

MINUTES CICERO TOWN COUNCIL MEETING

**October 1, 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:
	Brett Foster	
	Kay Hartley	
	Eric Hayden	
	Dennis Schrupf	

President Cook declared a quorum present.

Others Present: Jan Unger, Clerk Treasurer
Pat Comer, Street & Utilities Director
Dave Hildebrand, Police Chief
Steve Peachey, Fire Chief
Paul Munoz, Director Cicero/Jackson Township Plan Commission
Keith Bryant, Town Engineer
Paul Utterback, President Storm Water Management Board

Approval of Agenda

Mr. Foster made a motion to approve the agenda. Mr. Hayden seconded, motion passed.

IACT Larry A. Conrad Civic Service Award.

Mr. Munoz informed the Council that the application for the Town of Cicero for an IACT Green Community Designation was awarded to Cicero and will be presented on October 7th at the IACT Annual Conference.

Mr. Munoz then informed the Council and the attendees that Dan Strong was nominated for the IACT Larry A. Conrad Civic Service Award by members of the Council and town employees and that he has received the award. Mr. Munoz read the criteria and some of the comments by the Council and staff about Mr. Strong. Mr. Munoz stated that the actual award will be presented at the IACT Annual Conference on Monday evening at the J.W. Marriott. Mr. Munoz stated that Mr. Strong was well deserving of the award and Mr. Strong was congratulated by all present. The president called for a recess while everyone had refreshments.

President Cook called the meeting back to order.

Approval of 2014 Budget.

Mr. Schrupf made a motion to approve the 2014 Budget. Mr. Foster seconded, motion passed.

Public Hearing Ordinance 10-01-2013-1 Additional Appropriations.

Mr. Hayden made a motion to open the Public Hearing on Ordinance 10-01-2013-1 Additional Appropriations. Mr. Hartley seconded, motion passed. Ms. Unger explained that the Additional Appropriations were Home Rule Funds. There were no comments from the public. Mr. Hayden made a motion to close the Public Hearing. Mr. Schrupf seconded, motion passed. Mr. Schrupf made a motion to approve Ordinance 10-01-2013-1 Additional Appropriations. Ms. Hartley seconded, motion passed.

Approval of Prior Minutes:

Town Council Meeting Minutes for September 17, 2013 – Ms. Hartley made a correction on spelling. Mr. Hayden made a motion to approve the Minutes for September 17, 2013. Mr. Foster seconded, motion passed.

Approval of Claims

Ms. Hartley made a motion to approve the claims as presented. Mr. Schrupf seconded, motion passed.

Petitions by Citizens

There was none.

President’s Report

President Cook stated that he met with the Developer of the Waterfront Restaurant to discuss the repositioning of the Town’s docks that the developer was requesting. Mr. Cook stated that he understood what they were wanting but was not sure that it would solve the problem with the debris that collects there. Mr. Cook stated that the developer did not offer for the rearranging of the docks and that there would be an expense to make these changes. Mr. Cambre stated that he had already received from Mr. Rosenberg to place the docks where they were as the normal distance from the shore to the dock was 24 feet and our is 20 feet. Mr. Comer stated that Miller Surveying just completed a survey of the property and the stakes show the Town’s property going further south than the original thinking. Mr. Jim Schneider stated that by moving the docks it may help but he was not sure either. Mr. Schneider inquired as to how the docks would be secured. Mr. Cook stated that there would be an expense as there would need to be poles and sleeves installed on the current dock. Mr. Cook stated that this was information only and no decisions were made during their discussion.

Council Committee Reports

There were none.

Legal Counsel Report- John Culp:

Mr. Culp was not available.

Cicero/Jackson Township Plan Commission Report – Dan Strong/Paul Munoz

1. Mr. Munoz informed the Council that the application to the Upper White River Watershed Alliance (UWRWA) for assistance with the Rain Garden to solve the drainage problem at the east entrance to the Causeway was submitted. Mr. Munoz stated that it would be \$7,000- \$10,000. Mr. Cook inquired if United was involved and Mr. Munoz stated that they did the design and estimate. Mr. Cook inquired of Mr. Bryant if this would help and Mr. Bryant stated it would.
2. IACT Awards – discussed at the beginning of the meeting
3. Plan Commission RFP for Ordinance Updates – Mr. Munoz stated that this would be discussed later when Mr. Culp was available.

Town Engineer Report

Mr. Bryant discussed the following:

1. Jackson Street Pedestrian Walkway - Mr. Bryant informed the Council that the contractor is planning to start on the lane restrictions for the causeway around October 14th. Mr. Cook inquired about the pipe around the constructions trailer and was told that it was for the temporary electricity.
2. Sewer Rehab Project – Mr. Bryant distributed a letter from United along with the tabulations for the 2013 Downtown Sewer Rehabilitation Project. Mr. Bryant stated that United was recommending that the Town award the bid to CAT Excavating, Inc. Their bid amount was \$794,377. Mr. Bryant stated that the bid was compete and he was confident they were capable of completing the job.
 - a. Mr. Hayden made a motion to award the bid for the 2013 Downtown Sewer Rehabilitation Project to CAT Excavating contingent on the bonds being sold on October 17th, 2013. Mr. Schruppf seconded, motion passed
 - b. Regarding the contingency, Mr. Bryant stated that any excess money could not be used to pay on the principle of the Bonds until January 2022. Mr. Bryant stated that he thought there should be a contingency in the amount of 10-20%. 10% would be around \$880,000 and 20% around \$950,000. There was a discussion about the possible change orders and the amount. Mr. Hayden made a motion to have a contingency and that the total amount of the construction bond should be \$900,000. Mr. Foster seconded, motion passed.

Old Business

Council To Award Bid For The Downtown Sewer Rehabilitation Project.

Awarded under Town Engineer.

Council To Discuss CDBG Grant Money For Sidewalk On Buckeye.

The Town applied for \$10,000 for the southside of Buckeye Street sidewalk through the Community Development Block Grant (CDBG) program thinking that we would get around that much. As it turned out Mark McConaghy called and said that the project was approved but that we would only get \$2,821 as they paid too much last year. The estimated cost of the project is \$17,425. That would mean that the Town would have to pay approximately \$14,604. Ms. Unger stated that there was \$60,000 appropriated in the CCI Fund. We are paying for the emergency fire truck repair out of there which is a little over \$10,000. There is money left to do the sidewalks if the Council would like to. There was a discussion. Ms. Hartley made a motion to approve moving forward with the project and using CCI money. Mr. Foster seconded, motion passed 4-0-1 with Mr. Schruppf abstaining.

New Business

Council To Consider Pledge To Lights Over Morse Lake For 2014.

Mr. Cook stated that LOML were trying to get their sponsorships in early for next year's event and is asking for pledges. After a discussion Mr. Schruppf made a motion to pledge \$500 towards the LOML for 2014. Ms. Hartley seconded, motion passed.

Council To Consider Ordinance 10-01-2013-1 Transfer For MVH.

Mr. Schrumpf made a motion to approve Ordinance 10-01-2013-1 Transfer For MVH.

Ms. Hartley seconded, motion passed.

Miscellaneous Business

1. Mr. Hayden stated that the Fire Department is considering going to Cleveland to get a surplus generator for the Fire Department. The other one they got will not work. Government shutdown will delay this process. Council was okay with them getting the generator.
2. Mr. Hayden stated that the Fire Department made need to appropriate additional money for overtime from the money the volunteers are paying the Town.

Comments from the Public

There were none.

Signatures on Official Documents!

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

Jerry G. Cook – President

Dennis D. Schrumpf- 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, October 15, 2013 @ 7:00 PM at the Cicero Town Hall.