

MINUTES OF MARCH 8TH, 2013 TOWN COUNCIL MEETING

The regular meeting of the Town Council of Clear Lake, Indiana was held at the Town Hall on Friday, March 8th, 2013. Present were Council Members Robert Lewis, Chris Folland & Alan Korte. Also present were Town Superintendent, Bob Hull and Phil Hibbert from DLZ Indiana. There were three citizens who signed the guest register.

Council President, Robert Lewis called the meeting to order at 10:00 a.m. by asking those in attendance to stand and recite the Pledge of Allegiance.

President, Robert Lewis asked if there were any additions or corrections to the minutes of the February 11th, 2013 Council meeting. There being no additions or corrections Bob asked for a motion to approve the minutes as presented. The motion was made by Alan Korte to accept the minutes as presented, a second was made by Chris Folland. All council members present were in favor and the motion passed.

The Clerk/Treasurer gave the Treasurer's Report as of February 28th, 2013. Robert Lewis asked for a motion to approve the Treasurer's Report as presented. Alan Korte made a motion to accept the Treasurer's Report for February 28th, 2013 as presented, it was seconded by Chris Folland, all council members present were in favor and the motion passed.

Total disbursements on the Voucher Register are as follows:

| | |
|--------------------------|------------------|
| Operating Funds | \$34,223.70 |
| Sewer Funds | <u>11,774.86</u> |
| Total Amount of Vouchers | \$45,998.56 |

Warrants to be approved were included in the Voucher Register. Robert Lewis asked for a motion to accept the Voucher Register with Warrants. A motion was made by Chris Folland to accept the Voucher Register with Warrants as presented, seconded by Alan Korte, all council members present were in favor and the motion passed.

REPORTS –

MARSHAL'S REPORT – John Gonya, given by Alan Korte

- 1 background investigation
- 1 agency assist for Indiana State Police
- 3 agency assists for Sheriff's Department
- 3 agency assists for Fremont Police Department
- 1 fraud complaint
- 1 VIN check
- 3 handgun permits

Officers have been doing radar monitoring on West Clear Lake Drive with no violators observed. The Marshal would like to pursue the possibility of a speed radar trailer to be positioned around the lake. Data would be stored for downloading and enforcement could be focused accordingly.

The Marshal continues to pursue information about the Nixle, no-cost alert system.

FIRE DEPARTMENT – Alan Korte reported that the Fremont Fire Department made 46 calls in the month of February. There were no calls to the Town of Clear Lake or to Clear Lake Township.

ZONING ADMINISTRATOR – Bob Hull reported for Amy Schweitzer – February 2013

There was one Improvement Location Permits issued in February.

- Todd Fuzy, 684 SCLD, flatwork

PLAN COMMISSION –

- February 4, 2013 meeting minutes and follow-up
- Administrative subdivision- Bob Adams, 276 Lakeview Drive, complete

BZA –

- Prepare for February 18th meeting, including training session & BZA binders
- Review and complete Certificate of Action Taken – 6 variances
- Attend meeting, meeting minutes and follow-up

OTHER –

- Research, site visits, discussion and correspondence about permits, projects and violations:
 - Duvendack for Cullis @ 70 WCLD
 - Powers @ 22 WCLD, follow-up
 - Demo permit #01-2013, M & C Stucky – 1031 SCLD
 - McArdle @ 686 SCLD, elevation certificate
 - Breeden @ 508/510 ECLD
 - Krebs – Hazenhurst Condominiums
- Floodplain:
 - Correspondence regarding map
 - Forward complaints to IDNR
 - Drafting/formatting Ordinance for Flood Hazard Areas

Total hours worked – 43

TOWN SUPERINTENDENT – Bob Hull

SEWER DEPARTMENT

There were 3 sewer locates, 7 alarm calls, 5 pumps replaced, and an average daily flow of 17,138 gallons per day.

There were no problems with the system.

STREET DEPARTMENT

Much of Bob's time in February for the Street Department was spent plowing snow along with building and equipment maintenance and repairs.

The furnace on the south side of the barn that was moved from the Old Town Hall and installed when the barn was built needs to be replaced. Bob has received a quote for \$1,340 from the Housewrights to install the used furnace that Kathy Latz donated to the Town several years ago. This would include fabricating a metal box that it would sit on to meet code, duct work for

proper circulation and disposing of the old furnace. The Council approved the appropriation of \$1,340 per quote.

BILLING DEPARTMENT – Bob Hull

SOLID WASTE – The invoices for trash collection will be mailed out by the first week in April this year and will be due by May 1st. If payments are not received by May 15th outstanding accounts will be accessed a 10% last fee. For those customers signed up for auto-draw your designated accounts will be drafted on May 15th.

SEWER – No new liens were filed in February.

LITIGATION UPDATE – No Report

UNFINISHED BUSINESS –

1. 5 – YEAR ROAD PLAN UPDATE: DLZ INDIANA ENGINEERS

Phil Hibbert from DLZ Indiana reviewed the progress on the 2013 Street Projects.

2. RESOLUTION 01-2013: RESOLUTION REQUESTING ADDITIONAL APPROPRIATIONS FROM CCD FUND – STREET REPAIRS

President Robert Lewis asked for a motion to close the public meeting and open the public hearing. Alan Korte made the motion and it was seconded by Chris Folland. The Clerk-Treasurer explained the need to ask the State Board of Accounts for the Additional Appropriations. There being no further discussion Bob Lewis asked for a motion to close the public hearing and resume the public meeting. Bob Lewis then asked for a motion to accept Resolution 01-2013. Alan Korte made the motion to accept Resolution 01-2013 and it was seconded by Chris Folland. All members present were in favor and the motion passed.

3. ORDINANCE 2013-01: FIRST READING – AN ORDINANCE AMENDING Chapter 52 of the Town of Clear Lake Code of Ordinances, Ordinance 251, Ordinance 2009-03 and Ordinance 2011-08.

President, Robert Lewis asked for a motion to entertain Ordinance 2013-01. The motion was made by Alan Korte and seconded by Chris Folland. Bob read the ordinance in its entirety and asked for a motion to accept Ordinance 2013-01 on the first reading. The motion was made by Alan Korte to accept Ordinance 2013-01 on the first reading. Chris Folland seconded the motion, all members present were in agreement and the motion passed.

4. ORDINANCE 2013-01: SECOND READING – AN ORDINANCE AMENDING Chapter 52 of the Town of Clear Lake Code of Ordinances, Ordinance 251, Ordinance 2009-03 and Ordinance 2011-08.

Chris Folland made a motion to have the second reading of Ordinance 2013-01 by title only. Alan Korte seconded the motion. President, Robert Lewis read the Ordinance by title only and asked for a motion to accept the ordinance on the second reading. Chris Folland made the

motion to accept Ordinance 2013-01 on the second reading. The motion was seconded by Alan Korte, all members present were in favor and the motion passed.

5. ORDINANCE 2013-01: THIRD READING – AN ORDINANCE AMENDING Chapter 52 of the Town of Clear Lake Code of Ordinances, Ordinance 251, Ordinance 2009-03 and Ordinance 2011-08.

President, Robert Lewis read Ordinance 2013-01 by title only and asked for a motion to adopt the Ordinance on the third reading. The motion was made by Alan Korte to adopt Ordinance 2013-01 on the third reading. Chris Folland seconded the motion all members present were in favor the motion passed.

6. COUNCIL APPOINTMENT TO THE PLAN COMMISSION

Council member George Schenkel tendered his resignation effective March 5, 2013 as one of the appointed members of the Plan Commission. To complete his term ending December 31, 2014 Alan Korte has accepted the appointment of the Town Council. All council members present were in favor.

There being no further business to discuss a motion was made by Chris Folland at 11.05 a.m. to adjourn the meeting. The motion was seconded by Alan Korte and the meeting was adjourned.

Robert E. Lewis, President

Attest: Kay A. Kummer, Clerk/Treasurer

**TOWN OF CLEAR LAKE
CASH & INVESTMENT BALANCES
FEBRUARY 28, 2013**

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|---|-------------------------|
| OPERATING FUNDS BEGINNING CASH BAL – FEBRUARY 1, 2013 | |
| GENERAL FUND | \$57,092 |
| MOTOR VEHICLES & HIGHWAY | 18,870 |
| MAJOR MOVES | 978 |
| LOCAL ROADS & STREETS | 4,312 |
| ECONOMIC DEVELOPMENT INCOME TAX | 15,697 |
| PUBLIC SAFETY INCOME TAX | 41,161 |
| RAINY DAY | 83,603 |
| MISCELLANEOUS FUNDS | 11,088 |
| CUMULATIVE CAPITAL DEVELOPMENT | <u>289,006</u> |
| | \$521,807 |
| <u>CASH RECEIPTS FOR FEBRUARY</u> | |
| GENERAL FUND | \$11,122 |
| MOTOR VEHICLES & HIGHWAY | 658 |
| LOCAL ROADS & STREETS | 398 |
| ECONOMIC DEVELOPMENT INCOME TAX | 1,379 |
| PUBLIC SAFETY INCOME TAX | 2,617 |
| MISCELLANEOUS FUNDS | <u>100</u> |
| | \$16,274 |
| <u>CASH DISBURSEMENTS FOR FEBRUARY</u> | |
| GENERAL FUND | \$21,533 |
| MOTOR VEHICLES HIGHWAY | <u>12,144</u> |
| | \$33,677 |
| OPERATING FUNDS CASH ENDING BAL – FEBRUARY 28, 2013 | <u>\$504,404</u> |
| Major Moves – \$127,000 @ .35% matures 12/01/2013 | 127,000 |
| Cum Cap Development – \$150,000 @ .35% matures 12/01/2013 | <u>150,000</u> |
| | \$277,000 |
| <u>TOTAL CASH AND INVEST OPERATING FUNDS FEBRUARY 28, 2013</u> | <u>\$781,404</u> |
| SANITATION FUND CASH BEGINNING BAL – FEBRUARY 1, 2013 | \$27,702 |
| CASH RECEIPTS FOR FEBRUARY | 135 |
| CASH DISBUSEMENTS FOR FEBRUARY | <u>6,962</u> |
| SANITATION FUND CASH ENDING BAL – FEBRUARY 28, 2013 | \$20,875 |
| SANITATION FUND CD’S AS OF FEBRUARY 28, 2013 | |
| First Federal Savings CD \$100,000 @ .35% matures 12/05/2013 | 100,000 |
| <u>TOTAL CASH AND INVEST SANITATION FUND FEBRUARY 28, 2013</u> | <u>\$120,875</u> |

| | |
|---|-------------------------|
| SEWER FUND CASH BEGINNING BALANCE – FEBRUARY 1, 2013 | \$216,424 |
| CASH RECEIPTS FOR FEBRUARY | 43,829 |
| Flagstar Bank CD \$200,000 @ .95% matured 02/04/2013 - redeemed | 200,000 |
| Flagstar Bank CD \$150,000 @ .95% matured 02/04/2013 - redeemed | 150,000 |
| CASH DISBURSEMENTS FOR FEBRUARY | <u>11,873</u> |
| SEWER FUND CASH ENDING BALANCE –FEBRUARY 28, 2013 | *\$598,380 |
| SEWER FUND CD’S AS OF JANUARY 31, 2013 | |
| <u>TOTAL CASH AND INVESTMENTS FEBRUARY 28, 2013</u> | <u>\$598,380</u> |

*Includes Sinking Fund for Bond & Interest of \$59,759, the Depreciation Fund balance is \$368,219 for replacement of sewer capital assets and Debt Service Reserve Cash of \$155,000, for final bond payment, leaving \$15,402 for operating as of FEBRUARY 28, 2013.

Bond Indebtedness as of FEBRUARY 28, 2013 is \$1,510,000 – Final payment December 31, 2019