

The November 12, 2013 meeting of the Newtown Village Council was called to order at 7:00 p.m. by Mayor Curt Cosby, who led the Pledge of Allegiance to the Flag.

**Councilmembers:** Joe Harten  
Mark Kobasuk  
Cheryl McConnell (appointed)

Chuck Short  
Curt Tiettmeyer  
Daryl Zornes

**Solicitor:** Doug Miller  
**Fiscal Officer:** Keri Everett  
**Police Chief:** Tom Synan

Mayor Cosby opened the meeting by welcoming everyone to the new Municipal Center and American Indian Education Center. He thanked everyone involved in the renovation project.

#### General Election

Mayor Cosby congratulated Council Members Mark Kobasuk, Curt Tiettmeyer and Joe Harten for their recent victory on their re-election to Village Council. He also congratulated Cheryl McConnell, a newcomer to Village Council. At the 10.22.2013 Newtown Council Meeting, Councilman Brian Burns tendered his resignation from Newtown Village Council; effective October 29, 2013.

#### Appointment to Village Council

**Councilman Mark Kobasuk made a motion to appoint Cheryl McConnell to Mr. Burns Council seat. Mr. Short seconded the motion. Roll Call: Mr. Harten-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Mayor Cosby swore in newly-elected Cheryl McConnell to the Newtown Village Council. All applauded.

#### Newtown Municipal Center

The Newtown Municipal Center is three new facilities located in one historic building. The back half of the old fire house has been renovated as Village offices and conference space. Newtown Village Council chambers now occupy the former fire truck bay in the front of the building. With the design help of the Cincinnati Museum Center and a grant from the Ohio Cultural Facilities Commission, the Municipal Center houses a new American Indian Education Center which surrounds Council chambers. A portion of the video was played showcasing the museum displays.

#### Planning Commission (Reported by Mr. Harten)

At the 10.28.2013 Planning Commission meeting, the following items were discussed: 1) Lynn Burger, Burger Farm Site Plan Review and Zone Change for 7945 Main Street and 2) Gordon Hammersmith, Main Street Professional Auto Detailers to be located at 6927 Main Street.

#### Short Park - Public Meeting - Miami Valley Christian Academy (Reported by Mr. Harten)

MVCA will host a Public Meeting ~ Wednesday, 11.13.2013 at 7pm in the Cafetorium. MVCA has presented plans to Village officials for an athletic campus to be constructed at Short Park. The community will have the opportunity to give input regarding the potential use of the park.

#### Council Member Cheryl McConnell

Mrs. McConnell said she is pleased to be here to serve the Village of Newtown and looks forward to working with everyone.

#### Newtown Landfill Update (Reported by Mr. Kobasuk)

Mr. Kobasuk, Mayor Cosby, Mr. Short and Mr. Dickerson recently met with the legal team. Council will receive an update in a few weeks.

#### Eastern Corridor (Reported by Mr. Kobasuk)

Mr. Kobasuk and Mr. Short recently met with the Ohio Department of Transportation and other elected officials at a recent meeting in Columbus. A new phase of the project was announced at the meeting. A collaborative working group composed of a dozen government agencies, i.e.: Army Corp of Engineers, EPA, Federal Transit Administration, Fish and Wildlife, Ohio Department of Natural Resources, Ohio EPA and others. The U.S. Institute for Environmental Conflict Resolution will oversee the group and work with these agencies and all of the Community Partnership Committees. This will take up to one year with hopes of having a plan by February 2015.

This will give Newtown more opportunities to air any grievances with this federal mediation service. Becky will email the Eastern Corridor Collaboration and Solutions document to mayor and council members.

Maintenance Department Update (Reported by Mr. Dickerson)

Leaf pick-up is underway; as a reminder to residents, please do not place leaves in the curb line or street, which clogs the drains and causes flooding. Mr. Dickerson thanked Mayor Cosby for loaning his loader, which aided to accomplish work at the Municipal Center and behind the Maintenance Building.

Tire Recycling Drive (Reported by Mr. Dickerson)

For your convenience, the Newtown Maintenance Department will be providing a dumpster at 3711 Debolt Street for the collection of old or unwanted tires. The dumpster will be marked "Tire Drive." The drive begins Friday, November 15th - the dumpster will be removed Monday, November 18th. Please direct questions to 513.271.2009.

Drain – Eastbound SR32 (Reported by Mr. Short)

This issue was discussed at the 10.22.2013 Council Meeting. Mr. Short has been in discussion with Bruce Brandstetter and Dave Lorei with Brandstetter Carroll. Their recommendation is to go in with a camera to see the placement the collapsed line. This will help determine the action necessary to repair the collapsed pipe.

**Mr. Short made a motion to approve an amount not to exceed \$1,600 to Tele-Vac Environmental to scope the 12 inch pipe eastbound SR32 just past Burger Farm. Mr. Kobasuk seconded the motion. All Aye. Motion Carried.**

Resolution, Employee Benefits

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

**Mr. Zornes made a motion to adopt RESOLUTION NO. 38-2013 A RESOLUTION APPROVING CONTRACTS FOR EMPLOYEE HEALTH, DENTAL, VISION AND LIFE INSURANCE, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Short seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Checklist

**Mr. Tiettmeyer made a motion to approve the 11.12.2013 Checklist for \$66,826.52. Mr. Harten seconded the motion. All Aye. Motion Carried.**

Resolution, Change Order No. 13 - DER Development

**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. 39-2013 A RESOLUTION APPROVING A CHANGE ORDER TO A CONTRACT WITH D.E.R. DEVELOPMENT COMPANY LLC, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion.**

Discussion

Mr. Tiettmeyer said the most significant cost with this change order is for the Fire Alarm upgrade.

**Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Resolution, Change Order No. 14 - DER Development

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

**Mr. Tiettmeyer made a motion to adopt RESOLUTION NO. 40-2013 A RESOLUTION APPROVING A CHANGE ORDER TO A CONTRACT WITH D.E.R. DEVELOPMENT COMPANY LLC, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion.**

Discussion

Mr. Tiettmeyer explained this change order is for temporary wood handrails.

**Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Resolution, Agreement with Cincinnati Museum Center

**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. 41-2013 A RESOLUTION APPROVING AN AGREEMENT WITH THE CINCINNATI MUSEUM CENTER FOR THE LOAN AND DISPLAY OF AMERICAN INDIAN ARTIFACTS, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Ordinance, Amending Salary Ordinance

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

**Mr. Tiettmeyer made a motion to adopt ORDINANCE NO. 09-2013 AN ORDINANCE AMENDING THE SALARY ORDINANCE TO PROVIDE THAT THE MAYOR AND COUNCIL MEMBERS BE COMPENSATED ON A MONTHLY BASIS, AS REQUIRED BY THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion.**

Discussion

Mr. Tiettmeyer pointed out that no one is receiving a raise. This is a requirement for mayor and council to be paid monthly. Solicitor Miller explained PERS changed the rules on reporting that earnings have to be reported when they are earned. Beginning January 1, 2014, the Ohio Public Employees Retirement System will require that public employee earnings be reported when earned rather than when they are paid in order to adequately reflect the earnings credit with OPERS. This will prevent accounting problems for the Fiscal Officer.

**Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Municipal Center Project – “Thank You’s”

Mr. Tiettmeyer publicly thanked the following for their contributions made to the renovation project for the new Municipal Center and American Indian Education Center: 1) The Ohio Cultural Commission, which is now the Cultural Facilities Commission for providing the grant for the museum. 2) Roth Partnership, Inc., Architecture, Interior Design and Planning, 3) Cincinnati Museum Center, 4) DER Development, 5) Motz Engineering, 6) Advantage Group Engineers, 7) RKC R. Kelly Contractors for laying the front concrete work, 8) Don Gilb Landscaping, 9) Rack Seven and Paving, 10) Nor-Com for the audio/visual equipment, 11) John and Sandy Russell for their support, 12) Newtown United Methodist Church for providing parking throughout the entire construction project, 13) Loth Furniture, 14) Mr. Lock Security, 15) Local village restaurants for catering the Ribbon Cutting event held earlier today, specifically Barbara Broerman for organizing the food.

The digital sign should be ready to be installed within the next thirty days. Railings for the front and side entries still need to be done. The Crosswalk will be removed ASAP.

Mr. Kobasuk thanked Mr. and Mrs. Tiettmeyer, as this project would not have been as successful without the direction from Mr. Tiettmeyer and her support.

Mr. Kobasuk also thanked Mr. Tiettmeyer and Ms. Everett for coming in under budget.

Mr. Tiettmeyer thanked his wife for her efforts in editing the “Newtown Municipal Center and American Indian Education Center” flyer. Mrs. Tiettmeyer also assisted Mr. Tiettmeyer taking photos for the flyer.

Police Chief Tom Synan – “No Shooting in the Village!”

Chief Synan has received several complaints regarding coyotes in the Ivy Hills area. Coyotes have been in the Newtown area for a very long time. In an effort to allay any misconceived fears about coyotes, Chief Synan sent out information from the Ohio Department of Natural Resources to residents. Chief Synan said in his twenty years of serving Newtown, there have never been any reports of a coyote attacking a person or a pet.

Chief Synan is concerned due to receiving several reports of gun shots in the Ivy Hills subdivision. Although, it is legal with ODNR to kill a coyote, it is *ILLEGAL* to shoot a gun within the village. A dead coyote was found a couple of days ago near the apartments. It is believed the gun shot came down from Ivy Hills subdivision. Chief Synan stressed that the danger of the gun vastly outweighs any danger posed by coyotes. Chief Synan said if the police catch anyone shooting a gun in the village, they will be charged with a crime.

Police Chief Tom Synan – Theft in Ivy Hills

Chief Synan reminded everyone to use caution when hiring landscapers or anyone working in the home. Recently, there have been a few reports of stolen property after residents hired landscapers, or others to do work around their home.

Veterans Day – Mr. Short thanked all veterans for their service.

Newtown Civic League Donation

The Newtown Civic League recently decided to donate \$5,000 to help for the new digital sign to be placed in front of the new Municipal Center. Mr. Short is a member of the Civic League. He presented the check to Mayor Cosby. Mayor Cosby thanked Mr. Short and the Civic League for the generous donation.

Executive Session

**Mr. Tiettmeyer made a motion to enter to Executive Session to discuss personnel compensation. Mr. Kobasuk seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Council reconvened at 7:44pm.

Judge John Williams

Judge John Williams was present - Mayor Cosby welcomed Judge Williams to our first council meeting held in the new Municipal Center. Judge Williams acknowledged Newtown has come a long way and congratulated everyone for a job well done renovating the new Municipal Center.

Ordinance, One-Time Bonus Compensation

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

**Mr. Tiettmeyer made a motion to adopt ORDINANCE 10-2013 AN ORDINANCE PROVIDING FOR A ONE-TIME BONUS COMPENSATION AMOUNT, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY. Mr. Zornes seconded the motion. Roll Call: Mr. Harten-Yes, Mrs. McConnell-Yes, Mr. Kobasuk-Yes, Mr. Tiettmeyer-Yes, Mr. Zornes-Yes, Mr. Short-Yes. Motion Carried.**

Mr. Tiettmeyer congratulated Ms. Everett, as Council awarded her with a \$1,000 bonus for her efforts during the renovation project. All Applauded. Ms. Everett thanked everyone and said she couldn't have done it without the help of others.

Mrs. Fairley said she is happy to be a part of it all and thanked Mayor and Village Council for moving forward with the project.

Meeting adjourned at 7:47pm.

Transcribed by Becky Fairley