

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

October 21, 2014

**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	Patsy Casassa Vice President	Ward 6
Present	John Foreman Council Member	Ward 2	Present	Randell Niemeyer President	Ward 5
Absent	Gregory L. Wornhoff Council Member	Ward 3	Absent*	Amy J. Gross, IAMC, MMC Clerk-Treasurer	
Present	Ralph Miller Council Member	Ward 4	Present	David Austgen Town Attorney	
Absent	Greg Parker Council Member	Ward 7			

*Jill Murr, Chief Deputy Clerk was in attendance

BRANDING REVEAL CEREMONY:

Diane Jostes, Executive Director Cedar Lake Chamber of Commerce, gave a background on the development and creation of new branding (logo) for the Town of Cedar Lake. A branding committee of about eight (8) members was formed. MixDesign, Inc was selected by the committee. There were many ideas of the colors of our community including the lake, sunrise and sunset; a feel for the town. All of this was done through the Redevelopment Commission and Town Council. The new brand was revealed by President Niemeyer. Guest speaker Speros A. Batistatos, South Shore Visitors Authority, was introduced and spoke on the promotion of the Town and the need of branding. It is a way to market Cedar Lake as a destination. Diane Jostes thanked everyone involved in the project and introduced staff from MixDesign, Inc. who spoke on the project. President Niemeyer thanked all involved and participated in the process; this has been a culmination of years of work. The town is far beyond the negative connotations of the past. The foundation being set here from those volunteering with efforts like this, those choosing to serve our community and the citizens who are reinvesting in our community; Cedar Lake is poised for its greatest era in history.

OATHS OF OFFICE

Christopher Matson, Probationary Patrolman, Town of Cedar Lake Metropolitan Police Department and Matthew Sella, Firefighter/EMT, Cedar Lake Fire Department, were sworn in by Chief Deputy Clerk Murr. Christopher Matson is the 20th officer and Matthew Sella is the 10th full-time fire fighter.

PUBLIC COMMENT

Bill Kuhn, 13951 Huseman, spoke on the Project Love Food Pantry at 7112 W. 137th Place. Their territory has expanded to include southern Lake County, south of 101st Avenue. They are servicing over 225 families per month. Information can be found at projectlovefoodpantry.org or on Facebook. He requested that the street sign at the intersection Morse and 137th Place be replaced so that families may find them.

CONSENT AGENDA

Minutes: October 7, 2014 Public Meeting

Claims:	All Town Funds:	\$266,603.49	Wastewater:	\$145,318.38
	Waterworks:	\$32,043.90	Storm Water:	\$3,023.32
	Payroll #111:	\$188,697.12		

Motion to accept and waive the reading of the Minutes, and to accept the Consent Agenda as listed.

Motion: John Foreman Second: Ralph Miller Roll Call Vote: 5 to 0

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

ORDINANCES & RESOLUTIONS

1. Ordinance No. 1208 – 2015 Budget

Chief Deputy Clerk Murr read Ordinance No. 1208 into the record listing all budget amounts. The total budget for all State-approved funds is \$6,762,671. The total budget for locally-approved funds is \$647,627 for a grand total budget of \$7,410,298.

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Prescribed by the Department of Local Government Finance
Approved by the State Board of Accounts

Budget Form No. 4 (Rev. 10/12)

ORDINANCE OR RESOLUTION FOR APPROPRIATIONS AND TAX RATE

Ordinance Number **1208**

Be it ordained/resolved by the Cedar Lake Town Council that for the expenses of CEDAR LAKE CIVIL TOWN for the year ending December 31, 2015 the sums herein specified are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition, for the purposes of raising revenue to meet the necessary expenses of CEDAR LAKE CIVIL TOWN, the property tax levies and property tax rates as herein specified are included herein. Budget Form 4-B for all funds must be completed and submitted in the manner prescribed by the Department of Local Government Finance.

This ordinance/resolution shall be in full force and effect from and after its passage and approval by the Cedar Lake Town Council.

Name of Adopting Entity / Fiscal Body	Type of Adopting Entity / Fiscal Body	Date of Adoption
Cedar Lake Town Council	Town Council	10/21/2014

11-23 Revenues and Taxes

Fund Code	Fund Name	Adopted Budget	Adopted Tax Levy	Adopted Tax Rate
0061	RAINY DAY	\$16,650	\$0	0.0000
0101	GENERAL	\$4,274,892	\$3,480,095	1.1344
0286	LEASE RENTAL PAYMENT EXEMPT FROM CIRCUIT BREAKERS	\$56,000	\$25,094	0.0082
0342	POLICE PENSION	\$153,000	\$0	0.0000
0706	LOCAL ROAD & STREET	\$177,912	\$0	0.0000
0708	MOTOR VEHICLE HIGHWAY	\$481,405	\$0	0.0000
2379	CUMULATIVE CAPITAL IMP (CIG TAX)	\$37,996	\$0	0.0000
2391	CUMULATIVE CAPITAL DEVELOPMENT	\$451,571	\$394,156	0.1285
2430	REDEVELOPMENT - GENERAL	\$103,745	\$60,343	0.0197
2482	REDEVELOPMENT BOND	\$660,000	\$633,628	0.2065
2487	REDEVELOPMENT BOND EXEMPT FROM CIRCUIT BREAKERS	\$349,500	\$301,827	0.0984

11-23 Revenues and Taxes (Not Reverted to DLGF)

Fund Code	Fund Name	Adopted Budget
9500	Lake County Solid Waste	\$71,325
9501	Casino Gaming	\$272,000
9502	Park Non-Reverting Operating	\$0
9503	Law Enforcement Continuing Education	\$19,212
9504	CEDIT	\$15,000
9505	Tourism Innkeeper's Tax	\$4,725
9506	LOIT Public Safety	\$254,615
9507	Clubhouse Non-Reverting	\$10,750

Motion to adopt of Ordinance No.1208.

Motion: John Foreman Second: Patsy Casassa Roll Call Vote: 4 to 1

Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer
NO	YES	ABSENT	YES	ABSENT	YES	YES

Mr. Carnahan noted his no vote due to the \$10,000.00 reduction in the streetlight budget.

2. Resolution No. 1126 – Transferring of money within the General Fund

Chief Deputy Clerk Murr read Resolution No. 1126 by title only. The amounts to be transferred were in the General Fund – Police:

\$ 20,000.00 From: 112 – Full-Time Officers To: 221 – Fuel

\$ 10,000.00 From: 112 – Full-Time Officers To: 445 - Equipment

Motion to approve Resolution No. 1126 transferring money within the General Fund – Police. Mr. Carnahan inquired on the funds from the E-85 grant; Chief Deputy Clerk Murr responded that all of the funds have not been used. The fund is being built as we are being reimbursed. As the fund is built it will be determined how it is spent.

Motion: Robert Carnahan Second: Ralph Miller Roll Call Vote: 5 to 0

Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer
NO	YES	ABSENT	YES	ABSENT	YES	YES

NEW BUSINESS

1. Permanent and Temporary Construction Agreement - Ratification

Attorney Austgen explained that the easement agreements are for the water utility extension in the US 41 corridor which are in the area of the Bobb Auto Group expansion. Grants of easement have been made; they need to be accepted. Motion to ratify the agreement.

Motion: Robert Carnahan Second: Patsy Casassa Roll Call Vote: 5 to 0

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

2. AT&T Work Agreement - Ratification

Attorney Austgen explained that this is construction documentation related to the construction project. The agreement is necessary for utility extension construction on US 41. Motion to ratify the agreement.

Motion: Robert Carnahan Second: John Foreman Roll Call Vote: 5 to 0

Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer
NO	YES	ABSENT	YES	ABSENT	YES	YES

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3. Department of Public Works Truck Bids

Jim Cornett stated that the bid opening for the public works trucks was on October 16, 2014. There were two (2) bids; Christenson Chevrolet and Smith Chevrolet. The bids were reviewed and it was noted that the bid from Smith Chevrolet had three (3) discrepancies. The bid from Christenson Chevrolet is for \$114,054.00 for two (2) Chevy HD 3500 series trucks equipped with dump beds, plows and salt spreaders. The bids were reviewed by Attorney Austgen and the letter report should be included with the file. The deficiencies did exist and hence disqualify the bidder Smith Chevrolet. The bids were about \$2,600.00 apart. Robert Carnahan inquired on the financing and funding for the public works trucks; Chief Deputy Clerk Murr responded that the funding would be lease/purchase financing and payable from Motor Vehicle Highway (MVH) and Wastewater funds. Motion to approve the purchase.

Motion: Robert Carnahan			Second: Patsy Casassa			Roll Call Vote 5 to 0	
Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer	
YES	YES	ABSENT	YES	ABSENT	YES	YES	

4. Boy Scouts Overnight Weekend Approval for November 7-9th

President Niemeyer read the request from Jason Centann, Scoutmaster, Troop 105, requesting the pavilion area by the band stand for the weekend of November 7, 2014, staying overnight on the 7th and 8th and departing on Sunday, November 9th. The large pavilion was built by a former Eagle Scout and a current Assistant Leader. He requested six to eight (6-8) picnic tables, restroom access and power/lights. Motion to approve the request. Motion amended to include waiving the rental fees.

Motion: Robert Carnahan			Second: Ralph Miller			Roll Call Vote: 5 to 0	
Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer	
YES	YES	ABSENT	YES	ABSENT	YES	YES	

TOWN COUNCIL & STAFF REPORTS

- 1. Town Council** – Robert Carnahan stated that he received complaints that Morse and 133rd Avenue is not being re-bricked; only bricking the crosswalks. Discussion occurred on costs and feasibility. Robert Carnahan and Fire Chief Wilkening will be attending the IACT round table in New Chicago. Ralph Miller thanked Doug Spencer for his work on the branding committee. Motion to remove the table for discussion on the museum lease.

Motion: Patsy Casassa			Second: Robert Carnahan			Roll Call Vote: 5 to 0	
Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer	
YES	YES	ABSENT	YES	ABSENT	YES	YES	

Attorney Austgen explained his letter and review analysis of the lease. The lease was originally introduced by Patsy Casassa after discussion with the Historical Association. The Historical Association requested an extension to the long term Red Cedars lease. The current lease is a fifty (50) year lease which is in its thirty fifth (35th) year; it expires in 2019. Attorney Austgen recommended bringing the lease current; noting use of premises originally included a caretaker. There are questions of insurance regarding the entity and the Town. A draft resolution would be a vehicle for Council to act on an extension. It was recommended that the Historical Association and Town clean up and tweak the agreement as it may be thirty five years or so before it is reviewed again. A longer lease is needed in order for the Historical Association to obtain grants. Jim Laud spoke with Council on information he has received from grant writers on what grantees are reviewing and looking at on grant applications. Grantees do not want to give grants if there is no or little longevity. Discussions occurred on whether or not this information was available in writing for clarity. Motion for a sixty five year extension with contract revisions; this includes the current fifteen (15) years remaining and an additional fifty (50) years bringing the lease agreement to 2079. Discussion after the motion included Ralph Miller agreeing that the agreement should be extended, but that the lease should be cleaned up first. Attorney Austgen suggested a joint Town Council and Historical Association mutual review; it is a good opportunity for dialogue. President Niemeyer concurred with Ralph Miller. Extending the lease for grants; fifty years is a minimum that grantees look for in capital improvements. Jim Laud explained that they are looking to fix the basement and other items. Discussions occurred on grants and longevity of the Historical Association's lease. President Niemeyer reiterated that there is a motion on the floor.

Motion: Patsy Casassa			Second: Robert Carnahan			Roll Call Vote: 4 to 1	
Carnahan	Foreman	Wornhoff	Miller	Parker	Casassa	Niemeyer	
YES	NO	ABSENT	YES	ABSENT	YES	YES	

President Niemeyer thanked Tim Kubiak, Jim Cornett and all staff involved with the improvements to the meeting room.

- 2. Town Attorney** – no report.
- 3. Clerk-Treasurer** – no report.
- 4. Staff** – Fire Chief Wilkening stated that the boot drive raised \$3,000.00. This weekend please fill your bags for the food drive. The boy scouts, girl scouts and fire department

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will be out to collect them. The department received a grant for bunker gear and funding from the Hanover Trustee's office. This will equip the firefighters.

WRITTEN COMMUNICATIONS

GenMove October Report

Christopher B. Burke Engineering Report

PUBLIC COMMENT

Speros Batistatos inquired on when the work would be completed on 133rd Avenue East Side.

Mark Kaiser, Christopher B. Burke Engineering, spoke on the Morse & 133rd East Side project. Underdrainage is being completed and paving should begin next week as well as curbs and sidewalks. Substantial completion should be before Thanksgiving. It is anticipated that both lanes should be open the first week of November. 133rd Avenue West Side; contractor has been working ten (10) hour days and weekends. The middle lane with storm sewer and water main work should be installed and paved before Thanksgiving with a final completion date of June 27, 2015.

Next meeting is tentatively scheduled for November 6, 2014 at 7:00 pm. This date may change.

ADJOURNMENT: Approximately 7:50 PM President Niemeyer called the meeting to adjournment.

An Executive Session was advertised and conducted before the Public Meeting at 6:00 PM 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

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.