



CRA Application

Meridian Bioscience, Inc. submitted a CRA application, based on the points calculated from the application, Mayor and Council recommended 50% tax abatement for ten years. Property renovation will take place at 7007 Valley Avenue. Solicitor Miller is preparing a resolution which will be considered at the January 11, 2011 Council meeting.

Property Maintenance Inspector

Resident Joanie Waits asked Mayor Cosby and Council if a decision had been reached regarding Mr. Weber's position. Mayor Cosby said due to having only one meeting in November and to his knowledge, Council has not reached a decision.

Checklist

**Mr. Tiettmeyer made a motion to approve the 12-14-2010 Checklist, total \$103,425.54, with the amendment of two payments of \$2,166.66 each to MTS Construction, for a Checklist total of \$107,758.86. Mr. Burns seconded the motion. All Aye. Motion Carried.**

Forest Hills School District

Town Hall recently hosted two "Meet and Greet" sessions with Dr. Dallas Jackson, Superintendent Forest Hills School District. Mr. Tiettmeyer and Mr. Zornes attended the November 22<sup>nd</sup> session. Mayor Cosby attended the December 9<sup>th</sup> session. Several residents from our community attended the session and shared their thoughts and ideas on issues currently faced by the school district. Although a future levy was briefly discussed, no definite terms were disclosed.

Finance Committee Update

Finance Committee members: Curt Tiettmeyer (chairman), Mark Kobasuk, Daryl Zornes and Fiscal Officer Keri Everett met December 6<sup>th</sup>; three items were discussed: 1) earnings tax report was reviewed; there is one more payment to be made for 2009. Mr. Tiettmeyer said we have already exceeded budget. 2) process for 2011 Budget and 3) formulating a Request for Proposal (RFP) were also discussed. The RFP will assure everyone a fair chance to bid. Mr. Evans asked the committee to consider putting something in the RFP that would give a Newtown resident/business owner an advantage. Mr. Tiettmeyer thought that was a good point and said a point-system could be included to give a Newtown resident or business owner credit.

Resolution Amending Permanent Appropriations

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

**Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 41-2010 A RESOLUTION AMENDING THE PERMANENT APPROPRIATIONS FOR THE FIRE FUND AND THE AMBULANCE AND EMS SERVICES FUND AND AMENDING THE REVENUE BUDGET FOR THE GENERAL FUND FOR CALENDAR YEAR 2010, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Kobasuk seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Evans-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes. Motion Carried.**

Resolution Approving Supplemental Appropriations

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

**Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 42-2010 A RESOLUTION APPROVING SUPPLEMENTAL APPROPRIATIONS, TRANSFERS AND ADVANCE REPAYMENT AND RECONCILING THE BUDGET AND AMENDING APPROPRIATIONS FOR CALENDAR YEAR 2010, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Kobasuk seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Evans-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes. Motion Carried.**

Police Cruiser Purchases

For budget purposes several months ago, Council approved a letter of intent to notify the car dealership of the number of automobiles the Village would be interested in purchasing. The purchase of three police cruisers was discussed, at which time; Council reciprocated to Police Chief Synan with a letter of intent, notifying the dealership of the number of vehicles the village was interested in buying.

Mr. Tiettmeyer made a motion to move forward with the purchase of three new police cruisers from Arena Dodge Inc., which is part of the state bid. Total purchase price for the three cruisers is \$71,385, plus an up-fitting cost of \$21,291, totaling \$93,192 for all three vehicles. Mr. Tiettmeyer said this is significantly higher from the original proposal, but the good news is that the vast majority of the increase is covered by the return from the sale of Unit 25-04, Unit 25-08 and Unit 25-01 for \$54,000, which brings a net cost to the Village of \$39,192. This was approximately \$1,500 more than the proposal from several months ago. Mr. Harten seconded the motion.

#### Discussion

Mr. Tiettmeyer pointed out from a budget prospective for 2010; \$37,500 was set aside for the purchase of new vehicles. The Finance Committee will not come back to council for any additional vehicles until 2013, stated Mr. Tiettmeyer.

**All Aye. Motion Carried.**

#### Council Minutes

**Mr. Zornes made a motion to approve the 11-09-2010 Council Minutes, seconded by Mr. Tiettmeyer. All Aye. Motion Carried.**

#### Human Resource Committee

Employee health insurance plans were discussed at a recent meeting held by the HR Committee. The committee will meet 12-16-2010 at 7:00pm to continue discussions. The HR Committee will also meet Monday, January 3, 2011 at 7:00pm to discuss liability insurance.

#### Special Council Meeting

Mayor and Council will meet Thursday, December 16, 2010 at 8:00pm following the HR Committee meeting to finalize the employee health insurance plan.

#### Maintenance Department

In an effort to sell two maintenance trucks, the bid process has been followed; no bids were received. Two offers were received today for the two maintenance trucks: \$755 for the newer Ford truck and \$110 for the Chevrolet truck. Mr. Evans suggested waiting until the end of year to see if more offers are received. After much discussion, Council decided to accept the bids.

**Mr. Evans made a motion to accept the two offers: \$755 for the Ford truck and \$110 for the Chevy truck. Mr. Kobasuk seconded the motion. All Aye. Motion Carried.**

#### Joe Rutter Probation Period

Maintenance Technician Joe Rutter has completed the required six-month probation period.

**Mr. Evans made a motion to approve Joe Rutter, Maintenance Technician full-time position with completion of probation period. Mr. Zornes seconded the motion. All Aye. Motion Carried.**

#### Fire Board Update

Mr. Kobasuk reported that the design for the Fairfax Fire Department will be reviewed at tomorrow's Fire Board meeting. The property for this station has been secured. Mr. Kobasuk stated that the Fire Board is interested in purchasing the house next to the current E-check property, if Village Council is not interested. Mr. Kobasuk asked Mayor and Council to consider if the Village would be interested in purchasing this property for later discussion.

#### Mayor's Monthly Statement to Council

**Mr. Kobasuk made a motion to approve Mayor's Monthly Statement to Council for October 2010 and November 2010, showing receipts for these respective months, seconded by Mr. Tiettmeyer. All Aye. Motion Carried.**

#### American Legal Publishing

**Mr. Kobasuk made a motion to approve \$870 to American Legal Publishing for the 2011 Ohio Basic Code, seconded by Mr. Burns. All Aye. Motion Carried.**

#### Mayor's Court Computer

The contract for annual maintenance and support agreement for the Mayor's Court computer is due. This amount is taken from the Mayor's Court Computer Fund.

**Mr. Kobasuk made a motion to approve the contract for annual maintenance and support agreement for the Mayor's Court computer for \$3,255.94. Mr. Zornes seconded the motion. All Aye. Motion Carried.**

CodeRED Demonstration

The Center for Local Government is bringing communities together that are interested in participating in the CodeRED Alert Systems Services, offered through the Miami Valley Communications Council. Mr. Kobasuk and Mr. Evans serve on the Safety Committee; Mr. Kobasuk asked Ms. Everett to contact the person in charge for times available.

Ordinance, First Reading Zoning Code

The Planning Commission accepted and passed the proposed text for the Zoning Code to Council for final adoption on November 4, 2010. A Public Hearing was held tonight at 6:00pm to give the public a forum for comments.

**Mr. Harten made a motion to suspend the rules, seconded by Mr. Tiettmeyer. All Aye. Motion Carried. Mr. Harten retracted his motion, due to having three readings and not passing by emergency.**

**Mr. Harten made a motion to have a First Reading adopting AN ORDINANCE APPROVING A ZONE TEXT AMENDMENT FOR THE VILLAGE OF NEWTOWN. Mr. Tiettmeyer seconded the motion. All Aye. Motion Carried.**

**Mr. Harten made a motion to have a Second Reading adopting AN ORDINANCE APPROVING A ZONE TEXT AMENDMENT FOR THE VILLAGE OF NEWTOWN at the 1-11-2011 Council meeting. Mr. Zornes seconded the motion. All Aye. Motion Carried.**

Building and Zoning Commissioner 2011 Contract

**Mr. Harten made a motion to approve an Independent Contractor Agreement between the Village of Newtown and Michael R. Spry of MTS Construction. Mr. Kobasuk seconded the motion. All Aye. Motion Carried.**

Executive Session

Solicitor Miller requested an Executive Session to discuss property acquisition.

Martin Marietta Mining Issue

Solicitor Miller announced that the oral argument on all of the pre-hearing motions on the Martin Marietta Mining case is Tuesday, December 21<sup>st</sup> at 1:00pm. Based on these findings, the case will or will not move forward after the first of the year.

Executive Session

**Mr. Harten made a motion to enter into Executive Session at 7:40pm to discuss property acquisition, seconded by Mr. Tiettmeyer. Roll Call: Mr. Tiettmeyer: Yes, Mr. Zornes: Yes, Mr. Evans-Abstain, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes. Motion Carried.**

Council reconvened at 8:00pm; no action will be taken as a result of the Executive Session.

Possible Annexation

Solicitor Miller stated that the Village is potentially moving forward with the property by the Little Miami River. Discussions have taken place with Little Miami Inc.; the Village is potentially moving forward with the property by the Little Miami River, stated Solicitor Miller. He asked Council to approve a dollar amount to cover survey costs for properties west of the bridge, i.e.: Little Miami Golf Course to the river, Little Miami Inc. property along the river, including some businesses interested in coming into the village. Brandstetter Carroll Inc. now employs a surveyor.

**Mr. Kobasuk made a motion to approve an amount not to exceed \$10,000 for Mayor Cosby to effectuate the survey for the annexation property. Mr. Burns seconded the motion. All Aye. Motion Carried.**

### Property Maintenance Inspector 2011 Contract

Mr. Kobasuk asked if Council wanted to discuss the question asked earlier by resident Joanie Waits regarding renewing the Property Maintenance Inspector's position. Mr. Harten said he felt we would be in at least as a place, if not better, having Ron Dickerson perform these duties. Mr. Burns said he totally agreed. Mr. Kobasuk raised the issue of having an employee perform these duties, rather than an outside independent person. Mr. Harten said he thought it would be more beneficial having someone that is in the village on a daily basis. Mr. Zornes questioned if Mr. Dickerson's current work load would allow him to perform these additional duties properly. Mr. Tiettmeyer said he thought there is a value having Mr. Dickerson full-time in the village, as opposed Mr. Weber one day per week. Mr. Evans said he is a Ron Dickerson supporter, but disagrees 100%. Mr. Evans said when one lives here and has the power to get someone else in trouble is not how it is supposed to work. And having someone from the outside would be simpler with no axe to grind. He said there is more paperwork that goes along with Mr. Weber's job and adding this responsibility to Mr. Dickerson would be added stress. Mr. Evans said there have been no complaints on Mr. Weber and "if it's not broke, why try to fix it!" Mr. Burns asked if there are other property maintenance people that do this job as a consultant service within Hamilton County? Mr. Evans suggested renewing Mr. Weber's contract for one year. Mr. Kobasuk said he agrees with Mr. Evans having an independent outside source and leaving Mr. Dickerson totally dedicated to his current duties. Mr. Tiettmeyer asked Chief Synan for his opinion. Chief Synan said unless there is a problem with Mr. Weber, he doesn't understand why we would try to fix something that doesn't need to be fixed. Chief Synan said Mr. Weber does a good job. Chief Synan said Mr. Evans hit it on the head; the Property Maintenance position is literally doing detective work which can take up to ten to twenty hours on a specific case. Chief Synan said the process is not a simple one and it is definitely more difficult dealing with people with property maintenance issues than dealing with criminal law. He said people become extremely defensive when it comes to their home. Mr. Kobasuk said he has heard enough and feels Mr. Weber's contract should be renewed. Mr. Harten said he was looking at overall cost efficiency. And if there are problems performance-wise, somebody needs to figure that out. Mr. Harten said he doesn't know if we do or don't. Mr. Kobasuk said he thought it was just trying to minimize the cost. Solicitor Miller said the contract can always be cancelled in thirty days at any time. Mr. Kobasuk said he feels the system isn't broken and would like to keep Mr. Weber. He would be worried by Mr. Dickerson being taken away from his duties and doing a good job and putting too much on his plate. Mr. Weber's current hourly rate is \$32.50, which includes him paying his workman's comp and doesn't charge mileage.

**Mr. Evans made a motion to approve and renew an Independent Contractor Agreement between the Village of Newtown and Richard A. Weber. Mr. Kobasuk seconded the motion. Roll Call: Mr. Tiettmeyer: Yes, Mr. Zornes-Yes, Mr. Evans-Yes, Mr. Kobasuk-Yes, Mr. Burns-No, Mr. Harten-Yes. Motion Carried.**

Mr. Zornes made a motion to adjourn.

Transcribed by Becky Fairley