

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

January 22, 2013
Public Meeting 7:00 PM at the Cedar Lake Town Hall
Pledge of Allegiance & Moment of Silence

Roll Call:

| | | | | | |
|---------|--------------------------------------|--------|---------|---------------------------------|--------|
| Present | Robert H. Carnahan Council Member | Ward 1 | Present | Ralph Miller Vice President | Ward 4 |
| Present | John Foreman Council Member | Ward 2 | Present | Randell Niemeyer President | Ward 5 |
| Present | Patsy Casassa Council Member | Ward 6 | Present | Amy J. Gross Clerk-Treasurer | |
| Absent | Greg Parker Council Member | Ward 7 | Present | Ian Nicolini Town Manager | |
| | | | Present | David Austgen Town Attorney | |

PRESENTATION

1. Purple Heart Trail Presentation

Don Shadowen and Don Talbott were present on behalf of the Military Order of the Purple Heart to present the Council with two (2) Purple Heart Trail signs to be installed on US 41. On behalf of all veterans and Purple Heart Recipients, Mike Shadowen thanked the Council for passing the Resolution designating US 41 as part of the Purple Heart Trail. In Lake County, Indiana, there are 40,714 veterans, 226 of which are Purple Heart recipients. In the State of Indiana, there are a total of 517,764 veterans and 3,240 of those are Purple Heart recipients. There is one (1) Cedar Lake resident who is a Purple Heart resident, who has shown interest in being present when the signs are installed. Mr. Shadowen stated he has been in contact with him, but has not met him yet. Coordination will be done with Public Works to have the signs installed.

PUBLIC COMMENT: None.

CONSENT AGENDA

- Minutes of the January 8, 2013 Public Meeting.
- Docket: Town Claims \$390,362.42; Wastewater Claims \$7,497.26; Storm Water Claims \$105,004.09; Water Utility Claims \$94,542.79; and Payroll #44 Claims \$101,598.56. Motion by Ralph Miller and seconded by Patsy Casassa to accept and waive the reading of the Minutes and to accept the Consent Agenda.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

ORDINANCES & RESOLUTIONS

1. Resolution No. 1087 – Transfers

Amy Gross read Resolution No. 1087 in its entirety. Transfers are as follows:

| | | |
|--|-------------------------------|---------------------|
| CASINO GAMING FUND #105 | | |
| \$5,000.00 | From: 241 – Misc Supplies | To: 441 – Land |
| \$20,000.00 | From: 312 – General Engineer | To: 441 – Land |
| \$15,000.00 | From: 313 – Sidewalk Engineer | To: 441 – Land |
| \$10,000.00 | From: 353 – Street Lighting | To: 441 – Land |
| \$10,000.00 | From: 442 – Infrastructure | To: 441 – Land |
| \$30,000.00 | From: 443 – Buildings | To: 441 – Land |
| \$50,000.00 | From: 444 – Improvements | To: 441 – Land |
| \$50,000.00 | From: 449 – Capital Outlay | To: 441 – Land |
| POLICE ASSET FORFEITURE FUND #107 | | |
| \$700.00 | From: 241 – Misc Supplies | To: 441 – Equipment |

Ian Nicolini stated that these transfers are for the purposes of acquiring parcels of right-of-way and to pay for right-of-way engineering services for the second phase of 133rd Avenue. These funds will be spent locally and are subject to reimbursement by the Indiana Department of Transportation, to be reallocated to the appropriate funds. Motion by Bob Carnahan and seconded by John Foreman to approve Resolution No. 1087.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

2. Resolution No. 1088 – EMS Uncollectable Accounts

Amy Gross read Resolution No. 1088 in its entirety. Ms. Gross explained that delinquent accounts that have been deemed uncollectable, for a total write-off amount of \$61,919.46. Motion by Bob Carnahan and seconded by Patsy Casassa to approve Resolution No. 1088. John Foreman asked how far back these accounts go. Amy Gross stated that some of these accounts go back several years and that time has expired to bill these accounts.

Roll Call Vote: 5 to 0

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| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

PLANNING/ZONING & BZA

1. Variance of Use – 14422 Morse Street – Resale Shop and Computer Repair & Sales

Favorable Recommendation from the Board of Zoning Appeals to allow a resale shop, to include the sales of furniture, electronics and household goods, and to allow computer and electronic repair and sales, contingent that hours of operation do not extend beyond 6:00 p.m.

Motion by Ralph Miller and seconded by John Foreman to approve the recommendation from the Board of Zoning Appeals.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

NEW BUSINESS

1. Utility Account Adjustments Ending 2012

Amy Gross explained that this is another year-end duty that is required. The Utility Department has submitted their adjustments for 2012. The total adjustment is \$21,612.08, which includes things such as changes in ownership, waiving of fees, Non-Sufficient Funds, etc. Motion by Bob Carnahan and seconded by Ralph Miller to approve Utility Account Adjustments totaling \$21,612.08.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

2. Chamber of Commerce – Parade Dates

a. Flag Day Parade – Friday, June 14, 2013 at 5:30 p.m.

b. Parade of Lights – Saturday, November 23, 2013 at 6:00 p.m.

Motion by Ralph Miller and seconded by Patsy Casassa to approve the dates, as amended. Ralph Miller requested that the time of the Parade of Lights be moved to 7:00 p.m. in order to avoid traffic issues, as Holy Name Church services end at approximately 6:00 p.m. Patsy Casassa concurred with the amended time.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

TOWN COUNCIL REPORTS

1. Town Council

Bob Carnahan stated there is a Winter Fest. This event will feature games, sledding, etc, as weather permits. The Fest will be held on January 26, 2013 from 1:00 p.m. to 3:00 p.m. and children ages 5-12 are invited to attend.

Randy Niemeyer inquired of Town Manager Ian Nicolini on the status of the air pack purchase for the Cedar Lake Fire Department. Ian Nicolini stated he has received two (2) responses and is expecting a third response by week end. The first bid received is approximately \$102,000.00 for the purchase of the packs. These funds will be pulled from the EMS Non-Reverting Fund to pay for the air packs. Ian Nicolini stated that he should have a proposal by the week's end, or, with approval from the Council, Mr. Nicolini can proceed with the purchase from the lowest bid received and then have an update at the next meeting. Mr. Nicolini also requested that items be added to the next Public Meeting, including extending the current Ambulance contract through at least June 2013 and including language in that contract clarifying the capital purchase of the air packs through the EMS Contract. Motion by John Foreman and seconded by Ralph Miller to approve the purchase of the air packs from the lowest bidder and receive an update once the purchase has been made.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

2. Town Attorney – No report.

3. Clerk-Treasurer – No report.

4. Town Manager – Ian Nicolini stated that the Redevelopment Commission (RDC) has selected the engineering firms for the East 133rd Avenue reconstruction project. American Structurepoint will be the design engineer and Christopher B Burke Engineering has been selected as the construction and inspection engineer. Contracts have not been approved, as proposals still need to be submitted. With authority from the RDC, Ian Nicolini was able to approve the surveying component, so that surveying could begin. Ralph Miller asked if this will include resurfacing at the intersection at Morse Street. Ian Nicolini stated that they are still waiting for proposals, but that thermoplastic coating might be included or added to the work to be done. Ian Nicolini stated that a request for qualifications for construction engineering services has been advertised for the second phase of 133rd Avenue. A Joint RDC and Town Council work session will be held at the March 5, 2013 Town Council Work Session.
Ian Nicolini stated that the Open House for the Green Corridor Project is on Wednesday, January 30, 2013 at 6:00 p.m.

Written Communication: Cedar Lake Business Showcase – **Bob Carnahan** stated that this is a request for the Town to participate in the Showcase on March 16, 2013 from 11:00 a.m. – 3:00 p.m. Motion by John Foreman and seconded by Patsy Casassa to approve participation and to pay the \$35.00 participation fee.

Roll Call Vote: 5 to 0

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|----------|---------|---------|--------|--------|----------|
| Carnahan | Foreman | Casassa | Parker | Miller | Niemeyer |
| YES | YES | YES | ABSENT | YES | YES |

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

Public Comment: **Todd Wilkening**, 12315 Kennedy, thanked the Council, Town Manager Ian Nicolini and Clerk-Treasurer Amy Gross for their hard work in purchasing the air packs. Mr. Wilkening had Nick Mager present tonight to put a face to those who will benefit from these packs. Mr. Mager and thirty-five (35) other firefighters will be using these packs. John Foreman asked if the air packs are new or if they are a different technology than the current packs. Todd Wilkening stated that the technology is completely updated from the current packs. Randy Niemeyer stated he visited the Fire Department and agreed that the current air packs are junk and that the Department is in dire need of new equipment. This will not only benefit the firefighters who use them, but the citizens who depend on the firefighters to save lives and homes.

Adjournment: Randy Niemeyer adjourned the meeting at approximately 7:27 p.m.

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 and personnel. Those in attendance were Bob Carnahan, John Foreman, Patsy Casassa, Ralph Miller, Randell Niemeyer, Amy J. Gross, Clerk-Treasurer, Ian Nicolini, Town Manager, and Town Attorney David Austgen.

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

Randell Niemeyer, President, Ward 5

Ralph Miller, Vice-President, Ward 4

Robert H. Carnahan, Ward 1

John Foreman, Ward 2

Patsy Casassa, Ward 6

Greg Parker, Ward 7

ATTEST:

Amy J. Gross, 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.