

The June 13, 2017 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: Emily T. Supinger
	Daryl Zornes	Cheryl McConnell	Fiscal Officer: Keri Everett
	Joe Harten (absent)	Terry Fairley	Assistant to Mayor: Becky Fairley

Welcome and First Order of Business (Reported by Mayor Kobasuk)

Mayor Kobasuk welcomed everyone for attending the meeting. On behalf of the Village, Mayor Kobasuk thanked Chuck Short, Lynn Burger and Bill Teater and the many sponsors for the Memorial Day Parade that was held on Monday, May 29, 2017. Mayor Kobasuk said the work is a real piece of Americana and each year he is moved by the turnout, which seems to be growing each year. Mr. Short also commended the Newtown Police Department and Maintenance Department for their participation.

Citizen Participation

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?

Resident Melissa Meyers, 3401 Madison Street. Ms. Meyers talked to Council about the ongoing traffic congestion that is created from the soccer activities taking place in the field south of West Jefferson Street. Prior to this meeting, Ms. Meyers submitted photos and videos of the disturbance caused by the soccer traffic that neighbors have been experiencing. Mayor Kobasuk told Ms. Meyers her concerns are understandable and Building and Zoning Commissioner Gerry Stoker will contact Ms. Meyers since he is working to bring resolution to this issue.

Village Administrator

Mayor Kobasuk approved the appointment of Jerry Thamann as Village Administrator. This position was advertised in the paper and on the Village website. Mayor, Vice Mayor and Chair of Human Resources reviewed all applications and conducted three interviews. The recommendation by the committee was unanimous that Jerry Thamann was the best qualified candidate for the position. Under the Ohio Revised Code, the mayor appoints and Council confirms the appointment. For some time now, Council has discussed moving in this direction and believes it is financially feasible and beneficial for the Village, stated Mr. Tiettmeyer. Mr. Thamann's experience in grant writing should prove to be invaluable to the Village of Newtown. The Village Administrator position is part-time and will reduce the workload from Mayor and Council.

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

Mr. Short made a motion to adopt RESOLUTION NO. 20-2017 A RESOLUTION CONFIRMING THE APPOINTMENT OF JEROME THAMANN AS VILLAGE ADMINISTRATOR FOR THE VILLAGE OF NEWTOWN. Mr. Zornes seconded the motion. Roll Call: Mr. Zornes-Yes, Mr. Short-Yes, Mr. Tiettmeyer-Yes, Mr. Fairley-Yes, Mrs. McConnell-Yes. Motion Carried.

2018 Village Tax Budget

Mr. Tiettmeyer made a motion for the 2nd Reading for a RESOLUTION ADOPTING THE 2018 TAX BUDGET FOR THE VILLAGE OF NEWTOWN.

Municipal Income Tax Report (Reported by Vice-Mayor Mr. Tiettmeyer)

Collections through May have been received and are 20% higher than a year ago, which is very encouraging as to what is taking place in the Village from an employment status. This represents 1% of the wages paid of people that live and work in Newtown. We also expect to see growth with Angel's Care and Doscher's Candies presence in the Village.

Audio/Visual Equipment (Reported by Curt Tiettmeyer)

We continue to have issues with the HDMI switcher and control panel. This was repaired about six months – Tri State Visual assessed the system and proposed to replace the switcher and panel. A quote will be submitted to Council for the June 27th Council Meeting.

Council Checklist

Mr. Tiettmeyer made a motion to approve the 06.13.2017 Council Checklist for an amount of \$181,584.41 seconded by Mr. Short. All Aye. Motion Carried.

Council Minutes

Mr. Short made a motion to approve the 05.23.2017 Council Minutes, seconded by Mr. Fairley. All Aye. Motion Carried.

Jones Fish Hatcheries & Distributors, Inc. Zone Change (Reported by Cheryl McConnell)

Mrs. McConnell made a motion to have the 2nd Reading of AN ORDINANCE APPROVING A ZONE CHANGE FOR PROPERTY LOCATED IN THE VICINITY OF 3411 AND 3433 CHURCH STREET IN THE VILLAGE OF NEWTOWN.

The 3rd and final reading will take place at the 06.27.2017 Council Meeting.

Public Hearing for Zone Change (Jones Fish Hatcheries, 3411 and 3433 Church Street)

A Public Hearing will be held at 6:30pm on 06.27.2017, prior to the Council Meeting. A Public Hearing is required on any Zone Change in the Village.

Zoning Code Update (Reported by Cheryl McConnell)

Planning Commission will meet July 27th at 6pm to discuss Zoning Code changes. The 06.22.2017 Planning Commission Meeting has been cancelled due to lack of an agenda. A Public Meeting will also be held at 6pm on 6.27.2017 – this is the second Public Meeting held, which is required since we are adding some changes for the legal issues such as sign regulations and administration rules. In particular, new laws are being enacted in Ohio in regard to the retail sales of medical marijuana.

Ordinance, Moratorium on Medical Marijuana

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

Mrs. McConnell made a motion to adopt ORDINANCE NO. 18-2017 AN ORDINANCE ESTABLISHING A 180 DAY MORATORIUM ON THE ISSUANCE OF ANY ZONING PERMIT RELATED TO THE CULTIVATION, PROCESSING, OR RETAIL SALES OF MEDICAL MARIJUANA IN THE VILLAGE OF NEWTOWN AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion.

Discussion

Several local communities are embracing and actively involved in facilitating a facility for medical marijuana, including another community Solicitor Supinger represents. The companies do not have signage and most don't even know they are there. The cultivation process is entirely done indoors with virtually no external effects. There will be twelve large facilities in the state of Ohio with twelve licenses available. The facilities are 50,000 to 100,000 sq ft. Some communities are open to the idea and some have established their own licensing procedure. A lot of the cultivators/processors are willing to pay a very large licensure fee to have a facility. It is still not legal at a federal level, which comes with many complications and uncertainties. While some communities believe these businesses will provide good economic base, a lot of communities have done prohibition or zone changes to implement restrictions. Solicitor Supinger is currently working with Building Commissioner Gerry Stoker on updating the Newtown Zoning Code where a prohibition is being added. Mayor Kobasuk said he is surprised companies are not having difficulties finding venues, as it seems a lot of communities would not want to be associated with marijuana, whether it is medical or recreational.

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

Moundview Porch Repair (Reported by Cheryl McConnell)

After reviewing three bids submitted, Mr. Harten recommended we approve a contract with Chris Estridge for budgeted repairs to the porches at Moundview Park. This is the low bid, and this amount was included in the budget for 2017. In Mr. Harten's absence, Mrs. McConnell made the following motion:

Mrs. McConnell made a motion to approve a contract with Chris Estridge, in the amount of \$7,720 for budgeted repairs to the porches at Moundview Park. Mr. Fairley seconded the motion. All Aye. Motion Carried.

Planning Commission (Reported by Cheryl McConnell)

The next Planning Commission meeting scheduled for July 27th at 6pm is also a Public Hearing. An ad has been placed in the paper for the Public Hearing.

Engineering Update (Reported by Terry Fairley)

- SR32 Storm Water: Project is straightforward – 70 and 125 year storm, using an 18 and 24 inch pipe. Alignment will be based upon the location of existing gas mains, future pavement widening and availability of right-of-way. Approximately 1,113 feet of pipe will be used. BCI will finalize the hydraulics estimating the amount of storm water that will go thru the pipe. BCI will also coordinate with the utility companies. BCI will monitor the status of the ODOT grant for widening SR32. BCI will ask the Village to move forward with a right-of-way survey from ODOT with a prequalified surveyor. This will need to be done for the SR32 Storm Water project, as well as for the widening of SR32. Revised cost estimates will be presented at a later date. Job will go out to bid after last meeting in June with bids being presented to Council the last meeting in July. Construction should begin in the Fall with total completion by Spring 2018. Brandstetter Carroll will be present at the next meeting to go into more detail.
- Ragland Road Drainage Issue: Two configurations are being considered: 1) 25 year storm protection - using existing culvert under Ragland Road which is less costly and they would use an oval pipe so they won't have to go as deep. 2) 50 year storm protection – this replaces the culvert under Ragland using round corrugated pipe vs. the more expensive oval pipe. This configuration also provides better hydraulics holding more storm water which is more optimal. Both configurations should take no more than three months and would be completed by early Winter 2018. Mrs. McConnell said we need to make sure spending this money will fix the problem.
- Paving Project: A pre-construction meeting is scheduled for 6.26.2017 at 4pm. More info will be presented after meeting. The Village Administrator will contact the residents on Legends Lane and Lake Forest Lane to see if they are interested in paying to have their streets paved – we will need to make sure the contractor is okay with this also.
- Mausoleum – Flag Spring Cemetery: Estimates will be presented to Council at a later date to replace the roof of the mausoleum at the cemetery. This is a budgeted item for this year.

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

- Park Rules: Draft of revised Park Rules was submitted to Council for review. Mrs. Supinger extrapolated rules from several documents creating one document. Changes have been reviewed with the police department. Further discussion will take place at a later date once the revisions have been discussed with Jerry Thamann.
- Agenda: Different agenda formats were presented to Council for review.

Mr. Short made a motion to adjourn at 7:35pm, seconded by Mr. Fairley. All Aye. Meeting adjourned.

Transcribed by Becky Fairley