

July 20,

2021

The regular meeting of the Municipality of New Lebanon, Ohio was called to order on Tuesday, July 20, 2021 at 7:30 p.m. with Council Member Christopher Sands presiding. Present were Municipal Manager Madden, Law Director Ronald Keener, Clerk of Council Sandy Wright, Police Captain James Chamber and Fire Chief J.C. Keyser. Chief Financial Officer Brenda Etter, Code Enforcement Administrator Melody Davis and Service Department Superintendent Scott Brock were absent.

**INVOCATION/PLEDGE OF ALLEGIANCE**

The invocation and Pledge of Allegiance was given by Council Member Gale Joy.

**ROLL CALL**

A verbal roll call of Council Members present at meeting for the record. The following members present were Gale Joy, Carol Macmann, Lyndon Perkins, Christopher Sands, and Douglas Thompson. Susan Nickerson and Raymond Arriola were absent.

**APPROVAL OF MINUTES**

Council Member Sands stated next is the approval of the July 6, 2021 regular meeting minutes.

Council Member Sands asked are there any corrections or changes that need to be made to these minutes? None voiced.

Council Member Sands 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**

Council Member Sands stated there is no old business tonight. Does anyone have any old business? Nothing was heard.

**NEW BUSINESS**

Council Member Sands stated under new business we have **RESOLUTION 2021-08. A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO SUBMIT OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM APPLICATIONS FOR THE SANITARY SEWER REHABILITATION PROJECT PHASE 19 IN THE MUNICIPALITY OF NEW LEBANON FOR ROUND 36 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.**

Council Member Sands stated any questions. None heard.

Council Member Sands stated do I have a motion to adopt Resolution 2021-08.

Motion by Council Member Thompson, second by Council Member Macmann to adopt Resolution 2021-08.

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ROLL CALL ON ABOVE MOTION: Council Member Joy, no; Council Member Macmann, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Thompson, yes; 4 yes 1 no

MOTION CARRIED.

Council Member Sands stated next is **RESOLUTION 2021-09. A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO SUBMIT OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM APPLICATIONS FOR THE BLOSSER STREET IMPROVEMENT PROJECT PHASE I AND PHASE II IN THE MUNICIPALITY OF NEW LEBANON FOR ROUND 36 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.**

Council Member Sands stated do I have a motion to adopt Resolution 2021-09.

Motion by Council Member Macmann, second by Council Member Thompson to adopt Resolution 2021-09.

ROLL CALL ON ABOVE MOTION: Council Member Macmann, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Joy, no; 4 yes 1 no

MOTION CARRIED.

Council Member Sands stated next is public comments.

#### **PUBLIC COMMENTS OR QUESTIONS**

Council Member Sands stated tonight we have:

Jim Izor, 15777 Eaton Pike, West Alexandria, Ohio 45381.

Municipal Manager Madden stated Jim would you come to the microphone.

Mr. Izor stated first of all I do not hear well at all. First of all I have been here in business soon be 31 years. I have always enjoyed being here and helping the city to make it better. That was kind of my goal and I think I did help. For years we never had a flag up in this town. There was not a flag out on 911. Most everybody else had their flag at half mast but we did not have one up. My wife called the New Lebanon Fire Department and asked them about putting one up. I decided then to put a flag up. For several years I put a wagon in front of my store for Stage Coach Days for the announcers for the parade to use. Then they took the wagon clear to the backend of the field to put the fireworks on my wagon which was okay. I got a 20' x 30' tent and let the city use it for Stagecoach Days. Several years ago before the corner up here changed like it did. For two years I put up a tree up there and the firemen put the lights on it. I have been in practically all of the parades that have been here in town. I enjoyed it. When I got on Chamber of Commerce about the third meeting I said this town needs some lights. I bought the first one, Tim bought the second one, and I think we had about six all together. After about 3 or 4 years we had less and less. None of them were put up the last two years or so. Someone said the reason they were not up was because they could not find bulbs for them. I don't believe that. What makes me sick is to go to all of these little towns around and see what they have got. It should make you ashamed of what we have got. Any of you remember the year it rained real

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hard on Saturday evening at Stagecoach Days. This was the best year Stagecoach Days ever performed. I think there was 21 large trucks that could not get out of the field so my son and I brought 2 big John Deere Tractors over to pull them out of the field. When they had the Kiss A Pig Contest who usually brought the pig? I brought the pig for whoever got to kiss it. Since my flagpole got broke I have been told a new pole would be put up. That has been four months ago. I am just a little upset over that you never put the pole back up. Do you have any comment about that?

Council Member Sands asked where is that location?

Municipal Manager Madden stated on the corner that we own at Clayton and Main.

Council Member Sands stated we have had a lot of different things going on at that corner before a pole could be put up again. I am sure it is on Scott's agenda to do.

Mr. Izor stated when I put that pole up I put a light on it which cost me \$300.00 to have Cunningham hook it up. It is laying on the ground now. Is there any reason the flagpole is not up?

Municipal Manager Madden stated as I told you the last time you were in here Jim, it will go up this year. There was not a set date for putting that flag pole up; it will go up this year.

Mr. Izor asked what do they have to do?

Municipal Manager Madden stated they are putting a larger flag pole up and cementing it into the ground so that it does not fall over. That was a small flag pole and they are putting up a commercial grade flag pole so it will be larger.

Mr. Izor stated I will not stand out there and watch for it. One more thing I have to say and I am not bragging but I have not been much of a worker these past couple of years. I am an observer. I sit in there and I see a lot that goes on in town so if you have a question about what is going on down the street I might know it.

Council Member Sands stated next is Miranda Armstead and Mady DeVivo, YWCA Dayton 225 N. Barron Street, Eaton, Ohio 45320. The podium is yours ladies. Miranda stated we are with the YWCA Dayton at the Preble County office. We service rural county folks because we know the folks who live out and would rather not go into Dayton. My name is Mady and this is Miranda. Miranda is our interventionist, our outreach coordinator and our advocate. I am our prevention educator so I am charged with going into the junior and senior high schools as well as any mental health communities. You guys know your community best so if you are situated anyway with the libraries, schools or mental health agencies please connect with us. My contact information is on the bottom there and I love to get into the high Schools with the sex education it could lessen the number of sexual violence that can occur on campus. I have also worked with law enforcement in the past.

Council Member Macmann stated so you do presentations.

Mady stated yes. They can be single workshops or group workshops.

Council Member Macmann asked do you charge.

Mady stated no, everything is completely free.

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Council Member Macmann stated I am the manager of the local branch of the library. We are not doing programming right now but I will hold on to this information. We could have you do something at the Library. I will contact you.

Municipal Manager Madden asked have you attended a school board meeting?

Mady stated I have not.

Municipal Manager Madden stated I can pass this along to the Superintendent Greg Williams. If he does not reach out to you I would suggest you attend a school board meeting.

Miranda stated I would like to touch on my outreach services. Mady is going to pass out my business card. I provide outreach services to individuals who are victims or survivors of domestic violence, sexual assault, human trafficking and dating violence. People who may not need shelter but still need case management services, supportive listening, accompaniment to legal appointments, etc. All of our services are free of charge.

Miranda asked would the library have a room so she could meet a client?

Council Member Macmann stated yes.

Miranda asked would there be a charge?

Council Member Macmann stated no. You would have to call to reserve a room.

#### **ADMINISTRATIVE STAFF COMMENTS**

Council Member Sands stated Police Captain Chambers.

Police Captian Chambers stated I have nothing this evening thank you.

Council Member Sands stated any questions for Captain Chambers. Nothing was heard.

Council Member Sands stated Fire Chief Keyser.

Fire Chief Keyser stated 35 closes tomorrow between Lutheran Church and Snyder Road for at least 15 days. The easiest way around would be to go north or south on Lutheran Church and go down to either Old Dayton Road or Mile Road and come back to Snyder. Just go basically around the block. Coming back from a call today I saw the Old Dayton is closed between N. Clayton Road and Brookville-Johnsville which I had not been made aware of. I will find out tomorrow what their plans are. We are selling 9-11 20<sup>th</sup> Anniversary Shirts. Any employee of the Village can purchase them at cost and residents will pay \$20.00 a piece. They are 100 percent cotton blend.

Council Member Joy asked what is the unit on there. It says 343.

Fire Chief Keyser stated that is the number of New York Firemen killed in the World Trade Center.

The deadline to order and turn in your money is August 1, 2021.

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Council Member Sands stated any questions for Fire Chief Keyser. Nothing was heard.

Council Member Sands stated Code Enforcement Administrator is not with us. Does she have anything for us?

Municipal Manager Madden stated she does not have anything tonight. You have her report.

Council Member Sands stated any questions for Melody. Nothing was heard.

Council Member Sands stated Chief Financial Officer Brenda is not with us this evening.

Municipal Manager Madden stated all she has is the motion.

Council Member Sands stated do I have a motion to adopt the June 2021 Financial Report.

Motion by Council Member Thompson, second by Council Member Joy to adopt the June 2021 Financial Report.

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

ALL IN FAVOR. MOTION CARRIED.

Council Member Sands stated Service Department Superintendent Scott Brock. Does he have anything for us?

Municipal Manager Madden stated he does not have anything tonight.

Council Member Sands stated anything to pass on to Scott. Nothing was heard.

Council Member Sands stated Municipal Managers comments.

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

Municipal Manager Madden stated we had our tire recycling last Saturday. We collected 538 tires. The dumpsters were full a little after Noon, which was incredible. That program does not cost us anything. It is provided by Rumpke as part of their trash contract. They provide the dumpsters and we have to man them.

Taco Bell grand opening is July 26<sup>th</sup> at 11:00 a.m. with everyone invited.

The paving was supposed to start on Monday on the small section of Yale Street off of Church Street but with all the rain it was pushed back to tomorrow.

I am requesting an Executive Session pursuant to the Ohio Revised Code § 121.22 (G) (3) to discuss legal matters.

Council Member Sands stated any questions for the manager. Nothing was heard.

Council Member Sands stated we have a request for an Executive Session pursuant to the Ohio Revised Code §121.22 (G) (3) to discuss legal matters.

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**COUNCIL MEMBER COMMENTS**

Council Member Sands stated Doug.

Council Member Thompson stated I have nothing this evening.

Council Member Sands stated Mr. Perkins do you have anything.

Council Member Perkins asked is the installation of water meters a one person job or is it a two person job?

Municipal Manager Madden stated it depends. One person can usually do it but sometimes is a two person job. One person may have to go inside the house, so it all depends on what they are doing.

Council Member Perkins next statement was not audible.

Council Member Sands stated Gale.

Council Member Joy stated I have nothing this evening.

Council Member Sands stated Carol.

Council Member Macmann stated I would like to remind everybody that the Rotary is having a car show on August 7, 2021 from 4:00 pm to 7:00 pm at the Court House. There will be Food Trucks there and lots of cars. The Batmobile will also be there.

Municipal Manager Madden stated I believe there is a DeLorean with a flux capacitor coming.

Council Member Sands stated I have nothing this evening.

**VICE MAYOR'S COMMENTS**

Vice Mayor Nickerson was absent.

**MAYOR'S COMMENTS**

Mayor Arriola was absent.

Council Member Sands stated I have a Manager's request for an Executive Session pursuant to the Ohio Revised Code § 121.22 (G) (3) to discuss legal matters.

Council Member Sands then thanked everyone for coming to the meeting. He then stated Council has a request for an Executive Session and no action will be taken following the Executive Session.

Council Member Sands stated do I have a motion to adjourn to executive session.

Motion by Council Member Macmann, Council Member Thompson to adjourn to executive session.

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

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ALL IN FAVOR. MOTION CARRIED.

Council retired to executive session at 7:50 p.m.

Council Member Sands stated do I have a motion to return to regular session.

Motion by Council Member Thompson, second by Council Member Perkins to return to regular session.

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

ALL IN FAVOR. MOTION CARRIED.

Council returned to regular session at 8:23 p.m.

**ADJOURNMENT**

Council Member Sands stated do I have a motion to adjourn the meeting.

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

ROLL CALL OF ABOVE MOTION: Council Member Joy, yes; Council Member Macmann, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Thompson, yes; 5 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Meeting was adjourned at 8:24 p.m.

Approved:

Ray O'Neil 8/3/2021  
Mayor Date

Andrew J. Wangert August 3, 2021  
Clerk of Council Date