

**OGDEN DUNES TOWN COUNCIL
REGULAR MONTHLY MEETING
COMMUNITY ROOM
APRIL 3, 2017 – 7:00 P.M.**

PRESENT: Tim Nelson
Michael Webber
Kathy Kniola
Scott Lehmann
Nate Ball

MINUTES

Nate Ball moved to approve the minutes of the March 6 regular monthly meeting and the March 23 special meeting. Kathy Kniola seconded the motion. All were in favor and the motion was unanimously approved.

CORRESPONDENCE, ANNOUNCEMENTS & CONGRATULATIONS

Scott Lehmann stated that a petition is available at Town Hall in connection with our request for a public hearing to be conducted by the DNR as part of the DNR's consideration of Arcelor Mittal Burns Harbor's application for a dredging permit. We are requesting that the dredged sand be placed directly on our beach instead of 400-500 feet out. The Beach Nourishment Committee has so far gathered around 60-70 signatures for this petition. After we submit the petition to the DNR, we expect to have a public hearing regarding this matter.

A letter was received from resident Frank Stimson opposing dogs on the beach during the summer season. Mr. Stimson feels the current ordinance should remain in place. A copy of Mr. Stimson's letter is available at Town Hall.

Tim Nelson stated that his letter to IDEM requesting an extension of Section 401, Water Quality Certification, to place approximately 7,200 cubic yards of stone along 4,800 linear feet lakeward of a steel sheet piling seawall along Lake Michigan, was approved. This extension will expire on March 24, 2018 or on the date the Town's US Army Corps of Engineers Permit expires, whichever occurs first.

The Lions Club annual Easter Egg Hunt and pancake breakfast will be held Saturday, April 8, 2017.

COMMITTEE AND DEPARTMENT REPORTS

Street Department – Jim Matthys stated that his retirement will begin May 1. He discussed the water problem at the Valerie mailbox rack. The Council instructed the Street Department to move the rack approximately 50-60 feet to the east to avoid future water problems. Jim introduced Ben Newton as the new Street Department Manager. Ben stated that chipping would start soon and they will go around Town once and will continue every Monday. The Street Department will utilize the flashing sign to let residents know when the final leaf pickup will be.

Park Department – Doug Cannon stated that Saturday, April 15 from 10 a.m. to noon will be clean-up around the new tennis courts. Please meet at Valerie and Crismar and bring a rake. Also, he reminded

residents that dogs are not permitted on the tennis courts. He also reminded residents to please clean up after their dogs as there has been a lot of nonparticipation around the tennis courts.

Police Department – Marshal Reeder gave an update of the 800 megahertz band radios that will be purchased for the Fire and Police Departments at a cost to the Town of approximately \$225,000 of which approximately \$50,000 is for the Police Department. No information has been received to date as to whether or not the County will assist municipalities with this purchase.

Home Association – Mike Webber stated that many kids' programs are planned for this summer. Please see the Town website for more information.

Waterworks – Chuck Litzkow stated that the water bills will be mailed soon.

General Code Review – Dick Meister stated that the Committee is working on clarifying the definition of recreational vehicles.

Environmental Advisory Board – Susan Mihalo stated that IDEM may discontinue beach water testing funds in 2018. She stated that the Committee is discussing possible funding alternatives should this occur.

CLAIMS

Scott Lehmann moved to approve the February 2017 claims as stated by the Clerk-Treasurer. Nate Ball seconded the motion. All were in favor and the motion was unanimously approved.

OLD BUSINESS

Tim Nelson read Ordinance 827, Peddlers, for the second reading. Nate Ball moved to pass Ordinance 827 as read. Mike Webber seconded the motion. All were in favor and the motion was unanimously approved.

Tim Nelson stated that the proposed 2017 Fire Protection and Service Agreement states that Street Department employees will respond as part of the Fire Department's response to fire alarms, emergencies and requests for assistance. Therefore, Street Department employees would have to be certified as a Firefighter II. Since Mike Webber stated that this issue has not yet been resolved with the Street Department employees, Tim Nelson asked for a motion to extend the 2016 Fire Service Agreement to April 30, 2017. Nate Ball moved that the 2016 Fire Service Agreement be extended to April 30, 2017. Scott Lehmann seconded the motion. All were in favor and the motion was unanimously approved. Tim Nelson requested that Mike Webber and Nate Ball discuss this matter with the Street Department before the May Town Council meeting.

Tim Nelson discussed the proposed reconveyance of two beach accessways by the Town back to the ODHA. Scott Lehmann requested more information as to the future repercussions of this transfer. The Council agreed to table this matter until the May meeting and requested Scott Lehmann to contact the Town Attorney for further clarification. No motions were made.

NEW BUSINESS

Tim Nelson read Ordinance 818, Dogs on Beach; Ordinance 829, Animal Control Committee name change; and Ordinance 826, Employee Overtime amendment, for the first readings.

Tim Nelson stated that he has received resident requests for turnarounds at each end of Shore Drive. Tim requested that Mike Webber work with the Street Department to remove two or three parking spaces from the west end of Shore Drive to allow for a turnaround. No turnaround can be made on the east end due to lack of space.

Paul Panther discussed the recent aerial deer count and recommended that no deer cull is needed.

RESIDENT REMARKS

Ed Rooks, 86 Shore Drive, opposes the short term rental legislation (HB 1133) being considered by the State legislators. He stated that if this legislation passes, the Town should impose a charge (such as a tax on revenue) on those residents who use their homes for short term rentals. He also stated that he adamantly opposes dogs on the beach during the summer months.

Jim Matthys, Street Department, stated that when he was required to be a volunteer fireman, it caused many problems for the Street Department. He is opposed to Street Department employees being required to be volunteer firemen.

Paul Panther stated that he is opposed to dogs on the beach in the summer and reminded the Council that the National Park Service does not allow dogs on the beach.

COUNCIL REMARKS

Nate Ball stated that it is important for the Fire Department to have Street Department personnel on the Fire Department since often no volunteer firemen are available in Town.

No further business coming before the Council, Scott Lehmann moved to adjourn the meeting. Kathy Kniola seconded the motion. All were in favor and the meeting was adjourned at 8:30 p.m.

Tim Nelson, President

ATTEST:

Jean Manna, Clerk-Treasurer