

The August 12, 2014 meeting of the Newtown Village Council was called to order at 7:00 p.m. by Mayor Curt Cosby, who led the Pledge of Allegiance to the Flag.

Councilmembers: Joe Harten
Mark Kobasuk
Cheryl McConnell (absent)

Chuck Short
Curt Tiettmeyer
Daryl Zornes

Solicitor: Doug Miller
Fiscal Officer: Keri Everett (absent)

Police Department – Part-time Police Officer

Mr. Kobasuk made a motion to hire Paul McDonald as a part-time police officer with the Newtown Police Department. Mr. Harten seconded the motion. All Aye. Motion Carried.

Mayor Cosby swore in Paul McDonald as part-time police officer with the Newtown Police Department. All welcomed and congratulated Officer McDonald.

Permits for Door-to Door Solicitation and Transient Vendor Solicitation

Mayor Cosby asked Village Council to consider switching the duration of the time these permits expire. Currently, the Door-to-Door permit is for six months and the Transient Vendor is for thirty days. Mr. Kobasuk agreed that the current duration should be switched. Solicitor Miller said he thought the 2005 Ordinance Regulating Door-to-Door Solicitation replaced the 2000 Ordinance Regulating Transient Vendors. He said this was done after the Supreme Court came out with their decision in Watchtower Bible that gave parameters as to what can be done. Solicitor Miller said the Transient Vendor is the same as the Door-to-Door. Mayor Cosby asked Solicitor Miller to look into it to see if the duration can be reduced to a ninety-day period.

Engineering Services Update (Reported by Engineer Bruce Brandstetter)

1) 2014 OPWC Grant Application (Edith / Pine / Jefferson / Ragland Road Drainage)

- Cost Estimate/Proposed Funding:

Total Construction Cost	\$1,297,000
OPWC Grant Request	778,200
MRF (Hamilton County)	50,000
Village of Newtown	<u>468,800</u>
	\$1,297,000

- Establish Priority
- Fiscal Certificate
- Authorizing Legislation
- Attachments/Supporting Data
- Schedule
 - OPWC Grant Application Due Date – September 19, 2014

In an effort to obtain more points, the two projects (Ragland Road Drainage and Edith/Pine/Jefferson Reconstruction) are rolled into one grant application. Mr. Brandstetter said new pipe and headwall will be installed at Ragland and Harriet on the NW side crossing under Ragland where pipes are now in the rear yards. Drainage work above Pine Street will also be included. The grant also covers reconstruction of Edith, Pine and Jefferson streets.

Mr. Brandstetter said the Village's portion of \$468,000 hits the 40% mark, which is about \$35,000 more than budgeted. Mayor Cosby asked if Water Works would still be contributing money towards the project. Mr. Brandstetter said the policy has changed and they want their share of the grant too. He said he would just soon leave them out of it, as it doesn't really help the Village.

A Fiscal Certificate and typical authorization authorizing legislation will be needed by September 15, 2014. Mayor Cosby said Edith/Pine/Jefferson and Ragland Road Drainage Projects are still the number one priority. SR32 East Storm Improvements is second priority. The Resolution appointing Mayor Cosby as official representative is ready tonight.

2. 2014 OPWC Grand Application – SR 32 East Storm Improvements (from Burger Farm past Jurgensen)

• Cost Estimate/Proposed Funding:	
Total Construction Cost	\$ 411,000
OPWC Grant Request	287,700
MRF (Hamilton County)	50,000
Village of Newtown	<u>73,000</u>
	\$ 411,000

Mr. Brandstetter recommended applying for this grant also. Mr. Harten asked Mr. Tiettmeyer if there would be a problem financially if we were awarded both grants. Mr. Tiettmeyer said he would look into it; the first one would not be a problem. Mr. Brandstetter said construction could be pushed back until 2016 since the grant wouldn't be awarded until July 2015.

1) Lake Barber (Reported by Bruce Brandstetter)

- Ben Brandstetter and Jim Bailey, Evans Landscaping met today and reviewed the plans of the parking lot. Plans of the parking lot and the flood study were delivered to Mayor Cosby.
- The design of the bridge is being reviewed by the bridge company
- A schedule was given to BCI
- BCI will be involved during the construction phase, which should take place in the fall

2) Round Bottom Road Storm Pipe Failure (Reported by Bruce Brandstetter)

- Ben will meet with MDS on this issue across from Hydro Systems Friday morning
- BCI has given Hydro the Right of Entries to sign to allow access to the property

MVCA – Short Park Joint Venture Agreement - First Draft (Reported by Joe Harten)

Mr. Harten asked Solicitor Miller what his next step would be after receiving comments from Council on the first draft. Solicitor Miller said he will make suggested changes and distribute back to Council for comments before sending the draft on to MVCA. Council should receive the suggested changes before the next Council meeting.

Lake Barber Consultant (Reported by Joe Harten)

Mr. Harten previously emailed mayor and council background information and a summary of the work for a consultant for the Lake Barber development and a recommendation to hire Human Nature. A few comments received asked if this was the appropriate time and if the \$12,000 left in the line item should be used to make repairs to the path before hiring a consultant. Discussions with Human Nature have been wide-ranging; they have stated grants may be available for repaving down the road. Mr. Harten said he would hate to use the money now when it could be invested in a broader grant-writing activity later. He is leery of spending more money on repairing anything at Lake Barber without this plan from Human Nature and feels this is the perfect time for planning and to involve the businesses, the people and the scientific community. Solicitor Miller is in the process of exchanging contractual drafts.

Mr. Harten made a motion to approve the hiring of Human Nature as a consultant for Lake Barber development. Mr. Short seconded the motion.

Discussion

Mr. Kobasuk said he is not against hiring the consultant; he doesn't think it is the right time. He suggested once the bridge and parking lot are completed having Ron repair the walking path and open it up to the people and receive feedback before hiring the consultant. Mr. Dickerson said the repair that needs to be done to the path is significant. Mr. Tiettmeyer agreed with Mr. Kobasuk that it has been a long process planning the Lake Barber development, but supports Mr. Harten moving forward with the idea of applying for a grant. Realistically, spring 2015 is the earliest the lake could be opened to the public and a consultant can make a lot of headway in the next six months, stated Mr. Tiettmeyer. After much discussion, the following roll call was taken:

Roll Call: Mr. Harten-Yes, Mr. Kobasuk-No, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.

Bike Trail Map (Reported by Mr. Harten)

Becky contacted Martin Schickel, publisher of the Bike Trail Map, about advertising in the 2015 Bike Trail Map and recently forwarded the information to mayor and council. Establishing a reputation as a Trail Town is a valuable asset. Advertising in the 2015 Bike Trail Map will help raise awareness of Newtown as a Trail Town and American Indian Education Center. Loveland, Milford, and Miami Township also participate because of the economic and quality of life benefits of being associated with the Bike Trail. Mr. Harten said it would be great for Newtown to tie in with the map, as the Bike Trail Map is already a great map and it is continuing to develop. The following would be included in the 2015 Bike Trail Map promoting Newtown: 1) An ad similar to those that Loveland, Milford and Miami Township do, directed at the large cycling community, 2) An in-season email Broadcast on our American Indian Education center promoting it as a good fit with a trail visit to my over 1600 opt in subscribers, 3) Reworking of the Directions and Trailheads page would include showing parking in Newtown, 4) Add the Newtown Village Website on CincyBikeTrails.com, 5) Add American Indian Education Center to the Bike Trail Map pick up locations on CincyBikeTrails.com, and 6) Placement of our print ad with link on CincyBikeTrails.com for the 2015 Season.

Mr. Harten made a motion to approve the expenditure of up to \$500 to promote Newtown and advertise in the 2015 Bike Trail Map. Mr. Short seconded the motion. All Aye. Motion Carried.

Little Miami Fire Board Update (Reported by Mr. Kobasuk)

The Board recently approved a budget for 2015, which will result in a carryover into 2016 of \$406,000. This is the minimum carryover so the Board may be faced with putting a levy on the ballot next year. The Fire Board has not made the determination of placing a levy on the ballot, but would hope it would not be until 2016, which would be seven years from the last levy. Forest Hills School Board is placing a levy on the November 2014 ballot. Mr. Kobasuk said he was pushing for budget cuts to give more of a cushion and made a motion at the Fire Board meeting to have Fire Chief Ramsey and Assistant Fire Chief Timmers look at ways to save money. Local fire departments are doing passive budget cuts. Mr. Kobasuk said he and Mr. Tiettmeyer met with a representative of Anderson and he said some of their stations are not always fully staffed. When Newtown joined the fire district, there were only three firefighters on duty and the chiefs and fire board thought that was adequate protection. Mr. Kobasuk said the LMFR levy is the highest in the county and believes we need to keep it as low as we can.

Fire Department Demonstration Day – Fire Ops 101 (Reported by Mr. Kobasuk)

The LMFD Fire Board, Newtown Mayor and Village Council are invited to the Fire Department Demonstration Day, Saturday, October 25. This will be an opportunity to witness various emergency situations and check out the firefighting apparatus and techniques. Representative Mike Thompson would like to hear from Mayor and Council if interested. Mr. Thompson said the program is designed at the international level for locals to communicate more effectively.

Eastern Corridor Mediation Session Update (Reported by Mr. Kobasuk)

The following met with federal mediators on July 17th: Mayor Cosby, Turpin Fisher, Councilman Short, Councilman Kobasuk, Police Chief Synan and John Russell. There was actually nothing to mediate; those attending tried to impress upon the mediators that Newtown is a “NO BUILD!” Chief Synan took the mediators out on the streets to show them our traffic situation and there is no need for the Eastern Corridor.

Administrative Day Luncheon (Reported by Mr. Kobasuk)

In recognition of National Police Week, Council approved a luncheon to recognize the Newtown Police Department in May. Mr. Kobasuk said he felt bad this wasn't done to recognize the administrative staff for Administrative Professionals Week in April. This luncheon can take place at the discretion of the staff since it should have been recognized in April. Mr. Kobasuk would like this placed on the 2015 Agenda to recognize the National Police Week and Administrative Professionals Week.

Mr. Kobasuk made a motion to approve \$200 for a luncheon to recognize the administrative staff: Becky, Keri and the Maintenance Department. Mr. Short seconded the motion. All Aye. Motion Carried.

Checklist

Mr. Tiettmeyer made a motion to approve the 8.12.2014 Checklist for \$78,986.54, seconded by Mr. Zornes. All Aye. Motion Carried.

Resolution, Appointing Mayor Official Representative

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

Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 22-2014 A RESOLUTION APPOINTING CURT COSBY AS OFFICIAL REPRESENTATIVE FOR THE STATE CAPITAL IMPROVEMENT PROJECT FUNDING, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Harten-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.

Replacement of Exterior Field Staircase – Change Order (Reported by Mr. Tiettmeyer)

Mr. Tiettmeyer made a motion to approve a change order with All Decked Out for structural engineer services for the Moundview exterior stairs renovation, per Building Commissioner Mike Spry. The amount is not to exceed \$1,080. Mr. Harten seconded the motion.

Discussion

Mr. Tiettmeyer said this was partly in haste to have the steps completed for the Newtown 5K. Mr. Spry did not tell Keri a structural engineer report was required until after the cost for the project was approved.

All Aye. Motion Carried.

Interactive Kiosk Speaker Installation (Reported by Curt Tiettmeyer)

The original plan did not include speakers built into the interactive kiosk. The Cincinnati Museum Center installed the speakers, which allows people to stand at the kiosk and hear the presentation from the display without hearing it from overhead speakers.

Mr. Tiettmeyer made a motion to approve \$1,050 for the speaker installation. Mr. Zornes seconded the motion. All Aye. Motion Carried.

American Indian Education Center Tours (Reported by Curt Tiettmeyer)

There have been five large group tours from June to August. A Girl Scout Troop of about 30 girls, Marjorie P. Lee Retirement Home visited with about 25 residents, Cincinnati Museum had a tour group of about 30, Newtown United Methodist Church visited with about ten children. John and Sandy Russell were guest speakers for several of these tour groups.

Moundview House – Doors (Reported by Curt Tiettmeyer)

Mr. Tiettmeyer said he is not looking for approval tonight, but replacement of three doors needs to be considered. Locks were previously authorized by Village Council. After removing the brass plate on one of the doors, it was evident there is not enough room on the inside of the door to install a different locking system.

Auditor (Reported by Curt Tiettmeyer)

The auditor has been reviewing 2012 and 2013 financials; once the report is finalized, Mr. Tiettmeyer will present it to Council.

Council Minutes

Mr. Zornes made a motion to approve the 7.08.2014 Council Minutes, seconded by Mr. Short. All Aye. Motion Carried.

Mr. Zornes made a motion to approve the 7.15.2014 “Special” Council Minutes, seconded by Mr. Tiettmeyer. All Aye. Motion Carried.

Little Dry Run (Reported by Chuck Short)

Mr. Evans has cleaned out the brush along the sidewalk. The retaining wall holding part of Little Dry Run is deteriorating and we are waiting to receive bids. Mr. Brandstetter suggested having someone address this in the winter when the prevailing wages will be less. Mr. Short asked Mr. Evans to submit a bid to Ron. At this time, there is no idea of the possible cost. Mr. Tiettmeyer asked where the property line ends between the Village and the golf course into the hillside. Mr. Short said this is directly on the side of the road in the right-of-way. Mr. Tiettmeyer said clearing the vegetation from the hillside has exacerbated the problem, which could now cause the hillside to be washed away. Mr. Dickerson said the right-of-way of Little Dry Run is 50 feet, which takes it to the edge of the wall and Newtown would be responsible.

Moundview Open House – Tues. 8.26.2014 at 6pm

Council is invited to tour the Moundview House and see the second floor improvements.

Salt Bid (Reported by Ron Dickerson)

Newtown is included in the Hamilton County Salt Bid Program. The last contract was supposed to be a two-year bid and somehow they lost the option for the second year and had to go back out to rebid. That cost for salt has come in significantly higher at \$103.99/ton, than the previous bid of \$45.73/ton. There are municipalities that have left the program and the major salt suppliers are not supplying them with salt. Newtown remains on the county bid; we decreased the amount we originally estimated to try and get. Newtown owes Hamilton County 150 tons; we decreased our amount to 500 tons. Under the contract, we are contracted to purchase no less than 80% of the 500 tons. This year we have \$24,000 to purchase salt, which will purchase around 230 tons. The remainder could be purchased next year with a minimum budget of \$17,680 in 2015. To fulfill the entire 500 tons, the Village would need an additional \$28,080 on the 2015 budget. Depending on the severity of the winter, more salt can be purchased as needed. Mr. Dickerson contacted other salt suppliers and they are unable to supply salt at this time because of their current contracts. The city of Cincinnati also contracts with North American for salt, as does Hamilton County and Cincinnati's salt bid is just over \$75/ton. Mr. Dickerson contacted the county to see why they are paying 25% more when they order 10X more than the city. He is waiting to hear back from the county. Mr. Tiettmeyer asked when we knew we were on the hook for the 150 tons to the county. Mr. Dickerson said the salt supply started depleting in January; at which time, he began making calls to obtain more salt. Everyone said they had to fulfill their contracted amounts before adding additional contracts. Mr. Tiettmeyer said it would have been nice to know this for the 2014 Budget. Mr. Dickerson said: 1) it was supposed to be a two-year contract and 2) these numbers were received about ten days ago. Mr. Tiettmeyer said his point is replacing the 150 tons should have been budgeted plus whatever we needed. Mr. Dickerson said we budgeted for replacing as well as the normal usage. Mayor Cosby said it sounds like we didn't know the number would be as high as it is.

Bi-Park Gazebo Lights (Reported by Mr. Dickerson)

The lights will be worked on next week by an electrician and raised up from the ground which fill-up with water every year. The new lights will match the lights at the Moundview pavilions. Mr. Short said \$1,500 was budgeted for this project; Mr. Dickerson said it will be well under \$1,000.

Pick-Up Truck Snow-Pak (Reported by Mr. Dickerson)

This item is expected to be in next month and should be under budget.

Street Lights (Reported by Mr. Dickerson)

Mr. Dickerson sends in a request for street light repairs before school begins, from a report Sgt. Vontz usually does for Mr. Dickerson.

Ivy Hills Blvd. Curb Repair (Reported by Mr. Short)

A bid of \$2,150 has been received to repair the curb line. At the time the storm drains were installed, Mr. Short thought the contractor would repair this crushed curb line at the Renfro residence at 3291 Ivy Hills Blvd. and it ended up not being part of their bid.

Mr. Short made a motion to approve an amount not to exceed \$2,150 to repair the curb at 3291 Ivy Hills Blvd. Mr. Harten seconded the motion. All Aye. Motion Carried.

5K Run / Walk

Mr. Dickerson thanked the police department and said everything went very smoothly. Mr. Short thanked the maintenance department for setting the barricades in place.

Martin Marietta Issue (Reported by Solicitor Miller)

The Oral Argument will be heard September 11th at 10am in the Court of Common Pleas.

The Council meeting adjourned at 8:00pm.

Transcribed by Becky Fairley