



TOWN COUNCIL PUBLIC MEETING AGENDA

March 7, 2023 - 7:00 PM

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

CALL TO ORDER/ROLL CALL:

___ Robert H. Carnahan, Ward 1
___ Julie Rivera, Ward 2
___ Nick Recupito, Ward 3
___ Ralph Miller, Ward 4
___ Colleen Schieben, Ward 5

___ John Foreman, At Large, Vice-President
___ Richard Sharpe, At Large, President
___ Jennifer Sandberg, Clerk-Treasurer
___ Chris Salatas, Town Manager
___ David Austgen, Town Attorney

PRESENTATIONS:

1. Presentation to NICK (Northwest Indiana Cancer Kids) – Chief Bill Fisher
2. Proclamation of Thanks to Patrick Scoleri, Division Chief, Retired – Chris Salatas

PUBLIC COMMENT (*on agenda items*):

CONSENT AGENDA:

1. **Minutes:** February 21, 2023
2. **Claims:** All Town Funds: \$799,152.29; Wastewater Operating: \$379,121.80; Water Utility: \$52,392.05; Storm Water: \$15,650.78; and Payroll: March 1, 2023 and March 2, 2023 - \$375,514.14
3. **Variance of Use Request:** The Department of Parks and Recreation is requesting to use the Council Chambers for the following activities:
 - a. March 16, 2023, 5:30 – 6:30 p.m. - Spring Soccer Coaches Meeting
 - b. April 21, 2023, 8:00 a.m. - 6:30 p.m. (extended time from original approval at activity's inception) - for Rain Barrel Order Drop-off and Pick-Up
 - c. June 3, 2023, 8:00 a.m. - 12:00 p.m. for Spring Soccer Photos

ORDINANCES & RESOLUTIONS:

1. **Ordinance No. 1450** – Police and Fire Fee Schedule Ordinance

BZA/PLAN: (None pending at this time)

1. Acceptance of Deed from Beacon Pointe LLC deeding the following adjacent parcels as parkland:
 - a. Outlot D, Centennial Villas Subdivision, Phase 1
 - b. Outlot E, Beacon Pointe, Unit 7

NEW BUSINESS:

1. Bid Award 2022-02 CCMG 137th Avenue Project
2. Approve use of the Town Hall Council Chambers as a Polling Location for the May and November Elections

REPORTS:

1. Town Council
2. Town Attorney
3. Clerk-Treasurer
4. Town Manager
5. Director of Operations
6. Police Department
7. Fire Department

WRITTEN COMMUNICATION:

PUBLIC COMMENT:

ADJOURNMENT:

PRESS SESSION:

NEXT MEETING: Tuesday, March 21, 2023 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.

March 7, 2023

ALL TOWN FUNDS	\$799,152.29
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WASTEWATER OPERATING	\$379,121.80
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WATER UTILITY	\$52,392.05
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STORM WATER	\$15,650.78
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PAYROLL 3/1/23 & 3/2/23	\$375,514.14
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TOWN OF CEDAR LAKE
Parks and Recreation

7408 Constitution Ave – PO Box 707 – Cedar Lake, IN 46303
Tel (219) 374-7400 – Fax (219) 374-8588



March 2, 2023

Dear Town Council,

I am requesting use of the Town Council Chambers for the following activities:

1. Friday, April 21, 2023, 8:00 a.m. - 6:30 p.m., for Rain Barrel Order Drop-off and Pick-Up
2. Saturday, June 3, 2023, 8:00 a.m. - 12:00 p.m. for Spring Soccer Photos
3. Thursday, March 16, 2023, 5:30 – 6:30 p.m. for the Parks & Rec Spring Soccer Coaches Meeting

Thank you,



Hope Tauber
Recreation Coordinator
Cedar Lake Parks and Recreation Department

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

ORDINANCE NO. 1450

AN ORDINANCE AMENDING THE SCHEDULE OF FEES CHARGED BY THE TOWN OF CEDAR LAKE METROPOLITAN POLICE DEPARTMENT AND THE TOWN OF CEDAR LAKE MUNICIPAL FIRE DEPARTMENT, REPEALING ALL ORDINANCES AND TOWN CODE PROVISIONS, OR PARTS THEREOF, IN CONFLICT HERewith, AND ALL MATTERS RELATED THERETO.

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana (hereinafter, the "Town Council"), has been advised by the Town Metropolitan Police Department and Town Municipal Fire Department that certain fees charged by each respective Department are in need of amendment due to changes in expenses of providing certain services to the citizens and taxpayers of the Town and changes in applicable statutory limitations of amounts that may be charged for providing said services to the citizens and taxpayers of the Town; and

WHEREAS, the Town Council has reviewed applicable Indiana law pertaining to the charges requested by the Town Metropolitan Police Department and Town Municipal Fire Department be changed and has determined that it is appropriate, advisable, and in the best interests of the residents of the Town to amend the Schedule of Fees charged by each respective Department for certain services that are provided to the citizens and taxpayers of the Town.

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

SECTION ONE: That the Schedule of Fees for services provided by the Town Metropolitan Police Department and Town Municipal Fire Department is hereby amended to provide hereafter as follows, namely:

- (a) The Town Metropolitan Police Department and Town Municipal Fire Department shall charge a fee of Five (\$5.00) Dollars for the certification of a document produced by the respective Department, as established by I.C. §5-14-3-8-(d), as amended hereafter from time to time.
- (b) The Town Metropolitan Police Department and Town Municipal Fire Department shall charge a fee for the copying documents, which fee shall not exceed the greater of:
 - a. Ten (\$0.10) Cents per page for copies that are not color copies, or Twenty-Five (\$0.25) Cents per page for color copies;
 - b. The actual cost to the Town Metropolitan Police Department or Town Municipal Fire Department incurred in copying of the requested document. "Actual cost shall mean the cost of paper and the per-page cost for use of copying or facsimile equipment and does not include labor costs or overhead costs.
- (c) The Town Metropolitan Police Department shall charge a fee of Ten (\$10.00) Dollars for providing an Accident Report, which fee is permitted by I.C. §9-26-9-3, as amended from time to time. All proceeds derived from said fee shall be deposited into the Town Law Enforcement Continuing Education Fund that was established by the provisions of I.C. §5-2-8-2.
- (d) The Town Metropolitan Police Department shall charge a fee of Five (\$5.00) Dollars for performing a Vehicle Identification Number ("VIN") check, which fee is established by I.C. §9-17-2-12(e)(2), as amended from time to time.

- (e) The Town Metropolitan Police Department shall charge a fee of Ten (\$10.00) Dollars for fingerprinting services, which fee is the same regardless of whether or not the individual requesting such services is a resident of the Town.
- (f) The Town Metropolitan Police Department and Town Municipal Fire Department shall charge a fee of Ten (\$10.00) Dollars for providing an Audio/Video DVD.
- (g) The Town Municipal Fire Department shall charge a fee of Twenty-Five (\$25.00) Dollars for a first building occupancy inspection, Fifty (\$50.00) Dollars for a second building occupancy inspection, and One Hundred (\$100.00) Dollars for any building inspection beyond the second occupancy inspection.
- (h) The Town Metropolitan Police Department shall charge a fee for providing, upon request, a duplicate of a computer tape, computer disc, microfilm, law enforcement recording, or similar or analogous record system containing information owned by the Police Department, as a public agency, or which is entrusted to the Town, which fee shall be enumerated as follows, namely:
 - a. For a recording of less than Thirty (30) minutes, a fee of Fifty-Eight (\$58.00) Dollars per recording;
 - b. For a recording of Thirty (30) minutes or more, but less than Sixty (60) minutes, a fee of Ninety-Two (\$92.00) Dollars per recording;
 - c. For a recording of Sixty (60) minutes or more, a fee of One Hundred Thirty-Four (\$134.00) Dollars.

SECTION TWO: That any and all fees, charges, and/or funds collected by the Town Metropolitan Police Department as a result of activities or services provided for in this Ordinance hereinabove shall be collected and deposited into the Town Law Enforcement Continuing Education Fund (hereinafter, the "LEEF"). All funds collected and deposited into the Town LEEF are authorized to be used by the Town Metropolitan Police Department as authorized and permitted by applicable provisions of Indiana law and the Town Code, as each is and has been amended from time to time.

SECTION THREE: That any and all fees, charges, and/or funds collected by the Town Municipal Fire Department as a result of activities or services provided for by this Ordinance herein shall be collected and deposited into the Town General Fund. Those funds that are collected and deposited into the Town General Fund are permitted to be used by the Town as authorized and permitted by applicable provisions of Indiana law and the Town Code, as each is and has been amended from time to time.

SECTION FOUR: That all Ordinances, Town Code provisions, or Policies of the Town of Cedar Lake in conflict with the provisions of this Ordinance are hereby repealed, and any provisions stated in this Ordinance, and any other Ordinances, in conflict or inconsistent with the terms and provisions of this Ordinance, are deemed null, void, and of no legal effect as same are hereby repealed.

SECTION FIVE: 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 SIX: 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 OF COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, THIS ____ DAY OF _____, 2023.

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

By: _____
Richard Sharpe, President

John C. Foreman, Vice-President

Robert H. Carnahan, Member

Nick Recupito, Member

Julie A. Rivera, Member

Ralph Miller, Member

Colleen Schieben, Member

ATTEST:

Jennifer N. Sandberg, IAMC, CMC, CPFIM
Clerk-Treasurer

DEED OF DEDICATION

GRANTOR, **BEACON POINTE OF CEDAR LAKE LLC**, an Indiana limited liability company, hereby conveys and warrants to **THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, A MUNICIPAL CORPORATION**, for and in consideration of the sum of Ten (\$10.00) Dollars, and other good and valuable consideration, the receipt of which is hereby acknowledged, the following described parcels of real estate located in Cedar Lake, Lake County, Indiana, namely:

OUTLOT D IN CENTENNIAL VILLAS SUBDIVISION, PHASE 1, ACCORDING TO THE PLAT THEROF RECORDED AUGUST 19, 2021, AS DOCUMENT NO. 2021-055860, BOOK 114, PAGE 68, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA


PIN: 45-15-28-330-001.000-014

OUTLOT E IN BEACON POINTE – UNIT 7, PLANNED UNIT DEVELOPMENT, AN ADDITION TO THE TOWN OF CEDAR LAKE, INDIANA, AS PER PLAT THEREOF RECORDED OCTOBER 6, 2022, IN PLAT BOOK 116, PAGE 43 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA AS DOCUMENT NO. 2022-035456.

PIN: 45-15-28-256-017.000-014

Subject only to general real estate taxes not due and payable at the time of closing; covenants, conditions, and restrictions of record; and building lines and easements, if any.

Dated this 7th day of ~~March, 2023~~


Dean E. Schilling, Managing Member


STATE OF INDIANA)
)SS:
COUNTY OF LAKE)

Before me, a Notary Public in and to said County and State, on this 7th day of March, 2023 personally appeared Dean E. Schilling, as Managing Member of Beacon Pointe of Cedar Lake LLC, and duly acknowledged the execution of the above and foregoing Deed of Dedication for and on behalf of Beacon Pointe of Cedar Lake LLC.

Signed and sealed this 7th day of March, 2023.



My Commission Expires: 04/07/30
County of Residence: Lake
Commission No. NP0740357

Jennifer L. Faulkner
 Notary Public

This instrument was prepared by Schilling Development, Kevin V. Hunt, Esq., 8900 Wicker Ave., St. John, IN 46373, Atty No. 36544-45. (219) 365-8585

After recording mail to
and send subsequent tax bills to:
Town of Cedar Lake
Attn: Clerk-Treasurer
P.O. Box 707
Cedar Lake, IN 46303

ACKNOWLEDGEMENT AND ACCEPTANCE

This conveyance is accepted by the Town Council 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 Acknowledgement and Acceptance.

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

By:

Richard Sharpe,
Town Council President

Attest:

Jennifer N. Sandberg,
Clerk-Treasurer



March 1, 2023

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

Attention: Town Council

Subject: W. 137th Avenue Improvements & Crack Seal Maintenance Project
CCMG 2022-2
(CBBEL Project No. 06-0015)

Dear Council Members:

Below you will find the bid tabulation summary for W. 137th Avenue Improvements & Crack Seal Maintenance Project. The final Engineer's Estimate for the project was \$176,922.52. The total bid for each potential Contractor is shown below:

Unit Cost Bids for Project

Contractor	Bid
Site Services, Inc.	\$ 192,296.33
Rieth-Riley Construction Co., Inc.	\$ 236,460.53
Milestone Contractors North, Inc.	\$ 285,095.00

As can be seen from the table above, the apparent low bidder for the project at a total unit cost bid price of \$192,296.33 is Site Services, Inc. The bid tabulation sheet is attached to this letter. As this appears to be the lowest, responsive, and responsible bid for the project, we recommend that the subject contract be awarded to Site Services, Inc.

If you have any questions or concerns, please do not hesitate to call.

Sincerely,

A black rectangular box redacting the signature of Donald C. Oliphant.

Donald C. Oliphant, PE, CFM, CPESC
Town Engineer

Encl: Bid Tabulation

cc: Town Manager
Clerk-Treasurer
Director of Operations
Town Attorney
Site Services
Rieth-Riley
Milestone

DCO\
P:\Cedar Lake\060015 Town Engineer\00005 Town-General\2023 137th Imp. & Crack Seal Project, CCMG\Bidding\L060015 - 137th
Award 030123.docx

BID TABULATION
TOWN OF CEDAR LAKE
W. 137TH AVENUE IMPROVEMENTS & CRACK SEAL MAINTENANCE PROJECT
CCMG 2022-2

3/1/2023

ITEM #	ITEMS	UNIT	QUANTITY	ENGINEER'S ESTIMATE		SITE SERVICES, INC		RIETH-RILEY CONSTRUCTION CO., INC.		MILESTONE CONTRACTORS NORTH	
				UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST
1	MOBILIZATION AND DEMOBILIZATION	LS	1	\$ 7,300.00	\$ 7,300.00	\$ 9,000.00	\$ 9,000.00	\$ 16,800.00	\$ 16,800.00	\$ 14,000.00	\$ 14,000.00
2	CONSTRUCTION ENGINEERING	LS	1	\$ 4,400.00	\$ 4,400.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 4,000.97	\$ 4,000.97
3	MAINTENANCE OF TRAFFIC	SYS	1	\$ 4,400.00	\$ 4,400.00	\$ 4,000.00	\$ 4,000.00	\$ 12,450.00	\$ 12,450.00	\$ 14,000.00	\$ 14,000.00
4	ASPHALT MILLING, 2-IN	EA	3,150	\$ 4.00	\$ 12,600.00	\$ 3.60	\$ 11,340.00	\$ 4.30	\$ 13,545.00	\$ 6.50	\$ 20,475.00
5	CONCRETE, REMOVE	SYS	60	\$ 30.00	\$ 1,800.00	\$ 36.00	\$ 2,160.00	\$ 98.45	\$ 5,907.00	\$ 80.00	\$ 4,800.00
6	HMA, SURFACE, TYPE B	TON	364	\$ 105.00	\$ 38,220.00	\$ 120.00	\$ 43,680.00	\$ 123.00	\$ 44,772.00	\$ 150.00	\$ 54,600.00
7	HMA, WEDGE AND LEVEL, TYPE B	TON	20	\$ 110.00	\$ 2,200.00	\$ 160.00	\$ 3,200.00	\$ 165.00	\$ 3,300.00	\$ 155.00	\$ 3,100.00
8	HMA, PATCHING, TYPE B (UNDISTRIBUTED)	LFT	420	\$ 120.00	\$ 50,400.00	\$ 106.00	\$ 44,520.00	\$ 150.00	\$ 63,000.00	\$ 220.00	\$ 92,400.00
9	ASPHALT FOR TACK COAT	LFT	3,150	\$ 0.60	\$ 1,890.00	\$ 0.40	\$ 1,260.00	\$ 0.25	\$ 787.50	\$ 1.00	\$ 3,150.00
10	ROLLED CURB & GUTTER, CONCRETE	LFT	94	\$ 45.00	\$ 4,230.00	\$ 70.50	\$ 6,627.00	\$ 77.00	\$ 7,238.00	\$ 62.00	\$ 5,828.00
11	CURB RAMP, CONCRETE, 4-IN	LFT	44	\$ 200.00	\$ 8,800.00	\$ 159.70	\$ 7,026.80	\$ 205.00	\$ 9,020.00	\$ 275.00	\$ 12,100.00
12	LINE, THERMOPLASTIC, SOLID, RECESSED, WHITE, 4-IN	LFT	2,101	\$ 1.35	\$ 2,836.35	\$ 1.77	\$ 3,718.77	\$ 1.77	\$ 3,718.77	\$ 1.77	\$ 3,718.77
13	LINE, THERMOPLASTIC, SOLID, RECESSED, YELLOW, 4-IN	LFT	1,988	\$ 1.35	\$ 2,683.80	\$ 1.77	\$ 3,518.76	\$ 1.77	\$ 3,518.76	\$ 1.77	\$ 3,518.76
14	TRANSVERSE MARKING, THERMOPLASTIC, STOP BAR, WHITE, 24-IN	EA	57	\$ 10.00	\$ 570.00	\$ 6.50	\$ 370.50	\$ 6.50	\$ 370.50	\$ 6.50	\$ 370.50
15	TRANSVERSE MARKING, THERMOPLASTIC, CROSSWALK, WHITE, 24-IN	EA	323	\$ 2.00	\$ 646.00	\$ 1.50	\$ 484.50	\$ 1.50	\$ 484.50	\$ 1.50	\$ 484.50
16	PAVEMENT MESSAGE MARKING, WHITE, THERMOPLASTIC, "RXR", WHITE	EA	1	\$ 300.00	\$ 300.00	\$ 350.00	\$ 350.00	\$ 350.00	\$ 350.00	\$ 350.00	\$ 350.00
17	CRACK SEALING (W 133RD AVE)	EA	7,925	\$ 0.50	\$ 3,962.50	\$ 2.00	\$ 15,850.00	\$ 2.02	\$ 16,008.50	\$ 2.02	\$ 16,008.50
18	CRACK SEALING (W 141ST AVE)	LFT	7,500	\$ 0.80	\$ 6,000.00	\$ 1.48	\$ 11,100.00	\$ 1.48	\$ 11,100.00	\$ 1.48	\$ 11,100.00
19	CRACK SEALING (PARRISH AVE)	LFT	19,000	\$ 0.40	\$ 7,600.00	\$ 1.11	\$ 21,090.00	\$ 1.11	\$ 21,090.00	\$ 1.11	\$ 21,090.00
CONTINGENCY (10%)					\$ 16,083.87						
TOTAL					\$ 176,922.52		\$ 192,296.33		\$ 236,460.53		\$ 285,095.00

* - Line Item No. 11 on Site Service bid was corrected based on unit cost and quantity calculation. Revised bid from \$192,295.53 to \$192,296.33 as noted above.



LAKE COUNTY BOARD OF ELECTIONS AND REGISTRATION

February 25, 2023

'23 FEB 27 10:18 AM

RE: polling place usage Primary and General Election

Thank you for allowing us to use your facility during the last Election. We would once again like to request usage for the Primary and General Election to be held on Tuesday May 2, 2023 and November 7, 2023.

We are asking you to approve the request and confirm that our contact information is correct. If the information is incorrect, please update accordingly. The emergency contact should be for a person who has keys to the building and can provide information if needed, as to when and where to deliver the machines. All machines are to be kept in a secure location, to avoid any tampering. Please be sure that the machines are available for the poll workers on Monday and Tuesday. You can return the portion below in the self-addressed envelope or you can fax it to 755-3801 or email to fajmamr@lakecountyin.org

Thank you in advance for allowing us to use your facility on Election Day.

Sincerely,

Michelle R. Fajman
Director Lake County board of Elections and Registration

Location has been approved _____

Denied/Only private locations can be Denied _____

IC 3-11-8-4 School buildings, fire stations and all other public buildings shall be made available without charge to a county for holding an election.

INFORMATION IS CORRECT _____ YES _____ NO

CL 06 07 08 09

CEDAR LAKE TOWN HALL

7408 CONSTITUTION AVE CEDAR LAKE IN 46303

219-374-7000 x [REDACTED] Email: [REDACTED] *EE*

Emergency Contact: Carl Brittingham [REDACTED]

Special Instructions [REDACTED]