

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



September 17, 2024

**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	Present	Mary Joan Dickson Council Member	At Large
Present	Julie Rivera Council Member	Ward 2	Present	Richard C. Thiel Jr. Council Member	At Large
Absent	Nick Recupito Council Member	Ward 3	Present	Jennifer N. Sandberg, IAMCA, CMC, CPFIM Clerk-Treasurer	
Present	Chuck Becker Council Member	Ward 4	Present	Jeff Bunge Town Manager	
Present	Greg Parker Council Member	Ward 5	Present	David Austgen Town Attorney	

SHARED ETHICS COMMISSION

Sheryl Corey, Shared Ethics Commissioner, gave a quick update. She stated the Shared Ethics Advisory Commission is coming to train the Town trainers in October. She stated she will share more after the training. The 2024 Ethics Summit will be on Thursday, October 24, 2024 in Merrillville. It is a free program and open to all. They ask that attendees do preregister. She stated she would leave a few flyers up front and would email to the Council members. Mr. Carnahan asked if it was at Avalon Manor. Mrs. Corey stated yes.

PUBLIC COMMENT

None

CONSENT AGENDA

- 1. Claims:** All Town Funds: \$289,650.19; Wastewater Operating: \$693,206.90; Water Utility: \$30,354.98; Storm Water: \$17,058.44; Payroll: August 12, 2024 - \$383,944.63; and August Remittances \$298,075.03
- 2. Manual Journal Entries:** August 1 – August 31, 2024
- 3. Donations:** K9 donation to include the following: Ben Tomko \$3,839

A motion to waive the reading of the minutes and approve the consent agenda as listed was made by Mary Joan Dickson with second by Julie Rivera. Mr. Carnahan stated he looked all over the claims to find \$512,489 for the Lowell true-up. He stated he found two figures. One claim for \$188,497 and the other for \$323,992 for a total of \$512,489. Mr. Carnahan stated he looked for the big figure but found two. Ms. Sandberg stated he has to remember that the true-up calculation includes not only operations and maintenance but capital as well. Capital gets paid out of the capital fund and operations and maintenance gets paid for out of operations. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

ORDINANCES/RESOLUTIONS

- 1. Ordinance No. 1498 - Amending Park Rules & Regulations – Beach – Sandbox and Pier Rules**

Mrs. Rivera asked Mrs. Ray to explain Ordinance No. 1498. Mrs. Ray stated it was a change-up of an original ordinance for pool rules. When the pool was in operation, the Park Board could do that by adopting in a meeting and posting. They discovered they needed to clean-up the rules on the Town Grounds pertaining to the beach as well as the use of the grounds. It was resurrected with the opportunity to change as posted. No exhibit is included because the conversation has not been had on the rules to be agreed upon Council and Park Board. This changes the ordinance to stated that posted rules are enforceable by ordinance. Mr. Carnahan stated he periodically goes out to the beach area and advises people to wear shoes at the beach. Mr. Thiel read Ordinance No. 1498 by title only.

A motion to approve the first reading of Ordinance No. 1498 was made by Richard Thiel with second by Julie Rivera. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

A motion to suspend the rules and allow for a second reading was made by Mary Joan Dickson with second by Julie Rivera. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

Mr. Thiel read Ordinance No. 1498 by title only.

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A motion to adopt Ordinance No. 1498 was made by Julie Rivera with second by Richard Thiel. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

2. Ordinance No. 1500 - Cedar Lake/Water Y2024 Sprinkling Usage Regulation Amendatory Ordinance

Mr. Parker asked if this item was ready. Mr. Kubiak voiced concerns with the ordinance giving sole authority to either the Water Superintendent or the Town Manager to impose a ban. He did not know if everyone was comfortable with that. Mr. Thiel stated he did not think it should be. Mr. Parker asked if it needed to be tweaked. Mr. Austgen stated it sounds like it does. Mr. Thiel read Ordinance No. 1500 by title only. A brief discussion continued.

A motion to adopt Ordinance No. 1500 with Attorney Austgen making the change to And, to include the Water Superintendent and Town Manager was made by Richard Thiel with second by Chuck Becker. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

3. Resolution No. 1358 – Resolution Regarding Payment of Fees for Audits of the Town by the Indiana State Board of Accounts, and Related

Mr. Thiel read Resolution No. 1358 by title only. Mr. Carnahan stated this came about through Northwest Indiana Regional Planning Commission that passed a similar resolution. They have asked all cities and towns to pass one similar. He stated he asked Dave to prepare it. Mr. Carnahan stated they pay State Board of Accounts when they come in and audit. They do not have line items that show what they do. This is to try and make them more accountable.

A motion to approve was made by Robert Carnahan with second by Mary Joan Dickson. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

OLD BUSINESS

1. Consider Applications for Park Board

Mrs. Dickson made a motion to appoint Dave Jostes to the democrat opening on the Park Board. A second was made by Richard Thiel. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

NEW BUSINESS

1. Museum at Lassen’s Resort – Community Heart & Soul Grant

Julie Zasada, 9430 W 135th Place, on behalf of the museum, is requesting a letter of support from the Town Council. They are looking to apply for a grant from the Legacy Foundation called the Community Heart & Soul Grant. It is something that needs collaboration between the 501(c)(3) in town and the municipality. Mrs. Zasada stated they would be the lead applicant and apply. They need a letter of support from the Town Council. The Town Council will also appoint someone to be a part of the core team. It is a two-year project. Over the course of the two years, a \$10,000 match must be met. The Town Council does not have to budget that amount but must be willing to help identify with the core team on where they may secure those funds from. They also need to consider all the things that are going to be contributed by the community in future master planning. Citizens will gather and be asked to share what they love about the community and their hopes for the future of the community. Legacy Foundation will provide all the training. The core members do have to participate in approximately four trainings over the course of the two years. A brief discussion continued.

A motion to approve was made by Richard Thiel with second by Chuck Becker. Mr. Carnahan asked who would do the letter. Mr. Thiel stated it would probably come from Jeff. A brief discussion continued on the application. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

2. Amendment 1 for 133rd Avenue Reconstruction Structural Design – increasing the total estimated fee for this project to \$145,150.00

Mr. Kubiak stated this is due to the poor soil conditions found under the road. They will need to do some pilings and some additional work. They did soil borings and came up with bad ground so there has to be additional work done.

A motion to approve was made by Chuck Becker with second by Robert Carnahan. Mrs. Dickson asked about the money for the project. Ms. Sandberg stated the original contract was approved with the use of CEDIT (County Economic Development Income Tax).

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The additional is only \$13,500. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

3. Requisition No. 17 Disbursement of funds from 2022A Construction Fund in the amount of \$322,400.56

A motion to approve was made by Chuck Becker with second by Robert Carnahan. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

4. Requisition No. 16 Disbursement of funds from 2022B Construction Fund in the amount of \$119,806.19

A motion to approve was made by Richard Thiel with second by Chuck Becker. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

5. Change Order #3 Request from Dredge America, Inc. from \$5,971,844.20 to \$4,338,026.09

A motion to approve was made by Mary Joan Dickson with second by Richard Thiel. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

6. Approve CBBEL Pay Request, Stage 2 – Cedar Lake Dredging Final Pay Request No. 10 in the amount of \$249,750.00

Clerk-Treasurer Sandberg reported Fund 807 does not have enough funds remaining to pay the total of the final pay request. She stated she previously recommended that remaining ARPA funds be used to pay the balance. She stated that is approximately \$60,132.01. She stated they need to amend the spending plan. Mr. Faccenda is working to get the resolution amended. It will be forthcoming. In the meantime, she asked for them to make the record clear that the final pay request would be paid from Fund 807 in the amount of \$189,617.99 and Fund 176 in the amount of \$60,132.01.

A motion to approve was made by Richard Thiel with second by Mary Joan Dickson. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

REPORTS

- 1. Town Council** – Mr. Thiel asked Tim if the mechanic position got his stuff figured out yet to start on the 23rd. Ms. Sandberg stated he was in the office yesterday. He will be ready to start on the 23rd of the month. Mr. Thiel stated the chairs are in. Mr. Carnahan stated today is Constitutional Day and it is Constitutional Week.
- 2. Town Attorney** – No report.
- 3. Clerk-Treasurer** – Clerk-Treasurer Sandberg reported she has timely filed the Economic Development Report and the Family and Social Services Administration Annual Opioid Settlement Report. She stated she is working with Corby on some minor tweaks to line items within the 2025 budget. They will submit the Form 3 timely so the public hearing can occur at the next meeting. She has received some updated information on the spending plan for the Redevelopment Commission. She hopes to have a draft by the next meeting. Mr. Parker stated Nick said Corby was working on a draft of what the tax rate would increase for the fire truck and ambulance. He asked if she knew what that was. Ms. Sandberg stated Mr. Thompson sent out an email to them.
- 4. Town Manager** – No report.
- 5. Director of Operations** – Mr. Kubiak stated he gave them all a foundation location report for the Fleming property on Huseman Street. He stated at the last meeting there were some good accusations against him for letting people build a house wrong and not monitoring what was going on, right down to an overhang being crooked. He went over and asked to see the overhang. The man said he was mistaken. The papers shared with them show the foundation location report and the as-built survey that the builder had done when the house was built in 2016. The Town did not require as-builts at that time but the builder did have it done and it was in the folder. Mr. Kubiak stated this shows what he saw at that time. He stated he wanted that on the record since his name was mentioned during their comments on what was done wrong. He wanted to show that this is what was found to show and back up what he did at that time.
- 6. Police Department** – Chief Brittingham reported they do still have an officer out injured from his crash on US 41 when he was rear ended. Repairs to that vehicle have not yet been approved but are estimated over \$20,000. Mr. Parker wished him a speedy recovery. Chief Brittingham reported that Newton County Sheriff Deputy Brandon Schrieber did pass away from his fatal shooting. Mr. Parker stated he heard they are working on a benefit for his family. Chief Brittingham warned the public of scams. He stated there is

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no GoFundMe. There are private benefits for the family set up at a local bank. He encouraged folks to confirm before donating. The funeral will be held this coming Friday at the Newton County Fairgrounds. A moment of silence was held for Brandon Schrieber.

Mr. Thiel stated when he was at the Community Heart & Soul event, he spoke with Geanne Weese with Co-Action. She asked him to pass along her praise for the Cedar Lake Police Department. Whenever she comes to South County, Cedar Lake Officers are always top notch. She asked for the praise to be relayed to the department.

- 7. Fire Department** – Chief Wilkening asked Jen if they would see drafts of the salary ordinance and budget before it gets approved. Ms. Sandberg stated they were working through that with Council and making sure there were no final remarks. They will work like they did last year and schedule a meeting with department heads to go through the Form 1's. Mr. Wilkening stated they already did that. Ms. Sandberg stated they have not gone through the Form 1's yet. Mr. Wilkening asked how soon she thought they could get that scheduled. Ms. Sandberg stated it has been a couple of weeks. She will connect with Corby on Thursday and see if they can get that scheduled before the public hearing. Mr. Wilkening asked if that would include the salary ordinance as well. Ms. Sandberg stated no. The salary ordinance occurs after the budget adoption. A brief discussion continued on the budget. Mr. Wilkening stated the department is still down to one ambulance. Hopefully, one will be back tomorrow and the third one on Friday. He stated they contacted Fire Service to see if they would loan him one. He was told it would be \$150 a day to rent. Mr. Parker asked if they needed to take action on renting an ambulance. Mr. Austgen stated no if the money is in the budget, in a category it can be spent on. Mr. Parker asked Ms. Sandberg if the funds were there. Ms. Sandberg asked about the rental cost. It was stated \$150 per day. Ms. Sandberg stated it is possible Council might have to pay for it out of their budget versus Fire. She would have to review the Fire budget to see if it was doable. A brief discussion continued.

A motion to amend the agenda and allow the item for consideration was made by Mary Joan Dickson with second by Richard Thiel. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

A motion to pay the rent for an ambulance from the Fire Department Budget first if available, if not go to the Town Council Budget, if necessary, the Clerk-Treasurer can create a resolution for any transfers was made by Mary Joan Dickson with second by Richard Thiel. Mr. Bunge asked if they needed to put an expiration date on that. Mr. Wilkening stated they would have to provide a certificate of insurance to Fire Service. Mrs. Dickson stated if they are still in the situation in two weeks, they can revisit it. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

Mr. Wilkening state they have other apparatus being repaired. The Township engine has work coming up so it will be out of service for a while. After the last meeting and discussion on hiring, there has been dialogue. As of today, nine people have reached out with the desire to serve the department either full-time, part-time, or as a volunteer. An agility test will be set up on the 25th of the month. They have folks that would like to start working part-time immediately. That will help with the schedule. They have a couple of volunteers that they would be able to get into the academy in the new year. Mr. Parker asked Mr. Austgen if they are to a point where they could take action. Mr. Austgen stated the law is that they are the hiring authority and budgetary control. The process of hiring firefighters, they will be the decider on recommendation from the Board of Safety after Chief. He recalled they were discussing an expedited process due to the exigent circumstances. Mr. Austgen stated they may do that. They will not skip anything but expedite it. Mr. Wilkening asked if they were talking about full-time people. Mr. Thiel stated his understanding was full-time was still two. Mr. Wilkening stated yes but they are testing five total who wish for full-time. They will create a list. Three will work for them part-time. He suggested once they go through the Board of Safety process for full-time, while they go through PERF, work them part-time to help with the schedule. Mrs. Dickson asked about them exceeding forty hours. Mr. Wilkening stated they have people working exceeding forty hours now. It would help alleviate the pressure while they wait for the PERF process. Mrs. Dickson asked how long the PERF process takes. Mr. Austgen stated a couple months. Ms. Sandberg stated no. Mr. Wilkening estimated three to four weeks. Mr. Thiel stated the goal was to get the two full-time on as soon as possible. The additional part-time as well to help alleviate the overtime. He talked about focusing on the scheduling so they would not be going backwards. Mr. Wilkening stated what has slowed the process down in the past is having the Board of Safety interview part-time people and volunteers. That is not done anywhere else. Part-time people that are credentialed are hired by the Fire Chief. Mr. Parker stated he wants to make sure they are using the proper avenue as there is a statutory process. Mr. Austgen stated he has a

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recommendation. It does not include, notwithstanding what happens anywhere else, does not include the Fire Chief has authority to hire. Mr. Wilkening stated they are talking about part-time. Mr. Austgen stated it does not say part-time, full-time, or volunteer in the code. That is why it ends up before the Council. The expediting of the process is what he discussed with Mr. Parker. Mr. Austgen stated his recommendation is, given the circumstances, that Council consider expediting the process and giving full blessing authority for the interview process to take place and advance approval of a candidate of choice, be processed. Mr. Wilkening asked if they were talking about full-time or part-time. Mr. Parker stated all of it. Mr. Wilkening stated he has read the statute and it is not specific. It is only specific on full-time. Mr. Austgen stated it does not say full-time or part-time. Mr. Wilkening voiced concerns as other fire departments allow the Fire Chief to do that. A brief disagreement occurred. Mr. Parker stated what he is leading up to, is giving Council approval and back up to the interview process with the safety board to meet the statute. Mr. Austgen stated they can and that is his recommendation. Mr. Wilkening voiced concerns with the Board of Safety being involved in the interview process with part-time personnel. Mr. Austgen stated they can direct the Board of Safety to expedite the process. Mr. Wilkening voiced concerns about going backwards. He voiced concerns about credentialed people going through an interview process with the Board of Safety. Mr. Parker responded he wanted to get this right legally. Mr. Wilkening stated he does not believe that is correct. He discussed St. John and stated the Chief can hire part-time as long as they are credentialed. Mr. Parker asked if a motion made would need to include directing the Board of Safety to get the interviews done. Mr. Austgen stated yes. Mr. Wilkening continued to voice concerns. He stated that has been the hold up in the past with the Board of Safety. He stated the issue is they may be able to do that this particular time but they fall back in the past and they wait to hire full-time people. Mr. Parker stated he hopes it does not get to that. Mr. Becker stated he thought they agreed in one meeting that if they are credentialed. Mr. Parker stated they did but it does not meet the statute. Mrs. Dickson stated she would suggest they follow legal. Mr. Wilkening asked if the Council could give authority to that and allow the Chief of the department to hire part-time people. Mr. Austgen asked him if he was suggesting that they circumvent the statute. Mr. Becker asked what about for emergency hire for part-time. Mr. Austgen stated Title 36-8-9-1 states they are the authority. Mr. Parker asked to see if they can get something done. They can identify problems in the process. Mr. Thiel asked if they could still conduct the agility tests. Mr. Wilkening stated those people are applying for full-time as well. It was stated they should still conduct the test.

A motion to amend the agenda and allow fire department personnel items was made by Mary Joan Dickson with second by Julie Rivera. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

A motion to take the advice of the attorney and handling of the emergency personnel matters for the fire department was made by Mary Joan Dickson with second by Julie Rivera. Roll Call: Carnahan – Yes, Rivera – Yes, Becker- Yes, Dickson – Yes, Thiel – Yes, Parker – Yes. Vote 6 – 0.

Mr. Wilkening reported they received a donation today of \$1,100 from a grateful resident. She was thankful for the medics. Mr. Wilkening stated they would like to earmark that toward EMS equipment. Ms. Sandberg stated when Sandy dropped it off yesterday, she confirmed that it was to be deposited into Fund 114, the non-reverting fund for the department. Mr. Wilkening discussed the old fire truck. He had a conversation with Mr. Parker about it. It was mentioned they should sell it. He does not believe they should sell it. He believes it should be kept as a historical truck. He stated Mr. Parker mentioned maybe the historical society would like to take it over. He thought that was a great idea. Mr. Wilkening stated if they could do that it would be great. He would like to possibly offer that to them. He stated they could still keep it in the fire station. They would not have it in service. He does not believe it would cost much to insure. It would preserve the history of the department. He discussed the fire calls. He stated they have skyrocketed over the last few months. He stated people are running ragged. The hiring process will help them tremendously. If they get a few handful onboard in the next few weeks it will help. He stated he would like to see a final streamlined process in the near future. He stated it is becoming a crisis for everyone when it comes to hiring paramedic/firefighters.

- 8. Parks Department** – Mrs. Rivera discussed the email sent out requesting a meeting with the liaisons and the board. She discussed meeting after the next Park Board meeting. Mrs. Dickson stated she responded. Mrs. Ray stated it was for creating the exec session between the Council and Park Board. The last date on the table was October 3rd after the Park Board meeting. The Park Board has confirmed they are available to meet that evening. They are looking for availability. Mrs. Dickson stated she responded she could not meet at that time has she attends the Chamber meeting right after. Mrs. Rivera asked

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if anyone else would be available to meet with her and the Park Board. Mr. Parker stated he is out of town. Mrs. Dickson asked if they could check for another date. Mrs. Ray stated she would ask Kirsten to look at the calendar for alternative dates. A brief discussion continued on scheduling a meeting.

WRITTEN COMMUNICATION

1. **Building Department Report** – Mr. Bunge stated total permits issued in August were 113.
2. **Christopher B. Burke Report** – Mr. Bunge stated they are getting to the end of construction season. Not a lot to address. He noted the Cedar Lake Dredge and the change order that decreased the size of the contract value. The engineer has been coordinating with public works on inspections of the dewatering facility. The SDF is currently at four feet of depth. It continues to draw down slowly with the dewatering process. There was talk and an estimate was provided to fence in the remaining portion of the SDF site along the east side of the property. Costs estimates were given and are between \$73,000 and \$114,000. The engineer attended the NIRPC technical training on September 10th to discuss the upcoming notice of funding. This is for the 2026-2030 TIP. The two projects added for Cedar Lake was 141st Avenue going over Cedar Creek. They discussed widening and improving that under the protect portion. The other item was Pickerel Creek culvert replacement at 147th Avenue. That would be under the protect portion too. Everything else is still in process.

UPDATE/DISCUSSION

1. **Bond- Fire Truck, ambulance, street sweeper, and payloador**

Mr. Thiel spoke about the email from Corby. He stated he spoke with Nick and he believes there were clarity issues on what was asked and what was received. From his discussion, he believes it was for \$5,000,000. The question Nick asked what was the amount they could bond for without increasing the taxes. Mr. Parker stated they would have to follow up with him on that.

2. **Fire Department – personnel matters** – Previously discussed.

Mr. Becker asked about the guardrail and funding. He asked about the location by the condos and the one across from Smith Ready Mix. Ms. Sandberg stated the location across from Smith Ready Mix was a minimal cost. He would potentially be able to cover it out of this year's budget. Both guardrails together, there is not enough left in this year's budget. Mr. Carnahan asked even if they went to the General. Ms. Sandberg stated they have never had a capital outlay line item. They would have to discuss a transfer resolution. They would have to look through Council's line items and see what could potentially be moved. Mr. Carnahan stated it was \$17,000 for the guardrail by the condos. Mr. Kubiak stated that was correct. Mr. Becker asked about the US DOT Safe Streets and Roads for All and if they could get something from that. Mr. Carnahan stated probably not in a timely manner. Ms. Sandberg stated that sounded like a grant application process that has specific guidelines. Mr. Carnahan stated he would like to look and see if they can get it out of the General Fund. Ms. Sandberg stated she would review Council's budget and see if they could make something happen.

PUBLIC COMMENT

Terry Cox, 8505 W. 139th Avenue, Lakeshore Subdivision. She stated Outlot C was donated by the Monon Rail Line to the Lakeshore Subdivision Association when the railroad closed the line. It has been presented to the homeowners by the HOA to sell 5,673 square feet to five of the lake view homeowners on Huseman Street. She asked if the land could be sold without it being subdivided. Mr. Austgen stated yes. Mr. Parker stated it could be sold in one piece without a subdivision. Mrs. Cox stated they want to sell it to five different homeowners. She asked if they would have to divide it for each of the homeowners. Mr. Austgen stated they would. Mrs. Cox asked what the process would be to subdivide it. Mr. Austgen stated the ordinance is number 498. It is the subdivision control ordinance. It provides for the division of land and replatting of the same. A public hearing and notice would be provided. The public hearing would be held before the Plan Commission. The Plan Commission would make a decision about the plat requested to be amended. However it is presented. Mrs. Cox asked how would they know if it has been presented. Mr. Austgen stated adjacent property owners would be notified. There is a newspaper publication of notice. Mrs. Cox stated some of the homeowners have hired Attorney Nathan Vis to represent the homeowners regarding the vote to sell on September 8th. She asked for permission to read a letter from the attorney that was sent to the HOA. Mr. Parker allowed it. Mrs. Cox read the letter. Mr. Parker added that a subdivision is required and would need to be approved by the Town of Cedar Lake before it could be subdivided.

Barbara Littles, 9602 W. 135th Place, asked about golf carts riding on the sidewalks. Chief Brittingham stated it is illegal. They can only be on designated 25 mph streets. They cannot be on the sidewalks. He stated the caught one taking their child to school and they were sternly warned.

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Dean Wilkening, 15011 Euclid Street, asked if there has been conversation with Southcom. Mr. Parker stated Dave is going to coordinate a meeting with the Town Council and Southcom. He stated he does not believe they have gotten that scheduled yet. Mr. Wilkening stated there has been some dialogue and it is not a dead issue. Mr. Parker stated it is not going to be a dead issue. Mr. Parker asked Dave to explain the Town's commitment to Schererville on the PSAP. Mr. Austgen stated it is contractual. They are a joint interlocal cooperative party to the contract. It is backed by full consideration. In the beginning, Schererville covered everything. They allowed Cedar Lake to repay and catch up on an annual payment. Mr. Wilkening stated they are paying rent at an exorbitant amount. Mr. Austgen stated that is one way of approaching it. There is a lot of commitment to the process, infrastructure, and capital costs incurred. It has to be taken into account. Legislators committed to making it work at that time. Mr. Wilkening stated he wanted to make sure it was not a dead issue. He stated he would not be brushed off. Mr. Austgen stated it exists, he brought it to them, and it is in the vision.

ADJOURNMENT Vice-President Parker called the meeting to adjournment at approximately 9:00 PM.

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

Robert Carnahan, Ward 1

Julie Rivera, Ward 2

Nick Recupito, Ward 3

Chuck Becker, Ward 4

Greg Parker, Ward 5

Mary Joan Dickson, At-Large

ATTEST:

Richard C Thiel Jr., At-Large

Jennifer N. Sandberg, IAMCA, 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.
- (5) Any additional information required under section 3.5 or 3.6 of this chapter or any other statute that authorizes a governing body to conduct a meeting using an electronic means of communication