

## MINUTES OF AUGUST 13<sup>TH</sup>, 2012 TOWN COUNCIL MEETING

The regular meeting of the Town Council of Clear Lake, Indiana was held at the Town Hall on Monday, August 13<sup>th</sup>, 2012 at 7:00 p.m. Present were Council Members Bob Lewis, George Schenkel, Barry Worl, Alan Korte and Chris Folland. Also present were Town Superintendent, Bob Hull, Town Deputy Rich McCarty and Town Attorney, Neal Blythe. There were 12 citizens who signed the guest register.

Council President, Robert Lewis called the meeting to order at 7:00 p.m. by asking those in attendance to stand and recite the Pledge of Allegiance.

President, Bob Lewis asked if there were any additions or corrections to the minutes of the July 9<sup>th</sup>, 2012 meeting. There being no additions or corrections Bob asked for a motion to accept the minutes as presented. The motion was made by George Schenkel, seconded by Alan Korte all council members were in favor and the motion passed.

The Clerk/Treasurer gave the Treasurer's Report as of July 31<sup>st</sup>, 2012. Bob Lewis asked for a motion to approve the Treasurer's Report. Barry Worl made a motion to accept the Treasurer's Report for July 31<sup>st</sup>, 2012, it was seconded by Alan Korte, all were in favor and the motion passed.

Total disbursements on the Voucher Register are as follows:

Operating Funds	\$50,387.14
Sewer Funds	<u>36,440.35</u>
Total Amount of Vouchers	\$86,827.49

Warrants to be approved were included in the Voucher Register. Bob Lewis asked for a motion to accept the Voucher Register with Warrants. A motion was made by George Schenkel to accept the Voucher Register with Warrants as presented, seconded by Alan Korte, all were in favor and the motion passed.

### REPORTS –

MARSHAL'S REPORT – given by Barry Worl reported the following for July 2012:

- 2 background investigations
- 4 agency assists for Sheriff's Office
- 2 agency assists for DNR
- 3 agency assists for Fremont Police Department
- 5 golf cart checks
- 5 gas tank thefts
- 2 fireworks complaints
- 2 HIN checks
- 1 medic assist
- Assist with traffic for 5k/10k races, fireworks and Clear Lake ski show

The new radar unit has been installed in the police vehicle and is in use stopping drivers not observing the town speed limit.

Approximately 30 gas tanks from boats and pontoons have been recovered from thefts on the surrounding lakes. Two suspects have been arrested and remain in custody. All but a few tanks have been returned to the victims.

FIRE DEPARTMENT – Barry Worl reported that the Fremont Fire Department made 97 calls for the month of July. They responded to a fallen tree on a house, a water rescue, downed power lines, vehicle accident with injury, they were also on work detail for the fireworks, two medic assists, a fuel spill and water rescue stand-by for the ski show. They also were present at four calls in Clear Lake Township.

ZONING ADMINISTRATOR – Bob Hull reported for Amy Schweitzer – July 2012

There was one Improvement Location Permit issued in July.

- Marhenke/Rish, Inc. @ 462 Point Park Drive, residential remodel

PLAN COMMISSION –

- Print & distribute UDO amendment passed in June
- Administrative subdivision
  - Follow-up on Adams @ 276 Lakeview Drive
  - Meeting with Spangler for 299 ECLD
- Executive meeting
- Prepare agenda for August 6, 2012 meeting
- Comprehensive Plan update
  - Demographic research
  - Values survey

BZA

- Development standards variance for Spangler Properties @ 299 ECLD

OTHER

- Research, site visits, discussion and correspondence about permits, projects and violations:
  - Rumsey @814 SCLD
  - Realtor questions regarding parcel splits & regulations
  - Moss/McArdle @583 ECLD
  - Complaint on dilapidated properties
  - Moore/Brown – potential subdivision of land
  - Yoder for Culbertson @102 Lakeside Court
  - Adams @ 276 Lakeview
  - McArdle Estate – garage lots & vacated Pier C Drive
  - Firsoli for Parke @ 1032 SCLD
  - Herber on Round Lake
  - Goekel @ 1024 SCLD
  - Construction sign violations & enforcement

Upcoming meetings: Plan Commission on August 6 – BZA on August 20.

Total hours worked – 78.0

TOWN SUPERINTENDENT –

SEWER DEPARTMENT –

There were 18 locates, 10 alarm calls, pumps replaced or repaired, and an average daily flow of 68,333 gallons per day.

All air relief valves have been checked and repaired as needed during the months of June & July. Main valves in the system were exercised last month.

A new generator was purchased to save on rental expense.

STREET DEPARTMENT

The 2012 street paving project is now complete. The county did not wish to have the area at the Public Beach paved at this time. John and Joann Courts will be added to the list for 2013 as survey work needs to be done to determine the road right-of-way.

New street signs have already been stolen around the lake and have been replaced. The marshal and his deputies are working on the case.

BILLING DEPARTMENT

SEWER – Six new liens have been filed with the County bringing the total to eight at this time.

SOLID WASTE – Collection letters have been mailed to eleven residents who have failed to pay their annual fee for trash pick-up. Small claims will be filed on those not responding.

TOWN – There will be another heavy trash pick-up on September 15<sup>th</sup>.

LITIGATION UPDATE – Town attorney, Neal Blythe

Judge Wallace is work on the Hoagland Family Limited Partnership deck case.

Neal continues to work with the attorney, Jonathan Cress on the sewer connection case.

Neal will be going to Small Claims this month for the last Trash Collection fee for 2011.

UNFINISHED BUSINESS –

ORDINANCE 2012-03: 1<sup>ST</sup> READING, AN ORDINANCE VACATING A PORTION OF POINT PARK DRIVE, LOCATED IN THE TOWN OF CLEAR LAKE

Bob Lewis asked for a motion to read Ordinance 2012-03 by summary. The motion was made by George Schenkel, seconded by Alan Korte, all members were in favor and the motion passed.

Bob read the first reading of Ordinance 2012-03 by summary only.

NEW BUSINESS –

Steuben County Economic Development Corporation – Dave Harris

Dave gave a report on what he has been involved with during his tenure as liaison for the Town of Clear Lake with the Corporation. Through the changing of directors, adopting new by-laws and changing the structure of committee reporting. Dave has spent many hours discussing the Public Beach with the County Commissioners and personally working with others to improve the property. George Schenkel thanked Dave for his service and agreed that the Town of Clear Lake will continue their relationship with the Corporation through the appointment of Bernie Kaufman to carry on the work that Dave has so diligently begun.

There being no further business at 8:10 p.m. Bob Lewis asked for a motion to adjourn the council meeting. Alan Korte made the motion, George Schenkel seconded the motion and the meeting was adjourned.

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Robert E. Lewis, President

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Attest: Kay A. Kummer, Clerk/Treasurer

# TOWN OF CLEAR LAKE CASH & INVESTMENT BALANCES AUGUST 31, 2012

BEGINNING CASH BAL – AUGUST 1, 2012	
GENERAL FUND	\$82,330
MOTOR VEHICLES & HIGHWAY	53,075
MAJOR MOVES	660
LOCAL ROADS & STREETS	11,312
ECONOMIC DEVELOPMENT INCOME TAX	28,710
PUBLIC SAFETY INCOME TAX	39,648
RAINY DAY	70,103
MISCELLANEOUS FUNDS	6,927
CUMULATIVE CAPITAL DEVELOPMENT	<u>271,254</u>
	<b>\$564,019</b>
<u>CASH RECEIPTS FOR AUGUST</u>	
GENERAL FUND	\$8,934
MOTOR VEHICLES & HIGHWAY	1,356
LOCAL ROADS & STREETS	102
ECONOMIC DEVELOPMENT INCOME TAX	1,293
PUBLIC SAFETY INCOME TAX	2,601
RAINY DAY – FROM GENERAL FUND	13,500
MISCELLANEOUS FUNDS	<u>232</u>
	<b>\$28,018</b>
<u>CASH DISBURSEMENTS FOR AUGUST</u>	
GENERAL FUND	\$21,469
GENERAL FUND – TO RAINY DAY	13,500
MOTOR VEHICLES HIGHWAY	3,439
PUBLIC SAFETY INCOME TAX	2,219
MISCELLANEOUS FUNDS	1,000
CUMULATIVE CAPITAL DEVELOPMENT	<u>3,586</u>
	<b>\$45,213</b>
GENERAL FUND CASH ENDING BAL – AUG. 31, 2012	
	<b>\$546,824</b>
Major Moves – \$127,000 @ .50% matures 12/01/2012	
	127,000
Cum Cap Development – \$150,000 @ .50% matures 12/01/2012	
	<u>150,000</u>
	<b>\$277,000</b>
<b><u>TOTAL CASH AND INVEST GEN FUND AUG. 31, 2012</u></b>	
	<b>\$823,824</b>
SANITATION FUND CASH BEGINNING BAL – AUG 1, 2012	
	<b>\$73,787</b>
CASH RECEIPTS FOR AUGUST	
	1,485
CASH DISBUSEMENTS FOR AUGUST	
	<u>9,635</u>
SANITATION FUND CASH ENDING BAL – AUG. 31, 2012	
	<b>\$65,637</b>

SANITATION FUND CD AS OF AUG. 31, 2012	
First Federal Savings CD \$100,000 @ .50% matures 12/05/2012	100,000
<b><u>TOTAL CASH AND INVEST SANI FUND AUG. 31, 2012</u></b>	<b><u>\$165,637</u></b>
SEWER FUND CASH BEGINNING BALANCE – AUG. 1, 2012	<b>\$472,618</b>
CASH RECEIPTS FOR AUGUST	47,148
CASH DISBURSEMENTS FOR AUGUST	41,788
<b>SEWER FUND CASH ENDING BALANCE – AUG. 31, 2012</b>	<b>*477,978</b>
SEWER FUND CD'S AS OF AUGUST 31, 2012	
First Federal Savings CD \$250,000 @ .50% matures 12/05/2012	250,000
First Federal Savings CD \$250,000 @ .50% matures 12/05/2012	250,000
Flagstar Bank CD \$200,000 @ .95% matures 02/04/2013	200,000
Flagstar Bank CD \$150,000 @ .95% matures 02/04/2013	150,000
	<b>850,000</b>
<b><u>TOTAL CASH AND INVESTMENTS AUG. 31, 2012</u></b>	<b><u>\$1,327,978</u></b>

\*Includes Sinking Fund for Bond & Interest of \$127,562 (\$21,780 is set aside monthly for semi-annual payments), \$19,387 for replacement of sewer capital assets and Debt Service Reserve Cash of \$261,827, for final bond payment, leaving \$69,202 for operating as of AUGUST 31, 2012.

**Bond Indebtedness as of AUGUST 31, 2012 is \$2,277,000**