



**TOWN OF CICERO**  
**TOWN COUNCIL MEETING MINUTES**  
**Tuesday, January 17, 2017**  
**At 7:00 PM**

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

|                 |               |                |
|-----------------|---------------|----------------|
| <b>Present:</b> | Chad Amos     | <b>Absent:</b> |
|                 | Brett Foster  |                |
|                 | Chris Lutz    |                |
|                 | Rusty Miller  |                |
|                 | Craig Penwell |                |

President Amos declared a quorum present.

**Others Present:** Jan Unger, Clerk Treasurer  
Pat Comer, Street & Utilities Director  
Dave Hildebrand, Police Chief  
Lance Overholser, Fire Chief  
Dan Strong, Interim Cicero/Jackson Township Plan Commission Director  
Aaron Culp, Town Attorney  
Paul Utterback, Storm Water Management Board President

**Approval of Agenda:**

Mr. Amos added under New Business Ordinance 01-17-2017 Establishing a New Fund and a discussion on the AV Screen under Miscellaneous. Mr. Foster made a motion to approve the amended agenda. Mr. Miller seconded, motion passed.

**Approval of Prior Minutes:**

**Town Council Meeting Minutes, January 3, 2017, 7:00 PM –**

**Town Council Executive Session Memorandum, January 5, 2017, 6:00 pm -**

**Town Council Staff Meeting Memorandum, January 12, 2017, 7:00 PM -**

Mr. Lutz made a motion to approve the January 3<sup>rd</sup> Town Council Meeting Minutes, the January 5<sup>th</sup> Executive Session Memorandum and the January 12<sup>th</sup> Staff Meeting Memorandum. Mr. Penwell seconded, motion passed.

**Approval of Claims:**

Mr. Lutz inquired about the agreement with BizServ. Ms. Unger will send the agreement to Mr. Lutz. Mr. Foster made a motion to approve the Claims as presented. Mr. Lutz seconded, motion passed.

**Petitions by Citizens:**

**Mary Ann Haymaker** with the Hamilton Heights Youth Assistance Program addressed the Council. Ms. Haymaker stated that she came from Noblesville's program to replace Carol Carter when she left. Ms. Haymaker stated that she just wanted to make sure that the Council was aware of the Youth Assistance Program and what they do. There is a program in every Hamilton County school. The program is there to provide service to students at risk. It is a prevention program and does not apply to students on probation.

Ms. Haymaker stated that she is very happy to be a part of the Hamilton Heights program.

**President's Report:**

President Amos reminded the Council of the Retreat on Saturday, January 21<sup>st</sup>, the Police Station at 8:00 AM.

**Council Committee Reports:**

1. OTC Report – Mr. Miller informed the Council that the OTC Board meetings are on the 2<sup>nd</sup> Tuesday of each month. They have developed their own website: ourtowncicero.org. They are developing a calendar of events. They have a PR and Marketing Committee. Dea Holt is the operations director. Evan Smith stated that OTC has developed an Arts and Design Committee. On the 3<sup>rd</sup> Thursday of each month they are having an art show at 30 West. They will provide live music at the art shows. They had 75 people attend the January show. Nickel Plate Arts has awarded OTC a grant for \$2,500 and they will be using it for funding local music. The next event will be February 16<sup>th</sup> at 6:00 pm. Watch for more information on social media. Mr. Smith also stated that the Taste of Chocolate will be on February 13<sup>th</sup> and there is a \$13 charge as they will be serving hors d'oeuvres. The Murder Mystery will be April 27<sup>th</sup>.
2. EDC Report – Mr. Amos inquired about EDC and the conversation of it being under the OTC. Mr. Foster stated that he and Mr. Lutz attended the last EDC meeting. The EDC will remain under the Town Council but they will also attend the EDC meetings and work with OTC on projects. This will give EDC quicker information on what OTC is planning for the Town and will benefit the Town. Mr. Amos inquired of Mr. Culp if this was okay and he said it was. Mr. Foster stated that the EDC was ready to move forward with some projects. They are developing a mission statement. Mr. Foster stated that the Council could discuss at the Retreat.
3. Events Committee – Chief Hildebrand had nothing to report.

**Legal Counsel Report- Aaron Culp:**

1. Mr. Culp stated that he has spoken with On Ramp Indiana which is an internet exchange business. They would like to rent space on one of our water towers. They are willing to pay \$150 per month and they would like to know if the Town is interested. This would give them a link between Noblesville and Becks. Mr. Amos stated that this could possibly give the Town Wifi access. Mr. Culp stated that he has a draft contract not yet completed. Does the Council want him to complete? There was a discussion regarding the west water Tower. Mr. Amos stated for Mr. Culp to hold off until he talked with them again.

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

1. Mr. Strong stated that Arbor Homes was tabled at the last Plan Commission meeting. At the next Plan Commission meeting on February 8<sup>th</sup> he expects that the Plan Commission will make a recommendation and move the project to the Town Council on February 21<sup>st</sup>.
2. Mr. Strong stated with regards to the break even for the Schools on new development he had contacted Peggy Jackson at the school. She has prepared some information to present to the members of the Council to better explain her figures. There are currently 143 transfer students. The Council set to meet with Ms. Jackson on February 7<sup>th</sup> at 6:30 pm if that would work for her.

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

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

**Town of Cicero  
January 17, 2017 Town Council Meeting  
Engineer's Report**

1. **IDEM Notice of Violation / Agreed Order:** The evaluation of the I & I sources and wastewater treatment plant has continued. The Town has continued sampling at strategic locations in the collection system and we have continued to evaluate loading information with Pat Comer and the plant personnel. Also, we have obtained good wet weather readings at the first two flow meter locations and have coordinated new locations with Town personnel who plan to move the meters in the next day or two. The meters will continue to be moved as wet weather data is obtained in order to further pinpoint collection system I & I contributions. All of this will help assemble the final Compliance Plan by August of 2017.

As always, feel free to contact our office to discuss any project or other needs.  
Thank you.

**Keith Bryant, PE**

**Old Business:**

**Council Should Appoint Police Commissioner, Scott Miller.**

Mr. Amos rescinded his appointment of Mr. Miller to the Police Commission as it should have been a Council appointment. Mr. Foster made a motion to appoint Mr. Scott Miller to the Police Commission. Mr. Lutz seconded, motion passed.

**Cicero Redevelopment Commission Appointments.**

Mr. Amos rescinded his appointments to the Cicero Redevelopment Commission as the appointments should have been three appointments from the President and 2 should come from the Council for a total of five members. Mr. Foster then made a motion to appoint Mr. Amos and Mr. Lutz to the Cicero Redevelopment Commission. Mr. Miller seconded, motion passed. Mr. Amos then appointed Mr. Penwell, Mr. Foster and Mr. Miller to the Cicero Redevelopment Commission.

**Council To Consider School Proclamation.**

Mr. Foster made a motion to untable the School Proclamation. Mr. Lutz seconded, motion passed. Mr. Amos asked if there was any discussion and there was none. Mr. Penwell stated that he had spoken with School Administration. Mr. Amos called for a motion. There was no motion. Topic died.

**New Business**

**Council To Consider Ordinance 01-17-2017-1 And Amendment To Salary Ordinance 10-04-2016-2 Concerning Community Development Specialist.**

Mr. Miller made a motion to approve Ordinance 01-17-2017 an Amendment to Salary Ordinance 10-04-2016-2. Mr. Penwell seconded, motion passed.

**Council To Consider Ordinance 01-17-2017-2 An Ordinance To Create A Separate Fund For The Purpose Of Receiving And Dispersing Grant Monies From Community Crossings Matching Grants To The Town of Cicero.**

Ms. Unger stated that she received the grant money today and it had to be put into a separate fund according to the State. Mr. Penwell made a made a motion to approve Ordinance 01-17-2017-2 An Ordinance To Create A Separate Fund For The Purpose Of

Receiving And Dispersing Grant Monies From Community Crossings Matching Grants To The Town of Cicero. Mr. Foster seconded, motion passed.

**Miscellaneous**

1. AV Screen For Town Hall – Chief Hildebrand distributed an option for the screen, computer and moving stand. Chief Hildebrand stated that he and Chief Overholser went to the Town Hall to evaluate what might work. The total cost is estimated around \$2,500. He stated that this was only one option and did not expect an answer this evening, the Council could think about it. Also, Chief Hildebrand stated that the Council should consider who would operate, who would be responsible for setting up and getting the information ready and who would manage in general.
2. Mr. Culp stated that January 19<sup>th</sup> was scheduled as the first of a two day bench trail for the Lazy Frogg. If the landlord enforced the agreement the Lazy Frogg could be required to remove all of its contents and the building would be free. Chief Hildebrand stated that he has heard there is a motion being filed. Mr. Culp stated that could change everything.
3. LED Lighting – Chief Hildebrand stated that all of the Downtown street lights have been refitted with the LED lights. He has prepared the rebate paperwork. The interior lights have been delivered.

**Comments By Citizens**

There were none.

**Motion To Adjourn:**

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

**Signatures on Official Documents!**

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Chad B. Amos, President

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Robert J. Miller, Vice-president

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Christopher J. Lutz

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Brett S. Foster

\_\_\_\_\_  
Craig S. Penwell

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

**The Next Cicero Town Council Meeting will be on February 7, 2017, at 7:00 PM at the Cicero Town Hall.**