

MINUTES CICERO TOWN COUNCIL MEETING
July 2, 2013, Town Hall 7:00 PM
Cicero Town Hall, 70 N. Byron Street

Call To Order: President Jerry Cook called the meeting to order and led the Pledge of Allegiance. Mr. Brett Foster gave prayer. President Cook called for the roll call and the members of the Town Council were present or absent as follows:

Present:	Jerry Cook	Absent:
	Kay Hartley	
	Brett Foster	
	Eric Hayden	
	Dennis Schrumpf	

President Cook declared a quorum present.

Others Present: Jan Unger, Clerk Treasurer
Charlie Cambre, Park Superintendent
Pat Comer, Street & Utility Director
Dave Hildebrand, Police Chief
Steve Peachey, Fire Chief
Paul Munoz, Cicero/Jackson Township Plan Commission Director
John Culp, Town Attorney
Dan Strong, President Cicero/Jackson Township Plan Commission
Paul Utterback, Storm Water Management Board President

Approval of Prior Minutes:

Town Council Meeting Minutes for June 18, 2013 – Ms. Hartley made a motion to approve the Minutes for June 18, 2013. Mr. Foster seconded, motion passed.

Approval of Agenda

Mr. Foster made a motion to approve the agenda as presented. Mr. Schrumpf seconded, motion passed.

Approval of Claims

Mr. Hayden had a couple of questions regarding the claims, which were answered. Mr. Schrumpf made a motion to approve the claims as presented. Ms. Hartley seconded, motion passed.

Petitions by Citizens

There were none.

President's Report

President Cook thanked the Police department for taking care of a situation at Hidden Bay in a quick and professional manner.

President Cook thanked Hamilton County Commissioner, Mark Heirbrandt for attending the Cicero Town Council Meeting this evening as well as other meetings in the past.

Council Committee Reports

There were none.

Legal Counsel Report- John Culp:

Mr. Culp stated that he had nothing this evening.

Cicero/Jackson Township Plan Commission Report – Dan Strong

1. Mr. Strong informed the Council that there has been some activity in that there have been several applications for minor subdivision.
2. Mr. Strong stated that the old Cicero Pool and Spa location has reopened at Immaculate Concepts, LLC.
3. Mr. Strong stated that La Cascada Mexican Restaurant has applied for a permit for outside seating.
4. There is a new Window Tinting business on SR 19 South.
5. Mr. Strong stated that the DQ is doing a remodel to relocate their restrooms with inside access.
6. Mr. Strong stated that CVS was moving along and that their anticipated date of completion is July 28.
7. Mr. strong stated Dollar General has applied for a permit and expansion at the old CVS location. Mr. Schrupf inquired if the expansion included resurfacing the parking lot and Mr. Strong stated that it did along with other exterior updates.
8. Police Chief Hildebrand stated that even though Mr. Strong didn't mention it, McDonalds also went under a recent remodel also.
9. Mr. Cook asked Mr. Munoz to keep the Council informed on new businesses coming to town as the Council often gets asked. Mr. Munoz stated that he will do that, however, in some cases the developer does not want information out until they have all of their plans in order.

Town Engineer Report

Mr. Bryant was not available.

Mr. Comer stated that the plans for the storm drain on Wiley Street have been completed and they should start sometime in July.

Mr. Munoz stated that United was working on an analysis for the extension of utility service for west and south of Cicero. Mr. Munoz asked the Council to check on this.

Old Business

There was none.

New Business

Council To Consider Agreement For Legal Services Between Town of Cicero And Church, Church, Hittle & Antrim, Attorneys.

Mr. Cook stated that the Agreement with Church, Church, Hittle & Antrim (CCHA) included a section #3, Bond Issues, that was not in Mr. Culp's original agreement. Mr. Culp stated that at the last meeting he stated that the new agreement was the same as his previous one. Mr. Culp stated that it was brought to his attention that #3, Bond Issues was included in the new agreement. Mr. Culp stated he called each Council member regarding this paragraph. Mr. Culp stated that the Bond Council was Mr. Tom Pitman and his job was to prepare documents and provide the underwriting for the bond issues. Umbaugh's responsibilities were to prepare the financial information and opinions. Mr. Culp as town attorney would review documents and give local council opinion.

Mr. Culp stated that he has discussed this paragraph with CCHA and they have to list all of the bonds on their insurance policy, which cause their policy costs to go up. Mr. Hayden stated that Mr. Culp has stated that the cost would be \$7,500 and this was not discussed originally and was not in the original contract. There was a discussion by the Council. Mr. Cook stated that he would like to see a breakdown of what is included in the \$7,500. There was another discussion about negotiating the cost. Mr. Foster stated that the cost seemed reasonable to him noting the amount of liability incurred by Mr. Culp. Mr. Foster made a motion to approve the agreement with CCHA which would include a addendum regarding the \$7,500 for the bond issue. Mr. Schrupf seconded, motion passed 3-2 with Ms. Hartley and Mr. Hayden voting nay. Mr. Cook stated that he would still like to see a breakdown on the costs for the bond issue.

Council To Discuss Measures They Are Considering For The 2014 Town's Budget.

Mr. Cook stated that at the June 13 Department Head meeting the Council discussed the following items with regard to the 2014 Budget. Longevity being paid up to 20 years; employees portion of the insurance will being 20%; Ms. Unger is to research requiring spouses who have insurance available to them through their employer take that insurance and not be on the Town's insurance; Council will consider removing at least 50% of the hydrant rental fee from the General Fund to a user fee; and raises not being given. Mr. Cook stated that the hard costs are that the Town has a \$500,000 deficit. By removing the hydrant rental from the General Fund and if the insurance is less than projected and if everything is not spent out of the budgets it could be brought down to around \$200,000. There was a discussion about additional meetings. Ms. Unger stated that she has given the Council a proposed calendar for the budget process. She has scheduled two more budget meetings, one for July 11th and one for August 15th which co-inside with the Department Head Meetings. There was further discussion and Mr. Cook stated that the issues would be discussed at the next budget meeting

Council To Consider Resolution 07-02-2013-1 Transferring Funds Plan Department.

Mr. Schrupf made a motion to approve Resolution 07-02-2013-1 Transferring Funds Plan Department. Mr. Hayden seconded, motion passed.

Miscellaneous Business

1. Police Chief Hildebrand inquired of the Council if they wanted to continue with the three year employment contract for the new hire. Council said yes. Chief Hildebrand informed the Council that they were close to making discussions. Chief Hildebrand also informed the Council that the Police Commissioners would make the decision on the new hire and then he would be introduced at the next Council Meeting.
2. Chief Hildebrand also brought the issue of a rain date for the fireworks. The Council stated that a decision to have a rain date was up to Chief Hildebrand, Chief Peachey and the Lights Over Morse Lake committee and the Council would stand by their decision. Fire Chief Peachey stated that the decision needed to be made earlier in the day this year if there is a possibility of rain for safety reasons.
3. Mr. Culp stated that he wanted the Council to understand that the \$7,500 on the Bond Issue was a not to exceed amount. He would get back with the Council after he talks with CCHA tomorrow.

Comments from the Public

There were none.

Signatures on Official Documents!

Mr. Hayden made a motion to adjourn the Town Council Meeting. Mr. Foster seconded. Motion to adjourn passed.

Jerry G. Cook – President

Dennis D. Schrupf- Vice-President

Brett S. Foster

Eric C. Hayden

Sylvia Kay Hartley

Attested: _____
Jan Unger, Clerk Treasurer

Note: The Next Cicero Town Council Meeting will be on Tuesday, July 16, 2013 @ 7:00 PM at the Cicero Town Hall.