

**MINUTES OF THE REGULAR MEETING
COMMON COUNCIL OF THE CITY OF HOBART
LAKE COUNTY, INDIANA
October 19, 2022**

Call to Order: Mayor Snedecor called the meeting to order at 6:00 p.m. followed by the Pledge of Allegiance, and moment of silence. The meeting was held with the building open to the public and a call-in number for remote public participation.

Roll Call: The following members were present in person: Mr. Kopil, Mr. Huddlestun, Mr. Maggio, Mr. Wells, Mr. Vinzant, Mr. Claussen and Mr. Waldrop. Also present: Clerk-Treasurer Longer and City Attorney McCarthy.

Reading of the Minutes: Motion by Mr. Kopil, seconded by Mr. Claussen, to approve the minutes of the Regular Meeting of October 5, 2022 as presented. All aye, motion carried. (7-0)

Correspondence: Intent to request property from Federal sources: Police Chief Garrett Ciszewski stated that members of the LESO (Law Enforcement Support Office) have the ability to request decommissioned military equipment which may be useful to the department. In compliance with the requirements of this program, the governing body must be given notice that the department may occasionally request equipment. There is no guarantee that the equipment will be given to the department as there is a great deal of competition but the Hobart PD would like to be able to request certain equipment if it becomes available. Motion by Mr. Claussen, seconded by Mr. Huddlestun, to acknowledge notice from the Hobart Police Department's participation in this program. All aye, motion carried. (7-0)

Committee Reports: Mr. Snedecor stated the department heads have completed a canvassing of the US 30 retail stores and delivered information and door clings identifying them as Hobart businesses (even with a Merrillville address) and encouraging the use of the Hobart name in their location and marketing. The information was generally favorably received.

Mr. Huddlestun noted an Ordinance Committee meeting will be held this evening at the conclusion of the Council meeting.

Department Reports: Public Works Director Kelly Smith stated the paint recycling facility is back up and running and recycled paint is for sale at public works.

MRC Director Aimee Schallenkamp stated the Senior Health Fair will be held Wednesday, November 16th from 8:30AM-Noon in the Police/Court Complex gymnasiums.

Director of Development Beth Jacobson stated she will be calling the Tax Abatement subcommittee together as there are two applications anticipated in the near future.

City Engineer Phil Gralik stated the concrete on 3rd Street is being poured this week and paving of Lincoln Street will be done soon to cover the stormwater work. He also noted that Liverpool Road from 56th to Boyd's curve will be scheduled soon and 82nd Avenue Construction contract was awarded earlier today.

Events Director Nikki Lopez stated the Golf Cart parade will be held October 29th at 2PM followed by the Halloween Party in the Park from 3-5PM at Festival Park. Holiday festivities in November include the Tree lighting on Friday November 25th at 5PM, Small Business Saturday on November 26th coordinated by the Chamber of Commerce, and the Holiday Market on Sunday, November 27th from 9A-4P at the PCC.

Approval of Agenda: Motion by Mr. Vinzant, seconded by Mr. Huddlestun, to approve the agenda as presented. All aye, motion carried. (7-0)

Unfinished Business: There was no Unfinished Business.

New Business:

Request for a Use Variance: to allow a proposed retail fireworks facility at 3700 Montgomery St., SW corner of Montgomery St. & 37th Ave., zoned B-3, 0.659 acres: Brian Lewandowski and Jim Gerodemos were present and stated they propose to demolish the existing building and construct a new building in the same footprint as the current structure to house a fireworks store which would have a sprinkler system installed and be of masonry construction. Building plans have not yet been submitted to the Building Department or the Planning/Zoning office. The BZA issued a Favorable Recommendation with the conditions that the facility must meet the State's Fire Codes; the hours of operation would be between 10AM and 10PM during the season and only by appointment during off-season; and no use of fireworks permitted on the premises. Mr. Wells stated his concerns that this building is within 200' of 16 residential homes and within 400' of 85 residential homes and 600' from an elementary school and is too dangerous to have in a residential area. Motion by Mr. Wells, seconded by Mr. Vinzant, to **deny** the request for a Use Variance based on Finding #1 that the use would be injurious to the public health, safety and general welfare of the community. Discussion followed with general concerns regarding safety, proximity to the residences and other potential B-3 uses that would be more suitable for the property. Further discussion about the use in the past years and restaurants that tried to make a go on that property but failed and what the market would bear to succeed on that property. Mr. Gerodemos stated his seasonal operation would only be for 2 months out of the year and possibly 10 days around the New Year's holiday. Mr. Huddlestun called for the vote on the Motion to Deny the Use Variance. Roll Call Vote taken. Aye: Kopil, Huddlestun, Vinzant, Wells, Waldrop/Nay; Maggio, Claussen. Motion carried to **deny** the Use Variance.(5 Aye/2 Nay)

Resolution 2022-14: A Resolution Adopting the Lake County Multi-Hazard Mitigation Plan: Bob Fulton, Asst. to the Mayor, explained that the City had been a participant of formulating the Lake County Multi Hazard Mitigation Plan in 2019 but the City of Hobart had never formally adopted the plan and they are now asking for this Resolution to adopt. Motion by Mr. Huddlestun, seconded by Mr. Maggio, to adopt Resolution 2022-14 as presented. All aye, motion carried. (7-0)

Ordinance 2022-33: An Ordinance Transferring Appropriations within the 2022 Budget of the General Fund: Sanitation Department and in the Cumulative Capital Development (CCD) Fund, in the City of Hobart, Lake County, Indiana: The Ordinance was read. Motion by Mr. Vinzant, seconded by Mr. Kopil, to pass Ordinance 2022-33 to second reading. Roll Call Vote taken. All aye, motion carried. (7-0)

Motion by Mr. Vinzant, seconded by Mr. Huddlestun, to suspend the rules, declare an emergency and proceed with the second reading of the Ordinance this evening. All aye, motion carried. (7-0)

Ordinance 2022-33: An Ordinance Transferring Appropriations within the 2022 Budget of the General Fund: Sanitation Department and in the Cumulative Capital Development (CCD) Fund, in the City of Hobart, Lake County, Indiana: The second reading of the Ordinance was held. Motion by Mr. Vinzant, seconded by Mr. Wells, to adopt Ordinance 2022-33 as presented. Roll Call Vote taken. All aye, motion carried. (7-0)

Ordinance 2022-34: An Ordinance Establishing Funds for the Multi-State Opioid Settlement: The Ordinance was read. Motion by Mr. Claussen, seconded by Mr. Wells and Mr. Waldrop to pass Ordinance 2022-34 to second reading. Roll Call Vote taken. All aye, motion carried. (7-0)

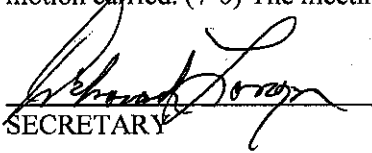
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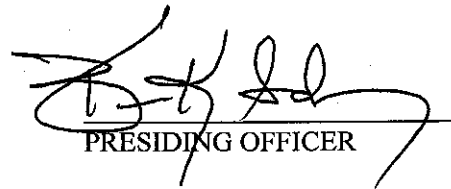
Ordinance 2022-34: An Ordinance Establishing Funds for the Multi-State Opioid Settlement: The second reading of the Ordinance was held. Motion by Mr. Claussen, seconded by Mr. Waldrop, to adopt Ordinance 2022-34 as presented. Roll Call Vote taken. All aye, motion carried. (7-0)

Announcements: Mr. Snedecor stated that an Ordinance Committee Meeting will be held in the Council Chambers following the conclusion of this Council meeting. The same zoom meeting access code applies as shown on this agenda.

Mr. Snedecor asked if there was anyone who wished to address the Council and there was no response.

Adjournment: Motion by Mr. Claussen, seconded by Mr. Huddlestun, to adjourn the meeting. All aye, motion carried. (7-0) The meeting adjourned at 7:10 p.m.


SECRETARY


PRESIDING OFFICER