

Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 29-2012 A RESOLUTION AUTHORIZING ENTERING INTO A FUNDING AGREEMENT WITH THE GREATER CINCINNATI ENERGY ALLIANCE FOR FUNDING FOR AN ENERGY CONSERVATION AUDIT, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Burns seconded the motion.

Discussion

Solicitor made one change in Section 2 making it subject to the approval of the agreement by the solicitor so the Village would not have to wait two weeks to pass another ordinance for the grant money. The agreement had a provision where the village would be indemnifying them, which is not allowed by the attorney general. They also have available grants to do the work itself. There are provisions within the agreement pertaining to federal law. Solicitor Miller had a problem with the provision to comply with some of the city of Cincinnati's policies. The grant is only one contract with Motz Engineering for the energy audit. Solicitor Miller said we are doing the actual work and apply for a grant then we would look more at the process.

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

Finance Committee Update:

Finance Committee Chairman Curt Tiettmeyer led the discussion at the 09.04.2012 Finance meeting. Three significant subjects were discussed: 1) Year-to-Date Budget Review. From a funding perspective, the Village is well above budget, partly because it was a conservative budget, which is usual for the Village. From the revenue side, the collection of income taxes has done well thus far. From the expense side, there are a few line items that have run over because of expenditures, such as the money spent for the work being done on the Ragland Road Drainage Storm Sewer flooding problem. Taking all into consideration, the Village is still in very good condition for the first eight months of 2012. 2) The budget for renovating the old firehouse into the American Indian Artifact Museum/Village Center was also reviewed. Although, we are continuing to stay within the budget, some items have been removed. After reviewing the possibility of a sprinkler system with the architects, we were able to remove the sprinkler system. Originally, the Cincinnati Museum Center had wanted to see a sprinkler system, but have since determined it is not necessary as long as there is a fire and building alarm system. The line items for landscaping and parking lot work have also been trimmed. Prices for prepping and painting the exterior of the building range from \$15,000 to \$75,000. The higher bids recommend doing a chemical peel on the current paint. Mr. Tiettmeyer said Roth Partnership is also assisting in this area to make sure the job is done correctly. 3) RFP's for professional services were also discussed. The committee agreed to recommend to Council to move forward with issuing RFP's for the four professional services the Village contracts with: 1) Solicitor, 2) Building and Zoning Commissioner, 3) Engineer and 4) Property Maintenance Inspector. Keri is working on drafting RFP's for these positions. Mark Kobasuk will review the RFP for Village Solicitor. Joe Harten will review the RFP for the Building and Zoning Commissioner. Chuck Short will review the RFP for Village Engineer. Mr. Tiettmeyer will review the RFP for Property Maintenance Inspector. The RFP's will be brought to Council for approval once they have been reviewed. The RFP's will be presented to Council for approval at the 10.09.2012 Council Meeting. Council will decide how to proceed with the RFP's at the 11.12.2012 Council Meeting. Council expects to act on the RFP's by the end of the year. Mr. Kobasuk said the committee thought it was best practice to solicit proposals to make sure the village is doing the best with the citizen's money and receiving the best service. It is not an indication that changes will be made.

Mr. Tiettmeyer made a motion to move forward with providing RFP's for (4) four key positions: 1) Solicitor, 2) Engineer, 3) Building and Zoning Commissioner and 4) Property Maintenance Inspector. Mr. Kobasuk seconded the motion. All Aye. Motion Carried.

Proclamation – Nicholas Motz

Mayor Cosby presented a proclamation honoring Nicholas J. Motz of Boy Scout Troop 445. On August 25, 2012, Nicholas along with assistance from several of his fellow troop 445 scouts and parents completed his goal of enhancing the Newtown Veterans Memorial for his Eagle Scout Project. Many hours were devoted to creating an intimate "living" room for the veteran's memorial in honor of all of those who have served our country, by enhancing the monuments with artificial lawn areas, fencing and landscaping along either side, and installing trees, shrubs, flowers and lighting to create a more tranquil

and welcoming environment reminding us that “All Gave Some” and “Some Gave All.” *Please visit the memorial located at Moundview Park, 3130 Newtown Road, Newtown, Ohio.*

Council Minutes

Mr. Zornes made a motion to approve the 08.28.2012 Council Minutes, seconded by Mr. Kobasuk. All Aye. Motion Carried.

Maintenance Update – Leonard Street Paving

Mr. Dickerson reported: He, Mr. Short, Mr. Zornes and Brandstetter Carroll met with J. K. Meurer regarding the recent paving on Leonard Street. J. K. Meurer will recap and raise the storm drains on Leonard Street to make the surface smoother. We will remain within budget since fewer quantities were used during the job and were under budget.

Tire Removal Program

Rumpke will provide the village with a dumpster to recycle unwanted tires. This program is free to Newtown residents and business owners September 21st through 23rd. The dumpster will be located at the Newtown Maintenance Department on DeBolt Road.

Ragland Road Storm Drainage Project

Mr. Dickerson will follow-up with Rack Seven regarding start date for the Ragland Road Storm Drainage project.

Pinehurst Street Pavers

Bzak recently added more sand to the pavers on Pinehurst Street. Mr. Short said this additional sand should keep the pavers from slipping and does not anticipate any more problems with the pavers.

Village Expenditures – Fountain & Moundview Lights

Mr. Tiettmeyer asked about a payment on the checklist for the Fountain and Moundview lights. Mr. Dickerson said the lights were replaced at the fountain last week and reset the flashing LED lights. Mr. Dickerson said these lights have been replaced several times. Mr. Tiettmeyer asked if the Village should have the lights redone next spring to get them right. Mr. Dickerson said he had called several fountain companies regarding submersible lights and they said the lights currently in place are the best case scenario. There are other options for the LED lights. Mr. Tiettmeyer asked Mr. Dickerson to explore replacing these lights and bring back to Council at budget time when the Finance Committee will be planning for the 2013 budget items.

Village Expenditure – Electric Work for Moundview Fans

Mr. Tiettmeyer said he was not present at the Council meeting when the approval was made for the installation of the ceiling fans at Moundview pavilion. Mr. Tiettmeyer said he noticed one of the bids quoted replacing ground bar/ground wire repair and having the electric work inspected by IBI. Mr. Dickerson said he was not involved with the bid process on the fans for Moundview. Mr. Tiettmeyer asked if the ground bar was repaired and the electric panel and moved it to the ground wire from neutral to ground bar. Mayor Cosby said he did not do anything with the ground bar, as he was unaware of any issue. Mr. Tiettmeyer asked if the work had been inspected by IBI. Mayor Cosby said it has not been inspected. Mr. Tiettmeyer said he thought the work should be inspected since it was recommended to replace the ground bar neutral bar. Mayor Cosby said he had no need to get inside the panel but will look into it. Mayor Cosby said we can have the work inspected; all they did was replace the lights and fans. Mayor Cosby said there is no problem to have the work inspected. Mr. Kobasuk asked if the bids were in the Fiscal Officer's office; Mr. Tiettmeyer said yes. Mr. Dickerson will make sure the job is inspected by IBI, per Mr. Tiettmeyer's request. Mr. Dickerson said he will get a copy of the bids to see what they are talking about.

Resolution Granting Easements to Cincinnati Bell

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

Mr. Short made a motion to adopt RESOLUTION NO. 30-2011 A RESOLUTION AUTHORIZING THE GRANT OF EASEMENTS TO CINCINNATI BELL TELEPHONE COMPANY FOR TELECOMMUNICATIONS PURPOSES, 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. Motion Carried.

Veterans Association

At a recent meeting, the Newtown Veterans Association agreed to allow past or current mayors, past or current council members, police chiefs and police officers to purchase a paver for the veteran's memorial. Mr. Short said this is a nice way to honor and remember our own. Mayor Cosby asked about the fire department, as there have been many volunteers over the years. Mr. Short said the Bicentennial Park is primarily for remembering the firefighters. Mr. Short said he has no problem with firefighters purchasing a paver for the veteran's memorial.

Harassment and Discrimination Policy

Mr. Kobasuk recently reviewed the personnel policy manual, adopted June 12, 2007 and read the below out loud, reminding everyone of this policy:

The Village of Newtown will not tolerate nor condone the harassment of, or discrimination against coworkers, subordinates or members of the public. It is illegal to harass or discriminate against others based on the individual's race, color, national origin, religion, disability, sex, age, veteran status, marital status, ancestry and other personal characteristics. Harassment is unwelcome or unsolicited speech or conduct about such characteristics including making derogatory remarks, crude or vulgar language, jokes and other verbal, physical and visual behavior. All employees should be entitled to work in a hostile free work environment.

Mr. Kobasuk said he believes it is incumbent upon elected officials to not yell or raise voices with subordinates. Mr. Kobasuk said, "even though we are elected, we can't be yelling at employees and creating a hostile work environment." Mr. Kobasuk said it is not only wrong to yell at subordinates, but it creates a potential liability on behalf of the Village.

Solicitor Miller said he shies away from listing examples of a hostile work environment, as it may or may not be a hostile action, but if it is listed as one, then it is. He said a lot of it is just common sense as far as treat people how you want to be treated.

Mr. Kobasuk said he is just reminding everyone to treat the employees with respect.

Parks Committee: The Parks Committee will meet Wednesday, 9.26.2012 at 6:00pm. Mr. Burns chairs this committee.

Executive Session

Mr. Harten made a motion to adjourn the Council meeting to enter into Executive Session at 7:35pm to discuss a personnel discipline issue. 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. Motion Carried.

Council convened at 8:20pm; no action to be taken.

Mr. Kobasuk made a motion to adjourn at 8:21pm.