

Call to Order/Pledge of Allegiance/Attendance

The November 14, 2023 regularly-scheduled meeting of the Newtown Village Council was called to order at 6:00 p.m. by Mayor Mark Kobasuk, who led the Pledge of Allegiance to the Flag.

Council Members: Chuck Short (Vice Mayor)
Terry Fairley
Daryl Zornes (excused)
Peg Quallen
Jerry Schwab
Jeff Drescher (excused)

Solicitor Emily Supinger
Fiscal Officer Keri Everett
Assistant to Mayor Becky Fairley
Police Chief Tom Synan

PUBLIC HEARING – ZONE CHANGE

A Public Hearing was advertised for 6PM / 11.14.2023 – the purpose of the Public Hearing is to consider a Zone Change for 3775 Round Bottom Road. There were no comments from the Public – the following motion was made.

Ms. Quallen made a motion to close the Public Hearing with no opposition noted for the record; Mr. Short seconded the motion. All Aye. Motion Carried.

Approval of Council Minutes

Mr. Fairley made a motion to approve the regularly-scheduled 10.12.2023 Council Minutes. Mr. Schwab seconded the motion. All Aye. Motion Carried.

SPECIAL PRESENTATIONS

Engineering Report, submitted 11/2/2023 by CT Consultants

1. Pavement Condition Ratings:
 - Pavement Condition Ratings Complete. CT has finalized the report, which included a list of high priority streets and submitted on 10/4/23.
2. SR 32 – Little Dry Run to Corp Line
 - Project did not receive Safety Funding through ODOT. CT to work with City on approach to remove silt berm. However, this section of roadway is also being considered as part of a future OKI / OPWC funded project (see 7 below).
3. Church Street
 - Estimated Construction Cost - \$358,000 (2023 Estimate)
 - Grant funding was awarded through the Hamilton County Municipal Roadway Fund (MRF) for Church Street resurfacing work - \$98,360.00
 - OPWC funds were applied for the week of September 25th in the amount of \$129,720. We received initial ratings and our preliminary opinion is that the project will not be funded by OPWC.
 - Anticipated construction, July, 2024.
4. Little Dry Run
 - Little Dry Run is an MRF approved funding street. MRF funding was applied for in the amount of \$175,000. A 50% funding match was applied for- the total project estimate is \$337,000. The project would resurface Little Dry Run from SR 32 to the Village Corp Limit.
5. McCullough's Run
 - CT has reached out the Jones Fish Hatchery to review the plan- the owner has no issues with the current plans.
 - The preliminary plan has been forwarded to the Floodplain Administrator for review. It was reviewed and we were told to forward to ODNR for review. ODNR provided guidance that an H&H Study was not necessary. The Floodplain Administrator concurred.
 - Nationwide Permit Application in progress. Anticipated submission to Army Corp no later than mid-November. Typical turnaround time for nationwide is approximately 90 to 120 days.
 - Final approvals of the stream modifications are expected during the winter of 2023/2024 with the project being bid for construction in spring of 2024.
6. Moundview Park Sanitary Sewer
 - In March, 2022, CT presented a sanitary sewer alternative analysis for Moundview Park
 - i. Options and Cost Estimate:
 1. On-site treatment system - \$87,650 (original estimate). SCS provided updated estimate on 6/1/23 between \$48,000 to \$58,000.

2. Connect to MSDGC sewer – would require the construction of a private lift station (owned and operated by the Village) and 2" force main - \$152,262. Estimated an increase in construction costs of 20% to 30%, our updated estimate would be approximately \$183,000 to \$200,000.
- ii. Hamilton County Public Health Approved the proposed Covenant of Unity of Title as a way for the proposed on-site treatment system to be constructed across multiple Village parcels.

7. Eastern Corridor Project

- ODOT presented an update specific to the Village of Newtown at the June Council Meeting. A meeting was held with ODOT, OPWC and Village on August 28th and September 7th to discuss additional funding options.
- The first phase would include adding a turn lane on SR 32 from Little Dry Run to East Corp Line: Based on current estimates, the Village would apply for the following dollar amounts:
 - Total Project - \$4,765,000 (\$3,790,000 for Construction and \$975,000 for ROW)
 - OKI: May, 2024, 80% of Construction and ROW – total \$3,812,000 (\$3,032,000 for Construction and \$780,000 for ROW)
 - OPWC: September, 2026 - \$758,000 (construction dollars only)
Which leaves a budget shortfall of \$195,000 for ROW acquisition. OPWC will not pay for ROW if applying for LTIP funds (most likely source of funding).
- CT will begin coordinating with ODOT after the first of the year to begin the process for applying for OKI funds in May, 2024. If OKI funding is not received, the Village and ODOT do not need to move forward with the project.

Public Comments/Participation (5 Minutes)

Wolfer - Police Department (6:05 – 6:13 pm)

Ed Wolfer, 3458 River Hills continued to speak of the letter he received and perceives accusing him of a felony. This is in regard to the 3/30/2021 fire incident at Mr. Wolfer's 3910 Round Bottom Road property.

MAYOR AND COUNCIL MEMBER REPORTS:

Mayor's Report

MVCA Traffic

Mayor Kobasuk met with Hamilton County officials in an attempt to secure grant funding to assist with alleviating MVCA traffic.

Grant Opportunities

Mayor Kobasuk asked the Police Department to work on a Hamilton County's Community and Economic Development Assistance Program for the pre-application grant process, in regards to SR32 traffic.

Other grant funding with SORTA is being looked into for possible bus stop and a park and ride.

CT Consultants is working on a grant for the Moundview Septic System.

Council Members Report:

2023 October Finance Packet (Mr. Fairley)

As part of the audit compliance, Mr. Fairley made the following motion – revenues in the General Fund are higher with expenses below what was appropriated.

Mr. Fairley made a motion to accept the October 2023 Finance Packet presented to Council. Mr. Short seconded the motion. All Aye. Motion Carried.

Planning Commission Update (Mr. Schwab)

Planning met on October 26, 2023 at 6pm – Planning Commission voted in favor to support and recommend to Village Council a zone change for Parcels: 501-0002-0007, 501-0002-0024, 501-0002-0043 and 501-0002-0010. The applicant requested to change the properties to R-FT (Residential Two Family) The zone change will enable the owner to then consolidate these parcels with the larger school parcel, which is zoned R-TF (Residential Two Family) and to continue with the construction of its new parking lot facility. The new parking lot facility would then be considered an accessory use to the existing school.

2023 Employee Appreciation Gift Cards

Mr. Short made a motion to approve \$1,050 for the purchase of fourteen gift cards at \$75.00 each. Mr. Schwab seconded the motion. All Aye. Motion Carried.

Moundview Sewage System

The original contract with SCS Engineers, dated 4.12.2022 for \$7,500 requires an increase by \$1,265.75 for the design of the Moundview Sewage Treatment System.

Ms. Quallen made a motion to approve \$1,265.75, seconded by Mr. Schwab. All Aye. Motion Carried.

Police Department - Computers

Mr. Short made a motion to approve \$2,359 to Mike Manford for installation of DVR Storage Device and Computer Monitors for the Newtown Police Department. Ms. Quallen seconded the motion. All Aye. Motion Carried.

Fire House Light Repairs

Mr. Short made a motion to approve \$6,900 to Cooper Electric for the repair of lights and installation of new LED lights at Newtown Fire Department. Ms. Quallen seconded the motion. All Aye. Motion Carried.

Solicitors Report

Community Reinvestment Area

Regarding the resolution as part of the legislation - amending Resolution #2008-39 pertaining to Village of Newtown Community Reinvestment Area #2 (Village-wide) Area #061-55678-02 – Section 5 of Resolution 39-2008 was repealed and no state application fee or local monitoring fee will be required for commercial or industrial projects on or after April 3, 2023 in the Village of Newtown - the \$750 application fee is waived.

Ordinance - Transfer of Funds

Solicitor Supinger explained that the ordinance authorizing the transfer of funds from the Federal Grant Fund to the General & Street Fund reimburses money already spent – expenses incurred in a 2018 flood. Newtown received a federal FEMA grant.

Hamilton County Multi-Hazard Mitigation Plan

Hamilton County requires that the Multi-Hazard Mitigation Plan be updated every five years. Resolution is part of legislation.

LEGISLATION

Due to a lack of quorum, Mayor Kobasuk read the first readings of the legislation:

- First Reading of a Resolution adopting the 2023 Hamilton County Multi-Hazard Mitigation Plan
- First Reading of a Resolution amending Resolution #2008-39 pertaining to Village of Newtown Community Reinvestment Area #2 (Village-wide) Area #061-55678-02
- First Reading of an Ordinance approving a Zone Change for property located at 3775 Round Bottom Road
- First Reading of an Ordinance approving a Zone Change for property located at 3625 & 3627 Church St
- First Reading of an Ordinance authorizing the transfer of funds from the Federal Grant Fund to the General & Street Fund

Special Council Meetings - Legislation

A Special Council Meeting will take place on 11.16.2023 to have the Second Readings of legislation. A Special Council Meeting will take place on 11.17.2023 to have the Third and Final Readings of legislation presented tonight. Becky will post notifications of the Special Council Meetings on the door, as well as on the website.

New Business

Council Checklist

Mr. Fairley made a motion to approve the 11/14/2023 Council Checklist for \$295,520.07. Mr. Short seconded the motion. All Aye. Motion Carried.

Disruption of a Public Meeting

Mayor Kobasuk and Solicitor Supinger had a discussion regarding those attending council meetings that may cause disruption – Solicitor Supinger suggested Council take a recess – disruption of a public meeting is an arrestable offense; therefore, one may be removed from the building.

Mr. Fairley made a motion to adjourn at 6:40pm; seconded by Mr. Short Meeting Adjourned.

Transcribed by Becky Fairley