

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA**ORDINANCE NO.: 1489**

AN ORDINANCE OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, APPROVING AND ESTABLISHING AN IDENTITY THEFT PREVENTION PROGRAM RELATING TO THE DETECTION, PREVENTION AND MITIGATION OF IDENTITY THEFT IN CONNECTION WITH CUSTOMER ACCOUNTS OF THE SANITARY SEWER AND WATER UTILITIES OF THE TOWN, AND ALL OTHER CUSTOMER ACCOUNTS BILLED AND/OR COLLECTED BY THE TOWN, OR ANY OF ITS DEPARTMENTS, REPEALING ALL TOWN CODE SECTIONS AND ORDINANCES, OR PARTS THEREOF, IN CONFLICT HEREWITH, AND ALL MATTERS RELATED HERETO.

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has established, acquired, and financed its Sanitary Sewer and Water Utilities (collectively, the "Utilities") for the purpose of providing sewage disposal and wastewater services, respectively, as well as a water supply, for the residents of the Town; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, provides other services for residents and others, by its various and several Departments, including, but not limited to, Ambulance Emergency services, Police Department services, and the like (collectively, the "Town Services"); and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has been informed and advised that Sections 114 and 315 of the Fair and Accurate Credit Transactions Act of 2003 (Public Law 108-159) and Part 681 of Title 16 of the Code of Federal Regulations (collectively, the "Act"), require the Town to establish an Identity Theft Prevention Program (the "Program") relating to the detection, prevention and mitigation of identity theft in connection with customer accounts of the Utilities and the Town Services; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has reviewed the recommendation that an Identity Theft Prevention Program for the Utilities and the Town Services be established and implemented as set forth and attached hereto as Exhibit A, which is incorporated herein by reference (the "Program"), in order to establish an Identity Theft Prevention Program to satisfy the requirements of the Act; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has reviewed the information regarding the Act, the Program recommended and all other information related hereto and has determined that it is appropriate and in the best interests of the residents of the Town and customers of the Town's Utilities and Town Services to establish the Program attached hereto as Exhibit A to comply with the Federal Act.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: That the Program, attached hereto as Exhibit A and incorporated herein by reference, is hereby approved. The Program, as more particularly described therein, establishes an Identity Theft Prevention Program relating to the detection, prevention and mitigation of identity theft in connection with customer accounts of the Utilities and Town Services.

SECTION TWO: That the Town Manager and Clerk-Treasurer of the Town are hereby instructed to take any and all such actions necessary to implement the Program.


SECTION THREE: That all existing Ordinances and Town Code Sections, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

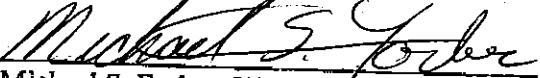
SECTION FOUR: If any section, clause, provision, or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision, or portion of this Ordinance.

SECTION FIVE: That this Ordinance shall take effect, and be in full force and effect, from and after its passage by the Town Council of the Town of St. John.

ALL OF WHICH IS RESOLVED THIS 23rd DAY OF APRIL, 2009, BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA.

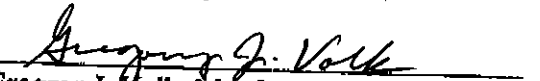
TOWN OF ST. JOHN, LAKE COUNTY,
INDIANA, TOWN COUNCIL


Mark Barenic, President

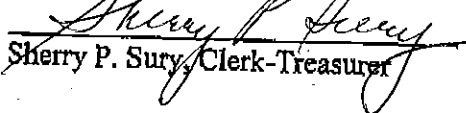

Michael S. Forbes, Vice-President

15/
Jerri Anne Teibel, Member


Michael S. Fryzel, Member


Gregory J. Volk, Member

ATTEST


Sherry P. Sury, Clerk-Treasurer