



**TOWN COUNCIL**  
**PUBLIC MEETING & PUBLIC HEARING AGENDA**  
**April 16, 2019 7:00 PM**

**PLEDGE OF ALLEGIANCE**

**CALL TO ORDER/ROLL CALL:**

**TOWN COUNCIL:**

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

**OATH OF OFFICE** – Firefighter/ EMT Bradley Biegel and Volunteer Firefighter James Molenda

**PUBLIC HEARING:**

- a. **Ordinance No. 1321 – Ravens Public Way Vacation**
- b. **Attorney’s Review of Legals**
- c. **Opening Remarks**
- d. **Reading of Ordinance No. 1321**
- e. **Remonstrators**
- f. **Town Council Discussion**

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

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

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

**CONSENT AGENDA:**

1. **Minutes:** April 2, 2019
2. **Claims:** All Town Funds: \$75,837.77; Wastewater Operating: \$140,724.50; Water Utility: \$45,456.79; Storm Water: \$9,134.91; 2017 RDA C Construction: \$2,350.26; Payroll: April 4, 2019 - \$235,526.60.
3. **Manual Journal Entries:** March 1-31, 2019
4. **Fire Department Training Reimbursement Agreement** (*deferred from March 5, 2019*)  
Firefighter/EMT Bradley Biegel
5. **Donations:**
  - a. Town Easter Egg Hunt – April 5, 2019
    - i. CVS-5 medium sized bags of candy
    - ii. Strack & Van Til- \$40.00 gift card towards Strack’s
    - iii. Sandbar-5 pounds of candy
    - iv. Casey’s-2 twenty five pound bags of parade mix
    - v. Frank’s BBQ-6 pounds of candy
    - vi. State Farm-16 pounds of candy
    - vii. Midwest Training Center-150 half off open skate and 4 dollar off large pizza coupon
    - viii. Jennifer Sandberg – 300 plastic eggs and candy
  - b. DARE
    - i. Fraternal Order of Eagles \$250.00
    - ii. Ray & Wally Towing \$250.00

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- iii. CL Vending \$100.00
- iv. Nagy's Automotive \$150.00
- v. Strack & Van Til \$250.00

- 6. **Proclamation:** Fibromyalgia Awareness Day – May 12, 2019
- 7. **Town Grounds Request:** Firefighter's Association Fireman's Ball: August 16-18, 2019

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

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

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

**ORDINANCES & RESOLUTIONS:**

- 1. **Ordinance No. 1318 – Olthof-Birchwood Farms PUD - Corrected**

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

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

**BZA:**

- 1. **Heather Dessauer, Owner and Petitioner – 8600 W 139<sup>th</sup> Ct, Cedar Lake, IN 46303 – Use Variance**  
The Board of Zoning Appeals certifies a **Favorable** Recommendation to the Town Council for the requested **Use Variance** to allow the Petitioner: Heather Dessauer to operate two (2) businesses: Anton Agency and Safari Marketing on a lot in a B-1 Zoning District. By a vote of **5 in favor and 0 against**, upon motion duly made and seconded at the public meeting held on April 11, 2019.

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

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

- 2. **Zbigniew & Malgotzata Czyzewski, Owner and Petitioner – 13130 Wicker Avenue, Cedar Lake, IN 46303 – Special Use Variance**

The Board of Zoning Appeals certifies a **Favorable** Recommendation to the Town Council for the requested **Special Use Variance** to allow the Petitioner: Zbigniew & Malgotzata Czyzewski to operate a used car dealership Monday-Friday 10:00 am – 6:00 pm, Saturday 10:00 am – 4:00 pm in a B-2 Zoning District; contingent upon 1-lot Subdivision and Site Plan approval by the Plan Commission. By a vote of **5 in favor and 0 against**, upon motion duly made and seconded at the public meeting held on April 11, 2019.

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

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

**NEW BUSINESS:**

- 1. **Garbage & Recycling Service - Assignment, Assumption and Consent Agreement**

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

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

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**2. Indemnity Agreement**

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

Robert H. Carnahan	Greg Parker	Ralph Miller	Randell Niemeyer	Richard Sharpe	Julie Rivera	John Foreman	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 Permits & Alterations – March 2019
2. Christopher B. Burke Engineering Report

**PUBLIC COMMENT:**

**ADJOURNMENT:**

**PRESS SESSION:**

**Next meeting: Public Meeting – Tuesday, May 21, 2019 at 7:00 pm**

*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.*