



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

**Call To Order:** President Rusty Miller called the meeting to order and lead the Pledge of Allegiance. Mr. C.J. Taylor 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  
Chris Lutz  
Rusty Miller  
Craig Penwell

**Absent:** Brett Foster

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  
Shae Kmicikewycz, Community Development Specialist  
Aaron Culp, Town Attorney  
Dan Strong, Cicero/Jackson Township Plan Commission President

**Approval of Agenda:**

Mr. Miller added the Trash Bid Packet and the Golf Cart Ordinance amendment to New Business. Mr. Amos made a motion to approve Agenda as amended. Mr. Penwell seconded, motion passed.

**Approval of Prior Minutes:**

**Town Council Meeting Minutes, July 17, 2018, 7:00 PM –**

**Town Council Executive Session Memorandum, July 31, 2018, 6:30 PM –**

Mr. Lutz made a motion to approve the Minutes for the Town Council Meeting on July 17, 2018 and the Town Council Executive Session Memorandum, July 31, 2018. Mr. Penwell seconded, motion passed.

**Approval of Claims:**

Mr. Penwell a motion to approve the Claims for August 7, 2018 as presented. Mr. Lutz seconded, motion passed.

**Petitions by Citizens:**

1. Mr. Art Hall addressed the Council and thanked the Town for their assistance with the lake cleanup. They removed 10 dump loads of debris from the lake. They could not have gotten this accomplished without the assistance of Mr. Cambre. He allowed them to bring the debris into Red Bridge Park where Mr. Comer's staff assisted with the removal.



We have been working with the “White Van” property in Millersburg to get it cleaned up. The owner has been responsive and intends to make it look and function again as an active business.

Emily has now scanned and saved electronically, all of our files dating back to January 2015. She will continue as time allows until all hard copy archives (some date back into the 1970’s) are scanned and saved for ease of access and to free up valuable storage space in our building.

2. Mr. Strong stated the Town has received from MI Homes the Sanitary and Water Service Agreement Purchase Agreement and release of assets from Mr. Steckley for the 133 availability fees. Mr. Strong stated that the Council needs to acknowledge they received this and give Mr. Miller permission to sign. Mr. Amos made a motion to acknowledge the receipt of the MI Homes the Sanitary and Water Service Agreement Purchase Agreement and release of assets from Mr. Steckley for the 133 availability fees and allow Mr. Miller to sign. Mr. Lutz seconded, motion passed.
3. Mr. Strong informed the Council that 150 West Jackson building will be torn down beginning August 15<sup>th</sup>. The State Police will be in the building training on August 9<sup>th</sup>. The fire department was able to get 90 hours of training earlier.

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

Mr. Bryant was not available.

**Old Business:**

**Council To Hear Report From Tina Henderson Regarding Bids For Façade Project And OCRA’s Decision.**

This item remained tabled; however, Ms. Kmicikewycz stated that Ms. Henderson has received all of the necessary signed document from the property owners which has been turned into the DNR. Ms. Henderson will be at the August 21<sup>st</sup> meeting. The Town did receive the requested extension.

**Council To Discuss MI Homes Annexation.**

Mr. Strong informed the Council that he has received a draft of the Fiscal Plan that is needed for the Annexation of MI Homes property. Mr. Rogers with Umbaugh has also submitted a Timetable for the Annexation process. Mr. Culp reviewed the Timetable: August 29<sup>th</sup> publish public hearing on annexation; September 4<sup>th</sup> Council receives landowner petitions; September 18<sup>th</sup> Council holds public hearing; October 2<sup>nd</sup> Council Adopts annexation ordinance; November 1<sup>st</sup> Record and File Ordinance. Mr. Culp stated that the Council needs to keep close to this timetable in order to get completed this year. Mr. Strong stated that Mr. Culp, Chief Hunter, Chief Overholser, Ms. Unger and he met and reviewed and discussed the Fiscal Plan. Recommended changes have been made back to Mr. Rogers. Mr. Strong should have it back in a few days. Mr. Lutz asked for this to be put on the Staff Meeting on August 16<sup>th</sup>. Mr. Lutz also inquired about the northside of 236<sup>th</sup> assuming that there is not enough time to complete before the end of the year and this was confirmed by Mr. Culp.

**Council To Set Ordinance 07-03-2018-1 An Ordinance Setting Bulk Water Rates For Public Hearing.**

Mr. Amos made a motion to advertise for a public hearing on Ordinance 07-03-2018-1 An Ordinance Setting Bulk Water Rates For Public Hearing. Mr. Lutz seconded, motion passed.

**Ms. Kmicikewycz To Present Information To Council Regarding The Community Crossings Matching Grant And Discuss Moving Forward With Application.**

Ms. Kmicikewycz stated that she sent out the information she received from the Greenfield meeting regarding the requirements for the next CCMG. While she was there she worked with three different INDOT employees going over the Town's proposal regarding what would and would not qualify. Mr. Lutz reviewed his spreadsheet on the financing aspect and stated that there would be more information to come. The grant is due on September 28<sup>th</sup>. Ms. Kmicikewycz stated that she would still have time to complete the application if we waited till the next meeting to decide how to move forward. Ms. Kmicikewycz stated that she has a lot of information to work with currently. Ms. Kmicikewycz stated that INDOT would be going to two applications per year and she thought that this would help also. The total of the two applications is still capped at one million however they plan to continue this program for several years. This will be discussed again at the next Council Meeting on August 21<sup>st</sup>. Mr. Amos asked to add lighting to the next staff meeting.

**New Business**

**Council To Consider Resolution 08-07-2018-1 Transfer Of Funds, Fire Department.**

Mr. Amos made a motion to approve Resolution 08-07-2018-1 Transfer Of Funds, Fire Department. Mr. Lutz seconded, motion passed.

**Council To Consider Approving To Advertise For Request For Proposals For Solid Waste, Recycling Collection And Disposal.**

Mr. Lutz made a motion to approve advertising for bids for solid waste, recycling collection and disposal. Mr. Penwell seconded, motion passed.

**Council To Consider Amendment To Sections 77.05 And 77.06 of Title VII Of The Municipal Code Of The Town Of Cicero Pertaining To Operation Of Golf Carts On Town Streets.**

Chief Hunter explained that the current ordinance only states that headlights are needed if the cart would be used after dark and the intent was that they are required for a permit. Additionally, the current curfew is 10 pm. This ordinance changes the curfew to midnight. Mr. Amos also inquired if the beginning time could be changed to 5 am. Chief Hunter stated that he had no problem with that. Mr. Amos made a motion to approve with the additional change of 5 am start time. Mr. Penwell seconded, motion passed, motion passed 3-1 with Mr. Lutz voting nay.

**Miscellaneous**

1. Mr. Lutz asked to add the sick leave policy to the Staff Meeting on August 16<sup>th</sup>.
2. Mr. Penwell informed the Council that there was a branding meeting on August 8<sup>th</sup>.
3. Mr. Lutz inquired if Mr. Taylor was aware of his position on development. Mr. Lutz will get with Mr. Taylor.

4. Chief Hunter asked the Council if it was okay for him to begin the hiring process for a new officer. Council stated it was okay to move forward.

**Comments By Citizens**

1. There were none.

**Motion To Adjourn:**

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

**Signatures on Official Documents!**

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Robert J. Miller, President

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Christopher J. Lutz, Vice-president

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Chad B. Amos

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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 August 21, 2018, at 7:00 PM at the Cicero Town Hall.**