



**TOWN OF CICERO**  
**TOWN COUNCIL MEETING MINUTES**  
**Tuesday, June 20, 2017**  
**At 7:00 PM**

**Call to Order:** President Chad Amos called the meeting to order. Mr. Amos led the Pledge of Allegiance and Mr. Foster said the prayer. Mr. Amos called for the roll call. 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. Amos declared 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  
C. J. Taylor, Cicero/Jackson Township Plan Commission Director  
Aaron Culp, Town Attorney  
Keith Bryant, Town Engineer  
Dan Strong, Cicero/Jackson Township Plan Commission President  
Paul Utterback, Storm Water Management Board President

**Approval of Agenda:**

Mr. Amos added to the Agenda Ordinance 06-20-2017-1 Transfer of Funds, Resolution 06-20-2017-2 A Resolution to Purchase Real Estate and a Lease Agreement between the owners of 331 E. Jackson Street and the Town of Cicero. Mr. Amos removed the proposals for the electrical for the pier and noted that there will be reports from EDC and OTC. Mr. Foster made a motion to approve the agenda as amended. Mr. Lutz seconded, motion passed.

**Approval of Prior Minutes:**

Town Council Executive Session Memorandum, June 6, 2017 at 6:00 PM -  
Town Council Meeting Minutes, June 6, 2017, 7:00 PM –

Mr. Lutz made a motion to approve the Executive Session Memorandum for June 6, 2017 and the Council Meeting Minutes from June 6, 2017. 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 he had nothing.

### **Council Committee Reports**

1. EDC – Mr. Foster asked Ms. Alexis Reynolds to stand. Mr. Foster stated that the Town started looking for ideas for a new entrance signs into the Town last year. It was suggested that they check with the school to see if they would be interested in taking on this project. The art teacher, Mr. Hedges, assigned this project to a group of students and the Town received several good ideas from students. These ideas were given to the Cicero Economic Development Committee for review and to move forward. They chose Ms. Reynolds idea for the entrance signs and it was sent to the sign company for production. Ms. Reynolds will be attending Ball State in the fall focusing on animation. Mr. Foster presented Ms. Reynolds a check for \$500 for her efforts on this project. Mr. Foster also thanked Dr. Arrowood, Hamilton Heights Superintendent, for his continued support of the Town.
2. EDC – Mr. Foster stated that at the next staff meeting he would like for the Council to take a fresh look at some of the projects on the EDC agenda to see what the Council would like to move forward. Mr. Amos inquired about On Ramp and if anyone had contacted them. Mr. Foster stated that Joe Cox was to meet with them on Friday.
3. OTC – Mr. Miller reported that the OTC did not have a board meeting this month. The Chalk on the Walk event has been postponed. Mr. Miller reported that the 3<sup>rd</sup> Thursdays at 30 West were doing well. The next event on the slate for OTC is the Dine On The Causeway, September 9<sup>th</sup>.

### **Legal Counsel Report- Aaron Culp:**

1. Mr. Culp stated that he did not have anything at this time.

### **Cicero/Jackson Township Plan Commission Report – C.J. Taylor/Dan Strong**

1. Mr. Taylor reported that MI Homes would not be here this evening but would be here on July 13<sup>th</sup>.
2. 40 Short Street – Mr. Taylor reported that he requested proposals from three companies to mitigate the asbestos on the upstairs and stairway of 40 Short Street. He has received two: one from Donathan's Inspections for \$4,800 and one from Star out of Indianapolis for \$10,700. Mr. Taylor asked permission to move forward with the proposal from Donathan's. Mr. Foster made a motion to approve the proposal from Donathan's. Mr. Lutz seconded, motion passed.
3. Mr. Lutz inquired about the timeline for the demolition of the NRG building. Mr. Taylor informed the Council that the permit has been picked up. They are currently removing some machinery out of the building. Mr. Penwell asked Mr. Taylor to follow up with the contractor for the demolition. Mr. Culp informed the Council that the contractor may be waiting on the permit from Clinton County to receive the materials. Mr. Strong stated that he would talk Casey Bertram, the demolition company, to see where they stand.

### **Town Engineer Report-Mr. Keith Bryant:**

Mr. Bryant reported on the following:

1. I & I – Mr. Bryant stated that United has prepared a letter for IDEM reviewing the progress the Town has made. Mr. Bryant asked permission for Mr. Amos to sign the letter. Mr. Penwell made a motion to allow Mr. Amos to sign the letter to IDEM. Mr. Lutz seconded, motion passed. Mr. Bryan stated the I & I investigation is

ongoing and they should be able to move the meters again to the 13<sup>th</sup> and 14<sup>th</sup> locations. Mr. Miller inquired as to how many locations there were and Mr. Bryant stated that he was not sure at this time.

2. MI Homes – Mr. Bryant stated the he has met with MI Homes on the Tamarack development and at this point he has not heard back from them.

## **Old Business:**

### **Council To Consider Resolution 03-21-2017-4 A Resolution Of The Town Of Cicero In Support Of Utilizing The Nickel Plate Railroad Property For Walking Trails. (Tabled)**

Remains tabled.

### **Council To Discuss Vehicle For Plan Commission.**

Chief Hildebrand stated that he has received a state bid quote from Community Ford in Bloomington for an administrative vehicle for the Plan Commission in the amount of \$26,749.25. Mr. Foster made a motion to approve the purchase of the vehicle for the Plan Commission Director. Mr. Lutz seconded, motion passed. There was a discussion on whether to sell outright or trade the 2003 Trailblazer and the 2005 Tahoe. Mr. Penwell made a motion to allow Chief Hildebrand to get trade in values for the two vehicles and see if it is in the Town's best interest to sell out right or trade. Mr. Miller seconded, motion passed.

## **New Business**

### **Council To Consider Resolution 06-20-2017-1 Transfer Of Funds For MVH And Wastewater.**

Mr. Foster made a motion to approve Resolution 06-20-2017-1 Transfer of Funds for MVH and Wastewater. Mr. Lutz seconded, motion passed.

### **Council To Consider Resolution No. 06-20-2017-2 A Resolution To Purchase Real Estate.**

Mr. Culp stated that this resolution is by Indiana Code that states the Council must adopt a resolution designating its interest in purchasing Real Estate and authorize a purchasing agent to bring about the effect of the potential purchase of the real estate. Mr. Foster made a motion to approve Resolution No. 06-20-2017-2 A Resolution to Purchase Real Estate located at 331 E Jackson Street, in Cicero, Indiana. Mr. Lutz seconded, motion passed 4-1 with Mr. Penwell voting nay.

### **Council To Consider Lease Agreement Between CB Investments, LLC And The Town Of Cicero.**

Mr. Culp stated that this lease was between CB Investment, LLC and the Town for the property located at 331 E. Jackson Street in Cicero, Indiana for \$3,000 a month and other agreed stipulations until the purchase and closing of the said property. Lease shall begin on July 1, 2017. Mr. Lutz made a motion to approve the Lease Agreement between CB Investments, LLC and the Town. Mr. Foster seconded, motion passed.

## **Miscellaneous**

1. Mr. Lutz relayed to Mr. Cambre the concern of some residents regarding the weeds in the Rain Garden at the entrance to Red Bridge Park. Mr. Cambre stated that part of this was the nature of the garden. Some of the plants are actually not weeds but appear so. When the Veterans' wall is finished he will get everything cleaned up and he will be planting some flowers in the garden to enhance the appearance during the Dine on the Causeway.
2. Mr. Amos asked Mark Heirbrandt, a county commissioner, how the public hearing went the other night regarding 236<sup>th</sup> Street improvements. Mr. Heirbrandt stated that the improvements will be from Deming Road to Tollgate. They are talking to the State about the intersection at US 31 and 236<sup>th</sup> and about 236<sup>th</sup> to Deming Road. Mr. Lutz inquired as to what would then happen between Tollgate and the Causeway. Mr. Heirbrandt stated that they would be making applications for grants and would be asking the Council to provide letters of support. Mr. Penwell inquired about the US 31 intersection. Mr. Heirbrandt stated that the county would like for this intersection to be consistent with other intersections on US 31.
3. Chief Hildebrand gave the Council a list of excess radio equipment that is no longer usable and asked for permission to dispose of the equipment. Mr. Foster made a motion to declare the radio equipment excess and give approval for disposal. Mr. Penwell seconded, motion passed.
4. Ms. Unger informed the Council that the banner for Lights Over Morse Lake that the committee has for the Town is old. Ms. Bowman called and inquired if the Town wanted to purchase a new one with the new logo. The cost is around \$99. Mr. Foster said he would forward the logo information to Ms. Unger. Mr. Penwell made a motion to approve purchasing a new sign. Mr. Lutz seconded, motion passed.
5. Mr. Cambre informed the Council that he has spoken to Scott Thomas regarding the railing for the Pier and with Pro-Fab. Pro-Fab will be providing sections to fill in between the current railing gaps. The extensions will be made of the same material and should look like the rest of the railing. Mr. Penwell asked if Mr. Cambre was preparing a press gathering when it is open and Mr. Cambre stated that he is working with Ms. Kmicikewycz on this.
6. Mr. Miller informed the Council that they had their 3<sup>rd</sup> baseball tournament last weekend. Parking was a problem due to the rain. He stated that we needed to get a path between the old fields and the new ones so the parking at the old fields can be utilized when necessary. There is one more tournament. It is for the Little League. Mr. Penwell inquired about more improvements. Mr. Miller stated that once all of the financials are all figured out we will know more.
7. Ms. Unger stated that since it was going to be three and a half weeks till the next Town Council Meeting it was a long time to wait to pay bills. It was decided that Ms. Unger would e-mail out the claims for the Council to review on July 6<sup>th</sup>. Mr. Foster then made a motion to approve Mr. Amos to give permission to pay the claims after review on July 6<sup>th</sup> to be ratified on July 13<sup>th</sup>. Mr. Miller seconded, motion passed 4-1 with Mr. Lutz voting nay.

## **Comments By Citizens**

There were none.

**Signatures on Official Documents!**

**Motion To Adjourn:**

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

***Signatures of Cicero Town Council***

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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 July 13, 2017, at 7:00 PM at the Cicero Town Hall.**