

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – August 17, 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

Public Hearing for 116 W. Fairwater, Beverly Shores - Petition Nancy Townsend on behalf of 116 W. Fairwater LLC: Everything was in order. There was no public comment. Attorney Nolan advised Council to adopt an ordinance granting the vacation of the easement.

Approval of Minutes

Approval of July 20, 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.

Approval of minutes of August 5, 2021 Town Council Executive Session minutes: Councilor Malik 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:

12060 / Safin: 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

11921/Uulu: 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

11872/: 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

Police Report – Marshal Clapp gave report. Councilor Malik motioned to approve the use of Town Hall by Marshal Clapp for August 30, 2021, at 7pm for the AED demonstration. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Street Report – Marshal Clapp gave report. The new speed humps for Drexwood have been delivered. PAL paid for a mobile electronic sign that shows driver speed and warns people to slow down. Two problem areas because of erosion have occurred along the lakefront at Lakeview. Ed Bracken will be arranging the work. President Benson will be getting an extension for the special use permit. Councilor Weber mentioned there is another area of erosion at the Shore and 300 block area. Marshal Clapp will visit the area. Clapp also reported that someone had created a walkway down to the beach in that area and reminded residents that is National Park Property. Unauthorized items were removed from the beach area by the NPS. Marshal Clapp reminded everyone to stay off the revetment areas and the roped off areas. Councilor Weber motioned to spend up to \$10,000 for erosion repairs, out of the Bonds, 2020 Series, for areas near Lakeview and Shore. Vice President Loeb seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Ordinances & Resolutions

Ordinance No. 2021-10: An Ordinance Vacating an Easement

Councilor Malik motioned to approve on first reading. 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 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.

Clerk-Treasurer's Report

Consideration of Claims –CT Hundt presented APV registers, noting items that were not in monthly expenses. Councilor Weber motioned to approve the APVs as presented. Councilor Blackburn 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 Weber 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

Dennis Wolter (110 W. Fairwater): Resident reported that his house appears to be leaning toward the new construction at 116 W. Fairwater. He reports that the grade between the houses has become steeper. Vice President Loeb responded she would have Dave Wanger contact him.

Dave Phelps (115 W. Stillwater): Resident inquired as to why the gravel repair over the culvert on Central Ave was never paved over. Representing a group of concerned cyclists, he requests that the Town repair the road or advise as to who is responsible for the repairs. Marshal Clapp answered that part of Central Ave belongs to the National Park Service. Clapp will contact the NPS. Phelps requests the Town Council fully understand where the maintenance dollars are going to come from if Beverly Shores decides to participate and allow bike paths to come thru the community.

Frank Hardwick (219 S. Broadway): reported falling armor stone and rip rap on the beach side of Lakeview.

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: Councilor Weber gave report. There is a CPR and AED class at the fire house on October 17, 2021, from 1-4pm.

Indiana Dunes National Park:: Councilor Blackburn reported there were no meetings.

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: No update.

Garbage can/recycling task force: Councilor Blackburn reported the last day for garbage and recycling pickup from the bins at Town Hall will be September 13, 2021. A letter explaining everything will be going out shortly.

Smith Group progress and tasks: Councilor Weber reported that the core group gave the Smith Group an updated list of priorities. The Smith Group submitted three ideas for the east end.

New Business

President Benson reported meeting with Senator Braun and Paul Labovitz (NPS) regarding erosion solutions.

Written Communications

A request was received for a refund for a building permit application.

Town Council Comment

Vice President Loeb inquired about mask mandates with the increase of the Delta variant. Councilor Blackburn motioned to implement a mask mandate for all Town owned buildings. Councilor Malik seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Councilor Weber reported the Cleveland Cliff's wastewater discharge permit is being renewed. There will be a virtual public meeting on September 1, 2021, at 6pm. Information can be found on the IDEM website.

Councilor Blackburn reporting

Adjourn:

Motion to Adjourn by Councilor Blackburn.

Seconded by Councilor Weber

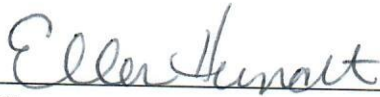
Unanimously approved.

Time: 9:12 p.m.



Town Council President:

Attest:



Clerk-Treasurer
Ellen Hundt