

# **MINUTES CICERO TOWN COUNCIL MEETING**

**November 19, 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. 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  
Dennis Schrumpf  
Brett Foster  
Kay Hartley  
Eric Hayden

**Absent:**

President Cook 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  
Paul Utterback, Storm Water Management Board President

## **Approval of Agenda**

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

## **Council To Have Public Hearing On Additional Appropriations For Fire.**

Mr. Schrumpf made a motion to open the Public Hearing. Mr. Hayden seconded, motion passed. Mr. Cook asked if there were any questions or comment from the public. There were none. Mr. Hayden made a motion to close the Public Hearing. Mr. Foster seconded, motion passed.

## **Council To Consider Ordinance 11-19-2013-1 Additional Appropriations for Fire.**

Mr. Cook inquired if the Council had any questions and there were none. Mr. Cook called for a motion. Mr. Hayden made a motion to approve Ordinance 11-19-2013-1 appropriating and additional \$10,000 to the Fire Department fill-in help. Ms. Hartley seconded, motion passed.

## **Approval of Prior Minutes:**

**Town Council Meeting Minutes for November 5, 2013** –Mr. Schrumpf made a motion to approve the Minutes for November 5, 2013 with a minor adjustment. Ms. Hartley seconded, motion passed.

## **Approval of Claims**

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

## **Petitions by Citizens**

1. **Doug Drake** addressed the Council about the property at 890 S. Peru Street that he owns next to CVS. Mr. Drake stated that the original access off of SR 19 into the Dean Street was 24 feet. Now the cut at that CVS put in is only 12 feet. Mr. Drake was at the Department Head meeting October 10<sup>th</sup> to inquire about this and he was back this evening to see if the Town has found anything out. Mr. Bryant stated that he has looked at Google Maps and it does appear that the cut was larger but Mr. Bryant stated that he has not talked with the developer but he will. Mr. Drake also inquired about the landscaping that was to be installed to block the view of the CVS store. Mr. Munoz was to look into this and he is on leave. Council will check into this. Mr. Drake said he was just checking as a follow up.
2. **Edwin J. Salvagin** addressed the Council regarding the sewer/storm pipes in front of his house. Mr. Salvagin wanted to know why we were starting the project now just before the holidays and during the winter. Mr. Salvagin also wanted to know when the Town found the problems. Mr. Cook informed him that this has been a long process of looking into the infiltration of storm water into the sanitary sewers. The Town was aware of the project in earlier in the year but plans had to be drawn, bids let out, and a bond issue process had to be completed. Mr. Bryant stated that he would ask the contractor where he was starting and if it was possible to do another area first if it was in front of his house. Mr. Bryant stated that the reason they were starting now was because they needed to finish before the spring rains. There was a discussion about photographs being taken of Mr. Salvagin's home and Mr. Comer stated that it was documentation of what was there prior to the project being started. With the exception of the easements everything would be put back.

## **President's Report**

President distributed annual holiday cards for employees to the department heads.

## **Council Committee Reports**

There were none.

## **Legal Counsel Report- John Culp:**

Mr. Culp had Mr. Comer inform the Council about the lateral issue at Waraham's Pond. Mr. Comer stated that the Town, according to the ordinances, owns the lateral to the owner's property line. Since the Developer is out of business the Town had to fix it. Mr. Comer distributed photographs that show were the trencher from the developer cut across the lateral. Mr. Comer informed the Council that they have repaired the line.

## **Cicero/Jackson Township Plan Commission Report – Dan Strong**

Mr. Strong and Mr. Munoz were not available.

## **Town Engineer Report**

Mr. Bryant informed the Council of the following:

1. I & I Project – Mr. Bryant stated that they had a preconstruction meeting on November 18<sup>th</sup> and that they are planning to start sometime this week. Mr. Bryant stated that they would not start excavation until after Thanksgiving. Mr. Bryant said that he had had the construction agreement for Mr. Cook to sign and that the Council had already given him authority to sign. Mr. Hayden inquired about when the project would be completed and Mr. Bryant stated that it should be done March 15, 2014. Mr. Bryant stated that it was all weather dependent.
2. Stringtown Pike/BB Park Path – Mr. Bryant informed the Council that he need to send in a Grant Post Construction Certificate and Mr. Cook needed to sign. Mr. Hayden made a motion to approve Mr. Cook signing the certificate. Mr. Foster seconded, motion passed.

3. Jackson Street Pedestrian Walkway – Mr. Bryant distributed a monthly report prepared by the inspector. Mr. Bryant stated he would be handing this out monthly. The posts are being set and traffic restrictions are in place. Mr. Bryant inquired about changing the lighting across the Causeway to a single LED instead of the double sodium lights that were in the plans. Mr. Bryant stated that it was the opinion of United that the double lights would be too much and they were recommending the change. Mr. Hayden made a motion to approve changing the lighting to single LED gas replica lights. Mr. Schrupf seconded, motion passed.
4. East Side and West Side Wastewater and Water Study – Mr. Bryant distributed the final copy on this study.

### **Old Business**

There was none.

### **New Business**

#### **Council To Consider Ordinance 11-05-2013-2 Transfer For MVH, Park, & Police.**

Mr. Schrupf made a motion to approve Ordinance 11-05-2013-2 Transfer For MVH, Park, & Police. Ms. Hartley seconded, motion passed.

#### **Council To Consider Funding For Lighting From Causeway To Main Street.**

Mr. Schrupf made a motion to approve adding four street lights on Jackson Street from the Jackson Street Pedestrian Walkway to Main Street to be paid for out of the Town's CCD Fund. Mr. Foster seconded, motion passed.

#### **Council To Discuss LED Lighting For Town Buildings.**

Mr. Cook stated that there was a presentation at the Department Head Meeting on November 12<sup>th</sup>, 2013 by Energizing Indiana showing the benefits and rebates available for the Town if they change the lights to LED. There was a short discussion where Ms. Unger informed the Council that the Town has been granted an extension on the double rebates to December 31, 2013 the other rebates are as stated in the presentation. Mr. Hayden made a motion to ask for proposals to change out the Town's interior lights and building flood light to LED as presented at. Mr. Foster seconded, motion passed. Mr. Culp stated that the proposals should be sealed.

#### **Council To Consider Agreement With Anlaan Corporation For Use Of Red Bridge Park.**

The Council stated that they have reviewed the Agreement with Anlaan. Mr. Culp has reviewed the document. Mr. Cambre stated the document has been signed by the Anlaan representative. Mr. Schrupf made a motion to approve the Agreement and to allow Mr. Cook to sign. Ms. Hartley seconded, motion passed.

### **Miscellaneous Business**

1. Mr. Hayden informed the Council that he and Mr. Schrupf were going to meet with the Cicero Volunteer Fire Department to discuss the contract they have with the Town.

2. Ms. Unger informed the Council that Gregg Boyd was in the office wanting to get applications for permits needed and he stated that he was moving forward with the project.

**Comments from the Public**

There were none.

***Signatures on Official Documents!***

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

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Jerry G. Cook – President

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Dennis D. Schrupf- Vice-President

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Brett S. Foster

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Eric C. Hayden

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Sylvia Kay Hartley

**Attested:** \_\_\_\_\_  
Jan Unger, Clerk Treasurer

**Note: The Next Cicero Town Council Meeting will be on Tuesday, November 19, 2013 @ 7:00 PM at the Cicero Town Hall.**