

The September 13, 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      Fiscal Officer: Keri Everett  
Joe Harten      Terry Fairley      Assistant to Mayor: Becky Fairley (absent)

Mayor Mark Kobasuk:

MVCA will be at the September 27, 2016 Council Meeting to get approval for their plans for Short Park.

WeTHRIVE! will be here on Thursday, October 6, 2016 from 6:30pm – 8:30pm to have a Community Discussion on how we can work together to enhance the health, safety and vitality of the Village of Newtown.

Doug Hall and Doug Evans requested a meeting with Mayor Kobasuk concerning the flooding of the creek particularly near the Lake's new entry bridge. In our agreements with them we have an obligation to prevent flooding. Chuck Morgan and Bruce Brandstetter are working on getting an estimate to dredge 30-40 feet of the creek. We are thinking it will be \$10,000-\$15,000.

Doug Hall is working on the "Friends of the Lake" organization to receive contributions to be used for Lake improvements.

We received an email from ODOT rejecting the right turn at Little Dry Run and widening of St Rt 32. The project scored 38 out of 100. The email lays out exactly what we need to do and has a September 28, 2016 application due date.

Audience Participation:

Carrie Vanderzee has someone interested in buying the property located at 6840 School Street but needs the title of the property to be transferred from Louise Murray to Bill Murray. Mrs. Vanderzee asked Council if Solicitor Miller could get this accomplished. Solicitor Miller stated that he could not get involved in that. Mayor Kobasuk suggested the interested party contact Mr. Murray's attorney or hire one on her own.

Vice-Mayor Curt Tiettmeyer:

**Mr. Tiettmeyer made a motion to approve the checklist dated 9/13/2016 in the amount of \$163,468.59. Mr. Zornes seconded the motion.**

Discussion:

Mayor Kobasuk asked if the PD was now complete. Mr. Tiettmeyer stated yes, Building Inspector Gerry Stoker approved the final inspection.

**All Aye. Motion Carried.**

Council Member Zornes:

Mr. Zornes questioned the email that was sent to Council concerning the Edith Street flooding issue. Mayor Kobasuk stated that Bruce Brandstetter, Village Engineer, will address the issue at the next Council Meeting.

The Fiscal Officer received an invoice from Mobilcomm for repairing the card readers at the Fire Station. He has no knowledge of this repair. Mr. Tiettmeyer referred to the list of "Maintenance Items" from the Anderson Township Fire Department and said that Council needs to have a discussion on what they feel are truly maintenance issues in which the Village should cover versus what items are upgrades or wish list items and should be taken care of by Anderson Township. Mayor Kobasuk suggested the Fire Station "Maintenance List" be prepared and distributed to Council for discussion at the September 27, 2016 Council Meeting.

Mr. Zornes asked if the Air Conditioner had been repaired at the Fire Station. Mr. Fairley and Mayor Kobasuk stated that it had. Fiscal Officer stated that the repair was on the checklist under Peck Hannaford + Briggs Service Corporation in the amount of \$2,300.00.

Council Member Joe Harten:

C.N. Lorentz, Ph.D., Professor-Department of Biology of Thomas More College and student interns performed the fish and water quality survey at Lake Barber on July 5, 2016. The report should be completed shortly and distributed to Council. Mayor Kobasuk asked if Mr. Harten would make sure that Mr. Hall also receives a copy of the study as he has been very involved in stocking the Lake.

Council Member Chuck Short:

**Mr. Short made a motion to approve the Council Minutes dated August 23, 2016. Mrs. McConnell seconded the motion. All Aye. Motion Carried.**

Council Member Cheryl McConnell:

The Planning meeting scheduled for September 22, 2016 has been cancelled due to lack of agenda items.

The Council Public Hearing scheduled for October 11, 2016 for the Zone Change request on Main Street, for Angel Care Family Home, will begin at 7:00pm not 6:00pm due to a communication error with the ad already published with the 7:00pm starting time.

Council Member Terry Fairley:

**Mr. Fairley stated he would like 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. Tiettmeyer stated that he is in favor of a Storm Water Utility as evidence by the fact that he introduced this concept to Council in July of last year. However, he will be voting against this Ordinance because he feels that it shows favoritism toward the top 20 land owners in the Village. An example of this is the Ivy Place Apartments. This apartment complex which contains 164 units will be paying \$25.00 per month, this equates to .15 cents per unit. If you own a condo in the Reserve of Ivy Hills you will pay \$3.25 per month for comparable square footage.

Solicitor Miller thanked Mr. Tiettmeyer for catching an error in the Ordinance and now section 4.4(A) has been corrected.

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

**Mr. Fairley made a motion to approve RESOLUTION NO. 27-2016 A RESOLUTION APPROVING A CHANGE ORDER TO A CONTRACT WITH J.K. MEURER DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mrs. McConnell seconded the motion.**

Discussion:

Mr. Fairley stated that the change order is for the 2016 Paving Improvement Project for additional work to be completed on Lake and Bend Streets.

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

Mr. Fairley stated that any and all paving issues have been addressed by the contractor.

The paving improvements started on East Plum Street were stopped when we became aware that Duke Energy will be replacing the gas lines into the houses on that street. We will wait until they have completed their project before we put the finish coat on the street which may not be until Spring of 2017.

Solicitor Miller:

The Hamilton County Budget Commission has not yet approved the Division of Assets and Liabilities Agreement between the Village and Little Miami Joint Fire and Rescue District. He has encouraged them to help us get this process wrapped up before the end of the year.

Mr. Tiettmeyer stated that the amount of levy revenue has changed slightly since the spreadsheet that was given to Council. The numbers have actually changed twice, the first time because a Fire District debt had been excluded from the calculations on the Hamilton County Auditors part and secondly because the number that was given to us was based on 100% collection whereas, the Budget Commission only approves a 97% collection rate. Even with the new levy revenue figure we will still only be collecting what residents have been paying in the past with the District which has been our goal.

Any Further Business:

Mr. Tiettmeyer asked Mayor Kobasuk where we stood on getting reimbursement from MSD for the collapsed storm water pipe on Roundbottom Road? Mayor Kobasuk will discuss the issue with Bruce Brandstetter.

Mr. Short made a motion to adjourn the Council Meeting @7:30pm. Meeting Adjourned.

These Council Minutes were prepared by Fiscal Officer, Keri Everett.