

The May 12, 2015 meeting of the Newtown Village Council was called to order at 7:00 p.m. by Vice Mayor Daryl Zornes, who led the Pledge of Allegiance to the Flag. Mayor Cosby was absent.

Council Members: Joe Harten
Mark Kobasuk
Cheryl McConnell
Chuck Short
Curt Tiettmeyer
Daryl Zornes
Solicitor: Doug Miller

Mr. Harten and his son were fulfilling their dream to climb to a Mount Everest base camp nearly 17,600 feet when the 7.8-magnitude earthquake hit Nepal April 25, 2015. Thankfully, they both escaped without harm. Mr. Harten thanked everyone for their kindness shown to his wife during his absence.

Lake Barber Input (Reported by Tony Muto)

Tony Muto, employee at Evans Landscaping and member of the Newtown Business Association spoke on behalf of the NBA, expressing opposition to Lake Barber being made private. The idea of Lake Barber being made private was presented to the NBA at their last meeting by a council member that serves as a liaison between council and the Newtown Business Association. The NBA meeting was represented by Burger Farm, the Motz Group, Great Day Productions, Evans Landscaping, and First Baptist Church. After discussing the idea of privatizing the lake, members present voted unanimously to take a position of opposing the idea of privatizing Lake Barber. Mr. Muto said privatizing Lake Barber would be inconsistent with the Village image that Council is trying to portray. He said a lot of things have been done to attract people to come to the Village and spend time here. Things ranging from safe and clean streets, 5K Run, decorating streets for Christmas, WinterFest in the Village – all of these efforts have been directed at bringing people into the Village. These things not only enhance the business community, but the spirit Newtown is trying to portray, said Mr. Muto.

Mr. Kobasuk told Mr. Muto he strongly disagreed with many of his comments, as they are not well thought out. Mr. Kobasuk said Mr. Muto's comments didn't include issues that need to be dealt with: liability issues, people from Clermont County and others coming in making a mess....who is going to pay for this? Further discussion will take place at the 5.26.2015 Council Work Session.

Lake Barber – Private vs. Public

Resident Peg Quallen, Jefferson Street read about Lake Barber in the Forest Hills Journal. Mrs. Quallen is in favor of privatizing Lake Barber at least to begin with until we see what kind of attention it will receive. She said this will give Council an opportunity to gauge just how many Newtown residents will use the lake. Mrs. Quallen said we don't want it to turn into a place where the police are constantly having to be there picking up people drinking, smoking and doing drugs. Mrs. Quallen said she doesn't think it would be a good idea to go public in the beginning. She said it would be awesome to have a place just for the Newtown residents, especially since Short Park is so busy with games and will be even busier once MVCA installs the stadium.

Forest Hills Board of Education

President Rand Smith, resident of Newtown, updated Council on the following: 1) Dr. Dallas Jackson's recent decision to step down as Superintendent. Dr. Jackson has been accused of interfering with failed exam grades in his son's class at Turpin High School. An interim superintendent will soon be named. 2) High School Rankings: Turpin High School ranked 25 out of just under 900 high schools in the state of Ohio. 3) Facilities Project moving along. FHSD is looking to relocate the location of the school busses due to safety reasons and create more space for parking.

Jefferson / Pine / Edith Street Water Issue

Resident Peg Quallen, Jefferson Street talked to Council about the rain water that runs down from the River Hills subdivision to Jefferson Street. She said water pours like a waterfall from the hillside where new telephone poles were installed and the ground cover was removed. She said the creek also needs to be cleaned out, as the maintenance department used to clean the lady's creek out and not sure if this one is being cleaned.

Project Status Engineering Services (Reported by Engineers Bruce Brandstetter and Joe Dillon)

1) OPWC Grant Projects

- OPWC Small Government Funding
 - Revised applications were submitted by 2.3.2015
 - Small Governments voting took place 5.7.2015 – money was **not** received for Edith, Pine & Jefferson

2) Round Bottom Road Storm Drain

- Status of SWS cleaning and televising
- Based upon video inspection results, BCI will prepare a work scope and estimate for review with the Village prior to obtaining three bids.

3) Lake Barber Pedestrian Bridge

- Storm Design based upon 100 year storm event per USGS/ODOT Method
 - Rural unregulated Stream 2,697 CFS
 - Urban Stream 3,570 CFS
 - Capacity of Pedestrian Bridge opening 3512 CFS based upon BCI survey
 - ODOT Flood Clearance Criteria for Bicycle Pathway: 5yr storm
 - Pedestrian Bridge bottom of deck elevation was set 2.5 feet above the 100 year FEMA Flood Elevation

Mr. Brandstetter said he would anticipate no sign of damage to the bridge should another storm like the recent storm occurs. There are no signs of serious erosion around the bridge. Mr. Brandstetter believes it could be backwater instead of velocity hitting the bridge. Mr. Dillon said the soil was also very saturated from not drying out from initial flooding.

Mr. Kobasuk asked if we should expect this to happen again – Mr. Dickson said it's all about probability; two one-hundred year storms can happen in one month. It's very rare but can happen. Mr. Kobasuk asked what the cost would be to elevate the bridge. Mr. Brandstetter said he would be speculating to guess. Mr. Harten reminded everyone that the planning consultant believes these types of projects would score high due to the water implications when applying for grants for potential funds.

- Alternatives
 1. Do nothing; rainfall event was extreme based upon flow at Ragland and Bent Tree
 2. Place riprap to provide additional protection of abutments
 3. Maintain channel free of trees, brush and debris
- Photos submitted

4) Ragland Road Drainage and Edith / Pine / Jefferson

- Storm on properties and in a house that has not experienced issues in the past (photos attached)
- Consider concrete pad behind headwall to assist maintenance during a storm event and a depth marker
- Obtain Right-of-Entries for maintenance personnel
- Proposed improvements per grant application includes three new Trash Racks more Channel Protection-Riprap
- If Small Governments grant is not received, consider match increase from 40% to 50% (increase of \$130,000) and/or loan funds. 50% would maximize the points

Pine Street Creek – Easements vs. Right of Entry Discussion

Solicitor Miller said right-of-entries are not enforceable; a recorded easement would be the better way to go. Mark Gillespie said an easement would define the areas that the maintenance department would be responsible to clean and the areas the homeowner would be responsible for.

Mr. Tiettmeyer asked Mr. Brandstetter for suggestions on what the Village could do in the interim, if we do not receive funding from the Small Governments grant. He asked for ideas that would be low cost and not counterproductive for when we do receive a grant. Mr. Brandstetter said the above bullets outlined in #4. The River Hills hillside will always require maintenance due to the number of trees, said Mr. Brandstetter. Trash racks / angle irons further up stream would help trap debris. The grant application cost estimate had three new ones going in with additional riprap. The current riprap was installed twenty-five years ago.

Solicitor Miller said an easement could require a survey. Mr. Brandstetter will prepare the language for Solicitor Miller. Mr. Tiettmeyer asked if the \$25,000 spent three years to widen the creek bed was wasted and if it was filled back in now. Mr. Brandstetter said the money wasn't wasted; ditches need to be maintained. The ORC has a maintenance clause section for agricultural property. Mr. Short said some of the creek bed has filled back in with dirt washed away from the sides.

Mr. Short made a motion to approve Solicitor Miller to work on the easement language, suggested by Bruce Brandstetter. Mr. Tiettmeyer added to obtain estimates for the concrete pad and depth markers for the water. Mr. Harten seconded the motion. All Aye.

Letter to Jerry Wray, ODOT Director (Reported by Mark Kobasuk)

Council has approved and signed the letter to Jerry Wray, ODOT Director, favoring the NO BUILD option of the Eastern Corridor. Becky will mail the letter with Resolution 21-2015.

Resolution, Police Department – Heroin Coalition

Heroin-involved deaths in Hamilton County, including homicides and overdoses fatalities numbered 177 in 2014 and 182 in 2013. Law enforcement authorities on the local, state and federal level recognize that heroin-involved deaths require a coordinated response from law enforcement together with other community resources, and further requires a consistent investigative response across jurisdictional lines.

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

Mr. Kobasuk made a motion to adopt RESOLUTION NO. 23-2015 A RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO PARTICIPATE IN THE HAMILTON COUNTY HEROIN COALITION TASK-FORCE, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Tiettmeyer seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.

Ohio Division of Liquor Control

Mr. Kobasuk made a motion to *not* request a hearing transferring liquor license from Mark D & John Scott Burris (DBA PJS Bar) to UGFT LLC (DBA Urban Grill on Main). Mr. Tiettmeyer seconded the motion. All Aye. Motion Carried.

Lake Barber Proposal (Reported by Mark Kobasuk)

Mr. Kobasuk is holding off on moving forward with his motion to make Lake Barber private, since Mr. Harten wants to discuss the issue in detail at the 5.26.2015 Council Work Session. Mr. Kobasuk said he takes exception to people saying the lake should be public when they haven't heard all of the evidence and looked at all of the issues surrounding it. Lake Barber now belongs to the residents of Newtown and they should be allowed access to the lake as soon as possible. People are already using the lake and walking trail and it should be opened. Mr. Kobasuk agrees with Mr. Tiettmeyer that Newtown companies and their employees that pay the 1% income tax should also be allowed to use Lake Barber if it is made private. The smallest subset of people would be the residents of Newtown, who own the lake and the people who work in Newtown.

The issue Mr. Kobasuk has on this public park issue and he told Mr. Muto he takes exception to his comment on some of the Newtown Business Association members who maybe haven't even been down at the lake. Mr. Kobasuk said he read somewhere that not all of the members had not been present or had walked Lake Barber. That's a fairly primitive recreational area; very nice, but Mr. Kobasuk he doesn't see how it would be opened to the public. It's a 55 acre lake that is very deep even at the sides. It's not a traditional swimming lake. The lake has very steep banks with very thick vegetation. He said he doesn't see why the public would be invited in when there are no restrooms, no drinking fountains, and no security lighting. Parking is inadequate with about forty spaces. And there is probably trophy fish in the lake. Mr. Zicka sold the lake to the Village of Newtown and it now belongs to the residents, said Mr. Kobasuk. Mr. Kobasuk doesn't see how the public would be invited into a primitive facility without the basic necessities and the liability. What happens when people come in and shoot up on heroin or drunk and drown....the Village would be liable. Mr. Kobasuk said he doesn't want all kinds of people down there at this point, as it is not ready for that. It's ready for Newtown residents to assume the risk by signing a waiver, release of liability and put a kayak in the lake and fish, but it's not ready for the public. Mr. Kobasuk said he takes exception to people telling him it should be open to the public who haven't walked the lake and thought about the many liability issues. He said he is not certain that all of the NBA members have heard all of the information, which will be discussed at the 5.26.2015 Council Work Session. Mr. Kobasuk said he would like to have attended the NBA meeting. Both sides of the issue need to be heard. Mr. Kobasuk said Mr. Evans has told him horrid stories of incidents that have taken place at the lake. He said people have pulled guns on him at Lake Barber. All kind of people just come in when it is free and unsecured. They leave trash....it's not ready for prime time!

Mrs. Quallen said she feels it would be best for Council to proceed with caution and take baby steps with the lake. There are no restrooms for the public.

Mr. Harten thanked Mr. Kobasuk for not moving forward with his motion in his absence and the inability to get at this issue with the attention it definitely deserves. Mr. Harten said he hopes we all can agree that there are steps to be taken before we can open the lake to anybody. Mr. Harten agrees with Mr. Kobasuk that the lake is not ready for prime time, as it is a work in progress. Mr. Harten said there is a big difference when we look at what Lake Barber is now vs. what it might be in the future. Mr. Harten will summarize the tasks, costs and timing we need to open the park at a bare minimum level for

anyone. This information will be sent to Council and discussed at the 5.26.2015 Council Work Session. Mr. Harten believes it is more incumbent on the Village to have a safe park for our citizens and residents than for anyone else. Mr. Harten asked Council to consider the implications of public vs. private, the financial implications, the programmatic implications, and the ability of what we are going to be able to do as a small village with our budget vs. the ability of getting grants to put this park in a way that could be a keystone for many people to come to the Village to possibly live, work and play. Mr. Harten said maybe one of the solutions is a short-term initial private phase followed by a public opening when we are ready.

Mrs. McConnell said she appreciates Mr. Kobasuk holding off on this discussion, as she feels this is such a big discussion that we need more than one meeting. We've had the lake for five years under our ownership. This is a very big issue and the decisions made will determine what happens with the lake for years to come. Mrs. McConnell said it is her hope that the lake becomes public. Mrs. McConnell doesn't like the image that would be suggested by opening the lake to certain folks but not to others. She said the biggest issue is the Village has no money for this park; historically, we haven't put a lot of money into our parks. There are a lot of street issues coming up. We have had to do several much-needed renovations: 1) the old fire house, which is now the Municipal Center, 2) the Moundview House and 3) the Police Department. We are now going to have to turn our focus to streets and flooding issues so parks will again be down on the list for the foreseeable future, stated Mrs. McConnell.

Proclamation ~ Peace Officers' Memorial Day (Reported by Mark Kobasuk)

The Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police week. The members of the Newtown Police Department play an essential role in safeguarding the rights and freedoms of the Village of Newtown. (Everyone applauded and thanked our Police Department for their service.)

History in Your Own Backyard (Reported by Mrs. McConnell)

Satolli Glassmeyer, owner of History in Your Own Backyard (www.HistoryInYourOwnBackyard.com) presented at the 3.24.2015 Council meeting, information on creating a series of documentary videos of historic sites and buildings in Newtown. Mrs. McConnell took this info to the Newtown Business Association. Mr. Glassmeyer typically works with volunteers from historical societies. Mrs. McConnell feels this effort should be led by volunteers since there is a fee involved. She will stay in touch with Mr. Glassmeyer.

Newtown Business Association

Mrs. McConnell is the Council liaison to the NBA; she attends the meetings and communicates Village issues. An Economic Development team has been created to find ways to work with our Building and Zoning department to assist new businesses that come into the Village of Newtown. A quick fact sheet for new businesses is being created by the NBA. Mr. Spry has offered to assist and is pleased to work with this new committee. Mrs. McConnell will serve as a liaison to Council and Building and Zoning.

Newtown Beautification Update (Reported by Cheryl McConnell)

The Newtown Beautification Project, led by the Newtown Business Association and Shannon Adams, owner of My Flower Service, is expected to be installed by the end of the week.

Planning Commission Update (Reported by Cheryl McConnell)

The Planning Commission met 4.30.2015. Approval was given for a new retail business, Confetti Cats, 6923 Main Street. This business is pet-focused. Cheryl Franklin is the owner and has been in business since 1991 in Mt. Lookout and Oakley. Planning also discussed a possible zoning change on two parcels, 3627 Church Street, owned by Little Miami Real Estate. It is anticipated that this will be brought before the Board of Zoning Appeals. The goal is to streamline the process so that businesses that are already in existence their zoning is correct for the use they have already been approved for like previous entities. The next Planning Commission is scheduled for Wednesday, June 3, 2015 at 7:00pm.

Unused Sign Posts

Mr. Harten thanked the Police Department and Maintenance Department for working together to remove the vacant sign posts.

MVCA Agreement (Reported by Joe Harten)

Council received the latest draft of the MVCA agreement May 1st. Draft resolves all outstanding legal issues leaving financial terms open. The latest MVCA financial proposal deleted our request for \$10,000 of attorney fees and requested a 80/20 split of net revenue (80% MVCA, 20% to the Village). Mr. Harten proposed we request a 60/40 revenue split (60% MVCA, 40% to the Village). Mr. Harten feels this is a fair split as MVCA will be responsible for very expensive turf replacement in future years. The 60/40 split eliminates the need to worry about attorney's fees or the ground penetrating radar costs on a separate basis.

Mr. Harten made a motion for Solicitor Miller to send the latest May 1st draft to MVCA with a 60/40 revenue split included in hopes that MVCA would agree. Mrs. McConnell seconded the motion.

Discussion

Mr. Kobasuk said he thought we were including the ground penetrating radar in lieu of the attorney's fees. Mr. Harten said that was discussed; in lieu of the fact it is \$3,150 and getting 40%, he'd much rather have 40% over a stream of years rather than \$3,150. Mr. Kobasuk asked why it is mutually exclusive. He said we're giving up the \$10,000 in attorney's fees. Some have suggested to Mr. Kobasuk that we give up the \$3,150 for the ground penetrating radar, and let go of the attorney's fees. They have been given the report. Mr. Kobasuk said in the beginning it was 50/50 split, MVCA then went to 80/20 and now 60/40, which he feels is fair he is just troubled to give up all of the attorney's fees. Mr. Harten said the ground penetrating radar was a late addition, as it was never in any of the drafts up until this point. Mr. Harten said if the Village can get 40% of a revenue stream, he is more than willing to waive the \$3,150 in hopes of settling on an agreement. Mr. Short said he thought we should hold fast at the original split of 50/50. He also said the \$3,150 for ground penetrating radar should be included, as well as the attorney's fees since we're pretty much giving them the park. Mr. Harten said we are not giving them the park. We are giving them the ability to construct a multi-use athletic field for the use of all Village members. Mr. Kobasuk suggested making two separate motions: one for the 60/40 split and one on the ground penetrating radar.

Mr. Tiettmeyer told Mr. Harten, in his absence at the last Council meeting, Council talked about the split being a gross split, rather than a net split. Mr. Harten apologized; he was unaware of the discussion. Mr. Tiettmeyer said he supports a gross split; his concern about a net split is MVCA would have the ability to manipulate the numbers. He is not suggesting MVCA would ever try to manipulate the numbers, it would just require effort on our part to make sure that they don't. The gross split is much more palatable. Mr. Tiettmeyer said if we go to a gross split it should definitely be a 60/40 or even a one-third / two-third, which is more reasonable on a gross level. As long as we can stay within these parameters and resolve the agreement. Mr. Tiettmeyer said he would be perfectly happy to waive the other fees if we get what we want. The responsibilities they are taking here and maintaining Short Park is tremendous and a financial benefit to the Village. It's a phenomenal savings for the Village by them taking care of the mowing and landscaping needs over a twenty-five year period.

Mr. Kobasuk agreed the revenue split should be gross split. MVCA asked in a previous meeting who would keep track of the revenue; they suggested a gross split and that is why they moved it to 80/20. Mr. Kobasuk said 60/40 is fairer to the Village. Mr. Harten agreed a gross split is clearly a better deal. He said he would re-do his motion if Mrs. McConnell would withdraw her second.

Mrs. McConnell withdrew her second to the motion.

Mr. Harten made a motion for Solicitor Miller to send the latest May 1st draft to MVCA with a 60/40 gross revenue split included. Mrs. McConnell seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-No Motion Carried.

Discussion

Mr. Kobasuk reminded everyone that we have spent close to \$10,000 in attorney fees. He feels we should ask for the ground penetration radar fees of \$3,150 since we are waiving the attorney fees.

Mr. Kobasuk made a motion to include in the draft agreement, in lieu of the attorney fees, the recoupment of the \$3,150 for the ground penetration radar test. Mr. Short seconded the motion. Roll Call: Mr. Harten-No, Mrs. McConnell-No, Mr. Kobasuk-Yes, Mr. Tiettmeyer-No, Mr. Zornes-Yes, Mr. Short-Yes. Motion Failed.

Council Checklist

Mr. Tiettmeyer made a motion to approve the 5.12.2015 Council Checklist for \$74,167.67. Mr. Harten seconded the motion. All Aye. Motion Carried.

Native American Artifact Update (Reported by Curt Tiettmeyer)

Mr. Tiettmeyer talked to Bob Genheimer with the Cincinnati Museum Center; the gorget has been fully restored and stabilized. Two copies of the gorget will be made once the gorget is scanned at a local hospital. The Village of Newtown and the Cincinnati Museum Center will receive the copies. Originals are kept in a controlled environment.

Police Department Renovation (Reported by Curt Tiettmeyer)

Demolition has been completed. Plumbing rough-in is next. There is an electrical issue in the back wall (Council side of the police department wall) will not meet building code so this will also need to be replaced. This expenditure will be brought

back to Council for approval and will be part of the contingency fund. Tiles under the carpet in the old Council chambers contain asbestos; therefore

Mr. Tiettmeyer made a motion to approve Central Insulation Systems for an amount not to exceed \$1,925 for the removal of 790 asbestos floor tiles and underlayment materials. Mr. Harten seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.

Lake Barber (Brush, Riprap and Old Bridge Removal) Maintenance Department (Reported by Mark Gillespie)

Brush at Lake Barber was removed and burned, with permission from the Fire Department. The maintenance department will be installing riprap to stabilize the shoreline. Bzak delivered riprap today. Mr. Tiettmeyer said he was confused since Council agreed to proceed and it was clear this project would be done by a contractor, rather than staff. Mr. Gillespie said Mayor Cosby directed him to go ahead and get it done. Mr. Tiettmeyer asked if the mayor instructed him to do the riprap after Council said it should be done by an outside provider. Mr. Gillespie said that is correct. Mr. Kobasuk said Mayor Cosby called him and made a persuasive case; he assumed the mayor called all of Council for consent. Mrs. McConnell said Mayor Cosby called her and was concerned about trucks from an outside company being too heavy for the bridge. Mr. Tiettmeyer said it would be the contractor's liability if anything were to happen. Mr. Tiettmeyer said he is disappointed that Mayor Cosby didn't call the entire Council. Mayor Cosby called everyone except Mr. Tiettmeyer and Mr. Harten. Solicitor Miller said the mayor shouldn't be calling anybody. Mr. Tiettmeyer said Mayor Cosby overruled Council; Solicitor Miller said that is correct. Mr. Harten said the right thing would have been for the issue to be brought back to the table for Council to discuss. Solicitor Miller said issues need to be brought to the table if they are going to change. Mr. Tiettmeyer said this will be discussed at the next meeting.

Mr. Gillespie continues to reach out to other municipalities that may be interested in removing the bridge free of charge. Anderson Township Parks is also looking at the bridge for possible removal. Mr. Kobasuk told Mr. Gillespie to make certain the new bridge and walking path are not damaged when the old bridge is removed. Mr. Gillespie said Newtown staff will be on site when the bridge is removed. Mr. Kobasuk said Mr. Evans did a great job installing the bridge and the parking lot and care should be taken to not damage these areas. Mr. Gillespie said he doesn't believe they would even attempt to go over the new bridge or go through the parking lot. He said the best route would be going through Hydro Systems.

Water Fountain – SR32 / Round Bottom Road (Reported by Mark Gillespie)

Marcum Pool Care submitted the lowest bid to replace the two water fountain pumps. \$2,500 will cover installation of two new pumps and a one-year warranty. Leslie Pool Care's bid was \$11,257.98. EMT didn't submit a bid for new pumps. Various people have recommended that the pumps be pulled in the winter and kept in a warm environment. Council decided to go with Marcum Pool Care. Mr. Short said if EMT submits a lower bid, Council could revisit the motion. Mr. Tiettmeyer said it is best to go with Marcum Pool Care; they are a local business who pay Newtown taxes and submitted a low bid. He said EMT has not been responsive. It's best to go ahead and fix the pumps and resolve this issue. Mr. Kobasuk agreed to go with Marcum Pool Care.

Mr. Short made a motion to proceed with Marcum Pool Care replacing the two water fountain pumps; amount not to exceed \$2,500. Mr. Tiettmeyer seconded the motion. All Aye. Motion Carried.

Memorial Day Parade

The Memorial Day Parade will take place Monday, May 25, 2015 at 10am. The annual parade is sponsored by the Newtown Veterans Association. Mayor, past mayors and Council are invited to participate. All are welcome!

Resolution, Newtown Veterans Association

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

Mr. Short made a motion to adopt RESOLUTION NO. 24-2015 A RESOLUTION HONORING THE NEWTOWN VETERANS ASSOCIATION. Mr. Tiettmeyer seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.

Council Minutes

Mr. Zornes made a motion to approve the 4.28.2015 Council Minutes, seconded by Mr. Tiettmeyer. All Aye. Motion Carried.

Over-time vs. Comp Time - Village Employees (Reported by Daryl Zornes)

The current Personnel Policy states the maintenance department is to receive four hours of over-time when called out. A maintenance department employee told Mr. Zornes he would rather receive comp-time. Mr. Zornes said he doesn't have a

problem with it and told the employee he would bring it up to Council for discussion. Mr. Harten said he thought comp-time vs. over-time in the public sector had been approved by the federal congress. Solicitor Miller said in governmental work comp-time can be given that it's time and half, same as over-time. An ordinance should be drawn up if Council decides to do this. Other departments receive comp-time. Mr. Harten said the ordinance should allow the maintenance department to have the same comp-time policy as everyone else.

Mr. Harten made a motion to have Solicitor Miller prepare an Ordinance stating the change. Mr. Zornes seconded the motion. All Aye. Motion Carried.

Heroin Coalition

Chief Synan updated Council throughout the process of his involvement with the Heroin Coalition. Chief Synan has been named the director of a ten-member task force for the Heroin Coalition. The resolution will fall under the mutual aid agreement. Chief Synan hasn't heard any opposition to the resolution; it is expected that all Hamilton County counties will adopt the resolution. The resolution will allow the Coalition to draw personnel and equipment resources from all communities if needed. The task force will investigate heroin overdoses back to the dealer. Chief Synan thanked Council for allowing him to be involved with important issues such as the Heroin Coalition and HB129. He said, luckily he has a great department that takes care of day-to-day operations. They do a great job! Chief Synan said not just Hamilton County, but Newtown has become a leader, not only in the county but the state from HB129 that was passed to this coalition working closely with Hamilton County Commissioners. Chief Synan said it is not just the police chief; it is constantly "The Village of Newtown" is what he is hearing, taking a lead role in important issues. He said he truly appreciates Council allowing him to do his thing!

Murray Property (Reported by Solicitor Miller)

The Murray property, 6840 School Street, is in foreclosure. Solicitor Miller will file to intervene in the case to inform the court since they will order a Sherriff's sale that we may very well be affecting the value of the property one way or another. It may have to be reappraised before it goes to a Sherriff's sale. It will also upset the order of the liens on the property. The Board of Health is expected to attend the 5.26.2015 Council meeting.

Martin Marietta Mining Issue (Reported by Solicitor Miller)

A hearing date has not been set as of today. All paperwork has been filed.

Property Condemned

Chief Synan updated Council on the 3448 Church Street property, which was condemned last week by the Board of Health. The homeowner is currently working to make repairs to the property. Therefore, dumpsters will be present. The police department will keep an eye on the property since an eviction notice was served.

Police Department Renovation – Tile Removal

Ms. Everett asked Council to give Curt Tiettmeyer the authority to approve \$5,000 in the course of the Police Department renovation. This is in an effort to not delay the renovation, in the event other things need to be taken care of such as removal of the asbestos tiles. Mr. Harten said he seemed to recall doing the same for the Municipal Center renovation. Mr. Tiettmeyer said it is exactly the same thing, which was any \$5,000 expenditure not to exceed the contingency amount we had. Mr. Tiettmeyer said he only had to approve one or two expenditures during the Municipal Center renovation.

Mr. Zornes made the motion to give Curt Tiettmeyer the authority to approve expenditures up to \$5,000 during the Police Department renovation. All Aye. Motion Carried.

Mr. Tiettmeyer made a motion to adjourn at 8:37pm, seconded by Mr. Kobasuk. Motion Carried.

Transcribed by Becky Fairley