

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



August 2, 2022

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

Roll Call:

Present	Robert H. Carnahan Council Member	Ward 1	Absent	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	Chris Salatas Town Manager	
Present	Randell Niemeyer Council Member	Ward 5	Present	David Austgen Town Attorney	

OATH OF OFFICE

1. Police Department – Alexander S. Powell received the oath of office from Clerk-Treasurer Sandberg.
2. Fire Department – Mike Cummins received the oath of office from Clerk-Treasurer Sandberg.

PUBLIC HEARING: Ordinance No. 1422 – Henn Holdings Annexation of Kretz Farm

- a. Review of Legals – Mr. Austgen stated the legals were in order for the public hearing.
- b. Reading of Ordinance No. 1422 - No reading necessary this evening.
- c. Reading of Resolution No. 1311 - Council Member Sharpe read by title only.
- d. Remonstrators - None
- e. Town Council Discussion - None
- f. Town Council Decision on Resolution No. 1311 – Mr. Austgen stated this is the requisite statutory requirement in advance of the adoption of the ordinance annexing the property. This is 46 plus acres proposed for annexation for a planned commercial development.

A motion to approve Resolution No. 1311 was made by Ralph Miller with second by Julie Rivera. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

PUBLIC COMMENT

None

CONSENT AGENDA

1. **Minutes:** July 5, 2022 and July 19, 2022
2. **Claims:** All Town Funds: \$940,163.51; Wastewater Operating: \$154,595.39; Water Utility: \$53,643.02; Storm Water: \$42,065.77; and Payroll: July 21st and August 1st, 2022: \$262,861.71;

A motion to accept and waive the reading of the minutes and accept the consent agenda as listed was made by Julie Rivera with second by Ralph Miller. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

ORDINANCES & RESOLUTIONS

1. Ordinance No. 1428 – Salary Ordinance Amendment

Council Member Sharpe read Ordinance No. 1428 by title only. Mr. Salatas reported this amendment is to take two positions from part-time to full-time. One position is the Planning Secretary and the other is for the Recreation Coordinator. The maximum not to exceed amounts have not changed.

A motion to approve the first reading of Ordinance No. 1428 was made by John Foreman with second by Julie Rivera. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

A motion to suspend the rules and allow for a second reading was made by Ralph Miller with second by Julie Rivera. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

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Council Member Sharpe read Ordinance No. 1428 by title only.

A motion to adopt Ordinance No. 1428 was made by Ralph Miller with second by John Foreman. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

2. Resolution No. 1314 – ARPA Plan Revision

Council Member Sharpe read Resolution No. 1314 by title only. Mr. Salatas reported this is to amend the previous plan. This doesn't change the direction of the funding. It will still be put towards the Utopia Water Main Project. They are changing this justification to tax revenue loss. This is a state requirement not federal.

A motion to approve Resolution No. 1314 was made by Richard Sharpe with second by John Foreman. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

BZA/Plan Commission

1. Letter of Credit Acceptance for Beacon Pointe East – Unit 4

PC Approved Final Plat on 7/20/22. Mr. Salatas stated the letter of credit is in the amount of \$792,266.90. It is for the Beacon Pointe East Unit 4.

A motion to approve was made by Robert Carnahan with second by Ralph Miller. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

NEW BUSINESS

1. Police Department Reimbursement Agreement – Powell

A motion to approve was made by Robert Carnahan with second by Richard Sharpe. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

2. Fire Department Reimbursement Agreement – Cummins

A motion to approve was made by Robert Carnahan with second by Julie Rivera. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

Chief Fisher added they would like to review the reimbursement agreement. They may need to increase it due to rising costs. A brief discussion occurred.

3. Approval of Paying for Boundary Topography Survey Proposal from Park Impact Fees in the amount of \$16,800

This was approved contingent upon legal review at the 7-26-22 Park Board Meeting. Mr. Austgen stated this item has his check off.

A motion to approve was made by John Foreman with second by Richard Sharpe. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

4. Locution Station Alerting Agreement with Chicago Communications, LLC, DBA Miner Electronics

Mr. Cliff Wroe explained the locution alerting system. He stated this is the ending of a project that began a little over a year ago. This will help close some of the gaps in dispatch between Southcom and Central. Everyone has been a great participant in this and worked together for this solution. This solution will allow fire departments to be dispatched simultaneous for large scale incidents. Currently, there is a time delay due to the human factor. This eliminates that. It has built in redundancies in case of a system failure. All parties are paying a portion. This is just the Town's. Mr. Niemeyer briefly discussed past fire dispatch issues. He asked if anything else needed to be worked out mechanically. Mr. Wroe stated they are good to go. Miner Electronics came up with the solution. There is a station alerting component and when a button is pressed the system will dispatch all fire departments/equipment necessary. The station will be alerted before hearing the voice over the radio. Mr. Niemeyer asked about the call management. Chief Wilkening stated both centers have agreed to dispatch the call. Mr. Niemeyer asked if there was something in writing. Chief Wilkening stated it isn't necessarily an agreement but an update to policy. A lengthy discussion continued on policy. The cost is \$31,856.62.

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A motion to approve the agreement was made by John Foreman with second by Richard Sharpe. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

5. Purchase of Public Works Vehicle

Mr. Salatas stated this vehicle is a 2500 Chevrolet. Allan Brown Chevrolet had the lowest quote at \$50,700. A brief discussion continued on the quotes received. Mr. Foreman asked about the location. Mr. Salatas stated it is located in Momence but the owner is the same as the dealership in Town. Mr. Foreman voiced his preference for using a local company. A brief discussion continued. Mr. Niemeyer asked about the source of funds. Mr. Salatas stated this would be split between water and sewer.

A motion to approve was made by Richard Sharpe with second by Ralph Miller. Mr. Niemeyer asked if there would be a plow on the vehicle. Mr. Kubiak stated they will end up putting a plow mount so they will be able to utilize it. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

6. Acceptance of Permanent Stormwater Drainage Easement – Sadzak

Mr. Salatas reported this is a permanent easement in Havenwood. It is one of three needed for a potential stormwater project.

A motion to approve was made by Julie Rivera with second by Richard Sharpe. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Sharpe – Yes, Niemeyer – Yes. Vote 6 – 0.

REPORTS

1. Town Council - Mr. Carnahan reported the Chamber of Commerce will host the Town Wide Yard Sale this Saturday. Mr. Foreman asked Jen to have the schedule for the sediment dewatering facility eco-restoration project in the newsletter. She stated it was a quarterly newsletter and she would discuss with Margaret.
2. Town Attorney - No report.
3. Clerk-Treasurer - Ms. Sandberg reported she has received her Certified Municipal Clerk designation through the International Institute of Municipal Clerks.
4. Town Manager - Mr. Salatas reported the Parrish Avenue project has been delayed due to an undercut they need to do. They need to remove poor soil. Town Engineers have notified the school system so they are aware. They are making every effort to address everything on the east side of the road first so they can get access to the school open. Rieth-Riley has a notice to proceed for August 11th for 133rd Avenue from Parrish to the railroad tracks. The lake was closed by the Lake County Health Department on Monday. Tests came back high with E. coli. The county didn't notify the Town. The Town found out from a citizen inquiry. Mr. Salatas contacted Commissioner Tippy who stated the Lake County Health Department does regular tests around the lake. They will be testing areas around the lake for the remainder of the week. A notice was received today for the nationwide Opioid Settlement. The Town will receive approximately \$38,966.37 in unrestricted money. \$90,921.58 will be received in restricted monies for specific programs.
5. Director of Operations - Mr. Kubiak stated they have started to remove the house on Constitution. Parrish is getting ready to move to the next phase. A brief discussion continued on the road project. Mr. Carnahan asked about Vermillion. Mr. Kubiak stated it should be starting anytime. He believes they were still waiting on utilities. Mr. Foreman asked about getting the railroad tracks on 137th milled. Mr. Kubiak stated they cannot touch the railroad tracks. A brief discussion continued.
6. Police Department – He stated they are working on the issues with the Chamber building. He is aware of the issue and will take care of that. Chief Fisher stated they may be having to look at hiring crossing guards. MacArthur is the only school with a crossing guard right now. The employee left and they need another. One of the VIPS officers will be helping out to start the school year. Ms. Sandberg stated she's spoken with other communities like Highland and it is 50/50 with their school corporations. A brief discussion continued.
7. Fire Department – Chief Wilkening reported the call volume is up 25% from last year. He discussed work on the emergency operations plan.

WRITTEN COMMUNICATION

None

PUBLIC COMMENT

None

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ADJOURNMENT President Niemeyer called the meeting to adjournment at approximately 7:58 PM.

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

Randell Niemeyer, President, Ward 5

Richard Sharpe, Vice President, Ward 7

Robert H. Carnahan, Ward 1

John Foreman, Ward 2

Julie Rivera, Ward 3

Ralph Miller, Ward 4

ATTEST:

Colleen Schieben, Ward 6

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.