

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – September 21, 2021
Administration Building – 500 S. Broadway

The meeting was called to order at 7:01 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, 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

Evaluation of Mitigation Efforts & Long-Term Shoreline Protection Plan: Preliminary Findings and Public Discussion, by Chris Devick, P.E. & Gregg Calpino, PLA, LEED BD+C, Smith Group: Devick and Calpino gave power point presentation with live polling. Contact information and a copy of the presentation will be on www.beverlyshoresindiana.org.

Public Hearing and First Reading of the 2022 Budget and Salary Ordinances: The public hearing was opened at 8:21p.m. There were no questions from the public. Councilor Weber motioned to close the meeting. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. There was no other action taken on the ordinances.

Approval of Minutes

Approval of August 17, 2021, Council Meeting minutes

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

Report of Police & Street Departments

Violation Report: CT Hundt presented the following appeals:

11924/Reaves: Councilor Malik motioned to deny appeal. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved

12155/Sheehan: Councilor Malik motioned to deny appeal. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved

12176/Baker: Councilor Malik motioned to deny appeal. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved

12177/Flickert: Councilor Malik motioned to deny appeal. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved

12276/Barlow: Councilor Weber motioned to deny appeal. Councilor Malik seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved

Police Report – Marshal Clapp gave report. He reported that Chris Eckert, Police Officer, has retired. He wished him luck and thanked him for his service to the Town. He reported he hired 3 (three) new officers.

Street Report – Marshal Clapp gave report. He thanked Greg Brown for all his help with tree removal. Clapp also reported he is waiting for a call back from Michigan City Streets regarding the potholes just west of Mount Baldy, just outside Town limits.

Ordinances & Resolutions

None.

Clerk-Treasurer's Report

Consideration of Claims –CT Hundt presented APV registers, 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 (but recused himself from voting on APV 4947). 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 – Vice President Loeb motioned to approve. Councilor Malik seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. RDA to approve claims at next meeting.

Public Comment

Doug and Suzanne Ashby (9 W. Atwater): Resident reported that CT Hundt refused to sell his new tenant a parking permit despite being a registered renter. He reported that CT Hundt requested residency proof.

Angela Maurello (11 S. Broadway): Resident reported that her tenant did not have to fill out any paperwork.

Doug and Suzanne Ashby (9 W. Atwater): Resident asked CT Hundt for proof that she has collected these documents from other renters. CT Hundt responded that she did not ask for these documents. She asked renter for proof that she was a resident of Beverly Shores. Attorney Nolan reminded Council that this was a public comment only section. President Benson asked if there were any further comments. Benson stated there were two (2) ways to be a resident of Beverly Shores: 1) You own property in Beverly Shores that is improved or with an active building permit. 2) To be a registered voter and pay taxes in Beverly Shores. That is the Town Code.

Nick Davey (337 E. Lake Front): Stated there seemed to be confusion by what is required and asked for clarification.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: Vice President Loeb gave report.

Park Board: No meeting.

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

Board of Zoning Appeals: Vice President Loeb gave report.

Capital Planning Committee: There was no meeting.

Fire & Emergency Management: Nothing to report.

Indiana Dunes National Park: Councilor Blackburn reported he did meet with NPS. NPS reported they did not see any value in putting more fencing or signage at Derby beach because people tend to ignore it. The water level in 2022 will contribute to what NPS will do about ramp and ADA lift. NPS did talk about putting matting down at Kemil for wheelchair access. Input regarding new fees is due October 1, 2021.

Plan Commission: Councilor Blackburn gave report.

NIRPC: President Benson gave report.

Depot Museum and Gallery: Councilor Blackburn gave report.

Marshal Clapp reported the tree removal and snow removal contracts are up for bids. Councilor Malik motioned for the Marshal to go out for bids for tree removal and snow removal. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Unfinished Business:

AV equipment purchase and installation: No update.

Report on re-vegetation project on shoreline: Councilor Weber reported that CARDNO is satisfied with the progress. Weber updated CARDNO about needing to gain access to the lakefront over the matted areas.

Garbage can/recycling task force: Councilor Blackburn reported the bins have been removed and the new dumpster is in place.

Smith Group progress and tasks: Updated was covered in public presentation.

New Business

Approve IDEM Beach Grant application for 2022 (deadline Nov 19, 2021): Vice President Loeb motioned to give Benson permission to apply for the IDEM grant application for 2022.

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

Written Communications

Marshal Clapp reported he identified four properties participating in illegal short-term rentals. After making contact, three out of four have stopped advertising. One rental reported they are only renting once in a thirty-day period. There are two additional rentals that advertise short term rentals but are outside Town limits.

Porter County Animal Control: This type of contract is not required to go out for bid. If a municipality does not have a contract then they are required to have their own animal control. Councilor Malik motioned to renew the animal control contract for five years. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Town Council Comment

Vice President Loeb reported NIPSCO has replaced the shields on the streetlights. She thanked the ABSR and the other organizations for their volunteer work.

Councilor Blackburn in regard to the Ashby's renter, if renter brings in proof of changing their voter registration plus notification to state of Indiana that this address is where their taxes information sent to, does that suffice as a definition of a resident and she would be eligible instead of having to present a driver's license? Benson answered yes.


Adjourn:

Motion to Adjourn by Councilor Weber.

Seconded by Vice President Loeb.

Unanimously approved.

Time: 9:31 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt