

TOWN OF CLEAR LAKE, INDIANA
REGULAR TOWN COUNCIL MEETING
October 8th, 2018

The regular meeting of the Town Council of Clear Lake, Indiana was held at the Town Hall on Monday, October 8th, 2018 at 7:00 p.m. Present were Council President Roger Dammeier, members Darin Thorp, Bruce Spangler, Chris Folland and Jill Power. Also present were Town Superintendent Bob Hull, Clerk/Treasurer, Kay Kummer and Town Marshal, Chris Emerick. There were six property owners and one guest who signed the guest register.

Council President, Roger Dammeier called the meeting to order at 7:00 p.m. with the Pledge of Allegiance.

COUNCIL ACTIONS:

1. Approval of minutes from the Regular Town Council meeting on Monday, September 10th, 2018 at 7:00 p.m. There being no additions or corrections Jill Powers made a motion to accept the Regular Town Council meeting minutes as presented. Seconded by Bruce Spangler. Council members voting yes were Bruce Spangler, Darin Thorp, Chris Folland and Jill Powers. Roger Dammeier abstained due to his absence.
2. Approval of minutes from the Special Session Council meeting on Monday, September 24th, 2018. There being no additions or corrections Darin Thorp made the motion to accept the Special Session Council minutes as presented. Seconded by Jill Powers. All present were in favor.
3. Approval of Voucher Register with Warrants: President Dammeier asked for a motion to accept the Voucher Register with Warrants as presented. Chris Folland made a motion to approve the voucher register with warrants as presented. Seconded by Jill Powers. The Clerk/Treasurer brought up a question after the Nevins portion of the Attorney fees. The Mr. Hawk had estimated the fee would be between \$1,000 and \$1,500. The bill was for \$6,747. President Dammeier will consult with attorney Dave Hawk regarding the increase in the fee for the Nevin's deck case. Attorney payment contingent upon explanation for difference. All present were in favor.

Disbursements on the Voucher Register are as follows:

Operating Funds:	\$44,247.39
Sewer Funds:	<u>30,873.65</u>
Total Disbursements	\$75,121.04

UNFINISHED BUSINESS:

1. RESOLUTION 06-2018: A RESOLUTION APPROVING THE 2019 BUDGET FOR APPROPRIATIONS AND TAX RATES FOR THE YEAR 2019

A motion was made by Chris Folland to approve the resolution specifying the appropriations and tax rates for the fiscal year 2019. The motion was seconded by Bruce Spangler. All present were in favor and the motion passed.

2. ORDINANCE 2018-01: AN ORDINANCE AMENDING SECTIONS OF CHAPTER 52, TOWN OF CLEAR LAKE, INDIANA, CODE OF ORDINANCES:

Second Reading of Ordinance 2018-01: Jill Powers read the changes to Ordinance 2018-01, Section 52.03(D) Pick Up and Ordinance 2018-01 to Ordinance 2018-03. President Dammeier

asked for a motion to amend ordinance 2018-03 as presented. The motion was made by Jill Powers to amend the language as presented and to change the ordinance to number 2018-03. The motion was seconded by Chris Folland. All present were in favor.

A motion was made by Chris Folland to adopt Ordinance 2018-03 as amended. All present were in favor and Ordinance 2018-03 was adopted.

3. **FREMONT SEWER RATE:** President Dammeier asked if council member Darin Thorp made any progress with Fremont at their meeting regarding changing Clear Lake's sewer rate. Molly Wehrenberg and Bonnie Brown had attended the meeting with Darin on September 28th, 2018. There was progress made, but no discussion about changing the rate for the Town of Clear Lake at this time. President Dammeier asked for a motion to authorize the Town's attorney, David Hawk to proceed with the legal action against Fremont to have the present sewer rate being charged to the Town of Clear Lake changed from the present Class I to the correct Class II rate. The motion was made by Chris Folland and seconded by Jill Powers. Those in agreement were President Dammeier, council members Chris Folland and Jill Powers. Those opposed were Darin Thorp and Bruce Spangler. Vote was three to two, motioned carried.

NEW BUSINESS:

1. Fountain Beach is underway.
2. Culverts: Engineering Resources gave Darin an estimate of \$34,000 to \$49,000 for the engineering for culvert at West Clear Lake Drive and Clear Lake Court depending on permits from the DNR. Estimates for both culverts were given at \$238,500. There was discussion about what methods to use and which culvert to be repaired/replaced first.
3. The road-cut at 52 West Clear Lake Drive will be repaired when API is working on the Fountain Beach project.
4. The Community Crossing Grant application has been submitted.
5. Zoning Administrator: The Plan Commission recommended hiring Amy Schmucker as the new zoning administrator after she has separated from Star Homes at a rate of \$25 per hour. The motion was made by Jill Powers, seconded by Chris Folland. Those in favor were Roger Dammeier, Bruce Spangler, Chris Folland and Jill Powers. Darin Thorp was opposed. Voted was four to one in favor. Motion passed.

REPORTS:

1. Financial Report: September 30, 2018 given by Clerk/Treasurer, on file
2. Marshal's Report: Given by Marshal Chris Emerick, on file.
3. Fremont Fire Department: Given by Jill Powers. September 2018, 42 calls with six to the Town of Clear Lake.
4. Zoning Administrator: No Report
5. Superintendent: Given by Robert Hull, on file
 - Locates – 31
 - Alarms calls – 5
 - Pumps replaced – 4
 - Pumps repaired – 0, set-up – 0
 - Pump inventory – 4
 - Average daily flow – 45,152 GPD, 08/16 thru 09/17/2018

SEWER:

Ten new grinder pumps have been ordered with delivery expected next week.

The main line to the lift station is in need of repair. Quotes have been requested and should be ready for the November meeting.

STREETS:

Quotes for trimming trees along Lakeview Drive were received from Rick Zimmerman for \$1,750 and from Sevits Tree Service for \$900. Council approved using Sevits Tree Service for the job.

The leaf-vac has been serviced and ready to begin the season. Fremont has agreed to take leaves from the Town.

API anticipates beginning work on Fountain Beach Road on Monday, October 8th, with completion by October 23rd, weather permitting.

COUNCIL MEMBERS:

Chris Folland suggested that with the letter going out regarding the increase in the Trash fee that we also inform the property owners of the pending increase in their sewer bill. The 36% rate increase that Fremont has passed by ordinance May 2017 is written into our ordinance as a pass through rate increase to the Town of Clear Lake. The motion was made by Chris Folland to include the sewer increase in the letter being sent with the Trash fee increase. The motion was seconded by Jill Powers. All present were in favor. Motion passed.

There being no further business or discussions a motion was made by Darin Thorp to adjourn the meeting, seconded by Bruce Spangler. All were in favor. Meeting was adjourned at 7:55 p.m.

Roger Dammeier, President

Attest: Kay A. Kummer, Clerk/Treasurer