

TOWN COUNCIL MEETING
November 26,2018
7:00 p.m.

I. CALL TO ORDER & PLEDGE OF ALLEGIANCE

President L. Kittredge called the meeting to order at 7:00 p.m.

II. ROLL CALL

Roll was called by Clerk-Treasurer S. Kuziela; present were Council Member J. Ton, Council Member L. Kittredge, Council Member D. Lafata, Council Member N. Cobbs, and Council Member E. DeLaney.

III. APPROVAL OF MINUTES

Council Member J. Ton made the motion to approve the minutes of the November 13, 2018 Council Meeting, seconded by Council Member E. DeLaney, motion approved by unanimous voice vote.

Amend Minutes from October 22, 2018 Meeting – RE: Appraisal of Property – no action.

IV. CONSIDERATION OF CLAIMS

Council Member N. Cobbs made the motion to approve the claims as submitted, seconded by Council Member D. Lafata, motion approved by unanimous voice vote.

V. PETITIONS AND COMMENTS FROM THE FLOOR

Duneland School – Waiver of Building Permit Fees – Greg Lindy, Director of Support Services Duneland School Corporation, requested waiver of building permit fees for Chesterton Middle School main office remodel in the amount of \$300,000. He also is requesting the waiver of building permit fees for work on bus barn garage doors. Town building commissioner M. O'Dell advised what these fees would be and advised he had no issue with the waiver of the permit fees. Council Member J. Ton made the motion to waive the building permit fees for Duneland School Corporation, motion seconded by Council Member E. DeLaney, motion approved by unanimous voice vote.

VI. REPORTS FROM OFFICIALS AND DEPARTMENT HEADS

- A. POLICE - No Report
- B. FIRE - No Report
- C. CLERK-TREASURER – No Report
- D. STREETS, SANITATION & CENTRAL SERVICES- Commissioner J. Schnadenberg requested Council to establish 2 inch Snow Ban on Wednesday November 28, 2018 at 12:01 a.m. Council Member J. Ton made motion to establish the 2 “ Snow Ban beginning Wednesday at 12:01 a.m., motion seconded by Council Member N. Cobbs, motion approved by unanimous

voice vote. Commissioner Schndadenberg also advised they were behind in this year's leaf pickup program because of the weather.

E. ENGINEERING – No Report

F. BUILDING - No Report

G. PARK - Superintendent B. Mathias advised the parade went well and it had a real home town feel about it, and the park looks great.

H. ATTORNEY - No Report

I. UTILITIES - Superintendent D. Ryan reported they are still waiting for power to return to a lift station after the recent weather related power outage.

J. TOWN MANAGER- No Report

K. NIRPC REPORT - Council Member J. Ton reported the full Commission did not meet on November 15th, but the Executive Board met and they looked forward to the full commission recommendation to retain Ty Warner as Executive Director and approval of the budget..

VII. PUBLIC HEARINGS, BID OPENINGS AND REMONSTRANCES

Asphalt Bid Opening:

Rieth-Riley Construction Company, Gary, IN

HMA surface type B 9.5	\$	68.50
Surface type B 12.5	\$	62.75
HMA intermediate Type B	\$	57.75
Tack coat	\$	3.60
Milling	\$	2.70
Total based on quantities advertised		\$613,725.00

Walsh & Kelly Construction, Griffith, IN

HMA surface type B 9.5	\$	71.00
Surface type B 12.5	\$	70.00
HMA intermediate Type B	\$	63.00
Tack coat	\$	8.00
Milling	\$	2.70
Total based on quantities advertised		\$659,700.00

Town Attorney Lukmann recommended that these bids be taken under advisement, and reviewed by Town Attorney and Street Commissioner. Council Member J. Ton made the motion to take the bids under advisement, motion seconded by Council Member N. Cobbs, motion approved by unanimous voice vote.

Town Attorney Lukman requested the Council set Public Hearing for Ordinance 2018-21, 2018 Additional Appropriations for December 10, 2018 meeting – Council Member N. Cobbs made the motion to set this Ordinance for Public Hearing for the December 10, 2018 Council Meeting, motion seconded by Council Member E. DeLaney, motion approved by unanimous voice vote.

VIII. ORDINANCES AND/OR RESOLUTIONS

ORDINANCE 2018-20 – Amend Indian Oak PUD – Town Attorney Lukmann advised the property owner’s attorney requested a second continuance, and that this was forwarded to the Council from the Advisory Plan Commission with an unfavorable recommendation. Council Member J. Ton made the motion to continue, motion seconded by Council Member E. DeLaney motion approved by unanimous voice vote. Council Member J. Ton did state this was the last continuance for this matter, and Town Attorney Lukmann advised he would convey that information to the property owner’s attorney.

IX. COMMUNICATIONS

Clerk-Treasurer S. Kuziela advised Tag Day Request for December 1, 2018, they had requested the intersection of 5th & Broadway but Chief Cincoski recommended 8th & Broadway which is a 4-way Stop, and they would coordinate with the Chief on the time. The Council approved the request by consensus based on the conditions set by Chief Cincoski.

X. OLD BUSINESS

SAFE HAVEN BABY BOX- Council Member J. Ton thanked those who have contributed to the sustaining costs needed for the operation of this project.

Clerk-Treasurer S. Kuziela advised additional donations have been received from the following;

Marissa Taylor	\$ 150
Richard and Ann Schuster	\$ 200
Dunbar Family Charitable Trust	\$2,000

And to date there have been a total of \$9,820 in donations received. Council Member J. Ton made the motion to remove this from the agenda with the right to remind the public of the need for sustaining funds for this project, motion seconded by Council Member E. DeLaney, motion approved by unanimous voice vote.

Animal Control Contract – Council Member J. Ton commented that this contract took affect in August but the Town has not yet paid on the contract. He also commented that in reviewing the contract there was no provision for the termination of the contract by either party and felt that this should be part of the contract. Town Attorney Lukmann commented they felt that a termination clause should be included and since this is a 3 year contract he would recommend that each year 30 to 60 days prior to the anniversary date there should be the ability to terminate the contract. Council Member J. Ton requested that this be included in the contract and Town Attorney Lukmann advise he would relay that to the County Attorney. Council Member L. Kittredge advised he wasn’t clear on how everything was to be funded and was concerned it wasn’t fair and equitable to municipalities. He felt that the Town residents might be taxed twice for this service. Council Member J. Ton advised they asked about this to Officer Biggs and Commission Blaney and they answered it, however Council Member J. Ton advised he didn’t understand their answer, but they felt they answered the concern in their opinion. There was continued discussion about this explanation and Town Attorney Lukmann advised he would

obtain any information that the Council wanted. Council Member E. DeLaney advised based on the explanation he did not see a fair and equitable charge to the municipalities. Council Member J. Ton commented that Chesterton was not the only Town affected by this contract and he wondered if other communities had similar concerns. He recommended having the Town Manager contact other communities to see if they had these concerns. Council Member E. DeLaney recommended that the Town Manager contact the County for a meeting as stated in their cover letter. Council Member J. Ton agreed but suggested that this be a meeting of a limited number of persons so that it could be a private meeting instead of a public one. He also nominated Council Member E. DeLaney as the spokesperson for the Town and this issue and for him to meet with County representatives. Council Member E. DeLaney suggested that anyone with any concerns or questions get them to him.

Calumet parcel status – Council Member E. DeLaney advised they have 1 appraisal on the Calumet parcel and would for the 2nd appraisal so this could move forward. The owner of the property has someone interested in the parcel and would like a decision on whether the Town is interested or not. Council Member J. Ton advised he would contact the Town Manager about obtaining the 2nd appraisal.

NEW BUSINESS

NONE

XII. COMMENTS FROM THE BOARD

Council Member J. Ton:	No Comment
Council Member D. Lafata:	No Comment
Council Member N. Cobbs:	Council Member N. Cobbs advised it was a nice ribbon cutting ceremony and there was a great turnout for the opening of the box car restrooms downtown.
Council Member E. DeLaney:	Council Member E. DeLaney thanked Park Superintendent B. Mathias, the Street Department and every else who work on the home town celebration, it was an outstanding job.
Council Member L. Kittredge:	No Comment

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XIII. ADJOURNMENT

Council Member J. Ton made the motion to adjourn, seconded by Council Member N. Cobbs, motion approved by unanimous voice vote. meeting adjourned.

COUNCIL PRESIDENT

ATTEST:

Clerk-Treasurer S. Kuziela