

September 15,

2020

The regular meeting of the Municipality of New Lebanon, Ohio was called to order on Tuesday, September 15, 2020 at 7:30 p.m. with Mayor Arriola presiding. Connected were Municipal Manager Madden, Police Chief Rick Daulton, Law Director Ronald Keener and Clerk of Council Sandy Wright. Fire Chief J.C. Keyser, 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, and in order to maintain social distancing, gatherings of 10 people or less, and meet open meeting requirements, the Village of New Lebanon is conducting our regular Council Meetings by Zoom. By using Zoom, we comply with the Opening Meetings Act as the public is able to join, hear, see, and participate just as the public would be able to do when attending an in-person-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, Carol Macmann, Susan Nickerson, Christopher Sands and Douglas Thompson. Gale Joy and Lyndon Perkins were absent.

#### **APPROVAL OF MINUTES**

Mayor Arriola stated next is the approval of the September 1, 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 under old business we have the **SECOND READING OF ORDINANCE 2020-02. AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF NEW LEBANON.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated next is the **SECOND READING OF ORDINANCE 2020-03. AN ORDINANCE CERTIFYING THE 2021 STREET LIGHT ASSESSMENT TO MONTGOMERY COUNTY, OHIO, IN THE AMOUNT OF \$51,975.00.**

Mayor Arriola stated any questions. Nothing was heard.

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**NEW BUSINESS**

Mayor Arriola stated under new business we have **RESOLUTION 2020-14. A RESOLUTION AWARDING THE CONTRACT TO BUTLER ASPHALT, LLC., 7500 JOHNSON STATION ROAD, VANDALIA, OHIO 45377 FOR THE CAPRI PLACE STREET REPAIR PROJECT IN THE AMOUNT OF \$63,803.00 AND AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO AN AGREEMENT.**

Mayor Arriola stated any questions.

Council Member Sands stated isn't it for \$63,803.00.

Mayor Arriola stated yes.

Motion by Council Member Thompson second by Council Member Sands to adopt Resolution 2020-14.

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

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated next is **RESOLUTION 2020-15. A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO SUBMIT OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM APPLICATIONS FOR THE SANITARY SEWER REHABILITATION PROJECT PHASE 18 AND BLOSSER STREET IMPROVEMENT PROJECT PHASE I IN THE MUNICIPALITY OF NEW LEBANON FOR ROUND 35 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. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2020-15.

Motion by Council Member Macmann, second by Council Member Sands to adopt Resolution 2020-15.

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

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated next is public comments. Did anyone sign up?

Municipal Manager Madden stated no one signed up.

**PUBLIC COMMENTS OR QUESTIONS**

None

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**ADMINISTRATIVE STAFF COMMENTS**

Mayor Arriola stated Police Chief Daulton.

Police Chief Daulton stated we will have a new sergeant starting tomorrow. We have gone through a pretty exhaustive process. Officer Goad, Officer Wortman, and Officer Oney applied for sergeant position. Officer Wortman has been selected for the sergeant position. He came in first on the test and did well in the interview process. So tomorrow we now are up to a full administrative staff.

Mayor Arriola stated thank you.

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

Mayor Arriola stated Fire Chief Keyser is not with us tonight. Does he have anything?

Municipal Manager Madden stated he does. The antique fire engine that is at the fire house is actually owned by the fire association. It is not owned by us. The fire association is beginning the process to sell that engine. I think they have a few offers but the fire association will make the determination.

Mayor Arriola stated anything to relay to the Fire Chief Keyser. Nothing was heard.

Mayor Arriola stated anything from the Code Enforcement Administrator.

Municipal Manager Madden stated she doesn't have anything this evening.

Mayor Arriola stated anything to pass on to her. Nothing was heard.

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

Municipal Manager Madden stated just the motion.

Mayor Arriola stated do I have a motion to adopt the August 2020 Financial Report.

Motion by Council Member Sands, second by Council Member Thompson to adopt July 2020 Financial Report.

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

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated Service Department Superintendent Brock. Does he have anything for us?

Municipal Manager Madden stated Church Street has started so you will see the *Road Closed Signs* around so Chris will have to find a new way around. They started milling today. In fact they are still out there right now. Per the contract it has to be completed by the end of October. They were out asphaltting the potholes through-out the village which is on-going. The remote meter read project is still slated for later in the fall. The concern with installing the remote meter reader is they will have to go inside of the home.

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Mayor Arriola stated any questions to pass on to Scott.

Council Member Sands stated I appreciate them filling the potholes on Adolpha Avenue and Estonia Drive today.

Council Member Nickerson asked did they get a new piece of equipment?

Municipal Manager Madden stated they were going to borrow one from someone else. I believe it was from Jackson Township but don't quote me on that.

Council Member Nickerson stated I knew it was something they did not have before.

Council Member Nickerson stated I have one more question? The activity report reads the drainage project at the park is completed. Is that something we did or was it contracted?

Municipal Manager Madden stated we contracted that. We were going to do it ourselves but it was too big of a project so we ended up contracting it. The project consisted of 400 feet 12 inch tiles along with 2 catch basins with an east side berm installed.

Mayor Arriola asked do you know where they connected? I know there is another catch basin in there that goes across Fuls Road.

Municipal Manager Madden stated I am not exactly sure. I thought they tied into one further into the park, but I am not going to swear to that. I would have to check. You can see the big pile out there to get through. I will check on that.

Mayor Arriola stated they also did a good job on Heeter Drive.

Municipal Manager Madden stated good. I am glad to hear that.

Mayor Arriola stated Parks and Rec.

Municipal Manager Madden stated they are still doing the giveaways. We are working on Halloween in the Village. You guys will have to decide. I don't think we can do it in the park because we cannot gather with that many people so what we are trying to do is more like a decorating contest throughout the village where people can decorate their homes then we will create an online voting so people can vote for properties they feel should win. I think we will still select a panel of judges also and media people's choice award or something along those lines. We are looking at that for Halloween. At this point we are not cancelling trick-or-treat unless you all decide you want to cancel trick-or-treat. I was just at the Manager's meeting yesterday. Most of us in the meeting were kind of under the impression we are just going let it ride out to see if the Governor does something with it. With trick-or-treat they are already wearing a mask and they are pretty much social distancing. I think people can trick-or-treat at their own risk. My attitude is you all can make that decision. If every area around us cancels then I think we should follow suit otherwise we will be inundated which could be a problem. All of the managers around the area are following the same thing so that we all will be on the same page. Right now we are waiting to see what happens. Trick-or-treat as far as I am concerned is free to go at this point unless you all say no.

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Council Member Sands stated if the schools are in I don't see why we can't have trick-or-treat but we could still make a decision at our last council which will be held on October 20<sup>th</sup>.

Municipal Manager Madden stated I have a feeling that if the Governor is going to do something it will be around that time or he will do something at the last minute right before. I think at that point that we follow the recommendation.

Council Member Sands stated we can put something on the website that says we are waiting to hear what the Governor is going to do, but right now it is still on until we hear otherwise.

Municipal Manager Madden stated that is fine. I can do that but I wanted to check with you guys first before I did anything or put anything out there. I do want to put out there we are canceling Halloween in the Village because we would be tripping all over each other.

Vice Mayor Macmann stated we might as well go ahead and cancel it.

Mayor Arriola stated are you talking about just canceling Halloween in the Village.

Municipal Manager Madden stated just canceling Halloween in the Village and having the house decorating contest.

Mayor Arriola stated and keeping trick-or-treat.

Municipal Manager Madden stated yes.

Municipal Manager Madden stated I have started to work on prizes so that we will have good prizes.

Mayor Arriola stated next is Municipal Managers comments.

#### **MANAGER'S COMMENTS**

Municipal Manager Madden stated I have covered it all in the other areas.

Mayor Arriola stated any questions for the Manager.

Council Member Sands asked are we still waiting for DP&L to move that pole at Clayton Road and Main Street?

Municipal Manager Madden stated we are still waiting for all of that. They moved the pole a little bit but we are still waiting on the company to come back out and put everything back in place so the pole can be moved. Those are the same companies that go places where they have the hurricanes. There are wild fires then a hurricane so we are way down on the list. We have been promised it will be completed by the end of the year.

Mayor Arriola stated it is 2020.

Mayor Arriola stated any questions for the manager.

Police Chief Daulton stated Thursday they are doing a drive through with the school instead of homecoming and they are going to show a movie in the parking lot. It will be like a drive-in movie instead of homecoming.

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Municipal Manager Madden stated it would be a good thing to avoid that area or you and buy a ticket and watch the movie. I do know they are showing "Goonies"

Vice Mayor Macmann asked what time are they going to do the drive through?

Municipal Manager Madden stated it is a drive-in. To be honest I do not know what time.

Council Member Nickerson stated I believe it is at 8:00 p.m. but I want swear to it.

Municipal Manager Madden stated basically they pay and they are going to mark off the parking lot then the car can sit there so you can put a couple of chairs in front of your car. They are doing that instead of a bonfire and no dance this year.

Mayor Arriola stated anything else for the manager.

Council Member Sands stated I do have another question. At one point I thought we were going to do that little part of Yale Avenue as well with the street levy. Is that still on as well?

Municipal Manager Madden stated we are doing that and Capri Place. Yale is going to be bid out separately because we have to get some on Church Street. That was a good question Chris.

Council Member Sands stated I do have my moments.

Mayor Arriola stated anything else. Nothing was heard.

#### **COUNCIL MEMBER COMMENTS**

Mayor Arriola stated Chris.

Council Member Sands stated I have nothing this evening.

Mayor Arriola stated Susan.

Council Member Nickerson stated I don't have anything else, thank you.

Mayor Arriola stated Doug.

Council Member Thompson stated I have nothing, thank you.

Mayor Arriola stated Vice Mayor Macmann.

#### **VICE MAYOR'S COMMENTS**

Vice Mayor Macmann stated we have started the food give-a-way at the library on Thursdays from 4:30 pm to 5:30 pm. We are just giving away the packaged food from the Children's Hunger Alliance. We don't have the boxes of produce for September but we are hoping we get that in October. We have gotten it down so we don't mess up 35 to bad. On Thursday's from 4:30 pm to 5:30 pm it's a possibility that we have a traffic jam in front of the library.

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**MAYOR'S COMMENTS**

Mayor Arriola stated I don't have anything further.

**ADJOURNMENT**

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

Motion by Council Member Nickerson, second by Council Member Macmann to adjourn.

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

ALL IN FAVOR. MOTION CARRIED.

Meeting was adjourned at 7:52 p.m.

Approved:

*Roy Arriola* October 6, 2020  
Mayor Date

*Sandra J. Wright* October 6, 2020  
Clerk of Council Date