

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – January 18, 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 broadcast live via Microsoft Teams and was recorded.)

Roll Call - Council Members: Councilors Geof Benson, John Blackburn, Susan Loeb (joined at 7:01pm due to technical issues), Matrona Malik, and Thomas Weber were present. Also, present: Clerk-Treasurer Ellen Hundt, Marshal Ed Clapp, and Town Attorney Connor Nolan.

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

Nancy Schwab & Ed Kleese of the Depot re; planned mural. The Depot is planning on doing a mural on the back side of V Shore Stop that will depict the Town's incorporation. A call to artists will go out and they hope to have it done in spring of 2023.

Approval of Minutes

Approval of December 21, 2021, Council Meeting minutes

Councilor Malik motioned to approve the minutes as presented. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Elections for 2022

Council President: Councilor Malik motioned to elect Geof Benson as President of Council. Councilor Loeb seconded. There was a roll call vote. Benson yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber yea. Unanimously approved.

Council Vice President: Councilor Malik motioned to elect Susan Loeb as Vice President of Council. Councilor Weber seconded. There was a roll call vote. Benson yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber yea. Unanimously approved.

Four-Year Term Appointments:

Park Board: Vice President Loeb motioned to appoint Kevin Fitzgerald (D) to fill a 3 year vacancy. Councilor Malik seconded. There was a roll call vote. Benson yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber yea. Unanimously approved.

Vice President Loeb motioned to appoint Andre Daugavietis (I) to a 4-year term. Councilor Malik seconded. There was a roll call vote. Benson yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber yea. Unanimously approved.

Green Space Committee: Vice President Loeb motioned to reappoint Terry Bonace and Ausra Zarins. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

BZA: The Plan Commission will appoint someone at their next meeting.

Plan Commission: Vice President Loeb motioned to reappoint Tom Weber, John Blackburn, and Larry Stanton. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = no. Weber = yea. The motion passed 4-1. President Benson appointed Bob Young to fill a 2-year vacancy.

Annual Appointments & Contracts:

Attorney: Councilor Malik motioned to retain Connor Nolan and Harris Welsh & Lukkman, as Town Attorney. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Street Superintendent and Marshal: Councilor Malik motioned to appoint Ed Clapp as Street Superintendent and Marshal. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Fire Chief: Councilor Weber motioned to appoint Ed Clapp as Street Superintendent and Marshal. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Monthly meeting days and times: Councilor Blackburn motioned to keep the Town Council meetings at 7pm on the 3rd Tuesday of the month. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Newspaper for Legal Notices: Councilor Blackburn motioned to use the NWI Times as the newspaper for legal notices. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Bank of Record: Councilor Weber motioned to retain Porter Bank, Pines Branch, as the Town's bank of record. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Animal Control Contract: Councilor Malik motioned to approve Porter County Animal Control ongoing contract. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Building Commissioner: Councilor Malik motioned to appoint David Wagner as Building Commissioner. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. Councilor Malik motioned to approve contract with the Building Commissioner, David Wagner, and give the authority to Vice President Loeb to follow through with the insurance. Councilor Blackburn

seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn yea. Malik = yea. Weber = yea. Unanimously approved.

Building and Site Committee- 5: Vice President Loeb motioned to reappoint Dave Wagner, Brian O'Neil, Scott Vliek, Margaret Williford, and Mark Lies. Councilor Malik seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn yea. Malik = yea. Weber = yea. Unanimously approved.

NIRPC Commissioner: Vice President Loeb motioned to reappoint Geof Benson. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn yea. Malik = yea. Weber = yea.

Capital Planning Committee: No appointments are up this year.

Council liaisons:

ADA: Councilor Malik

Building & Building Site Committee: Vice President Loeb

BZA: Vice President Loeb

Capital Planning Committee: Councilor Blackburn

Depot Museum and Gallery: Councilor Blackburn

Fire & Emergency Management: Councilor Weber

Greenspace Committee: Vice President Loeb

Indiana Dunes National Park: Councilors Blackburn and Weber

Park Board: Councilor Malik

Plan Commission: Councilors Blackburn and Weber

Police Dept: Councilor Malik

Volunteer Fire Dept: Councilor Weber

Report of Police & Street Departments

Violation Report: Nothing to report.

Police Report – Marshal Clapp gave report.

Street Report – Marshal Clapp gave report. He has broken roadwork into 3 phases. Clapp and Attorney Nolan to work on getting crack sealing bids in by next week, in time to apply for the Community Crossings Grant 2022-1, deadline is January 28th. Councilor Malik motioned to set a Town Council meeting on Wednesday, January 26, 2022, at 2:30pm to open bids. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn yea. Malik = yea. Weber = yea.

Vice President Loeb asked about the ice on Lake Front Dr. being dangerous for walking. Clapp explained that with the cold temperatures and the mist coming off the lake, there isn't a way to keep the road entirely clear of ice.

Ordinances & Resolutions

None.

Clerk-Treasurer's Report

Consideration of Claims –CT Hundt presented APV register for the last half of December 2021, noting items that were not in monthly expenses. Vice President Loeb motioned to approve the APVs as presented. Councilor Malik seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. CT Hundt presented APV register for the first part of January 2022, noting items that were not in monthly expenses. Vice President Loeb motioned to approve the APVs as presented. Councilor Malik seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. 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.

Consideration of Claims for Bonds, 2020 Series: No APVs.

Public Comment

Nancy Schwab, 315 E. Lake Front reported there are 2 bold coyotes hanging around the 300 block of Lake Front and getting brave, coming into people's yards. She asked if the Town Council could do anything. Marshal Clapp reported that this is not something Porter County Animal Control will handle. It was suggested that an email go out warning residents about the coyotes.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: Vice President Loeb gave report. Margaret Williford requested the Town Council accept lot 39 on West Ripplewater as a Green Space property. Vice President Loeb motioned to accept the Green Space property, Lot 39 on West Ripplewater, based on meeting all the conditions precedent and subject to a warranty deed and payment of taxes into an escrow as determined by Attorney Nolan. Councilor Blackburn seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Park Board: Councilor Malik gave report.

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

Board of Zoning Appeals: Vice President Loeb gave report.

Capital Planning Committee: Nothing to report.

Fire & Emergency Management: Councilor Weber gave report. He is in receipt of their annual report. There are 2 new members.

Indiana Dunes National Park: Nothing to report.

Plan Commission: Nothing to report.

NIRPC: Nothing to report. Nothing to report.

Unfinished Business:

AV equipment purchase and installation: No update.

Report on re-vegetation project on shoreline; consider methods to deter trampling of new plantings. No update.

Garbage can/recycling task force: Councilor Blackburn reported it is going well.

Smith Group progress and tasks: Vice President Loeb reported she filed with the Lake MI Coastal Program the 2021 Q4 report. There is a meeting coming up regarding the East End.

ARPA Plan: Councilor Weber reported working on the plan's draft. He included information on PPE, drainage, erosion control, pollutant reduction on Derby, Shore, and the East End. It is still a work in progress.

New Business

Approval of the 2022 Republic Contract at same rate as expiring. Vice President Loeb motioned to accept the contract. Councilor Malik seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Approval of a Notice to Proceed on the remaining tasks in the contract with Smith Group, relating to the Long-Term Shoreline Protection Plan. Councilor Weber motioned to signify with Smith Group that they can proceed with the remaining tasks of the contract. Vice President Loeb seconded. Vice President Loeb reported that the next phase is scenario planning based on low, medium, and high lake levels. Councilor Malik voiced her concern about spending money on this part of the contract. Malik stated money would be better spent on the East End or future revetment. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = no. Weber = yea. The motioned passed 4-1.

Approval to acquire quotes and conduct a land survey of the town beach parcels, including at Derby Ave/Lake Front Dr.: Councilor Weber motioned to get 3 quotes for survey work for each of the Town's beaches. Councilor Blackburn seconded. Vice President Loeb asked if the information already existed. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Written Communications

None.

Town Council Comment

Councilor Malik cautioned everyone to be safe due to COVID concerns.

Councilor Blackburn thanked Carl Reed and the fire department for the 75th anniversary banner.


Adjourn:

Motion to Adjourn by Councilor Weber.

Seconded by Councilor Malik.

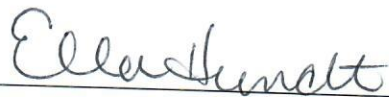
Unanimously approved.

Time: 9:00 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt