

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – August 16, 2022
Administration Building – 500 S. Broadway

The meeting was called to order at 7:00 p.m. and began with the Pledge of Allegiance.
(This meeting was a hybrid meeting and broadcasted live via Microsoft Teams and was recorded.)

Roll Call - Council Members: Councilors Geof Benson, John Blackburn, Susan Loeb, Matrona Malik, and Donna Norkus were present. Also, present: Clerk-Treasurer Ellen Hundt and Marshal Ed Clapp. Attorney Connor Nolan was absent.

Title VI Survey Availability

President Benson announced the availability of the Title VI public involvement survey. This survey is available online via the Town's website.

Public Presentations

Linda Wagner, Friends of Beverly Shores, requested that the Town Council accept the gift of the new stairs at Rebora Plaza. Councilor Malik motioned to accept the gift. Councilor Norkus seconded. Unanimously approved.

Approval of Minutes

Approval of July 19, 2022, Council Meeting minutes

Councilor Malik motioned to approve the minutes as presented. Vice President Loeb seconded. Unanimously approved.

Report of Police & Street Departments

Violation Report:

12557/Kelley: Councilor Malik motioned to deny appeal. Councilor Blackburn seconded. Unanimously approved.

Police Report – Marshal Clapp gave report.

Street Report – Marshal Clapp gave report. The Community Crossings Grant (CCG) 2022-02 has been submitted. The work for the CCG 2022-01 has been completed. There was discussion about previous Street Department and contracted services. Vice President Loeb asked for the brush to be cleared back off the sidewalks and whether the contractor can do tree removal for a discounted, non-emergency cost.

Ordinances & Resolutions

Ordinance No. 2022-06 An Ordinance of the Town Council of the Town of Beverly Shores, Indiana Recognizing Juneteenth as a Town Holiday

Councilor Malik motioned to approve on first reading. Councilor Blackburn seconded. Unanimously approved. Councilor Malik motioned to consider on second reading during the same meeting as it was introduced. Councilor Blackburn seconded. Unanimously approved. Councilor Malik motioned to adopt ordinance. Councilor Blackburn seconded. Unanimously approved.

Ordinance No. 2022-07 An Ordinance of the Beverly Shores Town Council Amending Portions of the Text of the Town Code and Zoning Ordinance

There was public comment from:

Michael McCurdy, 41 S. Oval. Resident stated that driveways should not be defined as a structure. He stated that the proposed ordinance was short-sided and micromanaging.

Debbie Kleban, 419 E. Lake Front. Resident echoed previous statements. She stated changing the definition of a driveway as a structure was a big mistake.

John Moynihan, 21 S. Oval. Resident agreed with both previous statements. He considered this change to be "taking without compensation" by making a driveway a structure.

Councilor Norkus motioned to approve on first reading. Councilor Blackburn seconded.

Unanimously approved. Councilor Norkus motioned to consider on second reading during the same meeting as it was introduced. Councilor Malik seconded. Unanimously approved.

Councilor Malik motioned to adopt ordinance. Councilor Malik seconded. Unanimously approved.

Ordinance No. 2022-08 An Ordinance of the Town Council of the Town of Beverly Shores, Indiana Authorizing and Establishing a Policy Governing Credit Card Use

Vice President Loeb motioned to approve on first reading. Councilor Malik seconded.

Unanimously approved. Vice President Loeb motioned to consider on second reading during the same meeting as it was introduced. Councilor Malik seconded. Unanimously approved. Vice President Loeb motioned to adopt ordinance. Councilor Malik seconded. Unanimously approved.

Ordinance No. 2022-09 An Ordinance of the Beverly Shores Town Council Amending Chapter 150 of the Beverly Shores Town Code by Adopting New Regulations for Flood Hazard Areas

Councilor Blackburn motioned to approve on first reading. Councilor Malik seconded. Councilor Norkus abstained. Unanimously approved.

Ordinance No. 2022-10 An Ordinance Amending Ordinance 2021-12 The 2022 Salary Ordinance for the Town of Beverly Shores, Indiana for Premium Pay Under The American Rescue Plan Act

Councilor Malik motioned to approve on first reading. Councilor Norkus seconded.

Unanimously approved. Councilor Malik motioned to consider on second reading during the same meeting as it was introduced. Councilor Norkus seconded. Unanimously approved.

Councilor Malik motioned to adopt ordinance. Councilor Norkus seconded. Unanimously approved.

Clerk-Treasurer's Report

Consideration of Claims –CT Hundt presented APV register, noting items that were not monthly expenses. Vice President Loeb motioned to approve the APVs as presented. Councilor Malik seconded. Unanimously approved. CT Hundt also presented the Fund, Revenue, Appropriation reports, Garbage reports, 4 bank reconciliations, and payroll reports. Council Blackburn will sign off on reports. CT Hundt thanked Councilor Blackburn for helping with bank reconciliation issue.

Consideration of Claims for Bonds, 2020 Series: There were no APVs.

2023 Budget Workshop

There was discussion regarding HSAs, Medicaid, and high deductibles. There were no other questions or issues.

Public Comment

Javier DeLuna, 16 S. Pleasant, requested TC appeal the decision of the fine imposed on him by the Building & Building Site Committee. There was discussion. TC did not grant appeal.

Reports from Committees/Liaisons:

ADA progress: Councilor Malik gave report.

Greenspace Committee: Vice President Loeb gave report.

Park Board: Park Board Present Hardwick gave report.

Building & Building Site Committee: Vice President Loeb gave report.

Board of Zoning Appeals: No Meeting

Capital Planning Committee: No Meeting.

Fire & Emergency Management: No report.

Indiana Dunes National Park: No meeting.

Plan Commission: Councilor Blackburn gave report.

NIRPC: Nothing to report.

Depot Museum & Gallery: Councilor Blackburn gave report.

Unfinished Business:

Beverly Drive and US12 MOU with INDOT decision (finalized by Sept 30, 2022: INDOT is still working on.

Carolina Ave Campsite MOA with NPS progress: Discussed later in meeting.

AV equipment installation: Still waiting on quote.

Smith Group progress and tasks: Vice President Loeb grant is complete, and the final report is due.

ARPA Plan: There was discussion to give \$11,400 to the Beverly Shores VFD

Fix for Admin Building floor slope: CT Hundt presented the only quote received. Councilor Malik motioned to accept the quote of \$28,542.99 from Free Flow Environmental to be paid from the CCD fund. Councilor Blackburn seconded. Unanimously approved.

Memorandum of Understanding with Porter County Elections & Registration: President Benson to contact regarding contract.

New Business

Clarification of responsibilities between Town and Park Board over Town right of ways: Vice President stated there is confusion as to which department is responsible for various tasks around the town. Town Council is to come up with a plan.

NPS: There was discussion regarding the email received from Paul Labovitz regarding collaboration. President Benson recommended that the Town create a task force. The task force

would consist of no more than 2 Town Council members, no more than 2 Park Board members, and the Marshal/Street Superintendent.

Councilor Blackburn motioned to appoint Councilor Norkus to the Plan Commission, replacing Tom Weber. Vice President Loeb seconded. Unanimously approved. There was discussion about the citizen replacement for the Plan Commission. This is a President's appointment. There was discussion about the citizen replacement for the BZA. This is a Town Council appointment. Vice President Loeb is the new liaison for the fire department. Councilor Norkus is the Town Council member for the Plan Commission and the liaison to the BZA.

Written Communications

President Benson reported he received email from Andre Daugavietis regarding closed roads. Benson to forward to new task force.

Town Council Comment

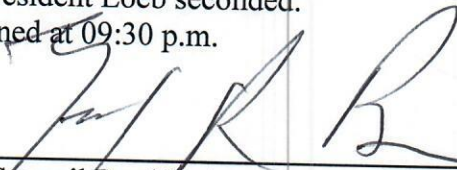
Vice President Loeb thanked Tom Weber for his service and welcomed Councilor Norkus to the Town Council.

Adjourn:

Councilor Malik motioned to adjourn.

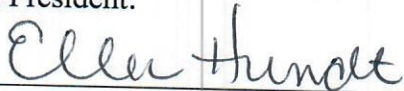
Vice President Loeb seconded.

Adjourned at 09:30 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt