

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 Austra 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 motioned 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 Vlieg, 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.

Jeff R. Ben

Town Council President:

Attest:

Ellen Hundt

Clerk-Treasurer
Ellen Hundt

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – January 26, 2021
Administration Building – 500 S. Broadway

The meeting was called to order at 02:30 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 (joined at 2:32) John Blackburn, Susan Loeb, Matrona Malik (joined at 2:33), 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.

Opening of Bids

One bid was received for each project; crack sealing for multiple roads and resurfacing on Quigley and Oxford. The bid from Rieth-Riley for crack sealing was \$45,435. CT Hundt noted that one road was going to be removed from the project because it is not currently on the road inventory. The bid from Rieth-Riley for road improvements on Oxford and Quigley was \$36,200. Bids cannot be accepted until after the Community Crossings Grant (CCG) has been awarded. Vice President Loeb motioned to take the bids from Rieth-Riley, the \$45,435 for crack sealing and the \$36,200 for repairs to Quigley and Oxford, under advisement and to authorize CT Hundt and Marshal Clapp to pursue the CCG. Councilor Blackburn seconded. The Town's share would come from the MVH Restricted Fund. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Review quotes and approve land surveys of town beach properties

Councilor Weber reported he was able to locate documents with property information. He solicited 3 quotes for surveys. Two companies declined. Thate Surveying/Great Lakes submitted a complete quote. The quote gave prices for Derby and the other 6 beach park properties and East Lake Park [off Beverly Drive by Kintzele Ditch]. Councilor Weber motioned to accept the quote from Thate Surveying for \$1,500 to survey the beach at Derby and for it to be paid from the Cumulative Capital Development Fund (CCD). Councilor Blackburn seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved. There was discussion regarding the costs for surveying different properties and timing with upcoming grants.

Town Council Comment

Marshal Clapp reported the midnight officer, Officer Emmons, was involved in an arrest that resulted in a physical altercation, but he is okay. Clapp thanked the BSVFD for their assistance.

Adjourn:

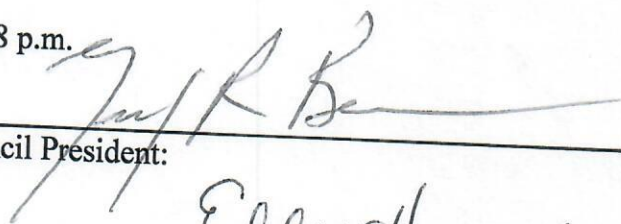
Motion to Adjourn by Vice President Loeb.
Seconded by Councilor Weber.
Unanimously approved.

Time: 02:48 p.m.

Town Council President:

Attest:

Clerk-Treasurer
Ellen Hundt

A handwritten signature in black ink, appearing to be "Jeff R. B...", written over a horizontal line.A handwritten signature in black ink, appearing to be "Ellen Hundt", written over a horizontal line.

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – February 15, 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, and Thomas Weber were present. Also, present: Clerk-Treasurer Ellen Hundt and Marshal Ed Clapp. Matrona Malik and Town Attorney Connor Nolan were 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

Ruth Graff, ABSR requests the following use of Town property:

- 1) Easter Event -April 16, Easter egg stop at side of Fire Station to hunt eggs (like last year). 1:00-2:00pm.*
- 2) Garden & Art Walk- June 11 use of Admin Building from 8:00am-4:00pm for map pick up & registration*
- 3) Necktie 5K Run -Friday, June 17 use of Admin Building from 5:15 - 7:15pm for packet pick up.*

CT Hundt requested for Ruth Graff. Vice President Loeb motioned to approve requests as presented. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Weber = yea. Unanimously approved. Benson reminded everyone there may still be COVID19 protocols in place.

Approval of Minutes

Approval of January 18, 2022 Council Meeting minutes

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

Approval of January 26, 2022 Council Meeting minutes

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

Report of Police & Street Departments

Violation Report: Nothing to report.

Police Report – Marshal Clapp gave report.

Street Report – Marshal Clapp gave report

Ordinances & Resolutions

Resolution of Appreciation for James "Jim" Morrow

Vice President Loeb motioned to approve the resolution as presented. Councilor Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Weber = yea. 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 Blackburn seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = 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 the APVs as presented. Councilor Weber seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Weber = yea. Unanimously approved.

Approval of the 2021 Annual Financial Report (AFR) and Capital Assets Explanation: Councilor Blackburn motioned to approve as presented. Vice President Loeb seconded. There was a roll call vote. Benson = yea Loeb = yea. Blackburn = yea. Weber = yea. Unanimously approved.

Public Comment

None.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: No meeting.

Park Board: Park Board President 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: Nothing to report.

Indiana Dunes National Park: Nothing to report.

Plan Commission: Councilor Weber gave report.

NIRPC: Nothing to report.

Depot Museum & Gallery: There was discussion about internet at the Depot and Community House. President Benson stated that these organizations were not governmental agencies. It was determined that the Town's budget cannot support non-governmental entities.

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 2021 Q4 reporting was approved. The Smith Group continues to work on tasks. Nancy Ide, a resident from the East End and Dave Wagner, as building commissioner, met virtually with Smith and members of the Core Group to discuss their concerns about ongoing coastal vulnerability, safety and aesthetics on the East End.

ARPA Plan: No update.

New Business

Vice President Loeb asked the Council to think about what three things they should be focused on in 2022. There was discussion about the comprehensive plan, possible grants, fund raising, and the TDD district.

Written Communications

CT Hundt read a letter from Carl Reed who presented a framed copy of the Porter County Commissioner's official minutes from January 2, 1947, that established the Town of Beverly Shores.

Town Council Comment

None.

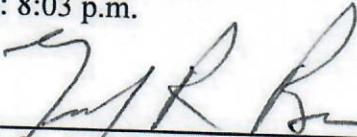
Adjourn:

Motion to Adjourn by Councilor Weber.

Seconded by Councilor Blackburn.

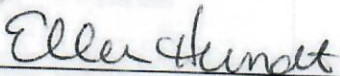
Unanimously approved.

Time: 8:03 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – March 15, 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, Matriona Malik, and Thomas Weber were present. Also, present: Clerk-Treasurer Ellen Hundt and Town Attorney Connor Nolan. Marshal Ed Clapp attended virtually.

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

None.

Approval of Minutes

Approval of February 15, 2022 Council Meeting minutes

Councilor Malik motioned to approve the minutes as presented. Councilor Blackburn seconded. Unanimously approved.

Report of Police & Street Departments

Violation Report: Nothing to report.

Police Report – Marshal Clapp gave report. A new part-time officer has been hired.

Street Report – Marshal Clapp gave report. He reported new “No Parking” signs are being installed on Lake Front. Resident Kevin Fitzgerald, 310 E. Ripplewater, asked about the possibility of opening up east Lake Front so to have access to Central Beach. There was discussion about what would have to be done. Marshal Clapp will research what the agreement was about the chaining off of the road with NPS.

Ordinances & Resolutions

The Public Hearing for 2022-01 Additional Appropriation for Multiple Funds was opened at 7:12pm. CT Hundt explained that these are home ruled funds that require permission to spend in 2022 as they were not part of the budget revenues due to unknown fund balances for the end of the year. The funds included in the ordinance were: Park Donation Non-Reverting, Law Enforcement Con't Ed, Police Donation, Green Space, and Gift. There was no public comment. Vice President Loeb motioned to close public comment. Councilor Weber seconded. Unanimously approved. There was no Council comment. Vice President Loeb motioned to close the public hearing. Councilor Weber seconded. Unanimously approved. Vice President Loeb motioned to approve on first reading. Councilor Blackburn seconded. Unanimously approved. Councilor Weber motioned to consider on second reading during the same meeting as it was

introduced. Vice President Loeb seconded. Unanimously approved. Councilor Malik motioned to adopt ordinance. Councilor Weber 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 Weber 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.

Consideration of Claims for Bonds, 2020 Series: Vice President Loeb motioned to approve the APVs as presented. Councilor Weber seconded. Unanimously approved.

Public Comment

None.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: No meeting.

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: Chief Andy Himan was recognized for his 50 years of service. Bill Richardson, Steve Meyer, and Beth Janssen were recognized as lifetime members. The fire department is still looking for new members.

Indiana Dunes National Park: Councilor Weber reported that he and Councilor Blackburn met with the NPS on 03/14/22. They discussed beach access at Derby. The NPS would like to be involved with that project. There is now beach access at Lakeview. NPS would like to put in camping sites on old house sites east of Central. NPS to present MOA to Council at later date. President Benson reported he learned that the funds that were thought to have been moved from the lakeview projects to Portage were not, the NPS still has funds to repair ADA access.

Plan Commission: Councilor Weber gave report.

NIRPC: Nothing to report.

Depot Museum & Gallery: Councilor Blackburn gave report.

Unfinished Business:

AV equipment purchase and installation: CT Hundt gave update.

Report on re-vegetation project on shoreline; consider methods to deter trampling of new plantings: CARDNO shored up fencing along the lake front.

Garbage can/recycling task force: Councilor Blackburn reported that is has been 6 months without issues. Marshal Clapp reminded residents to lock the dumpster after use.

Smith Group progress and tasks: Vice President Loeb reported Smith Group is working on the next phase of the project. They will meet with Smith Group next week.

ARPA Plan: No update to the Town's plan has been made. CT Hundt and Assistant Bagnall will attend webinar next Monday regarding the Treasury's updates and final rule.

New Business

NPS request for emergency water hookup for Kemil Rd Parking lot & Water pits for Windsor: The NPS requested the Town Council waive the tap-in fees of \$18,000 for Kemil and allow them to also drop water pits at the houses on Windsor. This would require extension of the water main from Dunbar to Kemil and then south on Kemil to the parking lot. There was much discussion. Benson, Blackburn, and Weber voiced support due to public safety and general benefits to the public. Loeb stated the letter was presumptuous and voiced concern regarding the timing request, why there is an emergency, and the reason why NPS wants fee waived. Loeb stated there are too many unanswered questions. Councilor Blackburn motioned to waive the tap-in charge for the request made to provide water down to Kemil Road, with the two (2) meter pits being installed at Meyer House and Lustrom House. Councilor Weber seconded. There was more discussion. Councilor Malik stated that for a town of this size to waive an \$18,000 fee for the NPS does not sit well with some of the residents she to whom she has spoken. There was a rollcall vote. Benson = yea. Loeb = no. Blackburn = yea. Malik = no. Weber = yea. The motion passed 3:2.

Reconsider and take appropriate action on current Town Council-approved COVID-19 restrictions relating to mask wearing and virtual meeting: Governor Holcomb has rescinded his emergency declaration. There was discussion regarding COVID protocols in Town Hall. Marcia Metzcus, ABSR, asked whether organizations can begin using Town Hall again. It was determined that Town Hall is open to be used by other organizations. Masks will be required to be in Town Hall.

Written Communications

CT Hundt read comments from Frank Hardwick, 219 S. Broadway, and Scott Vliek, 21 S. Beach, regarding the NPS's request about waiving the tap-in fee.

Town Council Comment

Councilor Malik thanked Linda Wagner for raising \$35,000 for the Rebora stairs, Evelyn Hoffman for raising \$32,000 for the Palmer Ave stairs, Linda Kurtos for obtaining a private donation of \$30,000 for the tennis court, and Adam Peterson for more than \$35,000 for the grant for the Administration Building work. Also, Donna Norkus for her accounting assistance when the Town needed it. Additionally, Greg Brown, who continues to donate his time, saving the Town thousands of dollars in tree removal expenses.

Vice President Loeb acknowledged Joan Crepeau for her grant application work.

Vice President Loeb asked if the Council was going to act on the comments made by Kevin Fitzgerald regarding the opening of the east end of Lake Front. There was discussion regarding what would have to be done. There are many issues that would have to be considered regarding parking and access.

Adjourn:

Motion to Adjourn by Councilor Weber.

Seconded by Vice President Loeb.

Unanimously approved.

Time: 8:37 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt

Ordinances & Resolutions

Flood Damage Prevention Ordinance for FEMA and IDNR: There was discussion about the history of flood ordinances. Beverly Shores is not on the flood map, but the Town needs to have an ordinance for FEMA requirements. Attorney Nolan to have ordinance prepared for next meeting.

Resolution 2022-01: Resolution of the Town Council of the Town of Beverly Shores, Indiana, Concerning Authorization for Execution of INDOT Agreements: Attorney Nolan explained the INDOT requirement of reporting the authorized signer of INDOT documents. The Town Council President will have the authority to sign INDOT documents. Councilor Weber motioned to adopt Resolution 2022-01 which would authorize the Town Council President to be the signatory for INDOT matters, including Community Crossing Grant matters. 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 register, noting items that were not monthly expenses. Vice President Loeb 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 the APVs as presented. Councilor Weber seconded. Unanimously approved.

Public Comment

None.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: No meeting.

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 Firemen's Ball will be held on July 2nd.

Indiana Dunes National Park: There was no formal meeting.

Plan Commission: Councilors Blackburn and Weber gave report.

NIRPC: Nothing to report.

Depot Museum & Gallery: Councilor Blackburn gave report. The Depot is opening for the season on May 13, 2022. There was discussion about the responsibility of maintenance and repairs. Councilor Blackburn will reach out to NICTD.

Unfinished Business:

AV equipment purchase and installation: No update.

Report on re-vegetation project on shoreline; consider methods to deter trampling of new plantings: Nothing to report.

Smith Group progress and tasks: Vice President Loeb reported filing of 2022 Q1 has been done. Grant money received to date is approximately \$36,000.

ARPA Plan: There was discussion about how to spend the money. Council will continue to draft plan and begin to prioritize projects.

New Business

Reconsider and take appropriate action on current Town Council-approved COVID-19 restrictions relating to mask wearing and virtual meetings: No changes were made at this time.

Memo Of Agreement with NPS re: Carolina Ave Campsites: Marshal Clapp wants clarification on whether 911 will work in that area. Attorney Nolan suggested the agreement include indemnifying the Town from any injury or damage while on Town owned roads. Modifications will be presented to NPS, and MOA will be reviewed at next meeting.

Possible IDEM Beach monitoring grant approval (if received): Not received.

Written Communications

1 E. Dunes Highway Grand Opening Community Open House May 12th 4:30 – 6:30 with a Ribbon Cutting ceremony at 5:30.

Town Council Comment

None.

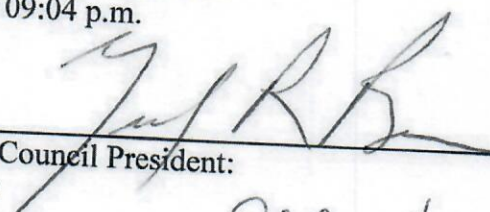
Adjourn:

Motion to Adjourn by Councilor Weber.

Seconded by Vice President Loeb.

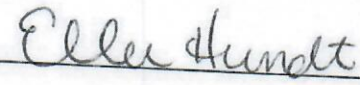
Unanimously approved.

Time: 09:04 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – May 17, 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 (attended virtually), Susan Loeb, Matrona Malik, and Thomas Weber were present. Also, present: Clerk-Treasurer Ellen Hundt, Town Attorney Connor Nolan, and Marshal Ed Clapp.

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

None.

Approval of Minutes

Approval of April 19, 2022, Council Meeting minutes

Councilor Weber motioned to approve the minutes as presented. Councilor Malik 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: Nothing to report.

Police Report – Marshal Clapp gave report. Clapp requested to start process of purchasing a new police vehicle. Vice President Loeb motioned to authorize Clapp to start investigating and assembling information with the goal towards purchasing another police vehicle and report back. 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. Clapp reported that he and Ed Bracken look at the ditch that runs from Myrtle south along Idler. There is no change in elevation, so the water does not flow easily.

Ordinances & Resolutions

Ordinance 2022-02 An Ordinance of the Town of Beverly Shores, Indiana, Amending Ordinance 2021-12 The 2022 Salary Ordinance for the Town of Beverly Shores, Indiana: Vice President Loeb 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. 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 Weber seconded. There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Ordinance 2022-03 An Ordinance of the Town of Beverly Shores Town Council Amending Ordinance 2021-07 Establishing the ARP Coronavirus Local Fiscal Recovery Fund (2407 formally 176): Councilor Weber 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 Weber 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 Weber 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.

Resolution 2022-02 Resolution of the Town Council of Beverly Shores Transferring Funds: 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.

Clerk-Treasurer's Report

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

Public Comment

None.

Reports from Committees/Liaisons:

ADA progress: Councilor Malik reported the opening of a Nurse's Closet that will be open to residents needing mobility equipment during rehabilitation. Donations are being accepted; walkers must be foldable.

Greenspace Committee: Vice President Loeb gave report.

Park Board: Councilor Malik gave report.

Building & Building Site Committee: No meeting.

Board of Zoning Appeals: No Meeting

Capital Planning Committee: No Meeting.

Fire & Emergency Management: Councilor Weber there are two new members of the BSVFD.

Indiana Dunes National Park: Nothing new to report.

Plan Commission: Councilors Weber gave report.

NIRPC: Nothing to report.

Depot Museum & 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: Nothing to report.

Smith Group progress and tasks: Vice President Loeb reported is a meeting in June with NPS and Smith Group. Smith Group to do presentation at July Town Council meeting. Randy Jonas, 837 E. Lake Front reported the urgency of safety precautions on the east end.

ARPA Plan: There was further discussion about how to spend the money.

New Business

IDEM Beach monitoring grant approval: Councilor Weber motioned to approve the grant. Councilor Malik seconded. There was a roll call vote. Benson recused himself. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Beach monitor contracts with Benson: Councilor Weber motioned to approve the agreement with Geof Benson. Councilor Malik seconded. There was a roll call vote. Benson recused himself. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Beach monitor contracts with Microbac: Councilor Weber motioned to approve the agreement with Microbac. Vice President Loeb seconded. There was a roll call vote. Benson recused himself. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Benson Conflict of Interest statement: Benson reported he signed and submitted the conflict-of-interest statement.

Written Communications

Council received written communication from Donna Norkus, 821 E. Lake Front inquiring about a solution to the issue on the East End.

Town Council Comment

Councilor Blackburn reported he and Weber will be meeting with Lake Michigan Coastal Program's Coastal Hazard Resiliency work group. Blackburn reported he is attending the County's Redevelopment Authority's Transit District Development steering committee meeting.

President Benson requested an Executive Session. An Executive Session was scheduled for May 25, 2022 at 7pm.


Adjourn:

Motion to Adjourn by Councilor Malik.

Seconded by Councilor Weber.

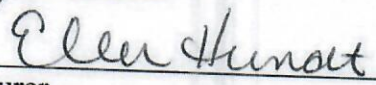
There was a roll call vote. Benson = yea. Loeb = yea. Blackburn = yea. Malik = yea. Weber = yea. Unanimously approved.

Time: 08:20 p.m.



Town Council President:

Attest:



Clerk-Treasurer
Ellen Hundt

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – June 7, 2022
Administration Building – 500 S. Broadway

The meeting was called to order at 9:00 a.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, and Matrona Malik (attended virtually) were present. Also, present: Clerk-Treasurer Ellen Hundt and Marshal Ed Clapp. Thomas Weber and Town Attorney Connor Nolan were absent

Awarding of Crack Sealing Bids

Vice President Loeb motioned to award to Reith Riley the contract for the Community Crossings Grant in the amount of \$43,935 and have it paid from the MVH Restricted fund (2203). Councilor Blackburn seconded. Unanimously approved. Vice President Loeb motioned to move the MVH Restricted funds to the Local Road & Bridge Matching Grant Fund (2405). Councilor Blackburn seconded. Unanimously approved. Councilor Malik made a friendly amendment that \$10,983.75 is the amount being transferred to Fund 2405. Unanimously approved.

Town Council Comment

VP Loeb will be out next week and unable to respond if anything comes up.

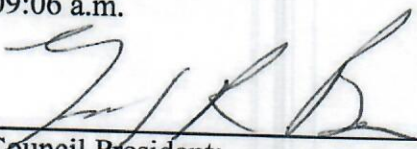
Adjourn:

Motion to Adjourn by Councilor Malik.

Seconded by VP Loeb.

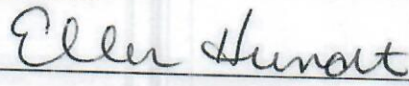
Unanimously approved.

Time: 09:06 a.m.



Town Council President:

Attest:



Clerk-Treasurer
Ellen Hundt

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – June 21, 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.) Teams was delayed due to technical difficulties.*

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

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

Friends of Beverly Shores: donation of new folding chairs for Town Hall: Linda Wagner and Sally Bagnall requested the Council to accept donation of new chairs for Town Hall as well as removal of the old chairs. Councilor Malik motioned to accept the donation. Vice President Loeb seconded. Unanimously approved.

Dunes Women's Club: request for air conditioning at Community House: Linda Wagner requested permission from Council to put in a window air-conditioning unit in the Community House. The Dunes Woman's Club and the Friends of Beverly Shores will pay for the unit. Councilor Malik motioned to approve. Council Blackburn seconded. Unanimously approved.

Approval of Minutes

Approval of May 17, 2022, Council Meeting minutes

Councilor Malik motioned to approve the minutes as presented. Councilor Weber seconded. Unanimously approved.

Approval of June 07, 2022, Council Meeting minutes

Councilor Malik motioned to approve the minutes as presented. Councilor Weber seconded. Unanimously approved.

Report of Police & Street Departments

Violation Report:

12272/Fortune Fish Company: Councilor Malik motioned to deny appeal. Councilor Blackburn seconded. There was discussion. Unanimously approved.

12479/Farley: Councilor Weber motioned to deny appeal. Councilor Blackburn seconded. Unanimously approved.

Police Report – Marshal Clapp gave report.

Street Report – Marshal Clapp gave report. Clapp requested permission to remove the tree near 35 W. Service Ave. The tree is dead and poses a threat to 35 W. Service Ave and the Community House. President Benson suggested Clapp reach out to NIPSCO, as they once wanted to remove

the tree, but the Town did not want it taken down. Councilor Malik motioned to allow Marshal Clapp to get bids for tree removal if NIPSCO does not agree to remove the tree. Councilor Weber seconded. Unanimously approved. Marshall Clapp encouraged residents to remove brush that is in the Town's right of way. Councilor Malik brought up utilizing the ARPA funds for paying hazard/bonus pay to the police. Councilor Malik motioned to authorize a onetime payment from the ARPA funds for hazard pay to the police officers in the amount of \$11,401. President Benson seconded. ARPA funds total approximately \$136,000. There was discussion and review of the spreadsheet prepared by Marshal Clapp. Unanimously approved.

Ordinances & Resolutions

None.

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 Blackburn 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.

Consideration of Claims for Bonds, 2020 Series: Vice President Loeb motioned to approve the APVs as presented. Councilor Blackburn seconded. Unanimously approved.

Public Comment

None.

Reports from Committees/Liaisons:

ADA progress: Councilor Malik gave report.

Greenspace Committee: Vice President Loeb gave 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 gave report.

Indiana Dunes National Park: Councilors Blackburn and Weber gave report.

Plan Commission: Councilors Weber gave report.

NIRPC: Nothing to report.

Depot Museum & 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: Nothing to report.

ADA progress: Councilor Malik gave report.
Greenspace Committee: Vice President Loeb gave 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 gave report. Councilor Weber motioned to get quotes for pavement repair in front of firehouse. Councilor Blackburn seconded. Unanimously approved. Councilor Weber motioned to get quotes for gutter/downspout repair for southwest side of firehouse. Councilor Blackburn seconded. Unanimously approved.
Indiana Dunes National Park: Councilors Blackburn and Weber gave report. The waterline to Kemil has been delayed. NPS has plan for the corner of Kemil and Lake Front but has not presented it to the Marshal yet. Lakeview improvements, including ADA access, was discussed. MOA for campsites on Carolina Ave have been delayed due to indemnification clause. Councilor Blackburn will discuss other options with NPS>
Plan Commission: Councilors Weber 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): Previously discussed.
Carolina Ave Campsite MOA with NPS progress: Previously discussed.
AV equipment installation: Frank Hardwick is meeting with AV installer on July 21, 2022.
Smith Group progress and tasks: Vice President Loeb reported she is working on final report.
ARPA Plan : There was discussion about giving money to the BSVFD for turnout gear.
Clarification of Heritage Trail signage permissions & plan: President Benson stated there is no clear communication regarding the number, size, or placements of signs. There have been unapproved signs installed in areas not on original list. Councilor Blackburn will get a final list from Ed Kleese.
Fix for Admin Building floor slope: No update.

New Business

Is leaf pickup sustainable: CT Hundt reported last years' leaf pickup was twice as much as what was budgeted. There is no way to determine costs each year. After Town Council discussion it was determined this service was unsustainable. CT Hundt to send out email to notify residents.
Memorandum of Understanding with Porter County Elections & Registration: Attorney Nolan recommended changes. President Benson to send change requests.
Permission to request quotes for gutter repair on Admin Building: Previously discussed.

Written Communications

None.

Town Council Comment

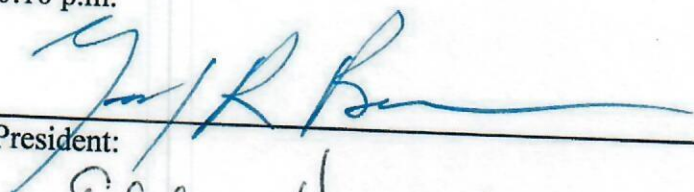
None.

Adjourn:

Councilor Malik motioned to adjourn.

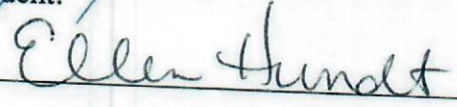
Vice President Loeb seconded.

Adjourned at 10:10 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt

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 Reborn 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

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – September 20, 2022
Administration Building – 500 S. Broadway

The meeting was called to order at 7:08 p.m. and began with the Pledge of Allegiance. *(This meeting was a hybrid meeting and broadcasted live via Microsoft Teams and was recorded.) (The Teams meeting connected at 7:27 p.m. due to technical difficulties.)*

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

BZA appointment, Plan Commission appointment

President Benson appointed David Phelps to the Plan Commission and recommended Erik Olson to the BZA as the resident member. Vice President Loeb motioned to appoint Erik Olson to the BZA. Councilor Blackburn seconded. There was discussion about term dates and other resident interest. Clarification was required to move forward. Vice President withdrew her motion. Councilor Blackburn withdrew his second. Council to research information and will discuss further at next month's meeting.

Public Presentations

Ed Kleese, Depot, request to use Town Hall for showing the documentary, "Erosion" on October 15, 2022, 1 - 5pm and October 16, 2022, 1 - 5pm: There was discussion regarding the approved use of Town Hall and covid safety. The use of the Community House was recommended as the more appropriate venue, as well as other buildings. There was a roll call vote. Benson = no. Loeb = yes. Blackburn = yes. Malik = no. Norkus = no. The request was denied 3-2.

Rosemary & Alan Bell request re: Quiet Community Designation: There was discussion about what the designation implied. The Bells agreed to send in the first request with the Town Council's consensus. Further information will be gathered as to what comes next and if any further action is needed.

Becky Mateja Lombardini, Candidate for Porter County Council, introduced herself with a short bio.

Public Hearing and First Reading of the 2023 Budget and Salary Ordinances
Ordinance No. 2022-11 2023 Budget

The Public Hearing for the 2023 Budget was opened at 8:02 p.m. There were no comments or questions from the public. The Council asked for a few clarifications that were answered by CT Hundt. Councilor Malik motioned to close the Public Hearing. Councilor Norkus seconded. Unanimously approved. The public hearing was closed at 8:04 p.m.

Ordinance No. 2022-12 2023 Salary Ordinance

The Public Hearing for the 2023 Salary Ordinance was opened at 8:05 p.m. There were no comments or questions. Councilor Malik motioned to close the Public Hearing. Councilor Norkus seconded. Unanimously approved. The public hearing was closed at 8:08 p.m. There was no action taken on the ordinances.

Approval of Minutes

Approval of August 16, 2022, Council Meeting minutes

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

Report of Police & Street Departments

Violation Report:

12513/Flora: Councilor Malik motioned to deny appeal. Councilor Norkus seconded. Unanimously approved.

12661/Scartozzi: Councilor Malik motioned to approve the appeal. Vice President Loeb seconded. There was a discussion regarding handicapped accessible parking spaces. Councilor Blackburn stated that the offender still parked in a Beverly Shores parking permit only lot. There was a roll call vote. Benson = no. Loeb = no. Blackburn = no. Malik = yes. Norkus = no. Vice President Loeb motioned to deny the appeal. Councilor Blackburn seconded. The motion passed 4-1.

Police Report – Marshal Clapp gave report. The new Police car was financed, and delivery should be in upcoming week. Clapp commended Officer Emmons for his assist in a cardiac event case.

Street Report – Marshal Clapp gave report. Signature Lawns will be removing downed trees in town right-of-way. The expected cost is approximately \$8,000. INDOT began resurfacing the area near Highway 12 and Beverly Dr. The sink hole on west Beverly has been filled again.

Ordinances & Resolutions

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 (Second Reading) Councilor Norkus motioned to approve on second reading. Councilor Malik 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, 4 bank reconciliations, and payroll reports. Council Blackburn will sign off on reports.

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

CT Hundt requested to purchase 2 new laptops: one for the CT and one for the Building Commissioner. Councilor Malik motioned to approve the purchase of 2 new laptops, up to \$4,000, and to be paid from the LIT Fund. Councilor Blackburn seconded. Unanimously approved.

CT Hundt reported the sloping floor repair in the Administration Building is almost complete. The DWC quilt had to be removed from the wall. There was discussion regarding whether to put it back up or remove it. The glass covering cannot be removed from the building in one piece. CT Hundt to contact Carol Ruzik to gain her opinion as she is on the quilt as the coordinator.

Public Comment

Paula Tillman requested the Street Superintendent to look at Alyce Ave because of the deep grooves that are forming in the gravel. Street Superintendent Clapp reported that he is aware of the issue.

Reports from Committees/Liaisons:

ADA progress: Councilor Malik gave report.

Greenspace Committee: No meeting.

Park Board: Councilor Malik gave report.

Building & Building Site Committee: No meeting.

Board of Zoning Appeals: No Meeting

Capital Planning Committee: No Meeting.

Fire & Emergency Management: The BSVFD received a FEMA grant. Larry Silvestri is almost done with training. Joe Pantuso is newest member. Vice President Loeb reported there is a leak in the roof at the fire house. Marshal Clapp and Dave Wagner reported a leak in Town Hall as well. Vice President Loeb motioned to allow Dave Wagner to go out for bids for both leaks. Councilor Norkus seconded. Unanimously approved.

Indiana Dunes National Park: Councilor Blackburn reported the new task force is meeting with the NPS on October 4, 2022, at 11 a.m. The Beverly Shores group are scheduled to meet on Wednesday, September 21, 2022.

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 (wanted by Sept 30, 2022: INDOT is still working on. The estimated cost to INDOT to redo the area is \$600,000.

Carolina Ave Campsite MOA with NPS progress: Will be discussed at the October 4th meeting.

AV equipment installation: Benson reported bracket search continues as well as finding a contractor to install.

Smith Group progress and tasks: Vice President Loeb reported Smith Group is working on final report.

ARPA Plan: There was discussion to give \$11,400 to the Beverly Shores VFD. CT Hundt reported a MOU must be done if money is given to BSVFD. Councilor Norkus reported there is a process in the Municipal Code for money requests from the BSVFD.

New Business

Assign Council Member to work on 2022 Pavement Asset Management Plan: Councilor Malik volunteered to work on Plan.

Written Communications

President Benson reported having received communications regarding nose, leaf pickup, driveways, and leaf blowers.

Town Council Comment

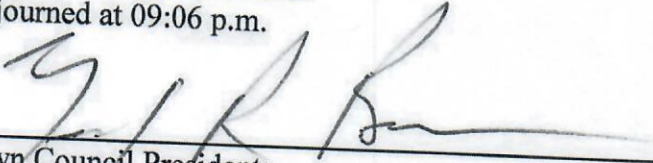
Councilor Norkus requested that all remaining ARP funds be committed to lakefront restoration pending recommendations from Smith Group,

Adjourn:

Councilor Malik motioned to adjourn.

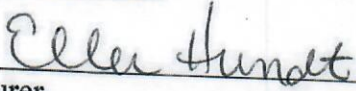
President Benson seconded.

Adjourned at 09:06 p.m.



Town Council President:

Attest:



Clerk-Treasurer
Ellen Hundt

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – November 15, 2022
Administration Building – 500 S. Broadway, Beverly Shores, IN

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, Marshal Ed Clapp, and 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

Mike McCurdy, 41 S. Oval, re: Ordinance 2021-09. Mike stated the last two zoning changing ordinances should be reversed as they are taking away property rights of residents. He further stated the Building & Building Site Committee should not be allowed to issue permits and the Town should follow its Comprehensive Plan instead. He stated the people who sit on the Building & Building Site Committee are not qualified.

Approval of Minutes

Approval of October 18, 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: Nothing to report

Police Report – Marshal Clapp gave report.

Street Report – Marshal Clapp gave report. He reported no progress with getting assistance with downed tree removal with other municipalities. He did receive a verbal quote of approximately \$3,000 a day from Justin's Tree Service. He explained that the free trial of cloud storage expires in December for the speed sign, currently on Broadway. It is \$500 a year or \$1200 for 3 years. He stated the value of having the cloud storage was for statistics.

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

Clerk-Treasurer's Report

CT Hundt requested Council ratify President Benson's approval of spending an additional \$2006.70 from General Fund - Other for floor repair. Councilor Malik motioned to approve. Vice President Loeb seconded. Unanimously approved.

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 Blackburn seconded. Unanimously approved. CT Hundt also presented the Fund, Revenue, Appropriation 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 the APVs as presented. Councilor Blackburn seconded. Unanimously approved.

Public Comment

John Mackin, 204 S. Quigley. John stated the price the Park Board reported is required to raise for the stairs at Shore has been overstated. He will do his own research and report his findings.

Kestutis Jodwalis, 20 S. Pleasant. Kestutis shared his experience with the Building & Building Site Committee. He stated he was treated unfairly, and that the Committee is obstructing building in Town.

Dave Wager (Building Commissioner), 603 E. North Forest. Dave responded to the criticism of the Building & Building Site Committee. He stated their decisions are fair and each member is very accommodating to residents. He stated one of the problems lies in residents not attending meetings until the process of change is over. He advised residents should pay closer attention to the important issues in Town such as revenue needed to pay for the police department.

Glenn Clarke, 712 E. Wilson. Glenn shared his experience with the Building & Building Committee.

Debbie Kleban, 419 E. Lake Front. Debbie echoed Mike McCurdy's thoughts that the zoning changes are slowly chipping away at resident's rights. Additionally stated that talking to the Plan Commission felt combative.

Kim Wellman, 37 S. Lake Shore County Rd. Kim stated she researched other municipalities and could find none that allowed other groups to use Town Halls. She stated the Community House was better for social events.

Saundra Linn, 807 E. Vera. Saundra suggested Town talk to residents with past building permits for opinions about their process going through the Building & Building Site Committee.

Paul Kleinaitis, 37 E. Stillwater. Paul asked what was going to happen to the speed radar sign. Marshal Clapp responded that the sign is the Towns, but a contract is required for cloud storage.

Town of Beverly Shores
TOWN COUNCIL MEETING MINUTES – December 20, 2022
Administration Building – 500 S. Broadway, Beverly Shores, IN

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, Matriona Malik, and Donna Norkus were present. Also, present: Clerk-Treasurer Ellen Hundt, Marshal Ed Clapp, and Attorney Connor Nolan. Susan Loeb 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

~~John Cannon, NWI Outreach Representative, Office of Attorney General Todd Rokita~~
Rescheduled for January meeting.

Approval of Minutes

Approval of November 15, 2022, Council Meeting minutes

Councilor Malik motioned to approve the minutes as presented. Councilor Blackburn seconded. Unanimously approved.

Report of Police & Street Departments

Violation Report: Nothing to report

Police Report – Marshal Clapp gave report. Clapp requested to waive payment required for missing fuel receipts. President Benson suggested making a signed receipt. Fuel charges are given in detail on invoice. CT to check with SBOA as to whether receipts would be required if details are on invoice.

President Benson read a prepared letter of commendation from Marshal Clapp for William Reshkin. Reshkin is a Beverly Shores Officer who prevented an armed robbery at Porter Bank, Pines Branch. Jacqueline Ruge-Perkins, President of Porter Bank, was there to thank him. Reshkin received a standing ovation.

Street Report – Marshal Clapp gave report. The Town was awarded the CCG 2022-02 grant. Councilor Malik motioned to allow Clapp to accept the bid from Rieth-Riley in the amount of \$43,150. Councilor Norkus seconded. Unanimously approved. The CCG2023-01 grant application process opens January 2, 2023. Councilor Malik motioned to allow Clapp to go out for bids. Councilor Norkus seconded. Unanimously approved.

Ordinances & Resolutions

ORDINANCE NO. 2022-14 AN AMENDMENT TO THE 2023 SALARY ORDINANCE FOR THE TOWN OF BEVERLY SHORES, INDIANA

Attorney Nolan introduced Ordinance 2022-14. 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 Norkus motioned to adopt ordinance. Councilor Malik seconded. Unanimously approved.

ORDINANCE NO. 2022-15 AN ORDINANCE OF THE BEVERLY SHORES TOWN COUNCIL ESTABLISHING THE OPIOID SETTLEMENT UNRESTRICTED FUND (2256) AND THE OPIOID SETTLEMENT RESTRICTED FUND (2257)

Attorney Nolan introduced Ordinance 2022-14. 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. 2022-16 ORDINANCE OF THE BEVERLY SHORES TOWN COUNCIL TRANSFERRING UNUSED AND UNENCUMBERED FUNDS AND UNOBLIGATED CASH BALANCES TO THE RAINY DAY FUND

Attorney Nolan introduced Ordinance 2022-14. 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. Councilor Blackburn motioned to approve the APVs as presented. Councilor Malik seconded. Unanimously approved. CT Hundt also presented the Fund, Revenue, Appropriation reports, 4 bank reconciliations, and payroll reports. Council Blackburn will sign off on reports.

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

Public Comment

Charlie Ray, Duneland Group and former Building Commissioner: Stated he was there to defend David Wagner, current Building Commissioner, and the entire Building Committee. He stated that Wagner has building experience. He further stated that he has been working with Wagner for years and has trained him and has always been there to answer questions. Ray believes that each individual on the Committee brings qualifications that make the Committee a good one. Ray does believe the current municipal code is too subjective and that the Plan Commission changed the Committees recommendations.

Mike McCurdy, 41 S. Oval: McCurdy stated he disagreed with Ray. McCurdy stated his disappointment because he was not allowed on the agenda for the Building Committee, although he was allowed to speak during public comment. McCurdy shared his experience while building his house when Charlie Ray was Building Commissioner. He further stated the Town has excessive fees. He read from the Code and stated that the code needs to be objective and straightforward. He stated Ordinances 2021-09 and 2022-07 should be repealed.

John Mackin, 204 S. Quigley. Mackin stated he did his research for stairs at Shore Ave. He questioned why an observation deck should be built at Shore. He provided ADA information for Rebora. Mackin stated he is contemplating going to the BZA because of a fine he was issued for the demolition of a structure without a permit. He stated that Town Council should talk about the people who volunteered for boards/committees but did not get accepted. He stated that he also disagrees with Ray's opinion about building commissioner.

Glenn Clarke, 712 E. Wilson. Clarke stated that he does not think all the members of the Building Committee are qualified. He further stated that another resident should never have been fined.

Debbie Kleban, 419 E. Lake Front. Kleban stated that the Code is a mess and needs to be rewritten. She further stated that even the most qualified member of the Committee would have difficulty interpreting code. Kleban further stated there is a frustration with the circularity of the approval of changes.

Reports from Committees/Liaisons:

ADA progress: Nothing to report.

Greenspace Committee: No report.

Park Board: No meeting.

Building & Building Site Committee: Councilor Malik gave report.

Board of Zoning Appeals: No Meeting

Capital Planning Committee: Councilor Blackburn gave report.

Fire & Emergency Management: No report.

Indiana Dunes National Park: No meeting

Plan Commission: Councilor Norkus gave report.

NIRPC: Nothing to report.

Depot Museum & Gallery: Councilor Blackburn gave report.

Unfinished Business:

Carolina Ave Campsite MOA with NPS progress: Final agreement has been sent to NPS for review.

Smith Group progress and tasks: Councilor Norkus reported the Smith Group has released an "Implementation Roadmap", but Town is still waiting for final report.

New JOA with DWC: Councilor Norkus motioned to enter into a new JOA with the DWC. Councilor Malik seconded. Unanimously approved.

Form for group requests to use admin building: Councilor Norkus created an request for use form for Town Hall. Councilor Malik motioned to approve. Councilor Norkus seconded. Unanimously approved.

Covid policy update: CT Hundt will do weekly status checks and set signs accordingly. (Low risk = green/no masks required and Med/High risk = red/must wear masks).

New Business

RESOLUTION FROM TOWN COUNCIL RE: TOWN RIGHT OF WAY: Councilor Malik requested consensus for Attorney Nolan to draft resolution stating the Street Superintendent is the authority over maintenance of the Town's right of ways. There was consensus.

Written Communications

Councilor Norkus reported she has received correspondence with Mike McCurdy and Birds, Nature, Sleep.

Town Council Comment

President Benson thanked PAL for all the financial support they offer to the Police Department. Marshal Clapp reminded to check on your neighbors during the upcoming storm.

Adjourn:

Councilor Malik motioned to adjourn.

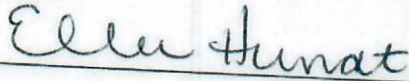
Councilor Blackburn seconded.

Adjourned at 8:38 p.m.



Town Council President:

Attest:



Clerk-Treasurer

Ellen Hundt