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MUNICIPALITY OF NEW LEBANON

REGULAR COUNCIL MEETING

MAY 7, 2019

7:30 P.M.

<p>2</p> <p>1 MR. ARRIOLA: I'd like to call to 2 order the May 7th, 2019 regular council meeting. 3 The first item on the agenda is the invocation and 4 then please remain standing for the Pledge of 5 Allegiance. 6 Let's bow your heads. Dear God, 7 please let this meeting be productive and as 8 should be the case in all areas of our lives, help 9 us to keep you at the forefront of our minds as we 10 do the work set before us. Please protect our 11 employees as they go through their daily jobs, 12 protect our military here and around the world. 13 In Jesus's name we pray. Amen. 14 (Pledge of Allegiance was recited.) 15 MR. ARRIOLA: Any old business? 16 Third reading, ordinance 2019-01, an ordinance 17 amending 55 -- 51.05 waterworks and the sanitary 18 sewage system of the code of ordinances in the 19 Municipality of New Lebanon. Do I have a motion 20 to adopt ordinance 2019-01? 21 MR. SANDS: So moved. 22 MR. THOMPSON: Second. 23 MR. ARRIOLA: Chris and Doug. 24 THE CLERK: Mr. Joy? 25 MR. JOY: Yes.</p>	<p>4</p> <p>1 MS. MCCLUSKY: So moved. 2 MS. WACKERMAN: Second. 3 MR. ARRIOLA: Hillary and Stephanie. 4 The other Stephanie. 5 THE CLERK: Ms. Macmann? 6 MS. MACMANN: Yes. 7 THE CLERK: Ms. McClusky? 8 MS. MCCLUSKY: Yes. 9 THE CLERK: Mr. Sands? 10 MR. SANDS: Yes. 11 THE CLERK: Mr. Thompson? 12 Mr. Thompson? 13 MR. THOMPSON: Oh, yes, I'm sorry. 14 THE CLERK: Ms. Wackerman? 15 MS. WACKERMAN: Yes. 16 THE CLERK: Mr. Joy? 17 MR. JOY: Yes. 18 THE CLERK: Mr. Arriola? 19 MR. ARRIOLA: Yes. 20 THE CLERK: Seven yes, zero two -- 21 zero no. 22 MR. ARRIOLA: Okay. Next, public 23 comments. But before we go start on the public 24 comments, I've got a question I've been hearing 25 some problems with Don Rusk Park.</p>
<p>3</p> <p>1 THE CLERK: Ms. Macmann? 2 MS. MACMANN: Yes. 3 THE CLERK: Ms. McClusky? 4 MS. MCCLUSKY: Yes. 5 THE CLERK: Mr. Sands? 6 MR. SANDS: Yes. 7 THE CLERK: Mr. Thompson? 8 MR. THOMPSON: Yes. 9 THE CLERK: Ms. Wackerman? 10 MS. WACKERMAN: Yes. 11 THE CLERK: Mr. Arriola. 12 MR. ARRIOLA: Yes. 13 THE CLERK: Seven yes, zero no. 14 MR. ARRIOLA: New business. 15 Resolution 2019-13, the resolution awarding the 16 contract to Butler Asphalt, LLC, 7500 Johnson 17 Station Road, Vandalia, Ohio, 45377 for the 2019 18 street levy project, Marilee Street in the amount 19 of \$174,908.58 and authorizing the municipal 20 manager to enter into an agreement. Do I have any 21 questions? 22 Do I have a motion to adopt ordinance 23 2019-13? 24 UNIDENTIFIED SPEAKER: Resolution. 25 MR. ARRIOLA: Or resolution.</p>	<p>5</p> <p>1 MS. MADDEN: Well, there were a 2 couple of incidents. There were some incidents 3 with the bathroom. Y'all can look at that. 4 UNIDENTIFIED SPEAKER: 5 (Indiscernible.) 6 MS. MADDEN: Hope you've had dinner, 7 or not. 8 MR. THOMPSON: Which park is that, 9 Mr. Mayor? 10 MS. MADDEN: This is at Don Rusk. 11 (Indiscernible conversation.) 12 UNIDENTIFIED SPEAKER: Oh, boy. 13 MS. MADDEN: Yeah. So when we leave 14 them open, this is kind of what happens. So they 15 are open during the day; however, this is what 16 we're finding. 17 And then last night we had an 18 incident with some people parking in the grass 19 where a truck got stuck. We had a golf cart 20 apparently that comes from one of the plats or 21 something and left giant ruts all the way down and 22 here's the pictures just where they were just 23 parking and turning around in the grass. 24 MR. THOMPSON: Where is that in 25 relation to the park?</p>

<p>6</p> <p>1 MS. MADDEN: Which one?</p> <p>2 MR. THOMPSON: This last one you're</p> <p>3 passing out.</p> <p>4 UNIDENTIFIED SPEAKER: The truck.</p> <p>5 MS. MADDEN: The truck. It was out</p> <p>6 in the field. My understanding is it was a coach,</p> <p>7 but I don't know if that's true or not. The</p> <p>8 police went up there and -- and --</p> <p>9 MR. THOMPSON: Is this softball</p> <p>10 fields?</p> <p>11 MS. MADDEN: Baseball, softball. I</p> <p>12 don't know what games were being played.</p> <p>13 MR. THOMPSON: Softball fields down</p> <p>14 here.</p> <p>15 MS. MADDEN: And then these are just</p> <p>16 the ruts that were left from people parking, and</p> <p>17 turning and driving and --</p> <p>18 UNIDENTIFIED SPEAKER:</p> <p>19 (Indiscernible.)</p> <p>20 MS. MADDEN: At Don -- Don Rusk.</p> <p>21 (Indiscernible conversation.)</p> <p>22 UNIDENTIFIED SPEAKER:</p> <p>23 (Indiscernible.)</p> <p>24 MR. ARRIOLA: It looks over by the --</p> <p>25 MS. MADDEN: They went in I think</p>	<p>8</p> <p>1 addressed with park board but this way you guys</p> <p>2 have a heads up, park board meets on the 23rd. So</p> <p>3 all of it will be addressed with park board at</p> <p>4 that point. Nobody wants these pictures?</p> <p>5 MR. ARRIOLA: No.</p> <p>6 MR. THOMPSON: That's that same area</p> <p>7 just flipped around the other way.</p> <p>8 UNIDENTIFIED SPEAKER: Uh-hum.</p> <p>9 MS. MADDEN: Crap. Literally crap.</p> <p>10 UNIDENTIFIED SPEAKER:</p> <p>11 (Indiscernible.)</p> <p>12 MS. MADDEN: Yeah. Yeah. Gross</p> <p>13 crap. That's all I have. Like I said, that will</p> <p>14 be addressed at park board so that way you guys</p> <p>15 have the information.</p> <p>16 MR. ARRIOLA: All right. Any</p> <p>17 questions before I move on? Okay. On the public</p> <p>18 comments, Mr. Wilson.</p> <p>19 MS. MADDEN: You didn't say his</p> <p>20 address.</p> <p>21 MR. ARRIOLA: 24 --</p> <p>22 MR. WILSON: 24 Marilyn. I --</p> <p>23 actually I have been a resident for -- since 1981</p> <p>24 at 24 Marilyn and I purchased a property right</p> <p>25 next to it, 18 Marilyn. I've got a picture --</p>
<p>7</p> <p>1 this way, yeah.</p> <p>2 MR. ARRIOLA: This is over</p> <p>3 (indiscernible).</p> <p>4 MS. MADDEN: Right. They went in --</p> <p>5 MR. ARRIOLA: Over by Fuls.</p> <p>6 MS. MADDEN: Yeah. By Fuls Road.</p> <p>7 UNIDENTIFIED SPEAKER: Right. But</p> <p>8 where -- like, in relation to walking up that</p> <p>9 asphalt?</p> <p>10 MS. MADDEN: That way. In other</p> <p>11 words, they went off of -- they went off of the</p> <p>12 parking area.</p> <p>13 UNIDENTIFIED SPEAKER:</p> <p>14 (Indiscernible.)</p> <p>15 MS. MADDEN: And parked in the grass.</p> <p>16 UNIDENTIFIED SPEAKER: Gotcha.</p> <p>17 MS. MADDEN: So -- and there is a</p> <p>18 sign there that says parking must be in the</p> <p>19 parking lot and not off of the parking area.</p> <p>20 MR. ARRIOLA: Some of these people</p> <p>21 (indiscernible) --</p> <p>22 MS. MADDEN: So there's quite a bit</p> <p>23 of -- there's quite a bit of -- some damage up</p> <p>24 there that's going to have to be taken care of.</p> <p>25 So I'm just letting you all know. It will be</p>	<p>9</p> <p>1 I'll make it real quick. I'll pass it around. If</p> <p>2 you guys remember back in 1989 when there was a</p> <p>3 flood, okay, it was a flood. Hit the Dayton Daily</p> <p>4 News, my kids were in it. You know, I got</p> <p>5 pictures of it and I put it on my poster at home</p> <p>6 and -- but you guys did a wonderful job of taking</p> <p>7 care of the flooding that was across the street.</p> <p>8 MR. ARRIOLA: Please get back with</p> <p>9 the microphone, okay -- because -- okay.</p> <p>10 MR. WILSON: You did a wonderful job</p> <p>11 of taking care of the water that was across the</p> <p>12 street, but there was -- it wasn't taken care of</p> <p>13 completely unfortunately. See, I'm on the east</p> <p>14 side and on the back -- on the east side, this</p> <p>15 last rain that we had, it actually flooded across</p> <p>16 Marilyn Avenue, the water went across, it rained</p> <p>17 so much.</p> <p>18 But I -- I -- I apologize 20 years</p> <p>19 ago, I should have come to you and told you that</p> <p>20 not all of it is taken care of. I flood -- my 18</p> <p>21 Marilyn Avenue residence, the actual garage floods</p> <p>22 three or four times a year. I get -- I've</p> <p>23 actually built sandbags. I've built concrete dam</p> <p>24 about like that.</p> <p>25 But this last rain we had, wow. I</p>

10	<p>1 mean, if I wouldn't have put a board across my                  2 garage and actually made an eight-inch dam, I                  3 would have been -- I would have had three inches                  4 of water inside my garage.                  5                 And the thing is, is I have a floor.                  6 It's not just a garage. It's not concrete. It's                  7 got a wood floor through there. But basically                  8 what happened when -- I'm just one voice. I was                  9 hoping to have some of my neighbors --                  10                MR. ARRIOLA: Well, Marilyn, that's                  11 the dead end.                  12                MR. WILSON: The dead end, correct.                  13                MR. ARRIOLA: Yeah, the manager and I                  14 just happened to be talking about this just a few                  15 weeks ago. I can't remember. I think you were                  16 just -- probably came on.                  17                MS. MADDEN: (Indiscernible.)                  18                MR. ARRIOLA: Yeah. When she just                  19 came on.                  20                MR. WILSON: And it -- and it -- and                  21 it flooded quite a bit and it -- and it -- and it                  22 dissipated fairly quick. I'll be honest with you.                  23                MR. ARRIOLA: Uh-hum.                  24                MR. WILSON: It dissipated pretty                  25 quick, but it went up and then it got my neighbors</p>	12
11	<p>1 so upset. I'm trying to build a -- keep the water                  2 out of my garage.                  3                MR. ARRIOLA: Uh-hum.                  4                MR. WILSON: I have thousands of                  5 dollars of stuff inside there that can get                  6 damaged. And so I -- and behind the actual --                  7 it's the oldest plat in -- in one of -- one of the                  8 oldest plats in New Lebanon and since back then to                  9 now, the terrain has changed. Okay. And all the                  10 residents head toward my garage, from all                  11 directions.                  12                MR. ARRIOLA: Yeah.                  13                MR. WILSON: And it hits -- it starts                  14 heading toward 35 and then it stretches across the                  15 back of -- of some rental properties. And                  16 unfortunately I -- I hate to say it, but my heart                  17 pours out to them because I think it was last year                  18 or the year before, they had to have it pumped                  19 out, their basement pumped out and everything                  20 because it flooded. And they even sold the                  21 property next to my shed without telling the young                  22 residents that bought it that they had water                  23 problems, man.                  24                So I am trying to -- I'm looking for                  25 help somehow. If there's anything that I can</p>	13
10	<p>1 personally do to be able to help this situation,                  2 I'm very patient, I've been here for a long time.                  3 I'm planning on being here until I --                  4                MR. ARRIOLA: I would think you are,                  5 sir, after 20 years, yes. I could --                  6                MR. WILSON: 30.                  7                MR. ARRIOLA: 30, yes.                  8                MR. WILSON: I mean, my boys were 8                  9 years old (indiscernible) --                  10                MR. ARRIOLA: 20 you said you should                  11 have come back.                  12                MS. MADDEN: You said 20 you should                  13 have come back.                  14                MR. ARRIOLA: 20 you should have come                  15 back, but, yes.                  16                MR. WILSON: So what's happening,                  17 and -- if a lightbulb came on. I remember when my                  18 kids used to ride bikes down on the -- the north                  19 side of 35 toward the -- not the library but the                  20 post office and I noticed that there was a --                  21 there was a -- you know, there was a dip in the                  22 sidewalk, quite a bit, and it didn't dawn on me                  23 until now, that most likely was a natural waterway                  24 that drained because it was right straight across                  25 from mine and all the residents comes like this</p>	12
11	<p>1 and I'm right in the middle, man.                  2                And if it had a -- some type of                  3 trench or something going out to 35, a natural                  4 green grass trench going out there, it would -- it                  5 has a three foot drop. Within 50 feet. But, yet,                  6 it has to go 150 feet toward Marilyn Avenue in                  7 front of my property. And it floods all my                  8 neighbors and I -- I love my neighbors, I try                  9 to -- I stay in cahoots with them and I make                  10 turtle soup and invite them over to have some                  11 turtle soup, and just have a good time. But I --                  12 I bleed for them. My heart bleeds for them.                  13 Especially me. I --                  14                MR. ARRIOLA: Right.                  15                MR. WILSON: I mean, this is -- this                  16 is a lot of water that's -- and I did put a sump                  17 pump in, but all that does, I don't have no sewer                  18 there so I pump it outside and then it goes in,                  19 pump it out. In. So if there's anything if you                  20 guys can do, even if it's -- if it's in the                  21 future, I'll be patient.                  22                MR. ARRIOLA: Well, like I said, we                  23 just --                  24                MS. MADDEN: Yeah, we'll take a look                  25 at it and see.</p>	13

<p style="text-align: right;">14</p> <p>1 MR. ARRIOLA: -- we just recently</p> <p>2 talked about that.</p> <p>3 MS. MADDEN: -- what's out there and</p> <p>4 what (indiscernible) or drainage.</p> <p>5 MR. WILSON: But thank you for giving</p> <p>6 me a voice. I appreciate it.</p> <p>7 MR. ARRIOLA: You're welcome.</p> <p>8 MR. WILSON: I should have done this</p> <p>9 25 years ago but the last rain and they're not</p> <p>10 getting any lighter.</p> <p>11 MR. ARRIOLA: Yeah.</p> <p>12 MR. WILSON: They're getting violent</p> <p>13 and then it just (indicating). So I --</p> <p>14 MR. ARRIOLA: Okay. Here's your</p> <p>15 paper, don't forget your newspaper.</p> <p>16 MS. MADDEN: I'll take a look at</p> <p>17 that.</p> <p>18 MR. WILSON: Thank you for hearing me</p> <p>19 out and hopefully something will --</p> <p>20 MR. ARRIOLA: We'll get somebody over</p> <p>21 there and take a look and see what we can do.</p> <p>22 MR. WILSON: Yes, thank you.</p> <p>23 MR. ARRIOLA: You're welcome.</p> <p>24 Shannon Bemis, 130 Bronwood Street.</p> <p>25 MS. BEMIS: Good evening. And I'm --</p>	<p style="text-align: right;">16</p> <p>1 MR. ARRIOLA: Dollar General. Dollar</p> <p>2 General.</p> <p>3 MS. BEMIS: Dollar General. Dollar</p> <p>4 General. Sorry. But I think that may -- I don't</p> <p>5 know how much that would help or not but it's</p> <p>6 definitely clogged up so.</p> <p>7 MR. ARRIOLA: Okay.</p> <p>8 MS. BEMIS: Okay. As far as -- and I</p> <p>9 just want to -- since Glenna brought it up, the</p> <p>10 bathrooms, at Don Rusk Park, the ones that are</p> <p>11 down and that are open during the day, obviously,</p> <p>12 you aren't pleased with it. We don't like it, I</p> <p>13 mean, we have people that go to the bathroom in</p> <p>14 the urinal, not urinate, but other things. We</p> <p>15 have people that go in our -- in our sinks on the</p> <p>16 wall. So I feel the pain. We clean it. We deal</p> <p>17 with it.</p> <p>18 If for some reason -- because I just</p> <p>19 have this feeling -- if for some reason you guys</p> <p>20 were to go the route of maybe -- of closing those</p> <p>21 bathrooms, I would at least ask that you guys put</p> <p>22 a porta-potty there. I know Glenna you weren't</p> <p>23 pleased with it. They've done a porta-potty at</p> <p>24 Stanley Jones Park. Same kind of effect.</p> <p>25 I mean, I -- you need to have</p>
<p style="text-align: right;">15</p> <p>1 I'll just piggyback off what he said. I think we</p> <p>2 had a tremendous amount of water in such a short</p> <p>3 period of time it's hard to keep up with it. With</p> <p>4 that being said though, for my mom's property, she</p> <p>5 lives right behind Family Dollar -- or Dollar</p> <p>6 General, in the newer development and there's a --</p> <p>7 what do you call it, like a little valley that</p> <p>8 goes behind her house but it goes -- it connects</p> <p>9 under 35 there's a cornfield across the street and</p> <p>10 her grate that drains underneath 35 where that</p> <p>11 field is, it's been clogged for quite a bit of</p> <p>12 time and we've brought it up before at meetings --</p> <p>13 at meetings here and with Scott and it's still --</p> <p>14 their -- I mean, we -- we talked about getting</p> <p>15 sandbags just in case and she's actually -- her --</p> <p>16 the way her elevation is, it kind of comes up so</p> <p>17 that's how much it's backing up.</p> <p>18 And we also -- we have pictures where</p> <p>19 the water is actually to -- almost to Family</p> <p>20 Dollar -- or to Dollar General's door, the entire</p> <p>21 parking lot will be flooded. So if maybe one of</p> <p>22 you can urge Scott to clean out that drain. Like</p> <p>23 I said, it's right under 35. You have Family</p> <p>24 Dollar parking lot and you have the field across</p> <p>25 the street.</p>	<p style="text-align: right;">17</p> <p>1 something there for sure. I mean, that is the</p> <p>2 most used park as you know with the parking</p> <p>3 issues. Something needs to be there. I don't</p> <p>4 think a rest room can be completely eliminated.</p> <p>5 So I just wanted to --</p> <p>6 MS. MADDEN: My recommendation is not</p> <p>7 to lock the doors and close those bathrooms if</p> <p>8 that's what you --</p> <p>9 MS. BEMIS: Oh, no, I'm just</p> <p>10 saying --</p> <p>11 MS. MADDEN: I'm not -- I'm not --</p> <p>12 MS. BEMIS: -- if it comes to that</p> <p>13 point where --</p> <p>14 MS. MADDEN: My goal is to keep them</p> <p>15 open and -- and hopefully this -- this was two</p> <p>16 incidents in two days. So hopefully that --</p> <p>17 MS. BEMIS: Yeah.</p> <p>18 MS. MADDEN: -- that was -- they got</p> <p>19 it out of their system. Sorry.</p> <p>20 MS. BEMIS: And you know, the</p> <p>21 lighting there also -- well, I mean, you're saying</p> <p>22 this is happening during the day, but at night --</p> <p>23 MS. MADDEN: Right.</p> <p>24 MS. BEMIS: -- you know, the</p> <p>25 lighting, there are some bulbs out and stuff so I</p>

<p style="text-align: right;">18</p> <p>1 think lighting will definitely help keep people                  2 out, but you're saying it closes at dark, maybe                  3 that's when it's happening is right when --                  4 MS. MADDEN: That's when --                  5 MS. BEMIS: -- it's kind of like dusk                  6 and so maybe just --                  7 MS. MADDEN: I think it's getting                  8 those doors shut quick enough at --                  9 MS. BEMIS: Yeah.                  10 MS. MADDEN: -- the minute the sun                  11 goes down.                  12 MS. BEMIS: Yeah, pretty much, yeah.                  13 So and then as far as -- oh, and then the one                  14 thing that I wanted to mention before the whole                  15 parking incident, South Church Street where                  16 they're doing the repaving the road, when you come                  17 down --                  18 MS. MADDEN: North Church? North or                  19 south?                  20 MS. BEMIS: Or South -- I'm sorry                  21 South Church. North Church. Yes. North Church.                  22 MS. MADDEN: North Church. North                  23 Church.                  24 MR. ARRIOLA: (Indiscernible.)                  25 MS. BEMIS: (Indiscernible) yes.</p>	<p style="text-align: right;">20</p> <p>1 cars are still going to be there. So it's not --                  2 MS. MADDEN: That's putting it out                  3 where the pee wees practice.                  4 MS. BEMIS: Well, it's not -- but --                  5 well, I mean, I was taking pictures. And if                  6 you're looking even at like 30 feet, which would                  7 extend it just because you've got so much width on                  8 it, it's nowhere close to where pee wee. I mean,                  9 you're still looking at -- you're even before the                  10 walking trail. You're not even to the walking                  11 trail because you really don't want to cross over                  12 that.                  13 But like I said, you know, we're not                  14 going to reduce our number of vehicles, we're not                  15 going to reduce our number of players. So now how                  16 do we take care -- how do we manage that as far                  17 as --                  18 MS. MADDEN: The only thing you can                  19 do them is remind them they can park -- overflow                  20 is across the street at the school.                  21 MS. BEMIS: And we do. I mean, we                  22 post --                  23 MS. MADDEN: I know. I understand                  24 that.                  25 MS. BEMIS: -- we text. We --</p>
<p style="text-align: right;">19</p> <p>1 North Church.                  2 MS. MADDEN: North Church.                  3 MS. BEMIS: There's the two holes and                  4 you can't go around it because then you're coming                  5 in oncoming traffic but it's like every day it's                  6 getting lower and lower.                  7 MR. ARRIOLA: (Indiscernible) there a                  8 few minutes ago.                  9 MS. MADDEN: We just talked about it.                  10 MS. BEMIS: Okay. Perfect.                  11 MS. MADDEN: It's on the list.                  12 MS. BEMIS: Okay. And then the                  13 parking issue. We have brought this up for years,                  14 other parents have brought this up for years. As                  15 our -- as our organization grows, as more people                  16 utilize that park, and not just us, school                  17 functions, track, tennis, cheer, pee wee football,                  18 you name it, I mean, the park is utilized on a                  19 daily basis.                  20 We had suggested before and I really                  21 think this is going to be the only solution is                  22 extending that parking lot south. You're looking                  23 at real -- not much cost involved, pretty much                  24 just taking out that fence, extending it out. Our                  25 numbers aren't going to go down. The amount of</p>	<p style="text-align: right;">21</p> <p>1 MS. MADDEN: I understand. And I was                  2 in the plat near there last night and there were                  3 cars everywhere in that plat.                  4 MS. BEMIS: Yeah, I went through                  5 there --                  6 MS. MADDEN: Yeah.                  7 MS. BEMIS: -- was only one that I                  8 saw when I -- when I came through here. I mean, I                  9 have a couple of people that are keeping me up to                  10 date on that. I mean, there's -- there's not much                  11 we can do -- I mean, there's not much we can do.                  12 Like I said, I mean, we advertise it, we text it                  13 out. I think it's unfortunate that somebody went                  14 and opened a gate and decided to just park in the                  15 grass. We did identify the coaches.                  16 I wasn't there last night but -- and                  17 we did have a discussion with them. The person                  18 with the golf cart, I did get in touch with them                  19 and told him, you know, don't drive on the grass.                  20 There's the walking path, only drive on concrete                  21 or gravel. So it's been addressed as far as --                  22 MS. MADDEN: And that's all we can                  23 keep doing --                  24 MS. BEMIS: Yeah, all we can do.                  25 MS. MADDEN: -- is keep addressing</p>

<p style="text-align: right;">22</p> <p>1 it.</p> <p>2 MS. BEMIS: But the problem is like</p> <p>3 we haven't even really started games. I mean,</p> <p>4 we're in, like, preseason type -- you know, we're</p> <p>5 technically in games but we haven't even gotten --</p> <p>6 I mean, I don't start for three weeks for games</p> <p>7 for us. So just imagine when all of our teams are</p> <p>8 playing. And then you start getting pee wee out</p> <p>9 here practicing and then you have all these other</p> <p>10 organizations so -- or all these other sports.</p> <p>11 I'm just saying I don't see the</p> <p>12 problem going away. I just left there. My mom</p> <p>13 almost got hit by a truck. There are cars that</p> <p>14 are parked three deep so all the middle people</p> <p>15 that sucks because they're stuck. You can't get</p> <p>16 in the one side, the dumpster is blocked, the</p> <p>17 ambulance lane is blocked and they're actually</p> <p>18 parked on the pee wee fence side, Jenkins was just</p> <p>19 up there, and you literally can -- there's a lane</p> <p>20 so small you can barely go in and then you have to</p> <p>21 turn around or back out to come -- it's not going</p> <p>22 to change.</p> <p>23 And I know you -- you know, you</p> <p>24 talked about putting paint down. With gravel I</p> <p>25 think it's going to move and shift. Like I said,</p>	<p style="text-align: right;">24</p> <p>1 Do you know what I'm talking about?</p> <p>2 MS. MADDEN: I'll look at it.</p> <p>3 POLICE CHIEF: No. They're not</p> <p>4 understanding and it's like --</p> <p>5 MS. BEMIS: They're not</p> <p>6 understanding.</p> <p>7 POLICE CHIEF: It's parking chaos out</p> <p>8 there.</p> <p>9 MS. BEMIS: Yeah, so that's it.</p> <p>10 MS. MADDEN: Okay.</p> <p>11 MS. BEMIS: Thank you.</p> <p>12 MR. ARRIOLA: Okay. All right.</p> <p>13 Brett Mcninch, 1775 West Main Street.</p> <p>14 MR. MCNINCH: How's it going?</p> <p>15 MR. ARRIOLA: Good.</p> <p>16 MR. MCNINCH: Now, I live at West</p> <p>17 Main and lived there almost all my life, as I grew</p> <p>18 up there as a kid too. But my grandmother, when</p> <p>19 they owned the house, they planted in the early</p> <p>20 '60s, I believe, they planted two pine trees in</p> <p>21 front of my house and those have grown to, like,</p> <p>22 50 feet tall, each of them, one on each corner and</p> <p>23 when we widened 35, down there in that end, the</p> <p>24 turning lane at the west end of town, there is --</p> <p>25 they took up half my front yard and -- and re-put</p>
<p style="text-align: right;">23</p> <p>1 I really think that the only way to -- to have a</p> <p>2 solution to this is to extend it. So that's --</p> <p>3 that's the only -- only solution I see to this.</p> <p>4 MS. MADDEN: And, again, I'll take</p> <p>5 that all to park board.</p> <p>6 MS. BEMIS: Yeah.</p> <p>7 MS. MADDEN: Because that -- that's</p> <p>8 really the board that needs to have this</p> <p>9 information.</p> <p>10 MS. BEMIS: Yeah.</p> <p>11 MS. MADDEN: More so than these guys.</p> <p>12 MS. BEMIS: Right. Okay. And then</p> <p>13 there's -- I'm going to send you a picture, but if</p> <p>14 you're looking at the concession stand and you've</p> <p>15 got two handicap parking spots on the right and</p> <p>16 you got two on the left, there's two handi -- and</p> <p>17 you probably know, chief, there's two signs but</p> <p>18 then there's -- there's a spot and then there's a</p> <p>19 spot. So the people keep thinking that this</p> <p>20 spot -- if we can have that one --</p> <p>21 MS. MADDEN: Spot.</p> <p>22 MS. BEMIS: -- handicap spot sign</p> <p>23 moved to actually line up with the spot, because</p> <p>24 they're not understanding -- I'll forward you the</p> <p>25 picture, you'll understand what I'm talking about.</p>	<p style="text-align: right;">25</p> <p>1 the sidewalks in and stuff and while in that</p> <p>2 process, those two trees are now dead. They're</p> <p>3 brown. The one on the west has a little bit of</p> <p>4 green, but the one on the east is definitely gone.</p> <p>5 I don't -- I don't need compensation</p> <p>6 or anything, but I was wondering if I could</p> <p>7 approach the village maintenance and see if we had</p> <p>8 options to get some help getting those trees down</p> <p>9 because I know if I go to a contractor, it's going</p> <p>10 to be really pricey; and it's -- you know, they're</p> <p>11 right there near the road.</p> <p>12 So but when they took in the backhoes</p> <p>13 and stuff, they cleared out enough roots and stuff</p> <p>14 that killed the trees. So I just wanted to see --</p> <p>15 I don't know what type of equipment the village</p> <p>16 owns and what resources they have, but I wanted to</p> <p>17 see if I could get some help on bringing those</p> <p>18 trees down.</p> <p>19 MR. ARRIOLA: Well, I think that's</p> <p>20 something we need to consider and talk about and</p> <p>21 see what -- what we can do if anything, but we'll</p> <p>22 see. But the -- okay. All right.</p> <p>23 MR. MCNINCH: All right. Thank you.</p> <p>24 MR. ARRIOLA: All right. Thanks for</p> <p>25 coming up. All right. Rachel Horn, 86 North</p>

<p style="text-align: right;">26</p> <p>1 Johnsville Road.</p> <p>2 MS. HORN: Okay. I'm back again.</p> <p>3 Last summer I was here and I complained about the</p> <p>4 neighbor with the motor home and they was living</p> <p>5 in it in the backyard. It's right back to the</p> <p>6 same thing. It's been almost a year and nothing</p> <p>7 has been done.</p> <p>8 MR. ARRIOLA: I thought that was --</p> <p>9 MS. HORN: Now, tell me, I thought it</p> <p>10 was a law that you couldn't live in a travel</p> <p>11 trailer, motor home, whatever you want to call it,</p> <p>12 in your backyard. If they don't have water, what</p> <p>13 are they doing about sewage over there?</p> <p>14 MR. ARRIOLA: I thought that was</p> <p>15 moved.</p> <p>16 MS. MADDEN: They moved the motor</p> <p>17 home behind the fence.</p> <p>18 MR. SANDS: They moved it behind the</p> <p>19 fence and it was in court -- or was going to go to</p> <p>20 court soon.</p> <p>21 MS. MADDEN: Yeah.</p> <p>22 MR. SANDS: Because we wanted it</p> <p>23 moved completely.</p> <p>24 MS. MADDEN: Right.</p> <p>25 MR. SANDS: They just moved it behind</p>	<p style="text-align: right;">28</p> <p>1 trailer. If not before that they moved in it.</p> <p>2 And I know for a fact they was there last night</p> <p>3 because I heard something running and I went out</p> <p>4 and it was running and I walked over on the other</p> <p>5 side of their garage and you could see the lights</p> <p>6 on in it. So is there nothing you guys can do</p> <p>7 about that?</p> <p>8 MR. ARRIOLA: Any ideas?</p> <p>9 MS. MADDEN: I mean, zoning law is</p> <p>10 they've parked it behind the fence.</p> <p>11 MS. HORN: But they're not allowed to</p> <p>12 live in it. Is there not a law?</p> <p>13 UNIDENTIFIED SPEAKER:</p> <p>14 (Indiscernible) I thought.</p> <p>15 MS. MADDEN: Yeah. We'll have to go</p> <p>16 back out again.</p> <p>17 MS. HORN: We've been putting up with</p> <p>18 this for a year.</p> <p>19 MS. MADDEN: And see -- I know. I</p> <p>20 know. You know --</p> <p>21 MS. HORN: Now we heard that they're</p> <p>22 going to move back in when Jarrell gets the house</p> <p>23 fixed back up.</p> <p>24 MS. MADDEN: They're moving back in</p> <p>25 the house you mean?</p>
<p style="text-align: right;">27</p> <p>1 the fence.</p> <p>2 MS. HORN: Yeah. Yeah, they moved it</p> <p>3 back there.</p> <p>4 MS. MADDEN: They weren't living in</p> <p>5 it, I don't think.</p> <p>6 MR. SANDS: As far as we know.</p> <p>7 MS. HORN: No. They moved it out --</p> <p>8 MS. MADDEN: But now they're living</p> <p>9 in it again.</p> <p>10 (Indiscernible conversation.)</p> <p>11 MS. HORN: After we came down here</p> <p>12 and evidently somebody from the village went up</p> <p>13 there and got on 'em, well, they moved it out in</p> <p>14 the front yard, in the grass and then it sat there</p> <p>15 all winter and now they moved back behind the</p> <p>16 fence. They put up new no trespassing signs on</p> <p>17 the fence and they got another dog and I guess</p> <p>18 it's going to be a mean one because we've heard it</p> <p>19 bark over there.</p> <p>20 But Sunday I was out working in the</p> <p>21 yard and I heard them over there talking and I</p> <p>22 looked and Jarrell and Steve was out there and</p> <p>23 where that thing had burned, they had put like a</p> <p>24 piece of wood up there and they was painting it</p> <p>25 and then Sunday night, they moved in that travel</p>	<p style="text-align: right;">29</p> <p>1 MS. HORN: Yeah.</p> <p>2 MS. MADDEN: So they're just living</p> <p>3 in the trailer temporarily --</p> <p>4 MS. HORN: Yeah.</p> <p>5 MS. MADDEN: -- while they're fixing</p> <p>6 the house?</p> <p>7 MS. HORN: I guess. And see, he's</p> <p>8 been working on the house all winter and he also</p> <p>9 has a box springs and mattress out on the back</p> <p>10 porch. It's been out there for at least two</p> <p>11 weeks. And there's a mattress up on the front</p> <p>12 porch, just setting up there just, I guess,</p> <p>13 resting. I don't know. I don't know why they</p> <p>14 can't bring a dumpster in there because he did</p> <p>15 that to clean out that barn, so why couldn't he</p> <p>16 bring a dumpster in there and throw that stuff in</p> <p>17 a dumpster instead of every time we go out our</p> <p>18 side door we got to look at their trash setting</p> <p>19 over there. And I know you guys don't want to</p> <p>20 look at stuff like that.</p> <p>21 MS. MADDEN: No.</p> <p>22 MS. HORN: You don't want to have</p> <p>23 neighbors living in a motor home neither with no</p> <p>24 sewage over there.</p> <p>25 MR. ARRIOLA: We do have some new</p>



<p style="text-align: right;">30</p> <p>1 zoning laws that will be coming up, we're hoping 2 by when, July?</p> <p>3 MS. MADDEN: It will be a little bit 4 after that but, yeah.</p> <p>5 MR. ARRIOLA: A little bit after that 6 but -- but it's going to be -- should resolve 7 these kinds of issues.</p> <p>8 MS. HORN: But I don't understand.</p> <p>9 MR. ARRIOLA: I mean, there's -- I 10 don't --</p> <p>11 MS. HORN: You're the council and you 12 make the rules for this village, right --</p> <p>13 MR. ARRIOLA: Uh-hum.</p> <p>14 MS. HORN: -- or does Montgomery 15 County supersede you guys?</p> <p>16 MR. ARRIOLA: Well, once we set --</p> <p>17 MS. HORN: If they, I'm going to call 18 the county see if i can --</p> <p>19 MR. ARRIOLA: Well, once we send them 20 all to court -- right now the courts have to -- 21 they're involved in it. Well, once we -- once we 22 make our new rules for New Lebanon, then we -- 23 we'll --</p> <p>24 MS. MADDEN: We'll fine them 25 directly.</p>	<p style="text-align: right;">32</p> <p>1 they're doing is they're giving them court costs, 2 they're saying no fines or they're giving them 3 time to take care of business or whatever it is.</p> <p>4 MS. HORN: But they're not taking 5 care of business.</p> <p>6 MS. MADDEN: Exactly.</p> <p>7 MR. ARRIOLA: Exactly.</p> <p>8 MS. MADDEN: That's -- that's the 9 problem.</p> <p>10 MS. HORN: And then it just keeps 11 going. Just like if I call --</p> <p>12 MS. MADDEN: I'll tell you what, 13 Mrs. Horn.</p> <p>14 MS. HORN: -- the dog pound --</p> <p>15 MS. MADDEN: Our next -- our next 16 council meeting the judge will be here.</p> <p>17 MS. HORN: Okay. Well, I called the 18 dog pound to find out about those two vicious dogs 19 they have over there. Do you know the guy cannot 20 find any kind of paperwork on that. I said, well, 21 how can you not find paperwork. I've been to 22 court three times. I've been down there and 23 talked to that attorney down here over the dogs 24 and he had no paperwork on it.</p> <p>25 Now, how does that happen? When I</p>
<p style="text-align: right;">31</p> <p>1 MR. ARRIOLA: We'll fine them 2 directly.</p> <p>3 MS. HORN: Okay. Well, how come 4 there wasn't an attorney from the village go to 5 court when he had to go to court and tell that 6 judge you've got to make him move this? Either 7 that or the judge is not doing his job or are they 8 slipping him a little money so that he won't do 9 anything to 'em. There's something wrong. Either 10 the judge ain't doing his job or they're paying 11 him off.</p> <p>12 Now, this is ridiculous. You know, 13 I'm 73 years old and I get sick of this and I 14 don't want to get my blood pressure up but it 15 makes my blood pressure up -- go up every time I 16 go out the door and I have to look at this crap 17 and it seems like you people don't want to do 18 nothing to help anybody.</p> <p>19 MS. MADDEN: We can only do as much 20 as we can and then we send it to the court.</p> <p>21 MS. HORN: I know it.</p> <p>22 MS. MADDEN: And then we're relying 23 on the court to do their job.</p> <p>24 MS. HORN: Okay.</p> <p>25 MS. MADDEN: And they're not -- what</p>	<p style="text-align: right;">33</p> <p>1 seen the cops stand there with a gun drawn on the 2 dog. Supposedly they got called on that.</p> <p>3 They're -- when it got -- chased the lady down the 4 street around her car and she got in the car away 5 from it, there was -- the law was called on that.</p> <p>6 And then when it was running in our yard loose and 7 my husband shot at it but he didn't hit it, the 8 thing is the cops came out, and there was a report 9 made on it but yet the dog pound has nothing on 10 that. I don't understand that.</p> <p>11 Somebody is not doing their job. And 12 you know what? We pay big taxes and I think that 13 we should have some kind of satisfaction, somebody 14 should do something. I don't know if it even does 15 any good to come down here.</p> <p>16 UNIDENTIFIED SPEAKER: 17 (Indiscernible.)</p> <p>18 MS. MADDEN: Yeah, (indiscernible) 19 we'll let you. Just once.</p> <p>20 MS. BEMIS: Is this 92 Johnsville 21 Brookville Road? That one?</p> <p>22 MS. HORN: Yeah.</p> <p>23 MS. BEMIS: Okay. Okay. Well, no, 24 because I -- I mean, I've read and heard about it 25 for a long time. I think -- the question that I</p>

<p style="text-align: right;">34</p> <p>1 had that I think she was trying to ask is you are 2 a law director, correct? 3 UNIDENTIFIED SPEAKER: I am. 4 MS. BEMIS: Okay. You can't possibly 5 go to every zoning violation that's sent over to 6 area one court. I mean, I don't think anybody 7 could expect that. But because this does seem 8 like kind of an extraordinary situation, is -- 9 have you or are you able to go for this particular 10 case? 11 UNIDENTIFIED SPEAKER: First of all, 12 up until this point in time, another attorney was 13 handling the prosecution aspects of -- that are 14 going on and now another attorney for me is doing 15 that. Secondly, I hate to say it this way, but -- 16 but the courts just simply blow off zoning 17 violations. 18 MS. BEMIS: Right. 19 UNIDENTIFIED SPEAKER: I mean, they 20 just do as -- 21 MS. MADDEN: Frivolous. 22 UNIDENTIFIED SPEAKER: -- as is 23 indicated, they just kick it around and continue 24 it and give them an opportunity to correct the 25 situation. They don't monitor it as I think they</p>	<p style="text-align: right;">36</p> <p>1 humane society doesn't get a report from the 2 police department, I don't think, or from -- or 3 from the courts as to what's going on. If -- if 4 there were actions filed against these individuals 5 in court for -- for not keeping their dog on a 6 leash or not keeping it confined or anything like 7 that, then that's in the court system, it's not at 8 the humane society. So it's very possible that 9 the humane society wouldn't know anything about 10 what's going in the court records. 11 MS. HORN: They called the human 12 society out, we seen 'em over there. 13 UNIDENTIFIED SPEAKER: Well, then the 14 humane society should have their own records but 15 just because something was filed in court, where 16 there's a police report on it that doesn't mean 17 the humane society is informed of that. 18 MS. BEMIS: Okay. Well, I'm really 19 looking forward to this new policy that you guys 20 are coming into place with. Do you -- do you need 21 three readings for this or will this just go? 22 MS. MADDEN: No. We'll have to have 23 three readings because it's ordinance change. 24 MS. BEMIS: And can you do an 25 emergency reading?</p>
<p style="text-align: right;">35</p> <p>1 should. You know, maybe I'm not being fair to 2 them but as I think they should, they don't 3 monitor it and get back out there and follow it 4 up. 5 MS. BEMIS: Uh-hum. 6 UNIDENTIFIED SPEAKER: They don't 7 have the probation department to do that. And 8 once it's in their hands, there's not much we can 9 do except continue to go to the hearings, continue 10 to go to the court and try to get the court to 11 recognize that these are -- these are problems 12 that need to be addressed just the same as any 13 other violation. 14 MS. BEMIS: Uh-hum. 15 UNIDENTIFIED SPEAKER: I didn't know 16 until tonight, and I think most people didn't know 17 until tonight, that there were people apparently 18 living in that motor home. I -- I can't quote you 19 the section and the -- in the zoning ordinance on 20 that but I will check on it. 21 MS. BEMIS: Right. 22 UNIDENTIFIED SPEAKER: Because that 23 should not be permissible. I don't know, you 24 know, what other violations they may have there. 25 As far as the dogs are concerned, the</p>	<p style="text-align: right;">37</p> <p>1 UNIDENTIFIED SPEAKER: No. 2 MS. BEMIS: Due to public -- blood 3 pressure. I mean her blood pressure, is -- I feel 4 your pain. I drive around town. You know I'm -- 5 I'm not going to preach again, but, I mean, it is 6 a safety issue if y'all really want to go there. 7 MR. ARRIOLA: I got a next-door 8 neighbor doesn't have -- like I don't have that 9 problem but there's all tons of junk in their 10 front porch. 11 MS. BEMIS: Oh, I know. I know. 12 Well, maybe -- I'm just as a community suggestion, 13 maybe like even just you, mayor, I don't know what 14 you do during the day or Glenna maybe for this 15 case, because like I know 92 Johnsville Brookville 16 road. I look at it now every time I go to 17 Brookville because of this. Maybe just you being 18 there would maybe just make them take it a little 19 more seriously is all I was trying to get to so 20 that's it. 21 MR. ARRIOLA: Okay. Tony Horn, 86 22 North Johnsville Road. 23 MR. HORN: Now, as you guys know, I 24 had a stroke and I haven't addressed you but one 25 time since then. Okay. Well, this stroke,</p>

<p style="text-align: right;">38</p> <p>1 (indiscernible) me and the neighbor got into it.  2 That's two days after we got into it. My wife's  3 getting her blood pressure up.  4 Now then, I got some things I want to  5 get out here. First of all, what are we going to  6 do about west 35 out there, out Main Street, out  7 there where all them big chuckholes are coming in  8 there, where the road is falling away.  9 MS. MADDEN: You talking in front of  10 Millers?  11 MR. HORN: Who's Millers?  12 UNIDENTIFIED SPEAKER:  13 (Indiscernible.)  14 MS. MADDEN: The auto -- Jeff  15 Miller's Auto (indiscernible).  16 MR. HORN: Yeah, yeah. All the way  17 down there just like this.  18 MS. MADDEN: Yeah. They just opened  19 the asphalt companies. So now that the asphalt  20 companies are open we're (indiscernible).  21 MR. HORN: Well, we're going to eat  22 it, right? We're going to eat that.  23 MS. MADDEN: We'll start fin -- we'll  24 start finish --  25 MR. HORN: We're going to eat that.</p>	<p style="text-align: right;">40</p> <p>1 through there, they got -- they -- that we would  2 have your section and that -- that's something to  3 consider a little bit.  4 MS. MADDEN: Yeah, we looked at that  5 a few years back and there was a cost, a huge cost  6 issue. So that was part of (indiscernible).  7 MR. HORN: Yeah, I know. I made 'em  8 at one time. I know about it.  9 MS. MADDEN: Yeah.  10 MR. HORN: I want to talk to you, the  11 law director. Now, you know you was saying  12 they -- the dogs -- the vicious dogs that we had  13 next door to us. And they was vicious dogs.  14 One -- one dog bit one little kid right down  15 through here and right down through here in case  16 you guys didn't hear about it. That was the kid  17 across the street.  18 Now, I tell you what, I stood right  19 over in the courtroom over there and I seen the  20 dog pound come in there and I talked to New  21 Lebanon's police officer. He was over there too.  22 And I talked to him. And I was complaining about  23 them dogs. He said they just come in there, he  24 said the dog pound did, with four different  25 writeups right there on 'em -- four charges</p>
<p style="text-align: right;">39</p> <p>1 We're going to (indiscernible) because Prograde  2 didn't do a good job on it.  3 MS. MADDEN: Well, it's the semi  4 trucks that go through and tear it up.  5 MR. HORN: No. No, it ain't, because  6 it's going right on down 35 and they ain't got it  7 nowhere else. Just right there where Prograde  8 worked on it. They're the ones who kept it tore  9 up forever out there. Kept it all tore up all  10 winter long. But anyhow, that's that.  11 Now, I'd like to talk a little bit  12 about the parking lot. I just come from up there,  13 at a ball game. Did you ever think about putting  14 bumper blocks in? Them cars she's -- she's right,  15 there's parked three abreast. But I don't know  16 how many spaces there could be that aren't being  17 used because cars park --  18 MS. MADDEN: Crazy.  19 MR. HORN: -- way far away from each  20 other but not enough room for cars to get in  21 there. But they're -- you know, there's a lot of  22 places like down through there. I know, we can  23 park 10, 15 cars in the same row we was in if  24 people would just park in a normal position or  25 something. But if you put bumper blocks down</p>	<p style="text-align: right;">41</p> <p>1 existing.  2 Now, I don't know if you remember or  3 not, but they -- they said they had four of 'em,  4 and that wasn't one time counting the cop that  5 pulled the gun on 'em, the dogs came after him.  6 Now, what the hell happened to them records? What  7 happened to them? Did they just fly away? Or is  8 it just throw them away or shred them in the court  9 system or what happened to them?  10 UNIDENTIFIED SPEAKER: I can't  11 anxious that question because I don't know what --  12 MR. HORN: I know you can't. Now  13 I'll tell you what --  14 UNIDENTIFIED SPEAKER: I don't know  15 what the judge did with that.  16 MR. HORN: Yeah.  17 UNIDENTIFIED SPEAKER: The judge --  18 the judge is in charge of his courtroom.  19 MR. HORN: Yeah, he's a  20 (indiscernible).  21 UNIDENTIFIED SPEAKER: And he can't  22 make him do anything. He's the one that has to --  23 MR. HORN: I'll tell you -- just  24 satisfy me on that. And I'll tell you something  25 else too. Now, they got another one over there</p>

<p style="text-align: right;">42</p> <p>1 now. Now, the dog pound come in and got them two  2 vicious dogs in there, the two real bad ones.  3 Well, they got another one that looks like the --  4 as high as this dog, what looks like  5 (indiscernible) looks like the same kind of dog,  6 but it's still in the puppy stage.  7 I don't know what we're going to be  8 dealing with, but I'll tell you one damn thing. I  9 shot that dog in my driveway one time. I shot at  10 it. Now, I hit what I shoot at, but I didn't hit  11 the dog because I wouldn't shoot at the dog to  12 kill him but now he'll die. Now he'll die. I  13 don't care where the sheriff -- or the police says  14 over here, I got a right to defend my property and  15 I will shoot the dog if it comes on my property  16 again.  17 And I'll tell you something else too.  18 Now, I want to talk about chief of police just a  19 little bit here. Steve Strange (phonetic) is a  20 person that is living in that travel trailer, in  21 that motor home. I had a New Lebanon police come  22 out there to the house and was talking to me just  23 here a week or two ago and he told me he had a  24 warrant out for Steve's arrest. They had a  25 warrant out for him running from -- they had a</p>	<p style="text-align: right;">44</p> <p>1 before too really if you come right down to it.  2 I'm not going to take it. Nobody's going to do  3 nothing. The court don't do nothing, the police  4 don't do nothing. This man just walks on  5 everything. I am going to take matters in my own  6 hand. If somebody don't do something about this.  7 Now, I -- that's all I've got to say.  8 UNIDENTIFIED SPEAKER: Mr. Horn, and  9 I appreciate what you're saying and I appreciate  10 the dilemma and I appreciate you're frustration,  11 but there's only certain things that can be done  12 and there's only certain limitations that we  13 can -- that we have to abide by.  14 And I sincerely hope that you don't  15 do something from your standpoint that's against  16 the law.  17 MR. HORN: I ain't worried about my  18 standpoint.  19 UNIDENTIFIED SPEAKER: Well, I'm  20 just --  21 MR. HORN: Well, I understand.  22 UNIDENTIFIED SPEAKER: I'm just  23 telling you, it does do you any good for you to go  24 out and violate the law and discharge a firearm in  25 the village limits because then, you know -- then</p>
<p style="text-align: right;">43</p> <p>1 warrant out for a loaded gun, he had a 38 pistol  2 in the gun -- in the car. Now, I -- did you  3 guys -- did you guys arrest him or who arrested  4 him or who got out -- you chased him.  5 POLICE CHIEF: He had seven warrants  6 out for him and he went into court and got them  7 all taken care of. Now, as far as the fleeing and  8 eluding and everything, that still hasn't gone to  9 trial yet. It will go to trial and hopefully  10 something will happen on that one, but --  11 MR. HORN: Well, I've said it before  12 in front of this council and I'll say it again,  13 and you guys keep a record of this. Now, I'm  14 73 -- or 71 years old myself. I've had a stroke.  15 I'm not in very good health now. And to me, what  16 kind of jail time could they give me to not be in  17 pain. They couldn't -- they couldn't push me very  18 much to put me in jail. I ain't going to live 20  19 more years, I ain't gonna live 10 more years  20 probably. I'm lucky if I live a year.  21 If you think I won't bust a cap on  22 you, you're flat wrong. Now, you're flat wrong.  23 I'm telling you guys this right up where it's on  24 record. But I ain't going to take this crap this  25 summer like I did last summer and the summer</p>	<p style="text-align: right;">45</p> <p>1 it's a different ball game and you're the one who  2 (indiscernible).  3 MR. HORN: Well, I discharged one,  4 the dog.  5 UNIDENTIFIED SPEAKER: Please --  6 UNIDENTIFIED SPEAKER: But he should  7 get thrown out of court then also if that's the  8 way (indiscernible).  9 MR. HORN: Yeah, just slap me on the  10 wrist and let me walk right on out of there too  11 like he does.  12 UNIDENTIFIED SPEAKER: I'm telling  13 you that you should not violate the law.  14 MR. HORN: Well, I'm telling you the  15 law ain't doing their job, and I will do their job  16 for 'em if I got to. I'm telling you that right  17 now.  18 MR. ARRIOLA: Okay. Who is this?  19 UNIDENTIFIED SPEAKER:  20 (Indiscernible.)  21 MR. ARRIOLA: Mark Bundy, 124 Laredo  22 avenue.  23 MR. BUNDY: Been a while. I'll tell  24 you, I haven't been in the meetings because nobody  25 can do much with the type of winter that we had as</p>

<p style="text-align: right;">46</p> <p>1 far as like property maintenance and things like                  2 that. There's some improvements since the last                  3 time I came here and spoke about the properties at                  4 200 and 206 Laredo. Some small improvements.                  5 Little pitty things here and there. I understand                  6 there's some new laws coming in so I will reserve                  7 comment as far as that's concerned. We'll just                  8 wait and see what happens.</p> <p>9 I moved to this town 22 years ago,                  10 the 16th of this month, and I don't know if any of                  11 you were on this council when I first started                  12 coming to these meetings and complaining about                  13 these same two properties. And you know, they're                  14 pretty bad and whatever.</p> <p>15 But the one thing I will discuss is                  16 -- there's two topics actually. One, the people                  17 next door at 200 Laredo, I'm sorry to say, of                  18 course most people know that Darlene passed away a                  19 week ago Sunday night. I'm saddened about that,                  20 but for two -- at least two years now, when they                  21 do laundry, their drain line has been clogged up.                  22 And the water pumps up out of the vent pipe, out                  23 on the roof and back down on the back patio, it's                  24 been over two years.</p> <p>25 I've tried to contact the health</p>	<p style="text-align: right;">48</p> <p>1 MR. BUNDY: Well, what -- what's                  2 going on at 206 Laredo is they're using a used car                  3 business in front of their house. They have                  4 anywhere from six to eight cars at any given time.                  5 Two -- they got a motorcycle up against their                  6 garage door so they pull two cars up, one behind                  7 the other in the driveway. The sidewalk is                  8 completely blocked. And everybody in here knows                  9 you -- you're not allowed to block a sidewalk.                  10 Unfortunately one of our police officers does, but                  11 that's not my problem.</p> <p>12 But anyhow, actually the guy was                  13 talking to me the other day and he was laughing                  14 about it. He thought it was funny. What they do                  15 is they move them every day so they're not in the                  16 same place two days in a row, rarely. They might                  17 even have to jump the battery to get one to start                  18 to get it going.</p> <p>19 How many times are your officers                  20 going to go up and down my street and see cars                  21 that probably don't have legal tags on 'em or no                  22 tags at all? I mean, this has been going on for                  23 probably at least a year now.</p> <p>24 POLICE CHIEF: If -- if we get a                  25 complaint or they see that there's no tags on it</p>
<p style="text-align: right;">47</p> <p>1 department, couldn't get any satisfaction there.                  2 I haven't said anything here about it as far as I                  3 can remember. But it's ridiculous, especially in                  4 the summertime. Mosquitos don't need standing                  5 water to breed. Just a wet, wet environment and                  6 that's what we have there. The smell is                  7 atrocious.</p> <p>8 And like, for instance, now there is                  9 a king size box spring sitting on her back porch,                  10 it's been there at least two months. Things like                  11 that. Stolen Rite Aid tubs. There's at least ten                  12 of them over there stacked up on the back patio.                  13 I contacted Rite Aid they said they don't care so                  14 I don't care.</p> <p>15 But the next thing I want to discuss                  16 is those kind of pertains to Chief Daulton, is if                  17 I don't -- if I have a car in my driveway or on                  18 the street that does not have a valid driver's --                  19 or a tag on it, possibly no insurance, then I'm                  20 probably going to get ticketed or get it towed                  21 away, correct?</p> <p>22 POLICE CHIEF: If it's on the street,                  23 no license plates on it, yeah, we can put a 72                  24 hour notice on it and then it could be towed,                  25 yeah.</p>	<p style="text-align: right;">49</p> <p>1 or the tags are expired, they throw a 72 hour                  2 sticker on it. You can park on the street as long                  3 as it's moved every 72 hours, I don't care if it's                  4 moved one foot. If it's moved one foot, that                  5 means the car has been moved. You can push it.                  6 The ordinance doesn't state how it has to be                  7 moved. But if -- as long as the car is moved,                  8 every 72 hours, there's nothing we can do.</p> <p>9 If it's got illegal tags on it, if                  10 it's not operating, it's parked, there's not much                  11 we can do about that. There is plenty we can do                  12 if it's sitting there with no tags or expired                  13 tags, then we could tow the car.</p> <p>14 MR. BUNDY: Well, one thing they do                  15 is they pull them up so close to each other, you                  16 couldn't -- you can't see the back tags so there                  17 is -- is there a distance?</p> <p>18 POLICE CHIEF: Between parked cars?                  19 One foot.</p> <p>20 MR. BUNDY: Well, so close you                  21 couldn't walk between -- you couldn't squeeze in                  22 there but.</p> <p>23 POLICE CHIEF: I don't think you can                  24 walk between cars with one foot between them. But                  25 that's the regulations -- the parking law</p>

<p style="text-align: right;">50</p> <p>1 requires, is one foot distance.</p> <p>2 MR. BUNDY: Well, see, here's the</p> <p>3 bottom line of the whole thing is the only reason</p> <p>4 why I haven't been up here is because the side</p> <p>5 effects from radiation is worse than the radiation</p> <p>6 itself. So I'm -- I've been having health</p> <p>7 problems. That's my problem. Not yours.</p> <p>8 But, your problem is all I get are</p> <p>9 excuses. Excuses. Excuses. You know, they're</p> <p>10 either violating the law or they're not. Now, am</p> <p>11 I allowed to run a used car business in front of</p> <p>12 my house, have six to eight cars out there, most</p> <p>13 any given time? You know those tags aren't</p> <p>14 legitimate and you know they don't have insurance</p> <p>15 on 'em and they hot rod them up and down the</p> <p>16 street when they do.</p> <p>17 Someone needs to take a look at this</p> <p>18 and see what's going on and do something about it.</p> <p>19 Illegal parking or no illegal parking. It's still</p> <p>20 a nuisance. And when I back out of my driveway or</p> <p>21 my wife backs out of my driveway and the people</p> <p>22 next door have company and they've got all these</p> <p>23 cars sitting around, you cannot see up the street</p> <p>24 to back out.</p> <p>25 And little kids lately have been</p>	<p style="text-align: right;">52</p> <p>1 MS. MADDEN: Uh-hum.</p> <p>2 MR. PERKINS: But they haven't got to</p> <p>3 mine yet, but I can wait.</p> <p>4 MR. SANDS: This is the fourth time</p> <p>5 today, Mr. Perkins.</p> <p>6 MR. PERKINS: Took long enough. Only</p> <p>7 had to wait two hours. Okay. I guess everybody</p> <p>8 knew about it but I didn't, are we buying a street</p> <p>9 cleaner or is that just somebody coming to catch</p> <p>10 somebody's attention to get this done?</p> <p>11 MS. MADDEN: We had the street swept</p> <p>12 is that what you're talking about? Yeah. We had</p> <p>13 the street swept. We were doing it prior to the</p> <p>14 parade down Main Street and then we'll use it</p> <p>15 sporadically throughout the year through -- down</p> <p>16 different streets.</p> <p>17 MR. PERKINS: Okay.</p> <p>18 MS. MADDEN: But we rent it and have</p> <p>19 it done.</p> <p>20 MR. PERKINS: Oh, you rent it, okay.</p> <p>21 MS. MADDEN: Yeah, we don't own one.</p> <p>22 MR. PERKINS: Because I've been out</p> <p>23 here 24 years and I was shocked when they came</p> <p>24 down Greyhound drive.</p> <p>25 MS. MADDEN: Really?</p>
<p style="text-align: right;">51</p> <p>1 running back and forth across the street. Before</p> <p>2 she passed away, Darlene had a little</p> <p>3 three-year-old granddaughter out there last week</p> <p>4 running around in the middle of the street. At</p> <p>5 about 8 o'clock at night.</p> <p>6 Now, that's not my problem, it's not</p> <p>7 your problem, but it is a problem. And I don't</p> <p>8 want to see one of these little kids get hit. And</p> <p>9 you have to be able to see up the street to back</p> <p>10 out. And I just want some someone to take a look</p> <p>11 at it and do something and I just don't want to</p> <p>12 hear excuses. I'm tired of -- 22 years of excuses</p> <p>13 is all I've really gotten. So, please, I ask you</p> <p>14 to help.</p> <p>15 MR. ARRIOLA: All right. Thank you,</p> <p>16 Mr. Bundy. Okay. Mr. Perkins. 735 Greyhound</p> <p>17 Drive.</p> <p>18 MR. PERKINS: I think I'm the last</p> <p>19 one, right?</p> <p>20 MR. ARRIOLA: Uh-hum.</p> <p>21 MR. PERKINS: (Indiscernible) happy.</p> <p>22 See, he laughed. On a good note, we'll get the</p> <p>23 fire chief did tell me that they started painting</p> <p>24 the fire plugs or fire hydrants, which is good,</p> <p>25 right? Right? Thank you.</p>	<p style="text-align: right;">53</p> <p>1 MR. PERKINS: Yeah. Because I even</p> <p>2 moved my truck to let him come back on the other</p> <p>3 side.</p> <p>4 MS. MADDEN: That was nice of you.</p> <p>5 MR. PERKINS: I thought I seen you --</p> <p>6 I thought I seen you at the concert. Okay. Are</p> <p>7 the codes supposed to change in July?</p> <p>8 MS. MADDEN: Yeah.</p> <p>9 MR. PERKINS: Will you -- will you</p> <p>10 have more --</p> <p>11 MS. MADDEN: They'll start changing</p> <p>12 in --</p> <p>13 MR. PERKINS: -- control over it?</p> <p>14 MS. MADDEN: -- July.</p> <p>15 MR. PERKINS: Because you've done</p> <p>16 lost control over it. You got -- you got trash</p> <p>17 cans sitting on the front porches. You've got</p> <p>18 cars blocking sidewalks. You got very large</p> <p>19 trucks and you got trailers. Ain't no way they</p> <p>20 should be in a plat.</p> <p>21 UNIDENTIFIED SPEAKER: No.</p> <p>22 MR. PERKINS: Okay. I know you got a</p> <p>23 problem.</p> <p>24 MR. ARRIOLA: You know the one over</p> <p>25 on Greyhound.</p>

<p style="text-align: right;">54</p> <p>1 MR. PERKINS: Huh?</p> <p>2 MR. ARRIOLA: Or on Columbus Hines.</p> <p>3 MR. PERKINS: Yep. Got two right</p> <p>4 there.</p> <p>5 MR. ARRIOLA: Yep.</p> <p>6 MR. PERKINS: One in between two</p> <p>7 houses.</p> <p>8 MR. ARRIOLA: Uh-hum.</p> <p>9 MR. PERKINS: And hopefully we will</p> <p>10 get your codes in July. We'll get -- I believe</p> <p>11 Mr. Lunsford is retiring, somebody going to take</p> <p>12 his place?</p> <p>13 MR. ARRIOLA: Uh-hum.</p> <p>14 MS. MADDEN: Yeah.</p> <p>15 MR. PERKINS: Okay. Hopefully we'll</p> <p>16 get -- you give her -- or him or her some -- what</p> <p>17 do you call it, get up and go, knowledge of --</p> <p>18 MS. MADDEN: (Indiscernible) yes.</p> <p>19 Yes. Get up and go.</p> <p>20 MR. PERKINS: I know you'll do that.</p> <p>21 Okay. For my two points -- for my two cents,</p> <p>22 enlarge the parking lot and get it over with. Get</p> <p>23 it said and done. That give -- that give Scott</p> <p>24 and his maintenance guys something else to do.</p> <p>25 MS. MADDEN: True.</p>	<p style="text-align: right;">56</p> <p>1 Perry Township. There's only a short section of</p> <p>2 that --</p> <p>3 MR. PERKINS: How -- how's come you</p> <p>4 got a sign there that says, you're leaving New</p> <p>5 Lebanon.</p> <p>6 MS. BEMIS: Are you talking about</p> <p>7 South Johnsville Road (indiscernible).</p> <p>8 MR. PERKINS: Okay.</p> <p>9 UNIDENTIFIED SPEAKER: Oh, okay.</p> <p>10 MS. MADDEN: Oh, wrong way then.</p> <p>11 (Indiscernible conversation.)</p> <p>12 MS. MADDEN: South Johnsville. Okay.</p> <p>13 Now you can answer that one.</p> <p>14 MR. PERKINS: Can you handle that?</p> <p>15 POLICE CHIEF: Yes.</p> <p>16 MR. PERKINS: I'll look for you to</p> <p>17 see if you or somebody in that church, you know,</p> <p>18 because I mean, hey, I got two granddaughters that</p> <p>19 live -- live right -- right there.</p> <p>20 POLICE CHIEF: Yeah, South Johnsville</p> <p>21 is different. We can do that one.</p> <p>22 MR. PERKINS: Thank you, have a good</p> <p>23 evening.</p> <p>24 MS. MADDEN: You too.</p> <p>25 MR. ARRIOLA: You too.</p>
<p style="text-align: right;">55</p> <p>1 MR. PERKINS: And you can make 'em to</p> <p>2 do it too.</p> <p>3 MS. MADDEN: I can, you're right.</p> <p>4 MR. PERKINS: You know, the rest of</p> <p>5 you can look pretty but she's got the power.</p> <p>6 Okay.</p> <p>7 This is one for the chief of police.</p> <p>8 I don't know -- I'll go with you, this -- very</p> <p>9 large trucks that are going up and down -- I'm</p> <p>10 going to say North Johnsville Road, they're</p> <p>11 speeding. They got to be going over 60.</p> <p>12 MS. MADDEN: On North Johnsville?</p> <p>13 MR. PERKINS: The big semis. Look</p> <p>14 like they're hauling grain or some of them are</p> <p>15 hauling like big metal objects. So somebody needs</p> <p>16 to sit out there in that church parking lot and</p> <p>17 bingo. Because I got -- I got -- I got two</p> <p>18 granddaughters that live on that street right</p> <p>19 there. And it's right before New Lebanon.</p> <p>20 POLICE CHIEF: Yeah, church parking</p> <p>21 lot is out of town.</p> <p>22 MR. PERKINS: Huh?</p> <p>23 POLICE CHIEF: The church parking lot</p> <p>24 is out of town.</p> <p>25 MS. MADDEN: Most of that street is</p>	<p style="text-align: right;">57</p> <p>1 MR. PERKINS: Oh, by the way I had to</p> <p>2 use the rest room and as you get older, some of</p> <p>3 them, you know, don't affect you. Your bladder</p> <p>4 goes out.</p> <p>5 MS. MADDEN: Thank you for sharing.</p> <p>6 MR. PERKINS: Thank you.</p> <p>7 MS. MADDEN: Always a pleasure.</p> <p>8 MR. ARRIOLA: All right.</p> <p>9 Administrative staff comments. Police chief.</p> <p>10 POLICE CHIEF: I have nothing.</p> <p>11 MR. ARRIOLA: Anything for the police</p> <p>12 chief? All right. Fire chief?</p> <p>13 FIRE CHIEF: I just want to thank</p> <p>14 everybody who did come to the open house on the</p> <p>15 27th. We did have a pretty good turn out and a</p> <p>16 lot of positive feedback from the community from</p> <p>17 that event.</p> <p>18 MR. ARRIOLA: Any questions for the</p> <p>19 police chief?</p> <p>20 MS. MADDEN: Fire chief.</p> <p>21 MR. ARRIOLA: Fire chief. Sorry.</p> <p>22 Fire chief. All right. Thanks. All right.</p> <p>23 Zoning compliance officer.</p> <p>24 MS. MADDEN: He doesn't really have</p> <p>25 anything other than his last day is the 14th of</p>

<p style="text-align: right;">58</p> <p>1 May, I think.</p> <p>2 MR. ARRIOLA: Okay.</p> <p>3 MS. MADDEN: If I have that correct.</p> <p>4 Nothing else from him.</p> <p>5 MR. ARRIOLA: All right. Chief</p> <p>6 financial officer, anything from Brenda?</p> <p>7 MS. MADDEN: No.</p> <p>8 MR. ARRIOLA: Service department</p> <p>9 superintendent, Scott, anything from Scott?</p> <p>10 MS. MADDEN: Scott's working on North</p> <p>11 Church Street. If you haven't seen it, it's</p> <p>12 pretty tore up. They're working on the pipes,</p> <p>13 Vectren is out there, everybody's out there, I</p> <p>14 think. They're all living on Church Street right</p> <p>15 now. So they're working on that. We're also</p> <p>16 working with Rumpke regarding the trash pickup on</p> <p>17 North Church Street because they can't bring the</p> <p>18 trash trucks down right now. So we're trying to</p> <p>19 figure out a way to get the trash to the trash</p> <p>20 truck.</p> <p>21 MR. ARRIOLA: Okay.</p> <p>22 MS. MADDEN: And solve everybody's</p> <p>23 problem. And that's I think all Scott has.</p> <p>24 MR. ARRIOLA: Anything -- any</p> <p>25 questions for --</p>	<p style="text-align: right;">60</p> <p>1 and flowers using a grant from the Montgomery</p> <p>2 County and all ages are welcome. The grant</p> <p>3 specifies that we should use -- that they want us</p> <p>4 to use younger people so that's all I have.</p> <p>5 MR. ARRIOLA: Okay. Any questions</p> <p>6 for Star? All right. Municipal manager's</p> <p>7 comments.</p> <p>8 MS. MADDEN: I think I only have two.</p> <p>9 I can't remember. I think most of everybody</p> <p>10 addressed my comments so we're good. We did post</p> <p>11 a note on the water bills about the trash cans</p> <p>12 being returned back and then off so they're not</p> <p>13 visible from the street. So we did put that out</p> <p>14 there. Mr. Perkins asked for that last time, I</p> <p>15 believe. We did start painting the fire hydrants.</p> <p>16 I'm not sure how far we've gotten. I think we've</p> <p>17 gotten down Main Street pretty far.</p> <p>18 UNIDENTIFIED SPEAKER: Last I knew,</p> <p>19 everything on Main Street was painted and then all</p> <p>20 of the Bronwood, Laredo plat with the exception of</p> <p>21 Cain was painted.</p> <p>22 MS. MADDEN: Okay. So that's still</p> <p>23 in progress.</p> <p>24 UNIDENTIFIED SPEAKER: That will be</p> <p>25 ongoing probably all summer depending on their</p>
<p style="text-align: right;">59</p> <p>1 MS. MADDEN: Scott.</p> <p>2 MR. ARRIOLA: -- Scott? No? Okay.</p> <p>3 Parks and rec, Star.</p> <p>4 MS. STAR: Hello.</p> <p>5 MR. ARRIOLA: Hello.</p> <p>6 MS. STAR: I just wanted to mention</p> <p>7 that we are still taking young leader applications</p> <p>8 for camp. We're going to be taking them through</p> <p>9 next week. We're having a parent meeting May 13th</p> <p>10 and 14th from 7 to -- no. 6 to 7. And we're also</p> <p>11 looking for read aloud guests. So if anyone in</p> <p>12 the member community wants to be a read aloud</p> <p>13 guest in the morning, they're welcome to sign up</p> <p>14 with me.</p> <p>15 MR. ARRIOLA: What time is -- do you</p> <p>16 need readers?</p> <p>17 MS. STAR: The read aloud guests</p> <p>18 would be from 9:15 to 9:45 a.m. We're also having</p> <p>19 garden volunteer days. Every Sunday, except for</p> <p>20 Mother's Day, from 11 a.m. to 2 p.m. and that</p> <p>21 would just be helping around the garden and doing</p> <p>22 various things. And then May 19th we're having an</p> <p>23 island beautification planting so we're going to</p> <p>24 be working on this island out here in the parking</p> <p>25 lot, going to be planting various native plants</p>	<p style="text-align: right;">61</p> <p>1 schedule.</p> <p>2 MS. MADDEN: We're using prisoners to</p> <p>3 paint, correct? Yeah. The only other thing I</p> <p>4 have is asking for an executive session for a</p> <p>5 legal matter discussion and that's it.</p> <p>6 MR. ARRIOLA: Okay. Council member</p> <p>7 comments? Gale?</p> <p>8 MR. JOY: I just want to state that</p> <p>9 hopefully by -- by the end of summer, you guys</p> <p>10 probably will, I'm hoping, see some changes. I</p> <p>11 mean, I know we've been in discussion with</p> <p>12 municipal manager about a lot of these things so</p> <p>13 I'm hoping that a lot of them are going to get</p> <p>14 rectified.</p> <p>15 UNIDENTIFIED SPEAKER: Same as Gale</p> <p>16 said, you know, because I would hate to be in the</p> <p>17 situation that you guys are in, you know, with the</p> <p>18 neighbors living with RVs so I do feel for you and</p> <p>19 hopefully by the end of the summer -- I know you</p> <p>20 don't want to go through another summer like that,</p> <p>21 but hopefully we can find some new resolve with</p> <p>22 the new ordinances and stuff like that, but thanks</p> <p>23 for coming out and letting us know.</p> <p>24 MR. ARRIOLA: Carol.</p> <p>25 MS. MACMANN: And I agree with what</p>



<p style="text-align: right;">62</p> <p>1 you guys said.</p> <p>2 MR. ARRIOLA: Doug.</p> <p>3 MR. THOMPSON: I echo it. I walked</p> <p>4 my dog a couple of nights ago. May have been last</p> <p>5 night. I don't remember. But I counted three</p> <p>6 properties where the grass was taller than me it</p> <p>7 felt like and then you just continue to walk</p> <p>8 through the neighborhood. And I think this</p> <p>9 property maintenance issue is a serious matter.</p> <p>10 I respect our law director and what</p> <p>11 he's doing to tighten up what we can do. And,</p> <p>12 again, I echo -- if I had to live next door, I'm</p> <p>13 sorry you have to get upset. I know you're kind</p> <p>14 people and they're stealing your joy, so I'm</p> <p>15 really sorry that they're stealing your joy</p> <p>16 because we all live in neighborhoods in this town.</p> <p>17 I'm blessed that I have neighbors that mow the</p> <p>18 grass, they're respectful. They may not put their</p> <p>19 trash cans behind their house but I'm working on</p> <p>20 that.</p> <p>21 But on a serious note I just wish</p> <p>22 they wouldn't steal your joy and mostly be kind.</p> <p>23 And our community is really known to be kind so we</p> <p>24 got to figure this out through administrative</p> <p>25 rules, but we will do our best to continue that.</p>	<p style="text-align: right;">64</p> <p>1 And at the end of these code thing it</p> <p>2 will go to court also if we can't get it resolved</p> <p>3 internally. So hopefully these changes will make</p> <p>4 some changes for you.</p> <p>5 And another question I had to ask, is</p> <p>6 do we have a contract for grass cutting?</p> <p>7 MS. MADDEN: I believe it got bid out</p> <p>8 or it was still in the process. Did -- we</p> <p>9 didn't -- did we get a contract for the grass</p> <p>10 cutting? I know we were taking bids.</p> <p>11 MR. SANDS: For grass cutting.</p> <p>12 MS. MADDEN: For grass cutting.</p> <p>13 UNIDENTIFIED SPEAKER: Yeah. Yeah.</p> <p>14 MR. SANDS: Because I know there's a</p> <p>15 couple of properties around me the grass is pretty</p> <p>16 tall too.</p> <p>17 MS. MADDEN: I know letters went out.</p> <p>18 UNIDENTIFIED SPEAKER: Letters have</p> <p>19 gone out.</p> <p>20 MS. MADDEN: Letters have gone out</p> <p>21 for grass cutting.</p> <p>22 MR. SANDS: Okay.</p> <p>23 UNIDENTIFIED SPEAKER: It's been a</p> <p>24 little wet.</p> <p>25 MR. SANDS: Oh, I understand that. I</p>
<p style="text-align: right;">63</p> <p>1 And I am so sorry you have to go through this.</p> <p>2 Because I -- you've worked all your life. You've</p> <p>3 given everything -- you're doing the right stuff.</p> <p>4 I don't know what else to say other than I'm sorry</p> <p>5 you have to go through this. But we'll do</p> <p>6 everything we can by the law.</p> <p>7 And I believe in our law director. I</p> <p>8 believe we'll get a good product for all of you.</p> <p>9 But please hang in there. I think what the law</p> <p>10 director suggested, you take things in your own</p> <p>11 hands like that, you're good people and we want to</p> <p>12 keep you in this community and I'm glad you're</p> <p>13 here. Stephanie.</p> <p>14 MR. ARRIOLA: Stephanie.</p> <p>15 MS. WACKERMAN: I agree Doug. I am</p> <p>16 surrounded by rental properties so we have a lot</p> <p>17 of grass and trash and I get it. It's -- it's not</p> <p>18 fun to go outside.</p> <p>19 MR. ARRIOLA: Vice Mayor Sands.</p> <p>20 MR. SANDS: I think the reason we are</p> <p>21 changing the codes is for this reason here and we</p> <p>22 are just as frustrated with the courts as you are.</p> <p>23 Our hands are tied so that's why we're going to</p> <p>24 change the codes, hopefully to get things</p> <p>25 resolved.</p>	<p style="text-align: right;">65</p> <p>1 mean I can understand the wetness but I wanted to</p> <p>2 know if we have a contract so that when it does</p> <p>3 dry out, we can get these grasses cut, because</p> <p>4 some of them --</p> <p>5 MS. MADDEN: Oh, yeah</p> <p>6 (indiscernible).</p> <p>7 MR. SANDS: -- are looking bad.</p> <p>8 That's all I have.</p> <p>9 MS. MADDEN: Wait, I have one more</p> <p>10 thing. I forgot. I forgot to introduce Melody.</p> <p>11 Melody Davis will be our new zoning enforcement</p> <p>12 administrator. So all the stuff you guys were</p> <p>13 complaining about will fall on her shoulders so</p> <p>14 yay, welcome.</p> <p>15 UNIDENTIFIED SPEAKER:</p> <p>16 (Indiscernible.)</p> <p>17 UNIDENTIFIED SPEAKER: And you just</p> <p>18 embarrassed her.</p> <p>19 MS. MADDEN: I know. I know because</p> <p>20 I forgot to do it. Now. Sorry.</p> <p>21 UNIDENTIFIED SPEAKER: That's all</p> <p>22 right.</p> <p>23 MS. MADDEN: Now back to you.</p> <p>24 MR. ARRIOLA: Well, now, as everyone</p> <p>25 has said I'm hoping this new ordinance is -- will</p>

<p style="text-align: right;">66</p> <p>1 keep us out of the courts and resolve our 2 problems.</p> <p>3           And I understand -- I live next door 4 to a -- a woman that she's never cut her grass and 5 when she did, she -- she waited until she got 6 written up and I just finally started cutting it 7 because I got sick and tired of it being long and 8 I just -- it was just becoming too much now to do 9 both my yard and her yard.</p> <p>10           And I just -- and then my neighbor 11 started doing it. And he was a young man but now 12 he's got three kids and he doesn't have time to go 13 do that. And so we're -- she finally got some -- 14 somebody out the other day after it was about this 15 tall to cut it. I said -- I can't do it anymore. 16 I'm not going to keep doing it for her. And used 17 to get a thank you but now you won't even see her. 18 She doesn't even come outside. And it's just the 19 front porch is a mess.</p> <p>20           I understand where y'all are coming 21 from. I totally understand. I mean, I've even -- 22 I asked her at times, can we throw this stuff 23 away. Oh, no I might need that. It's still 24 sitting there six years later. So I understand. 25 And like I said, we're hoping to -- well, we --</p>	<p style="text-align: right;">67</p> <p>1           MS. MADDEN: We have every 2 confidence.</p> <p>3           MR. ARRIOLA: -- every -- exactly -- 4 that this now ordinance will resolve all of our 5 problems for everyone so...</p> <p>6           All right. May I have a motion for 7 executive session to pursuant to Ohio Revised Code 8 121.22(g)( 3) to discuss legal matters?</p> <p>9           MR. THOMPSON: So moved.</p> <p>10          MS. MCCLUSKY: Second.</p> <p>11          MR. ARRIOLA: Hillary was second.</p> <p>12          THE CLERK: Ms. McClusky.</p> <p>13          MS. MCCLUSKY: Yes.</p> <p>14          THE CLERK: Mr. Sands?</p> <p>15          MR. SANDS: Yes.</p> <p>16          THE CLERK: Mr. Thompson.</p> <p>17          MR. THOMPSON: Yes.</p> <p>18          THE CLERK: Mrs. Wackerman?</p> <p>19          MS. WACKERMAN: Yes.</p> <p>20          THE CLERK: Mr. Joy?</p> <p>21          MR. JOY: Yes.</p> <p>22          THE CLERK: Miss Macmann?</p> <p>23          MS. MACMANN: Yes.</p> <p>24          THE CLERK: Mr. Arriola?</p> <p>25          MR. ARRIOLA: Yes.</p>
<p style="text-align: right;">68</p> <p>1           THE CLERK: Seven yes, zero no.</p> <p>2           MR. ARRIOLA: I just want to make you 3 all aware when we return from executive session, 4 no further business will be discussed. You're all 5 free to go home.</p> <p>6           (Pause in proceedings.)</p> <p>7           MR. ARRIOLA: Can I have a motion to 8 return from executive session.</p> <p>9           MR. SANDS: So moved.</p> <p>10          MR. THOMPSON: Second. Oh, I'm 11 sorry. Stephanie said second.</p> <p>12          MR. ARRIOLA: All in -- all in favor? 13 (Aye.)</p> <p>14          MR. ARRIOLA: All opposed? 15 (No response.)</p> <p>16          MR. ARRIOLA: Okay. May I have a 17 motion to adjourn?</p> <p>18          MR. SANDS: Yes.</p> <p>19          MS. WACKERMAN: Second.</p> <p>20          MR. ARRIOLA: All right. All in 21 favor?</p> <p>22          (Aye.)</p> <p>23          MR. ARRIOLA: All opposed? 24 (No response.)</p> <p>25          MR. ARRIOLA: Sounds good.</p>	<p style="text-align: right;">69</p> <p>1           MR. SANDS: Gavel.</p> <p>2           MR. ARRIOLA: There we go. 3 (End of audio.)</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

1 STATE OF OHIO )  
 2 COUNTY OF MONTGOMERY ) SS: CERTIFICATE  
 3 I, Monica M. Silverwood, a Notary Public  
 4 within and for the State of Ohio, duly  
 5 commissioned and qualified,

6 DO HEREBY CERTIFY that the above-named  
 7 taped proceeding was reduced to writing by me  
 8 stenographically and thereafter reduced to  
 9 typewriting to the best of my ability.

10 I FURTHER CERTIFY that I am not a relative  
 11 or Attorney of either party nor in any manner  
 12 interested in the event of this action.

13 IN WITNESS WHEREOF, I have hereunto set my  
 14 hand and seal of office at Dayton, Ohio, on this  
 15 6th day of July, 2019.



16 *Monica M. Silverwood*  
 17 \_\_\_\_\_  
 18 MONICA M. SILVERWOOD, RPR, CET  
 19 NOTARY PUBLIC, STATE OF OHIO  
 20 My commission expires 9-2-2019  
 21  
 22  
 23  
 24  
 25

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