

Town Council Public Meeting
July 7, 2020

2. Ordinance No. 1355 – Emergency Response Reimbursement Repealer Ordinance P8-10

Motion: _____ 1st _____ 2nd _____

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

3. Ordinance No. 1356 – Papiese – 8029 Lake Shore Drive - Rezone from R-M to R-2 P11-14

Motion: _____ 1st _____ 2nd _____

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

4. Resolution No. 1259 – Temporary Loan 2017 A B C Bond P15

Motion: _____ 1st _____ 2nd _____

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

5. Resolution No. 1260 – Confirming Resolution Appropriation Transfers P16

Motion: _____ 1st _____ 2nd _____

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

PLAN:

1. Letter of Credit – Birchwood Farms Subdivision P17-18

Motion: _____ 1st _____ 2nd _____

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

NEW BUSINESS:

1. Fireworks Usage & Special Permit Application – July 18, 2020 P19-22

Deferred from June 16, 2020

Motion: _____ 1st _____ 2nd _____

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

2. Kozlowski Light Pole Relocation Request – 10915-21 W. 133rd Ave P23

Deferred from June 16, 2020

Motion: _____ 1st _____ 2nd _____

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

Town Council Public Meeting
July 7, 2020

3. Summerfest Request

P24

Motion: _____ 1st _____ 2nd _____

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

4. Temporary Easement Agreement Acceptance – Hanover Community School Corp P25-28

Motion: _____ 1st _____ 2nd _____

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

5. Board of Safety Appointments

Motion: _____ 1st _____ 2nd _____

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

6. Cedar Lake Historical Association Request

a. Request

P29

b. Letter of Support

P30

Motion: _____ 1st _____ 2nd _____

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

REPORTS:

1. Town Council
 - a. Council Affairs
 - b. Stormwater
2. Town Attorney
3. Clerk-Treasurer
4. Town Administrator
5. Director of Operations
6. Police Department
7. Fire Department

P31-33

WRITTEN COMMUNICATION:

1. Softball & Little League Parking
2. Christopher B. Burke Report

P34-37

P38-45

PUBLIC COMMENT:

ADJOURNMENT:

PRESS SESSION:

NEXT MEETING: Tuesday, July 21, 2020 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.



July 7, 2020

ALL TOWN FUNDS	\$272,197.71
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WASTEWATER OPERATING	\$317,036.74
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WATER UTILITY	\$62,623.34
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STORM WATER	\$162,518.03
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PAYROLL 6/25/2020 & 7/1/2020	\$197,881.80
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TOWN OF CEDAR LAKE

7408 Constitution Avenue, P.O. Box 707, Cedar Lake, IN 46303
Tel: (219) 374-7400 Fax: (219) 374-8588

DONATION ACCEPTANCE FORM

Name of Donor: KUBAL'S HOLIDAY, INC.

Address: 13305 MORSE ST CEDAR LAKE, IN 46303

Phone: 219-374-7495

Type of Donation:

☒ Monetary Donation Amount \$ 500.00

☐ In-Kind Donation (other than monetary)

Description of Donation: CHECK # 36131

Approximate Value of In-Kind Donation \$ _____

Comments: Donation to purchase vehicle lockout tool kits.

Brian Kubal - Owner

Signature of Donor

6/28/2020

Date

FOR OFFICE USE ONLY

Date Donation Received:

6/28/2020

Received by (Name/Title):

William Fager, Chief of Police

Date Accepted by Town Council:

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

ORDINANCE NO. 1352

AN ORDINANCE OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, ESTABLISHING A REIMBURSEMENT FEE TO BE CHARGED AND COLLECTED FROM RESPONSIBLE INDIVIDUALS AND ENTITIES RENDERED FIRE, SAFETY AND RESCUE, AND HAZARDOUS MATERIAL AND ENVIRONMENTAL INCIDENT RESPONSE SERVICES BY THE TOWN MUNICIPAL FIRE DEPARTMENT, REPEALING ALL ORDINANCES AND TOWN CODE PROVISIONS, OR PARTS THEREOF, IN CONFLICT HERewith, AND ALL MATTERS RELATED THERETO.

WHEREAS, the Town of Cedar Lake, Lake County, Indiana (hereinafter, "Town"), is a unit of local government duly organized and existing as a Municipal Corporation in the State of Indiana; and

WHEREAS, the Town, as a duly organized and existing unit of local government, is governed by its legislative body, the Town Council; and

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana (hereinafter, the "Town Council"), is responsible for the conduct of the business of the Town for the benefit of its Town residents and citizens, as set forth in applicable provisions of the Indiana Code, as amended from time to time; and

WHEREAS, the Town Council, in the course of its responsibilities and obligations for provision of services to Town residents and citizens has established and maintains a Municipal Fire Department for such purposes; and

WHEREAS, the Town Council, in the course of its establishment of a Municipal Fire Department, was aware that the Town Municipal Fire Department renders fire, safety and rescue, and hazardous material and environmental incident response services to Town residents and citizens, and those for whom such services are required within the jurisdictional and service territory of the Town Municipal Fire Department; and

WHEREAS, the Town Council is aware of the service levels required to be maintained by the Town Municipal Fire Department for provision of fire, safety and rescue, and hazardous material and environmental incident response services, in addition to other related services, and specifically the budgetary cost provided annually to the Town Municipal Fire Department for same; and

WHEREAS, the Town Council has been informed and advised that in the course of establishing a Municipal Fire Department, and directing said Municipal Fire Department to provide fire, safety and rescue, and hazardous material and environmental incident response services, that insufficient funds are able to be budgeted and/or made available for the Town Municipal Fire Department for provision of such services; and

WHEREAS, the Town Council, being duly advised, has examined methods and means outside the Town General Fund budget to fund and subsidize the General Fund budget provided to the Town Municipal Fire Department for its provision of fire, safety and rescue, and hazardous material and environmental incident response services by the Town Municipal Fire Department, and has determined that additional sources of revenue are required for such services to be provided; and

WHEREAS, the Town Council has been informed and advised that the provisions of the Indiana Home Rule Statute, cited at I. C. § 36-1 -3, make applicable to all units of local government in the State of Indiana, including the Town, Home Rule Authority for fulfillment of the policy of the State set forth at I.C. § 36-1-3-2, which is to grant units, including the Town, all the powers that they need for the effective operation of government as to local affairs; and

WHEREAS, the Town Council has been duly informed that the Indiana Home Rule Statute (i.e. I.C. § 36-1-3, et seq.), is available for establishing regulations it deems appropriate for the effective operation of government in the provision of services for the residents and citizens of the Town, and now concurs that this statutory authority should be considered and utilized for such purpose and provision of services by the Town Municipal Fire Department; and

WHEREAS, the Town Council, utilizing the provisions of the Indiana Home Rule Act at I.C. § 36-1-3, et seq., as amended, is applicable and permits the Town Council to establish by enabling Ordinance a Reimbursement Fee to be charged and collected from responsible individuals and entities rendered fire, safety and rescue, and hazardous material and environmental incident response by the Town Municipal Fire Department in order for the Town to operate and conduct the business of the Town Municipal Fire Department, including the provision of the aforementioned services; and

WHEREAS, the Town Council being further duly advised, now concurs and agrees that it is in the best interests of the residents and citizens of the Town that there be established a Reimbursement Fee to be charged and collected from responsible individuals and entities rendered fire, safety and rescue, and hazardous material and environmental incident response services by the Town Municipal Fire Department, consistent with applicable law, and as the same is in the best interests of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: Legal Authority.

The Town Council hereby declares that its establishment hereinafter of a reimbursement fee to be collected from responsible individuals and entities rendered fire, safety and rescue, and hazardous material and environmental incident response services by the Town Municipal Fire Department, is based upon the Indiana Home Rule Statute cited at I.C. § 36-1-3, et seq., and specifically, the provisions of said Home Rule Statute granting the Town, as a unit of local government in the State of Indiana, all the power it needs for the effective operation of government in the Town as to Town responsibilities to its citizens and residents.

SECTION TWO: Establishment.

The Town Council hereby establishes a Reimbursement Fee to be charged and collected from responsible individuals and entities rendered fire, safety and rescue, and hazardous material and environmental incident response services by the Town Municipal Fire Department, in conformance with the provisions of I.C. § 36-1-3 (5) which permits the Town, as a unit of local government, to impose a fee reasonably related to the administrative costs of exercising the power and providing the services so described. The fee established will be for reimbursement of costs incurred by the Town Municipal Fire Department to be charged and collected from responsible individuals and entities rendered fire, safety and rescue, and hazardous material and environmental incident response services by the aforesaid Town Municipal Fire Department hereafter. The reimbursement fee established hereby and authorized to be charged and collected from responsible individuals and entities rendered fire, safety and rescue, and hazardous material and environmental incident response services, shall be based upon the services requested and/or required in the event of any fire, safety and rescue, and hazardous material and

environment incident services response made by the Town Municipal Fire Department. In all instances of such services being provided, reimbursement for same shall be made under the authority of this enabling Ordinance.

SECTION THREE: The Town Council hereby directs the Town Administrative Offices and Municipal Fire Department Administrators to develop and create a fee schedule related to the fire, safety and rescue, and hazardous material and environmental incident response services to be provided by the Town Municipal Fire Department, which schedule of reimbursement fees establishes a schedule of user fee under the provision of I.C. § 36-1-3-8 (5) and (6), being reasonably related to the specified services rendered.

SECTION FOUR: That the schedule of reimbursement fees for provision of fire, safety and rescue, and hazardous material and environmental incident response services by the Town Municipal Fire Department shall be a specific exhibit to this Ordinance, to be labeled as Exhibit "A", and is to be appended hereto as such Exhibit "A". Under current applicable law as forth in the current Indiana Home Rule statute, as amended from time to time, and as cited at I.C. § 36-1-3, et seq., the Exhibit "A" list of rates and charges for reimbursement of fire, safety and rescue, and hazardous material and environmental incident response services for which reimbursement fees are to be charged and collected from responsible individuals and entities provided such services shall be attached hereto, included herein and incorporated. Further, the schedule shall be reviewed annually for update and current application of reasonable and just reimbursement fees, reasonably related to reasonable and just rates and charges for such services. Such rates and charges, upon annual review, shall be approved on or before February 1st of each year after adoption by this Ordinance, and such updated rates and charges shall be amended in Exhibit "A" for the next year comprised of February through the end of January of the next succeeding year for systematic annual updating and amendment, all based upon the requirements for establishment of just rates and charges under I.C. § 36-1-3, et seq., as amended.

SECTION FIVE: That the reimbursement fee policy and procedures established hereby shall conform to and comport with the rules, regulations, and requirements of applicable Indiana law, and rules and regulations of the Indiana State Board of Accounts. This policy and procedure shall be monitored and followed in the same manner and method as the procedures and policies of the Town Municipal Fire Department for ambulance and related emergency medical service charges and rates made by the Town Municipal Fire Department to benefitted individuals and/or entities. For purposes of conformance to applicable Indiana law, in the event of failure or refusal to pay an issued and charged reimbursement fee billing invoice for fire, safety and rescue and hazardous material and environment incident response services by the Town Municipal Fire Department, and upon the issuance of billing invoices which are unpaid, the Town shall be entitled, under applicable law, to recovery of legal fees and expenses, including attorney fees, plus interest on unpaid accounts as permitted by applicable statutory authority.

SECTION SIX: That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Establishment Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

SECTION SEVEN: If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

SECTION EIGHT: That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of Cedar Lake, Lake County, Indiana, in conformance with applicable law, and publication in conformance with applicable law.

ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA THIS ____ DAY OF _____, 2020.

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

Randell C. Niemeyer, President

Julie A. Rivera, Vice-President

Robert H. Carnahan, Member

John C. Foreman, Member

Ralph Miller, Member

Colleen Schieben, Member

Richard Sharpe, Member

ATTEST:

Jennifer N. Sandberg, IAMC,
Clerk-Treasurer

Town of Cedar Lake, Lake County, Indiana
Ordinance No. 1352
Exhibit A

Apparatus

Engine	\$250.00 per hour	Brush Truck	\$75.00 per hour
Tender	\$150.00 per hour	Command	\$100.00 per hour
Rescue	\$150.00 per hour	Small Boat	\$50.00 per hour
Ladder Truck	\$250.00 per hour	Large Boat	\$150.00 per hour
Brush Truck	\$75.00 per hour	Ice Boat	\$100.00 per hour

Rescue Equipment

Air bag - large	\$500.00 each	Cutting torch	\$200.00 each
Air bag - small	\$200.00 each	Porta Power	\$200.00 each
Air tools	\$150.00 each	Rams	\$500.00 each
Cribbing	\$50.00 each	Saws	\$200.00 each
Cutter	\$750.00 each	Spreader	\$750.00 each

Loose Equipment

Meters	\$30.00 each	Hand tools	\$10.00 each
Shovels/Brooms	\$10.00 each	Misc use	\$25.00 each

Supplies

Abs Pad	\$200.00 each	Oil Dry	\$30.00 per bag
Abs Boom	\$200.00 each	ABC Extinguisher	\$200.00 each
AFFF Foam	\$50.00 per gallon	CO2 Extinguisher	\$150.00 each
Class A foam	\$50.00 per gallon	Purple K Extinguisher	\$250.00 each
Fuel spill solution	\$50.00 per gallon		

Personnel

Personnel shall be billed at the rates reflected in the current annual Town Salary Ordinance including benefits

Any equipment damaged or destroyed will be billed at current costs after an estimate is obtained.

**TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA
ORDINANCE NO: 1355**

**AN ORDINANCE REPEALING TOWN CODE SECTION §35.01, ENTITLED
FIRE DEPARTMENT SERVICE CHARGE ESTABLISHED., AND TOWN CODE
SECTION §35.02, ENTITLED ITEMIZATION; LIMIT ON CHARGE.,
AND ALL MATTERS RELATED THERETO.**

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana (hereinafter, the "TOWN"), has been reviewing provisions of the Town Code in support of its intent to establish a reimbursement fee to be charged and collected from responsible individuals and entities rendered Fire, Safety and Rescue, and Hazardous Material and Environmental Incident Response Services by the Town Municipal Fire Department; and

WHEREAS, the Town Council, in the course of its review and assessment, has been made aware that Town Code provisions exist pertaining to Fire Department Service Charges, and notably, by the provision of Town Ordinance No. 686, adopted by the then-Town Council June 25, 1996; and

WHEREAS, the Town Council, upon review and analysis, has determined that the provisions of Town Ordinance No. 686 establishing a Fire Department Service Charge were regulations for the then-existent and operational Cedar Lake Volunteer Fire Department; and

WHEREAS, the Town Council is aware that the Cedar Lake Volunteer Fire Department is no longer the operational entity of the Town for Fire, Safety and Rescue, and Hazardous Material and Environment Incident Response Services, but rather, that the Town Municipal Fire Department is said entity as a Department of Town Government; and

WHEREAS, the Town Council, being duly advised, is presently developing for consideration and adoption, a current reimbursement fee to be charged and collected from responsible individuals and entities, Fire, Safety and Rescue, and Hazardous Material Environmental Incident Response Services by the Town Municipal Fire Department, as the existent law found at Town Code Sections §35.01, §35.02, from the adopted Town Ordinance No. 686, is no longer legally existent; and

WHEREAS, the Town Council, as a consequence of the foregoing, has concluded that establishment of a current reimbursement fee related to services related to by the Town Municipal Fire Department, with same to be charged and collected from responsible individuals and entities rendered Fire, Safety and Rescue, and Hazardous Material and Environmental Incident Response Services, renders the current fee provisions found at Section §35.01 as well as Section §35.02, as the same are established by Town Ordinance No. 686, to be of no value or effect, and whereby such should be properly repealed.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: That Town Code Section §35.01, entitled **FIRE DEPARTMENT SERVICE CHARGES ESTABLISHED.**, is hereby repealed in its entirety.

SECTION TWO: That Town Code Section §35.02, entitled **ITEMIZATION; LIMIT ON CHARGE.**, is hereby repealed in its entirety.

SECTION THREE: That all existing Ordinances, and Town Code Sections, or parts thereof, in conflict with the provisions of this Repealer Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

SECTION FOUR: If any Section, clause, provision, or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court or competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

SECTION FIVE: That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of Cedar Lake, Lake County, Indiana, in conformance with applicable law.

**ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF
THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, THIS ____ DAY OF
JUNE, 2020.**

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

By:

Randell C. Niemeyer, President

Julie A. Rivera, Vice-President

Robert H. Carnahan, Member

John C. Foreman, Member

Colleen Schieben, Member

Ralph Miller, Member

Richard Sharpe, Member

ATTEST:

Jennifer N. Sandberg, IAMC
Clerk-Treasurer

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

ORDINANCE NO. 1356

AN ORDINANCE RECLASSIFYING CERTAIN LANDS IN THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, FOR ZONING PURPOSES, AND AMENDING TOWN ORDINANCE NO. 496, BEING:

"AN ORDINANCE REPLACING ZONING ORDINANCE NO. 278, ENTITLED CEDAR LAKE, INDIANA, ZONING ORDINANCE, PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF CEDAR LAKE, INDIANA, AND ALL AMENDMENTS PASSED SUBSEQUENT THERETO, REPEALING ZONING ORDINANCE NO. 278, ALL AMENDMENTS THERETO, AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, ESTABLISHING NEW COMPREHENSIVE ZONING REGULATIONS FOR THE TOWN OF CEDAR LAKE, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT AND AMENDMENT THEREOF, IN ACCORDANCE WITH THE PROVISIONS OF THE INDIANA STATE STATUTES."

PASSED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, THE 13TH DAY OF DECEMBER, 1989, AND ALL AMENDMENTS PASSED SUBSEQUENT THERETO.

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana, did, on the 13th day of December, 1989, pass a Zoning Ordinance designated as Town Ordinance No. 496; and

WHEREAS, the Plan Commission of the Town of Cedar Lake, Lake County, Indiana, has been petitioned by the Owners of certain real property located in the Town of Cedar Lake, Lake County, Indiana, to rezone from the current zoning of said property, Title X-Residential Multiple-Family (R-M) Zoning District, to Title VII-Residential (R-2) Zoning District; and

WHEREAS, the Plan Commission of the Town of Cedar Lake, Lake County, Indiana, has favorably recommended that Town Zoning Ordinance No. 496 be amended and modified in order that the use of the real property hereinafter described shall be made more consistent with the Comprehensive Plan, the surrounding zoning districts, and the current and prospective uses of the real property within the area, and that said parcels of real property be reclassified; and

WHEREAS, the Plan Commission of the Town of Cedar Lake, Lake County, Indiana, did, on the 17th day of June, 2020, pursuant to published notice as required by applicable law, hold a Public Hearing on the advisability and necessity of rezoning said property.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA:

SECTION ONE: That Town Zoning Ordinance No. 496, all amendments to Zoning Ordinance No. 496 passed subsequent thereto, and the Town of Cedar Lake Zoning Map are all amended by changing the Zoning District Classification of the following described parcels of real property, all lying within the Municipal Corporate limits of the Town of Cedar Lake, Lake County, Indiana, namely:

See attached legal description attached as Exhibit "A", hereto

from Title X – Residential Multiple-Family (R-M) Zoning District to Title VIII Residential (R-2) Zoning District Classification.

SECTION TWO: That if any section, clause, provision, or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision, or portion of this Ordinance.

SECTION THREE: That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of Cedar Lake, Lake County, Indiana, and compliance with all conditions of approval and adoption by the Owners and Petitioners.

ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, THIS _____ DAY OF _____, 2020.

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

Randell C. Niemeyer, Town Council President

Julie A. Rivera, Town Council Vice-President

Robert H. Carnahan, Town Council Member

John C. Foreman, Town Council Member

Colleen Schieben, Town Council Member

Ralph Miller, Town Council Member

Richard Sharpe, Town Council Member

ATTEST:

Jennifer N. Sandberg, IAMC,
Clerk-Treasurer

Ordinance No. 1356
EXHIBIT A

PT. E2. NE. S.22 T.34 R.9 .58 A

Commonly known as 8029 Lake Shore Drive, Cedar Lake, IN 46303
Parcel ID 45-15-22-288-004.000-014

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

CERTIFICATION

TO: CEDAR LAKE TOWN COUNCIL MEMBERS
TOWN OF CEDAR LAKE,
LAKE COUNTY, INDIANA

Pursuant to the requirements of applicable law, the Plan Commission of the Town of Cedar Lake, Lake County, Indiana, by its duly designated representative, hereby CERTIFIES to the Cedar Lake Town Council the application of Owners and Petitioners, **Richard & Karen Papiese**, for the **Rezone** being sought from Zoning Ordinance No. 496, as amended, from the current zoning of said property, Title X – Residential Multiple-Family (R-M) Zoning District to Title VIII – Residential (R-2) Zoning District. The property is located in the vicinity of 8029 Lake Shore Drive, Cedar Lake, IN 46303, and is legally described as:

PT. E2. NE. S.22 T.34 R.9 .58 A

The Cedar Lake Plan Commission hereby certifies its **Favorable Recommendation** to the Town Council for approval of a Residential (R-2) Zoning District amendment.

This Favorable Recommendation Certification is approved by a vote of **7** in favor, and **0** opposed, upon motion duly made and seconded, at the Plan Commission public meeting held on June 17, 2020.

TOWN OF CEDAR LAKE,
LAKE COUNTY, INDIANA,
PLAN COMMISSION

By: _____
Jerry Wilkening, President

ATTEST:

Sarah Rutschmann, Recording Secretary

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

RESOLUTION NO. 1259

A RESOLUTION AUTHORIZING A TEMPORARY LOAN FOR THE 2017 RDA A, B, & C BONDS OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

WHEREAS, a shortfall of the 2019 Pay 2020 Spring Tax Settlement was received before June 30, 2020, and sufficient funds were not available to make the Lease Payment obligation due by July 15, 2020; and

WHEREAS, an extraordinary emergency exists at this time and it is necessary for said Town to borrow sufficient funds to meet debt obligations. Therefore, the **Wastewater Treatment Plant Special Fund #633** of said Town shall temporarily advance to the **2017 RDA A, B, & C Bond Fund #412** for calendar year 2020; and

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, INDIANA THAT:

SECTION ONE: The sum of **\$188,346.90** shall be transferred from the Wastewater Treatment Plant Special Fund #633 to the 2017 RDA A, B, & C Bond Fund #412, in order to meet necessary debt service expenditures.

SECTION TWO: That the repayment shall be made upon receipt of the 2019 pay 2020 Fall Tax Settlement anticipated on or before **December 31, 2020**.

SECTION THREE: That an emergency exists and this Resolution shall be in full force and effect from and after its passage and approval by the Town Council of the Town of Cedar Lake, Lake County, Indiana.

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA THIS 7th DAY OF JULY, 2020.

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

Randell Niemeyer, President

Julie Rivera, Vice President

Robert H. Carnahan

John Foreman

Ralph Miller

Colleen Schieben

ATTEST:

Richard Sharpe

Jennifer N. Sandberg, IAMC
Clerk-Treasurer

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

CONFIRMING RESOLUTION NO. 1260

**A RESOLUTION CONFIRMING THE AUTHORIZATION OF APPROPRIATION
TRANSFERS BY THE CLERK-TREASURER FOR THE FOLLOWING FUNDS
DURING BUDGET YEAR 2020**

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana does find that conditions existed at the time, and that it was indispensably necessary to expend certain sums of money by the proper legal officers of the Town of Cedar Lake, Lake County, Indiana by way of transfer of funds within the categories of appropriations.

NOW THEREFORE, be it resolved by the Town Council of the Town of Cedar Lake, Lake County, Indiana, that the following transfers were made in the specified funds between major budget categories;

GENERAL FUND TOTAL \$6,650.00

Town Council 002

\$ 1,000.00	From: 311 – Attorney	To: 211 – Office Supplies	*07/06/20
\$ 2,500.00	From: 311 – Attorney	To: 241 – Misc Supplies	*07/06/20

Fire Department 005

\$ 3,000.00	From: 396 – Misc Services	To: 241 – Misc Supplies	*05/11/20
\$ 150.00	From: 397 – Dues/Subs.	To: 445 – Equipment	*07/01/20

*Date refers to the action date that the transfer was entered as a manual journal entry as it was indispensably necessary to transfer between major budget classes in order to conduct Town business by ensuring that sufficient appropriations were available. The manual journal entries were approved by Town Council as a part of the consent agenda.

**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY,
INDIANA THIS 7th DAY OF JULY, 2020.**

Randell Niemeyer, President

Julie Rivera, Vice President

Robert H. Carnahan

John Foreman

Ralph Miller

Colleen Schieben

ATTEST:

Richard Sharpe

Jennifer N. Sandberg, Clerk-Treasurer



9701 Indianapolis Blvd.
Highland, IN 46322-2620
219.922.2406

BUSINESS BANKING

IRREVOCABLE LETTER OF CREDIT #01192

June 26, 2020

Town of Cedar Lake
Attn: Department of Planning, Zoning and Building
7408 Constitution Avenue
Cedar Lake, IN 46303

Re: Phase 1 of the Birchwood Farms Subdivision (Hanover Development LLC) – Performance Letter of Credit

Gentlemen:

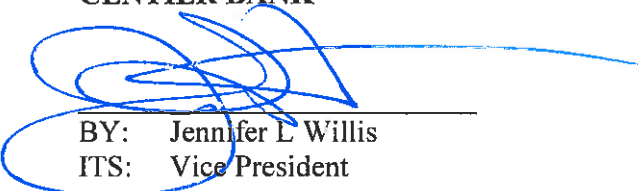
We hereby establish in your favor our Irrevocable Letter of Credit for the account of Hanover Development LLC up to an aggregate amount of Five Hundred Sixty-Five Thousand Seventy Dollars and Nineteen Cents (\$565,070.19) U.S. DOLLARS which is available by presentation of your draft(s) at sight drawn on us bearing the clause: "Drawn under Centier Bank Irrevocable Letter of Credit No. 01192, dated June 26, 2020".

The original of, and any amendments to, this Letter of Credit must accompany all draws. This Letter of Credit will expire at the close of the regular business day on October 5, 2022, and such drafts and any other required documents must be presented for payment and received by us on or before such date.

We hereby engage with drawers and/or bona fide holders that drafts drawn and negotiated in conformity with the terms of this credit will be duly honored on presentation and that drafts accepted in conformity with the terms of this credit will be duly honored at maturity.

This Agreement will be governed by federal law applicable to Lender and, to the extent not preempted by federal law, the laws of the State of Indiana without regard to its conflicts of law provisions, and except to the extent such laws are inconsistent with the 2007 Revision of the Uniform Customs and Practice for Documentary Credits of the International Chamber of Commerce, ICC Publication No. 600. This Agreement has been accepted by Lender in the State of Indiana.

CENTIER BANK



BY: Jennifer L. Willis
ITS: Vice President

June 26, 2020

Town of Cedar Lake
Attn: Department of Planning, Zoning and Building
7408 Constitution Ave
Cedar Lake, IN 46303

Ladies and Gentlemen:

Please find attached the original Letter of Credit issued on behalf of Hanover Development LLC referred to as Number 01192.

Please acknowledge your receipt of the original document mentioned above by signing where provided below and return to Centier Bank, 600 E. 84th Avenue, Merrillville, Indiana 46410, Attention: Letter of Credit Department.

CENTIER BANK



By: Jennifer L. Willis, Vice President

**TOWN OF CEDAR LAKE, LAKE
COUNTY, INDIANA, a Municipal
Corporation**

BY: Randell C. Niemeyer
Title: Town Council President

Attest By: Jennifer N. Sandberg, IAMC
Title: Clerk-Treasurer

Received this the _____ day of _____, 20____.



'20 MAY 26 2:01 PM

TOWN OF CEDAR LAKE
Lake County, Indiana
Fireworks Usage
Special Permit Application

Per Ordinance No. 1007, the owner, occupant, or agent of an organization, business or group that uses any type of fireworks or pyrotechnic special effects materials used indoor or outdoor, shall apply for a Special Permit issued by the Town Council at least fourteen (14) calendar days prior to the use of the fireworks or pyrotechnical devices. The Permit must be made available upon request of the Fire Chief or his designee. A \$100.00 fee is to be paid at the time this application is submitted.

Group, Organization, Business or Individual Scheduling/Promoting the Fireworks Production/Display:

Name: MISSION ONE (John Boersma) Phone: 219-323-6111
Address: 11930 W. 103rd Ct. St. John

Group, Organization, Business or Individual Operating/Conducting the Fireworks Production/Display:

Name: The Corner Store Phone: 219-689-7980
Address: 133rd & Rt. 41 Cedar Lake IN
Please Describe the Qualifications: CLASS C

Detailed Location Where the Display Shall Take Place: Cedar Lake American
Legion Post 261

Date of Fireworks Display: July 18th
Beginning Time: 9:00 pm Estimated Ending Time: 10:00 pm

Estimated Number of Fireworks/Pyrotechnical Devices Being Used: CLASS C

A copy of a valid Certificate of insurance conditioned for damages and/or injury to persons or property for said event in the amount of not less than \$1,000,000 shall be attached to and submitted with each application for and shall become part of the Special Permit.

For Office Use Only _____

Approved by Town Council: _____ Date: _____ Signature: _____

MISSION ONE

Saturday
July 18th

2nd Annual

Veterans of Valor

Ride / Charity Event

LIVE CONCERT

Featured performer:

Bands:

STAGE & LIGHTS

- Army Veteran Jason Jakes
- Nate Venturelli

- Mysteria
- Gerald & Camille
- Recording Artist Ashley Victoria

National Recording Artist

Brian Grilli

Iraq Combat Veteran

Registration: 9AM-11AM

KSU: 11:00AM

All Day Family

Friendly Event

Escorted Ride Honoring Vets

\$25/Rider - \$10/Passenger

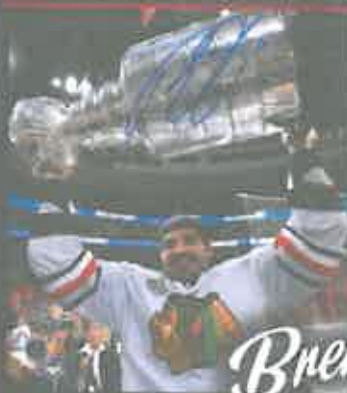
Non-Riders: \$10 Adult

\$5 Kids 12 and over

All Veteran Riders Discounted

Stanley Cup Winner

CHICAGO BLACKHAWKS



Meet
&
Greet
Autographs

Brent Sopel

Proceeds to benefit:
All Veterans in Need

- Bike Show
- Special Guest Speaker
- U.S.M.C. Color Guard
- Bounce House / Kids
- Beer/Liquor
- BBQ/Food
- Raffles / Prizes



Location:
American Legion Post 261
13050 Washington St.
Cedar Lake, IN 46303

We are accepting credit / debit cards for
entry fee, raffles, and donations.

IGC:148518

EIN: 82-3002586

Visit us @ www.m1vets.org

EVENT DESIGN BY:



www.ZinkFactory.com

For more info, contact Johnny Boersma @ (219) 220-2050

A Veteran's Battle Never Ends

FACEBOOK
EVENT PAGE





Standing For Veterans Who Stood For
Us.

Mission One
PO Box 441
ST. John In, 46373

VETERAN'S BATTLES NEVER END

To Whom It May Concern,

26th, MAY 2020

I'm the President/Founder of a local Veteran supporting organization called Mission One (Non-profit Domestic charity). We are a 501(C)3 Foundation who believes in giving Veterans the respect and assistance in making life a little easier for them. I Started this Organization for Many reasons. The Main Reason is Because I put Veterans first over my own needs as I feel they Deserve it. 2nd, We believe Veterans **deserve** to feel whole and respected for honorably serving are country to keep us safe.

Since we are a 100% Non-Profit Foundation, keeping the costs at a Minimal is key. We are requesting the town council wave the 100.00 permit fee for our Class C fireworks display June 18th at American Legion Post 261 for our 2nd Annual Veterans of Valor Event. This will be a All day very family friendly event. We are providing entertainment for all ages, featuring a Meet and greet with Stanley Cup Blackhawks Champion Brent Sopel and recording Artists performing at our Concert. Please feel free to contact me for any issues regarding concerns. Sincerely, Johnny Boersma

501(C)3 Non-Profit Foundation

Tax ID

Johnny boersma
President/CEO

EIN# 83-3002586

Phone: 219-220-2050

E-mail: johnny@m1vets.com www.m1vets.org



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

05/26/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER State Farm Ryan Spangler State Farm 10210 Wicker Ave., Suite 2 St. John, IN 46373		CONTACT NAME: Ryan Spangler PHONE (A/C, No, Ext): 219-627-3996 FAX (A/C, No): 219-627-3998 E-MAIL ADDRESS: ryan.spangler.dr1h@statefarm.com		
INSURED Mission One Ltd. 11930 W. 103rd Ct. St. John, IN 46373		INSURER(S) AFFORDING COVERAGE		NAIC #
		INSURER A: State Farm Fire and Casualty Company		25143
		INSURER B:		
		INSURER C:		
		INSURER D:		
		INSURER E:		
		INSURER F:		

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR	X		0001014503	05/26/2020	05/26/2021	EACH OCCURRENCE \$ 1,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000						
	MED EXP (Any one person) \$ 10,000						
	PERSONAL & ADV INJURY \$ 1,000,000						
GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:							GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COMP/OP AGG \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$
							BODILY INJURY (Per person) \$
							BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$
							AGGREGATE \$
							\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/>
							E.L. EACH ACCIDENT \$
							E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER**CANCELLATION**

Cedar Lake American Legion Post 261
13050 Washington St.
Cedar Lake, IN 46303

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Completed by an authorized State Farm representative. If signature is required, please contact a State Farm agent.

LUXURY LIVING LLC

11663 W. 133RD AVENUE -P.O. Box 788
CEDAR LAKE, INDIANA 46303
(219) 306-6556

Today's Date: 06/11/20

MEMORANDUM

Jill Murr
Town of Cedar Lake
7408 Constitution Ave.
Cedar Lake, IN 46303

Dear Jill,

Thank you in advance for the opportunity to discuss the movement of the light pole located in front of our building. We originally asked that this light pole not be put in front of our building when the street project was in progress. However, it was done so anyway.

We have applied and been approved for funding in the Façade Grant Program for Cedar Lake. Meeting with our architect and contractors, it has been discussed and determined that the best course of action at this time is to move the light pole from the front of the building to either side so as to not block the view of the building and detract from the new façade. Our building is closer to 133rd Avenue than most of the buildings.

We ask that you take this issue up with the board at the next meeting. We would be willing to split the cost of the move with the town.

If you have any questions please feel free to contact me at (219) 712-7308.

Thank you very much.



Peter J Kozlowski

----- Original message -----

From: Gordon Dickson <gdickson2818@sbcglobal.net>

Date: 6/17/20 9:28 PM (GMT-06:00)

To: Randy Niemeyer <randy.niemeyer@cedarlakein.org>

Subject: Hello

Please review picture

The Cedar Lake Summerfest Committee meets the 4th Monday of the month.

At that time with your permission I would like to request a donation of paint for the stage and light poles on the lake.

I believe the Park Staff are willing to do the painting.

Please let me know what you think. If I need to make the request to someone else please advise.

Mary Joan

TEMPORARY EASEMENT AGREEMENT

THIS TEMPORARY EASEMENT AGREEMENT is made this _____ day of _____, 2020, by and between HANOVER COMMUNITY SCHOOL CORPORATION, "GRANTOR", and THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, a Municipal Corporation, acting by and through its duly elected TOWN COUNCIL, "GRANTEE".

GRANTOR states and represents that it owns and has title to certain Real Estate located in Cedar Lake, Lake County, Indiana, and seeks to grant and convey a Temporary Easement to GRANTEE for public roadway and related improvement purposes, and all other related and incidental public use purposes over the Real Estate.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged by GRANTOR, GRANTOR does hereby grant, convey and warrant unto the GRANTEE, its successors and assigns, a TEMPORARY EASEMENT with the right, privilege and authority in GRANTEE, at its own expense, to enter upon, dig, lay, erect, construct, install, reconstruct, operate, maintain, patrol, continue, repair, keep in repair, deepen, replace and renew public roadway, utilities, and all related public improvements as shall be hereafter located and constructed in, on, upon, along, under, over and across the Real Estate owned by GRANTOR, and situated in Cedar Lake, Lake County, Indiana, namely:

(See attached Legal Description as Exhibit "A")
(See attached Easement Exhibit "B")

The GRANTEE shall have the right, at its expense, to enter along, over and upon the Temporary Easement for the public purposes permitted herein, at will, and to make such alterations and improvements therein as may be necessary or useful for such public purposes; further, the GRANTEE shall have the right of ingress and egress over adjoining premises and lands when necessary and without doing damage to the adjoining lands, and only for temporary periods, and shall not otherwise enter upon lands adjoining said Temporary Easement.

The GRANTEE covenants that in the installation, maintenance or operation of the public roadway and all related public improvements, and appurtenances under, upon, over and across the Real Estate in which the Temporary Easement is hereby granted, it will, at its own expense, restore the area disturbed by its work to as near the original condition as is practicable. This grant shall terminate one (1) year after full completion and acceptance of the construction of the aforesaid public improvements on the subject Easement parcel.

The GRANTOR covenants for GRANTOR, GRANTOR'S Grantees, Heirs, Personal Representatives, Successors and Assigns, that GRANTOR shall not erect or maintain any building or other structure or obstruction on or over the Temporary Easement granted herein, and gives the GRANTEE the right to remove any such obstruction, or grant additional Easements over, across or on the Real Estate in which the Temporary Easement is hereby granted, except by express written

ACCEPTANCE and ACKNOWLEDGMENT

This conveyance is accepted by the duly authorized Purchasing Agent of the Town of Cedar Lake, Lake County, Indiana, after action at a public meeting of the Town Council of the Town of Cedar Lake, Lake County, Indiana, and whereby the Town Council President and Town Clerk-Treasurer, respectively, were duly authorized to execute and attest this Acceptance and Acknowledgment.

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA,
a Municipal Corporation

By: _____
Randell C. Niemeyer, Town Council President

Attest: _____
Jennifer N. Sandberg, IAMC, Clerk-Treasurer

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, the undersigned, a Notary Public in and for said County and State, on this _____ day of _____, 2020, personally appeared RANDELL C. NIEMEYER, not individually, but as Town Council President of the Town of Cedar Lake, Lake County, Indiana, and JENNIFER N. SANDBERG, not individually, but as Clerk-Treasurer of the Town of Cedar Lake, Lake County, Indiana, who acknowledged the execution of the foregoing TEMPORARY EASEMENT AGREEMENT as such Officers in such capacities for and on behalf of the Town of Cedar Lake, Lake County, Indiana.

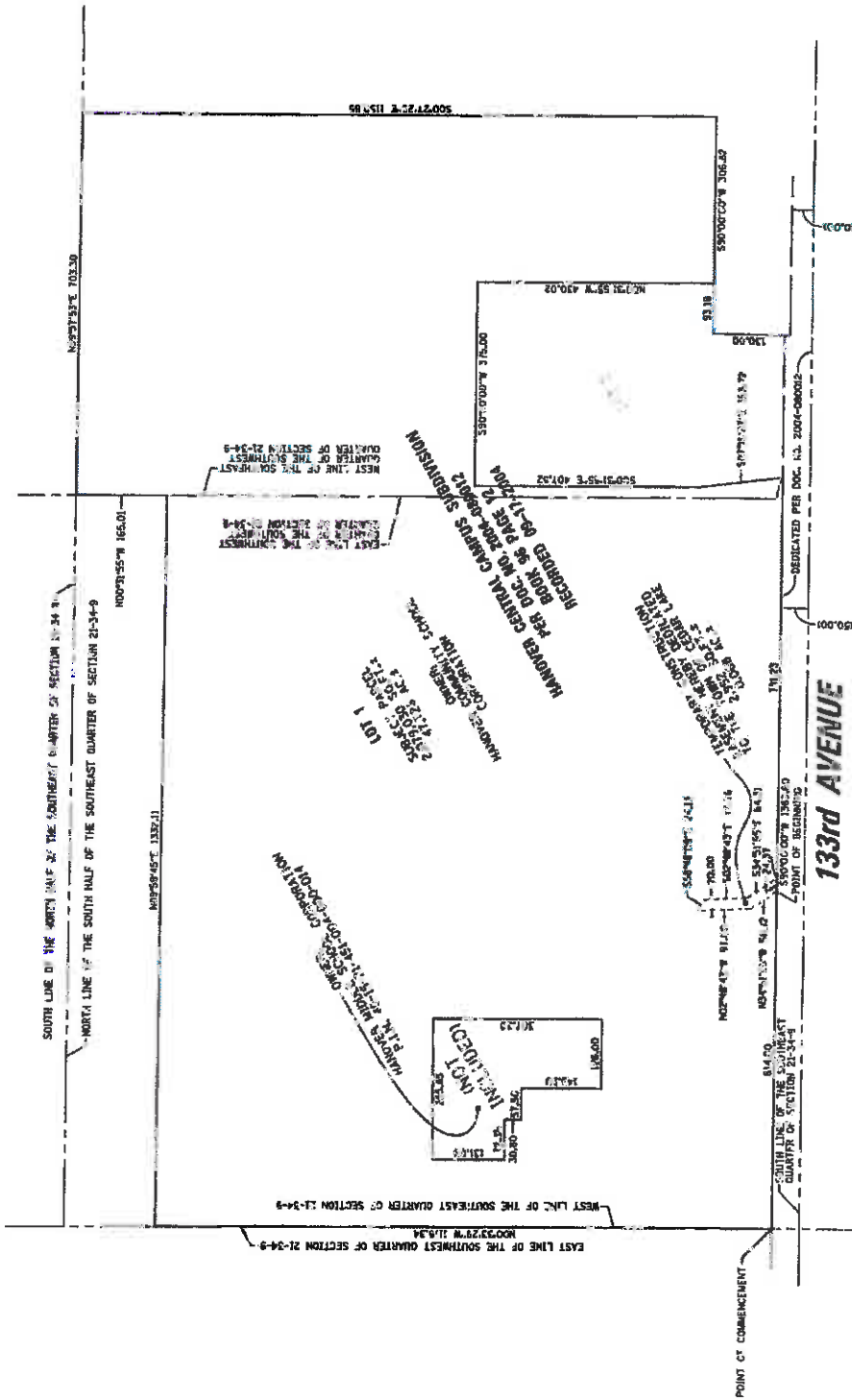
IN WITNESS WHEREOF, I have hereunto subscribed by name and affixed my Official Seal.

My Commission Expires:

Resident of _____ Notary Public
County, IN

I affirm, under the penalties of perjury, that I have taken responsible care to redact each Social Security number in this document, unless required by law and this document was prepared by David M. Austgen, AUSTGEN KUIPER JASAITIS P.C., 130 N. Main St., Crown Point, Indiana 46307.

EASEMENT EXHIBIT



GENERAL NOTES:

1. ALL DIMENSIONS ARE GIVEN IN FEET AND DECIMAL PARTS THEREOF.
2. ONLY THOSE BUILDING LINES, SETBACKS AND EASEMENTS WHICH ARE SHOWN ON THE RECORDED PLAT OF SUBDIVISION, RECORD MAP OR RECORD MAP OF THE TOWN OF CEDAR LAKE, INDIANA, AND LOCAL ORDINANCES FOR OTHER JURISDICTIONS, SHALL BE CONSIDERED.
3. CHANGES TO THE PLAT AND THE BUILDING LINES WITH THE DATA OBTAINED FROM THE PLAT AND THE BUILDING LINES SHALL BE CONSIDERED AS A PART OF THE PLAT AND THE BUILDING LINES.
4. NO DIMENSIONS SHALL BE ENTERED INTO THE DATA OBTAINED FROM THE PLAT AND THE BUILDING LINES.
5. CHANGES TO THE PLAT AND THE BUILDING LINES SHALL BE CONSIDERED AS A PART OF THE PLAT AND THE BUILDING LINES.

SUBJECT NOTES:

1. THIS SURVEY IS FOR THE PURPOSE OF THE TOWN OF CEDAR LAKE, INDIANA, AND THE BUILDING LINES.
2. THIS SURVEY IS FOR THE PURPOSE OF THE TOWN OF CEDAR LAKE, INDIANA, AND THE BUILDING LINES.
3. THIS SURVEY IS FOR THE PURPOSE OF THE TOWN OF CEDAR LAKE, INDIANA, AND THE BUILDING LINES.
4. THIS SURVEY IS FOR THE PURPOSE OF THE TOWN OF CEDAR LAKE, INDIANA, AND THE BUILDING LINES.
5. THIS SURVEY IS FOR THE PURPOSE OF THE TOWN OF CEDAR LAKE, INDIANA, AND THE BUILDING LINES.

CHRISTOPHER B. BURKE
ENGINEERING, LTD.
9575 West Higgins Road, Suite 600
Rosemont, Illinois 60018
(847) 823-0500

EASEMENT EXHIBIT
IN
TOWN OF CEDAR LAKE, INDIANA
PREPARED FOR
TOWN OF CEDAR LAKE

CALC.	DATE	SCALE	SHEET 1 OF 1	PROJECT NO.
DWN	01-04-2019	1"=150'		060015.00005
CHKD.				
DATE				

LEGAL DESCRIPTION: THE TOWN OF CEDAR LAKE, INDIANA, IS A TOWN OF THE STATE OF INDIANA, AND THE BUILDING LINES, RECORD MAP OR RECORD MAP OF THE TOWN OF CEDAR LAKE, INDIANA, AND LOCAL ORDINANCES FOR OTHER JURISDICTIONS, SHALL BE CONSIDERED.



July 3, 2020

Town of Cedar Lake
7408 Constitution Avenue
Cedar Lake, IN 46303

To Whom It May Concern:

The Cedar Lake Historical Association would like to provide an update on the steamboat project that was scheduled for the week of July 20, 2020. The state-mandated lockdown due to COVID-19 caused grave turmoil for our 2020 calendar of events. Our partner, Hesston Steam Museum, was unable to travel to the storage facility to perform the necessary inspections of the steamboat. Furthermore, the social distancing guidelines that have been put in place would prohibit us from operating the boat at capacity.

CLHA and Hesston Steam Museum are both committed to the project and have rescheduled the event for the week of July 26, 2021. Additionally, we have been invited to apply for an Indiana Humanities Collaboration Grant to assist with funding for the event next year. We will be able to utilize the award of Town of Cedar Lake 2020 Tourism Funds to fulfill a portion of our matching requirement for the Indiana Humanities grant. The Tourism Funds are anticipated to be spent in fall 2020 as we make preliminary purchases of supplies and insurance.

Therefore, we are asking the Town to provide a letter to be submitted with our grant application which affirms the Town's support of the project. A sample letter has been provided to Jill Murr for reference. Please contact our Executive Director, Julie Zasada, at 219-390-9423 or clhamuseum@yahoo.com should you have further questions about this request. Thank you.

Sincerely,

Jimmy Laud, Jr., President
CLHA Board of Governors

TOWN OF CEDAR LAKE

7408 Constitution Ave – PO Box 707 – Cedar Lake, IN 46303

Tel (219) 374-7400 – Fax (219) 374-8588



July 7, 2020

Indiana Humanities
1500 North Delaware
Indianapolis, IN 46202

RE: Letter of Support

To Whom It May Concern:

The Town of Cedar Lake enthusiastically supports the Steam Through History project that will be jointly offered by the Cedar Lake Historical Association (CLHA) and Hesston Steam Museum here in Cedar Lake from July 26-30, 2021.

Our Town Council recognizes the program as an outstanding example of an opportunity to encourage tourism to the community. Therefore, on March 3, 2020, the Cedar Lake Town Council approved CLHA's request to offer steamboat cruises. Additionally, the 2020 Tourism Funds pending disbursement to the Town of Cedar Lake by the Indiana South Shore CVA have been designated for distribution to CLHA to conduct this program.

We recognize that the COVID-19 crisis has now forced CLHA to postpone the event until 2021. However, we remain supportive of the project. We look forward to promoting the event in any way that we can.

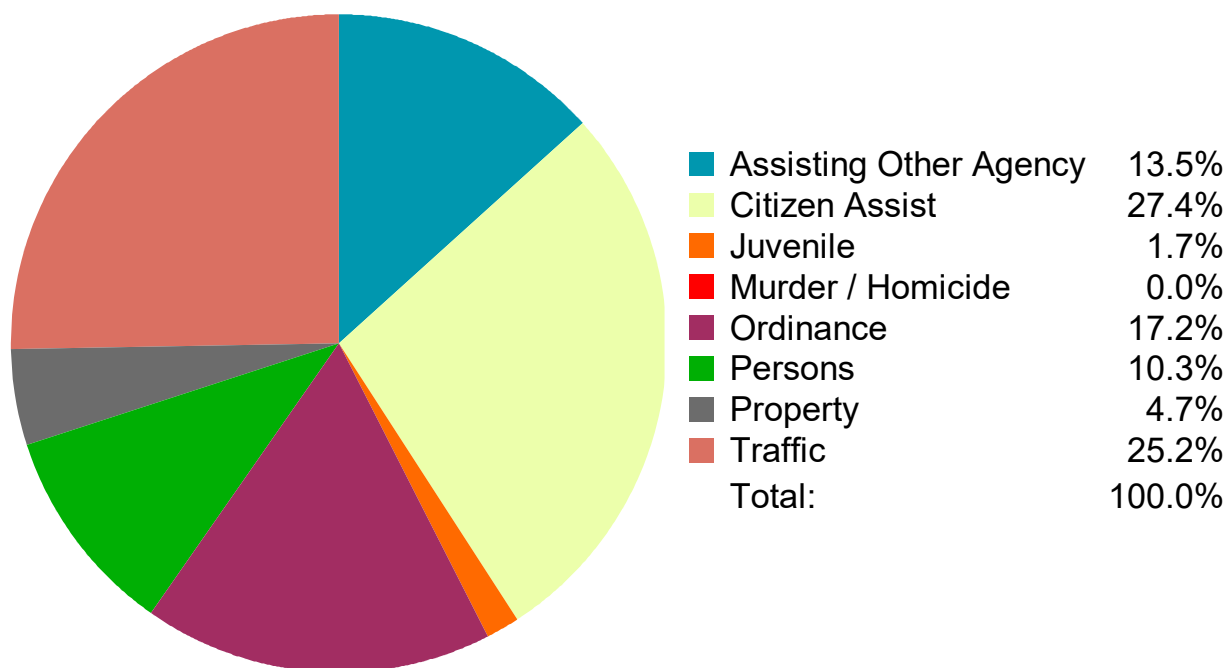
Sincerely,

Randell C. Niemeyer
Town Council President

cc: File
Clerk-Treasurer

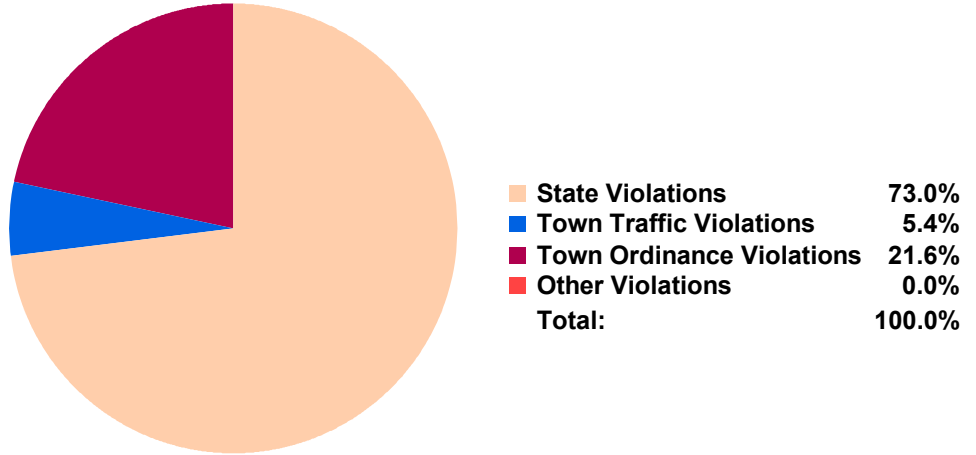
**CEDAR LAKE POLICE DEPARTMENT
INCIDENT AND CALLS FOR SERVICE REPORT
May 2020 and Year-To-Date 2020**

Incident Type	Month Total	Year Total
Incidents Assisting Other Agency (Including Fire and EMS):	102	407
Incidents related to Citizen Assists:	208	777
Incidents related to Juveniles:	13	31
Incidents related to Murder/Homicide:	0	0
Incidents related to Ordinances:	130	407
Incidents related to Persons:	78	304
Incidents related to Property:	36	152
Incidents related to Traffic:	191	1308
Incidents Not Classified:	11	24
Totals:	769	3410



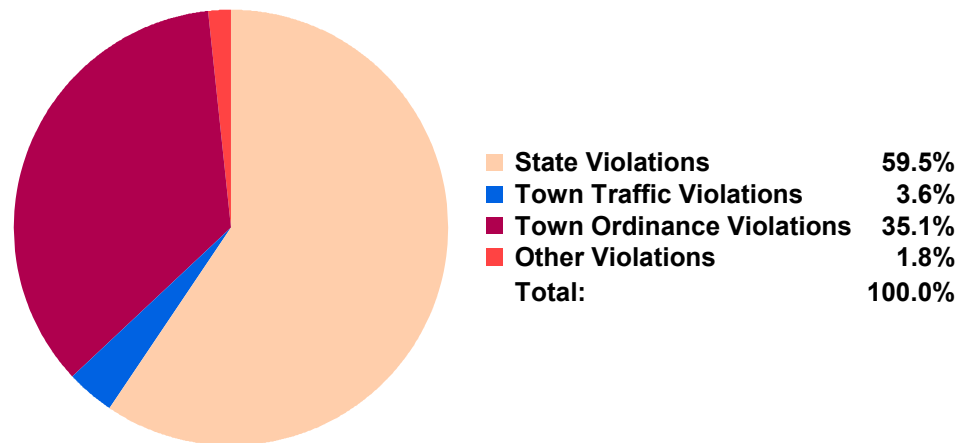
CITATION REPORT
May 2020 and Year-To-Date 2020

State Violations: 54
Town Traffic Violations: 4
Town Ordinance Violations: 16
Other Violations: 0
Total for May: 74
Year To Date: 589



WARNING REPORT
May 2020 and Year-To-Date 2020

State Violations: 66
Town Traffic Violations: 4
Town Ordinance Violations: 39
Other Violations: 2
Total for May: 111
Year To Date: 807

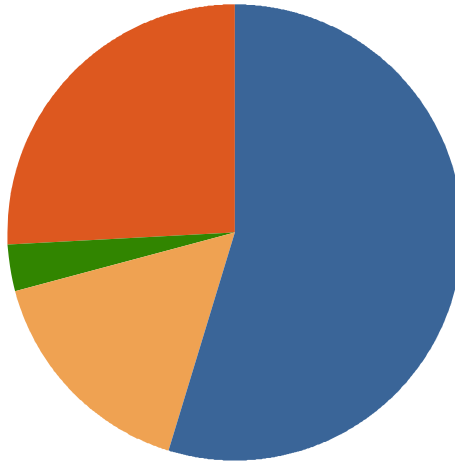


ARREST REPORT
May 2020 and Year-To-Date 2020

Total Arrests: 24
Total Charges Filed: 31
Misdemeanor: 17
Felony: 5
Infraction: 1
Not Classified: 8

Year-To-Date

Total Arrests: 102
Total Charges Filed: 168



■ Misdemeanor	54.8%
■ Felony	16.1%
■ Infraction	3.2%
■ Not Classified	25.8%
Total:	100.0%

Jill Murr

From: Kelly Henderson <cyberkel@sbcglobal.net>
Sent: Tuesday, June 16, 2020 10:40 AM
To: Jill Murr
Subject: Softball patron Parking problems
Attachments: IMG_20200615_175630398.jpg; IMG_20200615_174959094.jpg; IMG_20200615_175618358.jpg; IMG_20200615_175710883.jpg

Hello Ms Murr,

I am hoping you can forward this email and photos to the Park's Dept and/or Town Council...

The Cedar Lake Softball league keeps holding tournaments for money (\$400 - \$600 per team?) with multiple teams on multiple days and with teams who come from out of the Cedar Lake area - with no direction for parking or clean up - so our neighborhood (and Little League) is inundated with their overflow of traffic. As you can see RV's and cars are parking in the grassy area of Hanover Park. The grassy area in Hanover Park was destroyed from Softball's overflow parking about a year and a half ago (Oct 2018) from one of their tournaments and Softball did not repair it, and parking on the grassy area continued in 2019 thru now. I hope that by bringing this to the attention of the Parks Dept or Town Council that some dialogue can happen to stop the damage and maybe get Softball to pay to fix the park?! Softball makes money by holding these tournaments, so they should pay to fix the park (not tax / town dollars). The deep tire ruts in the grass must be hard for the Parks Dept or Public Works to mow, and the ruts fill with rainwater and flood in that area now (it didn't before), which gives me concern about breeding mosquitoes, and it just plain looks bad.... Softball should not be able to run roughshod over the neighborhood and the Parks Dept and Town. Hanover Park looked so nice when it was finally cleaned up a few years ago, but Softball ruined it and takes no responsibility.

Shouldn't Softball pay the Town a permit fee for holding tournaments, which would hold them accountable for paying for traffic control, security, and property damage? Maybe the Town can consider a fee structure for these kinds of tournaments? I discussed that idea in 2019 with Councilwoman Colleen Schieben as well. We need some way to control these tournaments because no one is being held accountable.

I could not find an email address for the Parks Dept on the Town's website, so I am hoping you will forward the photos on to someone who can rectify the issue with Softball and make them repair the park - and stop the parking issues as well! Our neighborhood would sure appreciate it....

Thanks so much!
Kelly Henderson
13501 Osborne St
cyberkel@sbcglobal.net

----- Original message -----

From: Kelly Henderson <cyberkel@sbcglobal.net>

Date: 7/7/20 9:57 AM (GMT-06:00)

To: Jill Murr <jill.murr@cedarlakein.org>

Subject: Softball & Little League Parking Problems Continue

Good day Ms Muir,

These photos were taken M/7/6/20. People continue to park on both sides of the narrow 135th Place despite signs that say No Parking (so more signs obviously won't help). And patrons continue to park on the grass at Hanover Park. Any (more) damage to the park's grass should be paid for by Softball and/or Little League, not taxpayer dollars. Congestion in the Osborne neighbor has been a nightmare for 20 years. At this point there are no expectations toward change, this is just to let the Town know that the Park is being damaged in the fall-out between the two leagues and there could be a certain liability with all the congestion. I understand many resident complaints have been logged with the Town recently...

Sincerely,
Kelly Henderson
13501 Osborne St







July 1, 2020

Town Council
Town of Cedar Lake
7408 Constitution Avenue
P. O. Box 707
Cedar Lake, Indiana 46303

Attention: Jill Murr – Town Administrator

Re: Town Engineer Report for July 7, 2020 Town Council Meeting
(CBBEL Project No.: 060015.00001)

Dear Council Members:

This letter summarizes Christopher B. Burke Engineering, LLC (CBBEL) Town Engineer activities for reporting and action (as necessary) for the July 7, 2020 Town Council Meeting. This report covers activities for the period of May 15, 2020 through July 1, 2020.

1) Aquatic Ecosystem Restoration Cedar Lake Project, Section 206

No change from prior report. The project team has continued to respond to questions related to phasing of Town funding of the local share the project costs. The project team's effort is made in support of the Town Council's anticipated action on the design cost sharing agreement and other background decisions that the Council must address.

The project team meetings are temporarily on hold as the Council and Project team continue to evaluate the project approach and funding scenarios.

2) MS4 Coordination

No change from prior report. CBBEL has prepared a Fact Sheet for the local construction sector that summarizes the regulations and practices related to the management and handling of spoils and fill associated with land disturbance activities. The Fact Sheet was forwarded to Town staff today.

CBBEL is still waiting for consecutive days without precipitation to complete outfall

screening in accordance with the Town's NPDES Phase II Stormwater/MS4 Permit.

3) 133rd Avenue Phase 2 – Construction Services

CBBEL received comments from INDOT's material testing division last week. These comments should be addressed this week and we expect the testing certification letter to be issued shortly thereafter. It is our understanding that this is the last issue prior to project close-out.

4) High Grove Subdivision Improvements

CBBEL completed a vegetation inspection throughout the site and specific to the Grimmer laydown areas last week. Vegetation has been established on a majority of the site, except the site off Vermillion Drive that Grimmer used as their primary laydown yard. This site has large bare patches that don't comply with the minimum 70% coverage threshold required to close-out the Rule 5 permit. CBBEL will coordinate with Grimmer to re-seed this site or complete it outside of the contract and keep retainage.

5) 129th Avenue (Parrish Avenue to US-41) Improvements

Project design has been completed for this project. This project will be presented in the second Community Crossing Grant period of 2020. This period has been pushed to September. See below for further information.

6) NIRPC/State Legislature/INDOT/IDNR Updates

The NIRPC TPC Transportation Improvement Program Continuous Working Group has been working on a revised equitable application for a Fall 2020 Notice of Funding Availability (NOFA) call. We will update this when additional information is provided.

NIRPC issued notice of funds available through the U.S. Economic Development Administration. These funds are related to the Public Works and Economic Adjustment Assistance Programs. These are revolving programs that don't have closing dates and are typically 50/50 matching between \$100,000 and \$3,000,000. The NIRPC summary sheet is attached to this letter. These programs have been partially funded when Congress appropriated \$1.5 billion via the Coronavirus Aid, Relief, and Economic Security Act (CARES Act).

The Indiana Office of Community and Rural Affairs (OCRA) has adjusted their upcoming grant cycles for the remainder of 2020 due to the pandemic outbreak. These grants would include CDBG and Planning and Blight Clearance grants among others.

Applications for the INDOT Railroad Grade Crossing Fund are due by July 31st. This is a 50/50 match program up to \$45,000. Only two crossing are allowed per funding term. We will most likely focus on 137th Avenue and 141st Avenue east of Parrish Avenue for this application.

7) Other Funding Opportunities

- **Community Crossing Matching Grant, INDOT:** CBBEL is awaiting final pavement testing results to complete the contract and specifications for the project. We expect these results next week and will shortly thereafter bid the project out. The project is required to be awarded no later than August 17th in accordance with CCMG guidelines.

The second Call for Projects was due to open on July 6th; however, due to the pandemic and potential state budgetary shortfalls, INDOT and the State Budget Agency have held the opening until further notice. The state budgets will be re-evaluated in September when additional revenue forecasts are provided. This will NOT affect awarded funds under the first 2020 Call for Projects.

8) Highland Subdivision (High Grove, Phase 2)

No change from prior report. CBBEL provided a letter with lighting specifications and locations to NIPSCO on February 7th. DVG has prepared two drainage easement documents for the project. These easements were provided to the Town Administrator for review by the Town Attorney in November. We are waiting on NIPSCO procurement of easements.

9) Town Road Committee

CBBEL completed a field check on June 12th for Noble Oaks. Preliminary design is continuing for this subdivision. A field check will be made for the Shades Subdivision once the Noble Oaks design has been completed.

10) Redevelopment Commission

CBBEL is completing the following projects for the Redevelopment Commission:

- 133rd Avenue/King Drive Intersection Safety Improvements (DES No. 2000023): CBBEL forwarded information for an informal INDOT Stage 1 review on May 29th and received comments on June 17th. CBBEL also completed our field check meeting with INDOT on June 12th and no major concerns were noted with preliminary layouts. A soil boring was taken along the north ROW to support signal foundation design on June 22nd. This report should be completed soon. The Stage 2 submittal to INDOT is due on July 10th. It is our understanding that Hanover School Corporation has agreed

to a temporary easement to construct a sidewalk from 133rd Avenue to their main entrance. This signed easement agreement is required prior to receiving a ROW clear from INDOT.

- Midway Gardens: Three conceptual alternatives and cost estimates for the relocation of Lake Shore Drive were provided to the RDC on August 19th. It is our understanding this information is currently being evaluated. **No Change.**
- Lake Shore Drive Retaining Wall: The RDC has re-visited an evaluation completed by CBBEL in 2013 regarding the railroad tie retaining wall located along Lake Shore Drive adjacent to Bartlett-Wahlberg Park. CBBEL recommend a slope-stability analysis be completed prior to any repairs being considered. This wall is also most likely located on private property. **No Change.**

11) Plan Commission

CBBEL has been completing civil review and coordination activities for the following proposed developments:

- Henn (former King Medical Building along Broadway): This project was granted contingent Preliminary Plat approval on June 17th. The contingencies were payment of an alleyway improvement fee and satisfactorily addressing remaining engineering comments.
- Birchwood Farms: The project received Final Plat approval on June 17th for the first 36 lots of the subdivision.
- Beacon East: This project was deferred to the next public meeting pending remaining engineering comments and 141st Avenue ROW acquisition.
- Monastery Woods, South Letter of Credit Project: CBBEL was instructed on May 15th to obtain quotes for this project. Contract documents are under review by the Town Attorney
- Development Standards Manual Update: CBBEL has begun updates to the DSM. This work will continue throughout the summer. **No Change.**

12) Stormwater Management Board

Oaks/Shades Wilson Ditch: CBBEL has completed engineering plans and contract documents for this project. We are awaiting easement acquisition. CBBEL and Town staff met with the affected homeowners on February 5th. As a result of this meeting, CBBEL completed a site visit to evaluate upstream drainage issues related to Havenwood Subdivision. The larger upstream drainage issue may be addressed with a future project. **No Change.**

13437 Bluebird Lane, Robin's Nest: This is a rear yard drainage issue likely caused by a downstream property owner raising grades within a designated public utility and drainage easement. Town staff was directed to get a legal opinion on the removal of fences within

easements to gain access to the area. **Update: It is our understanding that Town staff is contacting the homeowner to discuss the requirements for a permanent easement to Bluebird Lane. No Change.**

Woods of Cedar Creek: CBBEL presented a proposed grading plan to Storm Board members for Lots 4 and 5. CBBEL is also preparing revised temporary easement documents for the new disturbance limits. **Update: This project will be quoted out in +/- 2 weeks with work to begin in late July or early August.**

13225 Colfax Street (Dust): CBBEL will present the preferred alternative to the Storm Board at the next meeting. This project will require easements on two parcels. Upon approval from the Storm Board, easement language will be prepared and submitted for legal review. **Update: The homeowner did not agree to grant an easement or ROW dedication. The recommended alternative is not possible without legal right of entry. Therefore, this project will be moved to the street committee where possible roadway improvements will be evaluated to address the resident's concern.**

Stormwater Master Plan: CBBEL is preparing a proposal for the completion of a Town-wide Stormwater Master Plan. This plan would include mapping of the Town's entire storm sewer network, identification of system problem areas, hydrologic/hydraulic modeling of specific areas, public participation meetings, and a final plan report detailing future projects and cost estimates. **This proposal will be presented to the Town later in the summer.**

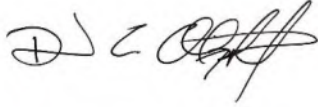
13) Building Department

CBBEL completed as-built reviews for 23 lots in April 2020. CBBEL has also been completing on-going development reviews in the following subdivisions/projects: Summer Winds, Summer Winds Plaza, Birchwood Farms, Rose Garden Estates, Ledgestone, Centennial, Beacon Pointe, Lakeside, and Offshore Estates.

Zoning Map: CBBEL has completed the new zoning map for Town use. We are also finalizing a method to interactively view the zoning map on ESRI ArcReader software at Town Hall or even embedding a link on the Town's website for public viewing (if desirable). The ESRI ArcReader software is free and not licensed. This information has been conveyed to Town staff for a decision. **No Change.**

Thank you for allowing us to provide you with these Town's engineering services. If you have any questions or concerns, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. C. Oliphant', with a stylized flourish at the end.

Donald C. Oliphant, PE, CFM, CPESC, CPMSM
Civil Engineer

L060015 Council Report 070120.docx

CC: Director of Operations
 Building Administrator
 Town Attorney

Attachments: Project Status Report
 All Projects Schedule

Town of Cedar Lake – Project Status Report

Christopher B. Burke Engineering, LLC

updated 07/01/20

Job No.	Description	Budget	Deliverable(s)	Status	Deadline(s)
060015.00001	Town Council	n/a	Town Council Report for 07/07/20 meeting	Completed	07/01/20
060015.00002	Plan Commission	n/a	Plan Reviews & LOC Inspections	Plan Commission Meetings and Review of Plan Applications. See letter for details.	ongoing
060015.00003	Stormwater Management Board	n/a	Review and reporting concerning agenda action items	Reviewing items as requested and reporting status to Storm Board. See letter for details.	ongoing, as requested
060015.00006	Stormwater Cost of Services Study	n/a	ERU calculation review	Ongoing review of ERU calculations for parcels requested by Town.	ongoing, as requested
060015.00012	206 - Ecosystem Restoration	n/a	Re-Draft Final Feasibility Study Report	<p><i>No change from last report.</i> The project team has continued to respond to questions related to phasing of Town funding of the local share the project costs. The project team's effort is made in support of the Town Council's anticipated action on the design cost sharing agreement and other background decisions that the Council must address.</p> <p>The project team meetings are temporarily on hold as the Council and Project team continue to evaluate the project approach and funding scenarios. – see 07/01/20 Council Report for details.</p>	ongoing
090043	MS4 Coordination	\$19,400	MS4 Coordination Services & Development SESC/Rule 5 Inspections	<p><i>No change from last report.</i> CBBEL has prepared a Fact Sheet for the local construction sector that summarizes the regulations and practices related to the management and handling of spoils and fill associated with land disturbance activities. The Fact Sheet was forwarded to Town staff today.</p> <p>CBBEL is still waiting for consecutive days without precipitation and above freezing temperatures to complete outfall screening in accordance with the Town's NPDES Phase II Stormwater/MS4 Permit. – see 07/01/20 Council Report for details</p>	ongoing
1300022.00000 (INDOT) & 1300022.00002 (Local)	133 rd Avenue (Phase 2) – Construction Services	\$359,869 & \$54,923	Construction Activities (To Substantial Completion)	CBBEL received comments from INDOT's material testing division last week. These comments should be addressed this week and we expect the testing certification letter to issued shortly thereafter. It is our understanding that this is the last issue prior to project	ongoing

				close-out. – see 07/01/20 Council Report for details	
170332	High Grove Subdivision Improvements	\$261,000	Construction Observation	<p>CBBEL completed a vegetation inspection throughout the site and specific to the Grimmer laydown areas last week. Vegetation has been established on a majority of the site, except the site off Vermillion Drive that Grimmer used as their primary laydown yard. This site has large bare patches that don't comply with the minimum 70% coverage threshold required to close-out the Rule 5 permit. CBBEL will coordinate with Grimmer to re-seed this site or complete it outside of the contract and keep retainage.</p> <p>– see 07/01/20 Council Report for details</p>	ongoing
190104	Highland Subdivision Design	\$59,950	Design Services, Permitting, Bidding Services	<p><i>No change from last report.</i> CBBEL provided a letter with lighting specifications and locations to NIPSCO on February 7th. DVG has prepared two drainage easement documents for the project. These easements were provided to the Town Administrator for review by the Town Attorney in November. We are waiting on NIPSCO procurement of easements.</p> <p>– see 07/01/20 Council Report for details</p>	ongoing