

RECORD OF PROCEEDINGS
WEST CARROLLTON CITY COUNCIL REGULAR

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10149

Held April 12, 2016

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PRESENT: Mayor Sanner, Councilmembers Rick Barnhart, Jim Bowers, Jim Folker, Angie Fryman, Patrick Merris, and Jill Tomlin; City Staff - City Manager Brad Townsend, Law Director Lori Denlinger, Human Resources Manager Teresa Brooks, Economic Development Director Mike Lucking, Finance Director Tom Reilly, Police Chief Doug Woodard, Public Relations Coordinator Erika Mattingly; and Planning Director Greg Gaines.

EXCUSED: Jim Bowers, Councilmember

The meeting was called to order by Mayor Sanner at 6:30 p.m. The Pledge of Allegiance and Roll Call followed.

MINUTES

Mrs. Fryman motioned, seconded by Mr. Folker to approve the regular Council meeting minutes of March 22, 2016. A vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - abstain, Mayor Sanner - yes, Mr. Barnhart - abstain

PUBLIC HEARINGS

None

COMMUNICATIONS AND PRESENTATIONS

CERTIFICATE OF COMMENDATION

OFFICER JOHN PERRY

OFFICER DREW PYLES

Chief Doug Woodard thanked the officers receiving the award; as well as, the whole department for their work ethic, commitment, and dedication. Chief Woodard gave detail on the incident from which Officer Pyles and Officer Perry are being commended. The officers were called about a male subject that has a history of threatening harm to himself. He was threatening to kill himself with a ten-inch knife. After speaking with the subject, the officers were able to get the subject to take the knife away from his throat and surrender without further innocent. The officers remained calm in a crisis situation and their professional actions prevented additional injury and death. Officer Perry and Officer Pyles were both awarded a Certificate of Commendation.

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EXEMPLARY SERVICE AWARD OFFICER MATT HARPER

Officer Harper was on routine patrol around 2 a.m. when he noticed and then stopped a suspicious vehicle. Officer Harper noticed that the suspect had on similar clothing and had a particular gate which matched the suspect of an earlier robbery at Speedway. A detective was called in to do an interview. The interview conducted gathered enough probable cause to charge the male subject with the robbery of Speedway. Officer Harper's performance of conduct, keen observation skills, and attention to detail are considered above and beyond the call of duty. Officer Harper was presented with the Exemplary Service Award.

EMPLOYEE OF THE YEAR DETECTIVE BOB BELL

Detective Bell is being recognized as the 2015 Employee of the Year. Detective Bell has worked very hard in developing relationships with the United States Secret Service and the FBI and those relationships are beneficial to the department and citizens. He has a reputation with local, state, and federal agencies as one of the best investigators in the area in financial crimes. Detective Bell has helped with numerous agencies. Over a year ago, Detective Bell's assistance was requested from the United States Secret Service to help with a possible embezzling case with a local banking institution. His hard work uncovered theft of well over 5 million dollars and tracked the path of most of that money. Detective Bell's strong case, which he built, led to the defendant pleading guilty. United States Secret Service was so impressed by this investigation that they asked him to present the case at a National conference that was held late last year. His fellow employees agree that Detective Bell conducted himself in a manner above and beyond the call of duty thereby awarding him the 2015 Employee of the Year award.

Mayor Sanner congratulated and thanked the officers and Detective Bell for their hard work and professionalism. He also congratulated Chief Woodard for his completion of the FBI Academy Training Course. All councilmembers also thanked and congratulated them.

PROCLAMATION NATIONAL ARBOR DAY

Proclamation Declaring April 29, 2016, "National Arbor Day" in the City of West Carrollton.

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Mayor Sanner read the Proclamation and declared April 29, 2016 as National Arbor Day in the City of West Carrollton. On this day at Wilson Park at 5:30 p.m. there will be a tree planting ceremony with the scouts.

COMMENTS BY THE AUDIENCE

None

UNFINISHED BUSINESS

ORDINANCE 3582

An Ordinance Adopting Amendments to Chapter 154 of the Code of Ordinances of the City of West Carrollton Known as the "Zoning Code," Regarding Pawn Shops and Alternative Financial Services Providers.

Mr. Folker motioned, seconded by Mrs. Fryman to approve Ordinance 3582. A vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - yes, Mayor Sanner - yes, Mr. Barnhart - yes

NEW BUSINESS

ORDINANCE 3583

An Ordinance Authorizing the City Manager to Enter into an Agreement for Electric Generation Supply with a Competitive Retail Electric Service Provider.

Brad Townsend, City Manager, said that West Carrollton partners with other municipalities through the Miami Valley Communications Council to competitively bid our electric generation rates for all the city buildings. This year there are 26 municipalities that will be participating in the bid for a new contract. The current contract expires at the end of the year. This ordinance is required as the first step in that process to allow us to participate.

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ORDINANCE 3584

Ordinance Authorizing the Issuance of not to Exceed \$350,000 of Equipment Acquisition Bond Anticipation Notes, by the City of West Carrollton, Ohio, in Anticipation of the Issuance of Bonds, and Declaring an Emergency.

Tom Reilly, Finance Director, said that this is the last step in purchasing the police and fire radios and have waited for a favorable cost. They were purchased out of the General Fund and the cost will be spread out over the next five years.

Mrs. Fryman motioned, seconded by Mr. Barnhart to approve Ordinance 3584. A vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - yes, Mayor Sanner - yes, Mr. Barnhart - yes

ORDINANCE 3585

An Ordinance Authorizing the City Manager to Enter into a Contract for the Sale of a Parcel of Real Estate Owned by the City of West Carrollton and Located at the Corner of Skyview Drive and Ironwood Drive, Being Part of City Lot No. 876, Which is no Longer Needed for any Municipal Purpose.

Greg Gaines, City Planning Director, presented a Power Point presentation of the location showing how two small orphan lots were obtained by the city in 1977. In 1979 the owner of 206 Ironwood Drive purchased the one property and the other one is still owned by the city. Mr. Gaines recommends that the city sell the property for two hundred dollars plus closing costs, given that the owners of 126 Ironwood have maintained the property for the last 8 years and the property has no value to the city and is unusable.

Mayor Sanner said that is more than fair since they have maintained the lot for so many years.

ORDINANCE 3586

An Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the City of West Carrollton, State of Ohio, During the Fiscal Year Ending December 31, 2016, Amending Section 2 of Ordinance 3570, and Repealing any Ordinances in Conflict Herewith, and Declaring an Emergency.

Tom Reilly, Finance Director, said that are four areas that they are proposing to change. The first area is in Building Inspection fund which involves the Appvion clean-up for \$46,000. The second area is the Economic Development fund which is no net cost to the city for ED/GE grants for a total of \$428,000 which involves NuVasive in the amount of

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\$350,000 and Precision Power Press Metals in the amount of \$78,000 but we will be reimbursed for those amounts. The third area is the Water fund, we didn't anticipate a debt payment would be due on the Dixie watermain this year, which is a \$7,000 increase. The fourth area is the Sewer fund for the Cedar Street lift station which had estimates that increased \$70,000 once the work was actually completed.

Mr. Folker motioned, seconded by Mayor Sanner to approve Ordinance 3586; a vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - yes, Mayor Sanner - yes, Mr. Barnhart - yes

RESOLUTION 8-2016

A Resolution Authorizing the City Manager to Enter into a Contract with the Ohio Operating Engineers Apprenticeship Fund for Site Cleanup Work on Property Owned by the City of West Carrollton Located at 4000 Hydraulic Road, Being City Lot No. 4184, and Authorizing the City Manager to Represent the City in Fulfilling all Contract Requirements.

Greg Gaines, Planning Director said that back in February the city received some information that illegal dumping had been occurring on the city owned property at 4000 Hydraulic Road consisting of demolition and solid waste debris. We notified Montgomery County Public Health and they came out to do an inspection of the property and confirmed the presence of the illegal materials on February 8th. On February 10th the Public Health Department mailed the city a notice of violation to remove the materials. The city has opened and conducted a criminal investigation into the matter. That investigation is on-going.

We have prepared a cleanup plan to comply with the Public Health Department. Mr. Enterman has created this plan himself and with the help of Mrs. Parsons came up with the idea to work with the Ohio Operating Engineers on this clean-up effort. Mr. Enterman said that a new security system and monitoring plan will be in place. Contractors wishing to use the site for hard fill dumping will need to sign a contract (which will let them know the rules and regulations and penalties for not following said rules) and will be issued a swipe card exclusive to them to gain access. This card will also track who came in and the date and time in which they were on the site. Cameras will view any vehicles entering and exiting the site, and will record the actually dumping of materials. Daily site inspections will be completed.

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The initial estimates started from \$350,000 and ranged up to \$750,000. The new plan, with the help of Ohio Operating Engineers, will have substantial savings to the city. Don Black, Administrative Manager for the Operating Engineers Apprenticeship Fund and James Singleton were present and explained how the project was going to happen.

Mayor Sanner confirmed with Mr. Enterman that the waste was not anything toxic.

Mayor Sanner motioned, seconded by Mr. Barnhart to approve Resolution 8-2016; a vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - yes, Mayor Sanner - yes, Mr. Barnhart - yes

REPORTS BY OFFICERS

City Manager Brad Townsend reminded residents that the city income tax returns are due April 18th. The office will have extended hours on Friday, April 15th and Monday, April 18th from 7:30 a.m. to 6:00 p.m.

Erika Mattingly, Public Relations Coordinator wanted to let everyone know that the city will be hosting the Regional Tree City Awards next Friday at the West Carrollton Nazarene Church and will be receiving help from El Meson and Ele' Cake Company that day. On April 23, 2016, at 11:30 a.m., there will be a Cannon Rededication Ceremony outside the Civic Center and the local historical society will be participating. There will be artifacts pertaining to the Civil War. It is also opening day for baseball so there will be a lot of activity at the Civic Center that day.

UNSCHEDULED BUSINESS

None

COMMENTS BY AUDIENCE

None

COMMENTS BY COUNCIL

Council thanked Mr. Enterman and Mrs. Parsons as well as Don Black and James Singleton from the Ohio Operating Engineers for helping the city save money and for their efforts in cleaning up the site.

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Mayor Sanner motioned, seconded by Mr. Barnhart to recess to a work session; a vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - yes, Mayor Sanner - yes, Mr. Barnhart - yes

Mayor Sanner motioned, seconded by Mr. Folker to recess to an executive session pursuant to ORC 121.22, Section (G) to be followed by adjournment; a vote was taken: Mr. Folker - yes, Mrs. Fryman - yes, Mr. Merris - yes, Mrs. Tomlin - yes, Mayor Sanner - yes, Mr. Barnhart - yes

WORKSESSION

PRESENT: Mayor Sanner, Councilmembers Rick Barnhart, Jim Bowers, Jim Folker, Angie Fryman, Patrick Merris, and Jill Tomlin; City Staff - City Manager Brad Townsend, Law Director Lori Denlinger, Human Resources Manager Teresa Brooks, Economic Development Director Mike Lucking, Service Director Rich Norton, and Public Relations Coordinator Erika Mattingly.

EXCUSED: Jim Bowers

QUARTERLY ECONOMIC DEVELOPMENT BRIEFING

Mike Lucking, Economic Development Director, was at last Tuesday's Council meeting to provide council with a quarterly report on economic development activity in the City. A copy of Mr. Lucking's report is available upon request from the office of the Economic Development Director.

WILLIAM AND ROBERT STREETS INFRASTRUCTURE IMPROVEMENT PROJECT

Rich Norton, Service Director, discussed needed infrastructure improvements which are needed on William and Robert Streets in the Olde Downtown District. In addition to curb, gutter and sidewalk improvements, the existing 4" waterline needs to be upgraded to an 8" line to improve flow, pressure and fire protection in the area. The streets will also need to be repaved. Mr. Norton discussed a number of grant/loan opportunities to assist with the project, including CDBG money since the areas meet the income requirements.

It was the consensus of council to pursue grant/loan funding for the waterline and street paving portions of the project, but to assess the curb, gutter, and sidewalk repairs to the property owners as we do elsewhere in town.

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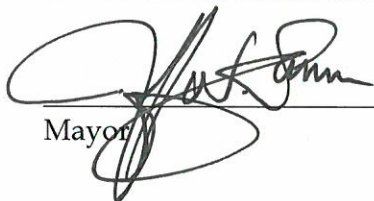
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EXECUTIVE SESSION

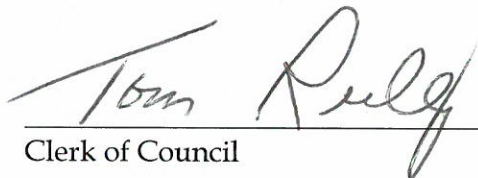
Council met pursuant to ORC 121.22, Section (G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

ADJORNMENT

Mayor Sanner motioned, seconded by Ms. Fryman to adjourn. A unanimous roll call carried the motion at 8:38 p.m.



Mayor



Clerk of Council