



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

August 19, 2008

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

Roll Call:

Present	Robert H. Carnahan Council Member	Ward 1	Present	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	Absent	David Austgen Town Attorney	

**Greg Parker appeared in time to vote for the matter addressed by the Clerk-Treasurer under Department Reports.*

DEPARTMENT REPORTS

Police: Chief Roger Patz reminded everyone that school begins tomorrow for Hanover Schools, and to be very careful concerning the construction along 133rd Avenue and Parrish.

Public Works: No report.

Planning, Zoning & Building: No report.

Parks & Recreation: Mary Joan Dickson reported that registration begins for fall soccer season. The department is respecting the "no spend" policy, and have cut back on various expenditures. A full report was submitted to the Council.

Clerk-Treasurer: Amy Sund reported that a contract needs to be drafted between the Town and the Hanover Township Trustee. Now that the Fire Dept. agreement is concluded, this 2008 agreement is needed for the Town to obtain the January through July portion of providing services at \$17,500. The remaining amount would go to the Fire Dept. Jerry Smith moved to approve having the Town Attorney draft an agreement and Pat Wisniewski made the second.

Roll Call Vote: 7 to 0

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

Fire Department: No report.

Town Administrator: No report.

Town Attorney: No report.

Town Council: Robert Carnahan suggested a meeting with businesses along 133rd where the widening is taking place. September 27 is Hometown Fest, and Tim Brown recommended to the Town Council appointing someone for the Christmas in September activities (now under a different name). Pat Wisniewski volunteered to Robert Carnahan moved to appoint Pat Wisniewski and Jerry Smith made the second.

Roll Call Vote: 7 to 0

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

President Wilkening directed Amy Sund to notify Mr. Brown of the appointment.

Considering the financial situation, Jerry Smith moved freeze spending with the exception of pending emergencies and operational expenses. Bill Landske made the second.

Roll Call Vote: 7 to 0

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

PUBLIC COMMENT: No comments.

WRITTEN COMMUNICATIONS

Jerry Smith moved to approve the request of the Lake County Election Board to house their mechanics at the Town Hall and Community Center on Election Day, Tuesday, November 4, 2008. Pat Wisniewski made the second.

Roll Call Vote: 7 to 0

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

CONSENT AGENDA

- Minutes of the Special Public Meeting of August 12, 2008 with Executive Session.
- Docket: Town Claims: 62410-62495 \$456,097.59; Wastewater Claims: 24371-24394 \$236,888.89, Storm Water Claims: 62456 and 62457 \$24,251.36.

Motion made by Bill Landske and second by Greg Parker to waive the reading of the minutes and to accept the consent agenda.

Roll Call Vote: 7 to 0

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



**TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA
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UTILITY BUSINESS

1. **Resolutions & Ordinances**
None
2. **Old Business**
None
3. **New Business**
None

TOWN BUSINESS

1. Resolutions & Ordinances

a. Resolution No. 954 – Authorizing Transfer Within General Fund and Lake County Solid Waste Fund (LCSW)

Amy Sund read the resolution in its entirety. Jerry Smith approved Resolution No. 954 and Greg Parker made the second. It was confirmed for Mr. Carnahan that the LCSW transfer will be used only for maintenance supplies for that fund's purpose.

Roll Call Vote: 7 to 0

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

b. Ordinance No. 1036 – Repealing Ordinance No. 439 Establishing a Town Board of Ambulance Commissioners, First Reading

Pat Wisniewski moved to have Ordinance No. 1036 read by title only. John Foreman made the second. Greg Parker asked what would occur if the Ambulance Commission was re-instated at some point. It was commented that they would probably have to begin with a new ordinance.

Roll Call Vote: 5 to 2 Read by Title Only

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
NO	YES	YES	NO	YES	YES	YES

Amy Sund read by title then John Foreman moved to approve the first reading of Ordinance No. 1036. Pat Wisniewski made the second.

Roll Call Vote: 5 to 2 Approve First Reading

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
NO	YES	YES	NO	YES	YES	YES

Jerry Smith moved to suspend the rules for the second reading of Ordinance No. 1036. Pat Wisniewski made the second.

Roll Call Vote: 5 to 2 Motion Fails Due to Lack of Votes

Carnahan	Foreman	Smith	Landske	Parker	Wisniewski	Wilkening
NO	YES	YES	NO	YES	YES	YES

2. Old Business

a. 133rd Avenue Schedule from Walsh & Kelly

Engineer Sandra Joseph addressed the issue regarding the winter conditions from the previous meeting: 13-1/2 inches of asphalt would be down, there should not be many concerns, and any corrections will be made next year by the contractor. The manholes would be left alone and adjusted during the spring of 2009. The project has had 2 courses of asphalt with curb and gutter between Casey's and Burger King area. Driveway construction would begin this week. Switching traffic to the other side would be mid to late September. Two to four weeks estimated for the new traffic signaling. NIPSCO pulled the last of the poles. Council was concerned about the children walking to school. An officer will stop traffic for buses, and the majority of students will be directed to walk a certain direction. The school informs the students, and the contractor would be breaking while school lets out. Signage would be provided so drivers would stop at the line at Parrish and 133rd.

Extension of completion July 17, 2008 to June 17, 2009 was requested, and a change order would follow with ratification. If the Council waited it would not hold anything up. John Foreman moved to approve an extension of 60 days. Bill Landske made the second.

Roll Call Vote: 7 to 0 Approve 60-Day Extension

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

b. 133rd and Morse – Hasse Construction Request

Continued from last meeting was a request for a one week extension and the re-consideration of liquidated damages. Sandra Joseph brought the Council up-to-date on the project: the concrete contractor was putting in curve ramps and sidewalks, the concrete foundations were being pored, and the street print contractor was working on the circular brick pattern. As drilling took place yesterday, an old foundation was hit underground from an old structure. The fence manufacturer was contacted but they already made the fencing. A cost of \$575 was submitted in a change order to correct the situation. President Wilkening gave them verbal approval to continue with work so they would not be held up. They have until October 12 to complete the project. The project is 99% done, but the landscaping is the difference between the substantial and final



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completion. John Foreman moved to continue this matter to the September 2 meeting. Jerry Smith made the second.

Roll Call Vote: 7 to 0 Continue to September 2 Meeting

Table with 7 columns: Carnahan, Foreman, Smith, Landske, Parker, Wisniewski, Wilkening. All rows show YES.

3. New Business

None

PUBLIC COMMENTS: None

FINAL COMMENTS: Jerry Smith reminded everyone to drive carefully and have patience since both Hanover and Crown Point schools will begin classes tomorrow.

Robert Carnahan would set up a meeting through the Chamber and the Library for the businesses along 133rd to discuss the project.

President Wilkening received a letter from GBY Motorsports. They would like to perform ice racing on Cedar Lake. It was confirmed that the business would need to contact DNR, and Amy Sund was directed to write them a letter.

Greg Parker requested that the Council review the museum basement issue before leaving this evening.

ADJOURNMENT: Approx. 7:40 PM President Wilkening called for adjournment.

An Executive Session was advertised and conducted before the Public Meeting at approximately 6:00 PM pursuant to IC 5-14-1.5-6.1(b). Discussion consisted of personnel matters. Those in attendance were President Dennis Wilkening, Vice President Pat Wisniewski, Council Members Bill Landske, John Foreman and Jerry Smith, and Clerk-Treasurer Amy Sund.

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

Dennis Wilkening, President, Ward 5

Patricia Wisniewski, Vice President, Ward 3

Robert H. Carnahan, Ward 1

John Foreman, Ward 2

Jerry Smith, Ward 4

William Landske, Ward 6

ATTEST:

Greg Parker, Ward 7

Amy J. Sund, Clerk-Treasurer