**December 6, 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	Ward 1	Present	Colleen Schieben	Ward 6
	Council Member			Council Member	
Present*	John Foreman	Ward 2	Present	Richard Sharpe	Ward 7
	Council Member			Council Member	
Present	Julie Rivera	Ward 3	Present	Jennifer N. Sandberg,	IAMC, CMC, CPFIM
	Council Member			Clerk-Treasurer	
Present	Ralph Miller	Ward 4	Present	Chris Salatas	
	Council Member			Town Manager	
Present	Randell Niemeyer	Ward 5	Present	David Austgen	
	Council Member			Town Attorney	

#### **PUBLIC HEARINGS**

- 1. Ordinance No. 1434 Bay Bridge Annexation (Continued from November 15, 2022)
  - a. Review of Legals
  - b. Reading of Ordinance No. 1434 Council Member Sharpe read by title only.
  - c. Reading of Resolution No. 1324 Council Member Sharpe read by title only.
  - d. Remonstrators
  - e. Town Council Discussion Mr. Salatas reported the petitioner representative requested a deferral.
  - f. Town Council Decision on Resolution No. 1324
  - g. Town Council Decision on Ordinance No. 1434

A motion to defer and continue the public hearing was made by John Foreman with second by Robert Carnahan. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### ${\bf 2.} \quad {\bf Resolution} \ {\bf No.} \ {\bf 1326-Additional} \ {\bf Appropriation}$

- a. Review of Legals Clerk-Treasurer Sandberg stated the legal notices were published timely in both The Times and Post-Tribune.
- b. Reading of Resolution No. 1326 Ms. Sandberg read Resolution No. 1326 by title. She explained this is for an additional appropriation for the General Fund, Cumulative Capital Development Fund, and Community Crossing Grant Fund. Total transfers requested is \$145,000 within the General Fund, \$26,000 within the Cumulative Capital Development Fund, and \$123,300 within the Community Crossing Grant Fund.
- c. Remonstrators None
- d. Town Council Discussion None
- e. Town Council Decision on Resolution No. 1326

A motion to approve Resolution No. 1326 was made by Julie Rivera with second by Colleen Schieben. Roll Call: Carnahan - Yes, Foreman - Yes, Rivera - Yes, Miller - Yes, Schieben - Yes, Sharpe - Yes, Niemeyer - Yes. Vote: 7-0.

### **PUBLIC COMMENT**

Jean Quaid, 13161 State Line Road, discussed a development proposed near State Line Road. Mr. Niemeyer explained this body has no jurisdiction over that development. Ms. Quaid discussed a letter signed by Mr. Sharpe for sewer and water. Mr. Niemeyer explained the letter recognized the development as being in the Town's service territory. It was not approved for any sewer or water service. Ms. Quaid voiced concerns with the letter signed by Mr. Sharpe. Mr. Niemeyer stated it doesn't commit the Town to providing service to that area. It recognizes the area as part of a service territory which is part of the IDEM service maps. The location of the proposed development is in unincorporated county and any decisions will be done at the county level. Again, he stated Cedar Lake has no jurisdiction over the development.

### CONSENT AGENDA

- 1. Minutes: November 2, 2022, and November 15, 2022
- **2. Claims:** All Town Funds: \$1,786,156.83; Wastewater Operating: \$740,370.69; Water Utility: \$62,363.32; Storm Water: \$16,361.06; and Payroll: 11/23/22 and 12/1/22: \$253,338.65;

A motion to accept and waive the reading of the minutes and accept the consent agenda as listed was made by Ralph Miller with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

#### **ORDINANCES & RESOLUTIONS**

### 1. Ordinance No. 1436 – 2023 Salary Ordinance Introductory Reading

Council Member Sharpe read by title only. Clerk-Treasurer Sandberg noted a 5% raise across the board. The Police and Fire Chief's would see increases of approximately 14%, the Deputy Chiefs would see increases of 6.8%, Patrol Commander would see an increase of 6%, Battalion Chiefs would see increases of 5.5%. In anticipation of the extension of services levy appeal, the positions and salaries were added for the Parks and Recreation Department. Mr. Salatas added the Town Manager would see approximately 15% and the administrative positions within Town Hall would see above 6%, respective to their departments. There was the creation of a Public Works Director as well as the addition of a Crossing Guard and Division Chief of the Marine Unit.

A motion to approve Ordinance No. 1436 was made by Richard Sharpe with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – No, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 6 – 1. The second reading will be at the December 20, 2022 meeting.

#### 2. Ordinance No. 1438 – Local Background Check Fee Ordinance

Council Member Sharpe read by title only. Chief Fisher explained they do background checks for people who need it for certain state or job positions. This fee is for the paperwork need to be completed by the department. There is a statutory limit to what can be charged.

A motion to approve Ordinance No. 1438 was made by Ralph Miller with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – 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 Ralph Miller. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

Council Member Sharpe read by title only.

A motion to adopt Ordinance No. 1438 was made by Ralph Miller with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### 3. Ordinance No. 1439 – 2022 Salary Ordinance Amendment

Council Member Sharpe read by title only. Clerk-Treasurer Sandberg stated this is an amendment to the current year salary ordinance at their direction for a Y2022 Special Bonus Compensation. This is in recognition of the period of time that the Town Manager not only performed his duties as Town Manager but those of the Planning Director as well. This is for a gross amount of \$10,000 payable on the next pay date of December 22, 2022.

A motion to approve Ordinance No. 1439 was by Colleen Schieben with second by Richard Sharpe. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 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, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

Council Member Sharpe read by title only.

A motion to adopt Ordinance No. 1439 was made by Ralph Miller with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### 4. Ordinance No. 1440 – Salary Ordinance Amendment: New Job Description for Fire Department Division Chief of the Marine Unit

Clerk-Treasurer Sandberg stated this item was not ready. A motion to defer was made by Robert Carnahan with second by Julie Rivera. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7

- 0. Mr. Wilkening asked what was not ready. Ms. Sandberg stated the ordinance form itself was not typed and the updates to the job description have not been completed. Mr. Wilkening stated they had a new job description. Ms. Sandberg stated there were still items that needed to be updated. A lengthy discussion continued on the matter.

# 5. Resolution No. 1321 – A Resolution authorizing award of a BOT (Build, Operate, Transfer) Agreement

Council Member Sharpe read by title only. Mr. Austgen reported these are the steps taken to commence the projects for the police and fire facilities that are planned to be built. The financing is Build, Operate, Transfer. The agreement has been presented by the vendor, GM Development, LLC. It is in near final form. It is accompanied by a separate item on the agenda. That agreement includes the budget guaranteed from GM Development, LLC on the pricing. The document for each of the projects needs to be approved or authorized to be approved with the final fill in details for the projects. Project budget certificates with the separate amounts are in the agreements. The Fire Project budget certificate is for a guaranteed maximum price of \$9,981,339.50. The Police Project budget certificate is for a guaranteed maximum price of \$5,593,660.50. Mr. Austgen stated a couple of actions are needed. First, would be to approve entry into the agreement for each of the projects. Next, would be to acknowledge and accept the project budget certificates for each project. He asked for record to be made of the proceeding this evening. Mr. Niemeyer stated Item 16 is for the police and fire agreements. What is currently being considered is the fiscal resolution. The pertinent information is the guaranteed maximum prices as stated above. A brief discussion occurred on the action items.

A motion to approve Resolution No. 1321 was made by Richard Sharpe with second by Julie Rivera. Mr. Foreman briefly discussed the two separate projects. Mr. Austgen noted the significance of actions tonight will be that the pricing and placement of financing by the underwriter, Baird, will occur within the next week. The documentation to close the financing transactions will occur next week. On or before December  $22^{nd}$ , financing should be completed. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

Mr. Austgen asked Mr. Niemeyer to consider a motion to authorize signatures on any and all documentation. Mr. Niemeyer entertained a motion to approve the signatures of the Town Manager and Clerk-Treasurer to execute all documents related to the Build, Operate, Transfer resolution.

A motion to approve was made by Ralph Miller with second by Richard Sharpe. A brief discussion on the matter continued. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

### 6. Resolution No. 1328 – A Transfer Resolution

Council Member Sharpe read by title only. Clerk-Treasurer Sandberg explained this is a transfer request for total transfers of \$39,300 within the General Fund and \$12,000 within the Local Road and Street Fund.

A motion to approve Resolution No. 1328 was made by Robert Carnahan with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### **BZA/PLAN COMMISSION**

# 1. Conversion to Maintenance Letter of Credit for Peoples Bank Cedar Lake Facility in the amount of \$2,732.10

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

# 2. Conversion to Maintenance Letter of Credit for Beacon Pointe, Unit 4 in the amount of \$99,032.17

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

### 3. Acceptance of Deed from Hanover Development LLC - Birchwood

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

#### **NEW BUSINESS**

- 1. Final Pay Request from CBBEL for Fencing Projects
  - a. Kiwanis Dog Park \$3,701
  - b. Town Grounds \$60,581
  - c. Municipal Water Well Sites \$50,874 (Total of all three project payouts equals \$115,156)

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

2. Change Order from CBBEL for Reith-Riley for the 133<sup>rd</sup> Avenue Project Decrease of \$24,777.66 for a new total in the amount of \$278,841.34

A motion to approve was made by Robert Carnahan with second by John Foreman. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

3. Final Pay Request from CBBEL for Reith-Riley for the 133<sup>rd</sup> Avenue Project in the amount of \$278,841,34

A motion to approve was made by Robert Carnahan with second by John Foreman. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

4. Pay Request No. 4 from CBBEL for Dyer Construction Company, Inc., for the Sediment Dewatering Facility Project in the amount of \$651,214.64

Mr. Salatas noted this is actually pay request no. 4. A motion to approve was made by Colleen Schieben with second by Richard Sharpe. Mr. Foreman asked if this was the last. Mr. Salatas stated they are waiting for as-builts from Dyer Construction on the SDF site. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

5. Change Order from CBBEL for the Parrish Avenue Roadway Project to Milestone with a decrease in the Contract Price amount prior to this Change Order in the amount of \$4,685.24 for a total Contract Price of \$1,559,538.39

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

6. Final Pay Request from CBBEL for the Parrish Avenue Roadway Project to Milestone in the amount of \$155,953.84

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

7. Change Order 3 from CBBEL for the Vermillion Roadway Project to Milestone with a decrease in the Contract Price amount prior to this Change Order in the amount of \$80,323.52 for a total Contract Price of \$1,088,825.21

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

8. Final Pay Request from CBBEL for the Vermillion Roadway Project to Milestone in the amount of \$173,809.48

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

9. Change Order 1 from CBBEL for the Highland Subdivision Roadway Project to Milestone with a decrease of the original Contract Price in the amount of \$63,877.96 for a total Contract Price of \$623,848.50

A motion to approve was made by Robert Carnahan with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

10. Final Pay Request from CBBEL for the Highland Subdivision Roadway Project to Milestone in the amount of \$62,384.85

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

# 11. Ratify approval for Striping Work from US 41 to the Norfolk Southern Railroad Tracks by TMC Contract in the amount of \$12,155.90 to be paid out from Rose Garden Estates Special Revenue Non-Reverting Fund

A motion to approve was made by Ralph Miller with second by Colleen Schieben. Mr. Carnahan asked for an explanation. Mr. Salatas stated this was to match to work being done on the other side of the railroad tracks. This way the striping on 133<sup>rd</sup> would be consistent. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

# 12. Change Order 1 from CBBEL for the Striping Work from US 41 to the Norfolk Southern Railroad Tracks by TMC with a decrease of the original Contract Price in the amount of \$833.15 for a total Contract Price of \$11,322.75

A motion to approve was made by Robert Carnahan with second by John Foreman. Roll Call: Carnahan - Yes, Foreman - Yes, Rivera - Yes, Miller - Yes, Schieben - Yes, Sharpe - Yes, Niemeyer - Yes. Vote: 7-0.

# 13. Final Pay Request from CBBEL for the Striping Work from US 41 to the Norfolk Southern Railroad Tracks by TMC in the amount of \$11,322.75

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

### 14. 2023 Fire and EMS Services Agreement with Hanover Township

Mr. Salatas reported this is the proposed agreement for 2023. It is an increase of \$10,000. Mr. Austgen stated only updating on the dates and concurrence with the draft document presented. Mr. Niemeyer asked Mr. Toth if they have done a review of the levies. Mr. Toth stated they have taken all of their levies back to the max. He discussed population loss and loss of tax dollars. A brief discussion continued on population in unincorporated Hanover Township. A motion to approve was made by Richard Sharpe with second by Ralph Miller. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### 15. Approval of 2023 Meeting Calendar

Mr. Salatas highlighted the 2023 meeting calendar changes. Park Board will be moving to the first Thursday of the month, Redevelopment Commission will be the first Tuesday of the month, and Storm Board will be the second Tuesday of the month. A motion to approve was made by Richard Sharpe with second by Ralph Miller. Mr. Carnahan stated Storm Board would be starting at 6:00PM. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7 – 0.

### 16. GM Build Operate Transfer Agreements

- a. Police Department
- b. Fire Department

Mr. Austgen stated he has already summarized. These are the two separate agreements for each project so the facilities can be built. A motion to approve both Item A and Item B was made by Julie Rivera with second by Colleen Schieben. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### 17. Baird Professional Services Agreement – Bond Matters

Mr. Austgen explained these are the underwriters that will negotiate and complete the financing for the two projects checked off on tonight. Mr. Niemeyer stated this would be for Lease Rental Bonds Series A & B in the amount of \$16,000,000. A motion to approve was made by Richard Sharpe with second by Ralph Miller. Roll Call: Carnahan – Yes, Foreman – Yes, Rivera – Yes, Miller – Yes, Schieben – Yes, Sharpe – Yes, Niemeyer – Yes. Vote: 7-0.

### REPORTS

Town Council - Mr. Carnahan stated the Chamber had 150 trees. January 8<sup>th</sup> is when they need to be cleaned up. The street department cannot recycle a tree with decorations. Mr. Foreman briefly discussed the new public safety buildings. Mr. Miller asked Mr. Salatas
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about the streetlights they've been working on. Mr. Salatas stated the engineer has requested that NIPSCO install the thirteen that do not need a pole or an additional cost. There are no set-up costs. NIPSCO is moving forward and Jen has been notified. They'll discuss more next year when they get to the ones that will need poles. Mr. Niemeyer discussed the road paving efforts over the years. He stated the momentum has continued. A lot of asphalt has been put down. It was a very productive year. Discussion continued on the roads and projects.

- **2.** Town Attorney None
- 3. Clerk-Treasurer Ms. Sandberg reported the DLGF has reviewed the Three-Year Growth Excess Levy Appeal. The Town requested an excess levy of \$164,064. The DLGF approved but modified to the amount of \$155,976. The extension of services appeal will be handled under a separate order. The Town received notice this morning that Anthem reduced medical rates by 5% for 2023. Mr. Austgen stated that report is validation that having the right consultants and having good consultants working with Jennifer and her team, pays off.
- **4.** Town Manager Mr. Salatas reported the Town received notice that the CCMG 2022-2 application for crack sealing and an HMA overlay for 137<sup>th</sup> was approved in the amount of \$79,550.
- 5. Director of Operations None
- **6.** Police Department Chief Fisher discussed a department fundraiser for Northwest Indiana Cancer Kids. The goal is to raise \$4,000 by February.
- 7. Fire Department Chief Wilkening discussed his requested raise for Battalion Chiefs. A lengthy discussion occurred.

#### WRITTEN COMMUNICATION

None

#### **PUBLIC COMMENT**

Sharon Greenwalt, 7613 W. 135<sup>th</sup> Place, voiced concerns with a house across the street from her house, 13519 Lee Street. She stated there was a fire. It was deemed unsafe. She stated a notice was posted on the home. The yard is filled with debris. She voiced concerns with folks moving into the home. She stated there is no power to the house. Work has been ongoing without a permit. She asked if there is anything that can be done to find out what is going on. She asked about getting the structure boarded up. Discussion occurred on whether or not the home is on the Unsafe Building List. A lengthy discussion continued on the concerns presented as well as the Unsafe Building laws.

Yvonne Taves, 13518 Dewey Street, voiced concerns about the same home referenced by Ms. Greenwalt. She stated issues have been going on for ten years. She voiced her concerns with the state of the property. Chief Fisher stated they would go out to the property tomorrow. Ms. Taves continued to voice concerns. She asked for Code Enforcement to be sent out to the property. She voiced concerns with the work completed by Code Enforcement. She voiced concerns with surrounding neighbors being given warnings and citations for their properties. But the property in question hasn't been given any. A lengthy discussion continued on the concerns.

Terry Broadhurst, 14513 Morse Street, discussed attending meetings for the past six months. He voiced concerns with rules not being followed. He stated he has seen people coming up and fighting the same fight. He stated he is in the same battle. He discussed buying property in Town and being blocked from it. He stated when the property came up as an unsafe structure, he was astonished to hear how the Town wanted to help knock the house down. The house is across the street from a pole barn. He voiced concerns again with the rules not being followed. Mr. Broadhurst discussed his property and the issues he has with the property adjacent to his at length. Mrs. Schieben stated the property he speaks of his on the Unsafe Building List. He asked the Council to drive to the end of the street and see the issues. He continued to voice his concerns. Mr. Niemeyer stated there are administrative functions and asked about documentation for what has or hasn't been done at the property in question. Mr. Salatas stated the fill was rectified. The unsafe house in on the Unsafe Building Agenda. Mr. Niemeyer asked David once a house goes on the Unsafe Building Agenda, how long does it take. Mr. Austgen reported sixty to ninety days. He stated it depends on the situation. Statute says you have to give them ninety days. Mr. Salatas stated the pole barn did receive a variance at some point. It did not include electric. Mr. Salatas stated the property owner is trying to go through the process with the BZA to get electric to the barn. Mr. Broadhurst stated his focus right now is the hobby barn being located in a residential neighborhood. He stated his question is are they going to allow someone to have a pole barn in the middle of a residential neighborhood. Mr. Salatas stated a variance was granted but he couldn't report when. Mr. Broadhurst continued to voice concerns with debris and dumping in the creek. He said he has brought it up. Mr. Salatas stated that was news. Mr. Broadhurst stated he has a timeline and pictures. He offered to bring them in. He stated the property owner has gotten away with stuff. Chief Fisher stated they have gone to the property. Multiple conversations overlapped. Mr. Broadhurst voiced concerns with the property owner being connected and getting away with stuff. Mr. Niemeyer stated a lot of people make accusations. He stated the people in this organization would be fired if he finds out anyone is using any connections. He stated that

behavior is not tolerated. He stated most likely what is being said is nonsense. He asked Mr. Broadhurst to take that type of talk with a grain of salt. Mr. Broadhurst continued to voice concerns with the pole barn. Chief Fisher stated they have gone to the property and had the items removed. Mr. Broadhurst continued to voice concerns. Mr. Broadhurst discussed accountability. Mr. Kubiak addressed the electric. He stated the property owner came and asked about the electric service. He stated he told the owner he wasn't getting electric to the building. He hasn't been given approval for electric in the building. A lengthy discussion continued. Mr. Niemeyer asked Mr. Broadhurst to collect his files and share them with staff so they can start going page by page. Mr. Miller noted Code Enforcement is someone Mr. Broadhurst needs to work with. He stated there was a property with tall weeds and some people called him. They sent Code Enforcement over there. Code Enforcement noted issues with the property. They got ahold of someone for the property and in a couple day they got the weeds taken care of. A brief discussion continued.

Yvonne Taves, stated they went months with requests unanswered for the weeds at the Dalton property to be taken care of. She asked if they should start reporting issues to Town Council members so Town Council can have Code Enforcement get it taken care of. Mr. Niemeyer stated they need to call the Police Department. Town Council members should not be dispatching officers. Mr. Austgen added to the record that Town Council never has the authority to interfere or intervene in officers doing their job. Ms. Taves stated Mr. Miller's issue was taken care of in days. She stated the residents don't get that kind of response.

**ADJOURNMENT** President Niemeyer called the meeting to adjournment at approximately 9:09 PM

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

Richard Sharpe, President	John Foreman, Vice President
Robert H. Carnahan	Julie Rivera
Nicholas Recupito	Ralph Miller
ATTEST:	Colleen Schieben
Jennifer N. Sandberg, IAMC, CMC, CPFIM 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.