

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – November 16, 2021
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, 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

Approve in principle the draft MOU for Fire Road maintenance

President Benson summarized the need for an official agreement between the Town and the NPS regarding the old roadbeds that are now paths west of Town limits. The Beverly Shores Park Board will be responsible for maintaining their portion and NPS will maintain theirs. See map attached to these minutes. Attorney Nolan will prepare a legal MOU. Vice President Loeb motioned for the Council to approve, in principle, a Memorandum of Understanding (MOU), that captures the relationship of the Town and the NPS regarding maintenance and use of Town roads, park property, and shared uses and needs of the property. Councilor Blackburn seconded. There was discussion. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Approve in principle new preferred route for Marquette Trail & letter of support

President Benson explained there is a new proposal for the Marquette Trail based on the survey showing there was not enough room on Beverly Drive for another lane and it would be too expensive. The new proposed trail is attached to this email. Councilor Weber motioned to have Geof Benson send a letter on behalf of the Town Council as a letter of support for this leg of the trail and Beverly Shores' participation in it. Vice President Loeb seconded. There was discussion. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Approval of Minutes

Approval of October 19, 2021, Council Meeting minutes

Vice President Loeb 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:

12196/Harness: Councilor Blackburn motioned to deny appeal. Vice President seconded. There was discussion. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = nay. Weber = nay. The motion passed 3:2.

Police Report – Marshal Clapp gave report.

Street Report – Marshal Clapp gave report. Clapp reported the Traffic Asset Management Report was accepted for 2021, qualifying the Town for the 2022 Community Crossings Grant, which opens in January 2022. There is crack filling that needs to be done. Councilor Malik motioned to approve Marshal Clapp going out for bids for the road work that needs to be done in anticipation of the grant. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. Clapp received 2 bids on Friday, November 6, 2021, in response for snow removal and tree removal. Bids were opened. The first bid was from D & M for snow removal. The second bid was from Signature Lawns for snow removal and tree removal. Councilor Malik motioned to take the bids under advisement and to allow time for the Marshal to review. 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 set a virtual Town Council meeting to award the bids for November 30, 2021, Thursday, 1pm. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea.

Ordinances & Resolutions

Ordinance 2021-13 AN ORDINANCE OF THE BEVERLY SHORES TOWN COUNCIL REVISING, REARRANGING, RESTATING, AMENDING AND RECODIFYING THE TOWN CODE: Councilor Malik motioned to approve on first reading. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. Councilor Malik motioned to consider on second reading during the same meeting as it was introduced. 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 adopt ordinance. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Ordinance 2021-14 AN ORDINANCE OF THE BEVERLY SHORES TOWN COUNCIL ESTABLISHING THE LAKE MICHIGAN COASTAL PROGRAM GRANT FUND (225): Vice President Loeb motioned to approve on first reading. Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. Vice President Loeb motioned to consider on second reading during the same meeting as it was introduced. 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 adopt ordinance. Councilor Blackburn seconded. There was a roll

call vote. Benson = yea Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

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 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

Susan Thomas, ERG. Reported the ERG held their Clean Water Action event but felt the weather might have kept people away. She has made email templates and contact sheets available at the Clerk-Treasurer's office.

Angela Maurello, DWC. Requested a meeting with a Council member to get definition of "contractor" for a write up for the DWC. Vice President Loeb will meet with her.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: Nothing to report.

Park Board: Councilor Malik 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: Councilor Weber reported the BSVFD discussed the use of ARPA funds for protective gear. Weber reported the new contract will be ready for review next month.

Indiana Dunes National Park: Councilor Blackburn reported two meetings with NPS regarding the Marquette Trail. Councilor Weber reported meeting with Smith Group, DNR, and NPS regarding shoreline planning.

Plan Commission: Councilor Blackburn gave report.

NIRPC: President Benson gave report.

Depot Museum and Gallery: Councilor Blackburn gave 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. President Benson reported on the need for additional emergency work that was done at Derby, Lakeview, and Shore. Ed Bracken did repair in all areas including additional work on

drains and building berm at Lakeview. NPS required the Town to put in a new metal drain at Shore. Benson reported all work is done at this time and the NPS has closed the special permit.

Ratify up to \$10k overage decision re: Lakefront repairs: President Benson requested the Town Council ratify emergency spending of up to \$10,000 from the 2020 Bonds Series. Councilor Weber motioned to ratify the appropriation, after the fact, of \$10,000 from the 2020 Bonds Series to pay for the repairs that have been described at Derby, Lakeview, and Shore. Vice President Loeb seconded. There was discussion. Benson reported that he felt there was a need to get this done. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Garbage can/recycling task force: Councilor Blackburn reported it is going well. Marshal Clapp reminded residents they need to move their bins back from the road after pickup as it is an ordinance violation.

Smith Group progress and tasks: Vice President Loeb reported on grant opportunities that will be beneficial to the Town. They have done their 3 Quarter reporting.

ARPA Plan: President Benson will start editing plan. Council Weber will begin researching spending opportunities.

New Business

Consider appropriating additional 2020 bond series funding for CARDNO to carry an additional one year of re-vegetation, stabilization, and related maintenance of the shoreline sand embankments. Councilor Weber motioned to add another year of maintenance at a cost not to exceed \$13,000. Vice President Loeb seconded. There was discussion. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Written Communications

President Benson reported receiving written communication regarding the Marquette Trail which was discussed earlier in the meeting.

Town Council Comment

Councilor Malik told everyone to have a Happy Thanksgiving.

Adjourn:

Motion to Adjourn by Councilor Malik.

Seconded by Vice President Loeb.

Unanimously approved.

Time: 9:35 p.m.



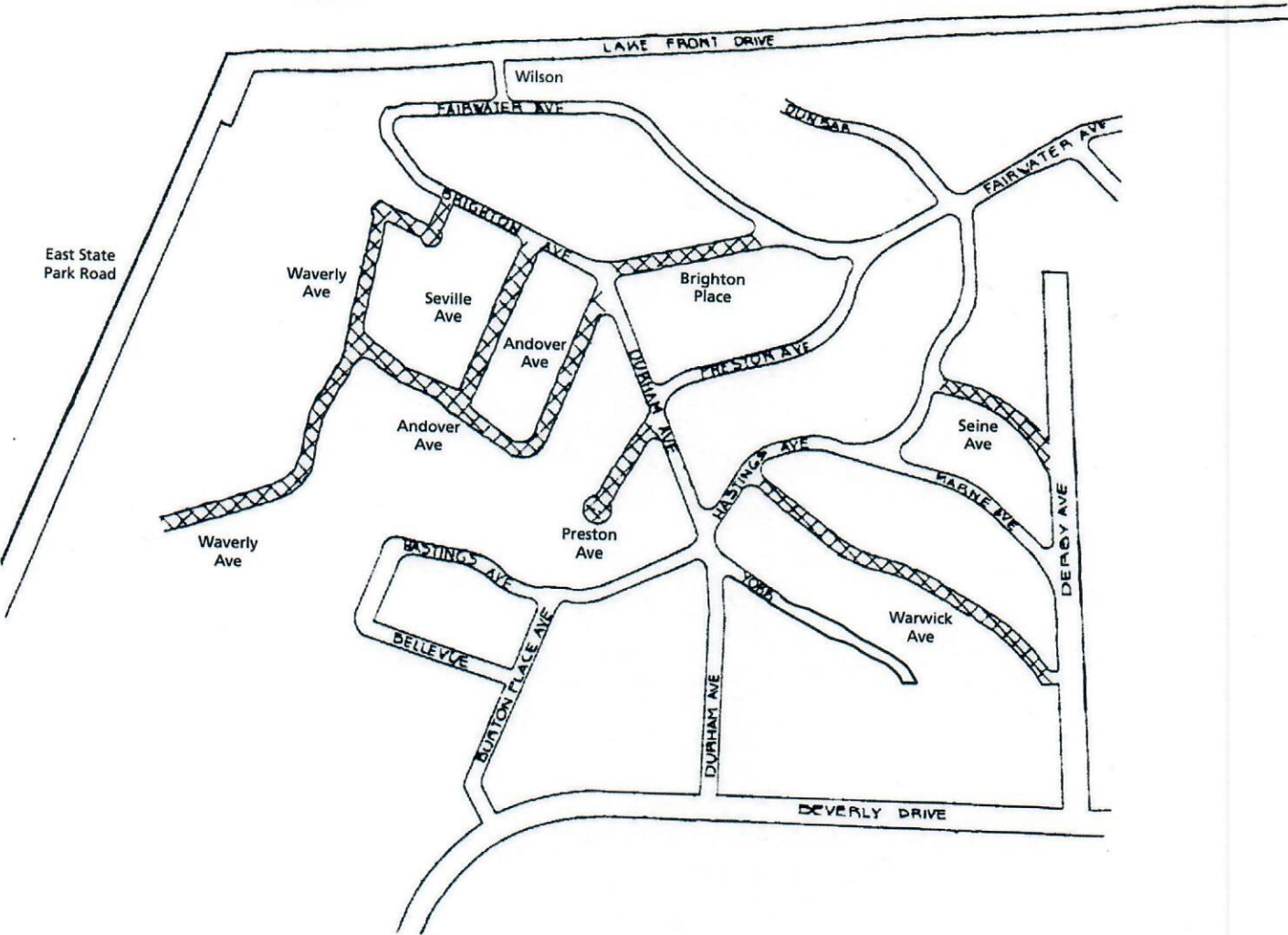
Town Council President:

Attest:

Ellen Hundt

Clerk-Treasurer
Ellen Hundt

Beverly Shores West End Trails



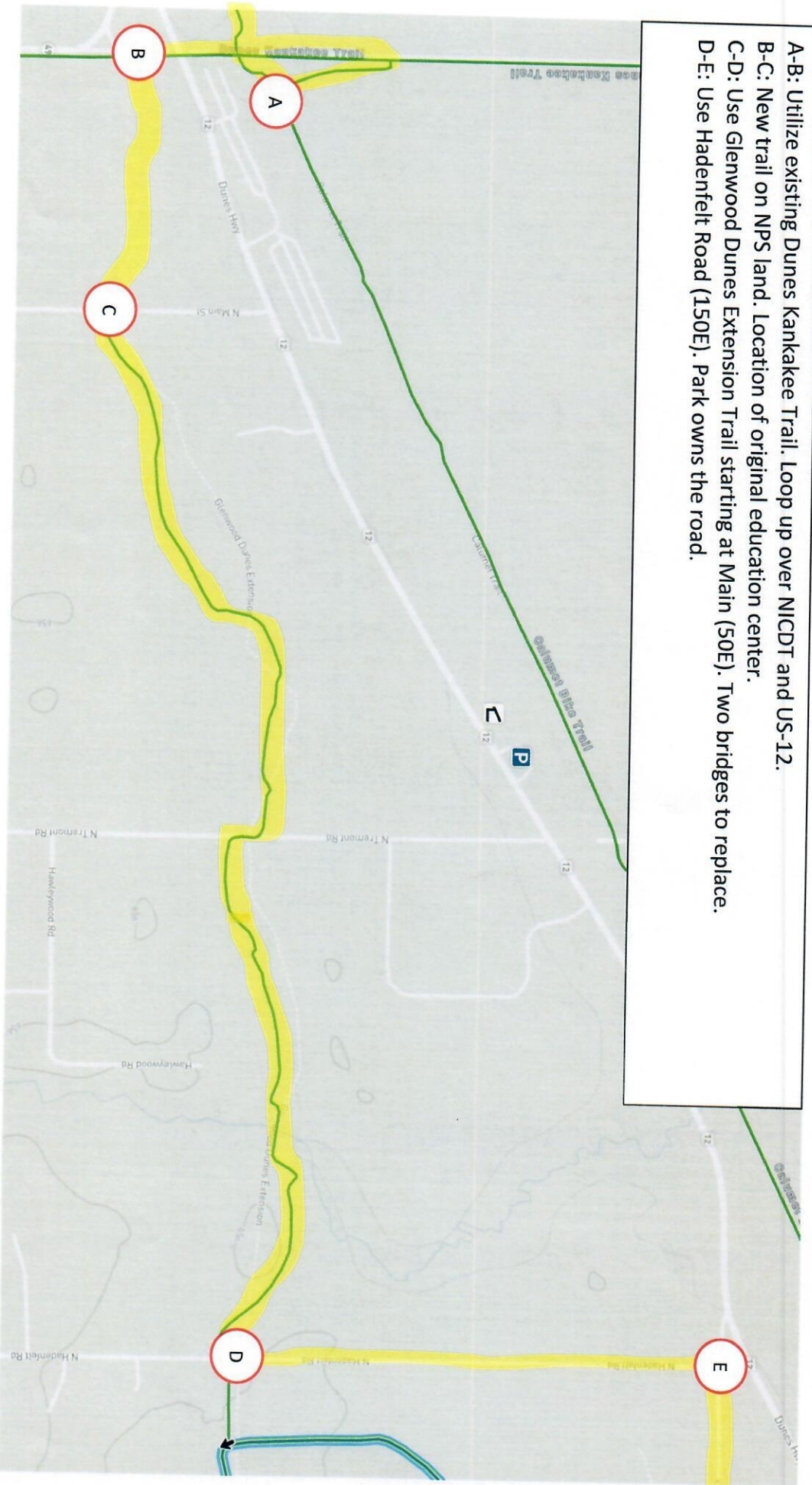
1. Dune Park Train Station to Furnessville Road

A-B: Utilize existing Dunes Kankakee Trail. Loop up over NICDT and US-12.

B-C: New trail on NPS land. Location of original education center.

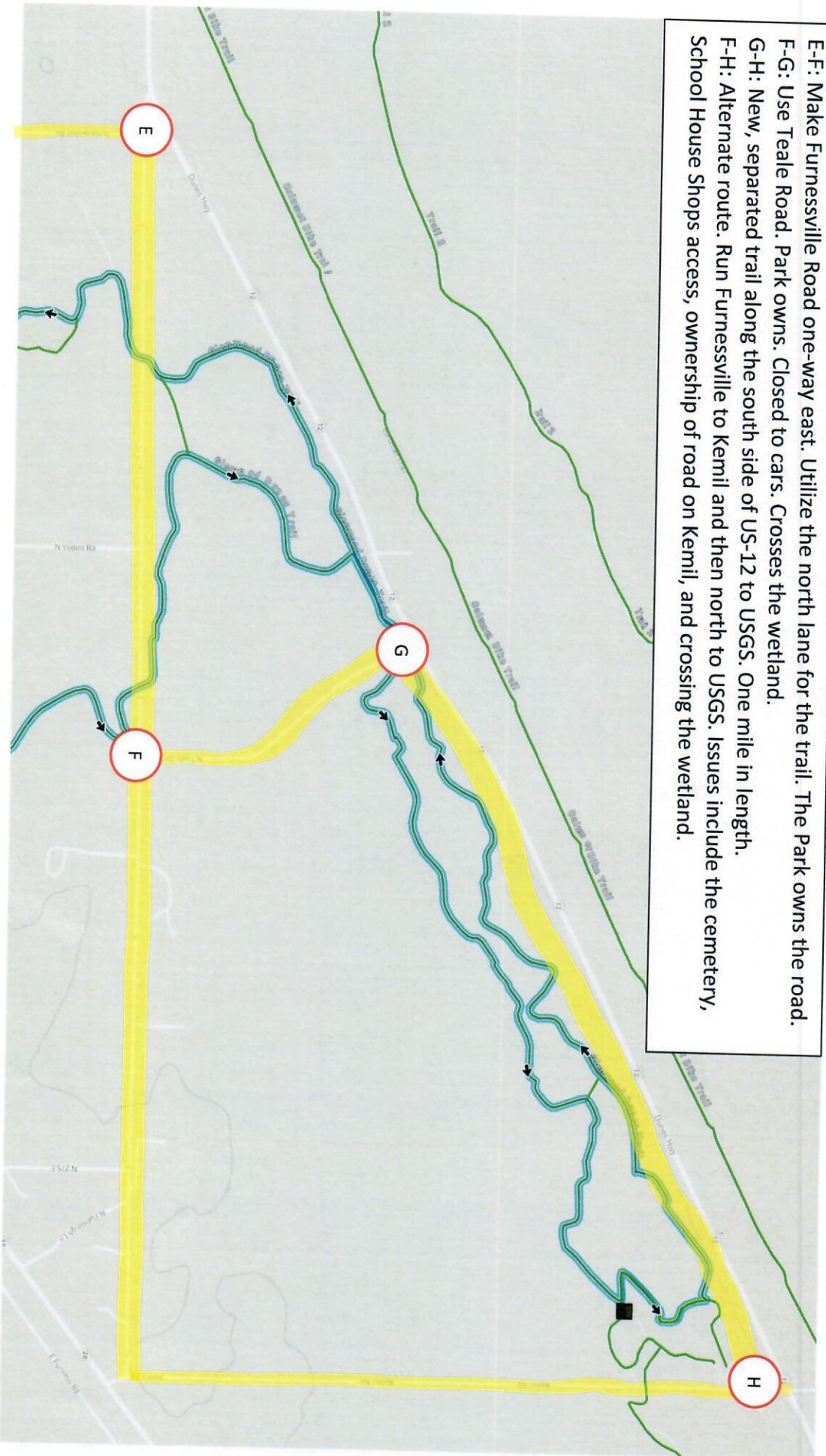
C-D: Use Glenwood Dunes Extension Trail starting at Main (50E). Two bridges to replace.

D-E: Use Hadenfelt Road (150E). Park owns the road.



2. Furnessville Road to USGS (Kemil and US-12)

- E-F: Make Furnessville Road one-way east. Utilize the north lane for the trail. The Park owns the road.
- F-G: Use Teale Road. Park owns. Closed to cars. Crosses the wetland.
- G-H: New, separated trail along the south side of US-12 to USGS. One mile in length.
- F-H: Alternate route. Run Furnessville to Kemil and then north to USGS. Issues include the cemetery, School House Shops access, ownership of road on Kemil, and crossing the wetland.



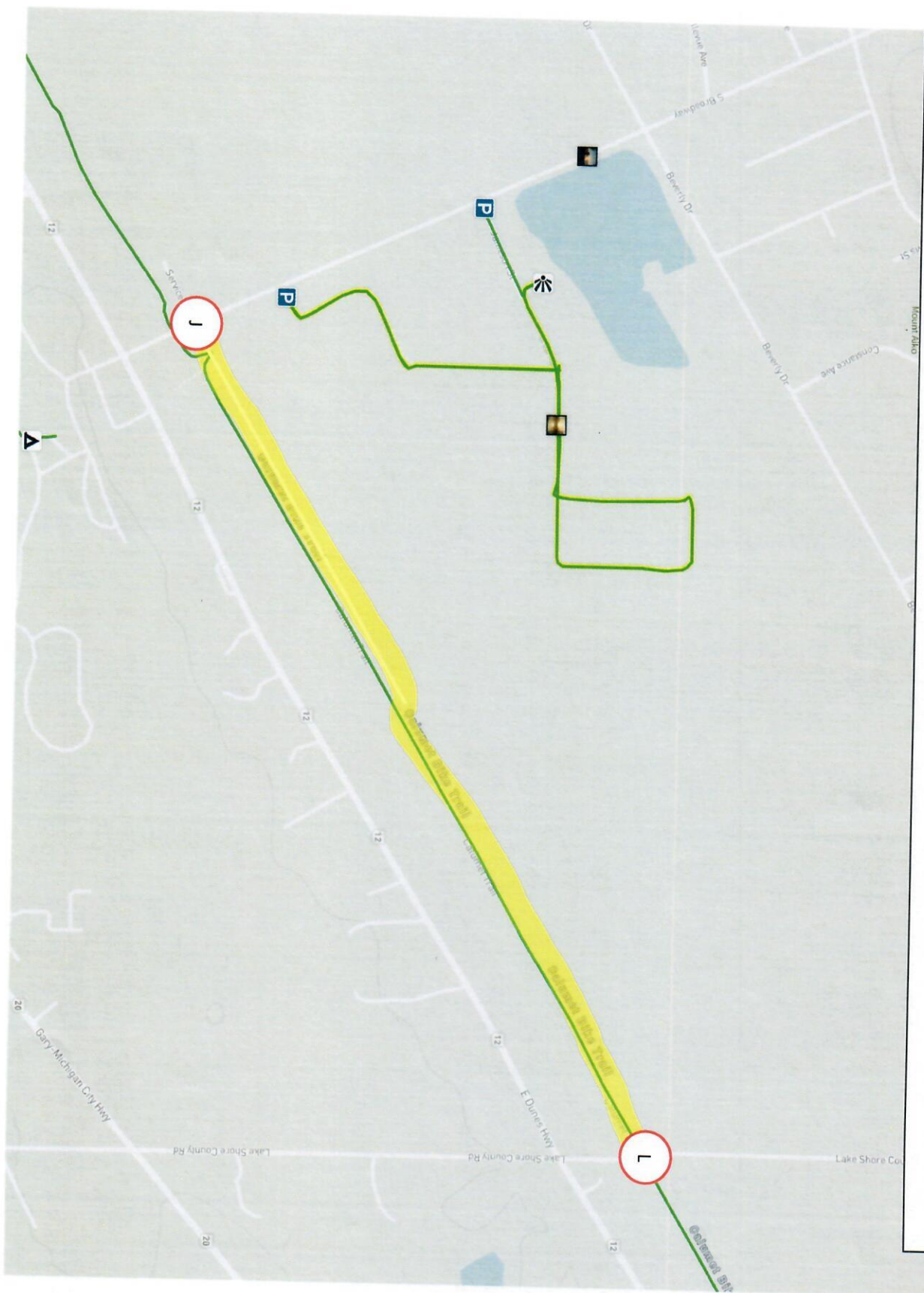
3. USGS (Kemil and US-12) to Broadway (Train Station)

- H-I: Cross to east side of Kemil, cross US-12 and NICTD. Run 200 yards east to Lake Shore Drive. Park Owns. Push to north side of corridor.
- I-J: Run abandoned Service Avenue all the way to Broadway (train station). Park owns. Need one bridge (culvert).
- I-K-J: Alternate route. Run Lake Shore Drive to Beverly Drive. Run Beverly Drive east to Broadway. Run the west side of Broadway to the train station.



4. Broadway (Train Station) to Lake Shore County Road

J-L: Utilize the roadbed of Service Avenue and then run as north as possible along the corridor. Prefer to run on park land. Move it off the existing route.



5. Broadway (Train Station) to Lake Shore County Road

L-M: Run as north as possible along the corridor. Prefer to run on park land. Move it off the existing route.

