

**OGDEN DUNES TOWN COUNCIL  
REGULAR MONTHLY MEETING  
COMMUNITY ROOM  
MAY 7, 2018 – 7:00 P.M.**

**PRESENT:** Scott Lehmann  
Mike Webber  
Carolyn Saxton  
Tim Nelson  
Nate Ball

**MINUTES**

Tim Nelson moved to approve the minutes of the April 2, 2018 regular monthly meeting. Mike Webber seconded the motion. All were in favor and the motion passed.

**CORRESPONDENCE, ANNOUNCEMENTS & CONGRATULATIONS**

Scott Lehmann made the following announcements: Town Hall is now opened Saturdays for the summer from 8:00 a.m. to noon; parking restrictions effective May 1 to Oct 1; Extra Mile Fitness Company to host second annual 10K race through Ogden Dunes on May 20; Frank Stimson letter to Council regarding mailbox limitations.

**COMMITTEE AND DEPARTMENT REPORTS**

Street Department – Chuck Litzkow stated that several roads will be paved during the next three weeks as a result of the Town’s Community Crossing Grant and hopefully will be completed by Memorial Day.

Water Department – Chuck Litzkow stated that water bills have been mailed and approximately 80 homes have not paid.

Police Department – Chief Reeder stated that the new radios may not be delivered until July or August of this year. He also stated that there have been several break-ins to resident cars and items stolen. He urges residents to lock their vehicles and avoid leaving valuable items in their vehicles.

Park Department – Doug Cannon reported that the annual Memorial Day race will begin at 8:00 a.m. He also stated that the water will be turned on at the tennis courts and the playground will be pressure washed.

Animal Committee – Mike Webber reported that 65 residents attended the Humane Indiana presentation on coyotes.

Home Association – Mike Webber stated that this committee is seeking a volunteer to collect the rental money for the gardens. Please contact Mike Webber or the Home Association if you are interested.

Environmental Advisory – Susan Mihalo stated that a public forum will be held on May 23, 2018 at 7:00 p.m. to discuss the consent decree. More information will follow on the Town website. Beach monitoring will begin May 26 and continue for seven days per week per the IDEM grant.

Community Fund – Carolyn Saxton stated that the Committee is meeting May 11, 2018 and will present grant recommendations at the June Town Council meeting.

## **CLAIMS**

Mike Webber moved to accept the April claims as presented by the Clerk-Treasurer. Nate Ball seconded the motion. All were in favor and the motion passed.

## **OLD BUSINESS**

Tim Nelson gave an update on the recent State ruling regarding short-term rentals. The new ruling states that any municipality with an ordinance in effect prior to December 31, 2017 will have grandfather rights. Therefore, the Town of Ogden Dunes can uphold their current ordinance stating that short-term rentals cannot be less than 30 days.

Tim Nelson gave an update on the April 16<sup>th</sup> mediation in Indianapolis for the pending appeal of the Arcelor Mittal dredging permit. Tim Nelson, Rodger Howell (Chair of the Beach Nourishment Committee), Steve Coombs, Senator Tallian, a City of Portage representative and the City of Portage's attorney attended the mediation along with representatives and attorneys for DNR and Arcelor Mittal. The mediation resulted in a stay of the appeal proceedings until later in the year after the dredging season is over. The parties to the pending appeal will evaluate the dredging methods used by the Army Corps of Engineers to determine whether the effectiveness of the dredging methods may impact the permit or the appeal of the permit. In addition, Arcelor Mittal agreed to attend a stakeholder meeting in the second half of 2018.

Tim Nelson moved to accept the wifi thermostat quote from Thorn Total Comfort for the Community Room dated March 16, 2018. Carolyn Saxton seconded the motion. All were in favor and the motion passed.

## **NEW BUSINESS**

Tim Nelson moved to approve Sandpiper's request for the donation of the Community Room for a silent auction prize at their annual fundraiser. Mike Webber seconded the motion. All were in favor and the motion passed.

Mike Webber moved to appoint Michael Kilmer, 112 Diana Road, to the Beach Nourishment Committee as an additional member. Tim Nelson seconded the motion. All were in favor and the motion passed.

Scott Lehmann read Ordinance 837 – Disposal of Refuse - by title only for the first reading.

Mike Teeling for General Code Committee discussed the following recommendations made by this Committee: Container and Receptacle Requirements, Parking of Trailers, Simple Trespass/Prowling and Crosswalks. Tim Nelson suggested that the "Parking of Trailers" be reviewed by the Town Attorney to determine if this should be placed in the Zoning section of the Town Codes. Mike Webber moved that

the three remaining recommendations be put into ordinance form by the Clerk-Treasurer. Tim Nelson seconded the motion. All were in favor and the motion passed.

Carolyn Saxton stated that a public meeting will be held on May 30, 2018 at 6:30 p.m. at the Firehall. Speaker Mitch Barloga, Active Transportation Manager at NIRPC, will discuss the Marquette Plan and the bike path associated with that plan.

#### **RESIDENT REMARKS**

Susan Mihalo would like the General Code Review Committee to recommend a lighting ordinance as outlined by the Lighting Task Force.

Ed Rooks, 86 Shore Drive, does not feel he could comply with an ordinance that states his garbage cans must be hidden from street view due to the landscape of his property. He would also like to see the beach area cleaned up.

#### **COUNCIL REMARKS**

Scott Lehmann thanked the Beach Nourishment Committee for their many volunteer hours.

Carolyn Saxton urged residents to clean-up after their dogs as the problem seems to be getting worse. Mike Webber seconded this comment.

Tim Nelson stated that candidates for Town Council are needed for the November election. Wards 1 and 5 are up for reelection and forms are due to Voter Registration by June 30.

No further business coming before the Council, Mike Webber moved to adjourn the meeting. Carolyn Saxton seconded the motion. All were in favor and the meeting adjourned at 8:20 p.m.

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Scott Lehmann, President

#### **ATTEST:**

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Jean Manna, Clerk-Treasurer