

Call to Order/Pledge of Allegiance/Attendance

The July 24, 2018 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 T. Supinger
Fiscal Officer: Keri Everett
Assistant to Mayor: Becky Fairley

Approval of the Minutes

Mr. Short made a motion to approve the 7.10.12.2018 Council Minutes; motion seconded by Mr. Zornes. All Aye. Motion Carried.

ATFD Fire Chief Mark Ober

Chief Ober presented the Contractual Update for January through June 2018. The increase of service occurred in three categories: Fire Responses, Hazardous Conditions and Good Intent calls, mostly related to flooding. Council had no questions regarding services provided by ATFD. On behalf of the Village, Mayor Kobasuk thanked Chief Ober for his 42 years of service and commended him for the professionalism he brought to the fire service for the Village of Newtown. The Village of Newtown could not be happier with the services realized by all. Mayor Kobasuk said it's been an outstanding pleasure to have worked with Chief Ober and considers it an honor to have had the opportunity to get to know Chief Ober. Chief Ober thanked Mayor Kobasuk and Newtown Council. Lately, Chief Ober has been doing a "farewell dinner" with most of the various shifts and Newtown is one of the top five things he has been mentioning to the firefighters as he has given his farewell speech. Chief Ober introduced the 11th Fire Chief of Anderson Town, Rick Martin. Rick Martin will take over as Fire Chief on August 4th with Bob Herrlinger as Assistant Fire Chief. Rick Martin is currently the Assistant Fire Chief. Assistant Fire Chief, soon to be Fire Chief, Rick Martin, said it has been a great experience working with everyone in Newtown from the day ATFD began serving Newtown residents and businesses, since January 1, 2016. Mr. Martin said we are one team, working with Newtown Police and Newtown Public Works providing all services to the citizens of Newtown. He views Anderson/Newtown as one community; Newtown citizens receive the same fire/EMS service as the citizens of Anderson Township. There will be no drastic changes in the department and the citizens will receive the same service when Rick Martin takes over on August 4th at Fire Chief.

BCI, Project Status Engineering Services (Presented by Engineer Bruce Brandstetter)

Mr. Brandstetter gave an update on current projects and report more information at a future date.

Sidewalk Inspection, Riverhills Subdivision

- Process for this project is being implemented
- An introductory letter notifying homeowners of this project will be mailed sometime in August
- Village Solicitor will review process – Per statute, a resolution will need to be adopted

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.*

Village Audit

Mayor Kobasuk commended Ms. Everett for the recent clean audit, as well as past audits. The recent audit included years ended December 31, 2017-2016. Mr. Tiettmeyer is Chair of Finance and also commended Ms. Everett for the clean audit.

MAYOR / COUNCIL REPORTS

Ragland Road Storm Water Drainage – Dredging Creek (Reported by Terry Fairley)

Village officials met with Mark Brueggemann, CT Consultants on Friday, July 20th. Their preliminary assessment is they concur with the path of the storm drain but have concerns about the inlet headwall about the outlet location of where the water would be dispersed. After meeting with BCI on 7/31, CT Consultants will submit a final report to Mayor and Council. Mr. Brueggemann and Kevin Boerger plan on attending the 8/14 Council Meeting.

Maintenance Department - Full-time Maintenance Technician Position

Mr. Fairley made a motion to hire Kevin Schmid Jr. as Maintenance Tech 1, pending results of background check and drug screen. Mr. Short seconded the motion. All Aye. Motion Carried.

Streets – Crack Sealing (Reported by Terry Fairley)

The following two motions are budgeted items:

Mr. Fairley made a motion to approve \$2,600 to Houck Asphalt Maintenance to hot rubber crack seal and stripe the Municipal Parking Lot. Mr. Carroll seconded the motion. All Aye. Motion Carried.

Mr. Fairley made a motion to approve \$3,775 to Houck Asphalt Maintenance to hot rubber crack seal and stripe Moundview Parking lot. Mr. Short seconded the motion. All Aye. Motion Carried.

BCI recently noticed cracks at the Clusters in Ivy Hills so the following was added:

Mr. Fairley made a motion to approve \$2,400 to Houck Asphalt Maintenance to hot rubber crack seal the Clusters (Oyster Bay, Oyster Bay Lane and Pine Isles). Mr. Short seconded the motion. All Aye. Motion Carried.

Budget – Projects Remaining (Reported by Curt Tiettmeyer)

Mayor Kobasuk, Terry Fairley and Curt Tiettmeyer met to discuss projects that have been appropriated for but not yet completed. The projects to be completed and projects that will be deferred have not been determined. One of the projects is replacing the roof of the mausoleum at the cemetery. This building was erected in 1879, originally used to house remains and coffins that could not be buried due to the ground being frozen in the winter. The current roof is slate. Housing cremains in this building is being considered as a potential opportunity to generate revenue to offset cemetery expenses. A cost benefit-analysis will help determine if Council wants to proceed with this idea. Consideration and discussion of this project will continue over the next few months. Mayor Kobasuk said a plan that makes economic sense will be considered before proceeding with the project. Mr. Short mentioned the meeting that took place December 2017, with Spring Grove Cemetery, Jerry Thamann and Chuck Morgan. Spring Grove officials thought it would be cost-prohibitive to renovate the building for this purpose. They suggested building a cremation wall along the far side of the cemetery close to the lake. Mr. Carroll said columbarium's for cremains are pretty much modular today. While it's clearly a challenge to try to restore the old building, Council needs to do the analysis. Mr. Carroll said in any event, whatever is decided needs to be able to support itself long-term. The assessment from Spring Grove officials will be sent to Council prior to the next meeting. The Village General Fund supports maintaining the cemetery. Mayor Kobasuk said we would need to make more than we spend, from whatever would be constructed.

VILLAGE SOLICITOR'S REPORT

Small Cell Facilities & Wireless Support Structures

Solicitor Supinger discussed HB 478 which was signed into law on May 2, 2018 and has an effective date of August 1, 2018. The legislation allows for municipalities to have control over design, aesthetics, and placement of small cell facilities and limits the size of small cell facilities. Council desires to adopt and implement an ordinance to govern the small cell facilities, as it will be in the best interest of the public for the health and safety of the Village of Newtown.

NEW LEGISLATION

Resolution/Agreement w/Cincinnati United

This resolution/agreement is with Cincinnati United Soccer Club for use of Short Park for Fall 2018.

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

Mrs. Williams made a motion to adopt RESOLUTION NO. 21-2018 A RESOLUTION APPROVING AN AGREEMENT WITH CINCINNATI UNITED SOCCER CLUB FOR USE OF ATHLETIC FIELDS. Mr. Zornes seconded the motion. Roll Call: Mrs. Williams-Yes, Mr. Fairley-Yes, Mr. Carroll-Yes, Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes. All Aye. Motion Carried.

Ordinance regulating small cell facilities

Per Solicitor Supinger, this is a stand-alone ordinance; it does not become part of the Newtown Zoning Code.

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

Mr. Tiettmeyer made a motion to adopt ORDINANCE NO. 15-2018 AN ORDINANCE REGULATING SMALL CELL FACILITIES AND WIRELESS SUPPORT STRUCTURES AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes, Mrs. Williams-Yes, Mr. Fairley-Yes, Mr. Carroll-Yes. Motion Carried.

Ordinance designating areas for underground utilities

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

Mr. Tiettmeyer made a motion to adopt ORDINANCE NO. 16-2018 AN ORDINANCE DESIGNATING CERTAIN AREAS WITHIN THE VILLAGE OF NEWTOWN AS STRICTLY FOR UNDERGROUND OR BURIED UTILITIES AND DECLARING AN EMERGENCY. Mr. Carroll seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes, Mrs. Williams-Yes, Mr. Fairley-Yes, Mr. Carroll-Yes. Motion Carried.

Resolution, change order w/JK Meurer

This resolution closes out a contract w/JK Meurer for the 2016 Paving Improvement Project. The original contract sum was \$92,768.00 with a new contract sum including this change order at \$82,517.80.

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

Mr. Fairley made a motion to adopt RESOLUTION 22-2018 A RESOLUTION APPROVING A CHANGE ORDER TO A CONTRACT W/ JK MEURER. Mr. Zornes seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Short-Yes, Mr. Zornes-Yes, Mrs. Williams-Yes, Mr. Fairley-Yes, Mr. Carroll-Yes. Motion Carried.

NEW BUSINESS

Checklist

Mr. Tiettmeyer made a motion to approve the 07.24.2018 Checklist for \$96,624.03; Mr. Carroll seconded the motion. All Aye. Motion Approved.

Mr. Short made a motion to adjourn at 7:12pm; motion seconded by Mr. Zornes. Meeting Adjourned!

Transcribed by Becky Fairley.