

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



October 6, 2020

Public Meeting & Work Session Advertised for 7:00 PM
Conducted at the Cedar Lake Town Hall
Pledge of Allegiance & Moment of Silence

In an effort to maintain transparency and accessibility while keeping accordance with the Governor’s Executive Orders relating to COVID-19, the Town Council meeting limited in person attendance but the live broadcast was streamed and can be viewed at <https://cedarlakein.org/view-town-meetings>. Questions and comments were accepted electronically and instructions can be found on the Public Meeting Agenda, a copy of which can be found at <https://cedarlakein.org/wp-content/uploads/2020/10/10.06.20-Town-Council-Amended-Agenda-Supplemental-Document-Packet.pdf>.

Roll Call

Present	Robert H. Carnahan Council Member	Ward 1	Present	Colleen Schieben Council Member	Ward 6
Present	John Foreman Council Member	Ward 2	Present	Richard Sharpe Council Member	Ward 7
Present	Julie Rivera Council Member	Ward 3	Present	Jennifer N. Sandberg, IAMC Clerk-Treasurer	
Present	Ralph Miller Council Member	Ward 4	Present	Jill Murr, CPM, IAMC, MMC Town Administrator	
Present	Randell Niemeyer Council Member	Ward 5	Present	David Austgen Town Attorney	

OATH OF OFFICE

Chief Wilkening introduced Ms. Jackson as the newest part-time member to the department. Firefighter/EMT Kennedy Jackson received the oath of office from Clerk-Treasurer Sandberg.

PUBLIC HEARING - Ordinance No. 1366 - Y2021 Budget - First Reading

- Gateway Notice - Ms. Sandberg stated the Gateway notice was submitted timely and a copy was posted in the front of the office.
- Introduction & Presentation - Clerk-Treasurer Sandberg introduced Corby Thompson, CPA, with O.W. Krohn & Associates. Mr. Thompson stated he’s been working with Jennifer, Jill, and Council Affairs for the last month. He gave a brief presentation on the cash balances, assessed values, major updates and findings for the 2021 budget. He highlighted public safety salaries and wages. Police will see an approximate increase of 5% in salaries and wages. An additional officer has been budgeted for the second half of 2021. Fire will see an approximate increase of 10% in salaries and wages. One additional full-time officer has been budgeted for 2021. Public Works and all other staff will see an approximate increase of 3%. This includes elected officials as well as board and commission members. The organization has been restructured. The Council would like to see a Town Manager added. With this move the Town will have four Town Officer positions including a Planning Director, the Director of Operations, Police Chief, and Fire Chief. A brief discussion continued on anticipated revenue streams for the different funds. Clerk-Treasurer Sandberg briefly discussed her experience working with O.W. Krohn & Associates.
- Reading of Ordinance No. 1366 - Council Member Rivera read by title only. Clerk-Treasurer Sandberg read through the estimated budget for 2021. *A copy can be found at the end of the minutes.*
- Public Comment - None
- Town Council Discussion – Council Member Foreman stated he liked the format used. Council Member Carnahan discussed salaries. The Town Manager salary is \$90,000, the Town Administrator will now be Planning Director at a salary of \$72,100, the Director of Operations, Police Chief and Fire Chief will all receive salaries of \$72,100. The Public Works Superintendent will receive \$53,622.40. The Water Superintendent will receive \$53,539.20. The Wastewater Superintendent will receive \$52,436.80. The Technology Director will receive \$66,950. The Clerk-Treasurer will only receive \$51,645.36. She came in here the first year and worked two jobs. She didn’t hire. She did both jobs herself. With the last Clerk-Treasurer, money was being borrowed every time we turned around. We started 2020 with a positive amount of money. He stated he was upset they didn’t give the Clerk-Treasurer a bigger raise. Mr. Foreman stated all of this was discussed at the budget workshop. His comment is well taken. Mr. Niemeyer discussed the process of working with Krohn and the Council Affairs committee. Numerous reports were shared. This is the most informative process

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they've ever had. A commitment was made to public safety. There has been a lot of turnover in public safety over the years. He discussed the healthy tax collection rate. He thanked the taxpayers for their support and their commitment.

f. **Town Council Decision**

A motion to approve the first reading of Ordinance No. 1366 was made by John Foreman with second by Colleen Schieben. Roll call vote: Carnahan – No, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 6 - 1.

President Niemeyer moved Item 1 under New Business, Employment Contract, to be discussed after the Consent Agenda.

PUBLIC COMMENT (on agenda items): Mary Joan Dickson, 8711 W. 132nd Pl, discussed the Park Impact Fee item under New Business. She asked if they could talk a little about what has been done with those fees over the last few years. It may help people understand why that fee is collected.

CONSENT AGENDA

1. **Minutes:** September 1, 2020 & September 15, 2020
2. **Claims:** All Town Funds: \$113,813.52; Wastewater Operating: \$240,616.77; Sewer Sinking: \$36,400.00; Water Utility: \$37,023.38; Storm Water: \$7,037.03; 2017 RDA A Construction: \$39,470.00; and Payroll: September 17, 2020 and October 1, 2020 - \$470,109.07
3. **Donations:** Root Brothers (in-kind donation of sanitizer valued at \$4,700)
4. **Town Hall Building Use:** Election Day (11.3.20 – 5a to 6:30p)
5. **Clubhouse Use & Fee Waiver:** Cub Scouts (Mondays 5:30-7:30p – see request for dates)
6. **Town Grounds Use & Fee Waiver:** Veteran Reaction Force/Bryan Jones (Oct 17, 2020)

A motion to accept and waive the reading of the Minutes, accept the Consent Agenda as listed was made by Ralph Miller with the contingency the Cub Scout Waiver is to January 1st. He discussed looking into updating a fee schedule for use. A second was made by John Foreman. Mr. Carnahan complimented the docket reports from Jen. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

EMPLOYMENT CONTRACT

1. **Town Manager Contract** - Mr. Austgen stated this is the written contract for Richard Eberly to be the new Town Manager. The contract term is to end with the majority of the Council terms (2023). The compensation is a graduated income schedule. All major benefits will be provided. Mr. Niemeyer introduced Mr. Eberly. Mr. Eberly thanked the Council and Mr. Austgen. He spoke to his long work history. He stated he looks forward to serving the Town of Cedar Lake and its residents.

A motion to approve the employment contract as written was made by Robert Carnahan with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0. Mr. Niemeyer added the Town Administrator, Jill Murr, has served admirably and will be moving to the new position of Planning Director.

ORDINANCES & RESOLUTIONS

1. **Ordinance No. 1359 - Hanover Community School Corporation Annexation**
Council Member Rivera read Ordinance No. 1359 by title only. Mr. Austgen stated this is for the approximately 21 acres to be annexed by the Hanover Central Middle School. This is for the construction of the additional complexes.

A motion to adopt Ordinance No. 1359 was made by Richard Sharpe with second by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0. Mr. Austgen stated this now moves to the Plan Commission. They can anticipate seeing the petition.

2. **Ordinance No. 1363 – Public Way Vacation – Rago**

Council Member Rivera read Ordinance No. 1363 by title only. Mr. Weiser and Mr. and Mrs. Rago were noted as present. Mr. Austgen stated this is the adoptive reading of the ordinance. There are some concerns noted by the Building Department in regards to a power line that crosses the property to be vacated. Mr. Kubiak stated the walkway is being used currently as a utility easement. There is a high voltage power line. Mr. Kubiak continued to discuss concerns and discussed the possibility of the lines being moved. Mr. Weiser stated there is no utility easement. There may be power lines there but there is no

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easement. What they asked for was to vacate a public walkway. It has nothing to do NIPSCO easements. He pointed out that the public hearing was on September 15th. Any issues should have been brought up at that time. No resolution should be by his clients. A search and review by them doesn't indicate any easement. In his opinion, there is no legitimate legal reason to deny the request so they can complete their home. Mr. Foreman stated most people have power lines by the road that travel across front yards. Some folks choose to bury those lines. This item was vetted at the Plan Commission. He thinks the homeowner may have to ask to have those lines moved underground if they wish to finish their deck. Mr. Niemeyer asked if a structure was to be built under the power line that services multiple homes, how would NIPSCO access the area if the line goes down. A conversation continued on potential resolution. Mr. Weiser stated he has no problem discussing that with his clients but that is a separate and distinct issue from this vacation. Mr. Austgen stated at the public hearing it was either Mr. Weiser or his clients who indicated the NIPSCO had been contacted and there was no issue. He stated there may be a need to assess an area of use for utilities. A very lengthy discussion continued on the property, utility line concerns, and the building permit.

A motion to adopt Ordinance No. 1363 was made by John Foreman with second by Julie Rivera. Roll call vote: Carnahan – No, Foreman – Yes, Miller – No, Schieben – No, Sharpe – No, Rivera – Yes, Niemeyer – No. Vote: 2 - 5. Motion failed.

A motion to defer was made by John Foreman with second by Colleen Schieben. Mr. Weiser stated the first reading was approved but the second reading was denied. Why would it be deferred when it was denied? Mr. Foreman and Mrs. Schieben removed there motions.

3. Ordinance No. 1364 - Y2020 Salary Amendment

Council Member Rivera read by title only. Mrs. Murr explained this is to amend the salary ordinance for the addition of the Town Manager and Planning Director positions.

A motion to approve Ordinance No. 1364 was made by Colleen Schieben with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

A motion to suspend the rules and allow for a second reading was made by Richard Sharpe with second by Ralph Miller. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

Council Member Rivera read Ordinance No. 1364 by title only.

A motion to adopt Ordinance No. 1364 was made by Ralph Miller with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

4. Ordinance No. 1365 - Job Description Amendment

Council Member Rivera read by title only. Mrs. Murr explained this is the job description for the position of Planning Director. Mr. Austgen reviewed. All is in order.

A motion to approve Ordinance No. 1365 was made by Colleen Schieben with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

A motion to suspend the rules and allow for a second reading was made by John Foreman with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

Council Member Rivera read Ordinance No. 1365 by title only.

A motion to adopt Ordinance No. 1365 was made by John Foreman with second by Ralph Miller. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

5. Ordinance No. 1367 - Rezone (12828 Wicker Ave) - Davids

Council Member Rivera read by title only. Mr. Austgen stated this is a zone map amendment. It received unanimous approval by the Plan Commission.

A motion to adopt Ordinance No. 1367 was made by Richard Sharpe with second by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

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6. Resolution No. 1270 – Signatory Authorization

Council Member Rivera read by title only. Mr. Carnahan asked what this loan was for. Mr. Austgen stated this is the financing being pursued with the rate increase before the IURC. This is tied to the water expansion projects. It is anticipated to be in place by mid-March.

A motion to approve Resolution No. 1270 was made by John Foreman with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

7. Resolution No. 1271 – PERF Resolution

Council Member Rivera read by title only. Mrs. Murr stated after review of the salary ordinance and job descriptions this item came about. This is to update and modernize the positions covered by PERF. This update will include all full-time employees. It was recommended to approve and allow signature by Town Council President.

A motion to approve Resolution No. 1271 was made by Julie Rivera with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

BZA/PLAN

1. Use Commitment – Precision Property LLC (13220 Lindberg Place)

Mrs. Murr explained this is for the property at 13220 Lindberg Place. The items and conditions are noted. The use commitment has been signed by the property owner. It is recommended Council approve. Mr. Austgen stated this was before the BZA and vetted. Mr. Foreman asked what the business is. It was stated it is an automotive business.

A motion to approve Use Commitment was made by Ralph Miller with second by John Foreman. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

2. Owner/Petitioner: Zbigniew & Malgozata Czyzewski – 13130 Wicker Ave – 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 Owner/Petitioner: Zbigniew & Malgozata Czyzewski, to operate a sales office for ZMC Auto Sales, Inc., a B-3 Zoning District use in a B-2 Zoning District classification parcel, contingent upon an acceptable site plan being presented with the Building Permit/Occupancy Permit Application, and Department approval, and the following conditions, namely: Three (3) delineated and Code compliant parking spaces; No vehicles shall be parked on the premises for sale; There shall be no alternations to the grade of the property; An eight foot (8') arborvitae planting shall be placed along the west side of the property; the semi-trailer currently on the property shall be removed; no other similar vehicle parking shall be on the subject parcel; the only parking or storage shall be for the camper currently store in the back yard; and this Special Use Variance is granted for this Petitioner/Owner and no other. This approval granted shall lapse and terminate in the event that the Owner/Petitioner changes, either individually or by any type of business entity, by a vote of 5 in favor and 0 against.

Mr. Foreman asked about the no vehicles on premises. It was clarified it is not a car lot. It's just an office for sales. The petitioner stated the trailer has been removed. She asked the Council to consider allowing a request to put up a six foot privacy fence instead of the eight foot arborvitae. Mr. Niemeyer stated that should've been asked at the BZA. Mr. Foreman stated they could make that determination. Mr. Kubiak stated the west property line doesn't go up to 132nd. There would be a site issue. The fence is not typically allowed with a site issue. A lengthy discussion continued. Mr. Foreman made a motion to approve the special use variance with the exception of a fence instead of the arborvitae plantings up to the fence code in the subdivision control ordinance. Mr. Niemeyer asked if it could even be built. Mr. Foreman stated he didn't know. Multiple conversations overlapped. A brief discussion occurred on the favorable recommendation received from the BZA versus the consideration being asked. A second was not made to Mr. Foreman's motion. Motion failed.

A motion to approve the special use variance based on the recommendation of the BZA was made by Ralph Miller with second by Richard Sharpe. A brief discussion occurred on whether or not the petition could go back to the BZA with the request. Mr. Kubiak stated they could apply for a building permit. Roll call vote: Carnahan – Yes, Foreman –

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Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – No. Vote: 6 - 1.

3. Letter of Credit: Centennial Phase 15

Mr. Austgen explained there has been a determination to the amount of surety by Don Oliphant. The bank had a bit of a delay with the letter of credit and in turn a cashier's check was given. The letter of credit is now in the amount of \$82,029.20. This is the proper form of surety. Upon approval there will be a substitution of surety.

A motion to approve Centennial Phase 15 Letter of Credit was made by John Foreman with second by Richard Sharpe. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

NEW BUSINESS

1. Lake Shore Drive/Cline – Change Order 6

Mrs. Murr explained this was mentioned at the last meeting. This is a time extension. There is no dollar amount. The engineer has checked off.

A motion to approve was made by Richard Sharpe with second by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

2. Lake Shore Drive/Cline – Final Inspection and Recommendation for Acceptance

Mrs. Murr explained the items previously discussed were addressed and completed. This included a post and a marker on Cline and Lake Shore Drive. Mr. Niemeyer stated he spoke with Mr. Parker and he was satisfied with the improvements.

A motion to approve the Final Inspection and Recommendation for Acceptance was made by Richard Sharpe with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

3. Town Club Outlet Drainage Improvements – Change Order 1

Mrs. Murr explained Change Order 1 for the Town Club Outlet. This change included maintenance of road traffic. Road closure was changed to one lane of traffic. There was an increase of approximately \$13,200. Substantial completion was received today. There will be a couple of close out items.

A motion to approve Change Order 1 was made by John Foreman with second by Ralph Miller. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

4. High Grove Subdivision Improvements – Change Order 4

Mrs. Murr explained this is the close out change order for the High Grove project. It's a balancing change order. It is a decrease to the project of \$101,562.72. This was checked off by Don and Tim.

A motion to approve Change Order 4 was made by Richard Sharpe with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

5. Special Event – Thrive Sport 5K (October 31, 2020)

Mrs. Murr stated this is a special event application. It's a charity run for the Hoosier Burn Camp. They will start at Thrive and head north to 129th. From there they will turn on Parrish and at 133rd Avenue and head back to Thrive. There is coordination with police on traffic control.

A motion to approve the special event was made by John Foreman with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

6. Special Event – 2 Old Goats Market - 12615 Wicker Ave (October 10, 2020)

Mrs. Murr stated this is another special event application. It's a bike run and trunk or treat with live music. Chief Fisher stated he hasn't seen a site plan. He voiced concerns with traffic but it is a big piece of property. There was no mention of security. Mr. Kubiak stated this is the fourth event they've had but the first time it's been brought to the Town for a permit. A brief discussion continued.

A motion to approve the special event was made by John Foreman with second by Colleen Schieben. Mrs. Murr explained Change Order 1 for the Town Club Outlet. This

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change included maintenance of road traffic. Road closure was changed to one lane of traffic. There was an increase of approximately \$13,200. Substantial completion was received today. There will be a couple of close out items.

A motion to approve Change Order 1 was made by John Foreman with second by Ralph Miller. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

7. Community Crossing Matching Grant Application 2020-02

Mrs. Murr explained the Street Committee met last week and discussed with Don and Tim which projects to apply for. It was determined to apply for 129th Avenue from Parrish Avenue and US 41. It will have some storm components and the potential for sidewalk extensions.

A motion to approve the grant application for CCMG 2020-02 was made by Richard Sharpe with second by Robert Carnahan. Mrs. Murr explained Change Order 1 for the Town Club Outlet. This change included maintenance of road traffic. Road closure was changed to one lane of traffic. There was an increase of approximately \$13,200. Substantial completion was received today. There will be a couple of close out items.

A motion to approve Change Order 1 was made by John Foreman with second by Ralph Miller. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

8. Park & Recreation Impact Fee Consultant (Arsh Group)

Mrs. Murr stated this proposal is for the 2021 Park Impact Fee Study. This is to re-evaluate the program and analyze facility needs. The proposal includes fee determination, the components of the ordinance, final impact fee ordinance, and meeting attendance as well. Mr. Niemeyer stated this is something we have to do in order to keep that impact fee. He stated Ms. Dickson asked earlier about some of the uses of the funds. Mrs. Murr stated at previous meetings they had approved fencing and parking lot improvements at the Town Grounds. They are working on proposals for a picnic shelter and restrooms at Bartlett/Wahlberg Park. Kiwanis Park had parking lot improvements. Mr. Niemeyer stated that Redevelopment had previously discussed the possibility of using funds for a recreation trail. The proposal is for a total amount of \$19,296 and will be paid out of the park impact fund.

A motion to approve was made by Colleen Schieben with second by Ralph Miller. A brief discussion continued on future projects and a plan for utilization of the funds. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

9. Park & Recreation Impact Fee Committee Member Appointments

Mrs. Murr explained the Park & Recreation Committee met to discuss appointments to the Impact Fee Committee. They would like to appoint Rich Thiel, Jolie Covaciu, and Shelly Faber. Mr. Carnahan asked if Mrs. Covaciu could serve on that since she sits on the Redevelopment Commission. Mr. Austgen stated she could since there is no compensation for this appointment.

A motion to approve the Impact Fee Committee Member Appointments as listed was made by Richard Sharpe with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

10. Y2020 Ambulance Bid

Mrs. Murr stated the bid opening for the Y2020 Ambulance was held on September 30th. Three bids were received. Fire Services bid for \$313,039, the Horton bid was for \$298,758, and the North Central bid was for \$298,785. A representative from North Central noted during the opening the price after the rebate listed in their packet was wrong. The price after the rebate is \$294,485. It was also noted that Fire Services and North Central were for 2021 Chassis. Mr. Niemeyer asked if it was allowable to consider the price after rebate. Mr. Austgen stated it was. Mr. Foreman asked where Horton and North Central are located. It was stated Horton is located in Ohio and North Central is in Missouri. A brief discussion continued.

A motion to award the Y2020 Ambulance Bid to North Central was made by Colleen Schieben with second by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

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Mr. Niemeyer asked when they would take delivery. Chief Wilkening stated approximately 220 days. Mr. Niemeyer thanked everyone for their hard work and diligence.

11. Appraisal Proposals – Miller & Vale

Mrs. Murr explained these proposals were recommended by the Town Attorney for an upcoming project. The amount totals \$5,400. Mr. Austgen stated they are pursuing parcel acquisition as directed by the Town Council. The appraisals are necessary.

A motion to approve appraisal proposals was made by Julie Rivera with second by Colleen Schieben. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

12. Board of Safety – Police Department New Officers

Mr. Niemeyer read a letter from the Board of Safety. The Board of Safety recommends conditional offers of employment be given to two candidates, Alexis Dills and Bradley Kamstra. The Board of Safety also extended a list of potential candidates to be in effect until October 1, 2021. Two candidates, Benjamin Tomko and Richard Sterk, were notified that they are currently on the list and can be called upon should a position open up.

A motion to approve the conditional offers of employment as recommended by the Board of Safety was made by Robert Carnahan with second by Julie Rivera. Roll call vote: Carnahan – Yes, Foreman – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Rivera – Yes, Niemeyer – Yes. Vote: 7 - 0.

REPORTS

1. Town Council

- a. Council Affairs - The committee as well as Jen, Jill, and Margo will meet tomorrow with representatives from Henriott Group to go over next year's benefits.
- b. Street Committee - Mr. Niemeyer stated he and Bob were on a call with INDOT, Schererville, St. John, and Lake County about a joint partnership project for the extension of Cline Avenue. He stated it was a good discussion. They discussed possibly widening to three lanes. At this time there isn't a good funding source. It would be an 80/20 project. A brief discussion continued.
Mr. Carnahan reported they are only at 76.2% for the Census. St. John is at 88%. He's unsure if they are extending it.

2. Town Attorney - No report.

3. Clerk-Treasurer - Clerk-Treasurer Sandberg stated she has for signature this evening the second COVID-19 Reimbursement request. New guidance now states all public safety payroll costs through the end of the year are eligible to be reimbursed. She is requested the Town be reimbursed the remaining amount available of just over \$400,000.

4. Town Administrator - Mrs. Murr reported in line with the budget is the 2021 Salary Ordinance. They anticipate having a draft soon. The Noble Oaks paving project was completed today. Monastery Woods South will be completed this week. Mr. Carnahan noted there were complaints that Monastery Woods was being done over 129th Avenue. Mr. Foreman stated that work is because they pulled on a maintenance bond. Mr. Niemeyer stated that is because the project was never completed to standard. Mrs. Murr added that Town Club Ditch reached substantial completion today. The Hot in Place project will begin soon. Milling will occur first. The Town Grounds parking lot is being finished up. Striping will come in to the community at once after the completion of all projects.

5. Director of Operations - Mr. Kubiak asked them all to drive by Town Club Ditch. A lot of work went in to it. It's completed to the lake now. Metro Excavating and Public Works did an excellent job. A brief discussion continued on the numerous Town project occurring.

6. Police Department - Chief Fisher introduced the RAVE System. This will replace the CodeRed System. RAVE was purchased by the Lake County Department of Homeland Security. It is free to the Town. It will do the same alerting that CodeRed does. There is a system called Smart 911. Southcom and Central Dispatch will be implementing Smart 911 in 2021. Smart 911 is an app that will allow users to put in whatever information they want so that emergency personnel will receive that information. If you call 911 that information will be available to them. Folks can put as much or as little information as they wish. It only works when a person calls 911. This will greatly benefit public safety services. There will be a minor cost of \$2,500, which is still less than CodeRed. They are discussing having Town functions to help citizens register. No cost to the citizens. Chief Fisher reported they are meeting with a company about cameras for the vehicles. This is

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very costly and they continue to work on possible funding. They are working on updating the department SOP's. A brief discussion continued.

7. Fire Department - Chief Wilkening thanked the ambulance committee as well as Jill, Jen, and Cliff for their help. He thanked the Council, Jill, and Jen for their work and consideration for the capital funds for the Fire Department for next year. It is much needed. Fire staff will be escorting the fallen Firefighter from South Holland. He trained with some of our staff.

WRITTEN COMMUNICATION

1. Christopher B Burke Engineering Report - Mrs. Murr reported they worked with Don on the INDOT Railroad Crossing Fund. They received a small grant in the amount of \$11,400 for re-striping at all of the crossing in the community. They were able to get some more contacts to reach out to about partnering for future projects. Mr. Foreman asked about contacting the railroad for 129th Avenue. Mrs. Murr stated they did let them know their plans. Mr. Foreman asked if there was an update for Mr. Lameeka. Mrs. Murr stated no update at this time.

PUBLIC COMMENT

Bill Sechen, 7506 W. 134th Place, voiced concerns with the renter of the property at 7210 W. 134th Place. They are concerned with public nuisances, public safety, and harassment. Bonfires, parties, and visitors are constantly in the front yard and street. Vehicles block the street. Neighbors are constantly harassed by the party attendees. A lot of seasonal residents are distraught. They fear speaking up and their property being vandalized. A lengthy list of concerns was discussed. Mike Schultz, 13512 Dewey, also voiced concerns with the resident and visitors at the above stated address. Things are thrown at him when he rides in the neighborhood. He was even spit at. Mr. Sechen's mother has spoken with the Police Chief but issues are ongoing. The concerned citizens asked how they should proceed. Chief Fisher stated he did have a conversation with the homeowner but he was unaware the issues continued. He will gladly sit down with them so they can figure out a game plan. A very lengthy discussion continued.

ADJOURNMENT Council President Niemeyer called the meeting to adjournment at approximately 9:45PM.

COUNCIL OF THE CIVIL 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

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

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

ORDINANCE OR RESOLUTION FOR APPROPRIATIONS AND TAX RATES

State Form 55865 (7-15)
Approved by the State Board of Accounts, 2015
Prescribed by the Department of Local Government Finance

Budget Form No. 4
Generated 11/13/2020 1:16:38 PM

Ordinance / Resolution Number: 1366

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, 2021 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	10/20/2020

Funds				
Fund Code	Fund Name	Adopted Budget	Adopted Tax Levy	Adopted Tax Rate
0101	GENERAL	\$5,287,576	\$2,703,625	0.5005
0283	LEASE RENTAL PAYMENT	\$593,450	\$688,473	0.1274
0342	POLICE PENSION	\$187,200	\$0	0.0000
0706	LOCAL ROAD & STREET	\$195,000	\$0	0.0000
0708	MOTOR VEHICLE HIGHWAY	\$511,910	\$56,326	0.0104
2379	CUMULATIVE CAPITAL IMP (CIG TAX)	\$32,500	\$0	0.0000
2391	CUMULATIVE CAPITAL DEVELOPMENT	\$383,507	\$306,420	0.0567
2430	REDEVELOPMENT - GENERAL	\$46,390	\$56,326	0.0104
2482	REDEVELOPMENT BOND	\$376,500	\$222,324	0.0412
		\$7,614,033	\$4,033,494	0.7466

Home-Ruled Funds (Not Reviewed by DLGF)		
Fund Code	Fund Name	Adopted Budget
9500	Lake County Solid Waste	\$29,277
9501	Casino Gaming	\$109,000
9502	Park Non-Reverting Operating	\$19,500
9503	Law Enforcement Continuing Education	\$29,500
9504	CEDIT	\$255,869
9505	Tourism Innkeeper's Tax	\$9,450
9506	LOIT Public Safety	\$225,000
9507	LOIT 2016 SPECIAL DISTRIBUTION	\$0
		\$677,596