

Resolution, Supplemental Appropriations

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

Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 01-2012 A RESOLUTION APPROVING SUPPLEMENTAL APPROPRIATIONS AND ADVANCE REPAYMENTS FOR CALENDAR YEAR 2011 AND RECONCILING THE BUDGET AND AMENDING APPROPRIATIONS FOR CALENDAR YEAR 2011 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. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Resolution, Temporary 2012 Appropriations

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

Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 02-2012 A RESOLUTION APPROVING THE VILLAGE TEMPORARY APPROPRIATIONS FOR 2012, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Short seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Finance Committee Update

The Finance Committee met before Council to review projected results for 2011. Mr. Tiettmeyer said these results were favorable for the village. Funding requests for specific projects, capital improvements, equipment, etc. were also reviewed and will be taken into consideration while preparing the 2012 budget.

Board of Elections

Mr. Tiettmeyer made a motion to approve the contract with the Hamilton County Board of Elections, allowing the BOE to use Town Hall as a polling facility in 2012. Mr. Short seconded the motion. All Aye. Motion Carried.

Council Minutes

Mr. Zornes made a motion to approve the 12-13-2011 Council Minutes, seconded by Mr. Harten. All Aye. Motion Carried.

Human Resource Committee

The HR Committee will meet Thursday, 1-26-2012 at 6:30pm to discuss employee compensation for 2012.

Resolution, Liability Insurance

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

Mr. Zornes made a motion to adopt RESOLUTION NO. 03-2011 A RESOLUTION APPROVING A CONTRACT FOR LIABILITY INSURANCE WITH THE OHIO PLAN, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Short seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Maintenance / Streets Department Update

The Drake Street Bridge project has been completed. Duke Energy will come back in the spring to re-asphalt SR32 in front of the project site.

Per Mayor Cosby's direction, Mr. Dickerson will also address the patched area on Church Street where Duke tied into the gas line, in front of the homes built by Doug Evans.

The Maintenance Department removed debris and greenery from the top of the roof at the old Fire House. Maintenance also patched the roof temporarily for the winter and fixed gutter items on both buildings.

Mr. Kobasuk asked Mr. Dickerson about the missing stop sign on Ivy Hills Lane. A resident brought this to Mr. Kobasuk's attention; the sign has been missing for a while now. Mr. Dickerson talked to the resident this past week and told him he would replace it with a 6 x 6 post. The neighborhood does not have a Homeowner's Association; therefore, they will be responsible for the replacement of the street signs.

Ordinance, Street Commissioner

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

Mr. Short made a motion to adopt ORDINANCE NO. 01-2012 AN ORDINANCE APPOINTING A STREET COMMISSIONER AND CEMETERY SEXTON IN THE VILLAGE OF NEWTOWN, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Mayor's Monthly Statement to Council

Mr. Kobasuk made a motion to approve the December 2011 Receipts for Mayor's Court for \$10,114.98, seconded by Mr. Short. All Aye. Motion Carried.

LMFD Fire Board Update (Report by Mr. Kobasuk)

Mr. Kobasuk reported the Fairfax Fire Station is moving forward with bids to be approved in February. Mr. Kobasuk did discuss the bike staging area for Newtown with the fire board. The Board has a good rapport with Todd Portune, Hamilton County and the Transportation Improvement District, and they seem inclined to grant them \$200,000 for the bike staging area. Mayor Cosby said it seems Newtown should be involved since we would be the ones developing a plan. Mayor Cosby asked Mr. Kobasuk to bring this up to the Fire Board at the next meeting.

Ordinance, Mayor's Court Magistrate

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

Mr. Kobasuk made a motion to adopt ORDINANCE NO. 02-2012 AN ORDINANCE SETTING THE SALARY OF THE MAYOR'S COURT MAGISTRATE, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Burns seconded the motion.

Discussion

Mr. Kobasuk explained that the compensation is the same as before at the mid-point range. Mayor Cosby said John was paid differently but Solicitor Miller indicated this is how we need to do this.

Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-No, Mr. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Mr. Kobasuk asked Mr. Zornes if he had a concern with the process. Mr. Zornes said every other village employee goes through an interview process and there was no process on this decision. Mr. Kobasuk said he had the same questions and talked to Mayor Cosby, who said it was his appointment. And Mr. Kobasuk confirmed this with Solicitor Miller. Mr. Kobasuk said Mayor Cosby told him he did go through the resumes. Mr. Zornes said he understands that it is the Mayor's appointment and he would have no problem with it if that was the only application received. And there was no process since we received multiple applications. Mr. Zornes said it is nothing against Mr. Kobasuk, Mayor Cosby or Alex Triantafilou. Mr. Kobasuk said the Mayor explained to him that he did go through a process. Mayor Cosby said his process is he reviewed everything and he chose Mr. Triantafilou.

Ordinance, Legal Counsel

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

Mr. Kobasuk made a motion to adopt ORDINANCE NO. 03-2012 AN ORDINANCE PROVIDING FOR THE EMPLOYMENT AND COMPENSATION OF LEGAL COUNSEL, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion.

Discussion

Mr. Kobasuk said this is the same compensation Solicitor Miller has received in prior years. Solicitor Miller said for the past three or four years.

Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Park Rules

Mr. Burns said the committee will discuss at the next meeting.

Public Hearing

Mr. Harten reminded everyone of the Public Hearing to be held at 6:45pm on Tuesday, January 24th. The Public Hearing was announced at the 12-13-2011 Council Meeting. The purpose of the public hearing is to review zoning code amendments.

Resolution, Easements w/MSD

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

Mr. Harten made a motion to adopt RESOLUTION NO. 04-2012 A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT WITH THE CITY OF CINCINNATI FOR THE SALE OF EASEMENTS FOR THE METROPOLITAN SEWER DISTRICT, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Tiettmeyer seconded the motion. Roll Call: Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes, Mr. Kobasuk-Yes, Mr. Burns-Yes, Mr. Harten-Yes.

Martin Marietta Mining Update

Martin Marietta filed an appeal of the Judge's decision. Solicitor Miller said as far as he knows, and it has been indicated that the township is not appealing. Mr. Kobasuk asked what this meant for the case. Solicitor Miller said he doesn't know that it has any real significance to the cases. Solicitor Miller said unless this gets on the accelerated docket, which he would not assume that it is going to be. It is typically nine months before oral argument from when the appeal is filed, which may be longer due to the complexity of the case. He said, hopefully, there will be a decision within a year.

Mr. Kobasuk made a motion to adjourn at 7:30pm, seconded by Mr. Zornes. Meeting Adjourned!