0004-31004	2021 ANNUAL CONF SOUTH BEND D	93336	APT US&C	2021 ANNUAL CONFERENCE & APT CPFI	798.00	46052
001-0004-32002	LODGING 7/18/21-7/20/21	93253	CHAD KINLEY (R)	APT US CONFERENCE SCHOOL JULY 18-	551.12	
001-0004-32002	LODGING 7/18/21-7/20/21	93252	MICHAEL W GRIFFIN (R)	APT US CONFERENCE SCHOOL JULY 18-	508.36	
001-0004-34001	NOTARY SEC BOND	93235	LIBERTY MUTUAL	NOTARY SEC BOND	50.00	
001-0004-34023	HEALTH INS	93360	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM CT	5,738.51	
001-0004-34043	LIFE INS	93360	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM CT	33.56	
			Total For Dept 0004 CLERK-TREASURER		7,679.55	
Dept 0006 BUILDING & INSPECTION						
001-0006-20001	INV 072221 (4) NAME PLATES	93342	ALLIN PLASTIC ENGRAVING	INV 072221 (4) NAME PLATES	47.40	
001-0006-21001	62.7 UNLEADED	93231	TOWN OF HIGHLAND GASOLINE F	UNLEADED FUEL BY USAGE	219.88	
001-0006-33002	WARNING CITATIONS INV 0529675	93341	A E BOYCE CO INC	WARNING CITATIONS INV 0529675-IN	550.69	
001-0006-34023	HEALTH INS	93361	TOWN OF HIGHLAND INS FUND (	AUGUST 2021 HEALTH/LIFE INS PREM	5,234.18	
001-0006-34043	LIFE INS	93361	TOWN OF HIGHLAND INS FUND (	AUGUST 2021 HEALTH/LIFE INS PREM	29.94	
001-0006-39001	INT CODE COUNCIL DUES 08/31/2	93339	INTERNATIONAL CODE COUNCIL	INT CODE COUNCIL DUES 08/31/21 -	145.00	
			Total For Dept 0006 BUILDING & INSPECTION		6,227.09	
Dept 0007 FIRE DEPARTMENT						
001-0007-21001	32.5 UNLEADED	93230	TOWN OF HIGHLAND GASOLINE F	UNLEADED FUEL BY USAGE	113.97	
001-0007-34023	HEALTH INS	93359	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM FIR	2,159.83	
001-0007-34043	LIFE INS	93359	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM FIR	7.12	
001-0007-35001	ELECTRIC - FD TRAINING SITE	93315	NISOURCE INC.	ELECTRIC - FD TRAINING SITE	208.12	46045
001-0007-35001	ELECTRIC - SOUTH STATION	93321	NISOURCE INC.	GAS & ELECTRIC SOUTH STATION	282.09	46045
001-0007-35001	ELECTRIC - CENTRAL FIRE STATI	93322	NISOURCE INC.	ELECTRIC - CENTRAL FIRE STATION	740.27	46045
001-0007-35003	GAS - CENTRAL STATION	93313	NISOURCE INC.	GAS - CENTRAL FIRE STATION	71.50	46045
001-0007-35003	GAS - SOUTH STATION	93321	NISOURCE INC.	GAS & ELECTRIC SOUTH STATION	57.54	46045
001-0007-39007	2021 FIRE HOSE TESTING PER FO	93355	NATIONAL HOSE TESTING SPECI	2021 HOSE TESTING	5,912.90	
			Total For Dept 0007 FIRE DEPARTMENT		9,553.34	
Dept 0009 POLICE DEPARTMENT						
001-0009-11302	BAL DUE ON CLOTHING FOR ACADE	93398	STAR UNIFORM	BAL DUE ON NEW OFFCR CLOTHING FOR	10.00	
001-0009-21001	1000.3 GAL OF GAS	93399	WARREN OIL COMPANY	1000.3 GAL OF GAS DELV ON 7/16	2,742.42	
001-0009-21002	4 NEW 225/60R18 GY RSA TIRES	93389	HELLMANS AUTO SUPPLY CO.	4 NEW TIRES FOR CAR230 AND 4 NEW	1,008.00	
001-0009-21004	MEDICAL SUPPLIES FOR BOOKING	93385	CINTAS CORPORATION NO 2	MEDICAL SUPPLIES FOR BOOKING CABI	97.69	
001-0009-23004	1150A POWER STATION	93392	MENARDS	POWER STATION	129.99	
001-0009-31001	LEGAL MATTERS FOR JULY	93384	ABRAHAMSON, REED & BILSE	LEGAL MATTERS FOR JULY	342.00	

Invoice Line Desc Ref # Vendor Invoice Description Amount Check #

Fund 001 GENERAL

Dept 0009 POLICE DEPARTMENT

001-0009-32003	IDACS NETWORK ACCESS FOR JULY 7/28-8/27	INDIANA OFFICE OF TECHNOLOG	IDACS NETWORK ACCESS FOR JULY	140.47	
001-0009-32004	IDACS INTERNET 7/28-8/27	COMCAST CABLE	IDACS INTERNET 7/28-8/27	126.85	
001-0009-34023	HEALTH INS	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM PD	106,771.08	
001-0009-34042	SURVIVORS ADJ	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM PD	2,086.96	
001-0009-34043	LIFE RETIREE	TOWN OF HIGHLAND INS FUND (	AUG 2021 HEALTH/LIFE INS PREM PD	21.95	
001-0009-35001	LPR CAMERA 2000 RIDGE READ ON 7/	NISOURCE INC.	LPR CAMERA 2000 RIDGE RD READ ON7	63.74	
001-0009-35001	LPR CAMERA 8200 INDPLS READ O 7/	NISOURCE INC.	LPR CAMERA 8200 INDPLS READ ON 7/	51.77	
001-0009-35001	LPR CAMERA 10221 INDY READ ON 7	NISOURCE INC.	LPR CAMERA 10221 INDPLS READ ON 7	40.09	
001-0009-35001	ELEC SERV 3315 RIDGE RD READ	NISOURCE INC.	ELEC SERV FOR 3315 RIDGE RD READ	5,759.50	
001-0009-35001	LPR CAMERA 3949HWY ARED ON 7/	NISOURCE INC.	LPR CAMERA AT 3949 HIGHW AVE READ	36.39	
001-0009-36004	GEN OFC CLEANING FOR JULY	GAYLE THARP	GEN OFFCE CLEANING FOR JULY	2,666.66	
001-0009-38006	MAT CHANGE AT PD ON 7/27	CINTAS CORPORATION #319	MAT CHANGE AT PD ON 7/27	37.10	
001-0009-39005	TNR SERVICE TO FELINE CS 21-5	HUMANE INDIANA	TNR SERVICE TO FELINE CS 21-5512	40.00	

Total For Dept 0009 POLICE DEPARTMENT

122,172.66

Dept 0011 SERVICES & WORKS

001-0011-32008	ACCT. SERVICE FEES	FIRST FINANCIAL BANK CORP S	JULY 2021 ACCT ANALYSIS CHARGE	1,759.44	999432
001-0011-35001	558-300-0064, SE CONOR 6&41	NISOURCE INC.	MISC (HIGHWAY OF FLAGS)	94.96	999427
001-0011-35001	130-850-000-1, 3333 RIDGE RD A	NISOURCE INC.	MISC TH,VIP 198-801-002-1,000-901	1,756.14	999428
001-0011-35001	7502010024, 8001 KENNEDY-ELECT	NISOURCE INC.	MISC (TH,GARAGE) -CT	297.76	999430
001-0011-35002	0514000055, 2705HIGHWAY AVE	NISOURCE INC.	STREET/TRAFFIC LIGHTS- JULY 2021	13,976.44	999429
001-0011-35003	198-801-002-1 9201 LIABLE	NISOURCE INC.	MISC TH,VIP 198-801-002-1,000-901	226.41	999428
001-0011-35003	7502010024, 8001 KENNEDY-GAS	NISOURCE INC.	MISC (TH,GARAGE) -CT	22.92	999430

Total For Dept 0011 SERVICES & WORKS

18,134.07

Dept 0012 TOWN HALL

001-0012-21004	24480 TOILET TISSUE	AJAX SANITARY SUPPLY CO, IN	INSTITUTIONAL SUPPLIES FOR TOWN H	132.43	
001-0012-21004	BOTTLE WATER 7/21	HINCKLEY SPRINGS	BOTTLE WATER 7/21	64.85	
001-0012-35002	307-486-009-2, 8201 INDY BULD	NISOURCE INC.	MISC (HIGHWAY OF FLAGS)	46.37	999427
001-0012-36003	TOWN HALL MATS 7/20/21	CINTAS CORPORATION #319	TOWN HALL MATS ACT 16459440 7/2	57.91	
001-0012-36004	JULY CLEANING	GLOBAL MAINTENANCE & CO.	GENERAL CLEANING JULY 2021 TOWNHA	1,470.00	
001-0012-36004	PORT REST FOR BEER GARDEN	SERVICE SANITATION, INC	BEER GARDEN PORT REST	872.00	

Total For Dept 0012 TOWN HALL

2,643.56

Total For Fund 001 GENERAL

379,879.62

Fund 002 MVH

Dept 0000

002-0000-45200	MVH TRANSFERS GROSS		7/30PRL D/S TRANSFER MVH	6,255.92	46047
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Total For Dept 0000

6,255.92

Dept 0016 MVH ADMIN

002-0016-11305

002-0016-11305	CDL DRUG SCREEN	INDIANA TESTING INC	CDL DRUG SCREEN	266.00	
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Total For Dept 0016 MVH ADMIN

266.00

Dept 0017 MVH RECONSTRUCTION/MAINTENANCE

002-0017-21001	HYDRAULIC OIL	TOWN OF HIGHLAND GASOLINE F	HYDRAULIC AND MOTOR OIL BY USAGE	495.70	
002-0017-21001	79.2 UNLEADED	TOWN OF HIGHLAND GASOLINE F	UNLEADED FUEL BY USAGE	277.74	
002-0017-22004	DRIVE HALF SHAFT	BEC ENTERPRISES, LLC	DRIVE HALF SHAFT/FOLLOW HALF SHAF	2,644.56	
002-0017-22004	2616580 110 OZ 4-CYCLE	MENARDS	110 OZ 4-CYCLE - STREET DEPT	33.94	
002-0017-22004	1894216 MULTI PURPOSE REPAIR	MENARDS CORP - SCHERERVILLE	MULTI PURPOSE REPAIR - STREET DEP	19.97	
002-0017-22004	PF-7653X DISC PAD	NAPA AUTO PARTS	DISC PAD FOR UNIT #4 - STREET DE	26.99	
002-0017-22004	SE5280A REMAN/BRAKE CALIPER	NAPA AUTO PARTS	REMAN/BRAKE CALIPER FOR UNIT #4 -	88.24	

GL Number	Invoice Line Desc	Ref #	Vendor	Invoice Description	Amount	Check #
Fund 002 MVH						
Dept 0017 MVH RECONSTRUCTION/MAINTENANCE						
002-0017-22004	5479-115129 BRAKE PARTS TRUCK	93382	NAPA AUTO PARTS	BRAKE PARTS FOR 2008 SILVERADO 25	251.49	
002-0017-22005	SOD ROLL 10 SF	93369	ALLEN LANDSCAPE IN HIGHLAND, L	SOD ROLL - STREET DEPT	18.00	
002-0017-22005	BLACK DIRT/SEED	93375	KROOSWYK MATERIALS, INC	RESTORATION - BLACK DIRT/SEED - S	117.95	
002-0017-23001	184297A1 BACKHOE	93376	MCCANN INDUSTRIES, INC	BACKHOE #24 - STREET DEPT	187.28	
002-0017-23001	208608 6.19 TONS SURFACE	93379	MILESTONE CONTRACTORS NORTH	9.5MM SURFACE RESTORATION - STREE	346.64	
002-0017-23003	NO TRUCK SIGNS 30'X30'	93418	TRAFFIC MANAGEMENT COMPANY,	NO TRUCK SIGNS - STREET DEPT	270.00	
002-0017-23006	KEY-455-9 MAIN BROOM STRIPS	93371	BEC ENTERPRISES, LLC	MAIN BROOM STRIPS - STREET DEPT	743.08	
002-0017-23006	4LVJ5 RAIL END CUP 1-5/8'	93372	HELLMANS AUTO SUPPLY CO.	RAIL END CUP/TOP RAIL SLEEVE/CHAI	34.85	
002-0017-36001	225/70R195 DAYTON TIRES	93373	J & L FASTENERS, INC.	TIRES FOR UNIT # 7 - STREET DEPT	923.96	
002-0017-36001	LN181213 1/2-13 NYLON INSERT	93374	TRAFFIC MANAGEMENT COMPANY,	NYLON INSERT LOCKNUT FOR UNIT # 2	15.89	
002-0017-37002	DRUM RENTAL	93383	TRAFFIC MANAGEMENT COMPANY,	BARRICADE RENTAL FOR 4TH OF JULY	611.39	
002-0017-39005	2021 LANDSCAPE SERVICES DOWNT	93416	DEAN'S LAWN & LANDSCAPING I	2021 DOWNTOWN HIGHLAND LANDSCAPE	4,020.00	
			Total For Dept 0017 MVH RECONSTRUCTION/MAINTENANCE		11,127.67	
			Total For Fund 002 MVH		17,649.59	
Fund 004 LR&S						
Dept 0000						
004-0000-31002	3500 BLOCK OF JEWETT (PE)	93366	NIES ENGINEERING, INC.	PROFESSIONAL DESIGN ENGINEERING F	5,541.50	
004-0000-31002	DEREK SNYDER	93415	NIES ENGINEERING, INC.	GENERAL CONSULTING THRU 7/29/21	691.32	
004-0000-45200	LR&S TRANSFERS GROSS	93312	PAYROLL ACCOUNT	7/30PRL D/S TRANSFER LR&S	13,714.16	46048
			Total For Dept 0000		19,946.98	
			Total For Fund 004 LR&S		19,946.98	
Fund 018 LAW ENFORCE CON'T ED						
Dept 0000						
018-0000-31004	BREATH RECERT FOR OFFICER	93402	INDIANA STATE BUDGET AGENCY	BREATH RECERT FOR OFFICER	40.00	
018-0000-31004	ONLINE TRAINING CLASS	93403	LAW ENFORCEMENT RISK MGMT G	ONLINE TRAINING CLASS 7/27-TIKTOK	150.00	
018-0000-33002	ADD APP CORP GENERAL FUND	93330	THE TIMES	ADD APP CORP GENERAL FUND	23.39	
018-0000-42014	APCA MEMBERSHIP K9 DUES- NEW	93401	AMERICAN POLICE CANINE ASS.	APCA MEMBERSHIP DUES-NEW-K9	50.00	
			Total For Dept 0000		263.39	
			Total For Fund 018 LAW ENFORCE CON'T ED		263.39	
Fund 023 CORPORATION BOND - NON-EXEMPT DEBT						
Dept 0000						
023-0000-38000	CAPITAL LEASE FOR POLICE STAT	93324	HUNTINGTON NATIONAL BANK	HIGHLAND PUBLIC BUILDING CORP - A	404,000.00	999431
			Total For Dept 0000		404,000.00	
			Total For Fund 023 CORPORATION BOND - NON-EXEMPT DEB		404,000.00	
Fund 027 INSURANCE PREMIUM						
Dept 0000						
027-0000-34002	INSURANCE PREMIUM HEALTH FEB	93333	AIM MEDICAL TRUST	AUG 2021 MEDICAL AND LIFE INSURAN	222,689.05	46049
027-0000-34002	INSURANCE PREMIUM HEALTH/DENT	93332	METLIFE GROUP BENEFITS	AUGUST 2021 DENTAL PREMIUMS	8,586.10	46050
			Total For Dept 0000		231,275.15	
			Total For Fund 027 INSURANCE PREMIUM		231,275.15	
Fund 028 GASOLINE FUND						
Dept 0000						
028-0000-21001	2000 GAL. UNLEADED	93233	WARREN OIL COMPANY	UNLEADED FUEL	5,340.60	
028-0000-21001	HYDRAULIC OIL	93234	WARREN OIL COMPANY	HYDRAULIC AND MOTOR OIL	2,671.05	

GL Number Invoice Line Desc Ref # Vendor Invoice Description Amount Check #

Fund 028 GASOLINE FUND
 Dept 0000

Total For Dept 0000 8,011.65
 Total For Fund 028 GASOLINE FUND 8,011.65

GL Number	Invoice Line Desc	Ref #	Vendor	Invoice Description	Amount	Check #
Fund 030 ICT FUND						
Dept 0000						
030-0000-31006	MONTHLY IT PER WBO 2020-47	93345	CBL CONSULTING, INC	MONTHLY IT SUPPORT PER WBO 2020-	4,150.00	
030-0000-32001	JULY 2021 POSTAGE METER SERVI	93350	PITNEY BOWES INC.	JULY 2021 POSTAGE METER SERVICE	129.29	
030-0000-32001	AUG 2021 POSTAGE METER SERVI	93351	PITNEY BOWES INC.	AUG 2021 POSTAGE METER SERVICE A	129.29	
030-0000-32003	FIRE DEPT	93257	AT&T MOBILITY	FIRE DEPT 666-4120 ACT 2872990949	43.07	46028
030-0000-32003	INTERNET SVC PS BLDG 8771400	93258	COMCAST CABLE	INTERNET FOR PUBLIC SAFETY BLDG	238.40	46029
030-0000-32003	PARK INTERNET ACCT 8771400250	93259	COMCAST CABLE	PARK INTERNET ACCT 87714002502083	246.53	46030
030-0000-32003	PUMP STATION 877140025029637	93260	COMCAST CABLE	PUMP STATION 8771400250296375 07	231.27	46031
030-0000-32003	3001 RIDGE MAIN SQUARE 877140	93292	COMCAST CABLE	3001 RIDGE MAIN SQUARE 8771400250	134.69	46032
030-0000-32003	ACCT #510375025	93284	SPRINT	BI/FD MO WIRELESS SVC 510375025 -	60.42	46041
030-0000-32003	MO INTERNET SVC 8771400250188	93363	COMCAST CABLE	TOWN HALL ACCT 8771400250188267	234.84	46053
030-0000-32003	MONTHLY CELL PHONE 642004646-	93364	VERTIZON WIRELESS	PD CELL PHONE USE PD- 642004646-0	1,397.59	46054
030-0000-32003	SIP TRUNKING CHARGES 0.018(26	93344	CBL CONSULTING, INC	SIP TRUNKING CHARGES 7/1-8/1	481.46	
030-0000-33811	BRIVO CLOUD HOSTED MONTHLY SI	93237	PHIL & SON, INC	BRIVO CLOUD HOSTED MONTHLY SITE/A	100.95	
030-0000-39007	EMAIL ARCHIVING SERVICES 7/1/	93343	CBL CONSULTING, INC	EMAIL ARCHIVING SERVICES 7/1/21-7/	682.86	

Total For Dept 0000 8,260.66

Total For Fund 030 ICT FUND 8,260.66

Fund 036 SPECIAL EVENTS
 Dept 0000

GL Number	Invoice Line Desc	Ref #	Vendor	Invoice Description	Amount	Check #
036-0000-20003	WALKIE TALKIES	93262	ELIZABETH BRESLIN (R)	WALKIE TALKIES	79.98	46034
036-0000-20003	BEEGREEN PARTY BAGS	93263	ELIZABETH BRESLIN (R)	BEEGREEN PARTY BAGS	125.91	46035
036-0000-33012	COUNCIL FEST SHIRTS	93261	CRIPPLE CREEK DESIGNS INC	FEST SHIRTS	435.10	46033
036-0000-33012	CCE DIGITAL ADVERTISE	93264	THE TIMES	CCE DIGITAL ADVERTISE	250.03	46043
036-0000-37002	ICE FOR FESTIVAL	93285	THE HOME CITY ICE COMPANY	ICE FOR FESTIVAL	181.00	46042
036-0000-38006	PORT REST	93265	SERVICE SANITATION, INC	4TH OF JULY 2021 PORT REST	1,097.00	46038
036-0000-38006	PORT REST	93266	SERVICE SANITATION, INC	4TH OF JULY 2021 PORT REST	1,188.00	46039
036-0000-38006	PORT REST	93267	SERVICE SANITATION, INC	4TH OF JULY 2021 PORT REST	3,725.00	46040
036-0000-38607	JULY 4TH FIRE WORKS	93302	MAD BOMBER FIREWORKS	JULY 4TH FIRE WORKS 7/4/2021	25,000.00	46037
036-0000-38608	VARIOUS SUPPLIES FOR PARADE	93286	INDIANA GROCERY GROUP, LLC	VARIOUS SUPPLIES FOR PARADE	105.81	46036

Total For Dept 0000 32,187.83

Total For Fund 036 SPECIAL EVENTS 32,187.83

Fund 050 POLICE PENSION
 Dept 0000

GL Number	Invoice Line Desc	Ref #	Vendor	Invoice Description	Amount	Check #
050-0000-45200	POLICE PENSION TRANSFERS GROS	93319	PAYROLL ACCOUNT	7/30PRL D/S TRANSFER POLICE PENSI	68,529.44	34140

Total For Dept 0000 68,529.44

Total For Fund 050 POLICE PENSION 68,529.44

Fund 054 CCI FUND
 Dept 0000

GL Number	Invoice Line Desc	Ref #	Vendor	Invoice Description	Amount	Check #
054-0000-31002	2021 CCMG (PE)	93367	NIES ENGINEERING, INC.	CCMG 2021 (PE)	9,503.86	

Total For Dept 0000 9,503.86

Total For Fund 054 CCI FUND 9,503.86

GL Number Invoice Line Desc Ref # Vendor Invoice Description Amount Check #

Fund 055 MCCD							
Dept 0000							
055-0000-23009	OUTER VEST CARRIER NEW OFFCR	93404	THE EAGLE UNIFORM CO	NEW OFFCR OUTER VEST CARRIER	279.50		
055-0000-23009	KEVLAR PLATES FOR SWAT VESTS	93405	VELOCITY SYSTEMS	KEVLAR PLATES FOR SWAT VESTS	900.00		
055-0000-39004	D/S ANNUAL SERVICE MISC RECEI	93238	BELLEFEUIL, SZUR & ASSOC/DB	D/S ANNUAL SERVICE MISC RECEIVALB	720.00		
			Total For Dept 0000		1,899.50		
			Total For Fund 055 MCCD		1,899.50		
Fund 059 SHARED ETHICS							
Dept 0000							
059-0000-33003	SEAC GO DADDY PLATFORM/EMAIL	93331	DANIEL M KLEIN	SEAC GO DADDY PLATFORM/EMAIL	71.88	46044	
			Total For Dept 0000		71.88		
			Total For Fund 059 SHARED ETHICS		71.88		
Fund 085 TRAFFIC VIOLATIONS							
Dept 0001 TOWN COUNCIL							
085-0001-00400	CASH BOND FEES	93303	LAKE COUNTY CLERK	CASH BOND FEES	8,000.00	46044	
			Total For Dept 0001 TOWN COUNCIL		8,000.00		
			Total For Fund 085 TRAFFIC VIOLATIONS		8,000.00		
Fund 091 GAMING REVENUE							
Dept 0000							
091-0000-31002	2020 COMMUNITY CROSSING CONST	93368	NIES ENGINEERING, INC.	PROFESSIONAL ENGINEERING SERVICES	465.71		
			Total For Dept 0000		465.71		
			Total For Fund 091 GAMING REVENUE		465.71		
Fund 249 PUBLIC SAFETY INCOME TAX FUND							
Dept 0000							
249-0000-29000	COVID/DISINFECTANT SPRAY/HAND	93340	PULSE TECHNOLOGY OF INDIANA	COVID/ DISINFECTING SPRAY/HAND SA	72.36		
			Total For Dept 0000		72.36		
			Total For Fund 249 PUBLIC SAFETY INCOME TAX FUND		72.36		

GL Number Invoice Line Desc Ref # Vendor Invoice Description Amount Check #

Fund Totals:

Fund 001	GENERAL				379,879.62	
Fund 002	MVH				17,649.59	
Fund 004	LR&S				19,946.98	
Fund 018	LAW ENFORCE CON'T ED				263.39	
Fund 023	CORPORATION BOND - NON-E				404,000.00	
Fund 027	INSURANCE PREMIUM				231,275.15	
Fund 028	GASOLINE FUND				8,011.65	
Fund 030	ICT FUND				8,260.66	
Fund 036	SPECIAL EVENTS				32,187.83	
Fund 050	POLICE PENSION				68,529.44	
Fund 054	CCI FUND				9,503.86	
Fund 055	MCCD				1,899.50	
Fund 059	SHARED ETHICS				71.88	
Fund 085	TRAFFIC VIOLATIONS				8,000.00	
Fund 091	GAMING REVENUE				465.71	
Fund 249	PUBLIC SAFETY INCOME TAX				72.36	

1,190,017.62

Payroll Docket

\$	215,876.87	\$	215,876.87	Delta	\$	-
Council, Boards and Commissions		\$	-			
Office of Clerk-Treasurer		\$	16,913.17			
Regular Staff	\$ 16,913.17					
Field Service Rep	\$ -					
Building & Inspection		\$	8,043.49			
Metropolitan Police		\$	115,496.02			
Crossing	\$ -					
Full-Time Police	\$ 95,382.53					
Full-Time Non-sworn	\$ 20,113.49					
Public Works Department		\$	71,561.05			
Fire Department		\$	3,863.14			
Component One	\$ 3,863.14					
Component Two	\$ -					
Police 1925 Pensions		\$	-			

Payday: 2-Jul-2021

Payroll Docket

\$	276,898.81	\$	276,898.81	Delta	\$	-
Council, Boards and Commissions		\$	-			
Office of Clerk-Treasurer		\$	27,149.33			
Regular Staff	\$ 27,149.33					
Field Service Rep	\$ -					
Building & Inspection		\$	7,019.88			
Metropolitan Police		\$	166,278.76			
Crossing	\$ -					
Full-Time Police	\$ 144,630.35					
Full-Time Non-sworn	\$ 21,648.41					
Public Works Department		\$	72,646.14			
Fire Department		\$	3,804.70			
Component One	\$ 3,804.70					
Component Two	\$ -					
Police 1925 Pensions		\$	-			

Payday: 16-Jul-2021

Payroll Docket

\$ 330,411.00	\$ 330,411.00	Delta	\$ -
Council, Boards and Commissions	\$ 8,455.27		
Office of Clerk-Treasurer	\$ 15,107.15		
Regular Staff	\$ 15,107.15		
Field Service Rep	\$ -		
Building & Inspection	\$ 7,909.38		
Metropolitan Police	\$ 124,372.21		
Crossing	\$ -		
Full-Time Police	\$ 99,833.86		
Full-Time Non-sworn	\$ 24,538.35		
Public Works Department	\$ 75,469.88		
Fire Department	\$ 30,675.32		
Component One	\$ 3,717.04		
Component Two	\$ 26,958.28		
Police 1925 Pensions	\$ 68,421.79		

Payday: 30-Jul-2021