



**TOWN COUNCIL  
PUBLIC MEETING AGENDA  
OCTOBER 16, 2018 7:00 PM**

**PLEDGE OF ALLEGIANCE  
MOMENT OF SILENCE  
CALL TO ORDER/ROLL CALL:  
TOWN COUNCIL:**

- |   |  |
|---|--|
| <p>___ Robert H. Carnahan, Ward 1<br/>___ Julie Rivera, Ward 3<br/>___ Ralph Miller, Ward 4<br/>___ Randell Niemeyer, Ward 5<br/>___ Richard Sharpe, Ward 7</p> | <p>___ John Foreman, Vice President, Ward 2<br/>___ Greg Parker, President, Ward 6<br/>___ Jennifer Sandberg, Clerk-Treasurer<br/>___ Jill Murr, Town Administrator<br/>___ David Austgen, Town Attorney</p> |
|---|--|

**PUBLIC COMMENT** (*on agenda items*):

**CONSENT AGENDA:**

1. **Minutes:** September 18, 2018: Public Meeting
2. **Claims:** All Town Funds **\$583,703.72**, Wastewater Operating **\$293,027.82**, Sewer Sinking **\$48,071.11**; Water Utility **\$45,891.45**, Storm Water **\$36,214.85**, 2017 RDA A, B & C Construction **\$23,496.25**, Payroll: September 20, October 1 & 4, 2018 **\$417,086.05**.
3. **Manual Journal Entries:** September 1 – 30, 2018
4. **Town Ground Use Request:** Cub Scout Pack 48 – October 27 – 28, 2018 Camping Event
5. **Monastery Club House Waiver Request:** October 29-31, 2018 – Rural Revival America
6. **Nonfunctional Equipment for Disposal**
7. **Fire Prevention Week Proclamation** – October 7 – 13, 2018
8. **Lake County Board of Elections:** Town Hall use, Election Day November 6, 2018  
Motion to accept and waive the reading of the Minutes, accept the Consent Agenda as listed.

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**ORDINANCES & RESOLUTIONS:**

1. **Ordinance No. 1308 – 2019 Budget**  
*First Reading September 18, 2018*

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

2. **Ordinance No. 1309 – Rezone – Cedar Lake United Methodist Church**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

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**3. Ordinance No. 1310 – Voluntary Annexation – Beacon Pointe – 13830 Parrish Avenue**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**4. Resolution No. 1228 - Transfers**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**BZA:**

**1. Cedar Lake Commercial, LLC – 12615 Wicker Avenue**

**a. Special Use Variance – Michael Sylvester and Abbey Sylvester - Petitioners**

The Board of Zoning Appeals certifies a Favorable Recommendation to the Town Council for the requested Special Use Variance to all the Petitioners Michael Sylvester and Abbey Sylvester to operate multiple businesses: Beverly Glass Service and 2 Old Goats Market on a lot in a B-2 Zoning District by a vote of 5 in favor and 0 against, upon motion duly made and seconded at the public meeting held on October 11, 2018.

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**b. Use Variance – Michael Sylvester - Petitioner**

The Board of Zoning Appeals certifies a Favorable Recommendation to the Town Council for the requested Use Variance to allow the Petitioner, Michael Sylvester, to operate Beverly Glass Service, a glass and aluminum materials and fabricating business with no outdoor storage in a B-2 Zoning District by a vote of 5 in favor and 0 against, upon motion duly made and seconded at the public meeting held on October 11, 2018.

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**2. Fraternal Order of Eagles 2529 – 7124 W. 137<sup>th</sup> Place – Use Variance**

The Board of Zoning Appeals sends a **Favorable Recommendation** to the Town Council for the requested **Use Variance** to allow the Petitioner: Fraternal Order of Eagles 2529 to have outdoor seating food and alcohol with the following stipulations: all three (3) sides of the seating area have bollards with a maximum spacing of five feet (5') apart, constructed out of ¼" steel pipe at least six inches (6") diameter; and placed at a depth of at least four ft. (4') in the ground with at least four ft. (4') of said bollard exposed above the surface. By a vote **5** in favor and **0** against, upon motion duly made and seconded, at the Public Meeting held on October 11, 2018.

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

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**3. Franks Backyard BBQ – 9720W. 133<sup>rd</sup> Avenue – Use Variance**

The Board of Zoning Appeals sends a **Favorable Recommendation** to the Town Council for the requested **Use Variance** to allow the Petitioners: Rob & Patty Schrum dba Frank’s Backyard BBQ to have outdoor dining. By a vote 5 in favor and 0 against, upon motion duly made and seconded, at the Public Meeting held on October 11, 2018.

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**NEW BUSINESS:**

**1. High Grove Subdivision & Roadway Improvements Substantial Completion**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**2. South Shore Subdivision & Roadway Improvements Substantial Completion**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**3. South Shore Subdivision Change Order #5**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**4. Cedar Lake Historical Association – Construction & Fee Waiver Request**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**5. Engagement Agreement – Utility Legal Services – Water System Development Charge**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**6. Engagement Agreement – Utility Financial Services – Water System Development Charge**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

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**7. Engagement Agreement – Utility Financial Services – Wastewater System Development Charge**

Motion: \_\_\_\_\_ 1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup>

Robert H. Carnahan	Julie Rivera	Ralph Miller	Randell Niemeyer	Richard Sharpe	John Foreman	Greg Parker	Vote Tally
Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	Yes  No	-

**REPORTS:**

1. Town Council
2. Town Attorney
3. Clerk-Treasurer
4. Town Administrator/Staff

**WRITTEN COMMUNICATION:**

1. Building Department Report - September 2018
2. Christopher B. Burke Engineering Report

**PUBLIC COMMENT:**

**ADJOURNMENT:**

**PRESS SESSION:**

**Town Council Public Meeting – Tuesday, November 20, 2018 at 7:00 pm**  
**Trunk or Treat – Saturday, October 20, 2018 10:00 am – 1:00 pm**  
**Election Day – Tuesday, November 6, 2018**

*The Town of Cedar Lake is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility of the meeting or the facilities, please contact the Cedar Lake Town Hall at (219) 374-7400.*