

July 7,

2020

The regular meeting of the Municipality of New Lebanon, Ohio was called to order on Tuesday, July 7, 2020 at 7:30 p.m. with Mayor Arriola presiding. Connected were Municipal Manager Madden, Police Chief Rick Daulton, Fire Chief J.C. Keyser, Law Director Ronald Keener, and Clerk of Council Sandy Wright. Code Enforcement Administrator Melody Davis, Service Department Superintendent Scott Brock, and Chief Financial Officer Brenda Etter were absent.

Mayor Arriola read the *Meeting Disclaimer: During this pandemic, we need to maintain social distancing and comply with the Stay-at-Home order. We also must meet the requirements of an open meeting. As such, the Ohio Attorney General is allowing for open meeting to be done by video conferencing or teleconferencing, at this time. Therefore, we are working hard to comply the open meeting act by using Zoom Conference Meeting open for the public to join, hear, see and participate just as the public would be able to do when attending a meeting in person. Accordingly, the public will be called upon to speak during the public comment portion of the meeting.*

INVOCATION/PLEDGE OF ALLEGIANCE

The invocation and Pledge of Allegiance was given by Mayor Arriola.

ROLL CALL

Clerk of Council Wright did a verbal roll call of Council Members present on the conference meeting for the record. The following members connected at the Roll Call were Raymond Arriola, Gale Joy, Carol Macmann, Susan Nickerson, Lyndon Perkins, Christopher Sands and Douglas Thompson.

APPROVAL OF MINUTES

Mayor Arriola stated next is the approval of the June 16, 2020 Regular Meeting minutes.

Mayor Arriola asked are there any corrections or changes that need to be made to these minutes? None voiced.

Mayor Arriola stated all in favor of these minutes please signify by saying aye, all opposed same sign.

VOICE VOTE. ALL IN FAVOR. MOTION CARRIED.

OLD BUSINESS

Mayor Arriola stated next under old business is the **SECOND READING OF ORDINANCE 2020-01. AN ORDINANCE AMENDING CHAPTER 35.307 AND 35.308(B) OF THE PERSONNEL RULES AND REGULATIONS OF THE MUNICIPAL CODE OF ORDINANCES OF THE VILLAGE OF NEW LEBANON, OHIO.**

Mayor Arriola stated questions. Nothing was heard.

Mayor Arriola stated next is New Business.

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NEW BUSINESS

Mayor Arriola stated under new business we have **RESOLUTION 2020-10**. **A RESOLUTION AMENDING THE AUTHORIZATION FOR THE TEMPORARY FEE WAIVER FOR GARAGE SALE PERMIT FEES FROM APRIL 23, 24, 25, AND 26, 2020 TO JULY 16, 17, 18, AND 19, 2020 IN ORDER TO FACILITATE A SPRING/SUMMER SPRUCE UP PROGRAM IN THE MUNICIPALITY OF NEW LEBANON, OHIO.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2020-10.

Motion Council Member Thompson, second by Council Member Joy to adopt Resolution 2020-10.

ROLL CALL ON ABOVE MOTION. Council Member Joy, yes; Council Member Macmann, yes; Council Member Nickerson, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; 7 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated any public comments.

Municipal Manager Madden stated there is another resolution tonight. It was sent in by email.

Mayor Arriola stated next is **RESOLUTION 2020-11**. **A RESOLUTION AWARDING THE BID TO PROGRADE EXCAVATION AND DEMOLITION, LLC., 2459 US 127 N, EATON, OHIO 45320 FOR THE CHURCH STREET IMPROVEMENT PROJECT PHASE 2, OPWC PROJECT LOAN NUMBER CD01W IN THE AMOUNT OF \$510,630.07 AND AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO AN AGREEMENT.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2020-11.

Motion by Council Member Sands second by Council Member Thompson to adopt Resolution 2020-11.

ROLL CALL ON ABOVE MOTION: Council Member Macmann, yes; Council Member Nickerson, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Joy, yes; Council Member Arriola, yes; 7 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated any public comments or questions.

PUBLIC COMMENTS OR QUESTIONS

Municipal Manager Madden we do not have any.

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ADMINISTRATIVE STAFF COMMENTS

Mayor Arriola stated Police Chief Daulton.

Police Chief Daulton stated I would just like to a big thanks to the community for all the support the Police Department has received from various members of the community calling to say thank you and saying what a good job we are doing.

Mayor Arriola stated any questions for Chief Daulton. Nothing was heard.

Municipal Manager Madden stated I would like to add the police have joined the Neighbors Program which is in conjunction with the ring cameras but anyone can join the Neighbors Program. You do not need a Ring device to join Neighbors. Information about joining is in our newsletter. Anyone with a smartphone can download the app to receive updates and users have the option to share photos or videos from any device. To download, residents can text **staysafe** as one word to 555888 or visit the app store. I was just told earlier that we posted "smoke smell at Groceryland this evening. Residents can receive updates from our police department rather than random comments posted on Face book.

Mayor Arriola stated thank you.

Mayor Arriola stated Fire Chief Keyser.

I received an email today from the people doing the compartments on the engine. They were waiting on a door for an interior compartment. They put a rush on it so it was shipped today so we should have the engine and start training on it by the end of the month.

Mayor Arriola stated any questions for Fire Chief Keyser. Nothing was heard.

Mayor Arriola stated Code Enforcement Administrator Melody Davis is not with us this evening. Does she have anything for us?

Municipal Manager Madden stated she does not have anything tonight.

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

Mayor Arriola stated Chief Financial Officer is not here tonight. Does she have anything for us?

Municipal Manager Madden stated she does not have anything tonight.

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

Mayor Arriola stated Service Department Superintendent Scott Brock is not with us. Does he have anything for us?

Municipal Manager Madden stated he doesn't have anything tonight.

Mayor Arriola stated any questions for Scott.

Council Member Nickerson stated I know the asphalt plants are open again. I have had several of my neighbors stop me about the potholes. I know there are several potholes out here that are 8 inches deep.

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Municipal Manager Madden stated I have that written down. They will be doing asphalt in a week or so.

Mayor Arriola stated Parks & Rec Department is not with us tonight. Does she have anything for us?

Municipal Manager Madden stated Starr does not really have anything. She is spraying down the playground equipment twice a day so that it stays compliant and people can use it. I hope people are still using safety precautions when they are out there.

Mayor Arriola stated any questions.

Council Member Nickerson stated Parks and Rec are spraying down and not the village guys.

Municipal Manager Madden stated Starr is using the service department, I want to say gator, but it is not a gator. She is doing the spray down.

Mayor Arriola stated anything else. Nothing was heard.

Mayor Arriola stated Municipal Managers comments.

MANAGER'S COMMENTS

Municipal Manager Madden stated I have a few. The tire recycling will be on Saturday July 18th. We will do it at the court parking lot like we did before. It worked out really well last year. It is just the tires only, no rims or anything else. We will have someone there to monitor it. We get two dumpsters from Rumpke and it is part of our contract. It will the same weekend as the garage sales. Hopefully if people are cleaning things out they can get their garages if they have tires they can bring them on Saturday.

July 10th the EPA is allowing us to resume water shut offs. Right now we have about 70 water bills that are 60 to 90 days past due. We will work with those people. We have sent a letter reminding them of their past due amounts along with a payment plan they can sign and send back to us to avoid being shut off. We have sent letters every month. We don't want to shut anyone off if they are willing to get on a payment plan. We tried to keep them paying the water bill any way. There are about 150 residents who are 30 days past due. We are hoping in the next week or so we will see those pay. It was on the water bill that the EPA has said we can start shutting off water now. Our goal is to get everybody on a payment plan so that they don't have to be shut off. That is a lot of people paying because they just haven't. Our goal is to get them on a payment plan which is set up for 3 months of the current bill plus one third of the delinquent fee for each of the three months going forward. The letters will be mailed tomorrow so that we can get those people on a payment plan quickly.

Starting tomorrow on July 8th at 6:00 pm the Governor is requiring everyone in Montgomery County to wear a mask when out in public because we are a level 3 Covid county and that will stay in effect until we are a level 2. My understanding, I think Rick and I talked about it earlier it is a second-degree misdemeanor which means you could be arrested for not wearing a mask. My concern with the mask is that people will start calling the police to report a neighbor and every person they see walking down the street and it is going to inundate the 911 system. So if you see someone and you want to report it please use the non emergency number and report it that way so that we are not tying up 911. There are reasons that people do not have to

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wear masks so I think everyone needs to use a little common sense. But because they are required now people will be calling and it is what it is. Originally when we were opening the office we were going to ask people to wear them but not require they wear a mask. Now we are going to have to require them because they are mandatory for any place in public. We are still at the 10 persons or less at gatherings so I would like to do the July 20th meeting as a zoom meeting. Also just so we stay compliant and that we are staying under code, especially now that everybody has to wear a mask, and stay 6 feet apart it is a lot more to monitor and take care of. This is a much easier way to take care of that, but you guys have final thought.

We did receive our Cares Act Funding and we are working with the Ohio Budget Management office and our state auditor to make sure we are staying very compliant with what we are allowed to spend that money on.

We can go back to the zoom meeting as to what you all think and how we should proceed. My recommendation is that we continue with zoom at least through the next meeting and see where we are at with this level of compliance with Montgomery County.

Council Member Sands stated I agree; Council Member Thompson stated I agree; Council Member Nickerson stated that is fine; Council Member Joy stated I agree; Council Member Arriola stated I agree;

Mayor Arriola stated the July 20th meeting will be with zoom.

Mayor Arriola stated any questions for the manager.

Council Member Sands stated you said the tire disposal is at the court house parking lot.

Municipal Manager Madden stated that is correct. We had it there last year and it worked out great. The court is not open on Saturday.

Council Member Nickerson asked when is the office supposed to be back open?

Municipal Manager Madden stated the lobby will open tomorrow. We are asking that if you are sick please do not come in here. We have the drop box to drop the payment in or they can call us and we will work with you. We have been doing that all along. We have also been making appointments. The lobby will be limited to 3 people at a time to keep the social distancing. Residents can pay their water bill in cash at the Twin Valley Bank. We are still trying to keep the contact with people down. We are going to require that you wear a mask so you will not be allowed in the building without having a mask on. I have a few more things to put in place first but we will be open by tomorrow afternoon.

COUNCIL MEMBER COMMENTS

Mayor Arriola stated Susan.

Council Member Nickerson stated I have nothing this evening.

Mayor Arriola stated Chris.

Council Member Sands stated I have nothing else this evening.

Mayor Arriola stated Gale.

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Council Member Joy stated I have nothing this evening.

Mayor Arriola stated Doug.

Council Member Thompson stated I have nothing.

Mayor Arriola stated Lyndon.

Council Member Perkins asked do you put your mask on when you get in your car or do you wait until you get to where you are going?

Municipal Manager Madden stated personally when I do my mask I wait until I reach my destination and then put it on before I get out of my car.

Vice Mayor Macmann stated you only have to wear the mask when you are out in public. You wear it when you go into a facility or place of business. You do not have to wear it in your car or around your house. It is only when you are going out in public and you are going to be around other people.

Council Member Perkins stated I can live with that.

Council Member Macmann stated we opened the library today and even if the county goes down to a level 2 the mask will still be mandatory because of Dayton. It went really well today. 95% to 98% of the people that walked in the door had masks on. Everyone we asked to put a mask on was very nice about it. People did not seem to be upset at all.

Mayor Arriola stated Vice Mayor Macmann do you have anything further?

VICE MAYOR'S COMMENTS

Council Member Macmann stated the library is participating in a food distribution program for children ages 2 to 18. So every Thursday from 3:30 to 4:30 we are giving out food. We have a place in the parking lot where you can pull up. There is a sign and we will come out to ask how many children need food. Then we will bring the bags out to you. In a couple of weeks we are going to get fresh produce for anybody all ages. It will be kind of like the same thing. We will have boxes and you can just come to get them. We have a lot so I am hoping people will come to get them.

MAYOR'S COMMENTS

Mayor Arriola stated I have nothing further.

ADJOURNMENT

Mayor Arriola stated do I a motion to adjourn the meeting.

Motion by Council Member Nickerson, second by Council Member Sands to adjourn the meeting.

ROLL CALL ON ABOVE MOTION: Council Member Nickerson, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Joy, yes; Council Member Macmann, yes; Council Member Arriola, yes; 7 yes 0 no

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ALL IN FAVOR. MOTION CARRIED.

Meeting was adjourned at 7:53 p.m.

Approved:

 July 21, 2020
Mayor Date

 July 21, 2020
Clerk of Council Date