

Call to Order/Pledge of Allegiance/Attendance

The February 12, 2019 meeting of the Newtown Village Council was called to order at 6:30 p.m. by Mayor Mark Kobasuk, who led the Pledge of Allegiance to the Flag.

Council Members: Curt Tiettmeyer (Vice Mayor)
Daryl Zornes
Chuck Short

Terry Fairley
Don Carroll
Sarah Williams

Solicitor: Emily Supinger
Fiscal Officer: Keri Everett
Assistant to Mayor: Becky Fairley

APPROVAL OF COUNCIL MINUTES:

Mr. Short made a motion to approve the 01.22.2019 Council Minutes, seconded by Mr. Zornes. All Aye. Motion Carried.

SPECIAL PRESENTATIONS

Anderson-Newtown Fire/EMS Update (2018)

Anderson Township Fire Chief Rick Martin presented and discussed emergency responses made between Jan. 1 and Dec. 31, 2018. Chief Martin is enjoying being Fire Chief and appreciates the good relationship with Village officials and residents.

Chief Martin was asked if he thought a caution light was needed on Main Street where the fire trucks exit during an emergency. Chief Martin said they do not see a need at this time, as there have been no safety issues and would possibly consider revisiting at a later date should the Eastern Corridor develop.

BCI – Project Status Update (Engineer Bruce Brandstetter submitted the below report prior to the meeting.)

1. Ragland Road Culvert (17053)

- Advertise 2/27 and 3/6, Open 3/14. Report to Council 3/23.
- Meet with Mr. Yeager and Street Committee week on 2/18/19.

2. 2018 Street Program (18081)

- Punch list work to be addressed in the Spring of 2019. Including paving on Crull and puddle at Plum and Leonard.

3. SR 32 East Storm (17042)

- BCI has coordinated a schedule with OPWC. Project to advertise in March to allow for priority to be advertising Ragland Rd storm first.

4. ODOT SR 32 Safety Grant

- BCI coordinating with ODOT on Stage 1.

5. Sidewalk Inspection, Riverhills Subdivision (18085)

- Schedule
 - Questions are being answered as they come, remarking is needed.
 - BCI will remark sidewalk, in March, actual date will depend upon weather conditions.
 - Property Owner has until 5/30/19 to complete work on their property.
 - Check for completion of defective sections in Spring.

6. Plan Reviews/Meetings

- MVCA entrance, School Street at Church Street. MVCA will do “informal” traffic counts. Intent is to consider a traffic signal.
- The Motz Company, spot evaluations distributed on 2/28/19.
- Barrett Company drive entrance opposite Ivy Hills Place.

7. 2019 Projects

- BCI is moving forward with bid documents for 2019 Paving and Wood Lagging Replacement on Little Dry Run Road.
- BCI reviewing invoice for McCullough’s Run slope repairs

Short Park Revitalization

Pat Hoagland presented Concept 5, which is a culmination of several plans previously presented and discussed with the Parks Committee. For the purpose of applying for potential grants, the name will be changed from Concept 5 to "Master Plan." Schematic opinion of probable project cost was also presented. This project will be addressed in phases. A few of the immediate items for repair include filling in low spots on existing walking path, replacing pavers around gazebo, replacing drinking fountain at gazebo, painting the gazebo and lighting. Mr. Hoagland discussed potential grants. Solicitor Supinger suggested identifying the first project in which to apply for a grant and come up with a timeline for moving forward with the various phases. Meeting with Mr. Hoagland to discuss prioritizing the project will take place in the near future.

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? *No Participants.*

MAYOR / COUNCIL REPORTS

Village Master Plan

Solicitor Supinger is working on a contract with McBride Dale Clarion

Short Park

Mrs. Williams made a motion to approve the Concept 5 presented tonight, to be renamed "Master Plan," for Short Park. Mr. Tiettmeyer seconded the motion. All Aye. Motion Carried.

Natural Gas Aggregation (Reported by Curt Tiettmeyer)

Constellation NewEnergy-Gas Division, LLC ("Constellation") submitted a proposal to lock in a price at or below a fixed price of \$0.399/CCF. Current price is \$0.449. This price request shall expire April 5, 2019; the proposed price of \$0.399/CCF is a three-year fixed rate. The Natural Gas Aggregation Agreement (July 2019 billing cycle thru last meter read May 2022).

Mr. Tiettmeyer made a motion to approve the proposed three-year fixed rate of \$0.399/CCF for Natural Gas. Mr. Short seconded the motion. All Aye. Motion Carried.

Street Lights – Duke Energy

Mr. Tiettmeyer and Mr. Fairley have agreed to work together on evaluating converting Village street lights to LED. Researching will begin this year – we currently pay approximately \$24,000 annually for street lighting. LED will save the Village money. After contacting Duke Energy, Council will be advised of their recommendations.

Village Solicitor's Report (Three items below)

OHIO PACE Financing (Reported by Solicitor Supinger)

On 9/25/2018, Dee Matir, Director of OHIO PACE (OHPACE.org) presented to Mayor and Council, explaining PACE Financing, which is a new and powerful financing tool that has been made available to the State of Ohio to improve commercial building. It was designed to assist commercial property owners with access to affordable, extended term financing for both new construction and energy-related improvements for existing buildings and allowing the amount borrowed to be repaid via a special voluntary property tax assessment. The assessment remains with the property, should the building ownership change hands. With no upfront costs, property owners can save more money by reducing their energy bill than they will spend paying off the financing. This program is only for energy saving improvements. Gardner Business Media Group desires to expand their facility, which includes improvements of \$1 million. Their lender will be paid back through property tax collection. An ordinance approving this finance program will need to be adopted by Council. Several pieces of legislation to establish the Energy Improvement District will be presented to Council for consideration at the next meeting. The process has been discussed with Bricker & Eckler LLP – they will be involved with the Energy Project Cooperative Agreement, which will be between the financial lender, the Village of Newtown and the local entity making energy improvements. The amount of work imposed upon the Village and obligations need to be considered. A member will need to be appointed to the Board for the Special Improvement District, but the Cincinnati Energy Alliance pretty much runs the program. It is easier on all parties since there is an entity that takes responsibility for sending out the bill and collecting the payment. A memo to Council explaining the process will be distributed prior to the next meeting.

McBride Dale Clarion – Master Plan Update (Reported by Solicitor Supinger)

Emily Crowe is currently constructing a proposal with respect to the timing and how to divide up the anticipated work for the Master Plan. The bulk of the work is expected to be done in the first Phase, which will be June through November. Starting the second Phase regarding the Zoning Code should begin January 2020. A contract for Council's consideration should be ready for the 2/26/2019 Meeting.

Cincinnati Soccer Club Appeal (Reported by Solicitor Supinger)

Oral arguments will be heard in June. The Kinney family and Cincy Soccer club are the appellants. The Village is the appellee. The case will be briefed up until the oral arguments. Mayor Kobasuk confirmed the legal fees for the Village will cost around \$10,000 for 2019, which include an estimated 40 hours with a contingency, per Solicitor Supinger.

Legislation

Resolution, approving 2019 Ford F-450

Mr. Fairley explained that the purchase of this new 2019 Ford F-450 4X4 Chassis/Cab Dump Truck will replace the 2004 Ford F-450 Dump Truck that is no longer needed for municipal purposes and can be traded-in and the value applied against the purchase price of \$74,862.50, which reflects the State of Ohio Procurement contract amount, and offer to acquire the 2004 Ford F-450 Dump Truck as a trade-in with a value of \$4,000. State bid pricing expires 2/15/2019. Proactive planning for the purchase of this dump truck began two years with \$25,000 having been set aside each year. The truck has a stainless-steel bed.

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

Mr. Fairley made a motion to adopt RESOLUTION NO. 04-2019 A RESOLUTION AUTHORIZING THE PURCHASE OF A 2019 FORD F-450 4X4 CHASSIS/CAB DUMP TRUCK FROM FULLER FORD AND THE TRADE-IN OF A 2004 FORD F-450 DUMP TRUCK. Mr. Short seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mrs. Williams-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Ordinance approving supplemental appropriations for 2018

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

Mr. Tiettmeyer made a motion to adopt ORDINANCE NO. 05-2019 AN ORDINANCE APPROVING SUPPLEMENTAL APPROPRIATIONS AND TRANSFERS FOR CALENDAR YEAR 2018 AND RECONCILING THE BUDGET AND AMENDING APPROPRIATIONS FOR CALENDAR YEAR 2018. Mr. Zornes seconded the motion. Roll Call: Mr. Fairley-Yes, Mr. Carroll-Yes, Mrs. Williams-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. Motion Carried.

Ordinance for current expenses, year-ending 12/31/2019

Mr. Tiettmeyer made a motion to have the First Reading of AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF NEWTOWN DURING THE FISCAL YEAR ENDING DECEMBER 31, 2019.

Discussion

Council received a copy in the recent Finance Committee meeting; at which time, a line for Beautification was added. The second reading will take place at the 2/26/2019 Council Meeting.

New Business

Checklist

Mr. Tiettmeyer made a motion to approve the 02/12/2019 Checklist for \$120,862.10. Mr. Carroll seconded the motion. All Aye. Motion Approved.

Hamilton County Tax Incentive Review Council (Reported by Curt Tiettmeyer)

HCDC is charged with convening the Hamilton County Tax Incentive Review Council (TIRC) to monitor the compliance of active enterprise zone agreements and community reinvestment area agreements. Formation of the Hamilton County Council is a legislative requirement of the program as outlined in the Ohio Revised Code Section 5709.85. The annual TIRC Board meeting will take place in June/July. Every municipality/township participating in the enterprise zone program or community reinvestment area within townships must formally designate two (2) representatives to serve on the Hamilton County Council. TIRC members must be approved by the local legislative authority and be residents of the community. Mrs. Fairley assists Gerry Stoker, CRA Housing Authority by facilitating the annual process of reporting to the Ohio Development Services Agency. Mr. Stoker will also attend the TIRC meeting. (Mr. Tiettmeyer and Mrs. Fairley also served as reps for the 2018 TIRC meeting.)

Mr. Carroll made a motion to appoint Mrs. Fairley and Mr. Tiettmeyer as TIRC members to serve as Newtown representatives to serve on the Hamilton County Council. Mr. Short seconded the motion. All Aye. Motion Carried.

Rumpke request to change pick-up day

Mr. Fairley made a motion to reject Rumpke's request to change the pick-up day of garbage. Mr. Short seconded the motion.

Discussion

Mayor Kobasuk asked Mrs. Fairley to notify the Rumpke representative of Council's decision to keep the garbage pick-up day (Mondays) the same.

All Aye. Motion Carried.

Executive Session

Mr. Short gave notice to call for an Executive Session at the 02/26/2019 Council Meeting to discuss 121.22 (G)(1) salaries. The Council Meeting will be called to order at 6:30pm, followed by the Executive Session. Council will then convene after the Executive Session.

Lenten Fish Fry

Mr. Short asked for Council's approval for the Civic League to pay to install two additional electrical outlets at Station 22 – these outlets are desperately needed for the upcoming Fish Fry. Mayor Kobasuk thanked Mr. Short and reminded him that the installation of the two outlets needs to be done by a licensed electrician. Mr. Short confirmed that the outlets will be installed by a licensed electrician in the back bay.

Mr. Short made a motion to approve the Civic League to pay for the installation of two additional electrical outlets to be installed by a licensed electrician, in the back bay at the Fire House, Station 22. Mr. Zornes seconded the motion. All Aye. Motion Carried.

Mr. Short made a motion to adjourn at 7:25pm; motion seconded by Mr. Zornes. Motion Carried!

Transcribed by Becky Fairley.