

MINUTES OF NOVEMBER 12TH, 2012 TOWN COUNCIL MEETING

The regular meeting of the Town Council of Clear Lake, Indiana was held at the Town Hall on Monday, November 12th, 2012 at 7:00 p.m. Present were Council Members Bob Lewis, George Schenkel, Chris Folland, Barry Worl & Alan Korte. Also present were Town Superintendent, Bob Hull and Town Marshal John Gonya. There were six 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 October 8th, 2012 Council meeting and also the October 8th, 2012, 2013 Budget Adoption meeting, the September 24th, 2012, Executive Session meeting and the September 10th, 2012, 2013 Budget Public Hearing. There being no additions or corrections to the above meetings Bob asked for a motion to accept the minutes as presented. The motion was made by Chris Folland to accept all of the minutes of the above meetings as presented, seconded by Barry Worl, all council members were in favor and the motion passed.

The Clerk/Treasurer gave the Treasurer's Report as of October 31st, 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 October 31st, 2012, it was seconded by George Schenkel, all council members were in favor and the motion passed.

Total disbursements on the Voucher Register are as follows:

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|--------------------------|------------------|
| Operating Funds | \$29,540.38 |
| Sewer Funds | <u>20,787.39</u> |
| Total Amount of Vouchers | \$50,327.77 |

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 Chris Folland to accept the Voucher Register with Warrants as presented, seconded by Alan Korte, all council members were in favor and the motion passed.

REPORTS –

MARSHAL'S REPORT – John Gonya

- 1 background investigations
- 4 agency assists for Sheriff's Office
- 2 agency assists for Fremont Police Department
- 2 medical assists
- 1 VIN checks
- 1 handgun permit
- 1 residential alarm

There have been several burglaries to seasonal residences in the area's lake region which has precipitated an increase in night time patrols. The Marshal will be patrolling late evenings and early mornings with the Deputies patrolling various hours throughout the week.

FIRE DEPARTMENT – Barry Worl reported that the Fremont Fire Department made 49 calls in the month of October. There were three calls to the Town of Clear Lake and four calls in Clear Lake Township.

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

There were four Improvement Location Permits issued in October.

- Chris & Beverly Parke, 532 ECLD – Single-family dwelling w/attached garage
- Tom & Marie Felger, 536 ECLD – room addition
- Miller Family Partners, 988 SCLD – exterior residential remodel

PLAN COMMISSION –

- 2012 update to Comprehensive Plan
 - Steering committee meeting
 - Create maps – meet with Chad Hoover
 - Creation of Draft B
- Administrative Subdivisions
 - Continued follow-up for Adams @ 276 Lakeview Drive
 - Parke @ 532 ECLD
 - Felger @ 536 ECLD
- Cancellation of regular November meeting

BZA

- Prep for regular monthly meeting, binders, agendas, etc.
- Variance 2012-04 variance from Development Standards – Todd Rumsey @ 814 SCLD

OTHER

- Research, site visits, discussion and correspondence about permits, projects and violations:
 - General realtor questions – 958 SCLD accessory lots – Haberly property
 - Demolition permit – Parke @ 534 ECLD
 - Demolition permit – Star Homes @ 452 Point Park Drive
 - Schultz – general questions – subdivision of land
 - Ayres @ 766 SCLD – general questions regarding subdivision of land
 - Bolovan @ 454 Point Park Drive
 - Alley vacation – Korte @ 950 SCLD & Walters @ 954 SCLD
 - Thompson @ 1238 Quiet Harbor – RV compliance
 - Moss @ 583 ECLD Compliance

Total hours worked – 70.0

TOWN SUPERINTENDENT – Bob Hull

SEWER DEPARTMENT

There were 7 sewer locates, no service calls, no pumps replaced or repaired, and an average daily flow of 19,827 gallons per day.

The generator for the lift station has been serviced for the year under the maintenance agreement with MacAllister Equipment.

STREET DEPARTMENT

The new leaf-vac is doing a good job picking up leaves with only a few minor bugs. Last year there were 785 cubic yards of leaves taken to Fremont. This year we have driven 876 miles and picked up 1,252 cubic yards to date. Finish date for leaves will be December 1st.

We are getting new quotes for the storage building for the leaf-vac because of its size.

Quotes for Paradise Point street work came in over the \$20,000 limit from last months meeting. This project will be added to the 2013 Street Projects anticipating a lower price.

BILLING DEPARTMENT

SOLID WASTE –

All garbage fees have been collected for 2012 with only one claim being filed in Small Claims Court. It was paid almost immediately and Laura did not have to appear in court.

SEWER – A new billing program will be installed on November 21st, so the office will be closed for the day.

LITIGATION UPDATE – No Report

NEW BUSINESS –

SOLID WASTE BIDS: A bid from Sanitation Solutions, LLC, our current solid waste provider and Republic Services, Inc. DBA Allied Waste Services our previous provider were opened and examined. Terms of the bid are to provide services from April 1, 2013 thru December 31, 2015. After reviewing the bids it was suggested that the bids be tabled until they could be thoroughly examined to compare the specifications. The motion was made by Chris Folland to table awarding the contract for Solid Waste until the December meeting, it was seconded by George Schenkel, all members were in agreement and the motion passed.

RESOLUTION 03-2012: A RESOLUTION APPROVING CONTRACT WITH ATTORNEY

President, Bob Lewis read the resolution in its entirety and asked for a motion to accept the contract to employ David K. Hawk as the Town’s Attorney upon the terms provided. The motion was made by Alan Korte to accept Resolution 03-2012 to employee David K. Hawk as the Town’s Attorney from October 15th, 2012 through December 31st, 2013, the motion was seconded by Barry Worl, all members were in agreement and the motion passed.

RESOLUTION 04-2012: A RESOLUTION TO TRANSFER FUNDS

The Clear Lake Town Council requests a transfer of funds to cover the purchase of the used John Deere 5055E leaf-vac with standard loader and hydraulics from the following:

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|-----------------------------------|----------|
| Transfer From: CCD Street Repairs | \$25,000 |
| To: CCD Machinery & Equipment | \$25,000 |

President, Bob Lewis read the resolution in its entirety and asked for a motion to accept Resolution 04-2012 for the Transfer of Funds. The motion was made by Alan Korte to accept the resolution to transfer funds in the CCD Fund to cover the cost of the John Deere leaf-vac, Barry Worl seconded the motion, all members were in agreement and the motion passed.

ORDINANCE 2012 – 06: FIRST READING: AN ORDINANCE SETTING SALARIES AND WAGES OF THE OFFICERS AND EMPLOYEES FOR THE TOWN OF CLEAR LAKE, INDIANA FOR THE YEAR 2013

President, Bob Lewis read Ordinance 2012-06 in its entirety and asked for a motion to accept the ordinance 2012-06 on the first reading. A motion was made by George Schenkel to accept the Salary Ordinance for 2013, a second to the motion was made by Alan Korte, all members present were in agreement and the motion passed.

BOARD OF ZONING APPEALS APPOINTMENT: ERIN CULLER

Due to the vacating of the appointed position on the Board of Zoning Appeals by Dave Harris's moving out of Town, Bob Lewis asked that the position be filled by Erin Culler who has been serving as the alternate on the Board. The motion was made by Chris Folland to appoint Erin Culler as a permanent member of the Board of Zoning Appeals to complete the term of Dave Harris thru December 13, 2013, the motion was seconded by Alan Korte, all members present were in agreement and the motion passed.

There being no further business to discuss a motion was made by Barry Worl, seconded by Chris Folland and unanimously carried at 7:45 p.m. the meeting was adjourned.

Robert E. Lewis, President

Attest: Kay A. Kummer, Clerk/Treasurer

**TOWN OF CLEAR LAKE
CASH & INVESTMENT BALANCES
OCTOBER 31, 2012**

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| OPERATING FUNDS BEGINNING CASH BAL – OCTOBER 1, 2012 | |
| GENERAL FUND | \$53,704 |
| MOTOR VEHICLES & HIGHWAY | 10,035 |
| MAJOR MOVES | 820 |
| LOCAL ROADS & STREETS | 2,721 |
| ECONOMIC DEVELOPMENT INCOME TAX | 11,297 |
| PUBLIC SAFETY INCOME TAX | 42,631 |
| RAINY DAY | 83,603 |
| MISCELLANEOUS FUNDS | 6,373 |
| CUMULATIVE CAPITAL DEVELOPMENT | <u>267,857</u> |
| | \$479,041 |
| <u>CASH RECEIPTS FOR OCTOBER</u> | |
| GENERAL FUND | \$14,231 |
| MOTOR VEHICLES & HIGHWAY | 654 |
| LOCAL ROADS & STREETS | 423 |
| ECONOMIC DEVELOPMENT INCOME TAX | 1,293 |
| PUBLIC SAFETY INCOME TAX | 2,604 |
| MISCELLANEOUS FUNDS | <u>224</u> |
| | \$19,429 |
| <u>CASH DISBURSEMENTS FOR OCTOBER</u> | |
| GENERAL FUND | \$20,404 |
| MOTOR VEHICLES HIGHWAY | 2,539 |
| CUMULATIVE CAPITAL DEVELOPMENT | <u>24,700</u> |
| | \$47,643 |
| OPERATING FUNDS CASH ENDING BAL – OCTOBER 31, 2012 | \$450,827 |
| 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> |
| | \$277,000 |
| <u>TOTAL CASH AND INVEST OPERATING FUNDS OCTOBER 31, 2012</u> | <u>\$727,827</u> |
| SANITATION FUND CASH BEGINNING BAL – OCTOBER 1, 2012 | \$54,603 |
| CASH RECEIPTS FOR OCTOBER | 852 |
| CASH DISBUSEMENTS FOR OCTOBER | <u>6,972</u> |
| SANITATION FUND CASH ENDING BAL – OCTOBER 31, 2012 | \$48,483 |
| SANITATION FUND CD'S AS OF OCTOBER 31, 2012 | |
| First Federal Savings CD \$100,000 @ .50% matures 12/05/2012 | 100,000 |
| <u>TOTAL CASH AND INVEST SANITATION FUND OCTOBER 31, 2012</u> | <u>\$148,483</u> |

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|--|---------------------------|
| SEWER FUND CASH BEGINNING BALANCE – OCTOBER 1, 2012 | \$501,249 |
| CASH RECEIPTS FOR OCTOBER | 51,966 |
| CASH DISBURSEMENTS FOR OCTOBER | 79,505 |
| SEWER FUND CASH ENDING BALANCE – OCTOBER 31, 2012 | *473,710 |
| SEWER FUND CD'S AS OF OCTOBER 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 | <u>150,000</u> |
| | 850,000 |
| <u>TOTAL CASH AND INVESTMENTS OCTOBER 31, 2012</u> | <u>\$1,323,710</u> |

*Includes Sinking Fund for Bond & Interest of \$171,121 (\$21,780 is set aside monthly for semi-annual payments), \$16,925 for replacement of sewer capital assets and Debt Service Reserve Cash of \$261,827, for final bond payment, leaving \$23,837 for operating as of October 31, 2012.

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