

**TOWN OF GRIFFITH, LAKE COUNTY, INDIANA
ORDINANCE NO. 2023-19**

**AN ORDINANCE AMENDING TOW OF GRIFFITH ORDINANCE 2022-33, THE
ORDINANCE ESTABLISHING THE RENTAL POLICY, FEE SCHEDULE,
PENALTIES AND REGULATIONS FOR USAGE OF AND ACCESS TO TOWN-
OWNED 11' X 17' LED VIDEO WALL UNIT AND ALL MATTERS RELATED
HERETO.**

WHEREAS, the Town of Griffith, Lake County, Indiana, owns equipment and property that from time to time may be rented or leased to outside parties; and

WHEREAS, the Town of Griffith, Lake County, Indiana, owns and operates a 11' x 17' LED video wall unit; and

WHEREAS, the Town Council of the Town of Griffith, Lake County, Indiana, being duly informed and advised has determined that it is appropriate and advisable to establish a rental policy and fee schedule for rental of the Town owned 11' x 17' LED video wall unit.

WHEREAS, the Town Council of the Town of Griffith has determined that the needs exists for the amending Ordinance No. 2022-33 to allow for the Town to discount or waive fees for the use of the 11' x 17' LED video wall unit.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GRIFFITH, LAKE COUNTY, INDIANA, that Ordinance No. 2022-33 entitled an Ordinance Establishing Rental Policy, Fee Schedule, Penalties, and Regulations for Usage of and Access to Town-Owned 11' x' 17' LED Video Wall Unit and All Other Mattes Related Herero, is hereby amended AS FOLLOWS:

SECTION ONE: The following Fee Schedule and Regulations for the Town owned 11' x 17' LED video wall unit are as follows:

- a. There will be a two (2) day minimum rental of the unit. Rental fees in the amount of \$2,500.00 for the first day and \$1,000.00 for each additional day the unit is rented.
- b. An additional fee of \$100 per hour will be charged if the generator on the unit is used to power the unit.
- c. The unit may only be rented by an outside party who has an individual assigned to operating the unit who has been trained by the manufacturer of the unit or equivalent.
- d. The unit must be towed by a Town of Griffith representative, employee or a representative from the renter that has been approved by the Town.

- e. The route chosen for any transport of the unit to the renter's location must be approved by the Town.
- f. The Town has full discretion to deny any rental request based on the proximity of the rental location to the Town and may charge a transport fee of \$500 for any transport over 45 miles regardless of who transports the unit.
- g. Renter will provide all insurance and proof of insurance required by the Town.
- h. The Renter rents the unit at the renter's own risk and will hold the Town harmless for any malfunctions, injury or damage the unit may cause in case of any breakage or accidents while in the possession of the renter.
- i. The renter agrees to compensate the Town if the unit is damaged in any way while in the renter's possession. This compensation will be equal to the fair market value or actual costs to repair the unit *and* any costs incurred by the Town to rent a similar unit for any scheduled Town sponsored event at which the damaged unit was to be utilized.
- j. The Town may waive or discount fees for any qualified non-profit organizations that are based in the Town of Griffith or any local unit of government. In all cases, a qualified and trained individual must operate the unit.

SECTION TWO: Any and all fees collected from rental of the unit will be directly deposited into the Town Events Fund.

SECTION THREE: That all existing Town Code Sections and Ordinances, 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 be effective from and after its passage and adoption by the Town Council of the Town of Griffith, Lake County, Indiana, and publication in conformance with applicable law.

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ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF GRIFFITH, LAKE COUNTY, INDIANA, THIS 20th DAY of June, 2023.

TOWN COUNCIL OF THE TOWN OF GRIFFITH, LAKE COUNTY, INDIANA

Rick Ryfa, President

James Marker

Larry Ballah

Melissa Robbins

Tony Hobson

Attest:

Gina Smith – Clerk Treasurer