

**TOWN OF DUNE ACRES
COUNCIL MINUTES
August 18, 2020**

The Town of Dune Acres Town Council met for its regular monthly meeting on Tuesday, August 18, 2020, at the Clubhouse. Council President Richard Hawksworth called the meeting to order at 7:10 p.m., with Council Members Peter Bomberger and Alexander Stemer, Clerk-Treasurer Jeannette Bapst and Attorney Adam Mindel representing Dan Whitten in attendance.

APPROVAL OF MINUTES:

It was moved and seconded that the minutes for the July 21, 2020, Town Council Meeting be approved as presented. Motion passed unanimously.

FINANCIAL REPORT:

BANK BALANCES 07/31/2020

Porter State Bank	\$ 92,553.01
Trust Indiana	\$ 357,923.72
Record Balance	\$ 450,476.73

*Those funds marked with an asterisk are designated monies and can only be spent for the designated purpose.

**BREAK DOWN OF FINANCES AMONG FUNDS
As of July 31, 2020**

FUNDS	CASH BALANCE 07-31-20	APP BAL.	% Left
GENERAL	159,853.10	\$216,661	52
MOTOR VEHICLE HIGHWAY	5,250.22	\$12,333	20
LOCAL ROAD & STREET	15,529.32	\$36	0
MOTOR VEHICLE HWY RESTRICT	5,964.20		
PARK & RECREATION	48,073.09	\$5,515	79
RAINY DAY FUND	110,000.00	\$50,000	100
CCI	760.82		
CCD	14,776.71	\$991	3
CEDIT	16,824.95	\$10,237	51
RIVERBOAT REVENUE SHARING	332.29	\$1,500	60
Donations*	29,308.40		
Clubhouse Dune Grant*	.00		
Construction Security Dep*	40,000.00		
SalesTaxClubHouseRental*	256.25		
ClubHouseRentalDeposit*	3,300.00		
Local Road & Bridge Grant*	.00		
TOTAL FUNDS	\$ 450,229.35		

Clerk-Treasurer Bapst presented the July month-end financial report. It was moved and seconded to approve the financial report. Motion passed unanimously.

PAYMENT OF CLAIMS:

It was moved and seconded that claims for the month of August, 2020, #6907 - #6930, in the amount of \$50,130.30 be approved. Motion passed unanimously.

CORRESPONDENCE RECEIVED:

INDIANA STATE BOARD OF ACCOUNTS: The Indiana State Board of Accounts had contacted town officials about the upcoming financial review of 2016-2019 records. Bapst completed preliminary report verification and is waiting for the customary, statutory review to be scheduled.

ARCELORMITTAL CLEAN WATER ACT REPORTED VIOLATIONS, PROPOSED WORKSHOP: The Dune Acres Pollution Committee reported on its continued correspondence with the Environmental Law and Policy Center and its work on scheduling a

workshop for town residents interested in learning more about air and water monitoring, along with reports of ArcelorMittal exceeding allowable pollution emissions.

CELL SERVICE: Resident Phyllis Tabachnick's email requesting Town engagement in improving cell service in Dune Acres, with particular emphasis on 911 access, was presented. Extensive discussion was held, with noted issues including but not limited to, repeaters used by residents, existing tree and dune barriers, signal differences among providers, future 5G networks that will change tower requirements, T-Mobile/Sprint assurances to improve the Dune Acres network, and town lakefront signal interference with Chicago. It was agreed that at a minimum, Federal Communications Commission rules for 911 should be consistently met throughout Dune Acres. Additional information will be secured on 911 coverage.

COMMISSIONERS REPORTS:

BEACH: Discussion was held regarding an aluminum swim platform that had been placed in the water at the town's East Beach. Beach Commissioner Carstens was previously advised the town would not accept ownership or responsibility for the platform. This position was then confirmed by consensus. Carstens will be notified that the platform may not be stored at or launched from town beach.

BUILDING: Building Commissioner Tom Roberts reported on his ongoing challenges with Ordinance compliance, and working with residents who are unaware of town guidelines, misinterpret guidelines, or choose not to follow them. He cited the recent installation of a pre-fab shed on concrete blocks at a lakefront home. It was agreed a town informational document should be developed and distributed to all homeowners.

Discussion was then held on town oversight of tree removal, specifically Ordinance inconsistencies that exist between new construction requirements and ongoing maintenance.

Roberts provided an update on distributing excavated sand from the 1 Aspen Lane new home site. He said all excess sand would be deposited by the contractor on rocks just west of East Beach.

It was then moved and seconded to accept Roberts' recommendation to approve Building Permit #2020-20, 84 West Road, \$35,000 window and door replacement. Motion passed unanimously.

ENVIRONMENTAL: Environmental Commissioner Robin Tennant said she would ensure the October 17, 2020 Town Cleanup was conducted in compliance with COVID-19 health guidelines. She is collaborating with town officials on parkland to be targeted.

It was announced the town's *Lake Michigan Coastal Program Grant* through the Indiana Department of Natural Resources and National Oceanic and Atmospheric Administration Office of Coastal Management had been approved. The grant will support environmental restoration of Town Park A.

OLD BUSINESS

Ordinance 2020-02, Chapter 7, Special Events Permits, First Reading: Ordinance 2020-02 First Reading was tabled pending further review. The Ordinance creates a town permit process for special events.

EPA/NIPSCO Bailly Environmental Remediation Plan, Town Response. Michael Treister of the Dune Acres Pollution Committee presented a recommendation for both Town Council and town resident response relative to the proposed Environmental Protection Agency (EPA) Bailly site remediation discussed in detail at the previous Council meeting. The Council agreed by consensus to direct a response to the EPA and to provide a template to residents who may choose to respond individually.

President Hawksworth suggested an amendment to the Town's Zoning Ordinance so areas in Cowles Bog under town jurisdiction are no longer designated 'industrial.' The Plan Commission will be consulted.

NEW BUSINESS

Ordinance #2020-03, 2021 Appropriations and Tax Rate, First Reading. A motion was made and seconded to approve first reading of Ordinance #2020-03, 2021 Appropriations and Tax Rates. Motion passed unanimously. The ordinance sets appropriations, tax levy and tax rates for 2021.

Clubhouse Log Maintenance: Three quotes and a 6-year financial history for clubhouse log maintenance was presented. It was moved and seconded to approve the quote for log repairs, staining and sealing from Woodward Woodcare Log Home Restoration in the amount of \$15,050, and to request Dune Acres Civic Improvement Foundation (DACIF) funding for the project. Motion passed unanimously.

Extensive discussion was held on clubhouse log maintenance and the overall costs associated with maintaining the historic clubhouse structure. DACIF President Paul Woidke shared concerns of some DACIF Board members about log warranties reportedly in place from 2014, and about the process for anticipating and budgeting for future clubhouse maintenance. Woidke also had general questions about DACIF verses Town responsibility for maintaining town assets.

Regarding the clubhouse, it was noted that because of the building's age, log construction, and extreme hilltop exposure, the variables that impact its maintenance are both unique and dynamic. A consultant will be considered for developing a long-term plan.

OTHER BUSINESS:

none

With no further business, the meeting adjourned at 8:25 PM.

The next regular meeting of the Town Council is 7:00 PM, September 15, 2020 at the Clubhouse

RICHARD HAWKSWORTH, Town Council President

PETER BOMBERGER, Town Council Member

ALEXANDER STEMER, Town Council Member

JEANNETTE E. BAPST, Clerk-Treasurer

CLAIMS FOR AUGUST 2020

<u>CLAIMANT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
Payroll, Gross	August payroll, gross	\$ 19,460.18
Payroll, Net	August payroll, net	\$ 15,406.33
Porter Bank	Fees, wire transfer	\$ 20.00
Indiana Dept of Revenue	August payroll, state w/h	\$ 914.08
EFTPS	August payroll, fed w/h, fica/medicare	\$ 4,628.47
Jed Saunders	Clubhouse Refund	\$ 2,070.00
Duneland Landscape	Ridge Beach Deck	\$ 4,400.00
Frontier	Phone and Internet	\$ 166.08
NIPSCO	Gas and Electric	\$ 624.86
Republic Services	Waste Service	\$ 105.00
Porter County	Recorder, Seawall Agreement	\$ 25.00
Indiana American Water	Water	\$ 80.23
Leeps Supply	Supplies	\$ 80.86
Menards, Portage	Supplies	\$ 82.36
Pinkerton Oil	Vehicle Fuel	\$ 264.92
Pride Toilet	Beach Toilet	\$ 120.00
Quill Office Products	Office Supplies	\$ 66.87
Rogers Roofing	Clubhouse Roof Repairs	\$ 840.00
Tilden Enterprises	Supplies	\$ 291.43
Uline	Beach Trash Baskets, Hill	\$ 113.69
Hopkins Ace Hardware	Supplies	\$ 31.57
Comcast	Phone and Internet	\$ 174.27
Capital One VISA	Uniforms, Bkgrnd ck	\$ 164.10

TOTAL August, 2020

\$ 50,130.30