

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

June 21, 2011
Public Meeting 7:00 PM at the Cedar Lake Town Hall
Pledge of Allegiance & Moment of Silence

Roll Call:

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

The meeting was called to order at approximately 7:22 pm.

DEPARTMENT REPORTS

Police: Chief Roger Patz requested approval on the purchase of three (3) new squads. He reported that Clerk Treasurer Amy Sund has been working on the financing. The State bid price on Dodge Charger's is \$21,838.00 each; Thomas Dodge of Highland quoted a price of \$21,797 each for a total of \$65,391.00. Discussions occurred on the price from Center Garage, local dealer. Chief Patz stated that John Schutz told him that he could not come close to the State bid price. Warranty work will be done at Center Garage. Roger Patz stated that the State bid quantity purchase expires July 31st and that it is only for the 2011 models. Inventory at dealers is getting low. David Austgen inquired on the date needed to make the order; Roger Patz responded that currently there are only four vehicles left in Lake County. If he waits much longer he will have to look elsewhere. The State bid is only for Dodge Chargers; in order to go with another make or model; the Town would have to follow the bid process and this could be costly. A motion was made by John Foreman to postpone this and get a price from Center Garage; this motion was withdrawn. Clerk Treasurer Amy Sund stated that this has been brought to you before; this is the process. The funds are available. Roger Patz gave John Foreman a copy of the State quantity purchase agreement. Motion by Jerry Smith and seconded by Greg Parker to proceed on the purchase of the vehicles contingent upon financing and contract agreements.

Roll Call Vote: 6 to 1

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

Amy Sund received only one quote on financing from PNC with a rate of 4.5%. Motion by Greg Parker and seconded by Dale Poston to have the Clerk-Treasurer proceed with the financing at PNC.

Roll Call Vote: 7 to 0

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

Chief Roger Patz stated that he attended the Federal Resource Fair and will be bringing the information to the other departments. Sunday is Fallen Hero Day there will be a ceremony at the American Legion at 11:00 am.

Public Works: Jim Cornett reported that the Gasboy system is up and running. He reported on the problems at lift station #3 regarding the pumps and sum pump problems. Jerry Smith inquired on the status of full time employees; Jim Cornett responded that recruitment closes Friday.

Parks & Recreation: See Town Administrator's report.

Clerk-Treasurer: Clerk-Treasurer Amy Sund stated that health insurance costs will only have a 3.5% increase this year. The Town's health insurance is with Anthem. Documents for the financing through Chase Bank on the public works equipment have been forwarded to the attorney for review.

Fire Department: Fire Chief Todd Wilkening apologized for not attending the Flag Day parade. There was a house fire that day. He will be meeting with the Public Safety Committee this evening and asked for Council to consider raising the ambulance rates for non-residents and noted that other communities do this. The ambulance will be at the Town Grounds as much as possible during Summerfest.

Town Administrator: Ian Nicolini stated that the cost for the hardware and clamps need for the donated park equipment is \$2,455.00 and concrete work will be about \$1,700.00. A price is still needed on the padding that covers the concrete. He stated that the numbers are within the range and sought Council's approval. Motion by John Foreman and seconded by Greg Parker to have the Town Administrator order the necessary parts to complete the set.

Roll Call Vote: 7 to 0

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

Ian Nicolini confirmed that the largest cost component is still unknown. The park equipment will be located in Robin's Nest. The impact fee committee will be meeting tomorrow. The public hearing on the impact fee should be on the July 20th Plan Commission meeting agenda. The bids were awarded for the Shades and Cedar Point Park roadway and drainage improvements. It was noted that the operators are on strike. The contractor and engineer have requested that the notice to proceed not be issued until the time frames and deadlines can be certain. Strack & VanTil should have their site plan for the July Plan Commission

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

meeting; timeframes and a preliminary schedule are being worked on. Their fixture plan is about 100% complete and their civil engineering is about 80% complete.

Town Attorney: Attorney David Austgen had no report.

Town Council: Randy Niemeyer reported that there were changes needed to Resolution No. 1044 regarding Summerfest. Motion by Randy Niemeyer and seconded by Greg Parker to approve the amended Resolution No. 1044.

Roll Call Vote: 7 to 0

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

Randy Niemeyer directed staff to create a Cedar Lake Park Foundation. Ian Nicolini explained that this would be a non-profit entity which would be the receiver of grants and donations. There are legal requirements such as by-laws. David Austgen stated that there would need to be an organizational meeting and explained the formation of the entity. David Austgen stat the he would undertake the work related to this pro-bono. Motion by Randy Niemeyer and seconded by John Foreman to direct staff, Town Administrator and Town Attorney to begin the formation of the Cedar Lake Park Foundation.

Roll Call Vote: 7 to 0

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

On June 15th, Dale Poston, Randy Niemeyer and Jerry Smith met with local businesses at Faith Church. This was an evening of communication, ideas and suggestions. There was positive feed back and the goal is to have at least two meetings per year. This is opening communication. Business owners expressed interest in developing a developmental plan for new businesses with the plan department. John Foreman reported on the Hanover Varsity Boy's representing the Town in the State Finals. Jerry Smith requested that the Council President and town Administrator draft a Resolution for this. The school is purchasing state rings for the twenty one (21) players and two (2) coaches; they are trying to provide these at no cost to them. Jerry Smith requested personal pledges/donations from all Council members in the amount of \$45.00; every \$90 donation will purchase one (1) ring; checks should be payable to the Hanover Central Athletic Department. Motion by John Foreman and seconded by Dale Poston to buy signs for this (the same as girl's softball) to post at all the main entrances to Town.

Roll Call Vote: 7 to 0

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

Robert Carnahan spoke on the Local Elected Officials' Agreement and Workforce Development. The function of this body is to provide oversight of the Department of Workforce Development for our taxpayers. Motion by Jerry Smith and seconded by Randy Niemeyer to endorse this.

Roll Call Vote: 7 to 0

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

Robert Carnahan requested that Council pass a Flag Day Proclamation for 2012 so that he may try to get a band for the event next year. Motion by Jerry Smith and seconded by John Foreman to have the Proclamation for 2012; the same as it was for 2011.

Roll Call Vote: 7 to 0

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

Robert Carnahan noted that the Town is paying \$6,043.06 for streetlights this month and about \$72,516.00 annually. He noted that \$61,291.80 is being paid for garbage service this month. Greg Parker spoke on having the swale and ditch on 142nd & Parrish reestablished. Motion by John Foreman and seconded by Greg Parker to reestablish the ditch and swale.

Roll Call Vote: 7 to 0

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

Motion by Greg Parker and seconded by Dale Poston to have the retention pond's capacity in Wicker Meadows be fixed. Public Works is to look at it and involve the engineer if needed.

Roll Call Vote: 7 to 0

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

Greg Parker requested the creation or amendment of an ordinance regarding abandoned commercial property that has been without utilities, gas and electric, for over thirty (3) months be evaluated. Motion by Greg Parker and seconded by Dale Poston to send this to Plan Commission to make a recommendation. David Austgen noted that there would need to be a public hearing for ordinance consideration.

Roll Call Vote: 7 to 0

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

Greg Parker requested the creation or amendment of an ordinance relating to the height restriction and square footage building requirements of out buildings on lots larger than one acre. Randy Niemeyer stated that lots less to one acre would remain the same; one and one half (1.5) acres would be 1,500 square feet; two (2) acres would be 2,000 square feet and three (3) acres would be 3,000 square footage. The height recommendation pitch of roof would be exempt if same as the house. Attached garages would not be an out building. This would clarify what an out building is as well as the square footage. Motion by Greg Parker and seconded by Randy Niemeyer. This is for area and height requirements for less than or more than an acre.

Roll Call Vote: 7 to 0

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

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

Greg Parker requested exploring the Town's acceptance of street acceptance of 143rd Place. Motion by Greg Parker and seconded by Randy Niemeyer to explore the acceptance of West 143rd Place by the Town.

Roll Call Vote: 7 to 0

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

Chief Roger Patz updated Council on the storms in the area and the warnings that have been posted. Greg Parker stated that the Cedar Lake Boys & Girls Clubs is having a membership drive. The cost for a membership is \$10.00 per child per year.

PUBLIC COMMENT: Father John of W. 144th Place questioned why he wasn't on the agenda for his signage. It was noted that this was approved at the Board of Zoning Appeals meeting last week. Jennifer Filar of 14734 Dewey addressed Council about her drainage problem. Greg Parker had her distribute photos. Discussions occurred on the rear yard drainage. Jennifer Filar noted that she is okay with an easement to get this fixed. It was noted that Jim Cornett televised the like and it was blocked up. The culvert pipe needs to be replaced and an engineer should evaluate the size pipe that is needed. Motion by Greg Parker and seconded by John Foreman to allow the utility easement. The Town will install the culvert pipe if they purchase it. This includes a side yard on the north end; two (2) residents. This is between Dewey and Cline. Ian Nicolini requested that a brief review by the engineer be done to determine the size needed. Legal description and two (2) easement agreements will be needed; once signed by owner's Council will approve the easements. Larry Stover of 13971 Orchard spoke on the gate needing to be opened on Binyon in case of an emergency. It was noted that the street department did not have keys to the lock; the lock was cut off. Larry Stover noted that he contacted a UAW lawyer; his house was built with two (2) exits. The pipe at 140th & Binyon was addressed. Ian Nicolini noted that the road was vacated. Ian Nicolini stated that we will get copies of the keys or the bolts/locks will be cut. If there is a matter of public safety; there is no question, cut the lock. Drainage work was done and chip sealing needs to be completed. Yvonne Taves of Dewey Street noted the flooding of Wahlberg's on Lake Shore Drive. Discussions occurred on the drainage work by Town Club; design changes for more effectiveness. It was noted that over 10 inches of rain fell in less than a week. She suggested if a sign is going to be purchased, why not purchase one that can have information added on to it.

CONSENT AGENDA

1. Minutes of the Regular Public Meeting Minutes of June 7, 2011 and Special Public Meeting Minutes of June 13, 2011.
2. Docket: Town Claims 68722 - 68810 for \$637,799.07; Wastewater Claims 26692 - 26739 for \$269,893.82; Storm Water Claims 68728 - 68729, 68745 - 68755 and 68811 for \$27,395.73; and Water Utility Claims 80698 - 80712 for \$78,757.46. Motion by Greg Parker and seconded by Randy Niemeyer to accept and waive the reading of the Minutes, and to accept the Consent Agenda.

Roll Call Vote: 7 to 0

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

PLANNING/ZONING & BZA:

1. **Ordinance No. 1136 - Rezone - DJ Cedar Lake LLC, 7501 Constitution Avenue and 7504 W. 138th Avenue - Favorable Recommendation from Plan Commission to Rezone to Neighborhood Business (B-1) Zoning District.**

Ian Nicolini read Ordinance No. 1136 by title only. This is the rezone from the land swap to change from R-2 to B-1. The Plan Commission sent a favorable recommendation to the Town Council for the rezone to Neighborhood Business (B-1) Zoning District by a vote of 6 in favor and 0 against. Motion by Randy Niemeyer and seconded by John Foreman to approve Ordinance No. 1136.

Roll Call Vote: 7 to 0

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

2. **Variance of Use - DJ Cedar Lake LLC, 7501 constitution Avenue & 7504 W. 138th Avenue - Favorable Recommendation from the Board of Zoning Appeals to allow out of doors live entertainment, dining, dancing, alcohol sales and consumption with contingencies.**

Ian Nicolini noted that this is to extend their Variance of Use. An amended liquor license is needed. The Board of Zoning Appeals sent a favorable recommendation to the Town Council for the requested Variance of Use to allow outdoor dining and dancing, alcohol sales and consumption and live entertainment in a Neighborhood Business (B-1) Zoning District, by a vote of 5 in favor and 0 against. Motion by Greg Parker and seconded by Randy Niemeyer to approve the Variance of Use.

Roll Call Vote: 7 to 0

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

3. **Variance of Use - Latitude 41 Inc., 13019 Wicker Avenue - Favorable Recommendation from the Board of Zoning Appeal to allow outdoor dining, entertainment, alcohol and dancing with contingencies.**

The Board of Zoning Appeals sent a favorable recommendation to the Town Council for the requested Variance of Use to allow outdoor dining, live entertainment, alcohol sales and consumption, dining and dancing, with a fire pit in a community Business (B-2) Zoning District, contingent upon compliance with the current noise ordinance for the Town, as amended from time to time and that the front dining area allow outdoor dining only and not alcohol sales or consumption, nor live entertainment, nor dancing and that a minimum of two (2) barriers in the front dining area be constructed by a vote of 5 in favor and 0 against. It was noted that this is not acceptable on the west side. The area needs to be

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

separated from traffic. Paul Banter noted that he is good with the contingencies. Motion by Randy Niemeyer and seconded by Greg Parker to approve the Variance of Use with contingencies.

Roll Call Vote: 7 to 0

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

4. **Variance of Use – Homescapes Garden Center & Landscape Supply, 10711 W. 133rd avenue – Favorable Recommendation from the Board of Zoning Appeals to allow open lot display and storage of landscaping materials with contingencies.**

The Board of Zoning Appeals sent a favorable recommendation to the Town Council for the requested Variance of Use to allow an open lot display and storage of landscaping materials in a Community Business (B-2) Zoning District, contingent upon Site Plan Approval from the Plan commission, that the storage of materials to be located behind the front of the primary building by a vote of 5 in favor and 0 against. Motion by Randy Niemeyer and seconded by John Foreman to approve the Variance of Use with contingencies.

Roll Call Vote: 7 to 0

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

5. **Variance of Use – Wornhoff, 11113 W. 133rd Avenue – Favorable Recommendation from the Board of Zoning Appeals to allow a two (2) family residence to be constructed in a Community Business (B-2) Zoning District.**

The Board of Zoning Appeals sent a favorable recommendation to the Town Council for the requested Variance of Use to allow a two-family dwelling in a community Business (B-2) Zoning District contingent that the pair-villa be located on the northern portion of the lot as presented to the Board of Zoning Appeals by a vote of 5 in favor and 0 against. Motion by Greg Parker and seconded by Randy Niemeyer to approve the Variance of Use with contingencies.

Roll Call Vote: 7 to 0

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

6. **Variance of Use – Bourrell, 12644 Wicker Avenue – Favorable Recommendation from the Board of Zoning Appeals to allow an oversized accessory structure on a lot previously approved as a turn around area.**

The Board of Zoning Appeals sent a favorable recommendation to the Town Council for the requested Variance of Use to allow an accessory structure for a semi trailer on a lot previously approved as a gravel turn around area, contingent that the privacy slats be installed in the portion (s) of fence adjoining to residential property by a vote of 5 in favor and 0 against. Motion by Greg Parker and seconded by Dale Poston to approve the Variance of Use.

Roll Call Vote: 7 to 0

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

7. **Variance of Use - First Baptist Church, 13419 Parrish Avenue, Favorable Recommendation from the Board of Zoning Appeals to allow an illuminated digital message sign with contingencies.**

The Board of Zoning Appeals sent a favorable recommendation for the requested Variance of Use to allow an illuminated digital message sign, contingent upon a minimum of six (6) seconds per message, and that the sign does not flash red and blue mimicking emergency vehicles by a vote of 5 in favor and 0 against. Motion by Greg Parker and seconded by John Foreman to approve the Variance of Use.

Roll Call Vote: 7 to 0

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

ORDINANCES AND RESOLUTIONS:

1. **Ordinance No. 1134 – Job Descriptions – Park & Recreation Director, Parks & Open Space Laborer and Water Operator**

David Austgen read Ordinance No. 1134 by title and sections one and two. He noted that section one should state “are hereby adopted” and that the three (3) descriptions are attached. These changes tie in with the restructuring. The Parks & Recreation Director is an administrative position. Park maintenance has moved to Public Works. The water operator position has been clarified. Motion by Dale Poston and seconded by Greg Parker to accept the first reading of Ordinance No. 1134 as amended.

Roll Call Vote: 7 to 0

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

Motion by Greg Parker and seconded by Dale Poston to suspend the rules and have the second reading of Ordinance No. 1134 by title only.

Roll Call Vote: 7 to 0

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

David Austgen read Ordinance No. 1134 by title only. Motion by Randy Niemeyer and seconded by John Foreman to adopt Ordinance No. 1134.

Roll Call Vote: 7 to 0

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

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

2. Ordinance No. 1135 – Amending Salary Ordinance No. 1112 – Public Works Department

Amy Sund read Ordinance No. 1135 by title only noting that Section One adds a distribution change to public works temporary help; Section Two adds the Parks & Open Space Laborer under the Public Works Department as a temporary position with a not to exceed hourly rate of \$10,79 payable 100% from the General Fund; and Section Three states that the groundskeeper and maintenance aide positions and salary be removed from the section entitled Parks & Recreation Department. Motion by Dale Poston and seconded by Greg Parker to approve the first reading of Ordinance No. 1135.

Roll Call Vote: 7 to 0

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

Motion by Randy Niemeyer and seconded by Greg Parker to suspend the rules and have the second reading of Ordinance No. 1135 by title only.

Roll Call Vote: 7 to 0

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

Amy Sund read Ordinance No. 1135 by title only. Motion by Dale Poston and seconded by Randy Niemeyer to adopt Ordinance No. 1135.

Roll Call Vote: 7 to 0

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

3. Ordinance No. 1137 – IURC Opt Out Repeal Ordinance

Ian Nicolini read Ordinance No. 1137 by title only. This repeals Ordinance No. 1104. This is a matter of policy to repeal the policy. The Water Utility will remain under the jurisdiction of the IURC. Motion by Randy Niemeyer and seconded by John Foreman at approve the first reading of Ordinance No. 1137.

Roll Call Vote: 7 to 0

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

Motion by Randy Niemeyer and seconded by Dale Poston to suspend the rules and have the second reading of Ordinance No. 1137 by title only.

Roll Call Vote: 7 to 0

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

Ian Nicolini read Ordinance No. 1137 by title only. Motion by Randy Niemeyer and seconded by Dale Poston to adopt Ordinance No. 1137.

Roll Call Vote: 7 to 0

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

TOWN BUSINESS:

New Business

1. Cedar Lake Chamber of Commerce – Northwest Indiana Symphony – use of Town facilities

The Cedar Lake Chamber requested the use of the Town Hall, town grounds, parking lots and stage are for the symphony. They will need electricity at the stage area and the shelter adjacent to the museum, several extra picnic tables to be located on either side of the bleachers and extra garbage cans. They requested the use of the barge to shoot off fireworks which they will apply for a permit for this and help from the Cedar Lake Fire Department, the Cedar Lake Police Department and the Volunteers in Police Service (VIPS). The symphony event is July 23rd. Jerry Smith questioned who the barge belongs to; it belongs to the park department which is part of the Town. He questioned the use of parking lots noting that space for staff and police is needed still; parking should be in designated areas for the symphony. He inquired on how much service is provided. It needs to be clear what the Town is doing and providing. Motion by Dale Poston and seconded by Greg Parker to approve the use with clarification.

Roll Call Vote: 7 to 0

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

2. Summerfest – Fireworks Permit Approval

Motion by Randy Niemeyer and seconded by Dale Poston to approve the permit for fireworks on July 1st and July 3rd.

Roll Call Vote: 7 to 0

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

3. Sign Replacement 9600 W. 133rd Avenue

Motion by Greg Parker and seconded by Randy Niemeyer to approve the sign replacement at 50% of the cost being approximately \$620.00. Ian Nicolini noted that he was an assistant at the time and was not directly involved with it but remembers it.

Roll Call Vote: 7 to 0

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

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

UTILITY BUSINESS

1. Elimination of Sewer Utility Billing – 7526 Lake Shore Drive

Motion by Greg Parker and seconded by Dale Poston to approve the elimination of sewer utility billing at 7526 Lake Shore Drive.

Roll Call Vote: 7 to 0

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

WRITTEN COMMUNICATIONS:

PUBLIC COMMENT: No comments.

FINAL COMMENTS:

- 1. Town Council Comment: Robert Carnahan noted that Greenleaf has a broken tile on it.
- 2. Town Administrator Comment: Ian Nicolini had no comments.
- 3. Town Attorney Comment: David Austgen had no comments

Adjournment: Motion by Greg Parker and seconded by Dale Poston to adjourn the meeting at approximately 9:00 pm.

Roll Call Vote: 7 to 0

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

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

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

Robert H. 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:

William Landske, Ward 6

Amy J. Sund, IAMC, CMC, 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.