

August 15,

2017

The Council of the Municipality of New Lebanon, Ohio, met in regular session on Tuesday, August 15, 2017 at 7:30 p.m. with Mayor Arriola presiding. Present were Municipal Manager/Fire Chief George Markus, Police Chief Rick Daulton, Service Department Superintendent Scott Brock, Zoning Compliance Officer David Lunsford, Clerk of Council Sandy Wright and several visitors. Chief Financial Officer Brenda Etter and Law Director Ronald D. Keener were absent.

ROLL CALL

The following members were present at the Call to Order: Raymond Arriola, Carol Macmann, Christopher Sands, Tom Simon and Douglas Thompson. Gale Joy and Glenna Madden were absent.

INVOCATION

Mayor Raymond Arriola gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

APPROVAL OF MINUTES

Mayor Arriola stated minutes are not complete.

OLD BUSINESS

Mayor Arriola stated next is old business. Does anyone have any old business? Nothing was heard.

NEW BUSINESS

Mayor Arriola stated next under new business is **RESOLUTION 2017-13**. **A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO SUBMIT STATE ISSUE 2 GRANT AND LOAN APPLICATIONS FOR THE SANITARY SEWER REHABILITATION PROJECT PHASE 15 AND CHURCH STREET IMPROVEMENT PROJECT PHASE 1 IN THE MUNICIPALITY OF NEW LEBANON FOR ROUND 32 FROM THE OHIO PUBLIC WORKS COMMISSION AND FURTHER AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO ANY AGREEMENTS AS MAY BE NECESSARY FOR OBTAINING FINANCIAL ASSISTANCE RELATED TO SAID GRANT APPLICATIONS.**

Mayor Arriola stated any questions.

Council Member Sands asked is that Church Street South or North?

Municipal Manager Markus stated actually it will be north and south of a three-phase project. We have three phases about thousand feet each that will start on North Church at about Perry. It will go to about the alley south of Main Street.

Mayor Arriola stated do I have a motion to adopt Resolution 2017-13.

Motion by Council Member Sands, second by Council Member Macmann to adopt Resolution 2017-13.

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ROLL CALL ON ABOVE MOTION: Council Member Arriola, yes; Council Member Macmann, yes; Council Sands, yes; Council Member Simon, yes; Council Member Thompson, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated **RESOLUTION 2017-14. A RESOLUTION TO TEMPORARILY REPEAL §94.09 (F) OF THE MUNICIPALITY OF NEW LEBANON CODE OF ORDINANCES FOR SUNFLOWER FESTIVAL ON SATURDAY, AUGUST 19, 2017 FROM 3:00 P.M. TO 6:00 P.M. IN THE STANLEY JONES PARK INSIDE THE BASKETBALL COURT LOCATED AT 198 SOUTH CLAYTON ROAD, NEW LEBANON, OHIO, INCLUSIVE.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2017-14.

Motion by Council Member Simon, second by Council Member Macmann to adopt Resolution 2017-14.

ROLL CALL ON ABOVE MOTION: Council Member Macmann, yes; Council Sands, yes; Council Member Simon, yes; Council Member Thompson, yes; Council Member Arriola, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated **RESOLUTION 2017-15. A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A FESTIVAL CONTRACT WITH DAYTON AREA AMUSEMENT COMPANY, 7785 DAYTON LIBERTY ROAD, DAYTON, OHIO 45417 (AKA C & S AMUSEMENTS, 707 MIAMISBURG-CENTERVILLE ROAD, UNIT 101, DAYTON, OHIO 45459) FOR SUNFLOWER FESTIVAL ON AUGUST 19, 2017 BETWEEN THE HOURS OF 10:00 A.M. AND 6:00 P.M. AT STANLEY JONES PARK.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2017-15.

Motion by Council Member Thompson, second by Council Member Simon to adopt Resolution 2017-15.

ROLL CALL ON ABOVE MOTION: Council Sands, yes; Council Member Simon, yes; Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated next is public comments or questions. If anybody has any comments or questions please come forward to the podium and state your name and address for the record.

PUBLIC COMMENTS OR QUESTIONS

None

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ADMINISTRATIVE STAFF COMMENTS

Mayor Arriola stated we will go to administrative staff comments.

Mayor Arriola stated Police Chief Daulton.

Police Chief Daulton stated I have nothing this evening sir.

Mayor Arriola stated anything for the Police Chief. Nothing was heard.

Mayor Arriola stated Fire Chief.

Fire Chief Markus stated we were notified on August 11th that our grant application was approved which amounts to \$110,000.00 that we will use to purchase a new brush truck for the Fire Department.

Mayor Arriola stated great.

Mayor Arriola stated any questions for the Fire Chief.

Council Member Sands asked did we have any budgeted funds for that?

Municipal Manager/Fire Chief Markus stated we have a 5 percent match on that and we do \$5,000 for our match.

Council Member Sands stated right but we didn't have any money for 2017 to buy a truck if you did not get the grant.

Municipal Manager/Fire Chief Markus stated correct.

Mayor Arriola stated Zoning Compliance Officer David.

Zoning Compliance Officer Lunsford stated Casey's is finally a go with Montgomery County. I have no time table yet.

Mayor Arriola stated great.

Mayor Arriola stated any questions for Dave.

Council Member Sands stated we have a new business in town. The Recon Vapes was a surprise. I did not know it was coming in. I think it will probably do really well there.

Municipal Manager Markus stated that a similar shop that was located on 35 as you go into Eaton pn the north side of the road for awhile it was a vipe shop and car lot and it folded. It is a new car lot now, so we will see.

Mayor Arriola stated Chief Financial Officer Brenda.

Municipal Manager Markus stated she is deep in 2018 Fiscal Year Budget Development and other than that we have our State Auditors here so we are continuing to work on that.

Mayor Arriola stated Service Department Superintendent Scott Brock.

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Service Department Superintendent Scott Brock stated I have nothing this evening, sir.

Mayor Arriola stated anything for Scott. Nothing was heard.

Mayor Arriola stated Parks and Rec. Alex.

We have (2) free offerings for Yoga each week with 50 people since May 15th. We will have new classes starting in October. The Community Garden is doing well. We have 5 interns who make deliveries and we have the free veggie giveaway. The Sunflower Festival is set. We will have a live mural painting, balloon twisting, 10 food trucks, 10 vendors, 3 live performers, carnival rides and bounce house, face painting, corn hole tournament, 3 on 3 basketball tournament, pony rides, Cub Scouts will be in charge of the fishing derby and the Asphalt Angels received permit for Beer Garden. There will also be a poker run.

Council Member Simon asked where are the stops for the Poker Run?

Council Member Sands asked that the leader of the Asphalt Angels come to the podium and state her name and address for the record.

Her comments were not audible not close enough to microphone.

We have 3 different stops planned. We will be leaving out of here and going to Camden, then to a winery, and ?? *(Not audible)*

Mayor Arriola stated any questions for Alex. Nothing was heard.

Mayor Arriola stated Municipal Manager comments.

MUNICIPAL MANAGER'S COMMENTS

Municipal Manager Markus stated I have a request for an executive session to discuss the evaluation and compensation of public employees concerning their compensation or other terms and conditions of their employment pursuant to the Ohio Revised Code § 121.22 (G) (1) (3) and (4).

Mayor Arriola stated we will go on to council member comments because there will no action taken following the Executive Session.

Mayor Arriola stated council member comments.

COUNCIL MEMBER COMMENTS

Mayor Arriola stated Chris.

Council Member Sands stated I have nothing else this evening.

Mayor Arriola stated Tom.

Council Member Simon stated I have nothing.

Mayor Arriola stated Doug.

Council Member Thompson stated I have nothing.

Mayor Arriola stated Carol.

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Council Member Macmann stated I have nothing.

VICE MAYOR'S COMMENTS

Vice Mayor Madden was absent.

MAYOR'S COMMENTS

Mayor Arriola stated I don't have anything either.

EXECUTIVE SESSION

Mayor Arriola stated do I have a motion to adjourn to Executive Session.

Motion by Council Member Sands, second by Council Member Simon to adjourn to Executive Session.

ROLL CALL ON ABOVE MOTION: Council Member Simon, yes; Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; Council Member Sands, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Council retired to Executive Session at 7:43 p.m.

Mayor Arriola stated do I have a motion to return to Regular Session.

Motion by Council Member Simon, second by Council Member Thompson to return to Regular Session.

ROLL CALL ON ABOVE MOTION: Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; Council Member Sands, yes; Council Member Simon, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Council returned to regular session at 8:00 p.m.

ADJOURNMENT

Mayor Arriola stated do I have a motion to adjourn.

Motion by Council Member Simon, second by Council Member Thompson to adjourn the meeting.

ROLL CALL ON ABOVE MOTION: Council Member Arriola, yes; Council Member Macmann, yes; Council Member Sands, yes; Council Member Simon, yes; Council Member Thompson, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

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Meeting was adjourned at 8:01 p.m.

Approved:

Mayor Date

Clerk of Council Date