

**TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA
MEMORANDA & MINUTES OF THE CEDAR LAKE TOWN COUNCIL**

**April 28, 2011
Public Meeting 6:30 PM at the Cedar Lake Town Hall
Pledge of Allegiance & Moment of Silence**

Roll Call:

Present	John Foreman Council Member	Ward 2	Present	Greg Parker Vice-President	Ward 7
Present	Dale Poston Council Member	Ward 3	Present	Robert Carnahan President	Ward 1
Absent	Jerry Smith Council Member	Ward 4	Present	Amy J. Sund Clerk-Treasurer	
Present	Randell Niemeyer Council Member	Ward 5	Present	Ian Nicolini Town Administrator	
Present	William Landske Council Member	Ward 6	Present	David Austgen Town Attorney	

TOWN BUSINESS:

New Business:

1. Ordinance No. 1129 - Parks & Recreation (First Reading on April 26, 2011)

Robert Carnahan and Clerk-Treasurer Amy Sund noted for the record that the correct Ordinance number for this is Ordinance No. 1129; at the last meeting it was read as Ordinance No. 1045.

Attorney David Austgen stated that he had an item for Council relating to parks and this matter before considering the ordinance. He noted that there have been claims noticed and suits filed that involve the Town. As a consequence of this; his recommendation to the Town relates to the removed park board members and compensation. Based upon the resignation of the current park board members which are now ex-park board members the other night; it is his recommendation at this time to reinstate the former park board members and direct that the former park board members be paid for the month of March and April. Motion by Randy Niemeyer and seconded by Bill Landske as recommended by the attorney.

Roll Call Vote: 6 to 0

Foreman	Poston	Smith	Niemeyer	Landske	Parker	Carnahan
YES	YES	ABSENT	YES	YES	YES	YES

Robert Carnahan directed Attorney David Austgen to read Ordinance No. 1129 by title only. David Austgen read Ordinance No. 1129 by title only:

AN ORDINANCE RESTRUCTURING AND REORGANIZING THE TOWN PARKS AND RECREATION FUNCTION AND SERVICES, REPEALING ALL ORDINANCES AND TOWN CODE PROVISIONS, OR PARTS THEREOF, IN CONFLICT HERewith, AND ALL MATTERS RELATED THERETO.

Motion by Randy Niemeyer and seconded by Dale Poston to adopt Ordinance No. 1129.

Roll Call Vote: 6 to 0

Foreman	Poston	Smith	Niemeyer	Landske	Parker	Carnahan
YES	YES	ABSENT	YES	NO	YES	YES

PUBLIC COMMENT: Robert Carnahan noted that no comments will be taken on lawsuits or personnel. **Sharon Zunica** of 135th Place commended Town Council for their positive moves forward, at a pace never imagined over the past three years. She stated that the parks belong to the people and that in her opinion the Town Council should have the final say over anything the parks want to do. The Town Council is for the people.

Yvonne Taves of Dewey agreed with Ms. Zunica's statements. She stated that because the Town Council is elected by the entire Town any boards should be under Town Council; the final vote should come from Council. She noted that the Town voters do not put the board and commission members in place. All should come to the Town Council for the final vote.

John F. Wilkening of Cardinal Lane spoke as President of the Robin's Nest Property Owner's Association stating that they have been seeking a park since their inception over ten years ago. He commented on their Treasurer's, John Michael, frustration with the park board and director; he was directed that comments like this are not allowed; he recanted his statement. He stated that they had park equipment that was donated from the Radisson over three years ago; the equipment has been sitting there and is now a safety hazard and asked to have the equipment removed. Greg Parker recommended that Ian Nicolini schedule a public work session on this.

Jerry Reiling of 140th Place stated that if you had that donated you should have it removed. There was a comment from the audience; Robert Carnahan struck the gavel; the comment was out of line.

Public comment was closed.

FINAL COMMENTS:

- 1. Town Council Comment:** Randy Niemeyer stated that with the adoption of the Ordinance; Council is excited for the opportunity to work with Mary Joan Dickson to improve park and recreation functions for the citizens of the Town. Robert Carnahan stated that he received word that the Town received the bonds for the roads; Attorney David Austgen responded that the bonds have closed and the funds are in the bank. The projects are awaiting the engineers to spec the job and notices. The work on the two (2) projects will proceed; Ian Nicolini confirmed mid-June as scheduled.
- 2. Town Administrator Comment:** Ian Nicolini had no comments.
- 3. Town Attorney Comment:** Attorney David Austgen had no comments.

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Adjournment: Motion by Dale Poston and seconded by Greg Parker to adjourn the meeting at approximately 6:45 pm.

Roll Call Vote: 6 to 0

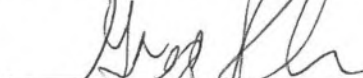
Foreman	Poston	Smith	Niemeyer	Landske	Parker	Carnahan
YES	YES	ABSENT	YES	YES	YES	YES

An Executive Session was advertised and conducted pursuant to IC 5-14-1.5-6.1(b) before the meeting with discussion consisting of litigation, acquisition and personnel issues. Those in attendance were Robert Carnahan, John Foreman, William Landske, Randy Niemeyer, Greg Parker, Dale Poston, Clerk-Treasurer Amy Sund, Town Administrator Ian Nicolini, and Town Attorney David Austgen.

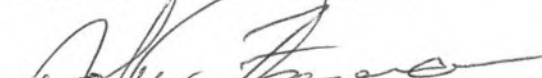
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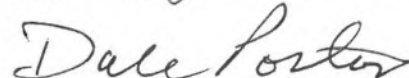
Robert Carnahan, President, Ward 1



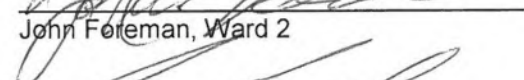
Greg Parker, Vice-President, Ward 7



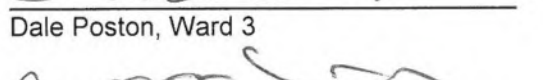
John Foreman, Ward 2



Dale Poston, Ward 3

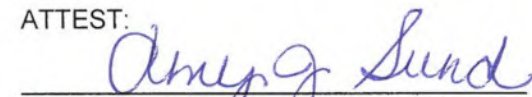


Jerry Smith, Ward 4



Randell Niemeyer, Ward 5

ATTEST:



Amy J. Sund, IAMC, CMC, Clerk-Treasurer



William Landske, Ward 6

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.