



TOWN OF CICERO
TOWN COUNCIL MEETING MINUTES
November 7, 2012
At 7:00 PM

Call To Order: Vice-president Jerry Cook called the meeting to order and Dennis Schrupf gave the prayer. Vice-president Cook called for the roll call and the members of the Town Council were present or absent as follows:

Present: Brett Foster
Jerry Cook
Kay Hartley
Eric Hayden
Dennis Schrupf

Absent:

President Foster arrived and declared a quorum present.

Others Present: Jan Unger, Clerk Treasurer
Charlie Cambre, Park Superintendent
Pat Comer, Street & Utilities Director
Dave Hildebrand, Police Chief
Steve Peachey, Fire Chief
John Culp, Town Attorney

Approval of Prior Minutes:

Special Town Council Meeting Minutes, October 16, 2012, 6:00 PM – Mr. Hayden made a motion to approve the Special Meeting minutes of the October 16, 2012 at 6:00 PM. Mr. Cook seconded, motion passed.

Town Council Meeting Minutes, October 16, 2012, 7:00 PM – Mr. Cook made a motion to approve the Town Council Meeting minutes of the October 16, 2012 at 7:00 PM. Mr. Schrupf seconded, motion passed.

Approval of Agenda:

Mr. Comer asked to add under Miscellaneous a discussion of signage for Stringtown Pike Path. Mr. Schrupf made a motion to approve the agenda as amended. Mr. Cook seconded, motion passed.

Approval of Claims:

Mr. Cook made a motion to approve the claims as presented. Mr. Hayden seconded, motion passed.

Petitions by Citizens:

There were none.

President's Report:

President Foster thanked everyone who had attended the MPO meetings in downtown Indianapolis. He was pleased to announce that Cicero is going to receive all of the additional grant money it had applied for regarding the additional funding needed for the causeway project. We will be receiving an additional approximately \$750,000. Cicero will have a 20% match.

Council Committee Reports:

Nothing

Legal Counsel Report-John Culp:

Mr. Culp informed the Council that he had been contacted about an easement to the cell tower on the West Buckeye. Mr. Culp inquired about the location, width. Etc. They stated that they would give that information after they knew they had the easement. Mr. Culp recommended to the Council that they grant the easement as it is noted in the contract. The Council asked Mr. Comer if he had a problem with the easement and he said no. Mr. Hayden made a motion to approve the easement. Mr. Cook seconded, motion passed.

Cicero/Jackson Township Plan Commission Report-Mr. Munoz

Nothing.

Town Engineer Report-Mr. Keith Bryant-Mr. Bryant was not available due to the change in meeting day. He sent the following report:

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Engineer's Report

1. **S. Stringtown Pike Ballpark Walkway:** The construction of this project is approximately 90% complete. The Contractor is to complete sign installation and finished grading (weather dependent) to obtain Substantial Completion in the next couple of weeks. The walk is being used by the public.
2. **Jackson Street Pedestrian Path Project** –We have obtained MPO approvals for the additional funding (\$731,200). If bids come in at the same low-bid number as the August 2012 bids this will require additional funding from the Town of \$182,800 (additional funds are at 80% level). We are making the foundation changes discussed recently with the Council and continue looking at other savings possibilities. A large component of this involves Duke Energy – we continue to *push* them for an alternate relocation plan to reduce overall costs. We still plan for a spring 2013 bid.
3. **Cicero – I & I Investigation:** Town personnel have worked with the sewer television company and completed the Phase 2 testing for pipe segments that failed the Phase 1 work. We have evaluated this information and developed a preliminary improvements plan. This will be reviewed with Mr. Comer and Town personnel on 11/12/12 and an overall recommendation will be made to the Council in the near future. This is likely to occur at the next meeting or the first meeting in December, 2012.
4. **ADA Compliance:** We have provided field work checklists and thoughts to Town personnel for the inventory work and discussed with Mr. Comer. We will review further next week. Also, as emailed to everyone on 11/6/12 the questionnaire (largely Title 6 items) and other compliance items need to be moving forward.

As always, feel free to contact me via phone or email should any questions arise between now and the next Council Meeting.



Keith Bryant, PE
United Consulting

United Consulting

There was a discussion on the Title 6 survey under the ADA Compliance. It was stated that this survey would be a benchmark and that very good notes should be taken when making justifications.

Old Business:

Council To Address Settlement Offer from Jackson Township For ALS Service.

President Foster stated that the Council had the offer from the Township regarding the ALS Service for 2012. The Town asked for a settlement of \$54,000 and the Township has offered \$45,000. Mr. Foster inquired what the Council would like to do. There was a discussion. Mr. Cook made a motion to accept the offer of \$45,000 from Jackson Township. There was a discussion regarding a time frame and the intercept agreement. Mr. Cook made a motion to rescind his previous motion. Mr. Hayden seconded, motion passed. Mr. Cook made a motion to accept the counter offer from Jackson Township of \$45,000 and to give them until December 14th, 2012 to pay said amount. Mr. Schrupf seconded, motion passed. There was another discussion. President Foster called for a vote. The motion passed 3-1 with Mr. Hayden voting nay. Mr. Culp stated that he recused himself from this issue due to conflict of interest.

New Business:

Town Council To Consider Resolution 11-07-2012-1 To Transfer Funds For Fire and Police

There was a lengthy discussion about the fire budget. The Council stated that this budget needed to be looked into better in the future and that Chief Peachey should contact them before items were overspent. Chief Peachey is also to send the 28 day schedule to Mr. Hayden. Mr. Schrupf made a motion to approve Resolution 11-07-2012-1 to Transfer Funds for Fire and Police. Mr. Hayden seconded, motion passed.

Town Council To Consider Giving Chief Of Police Permission To Sign Consulting Proposal For Cicero, Indiana Police Department's Standard Operating Procedures.

Mr. Foster inquired if the Police Department could amend the Standard Operating Procedures in-house. Chief Hildebrand stated that there were a lot of legal issues and that it needed to be completed by a company that was familiar with all of the issues. Mr. Culp agreed, stating that he and Chief Hildebrand had spoken on the issue. Chief Hildebrand stated that they needed to get the contract signed, as they had the money this year and will have to encumber it for next year. Mr. Schrupf made a motion to allow Chief Hildebrand to sign the contract with HR Unlimited for the Standard Operating Procedures. Mr. Cook seconded, motion passed.

Miscellaneous

Mr. Comer informed the Council they need to consider posting signs on the Stringtown and Cicero Sports Complex paths stating that there are to be no motorized vehicles on the path. Additionally, crossroad signs need to be posted. Mr. Comer recommended that there be six signs on Stringtown Pike and two signs on the Baseball Park path. Mr. Comer stated that the money would come out of the CCD Fund. The Council told Mr. Comer that the paths look great and thanks for a good job. Mr. Foster stated he was very

impressed with the path layout at the Sports Complex. The Council agreed to the purchase and posting of the signs.

Ms. Unger asked the Council for permission to sign the agreements with Komputrol for maintenance on the software programs for billing, payroll, budget and capital assets. Mr. Cook made a motion to approve Ms. Unger signing the contracts. Mr. Schrupf seconded, motion passed.

Comments By Citizens

There were none.

Signatures on Official Documents!

Motion To Adjourn:

Mr. Cook made a motion to adjourn. Mr. Hayden seconded, motion passed.

Signatures on Official Documents!

Brett S. Foster – President

Jerry G. Cook- Vice-President

Sylvia Kay Hartley

Eric C. Hayden

Dennis D. Schrupf

Attested: _____
Jan Unger, Clerk Treasurer

The Next Cicero Town Council Meeting will be on November 20, 2012 at 7:00 PM at the Cicero Town Hall.