

TOWN OF OGDEN DUNES
REGULAR MEETING OF THE TOWN COUNCIL
JULY 5, 2011

Pledge of Allegiance

Roll Call: Connie Collins, Brad Wood, Bill Gregory, Eric Haussman, Eric Kurtz

Approval of Minutes:

Motion to approve the minutes of April 4, 2011 was made by Councilman Wood and seconded by Councilman Haussman. All were in favor motion passed.

Motion to approve the minutes of May 2, 2011 was made by Councilman Wood and seconded by Councilman Haussman, All were in favor motion passed.

Motion to approve the minutes of the June 1, 2011 Special Meeting was made by Councilman Kurtz and seconded by Councilman Wood. All were in favor motion passed.

Minutes from the June 6 meeting were deferred to the August meeting.

Motion to approve claims # 42890-42927 / 43479-43524 / 3145-3194 was made by Councilman Kurtz and seconded by Councilman Haussman. All were in favor motioned passed.

Old Business:

Short term rental decision from the Indiana Supreme Court was in favor for the Town of Ogden Dunes, Councilman Kurtz commented the only issue he sees was the Supreme Court was sending back to the local court and the fine was not to exceed \$32,500. President Gregory said that the council had an informal discussion on paying back part of the money to Jill Woodburn, but did not know what the amount was. Councilman Kurtz said that we should wait until the local court considers the fine and see what the town collects and then see how the Town should allocate the funds and come up with a reasonable distribution.

Town road paving:

Street Commissioner James Matthys said he received two bids, one from Welsh & Kelly in the amount of \$228,099.05 and Reith & Riley in the amount of \$260,423.00. Councilman Kurtz asked if they met all the requirements. He then motioned to award Welsh & Kelly the winning bid not to exceed \$228,099.05.. Councilwomen Collins asked Mr. Matthys if the

quote she had dated June 6th was the correct amount, and she also asked if they were still on strike and when would they start. Street Commissioner Jim Matthys said the strike was over and he would like to do at end of July or the beginning of August. President Gregory asked if there was anything else for discussion, and asked for a second, Councilman Wood seconded. All were in favor motion passed.

Hillcrest wall repair:

President Gregory said that he understands we are almost back to the square one. Street Commissioner James Matthys replied that he has asked the three bidders to rebid. He has heard from two and waiting for the third. Once he has the last bid he will present to the council. President Gregory said he understood that the report was back from the engineer and the cost was higher. Waiting on the elevation report to ask the engineer what we should do. Maybe a different design. The project at Hillcrest and Diana is moving also. Street Commissioner Matthys said they expected that to start next week also.

Fire House renovation:

President Gregory asked Councilman Haussman to bring us up to date. Architect was out and provided a new set of plans and cost estimate. He met with the task force and half of the committee showed up and most were in favor of what was presented. We are unable to proceed because the build design was appropriate for a municipality. We are at the point of making a decision on the financial advisory services. The general numbers that Mr. Gerometta gave us a new design that was \$800,000.00 dollars. This was obviously more than we planned on There was some discussion with the attorney on refinancing with the park board. President Gregory said that we need to get with Mr. Gerometta to get a reduction in the design to be able to move forward. Received proposal from London and Witt Group on financial services, President Gregory read an engagement letter from them and this engagement will be \$9000 to \$11,500. Motion to direct attorney Lukmann to proceed with proposed time table submitted and will adopt the bond at the August 1st meeting was made by Councilman Wood and seconded by Councilman Haussman. Roll call on the vote was as follows, Councilman Kurtz yes, Councilman Haussman yes, Councilman Wood yes, Councilwomen Collins no, and President Gregory yes.

Deer management:

We have not yet received the permit from DNR. There have been several more Lyme disease cases.

Water Emergency Contingency Plan is deferred to the August 1st meeting.

Proposed Ordinance #752 Building Commissioner

Attorney created the wording discussed by Planning Commission and adopted on the first reading. Motion was made by Councilman Kurtz and seconded by Councilman Haussman. All except Councilwomen Collins were in favor motion passed

Meeting with National Park Service:

Councilman Kurtz requested they appear before the board and shared documentation on park regulations. It was not appropriate for them to present their rules of our beach. Our local government should be in charge of our beach. The National Park Services continues to refer to their code. Response sent to National Park Service pointing out specific differences in codes and rules. Councilman Kurtz made a motion to on specific rules of the beach. Motion was seconded by Councilman Haussman. Resolution to affirm attending fires on the beach needs to be moved to an ordinance. Councilman Kurtz did a first reading of ordinance #753

Community Information/Announcements:

Susan Mihalo reported on the ecoli information, and asked that people come the Environmental committee meetings. Susan is meeting with IDEM on regulations on the overflow.

Luke Brennan announced the Fireman's Ball will be July 30th. He also announced that water meters will be read.

Resident Remarks:

Frank Stimson: Congratulates the Town Council on the resent court decision. He also

applands Bill Gregory and Eric Kurtz in regards to the National Park Service.

Council Remarks:

Councilman Kurtz remarked that NIRPC did adopt 20/40 plan and NIRPC did a great job!
Councilwomen Collins remarked that the attorney needed to be at our meetings.

Next meeting: August 1st, 2011 at 7pm at the firehouse

Motion to adjourn was made by councilman Wood and seconded by Councilwomen Collins.

All were in favor meeting was adjourned.

President Gregory

ATTEST:

Clerk Treasurer Donna Smith