



**TOWN OF CICERO
TOWN COUNCIL MEETING MINUTES
Tuesday, September 18, 2018
At 7:00 PM**

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

Present: Chad Amos
Brett Foster
Chris Lutz
Rusty Miller
Craig Penwell

Absent:

Mr. Miller declared a quorum.

Others Present: Jan Unger, Clerk Treasurer
Charlie Cambre, Park Superintendent
Pat Comer, Street & Utilities Director
Jim Hunter, Police Chief
Lance Overholser, Fire Chief
C. J. Taylor, Cicero/Jackson Township Plan Commission Director
Aaron Culp, Town Attorney
Dan Strong, Cicero/Jackson Township Plan Commission President
Mike Murphy, Storm Water Management Board President

Approval of Agenda:

Ms. Unger asked to add the rate ordinance for Trash under new business. Mr. Amos made a motion to approve Agenda as amended. Mr. Lutz seconded, motion passed.

Public Hearing On Town of Cicero's 2019 Budget, Ordinance 09-18-2018-1 An Ordinance For Appropriations and Tax Rates for Town of Cicero for 2019.

Mr. Foster made a motion to open the Public Hearing on the 2019 Town of Cicero budget. Mr. Penwell seconded, motion passed. Mr. Miller ask Ms. Unger to read the budget which she did. Ms. Unger stated that the adoption of the 2019 Budget would be on October 9, 2018. Mr. Miller inquired if there were any questions or comments from the public. There were none. Mr. Lutz made a motion close the Public Hearing. Mr. Amos seconded, motion passed.

Approval of Prior Minutes:

Town Council Meeting Minutes, August 21, 2018, 7:00 PM – Mr. Lutz noted that there was an r left off Mr. Heavers name in the appointments, Ms. Unger said she would correct. Mr. Lutz made a motion to approve with the correction. Mr. Foster seconded, motion passed.

Approval of Claims:

Mr. Amos a motion to approve the Claims for September 18, 2018 as presented. Mr. Penwell seconded, motion passed.

Petitions by Citizens:

1. There were none.

President's Report:

1. Mr. Miller stated that he was appointing Jacob Everett to the Economic Development Committee. Mr. Miller stated that Mr. Everett is not able to attend this evening. Mr. Miller read a short bio from Mr. Everett.
2. Mr. Miller stated that he is appointing Doug Mehlan to the Stormwater Management Board. Mr. Miller read information about Mr. Mehlan and asked Mr. Mehlan to stand.
3. Mr. Miller inquired if the Council is interested in having a Ribbon Cutting for the Façade project. The Council agreed to do this. Ms. Unger stated that Ms. Kmicikewycz thought October 1st at 6:30 pm would be a good time for the ribbon cutting for the Council.
4. Mr. Miller stated that there would be a pre-construction meeting on Wednesday, September 19th, at 10:00 am at the Town Hall for the Façade Project. Mr. Foster said he would attend.

Council Committee Reports:

1. OTC Report – Ms. Sue Baker stated even with the rain Cicero had on September 8th that 262 of the 309 registered to be at the Dine on the Causeway came. They had put up additional tents connected to the main one. It was crowded, muddy and everyone had a good time. Nice evening.
2. EDC Report – There was nothing.

Legal Counsel Report- Aaron Culp:

1. Mr. Culp stated that he has had a difficult time contacting Hoosier Broadband. He has now been in contact with their legal agent. He has told him that they need to correct some of the installations on the tower. The agent inquired exactly what they need to do, and Mr. Culp said Hoosier Broadband staff needs to work with Mr. Comer.
2. Mr. Lutz inquired if Mr. Culp has heard anything back on the sick leave policy from Ms. Roberts concerning the 45-day sick time accumulation. Mr. Culp stated that he has not. Mr. Lutz stated that he assumes that we need an Ordinance to change the Personnel Handbook. Mr. Culp confirmed.

Cicero/Jackson Township Plan Commission Report-C. J. Taylor/Dan Strong:

1. Nothing from the Plan Commission this evening.

Town Engineer Report - Mr. Keith Bryant

Mr. Bryant was not available but sent the following report:

1. **SRF – I & I Reduction Project:** The report was completed and submitted. Following the SRF concurrence, we can proceed with project survey and design later this fall for Spring of 2019 loan closure and construction commencement.
2. **East Jackson Street Walk Path & Street Lights:** The Grant Application scope for the Community Crossing application is to be discussed by the Council per the agenda. We can assist further as needed.
3. **MI Homes / Tamarack Development:** The project is under construction. Primarily storm system components are being built. Tamarack has just received their IDEM Wastewater permit. The 30-day wait period for the IDEM Water Notice of Intent has expired so that may also proceed with this work. The MI contractor, Harvey Construction, informed us today that the sanitary work will not begin for several weeks but they may begin a portion of the water work this week. Easements acquisition is still being pursued for some areas by MI Homes. The IDEM Erosion Control deficiency list is being addressed and will be complete this week.
4. **Morse Landing Section 1 / Hidden Bay Front Lift Station Improvements:** Design efforts continue in order to upgrade these stations to accommodate the Tamarack and other future flows. The IDEM Wastewater permit application is anticipated later this week.

Old Business:

Council To Hear Report From Tina Henderson Regarding The Façade Grant.

Mr. Culp stated that he worked with on the contract with RB Architects until about 5 pm. The Construction Contract for Façade Project is now acceptable with Mr. Culp. Mr. Foster made a motion to untable the discussion on the Façade Grant. Mr. Amos seconded, motion passed. Mr. Miller inquired if the Council wanted to move forward with the contract. Mr. Amos made a motion to approve the contract with RB Architects and the Town of Cicero for the construction portion of the Façade Project and allow the president to sign. Mr. Penwell seconded, motion passed.

Council To Consider The Financial Commitment Letter For President Miller to Sign For The Community Crossings Matching Grant.

Mr. Amos made a motion to approve President Miller to sign the Financial Commitment Letter for the Community Crossings Matching Grant. Mr. Lutz seconded, motion passed.

Council To Consider Contract For Town Branding Project.

Mr. Culp stated that the contract is written in standard terms and conditions and that he is good with the Council signing if they would like. Mr. Foster inquired about the amount and if it is not to exceed amount. Mr. Culp stated that the amount is \$19,500 and that it does include a not to exceed amount. Mr. Amos made a motion to approve the Contract for the Town Branding Project with Propeller Marketing and allow President Miller to sign. Mr. Penwell seconded, motion passed.

New Business

Council To Consider Resolution 09-18-2018-2 Transferring Funds, Plan And Park.

Ms. Unger reviewed the transfers and informed the Council that the amount for the Park credit card fees has increased from their original version due to additional fuel sales. Mr. Lutz made a motion to approve Resolution 09-18-2018-2 Transferring Funds for Plan and Park. Mr. Penwell seconded, motion passed.

Council To Consider Ordinance 09-18-2018-3 2019 Salary Ordinance.

Ms. Unger stated that there were two version of the ordinance. One including the 45 extra meetings the Council could claim at \$50 per meeting. The seconded is the one written with the meetings stated separately where the Council would have to document and turn in the extra meetings. There was a discussion. Mr. Amos made a motion to approve the ordinance. Mr. Penwell seconded, motion passed 3-2 with Mr. Foster and Mr. Lutz voting nay.

Council To Consider Ordinance 09-18-2018-4 An Ordinance to Amend Section 52.11 of Chapter 52 of Title 5 of the Cicero Municipal Code by Amending the Code Concerning the Garbage Collection Fee.

Ms. Unger asked the Council to review the ordinance and if acceptable to set for Public Hearing either October 16th or November 7th. There was a discussion as to whether the Council would meet on October 16th. They currently have meetings scheduled for October 1st, 9th and 11th. It was decided that there would be a quorum to meet on October

16th and they would set the Public Hearing for that date. Additionally, it was decided that they would consolidate the Department Head meeting scheduled for October 11th with the Town Council Meeting on October 16th and cancel the Department Head Meeting on October 11th. Mr. Amos made a motion to hold the Public Hearing on October 16th for Ordinance 09-18-2018-4 An Ordinance to Amend Section 52.11 of Chapter 52 of Title 5 of the Cicero Municipal Code by Amending the Code Concerning the Garbage Collection Fee. Mr. Penwell seconded, motion passed.

Miscellaneous

1. Mr. Foster expressed his sincere thanks to the Cicero Fire Department and the cooperation of the 5 additional surrounding fire departments that came to help with the fire at the house across from his at 3075 Stilton. Seeing them all work together as one unit was very impressive. No one was hurt thankfully.

Comments By Citizens

1. Mr. Bruce Freeman inquired if the trash increase would affect businesses. Ms. Unger stated that the Town does not provide trash collection to businesses. Each business takes care of their own.

Motion To Adjourn:

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

Signatures on Official Documents!

Robert J. Miller, President

Christopher J. Lutz, Vice-president

Chad B. Amos

Brett S. Foster

Craig S. Penwell

Attested: _____
Jan Unger, Clerk Treasurer

The Next Cicero Town Council Meeting will be on October 1, 2018, at 7:00 PM at the Cicero Town Hall.