

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA  
MINUTES OF THE TOWN COUNCIL



July 5, 2016

Public Meeting Advertised for 7:00 PM  
Conducted at the Cedar Lake Town Hall  
Pledge of Allegiance & Moment of Silence

**Roll Call:**

Present	Robert H. Carnahan Council Member	Ward 1	Present	Greg Parker Council Member	Ward 6
Present	John Foreman Council Member	Ward 2	Present	Richard Sharpe Council Member	Ward 7
Present	Julie Rivera Council Member	Ward 3	Present	Amy J. Gross, IAMC, MMC, CPM Clerk-Treasurer	
Present	Ralph Miller Council Member	Ward 4	Present	Jill Murr, CPM, IAMC, MMC Town Administrator	
Present	Randell Niemeier Council Member	Ward 5	Present	David Austgen Town Attorney	

**PUBLIC COMMENT**

None

**CONSENT AGENDA**

**Minutes:** June 15, 2016 Public Meeting Minutes

**Docket:** July 5, 2016 – All Town Funds \$246,018.93, Wastewater \$157,745.51, Water \$13,798.51, Storm Water \$7,449.48, Payroll 06/30/16 & 07/01/16 \$195,139.48

**Manual Journal Entries:** June 1-30, 2016

**Donations:** VIPS – Cedar Lake Summerfest \$600.00

Greg Parker moved to accept and waive the reading of the Minutes, and to accept the Consent Agenda. Second was made by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeier – Yes. Vote: 7 to 0.

**ORDINANCES**

**1. Ordinance No. 1245 – Salary Amendment**

Council Member Parker read by title only. Town Administrator Murr explained that this is an amendment to adjust the distributions being paid out of the public works department for wastewater utility staff members.

A motion to approve the 1<sup>st</sup> reading of Ordinance No. 1245 was made by Robert Carnahan with second by John Foreman. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeier – Yes. Vote: 7 to 0.

A motion to suspend the rules and allow for a second reading was made by John Foreman with second by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeier – Yes. Vote: 7 to 0.

Council Member Parker read Ordinance No. 1245 by title only.

Motion to adopt Ordinance No. 1245 made by Robert Carnahan with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeier – Yes. Vote: 7 to 0

**NEW BUSINESS**

**1. Acceptance & Acknowledgment – Lake Shore Drive/Cline Avenue Project Parcel 14**

Town Administrator Murr stated this is for the acceptance and acknowledgement of the next parcel for the Lake Shore Drive/Cline Avenue Roundabout Project.

Motion to accept and acknowledge Lake Shore Drive/Cline Avenue Project Parcel 14 made by Ralph Miller with second by John Foreman. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeier – Yes. Vote: 7 to 0.

**2. Fire Territory Analysis – Town of Schererville/Umbaugh & Associates**

President Niemeier discussed the most recent Fire Territory Meeting. Discussions have now led to the point of engaging a financial advisor for a financial analysis for a potential fire territory. The percentage of share of cost for the contract with Umbaugh is broken down by percent of total fire AV. It comes to \$3,000 for the Town of Cedar Lake out of a total of \$25,000. He stated the information that will be gathered will be useful for other projects if this one does not take off. The Town of Schererville is the fiduciary being that they have the largest portion of AV.

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Motion to engage the Town of Schererville \$3,000, as the fiduciary for the Fire Territory Financial Analysis by Umbaugh made by Richard Sharpe with second by Greg Parker. Roll call vote: Carnahan – No, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 6 to 1.

**3. Nies Engineering Proposal – Lakeside Water System**

Neil Simstad with Nies Engineering gave a brief update on the final review of the test well for Lakeside. He recommended postponing the proposal for the Lakeside Water System.

A motion to defer was made by Greg Parker with second by Ralph Miller. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 7 to 0.

**4. Christopher B. Burke Engineering Proposals – South Shore Subdivision & Highgrove Subdivision (Agenda items 4 & 5)**

Council discussed both proposals at the same time. Don Oliphant with Christopher B. Burke Engineering, discussed sections 5 and 10 of the capital improvement plan from 2010. They are two of the most expensive plans. Included are two design proposals for South Shore Subdivision, totaling \$267,800 and for Highgrove Subdivision, totaling \$308,500. Council Member Foreman discussed the street committee previously meeting with Mr. Oliphant and Mrs. Murr to discuss the proposals. Council Member Carnahan commented that with these projects, we're enhancing the water quality going into the lake. Council Member Carnahan made a motion to approve agenda items 4, 5, & 6. Council Member Parker stated he wanted to hear Clerk-Treasurer Gross's recommendation. Council Member Carnahan removed his motion. Clerk-Treasurer Gross stated she contacted the street committee earlier and stated that if they were going to approve the South Shore and Highgrove Subdivision proposals to have Town Attorney Austgen draft a resolution or ordinance, authorizing a temporary loan from the Wastewater Treatment Plant Special Fund. That way preparations can be made for what's to come, which would be bond financing for the two projects. When the bond closes, that money can go towards repaying the Wastewater Treatment Plant Special Fund for the cost of the engineering design and survey. President Niemeyer added that for clarification of the record for the motion, to approve agenda items 4 & 5, and item 6 be left separate.

A motion to approve Christopher B. Burke Engineering Proposals for South Shore for \$267,800 and Highgrove Subdivision for \$308,500, including all necessary documents be drafted by legal, made by Robert Carnahan with second by Greg Parker. Town Administrator Murr asked for a timeline. Mr. Oliphant answered that design services could be approximately 5 months, just before the start of the year. Potentially, bidding could be done in January, with an award occurring in March, just in time to start. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 7 to 0.

**5. Christopher B. Burke Engineering Proposal – Streambank Stabilization Plans for Town Club Ditch**

Town Administrator Murr discussed a favorable recommendation received by the Storm Water Board to proceed with the engineering proposal for the Streambank Stabilization Plan for the Town Club Ditch. The proposal is tied to the letter grant applied for. You have to have the design in order to get the grant. She spoke with the financial advisor regarding funding and 80% can be paid out of wastewater funds and 20% out of storm water funds. The proposal is for an amount of \$36,850. Mr. Oliphant discussed the Town Club Ditch and previous efforts to maintain the area. There is a lot of water coming down the ravine. Part of the design will take into account sediment going into the lake. The reduction of sediment going into the lake will also help the ecosystem restoration project.

A motion to approve proposal for \$36,850 for Streambank Stabilization Plans for Town Club Ditch was made by John Foreman with second by Greg Parker. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 7 to 0.

**6. Hanover Central Pom Cats Signage Request**

Town Administrator Murr discussed a request from the Hanover Central Pom Cats for permission to place signage around Town that lists their dance team accomplishments. This signs would be located within the Hanover School Corporation boundaries on 133rd Avenue, Parrish Avenue, and Cline Avenue. Two would be placed back to back in front of the high school.

A motion to approve Hanover Central Pom Cats Signage Request was made by Robert Carnahan with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 7 to 0.

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**7. South Lake County Community Services Donation Request**

Town Administrator Murr discussed a request from South Lake County Community Services for a donation. This is for transportation services within the community. They are requesting a donation of \$4,737. Funds are available from the Town Promotion line.

A motion to approve South Lake County Community Services Request for a total of \$4,737 was made by Ralph Miller with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 7 to 0.

**8. Midwest Training & Ice Center**

Town Administrator Murr discussed a meeting between her, the Events Coordinator, and Midwest Training representatives. They are offering a partnership program. They would waive the \$25 membership fee for those who apply for programs through the Town. 60% of the program fees would be retained by Midwest and 40% would go to the Town. No commitment on number of programs. She is requesting permission to determine the number of classes. They would like to have at least one ice and one gymnastics class.

A motion to approve partnership with Midwest Training & Ice Center and allow the Events Coordinator and Town Administrator to determine program specifics was made by John Foreman with second by Robert Carnahan. Roll call vote: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Parker – Yes, Niemeyer – Yes. Vote: 7 to 0.

**COMMITTEE REPORTS**

**1. Public Works and Safety**

**a. Residential Waste Disposal**

A committee meeting will need to occur soon to discuss the excessive dumping going on at Public Works.

**2. Park and Recreation – None**

**3. Redevelopment – None**

**4. Planning – None**

**5. Council Affairs – None**

**6. Utility – None**

**7. Street – Previously reported.**

**8. Ecosystem Restoration**

**a. Meeting Dates** – Town Administrator Murr reported on upcoming meeting dates. July 8<sup>th</sup> is the anticipated date the plan will be shared for public review. July 14<sup>th</sup> an open house will occur from 5-6pm at the Cedar Lake Ministries, Oaks Dining Hall. At 6pm the Colonel will speak and hold a public meeting.

**TOWN COUNCIL REPORTS**

**1. Town Council** – Council Member Carnahan voiced concerns regarding gas prices in Cedar Lake compared to other communities.

**2. Town Attorney** – No Report.

**3. Clerk-Treasurer** – Clerk-Treasurer Gross reported that it is budget season again. She will be contacting department heads soon to set up meetings to discuss their budgets.

**4. Town Administrator/Staff** – Town Administrator Murr reported that on Friday she received the draft maintenance improvement plan from VS Engineering. Staff will be reviewing that. She has received many compliments on Public Works Staff, Police, and Fire for work and help with the fest this past weekend. Chief Smith reported on the need to upgrade the camera system at the police department. He's found a need for six additional cameras to enhance building security. Another item identified, is that there is no camera on the public beach area. The museum was looked at to see if they could do anything with cameras to get a better view of the beach, the boats, and the back part of the museum, which currently cannot be seen. They also need remote accessibility for monitoring, as well as a system that can be added on to. He discussed rolling it out in phases. The first phase he suggested was to upgrade the police department, Town Hall, and adding cameras to the museum. The goal would be to roll out the phases and have everything up within a year. The other item would be to add a phone line to the museum and one to the former park building. The Cedar Lake Historical Association supports Chief Smith's efforts to upgrade. The proposal for the first phase is for approximately \$12,000. The police department would cover half of that cost and the labor would be done in house. Council and Staff discussed camera views, adding other departments in

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the future, added security, and storage. President Niemeyer suggested adding this item to the next meeting agenda.

**WRITTEN COMMUNICATIONS**

1. Christopher B. Burke Engineering Report – Previously reported. The Safe Routes to School Project is moving forward.
2. Recreational Report – Yoga and Day Camp are ongoing. Each session is growing. Fall soccer is currently in the works.

**PUBLIC COMMENT**

Rebecca Govert, 11521 W 127<sup>th</sup> Lane, asked for an update regarding the flooding issue and appraisal for Wicker Meadows. Town Administrator Murr reported that the appraiser and the engineer have been in touch regarding the project. This appraisal is not ready at this time due to the uniqueness regarding specifics of property lines within Town. Also, there is a design and concept versus a written proposal with specifications. Ms. Govert asked how long it would take for the appraisal to be ready. Mrs. Murr stated she couldn't give a definitive answer at this time.

David Bollinger, 11541 W 127<sup>th</sup> Lane, voiced concerns over the ongoing matter regarding the flooding. He wishes to be kept more informed. President Niemeyer asked what kind of communication he would like. Mr. Bollinger stated what's currently occurring and what the plan is. Council Member Rivera asked if Mr. Bollinger could get copies of the proposed plan. Direction was made for Town Administrator Murr to get Mr. Bollinger copies of the proposed plan. He also thanked the fire department for their help with a clean-up the previous week.

**ADJOURNMENT** President Niemeyer called the meeting to adjournment at 8:04 PM.

An Executive Session was advertised and conducted at 6:00 PM and following the meeting, pursuant to IC 5-14-1.5-6.1(b). Refer to Memorandum of Meeting for topics discussed and those in attendance

**COUNCIL OF THE CIVIL TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA**

\_\_\_\_\_  
Randell Niemeyer, President, Ward 5

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Greg Parker, Vice President, Ward 6

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Robert H. Carnahan, Ward 1

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John Foreman, Ward 2

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Julie Rivera, Ward 3

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Ralph Miller, Ward 4

**ATTEST:**

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Richard Sharpe, Ward 7

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Amy J. Gross, IAMC, MMC, CPM  
Clerk-Treasurer

The Minutes of the Cedar Lake Town Council are transcribed pursuant to IC 5-14-1.5-4(b), which states:

- (b) As the meeting progresses, the following *memoranda* shall be kept:
- (1) The date, time and place of the meeting.
  - (2) The members of the governing body recorded as either present or absent.
  - (3) The general substance of all matters proposed, discussed, or decided.
  - (4) A record of all votes taken, by individual members if there is a roll call.
  - (5) Any additional information required under IC 5-1.5-2-2.5.