



**TOWN OF CICERO**  
**TOWN COUNCIL MEETING MINUTES**  
**July 1, 2014**  
**At 7:00 PM**

**Call To Order:** President Dennis Schrupf called the meeting to order and led the Pledge of Allegiance. Ms. Hartley gave the prayer. President Schrupf called for the roll call and the members of the Town Council were present or absent as follows:

<b>Present:</b>	Dennis Schrupf	<b>Absent:</b>
	Jerry Cook	
	Brett Foster	
	Kay Hartley	
	Eric Hayden	

President Schrupf 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  
Paul Munoz, Cicero/Jackson Township Plan Commission Director  
Aaron Culp, Town Attorney  
Kelleigh Fagan, Attorney  
Dan Strong, Cicero/Jackson Township Plan Commission President  
Paul Utterback, President Storm Water Management Board

**Approval of Agenda:**

Mr. Schrupf added to New Business the Maintenance Agreement for the Warning Siren. Mr. Foster made a motion to approve the Agenda as amended. Mr. Cook seconded, motion passed.

**Approval of Prior Minutes:**

**Town Council Meeting Minutes, June 17, 2014, 7:00 PM** – Ms. Hartley inquired about the comment regarding fishing off of the old bridge on the causeway. There was a discussion and Chief Hildebrand stated that our ordinances do not allow fishing off of the bridge. Ms. Hartley made a motion to approve the June 17, 2014 Town Council Meeting Minutes with an amendment to fishing off of the Bridge. Mr. Foster seconded, motion passed.

**Approval of Claims:**

Mr. Hayden inquired as to who needed a new heating and cooling unit. Chief Peachey stated that they need one at the fire station as it was 14 years old. Ms. Hartley inquired about the auto repair and Chief Peachey said that it was covered by insurance. Mr. Cook made a motion to approve the claims as presented. Ms. Hartley seconded, motion passed.

**Petitions by Citizens:**

There were none.

**President's Report:**

President Schrupf stated that the Council needed to have a Budget meeting. It was decided to have it on July 10<sup>th</sup> at 7:00 pm instead of the Staff Meeting. Each department will schedule a time to meet with the Council individually.

**Council Committee Reports:**

There were none.

**Legal Counsel Report-Aaron Culp:**

1. Mr. Culp distributed an ordinance for the Council's review to Adopt Certain Measures to Comply with National Flood Insurance Program Regulations. Mr. Culp stated that he and Ms. Fagan have been working on this. There is a copy of the ordinance, notes on the changes that were made to the current ordinance and information on the federal regulations. Mr. Culp stated that the Council could review these documents and the ordinance could be placed on the July 15<sup>th</sup> agenda.
2. Mr. Culp informed the Council that he and Ms. Unger have been working on a required report for Underground Storage Tanks, of which the Town has two. The Town has to have \$1,000,000 insurance or apply for state insurance in which case the Town has to show they can pay the deductible if there would be an event. With the state insurance program the Town is covered for \$2,000,000. The deductible is estimated to be \$30,000. The Town is not currently covered for the \$2,000,000 by the Town's Insurance Policy except there is \$50,000 in its policy for pollutant cleanup and removal but not sure if it is available to use for the deductible. Ms. Unger will check on this with the Insurance Company. The other least expensive option is to have Umbaugh write a letter to the State stating that the Town can cover the deductible in case of an event. Mr. Culp stated that the report was due July 7<sup>th</sup> but IDEM has given a 30 day extension. Mr. Cook made a motion to allow Ms. Unger to contact Umbaugh if necessary to write a letter, the cost not to exceed \$400.00. Mr. Foster seconded, motion passed.

**Cicero/Jackson Township Plan Commission Report-Mr. Munoz**

1. Mr. Strong stated that he didn't have anything but Mr. Munoz needed to update the Council on an issue.
2. Mr. Munoz addressed the Council concerning Cicero Capital, LLC Project at the Waterfront. Mr. Munoz stated that the State has issued a stop work order until they have a meeting with all parties involved. Mr. Munoz stated that they have met with Cicero Capital, LLC numerous occasions to discuss the issues. Cicero Capital, LLC has not complied with any of the requests. There is not a complete accurate set of plans for the project. Mr. Munoz stated that they have made every effort to work with Cicero Capital, LLC but have no response from them. The meeting will be Tuesday, July 8<sup>th</sup> at 2:30 pm at the State House. There is to be no work until this meeting has occurred. Mr. Munoz stated that an anonymous complaint went to the State and now it is in the State's hands. Mr. Culp added that he has had discussions with Mr. Munoz and that now that the State has stepped in it is out of our hands. Mr. Culp stated that Cicero Capital LLC has treated the Building Codes as if they were optional. The Town does not have the ability to bend the law. Mr. Strong stated that Mr. Munoz and Chief Peachey have gone out of their way to work with Cicero Capital, LLC.

**Town Engineer Report-Mr. Keith Bryant –**

Mr. Bryant was not in attendance but submitted a written report, see following page. Mr. Comer stated that the Council needed to act on the option of installing sod and an erosion control blanket instead of seeding, as outlined in # 1 of the engineer's report.

**Town of Cicero**  
**July1, 2014 Town Council Meeting**  
**Engineer's Report**

1. **Jackson Street Pedestrian Path Project** – A walk through is scheduled with INDOT on July 3. The bridge is expected to be open to pedestrian traffic by mid-day on Thursday July 3. There will still be some clean up and punch list items to complete but it should be in good shape for the July 4<sup>th</sup> holiday. On the east end at the plaza (circular sidewalk area), it has been considered to apply sod instead of the grass seed and erosion control blanket. This would reduce future erosion during heavy rainfalls (until the grass is established) and provide a better appearance for this weekend if the Town desires and we can get direction tonight. INDOT has agreed to pay 80% leaving an approximate cost of \$1000 for the Town but we would still be below the original contract amount based upon where we currently stand. If this is something that the Town would like to do, please have Pat Comer call me tonight with your direction. We would be happy to assist with an official “ribbon cutting” or completion ceremony in the future if this would be something that the Town would be interested in.
  
2. **Cicero –Downtown Sewer Improvements (I & I)**: The contractor has been out of Town since the last meeting but plans to mobilize back to Town on Monday July 7 to begin preparation for work on SR 19 on July 8. Verbally, INDOT has agreed to allow full closures (local and emergency traffic will be allowed to enter and exit. The work will be done in the block from Jackson Street to Buckeye Street and Spring Street to Neal Street. There will also be work from Brinton Street southward but it the sewer is on the east side of the road and there should not be a significant traffic impact in this area. The Contractor is to maintain traffic into the businesses. The goal is to complete this work before school reconvenes.

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



After reviewing the report and a brief discussion Mr. Hayden made a motion to approve the sod and erosion control blanket in place of the seeding on the west side not the east. Mr. Cook seconded, motion passed.

**Old Business:**

There was none.

**New Business**

**Council To Consider Warning Siren Maintenance Agreement.**

Mr. Schrumpf inquired if this is the same company we have used in the past and was told it was. The amount of the Agreement was \$350.00. Mr. Foster made a motion to approve the agreement for Warning Siren Maintenance and allow Mr. Schrumpf to sign. Mr. Cook seconded, motion passed.

**Miscellaneous**

1. Chief Hildebrand stated that they intend to use the new walkway on July 4<sup>th</sup> and hope to be able to keep a path to the north side for access if necessary. Chief Hildebrand stated that the causeway would be closed during the fireworks for safety purposes.
2. Mr. Comer informed the Council that while milling Jackson Street near the United Methodist Church the paving base disintegrated and they had to put down a new base. The bill will be slightly higher than the proposal because of this.

**Comments from the Public**

There were none.

***Signatures on Official Documents!***

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

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Dennis D. Schrumpf – President

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Sylvia Kay Hartley- Vice-President

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Jerry G. Cook

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Brett S. Foster

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Eric C. Hayden

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

**Note: The Next Cicero Town Council Meeting will be on Tuesday, July 15, 2014 @ 7:00 PM at the Cicero Town Hall.**