



TOWN OF CICERO
TOWN COUNCIL MEETING MINUTES
June 3, 2014
At 7:00 PM

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

Present: Dennis Schrupf
Jerry Cook
Brett Foster
Kay Hartley

Absent: Eric Hayden

President Schrupf declared a quorum present.

Others Present: Jan Unger, Clerk Treasurer
Charlie Cambre, Park Superintendent
Dave Hildebrand, Police Chief
Steve Peachey, Fire Chief
Paul Munoz, Cicero/Jackson Township Plan Commission Director
John Culp, Town Attorney
Kelleigh Fagan, Attorney
Keith Bryant, Town Engineer
Paul Utterback, President Storm Water Management Board

Approval of Agenda:

Ms. Hartley made a motion to approve as presented. Mr. Cook seconded, motion passed

Approval of Prior Minutes:

Town Council Meeting Minutes, May 20, 2014, 7:00 PM – Mr. Cook made motion to approve the May 20, 2014 Town Council Meeting Minutes Mr. Foster seconded, motion passed.

Approval of Claims:

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

Petitions by Citizens:

Mr. Jim Schneider addressed the Council concerning the Town Docks and the lake cleanup. Mr. Schneider distributed photographs of the debris in the lake that was cleaned up last weekend. Mr. Schneider stated that Morse Lake Waterways Association (MLWA) had not intended to clean up for the Triathlon but Ms. Jane Hunter could not find enough volunteers so MLWA had 22 volunteers and they worked about 3 ½ hours. MLWA has their cleanup scheduled for July 12th. Mr. Schneider is concerned about the dock area and would like the Town to have a plan to keep it clean stating that the situation needed to be addressed.

Ms. Hartley asked Mr. Schneider to update the Council on the dredging. Mr. Schneider stated that they were having another meeting with Citizens in a couple of weeks and they

would have more information after that meeting. Mr. Schneider did say Citizens was contributing \$300,000 per year for dredging on Morse and Geist. Mr. Schneider stated that the initial plan is to start on SR 19 in Cicero. Bids will be in June 1st and he would know more at that time. Mr. Schneider stated that Big Cicero Creek contributed about 60-65% of the water. He would have an update in a month or so.

Ms. Hartley inquired if there would be a property assessment to abutting properties. Mr. Schneider stated that in addition to the Citizens money MLWA has applied for a Lake and River Enhancement Grant.

Mr. Foster thanked Mr. Schneider for the work he did. Mr. Foster also stated that there are plans to move the direction of the Town's docks and it may help the situation if this is done.

President's Report:

President Schrupf reported that he didn't have anything this evening.

Council Committee Reports:

1. Update From Committee Investigating Process Of Planning For New Municipal Building - Mr. Munoz stated that the committee has met with a couple of vendors concerning a feasibility study for planning a new municipal building. The proposals include feasible study, conceptual plan, and final report. The Town has received two proposals for Council review, and if they would like, they could be discussed at a Staff meeting. Council agreed to discuss at the Staff Meeting.

Legal Counsel Report-Aaron Culp:

Mr. Culp stated he didn't have anything at this time.

Cicero/Jackson Township Plan Commission Report-Mr. Munoz

1. Discussion of 236th Street between Cicero and SR 31 - Mr. Munoz stated that the County was working on the final plans for 236th Street to SR 31 for the years 2016 & 2017. Mr. Munoz stated that it would be good for members of the Council to meet with the County and discuss the Council's ideas regarding the intersection of 236th Street and Tollgate Road and to get the Town's opinion on what they would like to see happen with the Street. Mr. Munoz thought we should protect the Town's interest. Mr. Schrupf stated that he would be willing to meet with the County and also to invite Mr. Strong and possibly other members of the Cicero/Jackson Township plan commission.
2. Mr. Munoz then addressed the Council concerning the properties located at 790 and 810 South Main Street in Cicero. The property owner is submitting a petition to vacate Wilson Street between his two properties. He has a seller and the title work shows that this street was never vacated even though the plan commission approved a barn being built by him partially in the street in 2000. Mr. Munoz stated that he has reviewed records back to the 1980's and can see no documents showing the vacation. Mr. Munoz showed the Council the lots as they appear on the County's website and it shows that the street is not there, just two lots. Mr. Munoz stated that he could not see a reason to not vacate, the street is between the property owner's two lots and there is a field behind the lots. Mr. Munoz stated that the Council needed to hold a public hearing on the petition within 30 days. Ms. Hartley inquired if there were any utilities in the right-of-way and Mr. Munoz stated there was not. Mr. Culp stated that the owner needs a legal description of the property in question and they would need to send letters to the adjoining property owners. Mr. Cook made a motion to accept

the petition and set for public hearing contingent on acquiring a legal description and letters being sent to the abutted property. Ms. Hartley seconded, motion passed.

Town Engineer Report-Mr. Keith Bryant –

Mr. Bryant addressed the following:

1. Jackson Street Pedestrian Walkway – Mr. Bryant distributed the May report for the Jackson Street Pedestrian Walkway. Mr. Bryant stated that they plan to open the road on Friday, June 6th for the triathlon and it would be open from there on. Mr. Bryant also stated that the walkway should be ready to open in a couple of weeks. There would still be some finish work with planting, etc.
2. Sewer I & I Project – Mr. Bryant informed the Council the contractor had been working on Bayview. They plan to come back in July and complete the work on SR 19 while school is out. Fire Chief Peachey inquired about the manhole at Brinton and Stringtown. Mr. Bryant stated that the cost from the current vendor was too high and they are getting some other quotes.
3. Lakeside Gardens – Mr. Bryant informed the Council that the manhole passed inspection and that United was putting together a punch list. There was a discussion about the contractor not getting the final work completed in a timely manner. Mr. Cook and Ms. Hartley inquired about whether or not a certificate of occupancy should have been distributed. Mr. Munoz stated that at the time he issued the certificate of occupancy he was not aware of any issues.

Old Business:

Council To Consider Options Proposed By Water And Wastewater Rate Study.

There was a brief discussion regarding the two options proposed. The first option was without payment in lieu of taxes and the second with payment in lieu of taxes. The second option was slightly higher. The rate increases would span a three year time period. In the discussion all the council members thought they should go with option one. Mr. Foster then made a motion to approve moving forward with option one. Ms. Hartley seconded, motion passed. Mr. Bruce Freeman inquired about the amount of the increase and Ms. Unger said less than a dollar on a minimum bill. Mr. Freeman thought he read where it was going to be over nine dollars. Ms. Unger said no. Mr. Schrupf then directed Mr. Culp to prepare the ordinance and public hearing notice.

New Business

Council To Consider Liability and Worker Comp Insurance for 2014-2015.

Mr. Schrupf stated that he had reviewed the proposal and that it looked good. There was not a significant increase over 2013. Ms. Hartley agreed. Mr. Foster inquired if he needed to recuse himself from the vote because his brother-in-law worked for Walker and Associates but he was not the Town's agent. Mr. Culp inquired if Mr. Foster had any monetary gain from this and Mr. Foster stated no. Mr. Culp then stated he did not need to recuse himself. Mr. Cook made a motion to approve the proposal from Walker and Associates for the Town's liability and work comp insurance through Downey. Ms. Hartley seconded, motion passed.

Miscellaneous

1. Mr. Culp informed the Council that there were new FEMA Rules and Regulations and that he, Aaron Culp, and Kelleigh Fagan have been reviewing and that the Town will have to amend some of their documents prior to November 1st.
- 2.

Comments from the Public

There were none.

Signatures on Official Documents!

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

Dennis D. Schrumpf – President

Sylvia Kay Hartley- Vice-President

Jerry G. Cook

Brett S. Foster

Eric C. Hayden

Attested: _____
Jan Unger, Clerk Treasurer

Note: The Next Cicero Town Council Meeting will be on Tuesday, June 17, 2014 @ 7:00 PM at the Cicero Town Hall.