

Call to Order/Pledge of Allegiance/Attendance

The January 9, 2018 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)	Terry Fairley	Solicitor: Emily T. Supinger
	Daryl Zornes (absent)	Don Carroll	Administrator: Jerry Thamann
	Chuck Short (absent)	Sarah Williams	Fiscal Officer: Keri Everett
			Assistant to Mayor: Becky Fairley

Public Hearing – Zone Change, 3669 and 3679 Round Bottom Road

Mayor Kobasuk opened the Public Hearing for discussion; no one from the public spoke regarding the zone change. Planning Commission held a Public Hearing on October 26th for a request for a zone change on residential multi-family to light industrial. Property is located at, which is surrounded by light industrial, general business and office research so the zone change would match these other properties. The applicant is requesting to operate a business out of this location. The lots will be consolidated.

Council Meeting Time Change: Future meetings will take place at 6:30pm, instead of 7:00pm.

Approval of Council Minutes

Mr. Carroll made the below motion to approve the 12.12.2017 Council Minutes, after noting a change regarding “Resolution – Public Funds Agreement w/Fifth Third Bank.” The minutes should reflect July 2017, instead of July 2018, as far as when the Ohio Pooled Collateral System (OPCS) went into effect.

Mr. Carroll made a motion to approve the 12.12.2017 Council Minutes; Mr. Fairley seconded the motion. All Aye. Motion Carried.

SPECIAL PRESENTATIONS

Engineer Bruce Brandstetter, BCI Inc. gave the following project status report:

1. Ragland Road Culvert

- Easement summary for review was submitted
- Follow-up discussions to obtain remaining easements

2. 2017 Street Paving Program

- All work is complete. BCI processing final pay request
- Project came in significantly under budget

3. SR 32 East Storm Sewer

- From field meeting on 11/12/17, ODOT's inclination is to proceed with the storm as the Village believes is best. ODOT would design it, but they said it would be confirmed. BCI to follow-up now that it's January.

4. ODOT SR 32 Safety Grant

- ODOT indicated first quarter 2018 to move into Stage one selecting folks. BCI to check status.
- Discussion of speed limit on SR32 took place
- Village share is \$5,000 for stage one plans

5. MVCA

- BCI requested a status report and follow-up progress meeting on 1/2/18

Mr. Fairley told Mr. Brandstetter he would like to meet regarding preliminary discussions for 2018-2019 street improvements.

Citizen Participation (Two minute limit for each speaker) (Read by Mayor Kobasuk)

We have reached that point in our meeting where a citizen may express an opinion, make a statement, address a concern, or ask a question on any subject that is not otherwise on the agenda. This will allow the statement to be entered into the official meeting record. This portion of the meeting is not for Council to provide responses to citizen comments. If you have a concern or request information, please be sure to leave your contact information with the staff before you leave the meeting. A member of the staff will contact you regarding your request. Please state your name and where you live when addressing Council. Is there anyone present that would like to bring an item, not otherwise on the agenda, before Council? There were no participants wishing to address Village Council.

ADMINISTRATOR'S REPORT

Mr. Thamann recently returned from vacation, but shared the following with Mayor and Council.

Greater Cincinnati Water Works (Lead service line replacement program) (LSLRP)

GCWW wants homeowners to replace all lead piping, even if it is still functional. It used to be the homeowner was responsible for the piping just from the meter to the service line. Mrs. Supinger talked to an attorney from the City of Cincinnati and they are exploring ways to make the program more affordable for residents. Many communities will be greatly impacted and could end up being a great expense to the homeowners with homes built in the 1930's. Visit (Lead.myGCWW.org) for more information.

The GCWW has had a program to reduce the risk of lead in drinking water for many years. However, from a public health and safety perspective, it is important to remove the risk of lead that may exist in home plumbing systems. A service line provides water from the water main in the street to the property. The water main is installed down the street and the public (utility-owned) service line connects from the water main to the property line. This is the GCWW portion of the water service and is the responsibility of the utility. The property owner is responsible for the private (customer-owned) service line section from the property line into the house/building. This private service line may be made of lead or other materials containing lead.

Mr. Thamann will report back to council after he attends a meeting with GCWW on Jan 22nd to discuss the program. The Center of Local Governments called for the meeting since this program will greatly impact many communities.

Village Solicitor's Report (Reported by Solicitor Emily Supinger)

1) Personnel Manual: Mrs. Supinger will share the Personnel Manual with Council once she completes the draft, which will then be shared with the employees because they will be involved with revising the policy, stated Mayor Kobasuk. The Personnel Manual was last revised in 2007. Mrs. Supinger said the edits are substantial with updates, making it readable and covering the issues.

2) Guide for New Council Members: Mrs. Supinger provided an informative handout to assist council with identifying and managing some of the more common and frequent issues with the legislative procedure for resolutions and ordinances.

MAYOR & COUNCIL MEMBER REPORTS

PENDING LEGISLATION

Ordinance - Flag Spring Cemetery Rules

Mr. Fairley read the Third and Final Reading adopting ORDINANCE NO. 01-2018 AN ORDINANCE AMENDING SECTION 7 OF THE FLAG SPRING CEMETERY RULES PERTAINING TO THE REQUIREMENTS FOR FOUNDATIONS. Mr. Tiettmeyer seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mrs. Williams-Yes, Mr. Tiettmeyer-Yes. Motion Carried.

Ordinance – Zone Change

Mr. Tiettmeyer read the Third and Final Reading adopting ORDINANCE NO. 02-2018 AN ORDINANCE APPROVING A ZONE CHANGE FOR PROPERTIES LOCATED AT 3669 AND 3679 ROUND BOTTOM ROAD IN THE VILLAGE OF NEWTOWN. Mr. Fairley seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mrs. Williams-Yes, Mr. Tiettmeyer-Yes. Motion Carried.

Resolution – Memorandum of Understand w/MVCA

Mr. Tiettmeyer read the Second Reading of a RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH MIAMI VALLEY CHRISTIAN ACADEMY.

Discussion

Solicitor Supinger discussed the following revisions that have been made to the agreement. MVCA does not have any objection to these changes:

- 1) It adds an annual reporting requirement for MVCA to report total revenue received from the sale of naming rights and sponsorship items to the Governing Board; and
- 2) It clarifies that the provisions of the MOU do not supersede or amend anything in the Joint Venture Agreement.

NEW LEGISLATION

An ordinance setting the date, time and place of the council meetings is approved annually. As of January 23rd, Council meetings will begin at 6:30pm, instead of 7:00pm.

Ordinance, setting date, time and place of council meetings

Mayor Kobasuk read the First Reading of an ORDINANCE SETTING THE DATE, TIME AND PLACE OF VILLAGE COUNCIL MEETINGS, AND DECLARING AN EMERGENCY.

Ordinance, Supplemental Appropriations and Transfers for 2017

Mayor Kobasuk read the First Reading of an ORDINANCE APPROVING SUPPLEMENTAL APPROPRIATIONS AND TRANSFERS FOR CALENDAR YEAR 2017 AND RECONCILING THE BUDGET AND AMENDING APPROPRIATIONS FOR CALENDAR YEAR 2017.

Discussion

Mr. Tiettmeyer explained that at the end of the year, the Fiscal Officer has to reconcile each of the line items. While it may be minor transactions, money may be moved from one line to another, if needed.

Ordinance, Legal Counsel

Mayor Kobasuk read the First Reading of an ORDINANCE PROVIDING FOR THE EMPLOYMENT AND COMPENSATION OF LEGAL COUNSEL, AND DECLARING AN EMERGENCY.

Resolution, Approving Contract w/Brandstetter, Carroll Inc.

Mayor Kobasuk read the First Reading of a RESOLUTION APPROVING A CONTRACT WITH BRANDSTETTER CARROLL, INC. FOR PROFESSIONAL SERVICES, AND DECLARING AN EMERGENCY.

Ordinance, American Legal Publishing's Ohio Basic Code 2018

Mayor Kobasuk read the First Reading of an ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2018 EDITION, AS THE CODE OF ORDINANCES FOR THE VILLAGE OF NEWTOWN

Resolution, Contract w/The Ohio Plan Risk Management

Mayor Kobasuk read the First Reading of a RESOLUTION APPROVING A CONTRACT FOR LIABILITY INSURANCE WITH THE OHIO PLAN RISK MANAGEMENT.

OLD BUSINESS

Checklist

Mr. Tiettmeyer made a motion to approve the 12.12.2017 year-end Council Checklist, in the amount of \$291,417.11. Mr. Carroll seconded the motion. All Aye. Motion Approved.

Election for Vice Mayor

Mayor Kobasuk said Mr. Tiettmeyer would like to continue as Vice-Mayor.

Mr. Fairley made a motion to elect Councilman Tiettmeyer as Vice Mayor. Mr. Carroll seconded the motion. All Aye. Motion Carried.

BZA Appointment

Mayor Kobasuk appointed Kevin Ackerman to serve on the Board of Zoning Appeals. Mr. Carroll seconded the motion. All Aye. Motion Carried.

Council Meetings New Time: Beginning 1.23.2018, meetings will take place at 6:30, instead of 7:00pm.

Mr. Fairley made a motion to adjourn at 7:18pm, seconded by Mr. Carroll. Motion Carried.

Transcribed by Becky Fairley.