



TOWN OF CICERO
TOWN COUNCIL MEETING MINUTES
March 17, 2015
At 7:00 PM

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

Present: Brett Foster
Chad Amos
Kay Hartley
Dennis Schruppf

Absent: Eric Hayden

President Hartley 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, Town Attorney
Keith Bryant, Town Engineer

Approval of Prior Minutes:

Town Council Meeting Minutes, March 3, 2015 at 7:00 PM – Mr. Schruppf made a motion to approve the March 3, 2015 Minutes. Mr. Foster seconded, motion passed.

Approval of Agenda:

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

Approval of Claims:

Mr. Amos made a motion to approve the claims as presented. Mr. Foster seconded, motion passed.

Petitions by Citizens:

1. Legion to request funding for flags. Mr. John Klephfer, commander for the Cicero Legion stated that he was here to ask for funding for the purchase of flags for the street and causeway. In the past the Town has given \$500.00. Mr. Foster made a motion to give the Legion \$500.00 for the purchase of flags. Mr. Schruppf seconded, motion passed.

President's Report:

1. Ms. Hartley informed the Council that there will be a workshop on April 16th regarding "What Makes a Quality Place?" Ms. Hartley stated that it sounded very interesting and that the Council has a flyer explaining the session.

2. Ms. Hartley informed the Council that the week of March 15th through March 21st there was going to be a Countywide testing of the tornado sirens. Chief Peachey added that for Cicero the testing would be on Thursday, March 19th, once mid-morning and once in the evening.
3. Ms. Hartley reminded the Council that there will be an executive session on March 25th at 7:00 PM at the Town Hall.

Council Committee Reports:

There were none.

Legal Counsel Report-Aaron Culp:

1. Mr. Culp informed the Council that the Lazy Frogg was given a temporary Certificate of Occupancy contingent on them putting \$10,000 in escrow to complete the exterior items. Mr. Culp stated that the original agreement called for a formal Escrow Account to be setup which we found to have a fee. Mr. Culp spoke with the Lazy Frogg attorney and they agreed that it could just be held in the Town's trust. Therefore, a new agreement has been written and is ready for Ms. Hartley's signature. The Council was good with that.
2. Mr. Culp stated that there were two properties that have violations that need to have a lawsuit filed. Mr. Culp asked the Council for permission to do this since it would be outside the contract the Town has with Church Church Hittle and Antrim. Mr. Foster made a motion to approve the additional expenditure. Mr. Amos seconded, motion passed.

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

1. Mr. Munoz informed the Council that he had an agreement that needed to be signed by Ms. Hartley. The agreement is for digital maps which were recommended to be completed in the updated Comprehensive Plan. Mr. Foster made a motion to approve proceeding with the digital maps and giving permission for Ms. Hartley to sign. Mr. Schrupf seconded, motion passed.

Town Engineer Report-Mr. Keith Bryant –

1. UV Filter system at Wastewater Plant – Mr. Bryant stated that they would be going to view several operations in April after the plants open. Bid requests should be out in May. They should be ready to install in October when the plant shuts down.
2. Hidden Bay Waterline Replacement – The bid request has been published. So far they have six possible bidders and they are hoping for a couple of more. They have a pre-bid meeting scheduled on March 30th and bids will be received on April 7th to be opened at the Council Meeting that evening.
3. Letter to Comcast regarding Utility Relocation – Mr. Bryant submitted a letter for Ms. Hartley to sign to Comcast requesting their invoice for work completed on utility relocation for the Jackson Street Pedestrian Walkway as discussed at the last meeting. The Council was good with the letter.
4. INDOT – Frontier – Mr. Bryant submitted a letter for Council approval for the additional expenditures Frontier had on the Jackson Street Pedestrian Walkway utility relocations. The request is for INDOT to pay 80% of the additional bill; the Town would pay 20% of the bill as agreed by Frontier regardless of the decision by INDOT to pay their 80%. Mr. Foster made a motion to approve the letter and give permission for Ms. Hartley to sign. Mr. Amos seconded, motion passed.

5. SR 19 Curbs and Sidewalks – Mr. Bryant informed the Council that INDOT will not be installing new curbs or sidewalks on SR 19 while they are paving. INDOT is not interested in making any changes to their current plan and they do not have funding.
 - a. The Town could do the work with INDOT approval, but that would take time for approval and it would probably not get back to the Town in time to get done before the paving.
 - b. If the Town were to proceed with the sidewalks, there is a lot of damage done due to shallow roots of trees, some of which are in INDOT or property owners right of way, which could be an issue because the trees would need to be removed.
 - c. If the Town would proceed there could also be a problem with utility lines and fencing that would need to be addressed.
 - d. Mr. Bryant said the project could possibly qualify for an MPO grant which is 80/20 match. Mr. Bryant explained that the MPO is committed through 2019 and that they are taking applications this fall for 2020. Mr. Bryant didn't think there were a lot of other options for this kind of project.
 - e. Mr. Bryant also explained to the Council that the Town has an ADA Transition Plan for sidewalks but it does not include SR 19. The plan requires that the Town spend \$30-40,000 per year on sidewalk improvements beginning in 2016. Mr. Bryant suggested that if the Council decide to apply for the MPO that they include these sidewalks in the plan.
 - f. Mr. Bryant stated that the curbs on SR 19 were in need of repair and estimates the cost to complete this to be around \$150,000. Additionally, the sidewalks may cost around \$86,000.
 - g. Mr. Foster suggested a game plan for 2016 to identify exactly what needs to be repaired as identified in the ADA Transition Plan and include SR 19. Mr. Bryant was directed to bring a TASK order to the Council for this effort.
 - h. Brinton Street and SR 19 – With INDOT widening Brinton Street west of SR 19 part way and the Town's interest in continuing that even further to allow for trucks to turn the corner without going into the side ditch the cost to the Town will run around \$30,000. This could be funded out of MVH paving money but would take away from what could be paved in the Town this year. Mr. Bryant was directed to bring a TASK order to the Council.
 - i. Mr. Comer stated that with the Brinton Street project the Town would probably only have money to do that and the repair on Morse Landing Drive.

Old Business:

Council To Consider Resolution 03-03-2015-1 Comprehensive Plan. (Tabled)

Mr. Schrupf made a motion to untable. Mr. Amos seconded. Mr. Munoz stated that if the Council was going to table this again it would be best to leave tabled now. Ms. Hartley stated that she had some concerns and would like to speak with Mr. Munoz prior to giving approval. Mr. Schrupf rescinded his motion. Item remained tabled.

Council To Consider Quotes For Repairs On Town Hall And Plan Office.

The Council reviewed the quotes for the repair of the deck on the Utility Office, the flashing for the chimney at the Town Hall, and the installation of the carpet squares in the Plan Commission office. Clear View was the lowest quote on all three projects. Mr. Foster made a motion to approve Clear View for these repairs. Mr. Amos seconded, motion passed.

New Business

Council To Consider Ordinance 03-17-2015-1 Zoning Ordinances.

Mr. Munoz informed the Council that this ordinance was not quite ready and asked the Council to table. Mr. Schrupf made a motion to table. Mr. Amos seconded, motion passed.

Council to Consider Interlocal Agreement With White River Township For ALS Service.

There was a discussion on #13 and the questions were answered. Mr. Foster made a motion to approve the interlocal with White River Township for ALS Service. Mr. Schrupf seconded, motion passed.

Council To Consider Signing Letter To DHS/FEMA Stating The Council Is Aware Of The Criteria For A SAFER Grant.

Mr. Schrupf made a motion to approve the letter and giving Ms. Hartley permission to sign. Mr. Foster seconded, motion passed.

Miscellaneous

1. There were none

Comments By Citizens

1. Mr. Tom Warner inquired if the state was planning to include a bike lane on SR 19 and was told that they were not. Mr. Warner stated that the improvements on Brinton Street were good and wanted to encourage the Council to do the repairs on SR 19 curbs and sidewalks and not do patch work but replace all. Mr. Warner inquired about repairing the RR Crossing on Brinton Street. It was explained to Mr. Warner that the Port Authority had authority over all of the RR Crossings. Chief Hildebrand stated that he was meeting with the Port Authority later this year. Chief Hildebrand stated that there were actually worse crossings than Brinton Street.

Signatures on Official Documents!

Motion To Adjourn:

Mr. Foster made a motion to adjourn. Mr. Amos seconded, motion passed.

Signatures of Cicero Town Council:

Sylvia Kay Hartley - President

Brett S. Foster - Vice-President

Chad B. Amos

Eric C. Hayden

Dennis D. Schrupf

Attested: _____
Jan Unger, Clerk Treasurer

The Next Cicero Town Council Meeting will be on April 7, 2015, at 7:00 PM at the Cicero Town Hall.