

The March 8, 2016 meeting of the Newtown Village Council was called to order at 7:00 p.m. by Mayor Mark Kobasuk, who led the Pledge of Allegiance to the Flag.

**Council Members:** Curt Tiettmeyer (Vice Mayor)                      Chuck Short                      Solicitor: Doug Miller  
Daryl Zornes    Cheryl McConnell  
Joe Harten    Terry Fairley

Public Meeting – March 22<sup>nd</sup> at 7pm

A Public Meeting will be held at the Municipal Center at 7pm, in an effort to educate the public regarding the Storm Water Utility Program.

Hamilton County Public Health (Reported by Mayor Kobasuk)

Mayor Kobasuk attended the annual HCPH meeting yesterday. Public Health educators will attend the 3.22 Council meeting to discuss the WeTHRIVE! COMMUNITY initiative. Nineteen communities participate in this program. WeTHRIVE! is designed to make healthy living easier for communities, with topics ranging from chronic disease to environmental health. WeTHRIVE! is tailored to the community and can focus on whatever they see as a priority. The goal is to create sustainable change for generations to come. By creating a team, conducting an assessment and creating an action plan, the community's visions become a reality.

ODOT Public Meeting

Mayor Kobasuk, Vice Mayor Tiettmeyer, Chief Synan and Lt. McBreen met this morning with Tommy Arnold, ODOT Assistant Traffic Planning Engineer and Tammy Campbell, ODOT District 8 Deputy Director this morning to discuss the Oasis Rail Transit and the Eastern Corridor. Mayor Kobasuk took away from the meeting that the Oasis Rail is basically going to be passed from ODOT to local entities for funding. They want local involvement if the Oasis Rail is going to get done. Mayor Kobasuk said ODOT seems to be studying low impact traffic improvements for the Village. Specific improvements discussed were: a center lane in front of Burger Farm and a right turn lane at Little Dry Run. The center lane has been discussed for twenty plus years and the right turn lanes discussed were received well by ODOT, said Chief Synan. Chief Synan said the ODOT representative pretty much said the 32 bypass and the Oasis were not on ODOT's radar and they were looking at low impact improvements for the Village. Stabilization of traffic signals was also discussed. Mr. Tiettmeyer, Mr. Short and Mr. Fairley attended the meeting last night held at MVCA School on School Street.

Fire Safety Update (Reported by Fire Chief Mark Ober)

Response data for February was provided. Battalion Chief Martin continues to work on the Knox Box installs – eight to nine locks still need to be adjusted. Everything is going great.

6840 School Street Property Update

Solicitor Miller said the notice is being advertised. Mayor Kobasuk directed Building Commissioner Gerry Stoker to have the electric discontinued at this property. The electric is scheduled to be turned off within ten days.

Council Checklist

**Mr. Tiettmeyer made a motion to approve the 3.08.2016 Council Checklist for an amount of \$66,358.35. Mr. Short seconded the motion. All Aye. Motion Carried.**

Ordinance, Second and Final Reading of 2016 Appropriations

**Mr. Tiettmeyer made a motion to suspend the rules, seconded by Mr. Zornes. All Aye. Motion Carried.**

**Mr. Tiettmeyer made a motion to have the Second and Final Reading of ORDINANCE NO. 08-2016 AN ORDINANCE ADOPTING PERMANENT APPROPRIATIONS FOR 2016. Mr. Zornes seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Storm Water Utility Fee Ordinance and Update (Reported by Curt Tiettmeyer)

A Storm Water Utility Fee is a small fee that would be charged to every property occupant/owner in the Village. The Storm Water Utility Fund would be used exclusively for storm water projects. The Village's Storm Water Utility System is compromised regarding not only the Ragland Road Drainage issue, but SR32, East end of the Village just past Burger Farm. An issue on Round Bottom Road was recently repaired by the Village. This program is not confined to one specific area, as future monies will be spent to repair, replace and improve the Storm Water Utility System everywhere in the Village.

This ordinance was constructed by the Solicitor Miller, Mr. Brandstetter and Ms. Everett. Mr. Tiettmeyer and Mayor Kobasuk also participated in constructing the ordinance. The final reading will take place 4.12.2016, assuming Council adopts the ordinance. The fee is expected to be on the May billing from Cincinnati Water Works. A Storm Water director will be named, as well as two committees to review any requested exceptions or appeals.

Ordinance, Establishing the Storm Water Utility Program

The Village of Newtown currently owns and operates a storm water system for the collection and disposal of storm and other surface waters and for flood control.

**Mr. Tiettmeyer made a motion to have a First Reading on AN ORDINANCE ESTABLISHING THE VILLAGE OF NEWTOWN STORM WATER UTILITY, APPROVING ITS OPERATION AND REGULATIONS, PROVIDING FOR THE COLLECTION OF A STORM WATER MANAGEMENT UTILITY FEE TO PROVIDE FOR THE FUNDING OF THE OPERATION, MAINTENANCE, AND IMPROVEMENT OF THE STORM WATER SYSTEM WITHIN THE ENTIRE VILLAGE AND DECLARING AN EMERGENCY. Mr. Fairley seconded the motion.**

**Mr. Tiettmeyer made a motion to have the Second Reading at the 3.22.2016 Council Meeting, seconded by Mr. Fairley. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried. Motion Carried.**

An informational flyer will be mailed to all residents and business owners next week, prior to the 3.22.2016 Public Hearing. Mayor Kobasuk and Vice Mayor Tiettmeyer have met with several businesses regarding this program and are happy to meet with others that are interested in additional details. Mr. Tiettmeyer presented the program to business group at the 3.7.2016 NBA meeting. Please see below fees approved by Village Council at the 2.23.2016 Council meeting:

- A summary of Municipal Storm Utility Fees was presented (Option 2 = \$3.25/\$5.50 added to resident's water bill was selected by Village Council)
- An estimated annual revenue of \$160,000 is projected
- Residential fees are estimated from \$3.25 for less than a ¼ acre lot and \$5.50 for a ¼ acre or greater lot per month
- Non-Residential Properties would pay \$3.75 minimum to \$500 maximum per month based on the size of their property

Mayor Kobasuk said parameters were placed in the ordinance to guide the committee should businesses choose to make an appeal to the committee. Credits will be considered for those that have a retention pond.

Mrs. McConnell asked any consultant fees would be permitted to be withdrawn from this fund. Fees such as planning, engineering costs, plan review and inspection fees. Mr. Tiettmeyer said yes, as long as it is specifically related to storm water.

**Mr. Tiettmeyer made a motion to approve an amount not to exceed \$1,000 for the printing and mailing of the flyer to everyone. Mr. Harten seconded the motion. All Aye. Motion Carried.**

Police Department Renovation Update (Reported by Curt Tiettmeyer)

It was discovered when they emptied out the rear of the police department that the floor poured not too long ago has waves in it and is not level. A self-leveling material needs to be applied prior to the tile floor. This cost is an additional \$2,500. The other significant cost involves the rear door that had an awning bolted with a steel plate. When the wall was opened up on the inside, significant deterioration to the wall and concrete block behind it was discovered. The steel plate had been pulling away from the building allowing water to seep behind the stucco. It would be cheaper to replace the door instead of blocking up the doorway. The total cost is to repair the wall and concrete block and replace the door is \$17,495, which includes \$3,000 for roof repair. Originally, this rear door had a garage door there. Tumlin sent change order with seventeen items on it late this afternoon. Mr. Tiettmeyer is seeking approval to perform eight of the seventeen changes; one is a credit.

**Mr. Tiettmeyer made a motion to approve Change Order No. 11 with Tumlin and Sons to complete eight items, one being a credit, for a total amount of \$29,160. Mr. Harten seconded the motion.**

Discussion

Mrs. McConnell asked where the project stood regarding the contingency fund. Mr. Tiettmeyer said we are getting close to the end of it. She asked if the contingency fund had been exceeded; Mr. Tiettmeyer said not yet.

**Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried. Motion Carried.**

Council Minutes

**Mr. Zornes made a motion to approve the 2.23.2016 Council Minutes, seconded by Mrs. McConnell. All Aye. Motion Carried.**

Lake Barber (Reported by Joe Harten)

Mary Beth Knight with Revolution Fitness will attend the 4.12.2016 Council Meeting to discuss activities that will impact Lake Barber. Mr. Harten asked Ms. Knight to present to Council an overview of her current arrangements and what she would like to do. She will also discuss her financial contribution to help with maintaining and improving the lake. Ms. Knight is still interested in having classes on the lake.

2016 Compensation – Village Personnel

Mr. Harten asked for an Executive Session to discuss the 2016 Compensation Recommendation Process.

Planning Commission Members (Reported by Cheryl McConnell)

The Planning Commission Members consist of five members: (Mayor Kobasuk, Council Member McConnell and three residents (John Russell, Leo Honebrink and Jim McNulty). Mr. McNulty's six-year term ends 10.25.2017. Mr. John Russell and Mr. Leo Honebrink have served for many years so it is time for their reappointment. Each member serves a six-year term.

**Mrs. McConnell made a motion to appoint Mr. John Russell and Mr. Leo Honebrink to a six-year term to serve on the Newtown Planning Commission. Mr. Harten seconded the motion.**

Discussion

Mayor Kobasuk said this was a pet peeve of his on the LMFR Fire Board where a member had served since 1996 with never being reappointed. In an effort to have oversight, we are trying to make these Planning Commission appointments. Mr. Russell and Mr. Honebrink are valuable members to the Planning Commission. Mr. Harten served as the Council representative prior to Mrs. McConnell and said Mr. Russell and Mr. Honebrink were invaluable to him in terms of learning about Planning. Mr. Harten said we are very fortunate to have Mr. Russell and Honebrink continue serving with the knowledge they possess about Newtown's past history. Mayor Kobasuk said a lot of historical memories with each serving thirty to forty years on the Planning Commission.

**Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried. Motion Carried.**

NBA Economic Development Committee (Reported by Cheryl McConnell)

The committee is working on a "Welcome Packet" for those interested in opening their business in the Village of Newtown. A "Frequently Asked Questions" sheet was presented to Council. More information will be presented to Council in April. The NBA approved \$150 to be used for the production of the Welcome Packets.

**Mrs. McConnell made a motion to approve \$150 to match the \$150 approved by the Newtown Business Association for production costs for the Welcome Packets. Mr. Fairley seconded the motion. All Aye. Motion Carried.**

Urban Grill Opening (Reported by Cheryl McConnell)

The Urban Grill is shooting for a June 1<sup>st</sup> opening on Main Street.

Flag Spring Cemetery Bid for Lawn Maintenance (Reported by Terry Fairley)

Flag Spring Cemetery bids for lawn maintenance have been received and reviewed. Mr. Fairley recommended A & A Lawncare & Landscaping, Inc. A & A Lawn Care and Landscaping has been in business for nine plus years and maintains five cemeteries. A crew of six maintenance technicians will perform and complete the work at the cemetery in one day. A & A Lawncare's bid was \$18,900. Due to recent changes in the Newtown Maintenance Department, it should be one less distraction by having an experienced company maintain the lawn at the Flag Spring Cemetery. In an effort to remain frugal with Village money, RFP's were acquired. Mayor Kobasuk said this job was not at the statutory maximum where we had to bid it out. Cutting a cemetery is a unique job and A & A Lawncare came highly recommended by several other cemeteries.

Mr. Arlyn Scott, owner of USA Lawncare urged Council to reconsider his bid, as it would save the Village money. Mr. Scott has twenty-five years experience of mowing and said there is no difference between mowing cemeteries and residences or offices. Mr. Scott said the difference is in trimming. Mayor Kobasuk said the decision to go with A & A Lawncare is based on recommendations from other cemeteries.

Mr. Tiettmeyer suggested photographing the headstones prior to the first mowing. A & A will be held responsible to repair any headstones they may damage.

Resolution, Approving Contract w/A & A Lawncare & Landscaping

**Mr. Fairley made a motion to suspend the rules, seconded by Mrs. McConnell. All Aye. Motion Carried.**

**Mr. Fairley made a motion to adopt RESOLUTION NO. 16-2016 A RESOLUTION APPROVING A CONTRACT WITH A & A LAWCARE & LANDSCAPING, INC. FOR THE GROUND MAINTENANCE CONTRACT FOR FLAG SPRING CEMETETERY, LOCATED IN THE VILLAGE OF NEWTOWN, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Harten seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried. Motion Carried.**

Maintenance Department (Report by Terry Fairley)

Chuck Morgan, Acting-Maintenance Supervisor recommended that we keep the 2006 Ford F450 Dump Truck that was declared as surplus at the 2.23.2016 Council Meeting. Mayor Kobasuk said he was inclined to follow the recommendation to retain the dump so we can utilize it since you don't get much money when you surplus these trucks. Mr. Tiettmeyer's concern is spending money to replace the stainless steel bed of the dump truck, as well as other repairs. He said he was supportive of Mr. Fairley taking the time to figure this out. He questioned why we have the amount of vehicles we do for the size of staff we have. Mr. Fairley said that is a valid point – Chuck Morgan made the recommendation to surplus the Ford F150 since it isn't used very much anymore. Discussion on this issue will be continued.

Alternatives 2016 Paving Program

At the 2.23.2016 Council Meeting, Mr. Tiettmeyer reported that the following streets are in need of Mill and Pave / Curb Repairs: Bent Tree Drive, East Plum, Oyster Bay Lane, Pine Isle Court and Ivy Hills Blvd. (Pine Isle and Oyster Bay Lane are the only two streets the Village is responsible for in the Clusters.) He suggested that Mr. Fairley make a motion to go out to bid since the funding for the pavement program has been approved in the 2016 Budget.

**Mr. Fairley made a motion to bid out the 2016 Paving Program, as presented in the 2016 Budget. Mr. Tiettmeyer seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried. Motion Carried.**

Executive Session

**Mr. Harten made a motion to dismiss at 7:58pm and enter into Executive Session for the purpose of employee compensation. Mr. Tiettmeyer seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Fairley-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Mayor Kobasuk called the meeting back to order at 8:26pm; no action will be taken as a result of the Executive Session.

Mr. Fairley made a motion to adjourn at 8:26PM, seconded by Mr. Harten. Motion Carried.

Transcribed by Becky Fairley