



**TOWN OF CICERO  
TOWN COUNCIL MEETING MINUTES  
Tuesday, September 17, 2019  
At 7:00 PM**

**Call To Order:**

**Present:** Chris Lutz  
Chad Amos  
Craig Penwell  
Jack Russell  
Dan Strong

**Absent:**

Declare a quorum present.

**Others Present:** Jan Unger, Clerk Treasurer  
Charlie Cambre, Park Superintendent  
Terry Cooper, Street & Utilities Director  
Jim Hunter, Police Chief  
Lance Overholser, Fire Chief  
C.J. Taylor, Cicero/Jackson Township Plan Commission Director  
Aaron Culp, Town Attorney  
Bruce Freeman, Storm Water Management Board President

**Approval of Agenda:**

Mr. Amos made a motion to approve the agenda as presented. Mr. Strong seconded, motion passed.

**Council To Hold Public Hearing On the 2020 Budget, Ordinance Number 09-17-2019-1.**

Mr. Amos made a motion to open the Public Hearing on the 2020 Budget, Ordinance Number 09-17-2019-1. Mr. Russell seconded, motion passed. Ms. Unger read the proposed 2020 Budget. Mr. Lutz inquired if there were any questions and there were none. Mr. Amos made a motion to close the Public Hearing on the 2020 Budget, Ordinance Number 09-17-2019-1. Mr. Russell seconded, motion passed.

**Approval of Prior Minutes:**

**Town Council Special Meeting, September 3, 2019, 6:15 PM–  
Town Council Meeting Minutes, September 3, 2019, 7:00 PM –**

Mr. Russell made a motion to approve the minutes listed above. Mr. Penwell seconded, motion passed.

**Baker Tilly To Discuss SRF Bond.**

Mr. Deen Rogers with Baker Tilly Addressed the Council concerning the SRF Bond.

1. Mr. Rogers stated that tonight would be the formal introduction of the Bond Ordinance 09-17-2019-4.
  - a. Mr. Rogers stated that in 2 weeks, October 1<sup>st</sup>, the Council will hold a public hearing on the Bond Ordinance.
  - b. The Public will then have 2 weeks to object.
  - c. On October 16<sup>th</sup> there will be a preclosing.

- d. 2 weeks later, October 30<sup>th</sup>, will be the final closing and funds will be available.
2. Mr. Rogers stated that the SRF requires that the Town use the Bank of New York. The Debt Service Reserve will also be paid to the Bank of New York. Any additional funding the Town may look at in the future for the Wastewater Fund will need to have approval from the Bank of New York.

**Approval of Claims:**

Ms. Unger asked to add to claims: Morse Landing Section 1 and Hidden Bay Lift Station claim to Watson Excavating, Inc. for \$146,181.60 and E. Jackson Street Claim to Schutt-Lookabill, Co., Inc. for \$85,432.79. Mr. Penwell made a motion to approve the claims as presented for September 3<sup>rd</sup>. Mr. Russell seconded, motion passed.

**President's Report:**

1. President Lutz had nothing this evening.

**Petitions by Citizens:**

1. There were none.

**Council Committee Reports:**

1. OTC – Mr. Russell stated that the Street Dance went over well. At the Dance they received donations to assist with the Pocket Park plans.
2. EDC – Mr. Lutz stated that he had nothing.
3. SWU Management Board Report – Mr. Freeman stated that they were supposed to have a meeting with the property owner on Shoreline Drive. The property owner was unable to attend. However, Mr. Freeman stated that they heard he was working with someone to get a solution.
4. Façade – Ms. Mendenhall had some substantial completion documents for Mr. Lutz to sign. Ms. Mendenhall stated that would complete all of the buildings with the exception of 30 West which has a water leak they are working to resolve.
  - a. Financials – Ms. Mendenhall stated that Pay Application #10 in the amount of \$31,449.75 has been submitted to her. This can be approved by the Council this evening with the contingency to hold payment until the Town receives the funds from the Historic Preservation Grant (HPG) from the building owners. Wait on retainage until the water issue at 30 is resolved. Mr. Amos made a motion to approve Pay Application #10 upon receiving the funds from the HPG in the amount of \$31,449.75. Mr. Russell seconded, motion passed.
  - b. Closeout of the two grants – Ms. Henderson stated that the OCRA will be in Town on September 24<sup>th</sup> at 10:30 am to 1:30 pm to audit the grant. They will be look at the following items:
    - Section 3 Compliance Civil Rights (2)
    - Certificate of Accessibility Civil Rights
    - Updated Disclosure Report
    - Notice of Completion/Final Inspection
  - c. Ms. Mendenhall stated she will be providing binders to the Town with all of the grant information. Warranties begin at the time of completion. Each property owner will receive binders with information pertinent to their property.

**Legal Counsel Report- Aaron Culp:**

1. Mr. Culp reviewed all of the entities that have scheduled or passed their Resolutions for the Public Safety Income Tax. The Town's meeting will be September 26<sup>th</sup> at the Town Hall at 7:00 pm.

**Cicero/Jackson Township Plan Commission Report - C. J. Taylor, Plan Commission Director/Dan Strong, Plan Commission President.**

1. Mr. Taylor stated that the Plan Commission has issued 25 permits for Tamarack. He was informed that 8 villas and 7 single family homes have been sold. MI Homes plans a grand opening for Tamarack on September 28<sup>th</sup> from 2-5 pm. Mr. Taylor distributed a plat of the subdivision with the permitted lots highlighted.
2. Mr. Taylor stated that he has a meeting tomorrow with a potential developer for west of the lake.

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

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

Town of Cicero  
September 17, 2019 Town Council Meeting  
Engineer's Report

1. SRF – I & I Reduction Project: Bids as received at the August 20 Council meeting have been reviewed. The low bid appears to be in order. We have reviewed with the Town's financial consultant, Bakertilly. They are working with the IFA (financial arm of the SRF Group) and have scheduled for a loan closing on October 30, 2019 (see attached schedule). We have assembled the post-bid SRF submittal package. Construction can begin following the loan closure.
2. MI Homes / Tamarack Development: The project construction continues. Basically, all piping is installed but the developer is still awaiting the installation of their lift station equipment.
3. Morse Landing Section 1 / Hidden Bay Front Lift Station Improvements: The Contractor, Watson Excavating, begin work / material delivery at the Hidden Bay lift station Structures for the Morse Landing lift station are expected to be delivered in the near future.
4. East Jackson Street Project: The contractor Schutte – Lookabill (SLC) is working on the curb and sidewalk and streetlights on the north side of the road at this time. They are also installing streetlight foundations on the south side.

Ms. Unger reminded the Council that the low bid for the I & I project was from 3D Company for \$1,389,000. This will be awarded after the loan closing with SRF.

**Old Business:**

There was none.

**New Business:**

**Council To Consider Resolution 09-17-2019-2 Transfers For Cicero Parks And Fire Departments.**

Mr. Russell made a motion to approve Consider Resolution 09-17-2019-2 Transfers For Cicero Parks And Fire Departments. Mr. Penwell seconded, motion passed.

**Council To Consider Ordinance 09-17-2019-3 2020 Salary Ordinance.**

Mr. Amos made a motion to approve Ordinance 09-17-2019-3 2020 Salary Ordinance.  
Mr. Russell seconded, motion passed.

**Miscellaneous**

1. Duke Lighting – Mr. Amos made a motion to table. Mr. Russell seconded, motion passed.
2. T-Mobile – there was a brief discussion and Mr. Culp stated that he has requested T-Mobile to explain exactly what they are offering, and he has not heard back yet.
3. Modifications to SR 19 – Mr. Penwell stated that this project by the State to install turn lanes at Jackson and SR 19 on SR 19 is delayed until at least spring. Mr. Amos and Mr. Russell believe that the State should discuss with the residents in that area.
4. Mr. Cooper informed the Council that on September 27<sup>th</sup> they are having a retirement party for Mr. Terry Pickett at noon at Red Bridge Community Building. All are welcome.
5. Chief Hunter stated that they have a loaner speed monitor they are trying out.
6. Rhonda informed the Council that there would be a retirement party for Ms. Unger at noon on November 9<sup>th</sup> at Red Bridge.
7. Mr. Russell stated that he would like to look into an overhead projector that will project on the current screens in the Town Hall.
8. Mr. Deen Rogers reminded the Council that there would be an AIM District meeting September 18<sup>th</sup> and invited everyone to come. It is being held at the Boat House in Cicero.

**Comments By Citizens**

**Signatures on Official Documents!**

**Motion To Adjourn:**

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

***CICERO TOWN COUNCIL SIGNATURES:***

AYE		NAY
_____	Christopher J. Lutz	_____
_____	Chad B. Amos	_____
_____	Craig S. Penwell	_____
_____	Richard J. Russell, V	_____
_____	Dan Strong	_____

Attested: \_\_\_\_\_  
Janice L. Unger, Clerk Treasurer

**The Next Cicero Town Council Meeting will be on October 1, 2019, at 7:00 PM at the Cicero Town Hall.**