

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

January 19, 2010

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

Roll Call:

Present	Robert Carnahan Council Member	Ward 1	Absent	Patricia Wisniewski Vice President	Ward 3
Present	John Foreman Council Member	Ward 2	Present	Dennis Wilkening President	Ward 5
Present	Jerry Smith Council Member	Ward 4	Present	Amy J. Sund Clerk-Treasurer	
Present	William Landske Council Member	Ward 6	Present	Ian Nicolini Town Administrator	
Present	Greg Parker Council Member	Ward 7	Present	David Austgen Town Attorney	

PUBLIC HEARING

1. Public Way Vacation – Vicinity of Hickory St. & 127th Place

- a. **Town Attorney Comments** – David Austgen stated that this was advertised correctly and has been continued for the forth time.
- b. **Ordinance No. 1075 – First Reading**
- c. **Remonstrations** – There were no remonstrators. Jennifer Wilson of W. 128th Place handed a package of materials to Ian Nicolini to copy, circulate and continue this item.
- d. **Council Comment** – Motion by Greg Parker and seconded by Bill Landske to continue this to the next meeting.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

DEPARTMENT REPORTS

Police: Chief Roger Patz reported on the annual calls to dispatch. There were 298 traffic accidents. Major crimes are not up; the crime index is similar to 2008. VIN inspections, residents reporting incidents, TIP hotline calls and emails were up for 2009. Bob Carnahan questioned items on the report. Chief Patz reported that dead bodies include those in that are in hospice, not necessarily killed.

Public Works: Ed Robinson reported that Chief Patz and he have discussed a no parking ban during snowfall in the police department issuing tickets. There are signs that have been taken down. Ed Robinson suggested a Town ordinance for no parking after two inches of snowfall. John Foreman questioned where the problem is; Ed Robinson reported that it is all over. Motion by Jerry Smith to direct the attorney to draft an ordinance; David Austgen stated that he thinks there are regulations in the Town Code already and he will review and report back in tow weeks. Ian Nicolini summarized Town code 72.32; this bans parking on emergency routes. Ed Robinson reported that salt is better this year with a 2 to 1 ratio. Ed Robinson stated that they are working on the potholes around town. Bob Carnahan stated that he has seen the total patcher out and questioned if there was emulsion on hand; Ed Robinson responded yes. Ed Robinson stated that he would like to make a presentation on the GIS mapping to the Council at the end of March.

Parks & Recreation: Ian Nicolini stated that a written report was submitted.

Clerk-Treasurer: Amy Sund stated that she would like to go to an online billing program for utility billing. Customers would be able to get a 13-month history on their account. This would be a paperless program via email through our current software. Denny Wilkening questioned where the company is; Amy Sund responded in Daleville, Indiana. Motion by Bob Carnahan and seconded by Jerry Smith to accept and authorize Keystone and proceed with online bill pay acceptance proposal. John Foreman questioned if DeMotte could do this; Amy Sund responded that currently they are not set up to do this; but this would make it more compatible.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

Fire Department: No report

Town Administrator: Ian Nicolini stated that he distributed the year end report. Letters of intent are due on February 1st for the RFP for design on 133rd. The next steps would be the scoring committee and then the second phase would begin.

Town Attorney: David Austgen had no report.

Town Council: Motion by Jerry Smith and seconded by John Foreman to begin the February 2nd Town Council meeting at 6:00 pm with executive session at 5:30 pm.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

Greg Parker acknowledged the loss of community members Mr. Kaper and Mr. Lauder milk.



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PUBLIC COMMENT: There were no public comments.

CONSENT AGENDA

1. Minutes of the Regular Public Meeting of January 5, 2010.
2. Docket: Town Claims 66089 - 66176 for \$538,434.77; Wastewater Claims 25487 - 25527 for \$222,032.68; Storm Water Claims 66092, 66098, 66103 – 66104, and 66114 - 66116 for \$116,172.42; and Water Utility Claims 80148 - 80162 for \$93,198.10. Motion by Bob Carnahan and seconded by Bill Landske to have a five minute recess to review the claims.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

Amy Sund inquired of Bob Carnahan if the claims were satisfactory; Bob Carnahan responded yes. Motion by Greg Parker and seconded by Bill Landske to approve the consent agenda.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

UTILITY BUSINESS:

1. Sanitary Sewer Utility Business

a. 6816 W. 133rd Avenue

Motion by Jerry Smith and seconded by Greg Parker to remove the sanitary sewer billing upon final receipt of confirmation.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

b. 7914 Lake Shore Drive

Motion by Jerry Smith and seconded by John Foreman to remove sanitary sewer billing upon final receipt of inspection. A copy of the inspection report was not in the meeting packet; Ed Robinson stated that they had been disconnected. Bill Landske inquired on the number of units; Ian Nicolini responded five (5).

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

TOWN BUSINESS

1. New Business

a. 2010 Encumbrances

Amy Sund stated that these are carried over from the 2009 budget to the 2010 budget per the State Board of Accounts. Motion by Bob Carnahan and seconded by Jerry Smith to approve the 2010 encumbrances.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

b. 2010 Tag Days

<u>Organization</u>	<u>Tag Date</u>	<u>Rain Date</u>
Fire Department	April 3 rd	April 10 th
Knights of Columbus	May 15 th	May 22 nd
Summerfest	June 12 th	June 19 th
CL Kiwanis	September 4 th	September 11 th
Hanover Cent. Athletic Boosters	September 18 th	September 25 th
Fire Department – Food Drive	October 2 nd	October 9 th

Motion by Bob Carnahan and seconded by Jerry Smith to approve the tag dates if available.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

c. Landscape Plan Approval: Lighthouse Restaurant

Ian Nicolini referred to the information in the meeting packet. Phil Holub of the Lighthouse Restaurant spoke on the landscape project. The plan includes a walkway with fire pits to the lake front area. This would include some type of privacy for the neighbors by utilizing a sail or a mast. There would still be a twelve foot access to the south for fire trucks. Bill Landske inquired if this is a public way. The fire pits would be natural gas with an underground feed that would be accessed inside the restaurant. The lake front size was questioned; it is about 48.5 feet. Ian Nicolini stated that this is a partnership. Ian Nicolini stated that the Town would be named as insured. The Town and Fire Department would be given the specs. Bob Carnahan inquired on safety and children; the fire pits would be controlled from inside the restaurant. Bob Carnahan inquired of Denny Wilkening if he sees any problems with this; Denny Wilkening responded that they have spoken with the fire chief and he does not see any problems with it. These fire pits are for looks, not cooking hot dogs. Bill Landske inquired if they would be open for public use; can they be used if not a customer; Phil Holub responded that they would be available to the public. Bill Landske inquired what if someone wants to put a boat or canoe in there; David Austgen responded that it is not practical. Greg Parker inquired if the Town would have any liability; David Austgen stated that it would not. A maintenance bond in the amount of \$5,000 would be required. Bill Landske stated that it looks nice and will be an asset to the Town. Motion by Jerry Smith and seconded by Greg Parker based upon the recommendation of the

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Town Attorney and Town Administrator, including insurance requirements and submittal of information to the Town and Fire Department. There will be no gas bill or insurance bill for this.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

d. Insurance Renewal

This is the renewal for the property and casualty insurance which has decreased in cost over 20%; from \$165,577 down to \$137,240. Amy Sund stated that they shopped around to get us the best price. Greg Parker and Bob Carnahan said good job. Ian Nicolini stated that Bob Bryant and Henriott Group do a good job. David Austgen stated that Amy Sund and Ian Nicolini have received tremendous service from this group. Motion by Jerry Smith and seconded by Bob Carnahan to accept the insurance renewal.

Roll Call Vote: 6 to 0

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
YES	YES	YES	YES	YES	ABSENT	YES

PUBLIC COMMENT: There were no comments.

FINAL COMMENTS:

1. **Town Council:** Greg Parker stated that he would still like to work with Ian Nicolini on the purchasing. Denny Wilkening inquired of Bob Carnahan on his trip to Washington D.C. for the Census. Bob Carnahan stated that he was there to represent Indiana. The meeting was held at the Ronald Regan Convention Center. There were a variety of people there and they spent time discussing and presenting their ideas. Denny Wilkening and Council stated good job. Greg Parker stated that they should review the condition of finances and look at manpower at the police department; with there being 5,047 offenses. Chief Patz stated that these are total calls received. Record keeping is much better than years ago. Chief Patz stated that there is more clarity in the reports.
2. **Town Administrator:** Ian Nicolini had no comments.
3. **Town Attorney:** David Austgen had no comments.

ADJOURNMENT: At approximately 7:55 pm President Wilkening called for adjournment.

An Executive Session was advertised and conducted pursuant to IC 5-14-1.5-6.1(b) before the meeting with discussion consisting of land acquisition and personnel issues. Those in attendance were John Foreman, William Landske, Greg Parker, Jerry Smith, Dennis Wilkening, Town Administrator Ian Nicolini, Clerk-Treasurer Amy Sund and Town Attorney David Austgen.

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

Dennis Wilkening, President, Ward 5

Patricia Wisniewski, Vice-President, Ward 3

Robert Carnahan, Ward 1

John Foreman, Ward 3

Jerry Smith, Ward 4

William Landske, Ward 6

ATTEST:

Greg Parker, Ward 7

Amy J. Sund, IAMC, CMC, 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 5-1-5-2-2.5.