



**TOWN OF CICERO  
TOWN COUNCIL MEETING MINUTES  
Tuesday, January 3, 2017  
At 7:00 PM**

**Call To Order:** President Brett Foster called the meeting to order, led the Pledge of Allegiance and gave the prayer. President Foster 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:**

Declare a quorum present.

**Others Present:** Jan Unger, Clerk Treasurer  
Charlie Cambre, Park Superintendent  
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

**Approval of Agenda:**

Ms. Unger added to Miscellaneous a discussion on the ALS Agreement with White River. Mr. Amos added a discussion on Ms. Kmicikewycz under Miscellaneous. Mr. Miller made a motion to approve the amended Agenda. Mr. Lutz seconded, motion passed.

**Election of Officers**

**President of the Council** – President Foster called for nomination for Council President. Mr. Lutz nominated Chad Amos. Mr. Foster called for any other nomination and there were none. Mr. Foster called for a vote. Mr. Penwell made a motion to approve Mr. Amos as President for 2017. Mr. Lutz seconded, motion passed.

**Vice-president of Council** – Mr. Amos took over as President. Mr. Amos called for nomination for Vice-president. Mr. Penwell nominated Rusty Miller. Mr. Amos called for other nomination and there were none. Mr. Amos called for a vote. Mr. Foster made a motion to approve Mr. Miller as Vice-president. Mr. Lutz seconded, motion passed.

**Council To Appoint 2017 Department Heads**

**Fire Chief** – Mr. Foster made a motion to re-appoint Lance Overholser as Fire Chief. Mr. Lutz seconded, motion passed.

**Police Chief** – Mr. Penwell made a motion to re-appoint Dave Hildebrand as Police Chief.  
Mr. Foster seconded, motion passed.

**Street/Utilities Director** – Mr. Miller made a motion to re-appoint Pat Comer as Utility/Street Director. Mr. Lutz seconded, motion passed.

**Plan Commission Director** – Mr. Foster made a motion to continue with Dan Strong as Interim Plan Commission Director. Mr. Penwell seconded, motion passed.

**Park Superintendent** – Mr. Miller made a motion to re-appoint Charlie Cambre as Park Superintendent. Mr. Lutz seconded, motion passed.

### **Other Appointments**

**The Cicero Metropolitan Police Commission** – Mr. Amos re-appointed Scott Miller to a 3 year term to the Cicero Metropolitan Police Commission.

**Appointment To Storm Water Management Board** – Mr. Amos re-appointed Steve Middleton to a three year term to the Storm Water Management Board.

### **Council Appointments To The Cicero Redevelopment Commission.**

Mr. Foster made a motion to appoint the members of the Cicero Town Council to the Cicero Redevelopment Commission. Mr. Penwell seconded, motion passed.

### **Town Council To Make An Appointment To Hamilton County Emergency Management Advisory Council.**

Mr. Amos appointed Lance Overholser to the Hamilton County Emergency Management Advisory Council.

### **Town Council To Make An Appointment To Local Emergency Plan Commission (LEPC).**

Mr. Amos appointed Lance Overholser to the Local Emergency Plan Commission (LEPC).

### **Approval of Prior Minutes:**

**Town Council Meeting Minutes, December 20, 2016- 7:00 PM -**

**Town Council Meeting Minutes, December 30, 2016, 6:00 PM -**

Mr. Lutz made a motion to approve the December 20 and the December 30, 2016 Town Council Meeting minutes. Mr. Penwell seconded, motion passed.

### **Approval of Claims:**

Mr. Penwell made a motion to approve the Claims as presented. Mr. Miller seconded, motion passed.

### **Petitions by Citizens:**

There were none

### **President's Report:**

President Amos stated that the Council would like to have the Department Liaisons remain the same for two year cycles. Therefore, the Liaisons will remain as follows:

Police: Brett Foster

Fire: Chad Amos

Parks: Rust Miller  
Street & Utilities: Chris Lutz  
Plan Commission: Craig Penwell

**Council Committee Reports:**

1. Events Committee – Nothing to report

**Legal Counsel Report- Aaron Culp:**

Nothing to report

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

1. Mr. Strong thanked the Council for their work.
2. Mr. Strong stated that he met with Paul Claire with Arbor Homes. Mr. Claire inquired as to what they needed to do to keep the process moving along. Mr. Strong addressed their request for partnering with the Town and what they were expecting. Mr. Claire stated that they did not expect the Town to commit the 2.9 million and they were never looking for that. However they will continue to discuss as things move along. Mr. Strong stated that they addressed the questions the Plan Commission had and some possible resolutions. Mr. Claire will take these back and see where they stand.

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

Mr. Bryant was not available.

**Old Business:**

**Council To Consider Proposals for Main and Jackson Streets Intersection And For The Path On Main Street To Community Park.**

Mr. Foster made a motion to untable. Mr. Lutz seconded, motion passed. Mr. Penwell stated that at the Redevelopment Commission Meeting the Commission approved MKSK as the vendor to complete the study for the Main and Jackson Streets intersection and the path on Main Street to Community Park. The cost is \$29,850.

**Council To Consider School Proclamation.**

Remained Tabled.

**New Business**

There was none.

**Miscellaneous**

1. Ms. Unger informed the Council that she has spoken with the White River Trustee concerning the ALS Agreement for 2017. She stated that the Board was concerned with paragraph 4 which states: In connection with the ALS services to be provided hereunder by the Cicero Fire Department, the Town of Cicero shall be entitled to charge White River Township residents a fee for their services, which shall be determined by Cicero and agreed to by the Parties in a separate written agreement. Evidently this paragraph got changed with the 2016 agreement and no one noticed and no one is sure why. Ms. Rulon, trustee, does not want a separate written agreement and in fact there never has been one. Ms. Rulon would like paragraph 4 to read the same as it did previously which stated: In connection with the advanced life support (ALS) services to be provided hereunder by the Cicero Fire Department, the Town of Cicero shall be entitled to charge White River

Township residents a fee for their services, determined at the same rate and on the same method used to determine charges to Cicero residents. Ms. Unger asked the Council to allow her to make the change and replace page one of the agreement with the new language in paragraph 4. Ms. Unger also stated that she will send a copy of the 2017 fees with a notation that White River is considered Resident and that non-resident only applies to those outside Hamilton County. Mr. Foster made a motion to approve Ms. Unger making the change and replacing page one of the agreement with the new language in paragraph 4. Mr. Penwell seconded motion passed.

2. Ms. Unger reminded the Council of the Executive Session on January 5<sup>th</sup> at 6:00 pm.
3. Mr. Amos stated to the Department Heads that Ms. Kmicikewycz beginning January 1<sup>st</sup>, 2017 will be working under the Council instead of the Plan Commission. Mr. Amos stated that this should help move projects a head more smoothly.
4. Mr. Amos also stated that he will be discussing with the Council some changes he would like to make in the meeting agenda during the Council Retreat and hopefully they will begin in February. He hopes the changes will help move the meetings along more quickly.

**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

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Craig S. Penwell

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

**The Next Cicero Town Council Meeting will be on January 17, 2017, at 7:00 PM at the Cicero Town Hall.**