



National Police Week (May 15 thru 21, 2016)

Mayor Kobasuk read the following Proclamation and thanked the Police Department for their service to the Village. Flags will be flown at half-staff on Police Memorial Day, May 15<sup>th</sup>.

*Proclamation*

**WHEREAS**, 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; and

**WHEREAS**, the members of the Newtown Police Department play an essential role in safeguarding the rights and freedoms of the Village of Newtown; and

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

**WHEREAS**, the men and women of the Newtown Police Department unceasingly provide a vital public service;

**NOW, THEREFORE**, I, Mayor Mark Kobasuk of the Village of Newtown, Ohio, call upon all citizens of Newtown and upon all patriotic, civic and educational organizations to observe the week of May 15 through May 21, 2016, as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

**I FURTHER** call upon all citizens of Newtown to observe Sunday, May 15, 2016 as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

**IN WITNESS THEREOF**, I have hereunto set my hand and caused the Seal of the Village of Newtown, Ohio to be affixed.

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Mark Kobasuk, Mayor  
Village of Newtown, Newtown, Ohio

6840 School Street Property Update (Reported by Mayor Kobasuk and Solicitor Miller)

Pinnacle Environmental Services performed the environmental testing; we should receive the results next week. Solicitor Miller sent a contract for the purchase of the lot. He said doing so will allow for the demolition in the meantime. Personal items are being removed from the property. The Rosemary Clooney House in Augusta, Kentucky has offered to remove the valuable artifacts and military relics from Mr. Murray's garage. They have offered to provide an apartment above the museum for Mr. Murray to live in.

Division of LMFR Assets Update (Reported by Solicitor Miller)

After meeting with the Bond Counsel, it looks like we will not want to refinance since they are Build America bonds, which means a portion of the interest is refunded to the district. It would also be hard to beat the interest rate. Assets are still being reviewed and an agreement is being worked on. The plan is to take care of the buildings – the County Auditor would be pleased if we can arrive at an agreement with the Fire District to divide the remaining assets.

Lake Barber – Revolution Fitness

Solicitor Miller said he became concerned and talked to Mayor Kobasuk about the liability issue when the Village's insurance carrier, Hylant Administrative Services came back and said the Village has no coverage for any activities Revolution Fitness may be conducting on the property. Solicitor Miller is also concerned that the Village may not be named as an additional insured on their policy. Solicitor Miller sent a letter on May 6, 2016 informing Ms. Mary Beth Knight, Revolution Fitness that the Village has not granted her nor Revolution Fitness permission to use the Lake Barber property for any activities. The letter also stated that the lake and surrounding property is not available for commercial activities at this time. The letter also said to terminate any activities that are being conducted on the property and remove all references to Lake Barber from their website and other advertising materials immediately. Use of the Lake Barber property by Revolution Fitness' customers would require approval by Village Council, a written Agreement, and proper insurance being established. Mayor Kobasuk said we need to protect the Village from liability. If we have no coverage with the current situation we have to tell Ms. Knight to stop. Solicitor Miller said there is too much risk and he wasn't comfortable not being listed on their policy. Mr. Harten said he agreed the letter needed to be sent, but from a business relationship standpoint, a phone call to the business owner would have been appropriate. Mayor Kobasuk told Mr. Harten that he had received the letter and he didn't think of making a phone call with it being the weekend. Mayor Kobasuk had requested that Ms. Knight send her insurance policy for review if some type of motion is to be pursued. As of this evening, Mayor Kobasuk has not received anything regarding Revolution's insurance.

Council Checklist

**Mr. Tiettmeyer made a motion to approve the 5.10.2016 Council Checklist of \$88,510.45, amended to include \$47,916.67 to AFD for Fire/EMS services, total Checklist \$136,427.12. Mr. Harten seconded the motion. All Aye. Motion Carried.**

Board of Zoning Appeals (Reported by Daryl Zornes)

The BZA met Wednesday, April 27<sup>th</sup> at 6pm. The BZA granted a variance to MVCA for the placement of a sign at the corner of Church Street and School Street.

Police Department Annual Luncheon

**Mr. Zornes made a motion to approve \$200 for the annual luncheon, Mr. Short seconded the motion. All Aye. Motion Carried.**

Police Department

**Mr. Zornes made a motion to approve \$2,940 for the annual purchase of ammunition. Mr. Short seconded the motion. All Aye. Motion Carried.**

Lake Barber (Reported by Joe Harten)

C.N. Lorentz, Ph.D., Professor-Department of Biology of Thomas More College submitted a proposal to conduct an electrofishing and water quality survey of Lake Barber. This surveys the biological diversity of the lake as measured by the types, sizes, and conditions of fish and other aquatic species. The survey will give a good baseline and disclose the overall health of the lake. It is recommended to repeat the survey every four to five years. After discussion, the following motion was made:

**Mr. Harten made a motion to engage Professor Chris Lorentz and the Thomas More College Biology Department to investigate the fish populations in Lake Barber for a cost not to exceed \$2,625. Mr. Tiettmeyer seconded the motion. All Aye. Motion Carried.**

Lake Barber (Reported by Joe Harten)

Mr. Harten presented a proposal outlining current access rules and proposed access rules. We can build on the current procedure we have in place for rentals and activities in regards to our other parks. Mr. Tiettmeyer said the revenue collected from park rentals is used to offset expenses and we would do the same here. Mrs. McConnell said Council can find a way to use the lake that benefits everyone. Discussion will take place at the 5.24.2016 Council Work Session at 7pm.

Drone Use in Village Parks (Reported by Joe Harten)

Council is considering regulating drone use in Village parks. Mr. Fairley said the FAA has restrictions on unmanned small aircraft. Mayor Kobasuk will research the topic and report back to Council.

Council Minutes

**Mr. Short made a motion to approve 4.26.2016 Council Minutes, seconded by Mr. Zornes. All Aye. Motion Carried.**

Salary Ordinance

Newtown Council wishes to change the rate of pay for Charles Morgan to reflect his new position of Maintenance Supervisor and Street Commissioner.

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

**Mr. Short made a motion to approve ORDINANCE NO. 11-2016 AN ORDINANCE INCREASING THE RATE OF PAY FOR CHARLES MORGAN, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes, Mr. Fairley-Yes, Mrs. McConnell-Yes, Mr. Harten-Yes. Motion Carried.**

Planning Commission (Reported by Cheryl McConnell)

Planning Commission met Wednesday, April 27<sup>th</sup> at 7pm. following the BZA meeting. Fencing near the Little Miami trail at 3609 and 3619 Debolt was approved for Great Parks of Hamilton County. Several members of the Planning Commission have met regularly with Gerry Stoker for pre-planning consultations with those interested in various properties in the Village. These meetings have streamlined the entire process for the Planning Commission where one's interest goes to the next level where formal applications are then made. Mrs. McConnell wanted to thank Mr. Stoker publicly and said this is a new way of doing business in Newtown.

Village Beautification (Reported by Cheryl McConnell)

Shannon Adams, My Flower Service plans to plant the Village pots in time for the Memorial Day Parade.

Maintenance Department

Mr. Tiettmeyer recently visited the Maintenance shop on Debolt and was impressed at the progress that has been made in cleaning up the shop, inside and out. Mayor Kobasuk said promoting Chuck Morgan was the right thing, as he has taken a passion for his work in the Village.

Mr. Fairley made a motion to adjourn at 8:12pm. Mr. Short seconded the motion. Motion Carried.

Transcribed by Becky Fairley