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MUNICIPALITY OF NEW LEBANON

REGULAR COUNCIL MEETING

MAY 21, 2019

7:30 P.M.

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| <p style="text-align: right;">2</p> <p>1 MR. ARRIOLA: I'd like to call to<br/>                 2 order the May 21st, 2019 regular council meeting.<br/>                 3 The first item on the agenda is the invocation and<br/>                 4 then please remain standing for the Pledge of<br/>                 5 Allegiance.<br/>                 6 Bow your heads. Dear God, we seek<br/>                 7 your help with our affairs tonight, bless this<br/>                 8 meeting with your divine intelligence and help us<br/>                 9 to make the best of our own. Please share a<br/>                 10 little of your wisdom with us to help us do right<br/>                 11 by all concerned. Please watch over our employees<br/>                 12 as they go through their daily jobs, our military<br/>                 13 here and around the world. In Jesus's name we<br/>                 14 pray. Amen.<br/>                 15 (Pledge of Allegiance recited.)<br/>                 16 MR. ARRIOLA: First item on the<br/>                 17 agenda is Honorable Judge James Piergies,<br/>                 18 presentation state of Montgomery County courts.<br/>                 19 JUDGE PIERGIES: Good evening<br/>                 20 everybody, good evening ladies and gentlemen. For<br/>                 21 a number of years I've wanted to get out and talk<br/>                 22 to the communities about the status of the courts,<br/>                 23 where we are, what we're doing. Because of the<br/>                 24 negotiations and the meetings that have been going<br/>                 25 on about the courthouses in Montgomery County,</p>                            | <p style="text-align: right;">4</p> <p>1 the future of the courts would be. Everybody<br/>                 2 showed up, and we invited the county commissioners<br/>                 3 as well as the county administrator. Now Mike<br/>                 4 Foley, the past county commissioner. Dan Foley,<br/>                 5 excuse me, showed up, with Mike -- Joe Tuss, who<br/>                 6 was the county administrator at the time, and we<br/>                 7 thought we would kind of put them on the spot and<br/>                 8 we did, and they said we're moving you guys to the<br/>                 9 Reibold Building. We're going to close down the<br/>                 10 courts and move to the Reibold Building.<br/>                 11 So we began a series of negotiations<br/>                 12 with various folks and finally we were able to get<br/>                 13 the county commissioners to agree that it was a<br/>                 14 good idea to keep the courts local in the local<br/>                 15 jurisdictions. So after about two or three years<br/>                 16 we finally got into a -- a conference with them<br/>                 17 where we were able to sit down and discuss what<br/>                 18 was going to happen with the court system.<br/>                 19 When the last courthouses were built,<br/>                 20 as you folks probably know, at the end of the<br/>                 21 term, the courts would escheat to the local<br/>                 22 jurisdictions. They would then take over the<br/>                 23 buildings and then the question would be what<br/>                 24 would happen at that point, would we sign another<br/>                 25 lease, would we move to the Reibold Building, what</p> |
| <p style="text-align: right;">3</p> <p>1 it's -- it's been difficult for me to get out.<br/>                 2 However, I'm here today, I guess, with some good<br/>                 3 news.<br/>                 4 We started out five years ago where<br/>                 5 the county was talking about moving the courts to<br/>                 6 the Reibold Building in downtown Dayton. They<br/>                 7 were going to close both courthouses and move the<br/>                 8 entire county court program downtown to Dayton and<br/>                 9 we wouldn't have courts in the community any more.<br/>                 10 Whenever we needed something, we would have to go<br/>                 11 to Dayton. And we realized there were issues<br/>                 12 related to that, parking, and issues of that<br/>                 13 nature that would come up that would be difficult<br/>                 14 for the citizenry.<br/>                 15 And so hearing the rumors, we tried<br/>                 16 to get a meeting with the county to try to find<br/>                 17 out what was going on. As the administrative<br/>                 18 judge at the time, I thought it was important that<br/>                 19 we begin to speak with the county about what was<br/>                 20 going to happen.<br/>                 21 We could not find anybody that would<br/>                 22 sit down with us and explain to us what was going<br/>                 23 on. So we called a meeting and we invited all the<br/>                 24 participants, all the county jurisdictions to come<br/>                 25 out and to meet with us and to talk about what was</p> | <p style="text-align: right;">5</p> <p>1 would we do.<br/>                 2 Over a period of years, we've<br/>                 3 discussed it, we've sat in meetings for about four<br/>                 4 or five years. I have my chief of probation, Dean<br/>                 5 Johnson, with me. He sat in the meetings with me.<br/>                 6 And he was representing that member -- that aspect<br/>                 7 of the court system. And we went back and forth<br/>                 8 and back and forth with the county.<br/>                 9 At one point -- they started out we<br/>                 10 were going to be in the Reibold Building. At one<br/>                 11 point they were going to build a brand-new<br/>                 12 building to consolidate both courts in Harrison<br/>                 13 Township. There was a proposal that we would<br/>                 14 consolidate everything in Huber Heights and that<br/>                 15 all -- and that this court system would move to<br/>                 16 Huber Heights and the entire county court system<br/>                 17 would be in Huber Heights.<br/>                 18 When that idea came up, I advised<br/>                 19 them that I thought there would be a lot of push<br/>                 20 back from the west side of town. I live on the<br/>                 21 west side of town. Okay. So I kind of figured<br/>                 22 that the west side of town would not be in favor<br/>                 23 of not having any court presence on this side of<br/>                 24 town. So we -- we talked -- again, we went back<br/>                 25 and forth, around, around.</p>   |

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1           Finally they decided that there are  
 2 going to be two courts. There's going to be one  
 3 in Huber Heights. They're going to build a  
 4 brand-new building in Trotwood and at least that's  
 5 the last I heard and they're going to build a  
 6 brand-new building in Trotwood and we will  
 7 continue to have a court presence on each side of  
 8 town.

9           So the good news is that the west  
 10 side of town will have a court building and a  
 11 court that they can go to which alleviates some of  
 12 the problems that the chiefs brought to the  
 13 attention of the commissioners when they went down  
 14 to the meeting to discuss the matter with them.

15           And so there's apparently going to be  
 16 some -- in the very near future, we should be  
 17 sitting down and going over plans about what's  
 18 going to happen. The Huber Heights building  
 19 apparently is going to be expanded and it's going  
 20 to -- I don't know how much room they're going to  
 21 add to it, but they're going to reconfigure it for  
 22 sure and get some more room out of Huber Heights  
 23 because it's pretty tight. Now, the building here  
 24 is about 17,500 square feet and the building in  
 25 Huber Height is about 12,500 and it's pretty --

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1 pretty tight.

2           The new building that's proposed is  
 3 going to be 14,500 square feet approximately. And  
 4 so as recently as -- as this week, there were  
 5 discussions about whether or not we could get  
 6 another -- a title bureau and a BMV office also on  
 7 this side of town so that we could have access to  
 8 those services, because as you know, they've moved  
 9 out of Trotwood and now it's a little difficult  
 10 for folks on this side of town to get their  
 11 licenses and their titles taken care of.

12           So it's been a long process. We're  
 13 finally getting around to the point that I think  
 14 we see some light at the end of the tunnel. I've  
 15 had a lot of success working with Debbie Lieberman  
 16 as a commissioner, Judy Dodge as a commissioner,  
 17 Carolyn Rice just came on recently but she seems  
 18 very much amenable to keeping the courts local and  
 19 she's pretty responsive to our needs.

20           I know that you folks have worked  
 21 hard on this to try to figure out what we were  
 22 going to do and where we were going to go with it  
 23 and it's probably coming down to the point where  
 24 there's going to be a decision made pretty quickly  
 25 about what exactly they're going to do. I thought

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1 we might know by now but we aren't -- we aren't  
 2 there quite yet.

3           I know your city manager has talked  
 4 to -- to the folks downtown. I don't know what  
 5 the -- what the outcome of those discussions have  
 6 been, whether or not they've been responsive to  
 7 any of the things that have been discussed. At a  
 8 couple of meetings, probably this year, I think I  
 9 threw this building on the table twice to see if  
 10 they would bite and see if they -- that could save  
 11 them some money in terms of construction costs;  
 12 and both times they indicated to me that that was  
 13 not going to happen.

14           So what happens, I don't know. But,  
 15 you know, so far our role has been limited to --  
 16 it's twofold. Number one, keeping the courts  
 17 local and keeping a court on this side of town in  
 18 some way, shape or form, in some area; and the  
 19 other one is to try to make sure that the  
 20 configuration of the court, that the plans for the  
 21 court meet our needs and that we are able to -- we  
 22 are able to build a courthouse that we can  
 23 function in that suit the needs of the community.

24           I know at one time, I think in  
 25 October, there was -- there was a news conference

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1 and at the news conference it was announced that  
 2 we were going to take the old library building in  
 3 Trotwood and have 6,000 square feet for a  
 4 courthouse. And that was ridiculous. That's  
 5 obviously not -- doesn't suit anybody's needs and  
 6 that was shot down rather quickly.

7           But it just gives you an idea of how  
 8 things have rolled through. We just -- it just  
 9 keeps moving. Every time we talk about it,  
 10 there's a different target.

11           But when this is going to happen, I'm  
 12 not sure. It will probably be I'm gonna say two  
 13 years before they finally get around to it and  
 14 they open the doors, if then. But they're --  
 15 they're talking about putting some plans on the  
 16 table as before the end of this year so that we  
 17 can begin to take a look at it.

18           One of the things that happened as a  
 19 result of this process of looking at the  
 20 courthouse is they did a statistical analysis of  
 21 the cases in terms of the courthouses and where  
 22 they came from. We found out that the cases in --  
 23 for civil court, come pretty much from the local  
 24 jurisdiction, that is the civil cases that are  
 25 filed in our court come from New Lebanon,

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| <p style="text-align: right;">10</p> <p>1 Brookville, Trotwood, Perry Township, places like<br/>2 that, Jackson Township, Jefferson Township. And<br/>3 so it was kind of a local -- a local issue for the<br/>4 civil cases. These are things like evictions,<br/>5 small claims cases and things of that nature.<br/>6           The criminal cases were interesting<br/>7 because they kind of came from all over. There<br/>8 was a large conglomeration of cases that came out<br/>9 of Dayton. There was a lot of folks who had come<br/>10 here from Dayton that had committed crimes. Not a<br/>11 lot of them in New Lebanon, but enough -- enough<br/>12 to be a significant representation.<br/>13           New Lebanon doesn't have a lot of<br/>14 cases with us, which means crime is not -- is not<br/>15 a huge problem here, although it's a problem every<br/>16 place. We've noticed some uptick in terms of that<br/>17 with the -- with the drug problems that's going on<br/>18 and those types of things.<br/>19           But New Lebanon's crime situation has<br/>20 been pretty stable over the years, it hasn't<br/>21 really gotten terribly bad. It's gotten slightly<br/>22 worse over the years but nothing like some of the<br/>23 other jurisdictions. I know Huber Heights on the<br/>24 other side of town for some reason has attracted a<br/>25 lot more crime than -- than even this side of town</p> | <p style="text-align: right;">12</p> <p>1 Dayton has five full-time judges and three<br/>2 full-time magistrates. And it's one of the courts<br/>3 that they're talking about taking a look at in<br/>4 terms of how many judges do they really need in<br/>5 Dayton to kind of handle their caseload. But we<br/>6 did that in advance and we're down to where we<br/>7 need to be so we're not going to have to worry<br/>8 about that for a long time.<br/>9           But anyway, that's kind of where<br/>10 we're at. We're trying to -- we're trying to make<br/>11 things better. I think we have made things<br/>12 better. I got here two years ago and I think it's<br/>13 been a big improvement. I think we're enforcing<br/>14 the law to a greater degree. Our probation cases<br/>15 are now manageable.<br/>16           When we got here, the probation cases<br/>17 were astronomically high because the problem was<br/>18 was there was a lot of people on probation but<br/>19 they weren't enforcing that. So we're now<br/>20 enforcing that. We're starting to require that<br/>21 people show up for court. We make sure they pay<br/>22 their fines and court costs and make sure they do<br/>23 all the things they need to do within our limited<br/>24 ability to do so but we pretty much have improved<br/>25 upon that aspect of it.</p> |
| <p style="text-align: right;">11</p> <p>1 has and that's probably a product of things in<br/>2 Dayton going south to some degree. But I think<br/>3 your folks here have done a pretty good job of<br/>4 keeping an eye on things and keeping a handle on<br/>5 things.<br/>6           Since -- since I took the bench 26<br/>7 years ago, we now have full-time judges.<br/>8 That's -- that's a big improvement in the court<br/>9 system. At one point the judges would come in for<br/>10 one night a week and they would hear cases, Ron<br/>11 probably remembers those days. And would hear<br/>12 cases for about three or four hours in the<br/>13 evening. If you got lucky, you might get out in<br/>14 three or four hours; but over a period of time we<br/>15 were able to convince the legislature to make<br/>16 these full-time judgeships.<br/>17           The tradeoff for that was that we<br/>18 would attrit down from five part-time judges to<br/>19 two full-time judges and we have now done that.<br/>20 We now have one judge on each side of town, one<br/>21 here and one in Huber Heights.<br/>22           The Supreme Court is looking at<br/>23 lowering the number of judges that many courts<br/>24 have because they -- it just doesn't justify it<br/>25 with the case loads. I'll give you an example.</p>   | <p style="text-align: right;">13</p> <p>1           So I think -- I think things have<br/>2 gotten better and hopefully in the future it will<br/>3 continue on that way and we'll continue to make<br/>4 improvements.<br/>5           So I thank you for the opportunity<br/>6 tonight to address you. Does anyone have any<br/>7 questions or anything that I can answer?<br/>8           MS. MADDEN: I'd just like to add, I<br/>9 did go talk to the county commissioners and I -- I<br/>10 did plead our case that we have a 17,000 square<br/>11 foot building over here that's perfectly sized.<br/>12 You're actually building one smaller than that now<br/>13 in Trotwood.<br/>14           As a taxpayer in Montgomery County, I<br/>15 think it's wasteful spending to build a court when<br/>16 you have a perfectly good court here. But that<br/>17 doesn't seem to be the commissioners' state of<br/>18 mind.<br/>19           JUDGE PIERGIES: Uh-hum.<br/>20           MS. MADDEN: Just so you know, I --<br/>21 you know, I've done my due diligence, short of all<br/>22 of us marching down there to a commission meeting,<br/>23 that's about the only -- the only other option.<br/>24           JUDGE PIERGIES: Yeah, we -- when<br/>25 they talked about cost savings. I would say,</p>   |

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| <p style="text-align: right;">14</p> <p>1 okay, well, what about -- you know, we've got a<br/> 2 building here, what about that. And at one<br/> 3 point -- I don't know. I know early on, we<br/> 4 were -- we were really unsure what was happening.<br/> 5 But I'm not -- I have an opinion of what was going<br/> 6 on. I think they were just kind of turning it<br/> 7 until they saw what was going on with the leases.<br/> 8           Because early on and Dean can attest<br/> 9 to the fact that we spent -- we spent days and<br/> 10 weeks and months in -- in a room talking about it<br/> 11 and not making any headway. It just didn't seem<br/> 12 like we were going anyplace. We couldn't make any<br/> 13 decisions. Every time we would talk about<br/> 14 something, it would change.<br/> 15           Now, that whole group of folks is<br/> 16 gone. All those -- all those folks from downtown<br/> 17 that were in the county administrator's office are<br/> 18 gone. We got a whole new set. And these folks<br/> 19 seem more committed to doing something, but I<br/> 20 think early on it was we -- I'm not sure they --<br/> 21 they knew what they wanted to do and -- and it was<br/> 22 just a question of they knew they had a building<br/> 23 downtown and they knew they wanted to stick us in<br/> 24 it, which was the Reibold Building, but I think<br/> 25 over a period of time we've been able to get away</p> | <p style="text-align: right;">16</p> <p>1 know, you at least ought to have some kind of<br/> 2 presence on this side of town. If you're not<br/> 3 going to have a full blown court, you ought to at<br/> 4 least have something to meet the needs of the<br/> 5 community in terms of small claims cases and --<br/> 6 and evictions and things of that nature, things<br/> 7 that we know impact on the citizenry.<br/> 8           And we were able to convince them of<br/> 9 that to some degree and then suddenly when -- when<br/> 10 the new administration came in, we start talking<br/> 11 about what we were going to do and they seem<br/> 12 committed to have something on this side of town,<br/> 13 which is at least somewhat of a victory.<br/> 14           MS. MADDEN: Well, I'll disagree with<br/> 15 that. But, okay.<br/> 16           JUDGE PIERGIES: Yeah.<br/> 17           MS. MADDEN: I mean, I went to them<br/> 18 with a more than fair offer, I can guarantee you<br/> 19 that. And basically they're hell bent, basically,<br/> 20 I'm moving to Trotwood for whatever reason. My --<br/> 21 my concern with that again is they're catering to<br/> 22 the criminals as opposed to anyone else, which I<br/> 23 have a problem with that too.<br/> 24           JUDGE PIERGIES: Uh-hum.<br/> 25           MS. MADDEN: Yeah, if your bulk of</p> |
| <p style="text-align: right;">15</p> <p>1 from that.<br/> 2           And it -- I mean, it took -- it took<br/> 3 some real work. I mean, I remember one meeting<br/> 4 where the county commissioner sent their<br/> 5 administrative aids down to make sure that the<br/> 6 county administrator said to us what he was<br/> 7 supposed to say, which was at -- that the Reibold<br/> 8 Building was off the table, because we were making<br/> 9 a lot of noise about the fact that they were going<br/> 10 to put us in a substandard building without<br/> 11 adequate room and that it was going to be in a bad<br/> 12 area and there was no parking and it was<br/> 13 inconvenient for the citizenry.<br/> 14           And so I remember when they came down<br/> 15 and they actually had their folks sit in the<br/> 16 audience to make sure that it was presented the<br/> 17 way it was supposed to be presented. So it was<br/> 18 kind of touch and go. But as far as I could tell<br/> 19 at this point, that's what I've reported is where<br/> 20 we are and I'm hoping that if nothing else, we've<br/> 21 saved -- we've saved the ability of your folks to<br/> 22 have to drive to Huber Heights to file their<br/> 23 paperwork and do their cases.<br/> 24           I remember when it came up, they were<br/> 25 going to move everything to Huber, I said, you</p>   | <p style="text-align: right;">17</p> <p>1 criminals are in Trotwood, great, fine. So build<br/> 2 a courthouse for them, I guess, so they can come.<br/> 3 That's kind of a weird idea.<br/> 4           JUDGE PIERGIES: Yeah. Well, the<br/> 5 commissioners are -- it's -- it's interesting<br/> 6 because I think sometimes the bureaucrats downtown<br/> 7 are driving this and that sometimes the<br/> 8 commissioners have to catch up. And I'm not sure<br/> 9 exactly where they are.<br/> 10           It seems to me like you're right,<br/> 11 they are committed to Trotwood at this point. So<br/> 12 whether or not they stay there, I don't know. But<br/> 13 at this point in time what I'm interested in,<br/> 14 number one, is having community based courts and<br/> 15 trying to get a building that meets our needs at<br/> 16 this point, so I guess location is going to be up<br/> 17 to them, but I thank you for your time and if --<br/> 18 yes, sir.<br/> 19           MR. ARRIOLA: Judge, would you take a<br/> 20 comment or a question from the audience?<br/> 21           JUDGE PIERGIES: Certainly. Yes,<br/> 22 ma'am.<br/> 23           MS. BEMIS: I -- so in your words,<br/> 24 what's the purpose of moving -- like she said, a<br/> 25 facility that is adequate size and meets your</p>  |

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| <p style="text-align: right;">18</p> <p>1 needs to a location what, five miles away?</p> <p>2 JUDGE PIERGIES: The purpose? I</p> <p>3 don't know the purpose of it. I do know that that</p> <p>4 is what they seem to be committed to at this</p> <p>5 point. They don't -- they haven't shared with me</p> <p>6 the purpose of it.</p> <p>7 What they have -- what they have said</p> <p>8 to me on two separate occasions when I brought up</p> <p>9 the idea -- and remember, this idea just came up</p> <p>10 late because we were at the table for five years</p> <p>11 and it was never really discussed what was going</p> <p>12 to happen with this building. However, when I</p> <p>13 threw it on the table twice, both times they</p> <p>14 indicated, no, we're not doing that. We're going</p> <p>15 to build a new building in Trotwood and --</p> <p>16 MS. BEMIS: So does anybody know</p> <p>17 offhand what the cost of this area one was</p> <p>18 approximately to build?</p> <p>19 JUDGE PIERGIES: Huh-uh.</p> <p>20 MS. MADDEN: I don't remember.</p> <p>21 JUDGE PIERGIES: I don't know. That</p> <p>22 was 20 years ago.</p> <p>23 MS. MADDEN: I don't remember.</p> <p>24 MS. BEMIS: Okay. And that's -- and</p> <p>25 then (indiscernible) just recently got paid off.</p> | <p style="text-align: right;">20</p> <p>1 MS. BEMIS: Right. That's what I</p> <p>2 don't -- I mean, because we're obviously a</p> <p>3 resident of the village. I mean, we also still</p> <p>4 live in Montgomery County. So that's the thing,</p> <p>5 it's just that as a taxpayer, I mean, I'm not a</p> <p>6 certified accountant or anything, but it just</p> <p>7 doesn't sound very smart with public money. It's</p> <p>8 just -- I don't understand the consent.</p> <p>9 JUDGE PIERGIES: That's what your</p> <p>10 city manager --</p> <p>11 MS. MADDEN: That was my whole point.</p> <p>12 JUDGE PIERGIES: -- said.</p> <p>13 MS. BEMIS: Yeah.</p> <p>14 MS. MADDEN: And that's what I said,</p> <p>15 unless we all march down to a commission meeting,</p> <p>16 your answers are at the commission meeting,</p> <p>17 they're not -- the judge doesn't have them.</p> <p>18 UNIDENTIFIED SPEAKER: Let us know</p> <p>19 when.</p> <p>20 MS. MADDEN: Yeah.</p> <p>21 (Indiscernible conversation.)</p> <p>22 MS. BEMIS: Is that the</p> <p>23 (indiscernible) or Montgomery County was not able</p> <p>24 to reach a lease agreement with the village that</p> <p>25 we would not (indiscernible).</p>                              |
| <p style="text-align: right;">19</p> <p>1 MS. MADDEN: Yes.</p> <p>2 JUDGE PIERGIES: Right.</p> <p>3 MS. MADDEN: That was paid off in</p> <p>4 December so it's -- it's free and clear.</p> <p>5 MS. BEMIS: Right. So --</p> <p>6 JUDGE PIERGIES: And by the way, you</p> <p>7 folks -- you folks get that building. I mean,</p> <p>8 that -- that was --</p> <p>9 MS. BEMIS: Oh, I know. That was</p> <p>10 (indiscernible).</p> <p>11 JUDGE PIERGIES: -- that was the</p> <p>12 understanding at the time that after -- after the</p> <p>13 building was paid for, it would be -- it would</p> <p>14 be -- it would escheat to the local jurisdictions.</p> <p>15 MS. BEMIS: Right. No, but I --</p> <p>16 MS. MADDEN: But I was in the meeting</p> <p>17 he's talking about and you're looking at what, 3</p> <p>18 million, I believe, or so to build in Trotwood.</p> <p>19 JUDGE PIERGIES: I think so.</p> <p>20 MS. MADDEN: I believe is -- is --</p> <p>21 and -- and don't forget they still have to</p> <p>22 readjust and add to Huber Heights building.</p> <p>23 MS. BEMIS: Right.</p> <p>24 MS. MADDEN: For probably another</p> <p>25 million.</p>   | <p style="text-align: right;">21</p> <p>1 JUDGE PIERGIES: I don't know. To be</p> <p>2 quite honest with you. I --</p> <p>3 MS. MADDEN: No, that's not the case</p> <p>4 at all. They basically came -- we have a lease</p> <p>5 agreement through next year.</p> <p>6 MS. BEMIS: Right.</p> <p>7 MS. MADDEN: And they basically have</p> <p>8 said they're leaving after that. They've never</p> <p>9 once came and said anything else.</p> <p>10 MS. BEMIS: But you were -- but you</p> <p>11 were saying you were giving them --</p> <p>12 MS. MADDEN: I -- I -- I talked to --</p> <p>13 yeah, I talked to the finance guy with the county</p> <p>14 and we had --</p> <p>15 MS. BEMIS: (Indiscernible).</p> <p>16 MR. MADDEN: -- yeah. We had a</p> <p>17 conversation but that was just he and I having a</p> <p>18 conversation. That was not the commissioners</p> <p>19 making a decision.</p> <p>20 MS. BEMIS: I'm just curious that</p> <p>21 maybe that will be how -- you know, no call or</p> <p>22 e-mail. I'm just out of -- I mean it just doesn't</p> <p>23 make sense. I -- I don't see now, had we</p> <p>24 complained because it was bringing, it was, you</p> <p>25 know, increasing our criminal activity here and as</p> |

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| <p style="text-align: right;">22</p> <p>1 a village we had gone and said hey, look, take<br/>                 2 your courts out of here, I could see that or, hey,<br/>                 3 look, we're going to be moving it 25 miles this<br/>                 4 way, but to move something really four to six<br/>                 5 miles away when so much money is --<br/>                 6 JUDGE PIERGIES: Can I tell you --<br/>                 7 MS. BEMIS: -- (indiscernible).<br/>                 8 JUDGE PIERGIES: I disagree with<br/>                 9 that. And I'll tell you why. Because they were<br/>                 10 going to move it 25 miles away to Dayton. They<br/>                 11 were going to put us in the Reibold Building<br/>                 12 because they had a building that they owned and<br/>                 13 they were going to try to reconfigure it and cram<br/>                 14 us into a building that didn't have adequate space<br/>                 15 just for the cost savings benefit of it.<br/>                 16 And what we said was let -- why don't<br/>                 17 you look at the benefit to the populus. Look at<br/>                 18 the public and what it does to them. So the fact<br/>                 19 that it's only going five miles down the road is a<br/>                 20 lot better than having to travel to Dayton and try<br/>                 21 to look for parking down there.<br/>                 22 They had a parking garage that we did<br/>                 23 a survey of when they talked about the Reibold<br/>                 24 Building and it's full almost every day. And<br/>                 25 people are driving around town looking for parking</p>                                    | <p style="text-align: right;">24</p> <p>1 road. It's better than going to Dayton and being<br/>                 2 in a building and having everybody to try to go<br/>                 3 downtown to do that. So that -- that was a<br/>                 4 victory for us.<br/>                 5 MS. BEMIS: Well, and I know you --<br/>                 6 (indiscernible).<br/>                 7 JUDGE PIERGIES: And your question --<br/>                 8 MS. BEMIS: I mean, I --<br/>                 9 (indiscernible).<br/>                 10 JUDGE PIERGIES: Yeah.<br/>                 11 MS. BEMIS: -- I know you're not<br/>                 12 making the decision.<br/>                 13 JUDGE PIERGIES: Right. And -- and<br/>                 14 the question -- in response to your question about<br/>                 15 the lease stuff. There were -- when I had -- when<br/>                 16 I started my committee, when I had the first<br/>                 17 meeting, I had everybody there and over a period<br/>                 18 of years, the -- the county kind of took over and<br/>                 19 they started to have meetings and there were<br/>                 20 meetings that I wasn't involved in and didn't know<br/>                 21 anything about.<br/>                 22 The October meeting was a good<br/>                 23 example of that. There had meetings about moving<br/>                 24 us to Trotwood, taking over the old library and<br/>                 25 having a 6,000 square foot courthouse and I said</p>  |
| <p style="text-align: right;">23</p> <p>1 spots and they're parking in handicapped or<br/>                 2 everything else they could find and so we brought<br/>                 3 all this information to the county and we said do<br/>                 4 you understand what's going to happen on a court<br/>                 5 day when you take all of the northern tier of<br/>                 6 Montgomery County and cram them into Dayton<br/>                 7 simply for whatever reason, to fill up this<br/>                 8 building, it doesn't make any sense.<br/>                 9 So reality is is that -- that -- even<br/>                 10 though -- even though it's not perceived as a win<br/>                 11 for New Lebanon, what they started with was a lot<br/>                 12 worse, was a lot worse and it was going to result<br/>                 13 in the same thing. We weren't going to have -- we<br/>                 14 weren't going to have courts out in the community.<br/>                 15 And so by working through this, we were able to<br/>                 16 convince the commissioners to take a look at what<br/>                 17 was being proposed by the county administrator and<br/>                 18 to move it to an area that at least kept it in the<br/>                 19 communities.<br/>                 20 And at that point, there was no<br/>                 21 decision made about where it was going to be. It<br/>                 22 was just like we're not going to send you<br/>                 23 downtown. So the fact is that this -- this move<br/>                 24 to Trotwood is in a way somewhat of a victory even<br/>                 25 though it's five years down -- five miles down the</p> | <p style="text-align: right;">25</p> <p>1 where did all this happen? Where -- where was<br/>                 2 this --<br/>                 3 MS. BEMIS: That was the cost saving?<br/>                 4 JUDGE PIERGIES: I guess. I don't<br/>                 5 know. Because I hit the roof and probably got a<br/>                 6 little more upset than I should have. But I said<br/>                 7 I don't know where you guys are coming from.<br/>                 8 First of all, there's not -- there were only five<br/>                 9 in the room. You five people don't have an idea<br/>                 10 what the courts need. I'm the only one that does<br/>                 11 because I work in them every day and I'm in them<br/>                 12 all the time and these folks had never been in<br/>                 13 that situation.<br/>                 14 So we had that go around and then<br/>                 15 they got off of that and then they finally had the<br/>                 16 architects come in and they looked at the library<br/>                 17 and they decided it was inadequate and then they<br/>                 18 were going to do something else. So there's --<br/>                 19 there's a lot of moving parts here that you have<br/>                 20 to keep aware of and there's parts that I don't<br/>                 21 know. I was not privy to the meeting that your<br/>                 22 city manager had with the -- with the<br/>                 23 commissioners.<br/>                 24 So there's -- there's meetings that<br/>                 25 take place that -- that all of us aren't sitting</p> |

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| 26 | <p>1 there talking about it. And I -- I would have<br/>                 2 preferred it to be a little more open so that I<br/>                 3 knew what was happening. But --<br/>                 4 MS. BEMIS: Yeah. And I don't even<br/>                 5 think the word is open. I think just maybe, like,<br/>                 6 you know, a good answer. This is something that,<br/>                 7 you know -- something that makes sense. They<br/>                 8 want -- they want -- you say they want to put you<br/>                 9 guys down in the Reibold Building to save money.<br/>                 10 JUDGE PIERGIES: Right.<br/>                 11 MS. BEMIS: Okay. So then you would<br/>                 12 think that kind of (indiscernible) hey you know<br/>                 13 what, let's keep them here, area one. It's in a<br/>                 14 community, it's in the area that we want to stay.<br/>                 15 It accommodates us but now they're not saving<br/>                 16 money on the Reibold Building, they're skipping us<br/>                 17 up and they're just going to go and just start a<br/>                 18 whole new thing five miles down the road.<br/>                 19 JUDGE PIERGIES: Uh-hum.<br/>                 20 MR. ARRIOLA: Shannon, if he -- if I<br/>                 21 could, I like --<br/>                 22 MS. BEMIS: There's something I'm<br/>                 23 missing (indiscernible).<br/>                 24 MR. ARRIOLA: I think the judge has<br/>                 25 answered what he can.</p> | 28 | <p>1 MS. MADDEN: That's what we're doing.<br/>                 2 JUDGE PIERGIES: -- and we get that<br/>                 3 too.<br/>                 4 MS. MADDEN: And the difference,<br/>                 5 here's the difference from going -- from the<br/>                 6 Reibold to Trotwood, it means our police officers<br/>                 7 instead of spending a day on the road when they<br/>                 8 have to file paperwork and do whatever, they get<br/>                 9 to spend half a day doing it as opposed to maybe<br/>                 10 an hour or 15 minutes.<br/>                 11 JUDGE PIERGIES: I mean, and that was<br/>                 12 one of the (indiscernible).<br/>                 13 MS. MADDEN: And that's Brookville.<br/>                 14 All of them.<br/>                 15 JUDGE PIERGIES: That's one of<br/>                 16 arguments we made, if you -- if you have to take,<br/>                 17 you know, one of the things I -- we suggested, if<br/>                 18 you're going to do this, then you need to have a<br/>                 19 central location where all of the police<br/>                 20 departments can drop their stuff and take it at<br/>                 21 one point and have one guy go to the Huber Heights<br/>                 22 instead of six.<br/>                 23 UNIDENTIFIED SPEAKER: Right.<br/>                 24 JUDGE PIERGIES: And then that's, you<br/>                 25 know, not easy to do facilitate either. So it's</p>     |
| 27 | <p>1 MS. BEMIS: Oh, I'm not saying<br/>                 2 (indiscernible).<br/>                 3 MR. ARRIOLA: Yeah. There's nothing<br/>                 4 more than -- it's -- it's the commission. There's<br/>                 5 nothing more. I mean, Glenna has tried to --<br/>                 6 MS. MADDEN: And I met with each --<br/>                 7 MR. ARRIOLA: -- get through to them.<br/>                 8 MS. MADDEN: -- commissioner<br/>                 9 independently, not together.<br/>                 10 MS. BEMIS: Right. Right.<br/>                 11 MR. ARRIOLA: Right.<br/>                 12 MS. MADDEN: So it was not at an open<br/>                 13 meeting.<br/>                 14 MS. BEMIS: I think just an answer<br/>                 15 with just maybe would (indiscernible).<br/>                 16 JUDGE PIERGIES: And I think --<br/>                 17 MS. MADDEN: That's a commission<br/>                 18 meeting, Shannon.<br/>                 19 JUDGE PIERGIES: Yeah. She got the<br/>                 20 answer. The answer isn't really -- I'm not so<br/>                 21 sure it's clear. It's actually --<br/>                 22 MS. MADDEN: Yeah. There was no real<br/>                 23 answer other than that's what we're doing.<br/>                 24 JUDGE PIERGIES: That's what we're<br/>                 25 doing. Yeah. And --</p>  | 29 | <p>1 just it's problematic in a lot of ways. But, you<br/>                 2 know, when -- when you have a jurisdiction like<br/>                 3 ours that's kind of spread out, it does make it<br/>                 4 difficult. It does -- you know, it would be nice<br/>                 5 if we had a court in every town, but it's not<br/>                 6 feasible with the cost involved. It's just<br/>                 7 (indiscernible) astronomical and the fact that the<br/>                 8 county does provide these (indiscernible) is a<br/>                 9 good thing for jurisdictions. But sometimes they<br/>                 10 make decisions that we don't necessarily agree<br/>                 11 with.<br/>                 12 UNIDENTIFIED SPEAKER: Have they<br/>                 13 chosen a site for.<br/>                 14 JUDGE PIERGIES: Pardon?<br/>                 15 UNIDENTIFIED SPEAKER: Have they<br/>                 16 chosen a site for --<br/>                 17 JUDGE PIERGIES: No. They've given<br/>                 18 us three sites, that was the old library. There<br/>                 19 was -- there was a sight next to the library<br/>                 20 that -- that apparently, what was it next door to.<br/>                 21 UNIDENTIFIED SPEAKER: Lee's.<br/>                 22 JUDGE PIERGIES: Lee's, next to<br/>                 23 Lee's. What was going in there.<br/>                 24 UNIDENTIFIED SPEAKER: Oh the new<br/>                 25 library (indiscernible).</p> |



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| 30 | <p>1 JUDGE PIERGIES: And then<br/>                 2 (indiscernible) is going into that area. And then<br/>                 3 there's the Lee's chicken. There's an area there<br/>                 4 they were talking about that it was an area behind<br/>                 5 that on Olive Road that they're talking about,<br/>                 6 which is around the old city building for<br/>                 7 Trotwood.<br/>                 8 UNIDENTIFIED SPEAKER: So in addition<br/>                 9 to the building costs, they've also got a land<br/>                 10 costs.<br/>                 11 MS. MADDEN: Uh-hum.<br/>                 12 JUDGE PIERGIES: Well, I think the<br/>                 13 land, as I understand it, is being donated by<br/>                 14 Trotwood. So it was land that they had and they<br/>                 15 were donating it.<br/>                 16 MS. MADDEN: Uh-hum.<br/>                 17 JUDGE PIERGIES: As far as I know.<br/>                 18 But, again, Ron, you know, the problem is is those<br/>                 19 are the types of things when we sit down and we<br/>                 20 begin to talk about things, we have to sit down<br/>                 21 and find out exactly what those -- those things<br/>                 22 are because I heard there was going to be some --<br/>                 23 ec -- ecological things that they had to do. They<br/>                 24 had to go through and do a survey of the site and<br/>                 25 find out what's under there and whether or not it</p> | 32 | <p>1 cost, what it's going to cost for the ecological<br/>                 2 things they have to do, the parking lot. I mean<br/>                 3 there's a lot of cost to it that's more than just<br/>                 4 the building.<br/>                 5 JUDGE PIERGIES: Oh, I know.<br/>                 6 UNIDENTIFIED SPEAKER: And they might<br/>                 7 find that it's not a bad -- not a bad deal to stay<br/>                 8 here.<br/>                 9 JUDGE PIERGIES: I went through this<br/>                 10 building -- I mean, I was a minor player because<br/>                 11 Judge Hensley was the presiding judge, Judge<br/>                 12 Hensley, Sr., was the presiding judge here but,<br/>                 13 you know, yeah, there's a lot to it and it's --<br/>                 14 it's amazing when you're the front line guy<br/>                 15 instead of the back door guy what goes into it and<br/>                 16 how the decisions are made.<br/>                 17 That you wonder -- you wonder<br/>                 18 sometimes how they come -- for example, they put<br/>                 19 me in a room and said they were going to have a<br/>                 20 6,000 square foot courthouse in the old -- in the<br/>                 21 old library building and I said, you know, what is<br/>                 22 that 6,000 square feet is nothing.<br/>                 23 You know, you're complaining<br/>                 24 Trotwood -- or Huber is too small because it's<br/>                 25 12,000, who made that decision? Well, it doesn't</p> |
| 31 | <p>1 can be used and who knows. I mean --<br/>                 2 MS. MADDEN: And each of those things<br/>                 3 cost money.<br/>                 4 JUDGE PIERGIES: Yeah.<br/>                 5 MS. MADDEN: And there's a court over<br/>                 6 here that's the right size.<br/>                 7 JUDGE PIERGIES: Yeah, we've been<br/>                 8 through this for five years.<br/>                 9 MS. MADDEN: Awesome.<br/>                 10 JUDGE PIERGIES: I mean, we've been<br/>                 11 through it for five years, you know. And it's --<br/>                 12 it's always up and down and around, around and who<br/>                 13 knows.<br/>                 14 UNIDENTIFIED SPEAKER: Well, I<br/>                 15 just -- I just think that one of the points is in<br/>                 16 addition to convenience for everybody, because<br/>                 17 even going to Trotwood, I mean, people from<br/>                 18 Jackson Township and Jefferson Township are going<br/>                 19 to have to go a lot further than we are. So it's<br/>                 20 an inconvenience to them. But I -- I really can't<br/>                 21 imagine that they've made a final decision until<br/>                 22 they get some figures.<br/>                 23 They get -- they get a plan, what<br/>                 24 kind of building they're going to build, how much<br/>                 25 is it going to cost, how much is the land going to</p>  | 33 | <p>1 matter. Hopefully -- I guess we're past that. I<br/>                 2 don't know.<br/>                 3 MS. MADDEN: Melissa,<br/>                 4 (indiscernible).<br/>                 5 MR. THOMPSON: I had a question. The<br/>                 6 prior city manager indicated that the bus line,<br/>                 7 the RTA, not being valuable played in the county<br/>                 8 commissioner's decision.<br/>                 9 JUDGE PIERGIES: I think too some<br/>                 10 degree that's true.<br/>                 11 MS. MADDEN: That's not true. I<br/>                 12 talked to them about that. The bus line -- all<br/>                 13 the bus line did was stop regular routes out here.<br/>                 14 You can still get a ride through the RTA and get<br/>                 15 out here.<br/>                 16 JUDGE PIERGIES: Uh-hum.<br/>                 17 MS. MADDEN: RTA is finding they<br/>                 18 didn't have any traffic. No one is calling, no<br/>                 19 one is coming. No one was riding the bus. They<br/>                 20 didn't pull the bus because it was being used all<br/>                 21 the time. They pulled it because no one was using<br/>                 22 it.<br/>                 23 MR. THOMPSON: Right.<br/>                 24 MS. MADDEN: So that's just an<br/>                 25 excuse. That's not really anything.</p>   |

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| <p style="text-align: right;">34</p> <p>1 JUDGE PIERGIES: I thought we got<br/>                 2 some utilization on court day? Is that true?<br/>                 3 Because his people -- he was probation officer, he<br/>                 4 used to see them and a lot of 'em came in on the<br/>                 5 bus it seemed like to visit with probation at<br/>                 6 least, but -- but whether it was -- a reason or<br/>                 7 not, to be honest with you, it was one of the<br/>                 8 things that was brought up.<br/>                 9 MR. THOMPSON: Okay.<br/>                 10 JUDGE PIERGIES: And one of the<br/>                 11 things I said was well, the county controls the<br/>                 12 bus, just go to RTA and put a bus out there. You<br/>                 13 know. So --<br/>                 14 MR. THOMPSON: (Indiscernible.)<br/>                 15 JUDGE PIERGIES: I don't see that as<br/>                 16 being a major stepping stone or stumbling block<br/>                 17 so, you know, but, yeah, so I don't know what --<br/>                 18 what it was, but there were -- there's something<br/>                 19 out there to be honest.<br/>                 20 MR. THOMPSON: My last question,<br/>                 21 Judge, is I assume that we've been a good partner<br/>                 22 with the courts here locally, that things are<br/>                 23 going well, we've not had a lot of incidents. I<br/>                 24 assume that it's been good for all of you as it<br/>                 25 relates to the courts out here, being here? Have</p> | <p style="text-align: right;">36</p> <p>1 MR. THOMPSON: So during your time<br/>                 2 you've not had that issue, but --<br/>                 3 JUDGE PIERGIES: Not had the issue.<br/>                 4 MR. THOMPSON: -- but prior to<br/>                 5 that --<br/>                 6 JUDGE PIERGIES: -- but prior to<br/>                 7 that --<br/>                 8 MR. THOMPSON: -- (indiscernible)<br/>                 9 irresponsible maintenance --<br/>                 10 JUDGE PIERGIES: -- I heard that<br/>                 11 there were issues. And I heard that one of the<br/>                 12 things that the clerk's office was having some<br/>                 13 issues with was the maintenance issues. And what<br/>                 14 I just said to them is, well, if we're going to<br/>                 15 keep this building, then why don't we sit down and<br/>                 16 clean all that up and let's clear it up and get it<br/>                 17 clear as to what your expectations are and how<br/>                 18 it's going to be done. Those things did not seem<br/>                 19 insurmountable to me to be honest with you. I<br/>                 20 mean, these are just things you hear along the<br/>                 21 way.<br/>                 22 MR. THOMPSON: You know, from a<br/>                 23 council perspective, you know, those kind of<br/>                 24 issues I've never -- I've never heard that we had<br/>                 25 maintenance issues.</p>   |
| <p style="text-align: right;">35</p> <p>1 there been any issues or anything?<br/>                 2 JUDGE PIERGIES: Yeah. As a matter<br/>                 3 of fact, we had a lot of maintenance issues that<br/>                 4 were not addressed. And for years I heard<br/>                 5 complaints that the maintenance was not that good<br/>                 6 and that -- and that there were --<br/>                 7 MR. THOMPSON: Here in this building?<br/>                 8 JUDGE PIERGIES: Yes. And the<br/>                 9 building across the street.<br/>                 10 MR. THOMPSON: Yeah.<br/>                 11 JUDGE PIERGIES: And that was one of<br/>                 12 the things that was brought up through the clerk's<br/>                 13 office -- see, the clerk's office pays the rent.<br/>                 14 It goes through their budget, not the judge's<br/>                 15 budget, but it goes through the clerk's; but<br/>                 16 that's one of the things they indicated that one<br/>                 17 of the things that the clerk was interested in --<br/>                 18 in seeing things moved. Now, that was a -- a<br/>                 19 different clerk from the clerk you got now.<br/>                 20 MR. THOMPSON: Right.<br/>                 21 JUDGE PIERGIES: You got a different<br/>                 22 guy who won the election. But -- but, yeah, the<br/>                 23 clerk's office was dissatisfied. Now, I've only<br/>                 24 been here two years and I haven't had that issue.<br/>                 25 Okay.</p>                                  | <p style="text-align: right;">37</p> <p>1 JUDGE PIERGIES: Yeah.<br/>                 2 MR. THOMPSON: And I'll guarantee<br/>                 3 you, Judge, if we had known about that, at least<br/>                 4 from my -- I'll speak for myself, we would have<br/>                 5 addressed that. So I'm glad you did bring that<br/>                 6 history up to us.<br/>                 7 JUDGE PIERGIES: Well, when I came<br/>                 8 here -- when I came here, I expected to have a lot<br/>                 9 of -- I mean, I heard there were issues when I got<br/>                 10 here, I didn't find anything so I don't know what<br/>                 11 was going on but somebody said there were issues<br/>                 12 and I heard that -- a lot of that from Judge<br/>                 13 Manning when he was here particularly about issues<br/>                 14 with the maintenance and the upkeep and all that<br/>                 15 stuff and I didn't see it. So I can't say I<br/>                 16 personally experienced it, just what I heard.<br/>                 17 MR. THOMPSON: Well, thank you,<br/>                 18 Judge, for coming out tonight. I appreciate your<br/>                 19 time.<br/>                 20 JUDGE PIERGIES: Thank you very much,<br/>                 21 folks. Thank you for your time.<br/>                 22 MR. ARRIOLA: Thank you.<br/>                 23 UNIDENTIFIED SPEAKER: Thanks, Judge.<br/>                 24 MS. MADDEN: Just to piggyback on<br/>                 25 that, the commissioner's meetings are Tuesdays at</p> |

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| <p style="text-align: right;">38</p> <p>1 9:30 in the county administration building. I<br/>                 2 think they're on the 10th floor.<br/>                 3 UNIDENTIFIED SPEAKER: 10th floor<br/>                 4 room (indiscernible).<br/>                 5 MS. MADDEN: 10th floor.<br/>                 6 UNIDENTIFIED SPEAKER: What was that?<br/>                 7 MS. MADDEN: (Indiscernible.)<br/>                 8 MR. ARRIOLA: Next is the mayoral<br/>                 9 appointment to the personnel appeals board. I'll<br/>                 10 be appointing Ms. Shannon Bemis. We don't have to<br/>                 11 have a motion, do we?<br/>                 12 MS. MADDEN: No, you're just<br/>                 13 appointing her.<br/>                 14 MR. ARRIOLA: And new business,<br/>                 15 resolution 2019-14. A resolution strongly urging<br/>                 16 the Ohio governor and members of the Ohio General<br/>                 17 Assembly to restore the local government fund to<br/>                 18 pre-recession levels. Any questions?<br/>                 19 MS. MADDEN: I don't have any<br/>                 20 questions.<br/>                 21 MR. ARRIOLA: No questions. Okay.<br/>                 22 Do I have a motion to adopt resolution 2019-14?<br/>                 23 MR. SANDS: So moved.<br/>                 24 MS. MCCLUSKY: Second.<br/>                 25 THE CLERK: Mr. Joy?</p> | <p style="text-align: right;">40</p> <p>1 sometimes, is that -- from what I understood<br/>                 2 before they were never allowed.<br/>                 3 MS. MADDEN: This is what's been in<br/>                 4 there. We didn't change this.<br/>                 5 MR. ARRIOLA: Right. So I don't know<br/>                 6 if that's something that's allowed to be put up in<br/>                 7 case -- I mean, is there -- I've never seen 'em.<br/>                 8 I've seen -- I think I've seen -- I'm trying to<br/>                 9 think -- I think I did see something around town.<br/>                 10 I just don't remember where.<br/>                 11 MS. MADDEN: Definition. That's just<br/>                 12 in definitions, right.<br/>                 13 MR. ARRIOLA: Right.<br/>                 14 MS. MADDEN: But it was used<br/>                 15 somewhere else.<br/>                 16 UNIDENTIFIED SPEAKER: It might be in<br/>                 17 the zoning code itself (indiscernible).<br/>                 18 MS. MADDEN: It's just defining<br/>                 19 structures so it would be under the zoning code as<br/>                 20 to where that structure is.<br/>                 21 MR. ARRIOLA: Right. Right.<br/>                 22 MS. MADDEN: Yeah. And we're not<br/>                 23 touching -- that's further into 152.<br/>                 24 MR. ARRIOLA: And about the<br/>                 25 nuisances, page 13. Public burning.</p>   |
| <p style="text-align: right;">39</p> <p>1 MR. JOY: Yes.<br/>                 2 THE CLERK: Ms. McClusky?<br/>                 3 MS. MCCLUSKY: Yes.<br/>                 4 THE CLERK: Mr. Sands?<br/>                 5 MR. SANDS: Yes.<br/>                 6 THE CLERK: Mr. Thompson?<br/>                 7 MR. THOMPSON: Yes.<br/>                 8 THE CLERK: Ms. Wackerman?<br/>                 9 MS. WACKERMAN: Yes.<br/>                 10 THE CLERK: Mr. Arriola?<br/>                 11 MR. ARRIOLA: Yes.<br/>                 12 THE CLERK: Six yes, zero no.<br/>                 13 MR. ARRIOLA: Okay. First reading of<br/>                 14 ordinance 2019-02, an ordinance amending chapter<br/>                 15 96 property maintenance, 96.01, 96.18 through<br/>                 16 96.99 and 152.013 of the municipal code of<br/>                 17 ordinances of the Village of New Lebanon, Ohio.<br/>                 18 Questions?<br/>                 19 One thing I was --<br/>                 20 MS. MADDEN: Page.<br/>                 21 MR. ARRIOLA: Oh, page 10.<br/>                 22 Structure, 36. I was kind of curious after seeing<br/>                 23 this for the -- I forget how many times. Came to<br/>                 24 mind because I happened to see one one day, but it<br/>                 25 wasn't in town, these portable garages I see</p>   | <p style="text-align: right;">41</p> <p>1 MS. MADDEN: We're only going to do<br/>                 2 that in extreme cases.<br/>                 3 MR. ARRIOLA: I knew it. I knew that<br/>                 4 was going to -- I know people do burn because it<br/>                 5 says unauthorized. Unauthorized outdoor burning,<br/>                 6 of any material, structure matter or thing. But<br/>                 7 they do allow the small --<br/>                 8 MS. MADDEN: Right.<br/>                 9 MR. ARRIOLA: -- pits around town.<br/>                 10 FIRE CHIEF: Burning is governed by<br/>                 11 the Ohio Fire Marshal's Office and basically what<br/>                 12 they say is no building materials. You can only<br/>                 13 burn clean dry wood, no yard waste, they regulate<br/>                 14 size, they regulate -- it has to be contained<br/>                 15 versus uncontained, how far it has to be from<br/>                 16 another structure.<br/>                 17 But even with that, if it creates a<br/>                 18 nuisance or it creates a environment where your<br/>                 19 neighbor says that they're not -- they can't enjoy<br/>                 20 their own property, then it becomes a nuisance<br/>                 21 fire and it has to be put out.<br/>                 22 But the only thing you can burn in<br/>                 23 Montgomery County is per the fire marshal, which<br/>                 24 kind of trickles down to the EPA and regional air<br/>                 25 pollution, is clean dry wood. That's firewood.</p> |

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| 42 | <p>1 MR. ARRIOLA: Okay. But -- this</p> <p>2 says --</p> <p>3 MS. MADDEN: It's under nuisance, so</p> <p>4 these are the conditions that would be a nuisance.</p> <p>5 MR. ARRIOLA: Right. Okay.</p> <p>6 MS. MADDEN: Yeah.</p> <p>7 MR. JOY: Page 14, can someone --</p> <p>8 item F, use of private property by vehicles. The</p> <p>9 use of private property by any form of motorized</p> <p>10 or motor driven bicycle, bikes, scooter or</p> <p>11 vehicle. Can someone explain that?</p> <p>12 UNIDENTIFIED SPEAKER: I believe that</p> <p>13 that refers to somebody who puts a dirt track in</p> <p>14 their backyard and is -- has children or people go</p> <p>15 out and -- and ride those around, you know, on</p> <p>16 their private property. There's some areas of</p> <p>17 town where that would be possible to do with size</p> <p>18 wise but that's --</p> <p>19 MR. SANDS: You mean something like</p> <p>20 if they were riding their motorcycles out in the</p> <p>21 farmer's field.</p> <p>22 UNIDENTIFIED SPEAKER: If the</p> <p>23 farmer's field is in New Lebanon, I think -- and</p> <p>24 we do have some.</p> <p>25 MR. SANDS: Yeah.</p> | 44 | <p>1 already treated. Yeah.</p> <p>2 MR. ARRIOLA: Okay. All right.</p> <p>3 UNIDENTIFIED SPEAKER: And that is --</p> <p>4 that is the same language has always been in</p> <p>5 there.</p> <p>6 MS. MADDEN: Yeah.</p> <p>7 MR. ARRIOLA: Right. Right. All</p> <p>8 right. That's all I have. Anybody else? All</p> <p>9 right.</p> <p>10 Public comments. Shannon Bemis, 130</p> <p>11 Bronwood Street.</p> <p>12 MS. BEMIS: Good evening. Melissa</p> <p>13 Sexton came late and she wanted to say something</p> <p>14 and one of you had the sheet to sign.</p> <p>15 MR. ARRIOLA: Okay.</p> <p>16 MS. BEMIS: Is she able to -- she</p> <p>17 asked me to ask you if that was still okay?</p> <p>18 MR. ARRIOLA: Yeah.</p> <p>19 MS. BEMIS: Okay. I just have a</p> <p>20 couple of questions. So this is the first of the</p> <p>21 third reading for the ordinance changes.</p> <p>22 MR. ARRIOLA: Uh-hum.</p> <p>23 MS. MADDEN: Yes.</p> <p>24 MS. BEMIS: Okay. So are we allowed</p> <p>25 to see, can we get a copy of --</p>  |
| 43 | <p>1 MR. ARRIOLA: They just ride them on</p> <p>2 the street right now.</p> <p>3 MR. SANDS: Well, I've seen them in</p> <p>4 the farmer's field too, but...</p> <p>5 MR. ARRIOLA: Okay. Gale, does that</p> <p>6 answer?</p> <p>7 MR. JOY: Yeah.</p> <p>8 MR. ARRIOLA: Okay. On page 20,</p> <p>9 fences and walls. Looks like we're telling people</p> <p>10 if they have a wooden fence they have to treat it.</p> <p>11 They have to paint it. They have to put something</p> <p>12 on there.</p> <p>13 UNIDENTIFIED SPEAKER: Yeah.</p> <p>14 MR. ARRIOLA: I like mine natural.</p> <p>15 MS. MADDEN: Varnish it. It will</p> <p>16 still be natural.</p> <p>17 MR. ARRIOLA: I mean the -- when they</p> <p>18 put it up, the company Eagle says you do not need</p> <p>19 to treat this fence with anything because the type</p> <p>20 of wood they use. So that's why I don't --</p> <p>21 MS. MADDEN: It's probably already</p> <p>22 treated.</p> <p>23 MR. ARRIOLA: That's why I don't</p> <p>24 touch it.</p> <p>25 MS. MADDEN: Yeah, it's probably</p>   | 45 | <p>1 MS. MADDEN: Yeah, if you stop by the</p> <p>2 office, we can give you a copy.</p> <p>3 MS. BEMIS: Okay. Now --</p> <p>4 MS. MADDEN: Not tonight.</p> <p>5 MS. BEMIS: No, no.</p> <p>6 MS. MADDEN: You can stop by</p> <p>7 tomorrow.</p> <p>8 MS. BEMIS: Okay. Okay. 'Cause that</p> <p>9 way we're able to give you our feedback or ask</p> <p>10 questions.</p> <p>11 MS. MADDEN: (Indiscernible.)</p> <p>12 MS. BEMIS: Okay.</p> <p>13 (Indiscernible conversation.)</p> <p>14 MS. BEMIS: Now, you guys do -- and I</p> <p>15 was just thinking because of what the fire chief</p> <p>16 said about the burning like in your backyard, I'm</p> <p>17 assuming like fire pits, in your quarterly</p> <p>18 newsletter, can you maybe do like a little blurb</p> <p>19 in there about what the regulations are as far as</p> <p>20 it being contained, the size. Like I know there's</p> <p>21 a size, I don't know what the size is and what</p> <p>22 should be burned.</p> <p>23 I was told and this was years ago,</p> <p>24 that -- 'cause the fire department came one time</p> <p>25 and they said as long as you're burning a hot dog</p> |

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| 46 | <p>1 it doesn't matter how big it is or what you're<br/>                 2 doing so just make sure you have a pack of hot<br/>                 3 dogs next to you when they come. This was years<br/>                 4 ago.<br/>                 5 MS. MADDEN: That was a different<br/>                 6 fire department.<br/>                 7 MS. BEMIS: No. That was here. That<br/>                 8 was here.<br/>                 9 MS. MADDEN: I'm pretty sure.<br/>                 10 Totally different fire department.<br/>                 11 MS. BEMIS: So I know at times, it's<br/>                 12 summer and it's the time where people are going to<br/>                 13 be burning things. Maybe -- I was just saying,<br/>                 14 like if you have like an open spot that might be a<br/>                 15 nice thing to kind of add or put on Facebook or<br/>                 16 the website so it -- because, you know, people<br/>                 17 don't know. I don't know. I just know I try to<br/>                 18 keep it small and --<br/>                 19 MR. ARRIOLA: Well, what I've been<br/>                 20 told in the past, the pits that you can buy at<br/>                 21 Lowe's or Home Depot, any of those places, I<br/>                 22 was -- are the size you can have. That's it.<br/>                 23 MS. BEMIS: Like, I have brick, like<br/>                 24 I made mine in my backyard. So -- and I've seen<br/>                 25 some really big ones and --</p> | 48 | <p>1 FIRE CHIEF: -- and it will -- it<br/>                 2 will tell you what you can and cannot do.<br/>                 3 MS. BEMIS: Okay.<br/>                 4 FIRE CHIEF: I think the fire<br/>                 5 marshal's office says three by two. We say two by<br/>                 6 two. And we can govern more strict than the --<br/>                 7 than the fire marshal's can but we can't go below<br/>                 8 them. So a two by two by two fire is the biggest<br/>                 9 fire that you can burn as a rec fire.<br/>                 10 MS. BEMIS: Okay. Don't look at my<br/>                 11 backyard. Don't look at my backyard. And then<br/>                 12 there was an all call from the village, right, for<br/>                 13 the garage sales?<br/>                 14 MS. MADDEN: Yeah.<br/>                 15 MS. BEMIS: That was through the<br/>                 16 village, I'm assuming?<br/>                 17 MS. MADDEN: Yeah.<br/>                 18 MS. BEMIS: Now, like if there was<br/>                 19 like a tornado, if the sirens were going off,<br/>                 20 would we get an all call for that also?<br/>                 21 MS. MADDEN: I'm going to say no on<br/>                 22 the all call.<br/>                 23 MS. BEMIS: Okay.<br/>                 24 MS. MADDEN: Yeah, I tested that and<br/>                 25 it didn't work out very well.</p> |
| 47 | <p>1 MR. ARRIOLA: Right. But<br/>                 2 (indiscernible).<br/>                 3 MS. BEMIS: Right.<br/>                 4 MR. ARRIOLA: Similar to that size.<br/>                 5 Nothing --<br/>                 6 MS. BEMIS: Well, it's not that size.<br/>                 7 It's bigger. But that's what I -- why I need to<br/>                 8 know, am I violating the ordinance. I don't know<br/>                 9 what the size is.<br/>                 10 MR. ARRIOLA: Can you write her a<br/>                 11 ticket?<br/>                 12 MS. BEMIS: If you let me know that<br/>                 13 I'm not complying with an ordinance, I will fix it<br/>                 14 so...<br/>                 15 UNIDENTIFIED SPEAKER: We actually<br/>                 16 have a paper that we gave out at the open house<br/>                 17 that gives all of the burn regulations, states<br/>                 18 where it comes from, what you're allowed to do,<br/>                 19 what you're not allowed to do, what is required to<br/>                 20 burn so --<br/>                 21 MS. BEMIS: Can you get me a copy?<br/>                 22 FIRE CHIEF: -- I think the plan is<br/>                 23 at some point for that to go to the website so<br/>                 24 that when you can go in there --<br/>                 25 MS. BEMIS: Okay.</p>   | 49 | <p>1 MS. BEMIS: Oh, I didn't --<br/>                 2 MS. MADDEN: So I tested it with the<br/>                 3 garage sale thing so I will test it again and try<br/>                 4 to figure out how to make it work better.<br/>                 5 UNIDENTIFIED SPEAKER: Neither one of<br/>                 6 us got it.<br/>                 7 MS. MADDEN: Well, I had to<br/>                 8 (indiscernible).<br/>                 9 MS. BEMIS: I got it.<br/>                 10 MS. MADDEN: I had to kill it at some<br/>                 11 point.<br/>                 12 UNIDENTIFIED SPEAKER:<br/>                 13 (Indiscernible.)<br/>                 14 MS. MADDEN: Because -- yeah, it was.<br/>                 15 UNIDENTIFIED SPEAKER:<br/>                 16 (Indiscernible.)<br/>                 17 MS. MADDEN: It did all kinds of<br/>                 18 weird stuff. That was another village. But --<br/>                 19 yeah. But, yeah, we can look into it. Yeah, the<br/>                 20 (indiscernible) --<br/>                 21 MS. BEMIS: You're obviously -- I<br/>                 22 mean, you're obviously playing around with it. I<br/>                 23 got the call. That's the only reason why I'm<br/>                 24 thinking of this. But, Sunday night when there<br/>                 25 was, you know, the tornado that was apparently in</p>  |

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| <p style="text-align: right;">50</p> <p>1 West Alex, where I live, I can't hear the sirens.<br/> 2 Unless it's totally quiet at my house you can't<br/> 3 hear the sirens so it would be nice to have if you<br/> 4 are utilizing an all call, to have somebody call<br/> 5 and say hey look, you know, tornado sirens have<br/> 6 been activated for New Lebanon or whatever. So<br/> 7 that's all I --<br/> 8 UNIDENTIFIED SPEAKER:<br/> 9 (Indiscernible.)<br/> 10 FIRE CHIEF: No. No. I'll address<br/> 11 that too.<br/> 12 MS. BEMIS: No. We can't hear it.<br/> 13 FIRE CHIEF: The sirens are outside<br/> 14 warning devices. They are not intended to be<br/> 15 heard inside a structure. The further away you<br/> 16 get from one of the tornado sirens, the less<br/> 17 likely that if you are in a building, that you're<br/> 18 going to hear them. But they are designed to be<br/> 19 outside warning devices for people who are<br/> 20 outside.<br/> 21 MS. BEMIS: Well, if I'm inside how<br/> 22 am I going to know there's a tornado coming?<br/> 23 MS. MADDEN: You have to watch the<br/> 24 news.<br/> 25 MS. BEMIS: I don't watch TV.</p>  | <p style="text-align: right;">52</p> <p>1 MS. BEMIS: Right.<br/> 2 FIRE CHIEF: -- the National Weather<br/> 3 Service issues a warning, a tornado warning, then<br/> 4 they contact the dispatch centers, the dispatch<br/> 5 centers activate the --<br/> 6 MS. MADDEN: The sirens.<br/> 7 FIRE CHIEF: -- the sirens.<br/> 8 MS. BEMIS: But so, like, the<br/> 9 weather -- is it the weather channel is that what<br/> 10 you said?<br/> 11 FIRE CHIEF: National Weather<br/> 12 Service.<br/> 13 MS. BEMIS: National weather. So<br/> 14 like where are they? Like, who's calling<br/> 15 dispatch?<br/> 16 FIRE CHIEF: Our closest one is<br/> 17 Dayton International Airport.<br/> 18 MS. BEMIS: Okay. Right. And we all<br/> 19 know how accurate, slash, inaccurate weather can<br/> 20 be, so I just -- I don't know if it -- I mean, you<br/> 21 can see if there was tornado activity, if they're<br/> 22 not detecting it, then how is that helping us?<br/> 23 FIRE CHIEF: Well that would be if we<br/> 24 went out and we started seeing it, then one of our<br/> 25 personnel would call them --</p>  |
| <p style="text-align: right;">51</p> <p>1 (Indiscernible conversation.)<br/> 2 FIRE CHIEF: The other thing I can<br/> 3 tell you is and I'll touch on this later, we did<br/> 4 have a tornado that was on the ground for about --<br/> 5 well, 6.7 -- or 7.6 miles in Perry Township the<br/> 6 same night. The tornado sirens did not activate<br/> 7 in New Lebanon and I was with the National Weather<br/> 8 Service yesterday as well as Montgomery County EMA<br/> 9 and because they classified that as a severe<br/> 10 weather or severe thunderstorm warning, and a<br/> 11 tornado warning did not -- was not issued for that<br/> 12 storm, those -- the tornado sirens did not<br/> 13 activate and would not have activated because the<br/> 14 National Weather Service did not make it a tornado<br/> 15 warning.<br/> 16 MS. BEMIS: But no, it --<br/> 17 FIRE CHIEF: So...<br/> 18 MS. BEMIS: -- well, I don't know<br/> 19 where, like, the local -- like the closest weather<br/> 20 person is to us, but so like isn't there somebody<br/> 21 here that during a situation can, like, just<br/> 22 activate it if they see that there's --<br/> 23 FIRE CHIEF: We can -- we can ask<br/> 24 them to activate it. I don't know what the exact<br/> 25 protocol is. I'm surmising that --</p> | <p style="text-align: right;">53</p> <p>1 MS. BEMIS: Okay.<br/> 2 FIRE CHIEF: -- and tell them to<br/> 3 activate it. But other than that the initial call<br/> 4 comes from the National Weather Service when they<br/> 5 issue a tornado warning for our area.<br/> 6 MS. BEMIS: Okay. And then another<br/> 7 quick thing because I want to go -- I know that we<br/> 8 had -- it had been brought up about you looking<br/> 9 into a neighborhood watch and I do know -- you<br/> 10 know, with -- (indiscernible) brought up, right?<br/> 11 MS. MADDEN: Yeah.<br/> 12 MS. BEMIS: Okay. So should I not<br/> 13 say what I was going to say.<br/> 14 MS. MADDEN: No, go ahead.<br/> 15 MS. BEMIS: Okay. It's real quick<br/> 16 because I really didn't want to look into it until<br/> 17 I talked to you guys. But, you know, with, like,<br/> 18 the National Neighborhood Watch Association,<br/> 19 people have been posting on Facebook, like, why<br/> 20 don't we start a neighborhood watch, you hear<br/> 21 everybody talking about it with the egging and<br/> 22 the -- you know, breaking in, suspicious vehicles<br/> 23 and all this stuff going on Facebook, which is<br/> 24 probably 20 percent accurate, but, you know, I<br/> 25 know that what they were saying just the basic</p> |

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| <p style="text-align: right;">54</p> <p>1 things we can do is like there's the three things<br/>                 2 like street level would be purchasing just signs,<br/>                 3 neighborhood watch. I know there's one on<br/>                 4 Gregory. But I really haven't noticed any other<br/>                 5 ones. There's one on Gregory, right as you<br/>                 6 turn -- what is that, west on Gregory right before<br/>                 7 Scarborough on your right-hand side. It's really<br/>                 8 low but actually I just noticed it today.<br/>                 9 But I thought maybe if we could order<br/>                 10 some signs. They're fairly inexpensive. It's<br/>                 11 like \$30 per -- for each road one. And if you<br/>                 12 just even -- like a dozen around town. It just<br/>                 13 does help deter, you know, people from doing it.<br/>                 14 There's also de -- say at the home level then.<br/>                 15 There's decals and it comes in like packs of \$150<br/>                 16 and you can even have people buy them. I mean, I<br/>                 17 think it was -- I don't remember. It was like \$30<br/>                 18 for a package of 150.<br/>                 19 And then also there's like the<br/>                 20 participation part where -- and they have all the<br/>                 21 resources online and then you would sit here and<br/>                 22 kind of teach the community what to look for, what<br/>                 23 to do, obviously not engage, it's more just kind<br/>                 24 of being the eyes and ears and passing along any<br/>                 25 suspicious activity. Because even though</p> | <p style="text-align: right;">56</p> <p>1 POLICE CHIEF: Is there anybody that<br/>                 2 might be interested in a neighborhood watch to see<br/>                 3 what kind of feedback we can get.<br/>                 4 MS. BEMIS: Okay. And then very<br/>                 5 quickly, the walking path -- oh, was that<br/>                 6 projected to be done for this summer?<br/>                 7 MS. MADDEN: It's still on the --<br/>                 8 still on the table.<br/>                 9 MS. BEMIS: Okay. I was just<br/>                 10 thinking about that (indiscernible). Somebody<br/>                 11 asked me to ask about the day-care next to<br/>                 12 Casey's.<br/>                 13 MS. MADDEN: Yes. What about it?<br/>                 14 MS. BEMIS: It's falling down.<br/>                 15 MS. MADDEN: It is on her list.<br/>                 16 MS. BEMIS: Okay. And then there's<br/>                 17 one thing that actually kind of piggybacks off of<br/>                 18 Melissa's thing so I'll leave it -- I'll let her<br/>                 19 deal with that. But then also, something that I<br/>                 20 thought maybe -- and this is long-term, because I<br/>                 21 know you guys are taking on new ordinances, you<br/>                 22 guys are trying to, like, get -- get ahead of<br/>                 23 things, but I would really like you at some point<br/>                 24 to maybe consider some type of like a spay and<br/>                 25 neuter program within the village. I mean, there</p> |
| <p style="text-align: right;">55</p> <p>1 everybody posted on Facebook and like, okay, I<br/>                 2 know there's this one truck driving around,<br/>                 3 there's a lot of people that aren't on Facebook<br/>                 4 and it would be kind of nice to start getting<br/>                 5 something going coming into the summer months when<br/>                 6 school's out and it's warmer and people are<br/>                 7 staying outside. So I just wanted to --<br/>                 8 MS. MADDEN: Well, to piggyback on<br/>                 9 that, it would be nice if they'd call the police<br/>                 10 instead of just posting it on Facebook.<br/>                 11 MS. BEMIS: Yeah. Well, I would --<br/>                 12 MS. MADDEN: If they want to solve<br/>                 13 the problem, they might want to pick up the phone<br/>                 14 and call 911.<br/>                 15 MS. BEMIS: Right. Right. I agree.<br/>                 16 MS. MADDEN: That seems to be<br/>                 17 constant.<br/>                 18 POLICE CHIEF: The manager and I have<br/>                 19 been talking about this and we just --<br/>                 20 MS. MADDEN: We just talked about it<br/>                 21 today or yesterday too.<br/>                 22 POLICE CHIEF: Yeah, about we're<br/>                 23 going to actually schedule a town hall type<br/>                 24 meeting, put it out --<br/>                 25 MS. BEMIS: Cool.</p>  | <p style="text-align: right;">57</p> <p>1 are a lot of states now that are actually<br/>                 2 making -- having requirements as far as spaying<br/>                 3 and neutering pets. And this is something, like I<br/>                 4 said, long -- like down the road, but we have such<br/>                 5 an overpopulation in this town of kittens and<br/>                 6 puppies and --<br/>                 7 MR. JOY: And squirrels and rabbits.<br/>                 8 MS. BEMIS: Well. Right. But<br/>                 9 when --<br/>                 10 MR. JOY: Raccoons.<br/>                 11 MS. MADDEN: Deer.<br/>                 12 MS. BEMIS: And that's nature though.<br/>                 13 That's nature. That's --<br/>                 14 MR. JOY: Possum.<br/>                 15 MS. BEMIS: That's survival of the<br/>                 16 fittest. That's out in there. But when people<br/>                 17 have -- when people have in their home cats and<br/>                 18 they let them produce, and they over -- and<br/>                 19 they're just producing and producing and producing<br/>                 20 and they're ending up in my yard, on my car, you<br/>                 21 know, my bushes spell like pee and you see them<br/>                 22 getting dead in the road and they're running<br/>                 23 around town and there's just -- I mean, it's to a<br/>                 24 point where, you know, I can't take them all in.<br/>                 25 And I feel bad for them. This isn't -- this</p>                            |

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| <p style="text-align: right;">58</p> <p>1 isn't -- I just feel bad for them. Bottom line.<br/> 2 There's too many -- there's too many stray animals<br/> 3 running around. So if I see a post on Facebook,<br/> 4 I'm like spay and neuter your pet. You have ten<br/> 5 kittens you want to get rid of. Spay and neuter<br/> 6 your pet. You have all these kittens, like I'm so<br/> 7 tired of people, it's irresponsible pet owning,<br/> 8 you know, period.</p> <p>9 So I would like you guys to consider<br/> 10 this, like I said. There's a lot going on with<br/> 11 the courts and the ordinances and new employees<br/> 12 and stuff but I would like to at some point maybe<br/> 13 even, you know, in a year, maybe put a proposal to<br/> 14 you guys for that.</p> <p>15 MS. MADDEN: (Indiscernible.)<br/> 16 MS. BEMIS: So, that's it.<br/> 17 MS. MADDEN: I wrote that down, a<br/> 18 year.<br/> 19 MS. BEMIS: Or less.<br/> 20 MS. MADDEN: Oh, no. Too late.<br/> 21 MR. ARRIOLA: Brett McNinch. 1775<br/> 22 West Main Street.<br/> 23 MR. MCNINCH: High.<br/> 24 MR. ARRIOLA: Hello.<br/> 25 MR. MCNINCH: I was here at the last</p>  | <p style="text-align: right;">60</p> <p>1 road than they are across the street and what I<br/> 2 noticed was your trees, the tree in Frazell's<br/> 3 (phonetic) yard, they're all the same type of<br/> 4 trees. There's also a tree at the end of Sawmill<br/> 5 that's the same type of tree, behind the firehouse<br/> 6 are the same type of trees and they're all brown<br/> 7 like that.</p> <p>8 So I called Five Rivers Metro Park to<br/> 9 talk to them if there was some -- something<br/> 10 happening with that type of tree and they did say<br/> 11 that those trees last about 25 years. That's<br/> 12 their life expectancy. So I don't -- you said the<br/> 13 '60s. And then they also said that there's a --<br/> 14 he was checking in to see what exactly -- what<br/> 15 type of insect attacks them.</p> <p>16 And then I also have a call into Ohio<br/> 17 State extension, I think it's the extension, to<br/> 18 see -- to talk to them about it. But I don't<br/> 19 know -- it looks like it's some sort of disease or<br/> 20 something along those lines because it's not just<br/> 21 your trees.</p> <p>22 MR. MCNINCH: Okay.<br/> 23 MS. MADDEN: It's a lot of trees I<br/> 24 noticed. Especially behind our firehouse, it's<br/> 25 like four of them.</p> |
| <p style="text-align: right;">59</p> <p>1 meeting and I brought up the topic of the road<br/> 2 widening on Main Street down the west end of<br/> 3 Johnsville. Throughout that process, when the --<br/> 4 when the road was widened, I lost a good junk of<br/> 5 my front yard, Glen probably sees it a lot, but my<br/> 6 big brown dead tree's now in front -- in my<br/> 7 front -- my front yard in front of my house.</p> <p>8 My grandma planted those in the mid<br/> 9 '60s and they're -- I don't know, 40 -- 40 foot<br/> 10 tall pine trees in front of my house and they're<br/> 11 giant brown sticks now.</p> <p>12 So I was just curious if -- because<br/> 13 they had backhoes in there, widening the road,<br/> 14 took out a lot of the tree roots and stuff, I was<br/> 15 just wondering if the village could look at their<br/> 16 available equipment and the possibility of helping<br/> 17 me take those trees down.</p> <p>18 I got a quote the other day for --<br/> 19 for taking them down for \$1100. And I know the<br/> 20 village has the equipment and I wanted to see if<br/> 21 there was something available that the village<br/> 22 could do to look into helping me out on that.</p> <p>23 MS. MADDEN: Here's what I'm going to<br/> 24 say, Brett. Looking at your trees, looking at the<br/> 25 trees across the street. You're no closer to the</p> | <p style="text-align: right;">61</p> <p>1 MR. MCNINCH: It was a definite<br/> 2 change in appearance as soon as the road was<br/> 3 widened. And I saw, you know, backhoes tearing<br/> 4 out the tree roots and stuff. So I don't know of<br/> 5 any -- I haven't noticed any insects, new insects<br/> 6 or anything.</p> <p>7 MS. MADDEN: Someone from Five Rivers<br/> 8 is supposed to come out and look at them.</p> <p>9 MR. MCNINCH: Okay.<br/> 10 MS. MADDEN: But I don't -- I haven't<br/> 11 heard back from them yet so I don't know when<br/> 12 they're --</p> <p>13 MR. MCNINCH: And they're two<br/> 14 different type of trees --</p> <p>15 MS. MADDEN: (Indiscernible.)<br/> 16 MR. MCNINCH: -- I don't -- I don't<br/> 17 remember, it might be an eastern pine on the -- on<br/> 18 the east side and then the -- it's like a Colorado<br/> 19 blue spruce or something on the -- on the west<br/> 20 side, but the east side is all -- there's nothing<br/> 21 green on it. It's an evergreen tree but it's not<br/> 22 green at all.</p> <p>23 The west one has a little bit of<br/> 24 green showing up, but I've had to saw down a lot<br/> 25 of the tree limbs and stuff that were dead.</p>  |



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1 MS. MADDEN: And you put -- did you  
 2 run new waterline through there too --  
 3 MR. MCNINCH: Yes.  
 4 MS. MADDEN: -- on the west?  
 5 MR. MCNINCH: Yep. Yeah. And these  
 6 were dying well before we dug up that trench --  
 7 that trench a couple weeks ago. I appreciate you  
 8 looking into other options though.  
 9 MS. MADDEN: Okay.  
 10 MR. ARRIOLA: All right. Thanks.  
 11 MR. MCNINCH: All right. Thank you.  
 12 MR. ARRIOLA: Okay. Melissa Sexton.  
 13 MS. MADDEN: She's not on the list.  
 14 MR. ARRIOLA: What's your address,  
 15 Melissa.  
 16 MS. SEXTON: 180 Parkview Drive. So  
 17 on my drive home, I believe, it was last week.  
 18 I'm trying to remember the day.  
 19 UNIDENTIFIED SPEAKER: It was  
 20 Thursday.  
 21 MS. SEXTON: Was coming -- heading  
 22 west on 35 and I passed I guess it's a day-care, I  
 23 didn't know that it was a day-care on the corner  
 24 of 35 and --  
 25 UNIDENTIFIED SPEAKER:

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1 (Indiscernible.)  
 2 MS. SEXTON: Bronwood. Pre -- I had  
 3 no idea what it was. However, I seen a little boy  
 4 about maybe three, four and he was approximately  
 5 three houses up on the edge of 35 crying. So I  
 6 pull over out of traffic because it was around  
 7 4:15 maybe. So I pull out of traffic, and close  
 8 your ears, but I quickly did a U-turn because it  
 9 scared me. I didn't want him to run into the  
 10 middle of the road. He was on the opposite side  
 11 of us.  
 12 And I seen no adults around. And I'm  
 13 going what -- you know, what's -- am I missing  
 14 something, is somebody coming to him. So I get  
 15 out of my car and about that time some lady is  
 16 coming from that building. And she's yelling at  
 17 him and he's just crying. And I'm like, you know,  
 18 you okay?  
 19 And I'm, like, is this your child.  
 20 She said yeah. And I said, you know, is  
 21 everything okay. And she's like, yeah, he just  
 22 got out of the preschool or daycare or whatever it  
 23 was. So that's concerning that if that's the case  
 24 and they're allowed to come and go, Shannon had  
 25 another incident --

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1 MS. BEMIS: Yesterday.  
 2 MS. SEXTON: -- yesterday. Same  
 3 situation, unattended and they're just -- I don't  
 4 know if there's no locks on that door, but that's  
 5 definitely something that needs to be addressed.  
 6 MR. ARRIOLA: Okay. Chief is this  
 7 something that they should have reported directly  
 8 to you right away or to the department? I mean,  
 9 when -- if they're getting out.  
 10 POLICE CHIEF: Yeah, you could give  
 11 us -- give us a call, I mean, we could check into  
 12 it and then get ahold of the state and see what  
 13 kind of restrictions are supposed to be on or  
 14 requirements they have.  
 15 MS. SEXTON: Okay.  
 16 POLICE CHIEF: Yep. Give us a call.  
 17 MS. SEXTON: I know if that was my  
 18 child, I would --  
 19 MR. ARRIOLA: Oh, yeah.  
 20 UNIDENTIFIED SPEAKER: If she would  
 21 have called the police at that point, would they  
 22 do some -- like would the state do some type of  
 23 inspection for those locks or --  
 24 POLICE CHIEF: Don't know.  
 25 UNIDENTIFIED SPEAKER: -- would that


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1 lead to that?  
 2 POLICE CHIEF: We would have to check  
 3 into it and see.  
 4 UNIDENTIFIED SPEAKER: Because that,  
 5 you know, I mean I know in the heat of the moment  
 6 you don't think about it. I know I probably  
 7 wouldn't. (Indiscernible) three year old  
 8 (indiscernible).  
 9 MS. SEXTON: Right. Would not be  
 10 good. So finally, the parking on our street from  
 11 the park users is getting a bit out of hand. On  
 12 my way here, I probably counted almost 20 cars.  
 13 So the -- not -- I know that it's public parking.  
 14 However, I have talked to other peoples from -- or  
 15 other people from different areas, police officers  
 16 and -- and such, and they said that if I bring it  
 17 to your attention, there is a no parking sign that  
 18 you guys could put into, I don't know the  
 19 ordinance, or however. I can probably get more  
 20 information on that. During, you know, certain  
 21 hours.  
 22 They do it -- I know they do it for  
 23 football games. You know, they're just temporary  
 24 signs. They're not nothing huge. They do it for  
 25 football games because, you know, people take up

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| <p style="text-align: right;">66</p> <p>1 people's parking back in that -- you know, in the<br/> 2 plats and on the side streets. It just overflows.<br/> 3 But I found a kid in my garage last week, went to<br/> 4 back out, kid had to be about maybe 5 years old,<br/> 5 ran right behind my car. Not a parent in sight.<br/> 6 Came from the park.<br/> 7           We've found trash, cigarette butts,<br/> 8 so it's not, you know, just we don't want anyone<br/> 9 parking back there, but they cut through the yard<br/> 10 because the sidewalk goes. We have a golf cart<br/> 11 that cuts through the yard. Comes down street.<br/> 12 And -- and that's probably every other day.<br/> 13           So it's just -- beginning to be a<br/> 14 problem. And you can't fit two cars down that<br/> 15 road so you have to -- you have to either -- if<br/> 16 you meet face-to-face with a car you have to<br/> 17 either -- you have to back up and wait on someone<br/> 18 to -- to come by. I mean, it's that packed now.<br/> 19           In front of the Millers' house there<br/> 20 was a car that wasn't even -- I mean, they were<br/> 21 just literally parked almost bumper -- their front<br/> 22 bumper facing the curb and their rear end out in<br/> 23 the middle of the street.<br/> 24           So -- I mean, I know -- I'm not<br/> 25 really going to speak for them but I did speak to</p> | <p style="text-align: right;">68</p> <p>1 Yesterday (indiscernible) and I were on the way to<br/> 2 the field and it was a woman coming out of the<br/> 3 day-care and there was a little boy probably four<br/> 4 or five years old holding like a two-year-old<br/> 5 girl's hand.<br/> 6           So the person -- the adult is trying<br/> 7 to do stuff with the door, well here's this little<br/> 8 boy that either let go of the girl's hand or<br/> 9 whatever, but she's down Bronwood Street, center<br/> 10 of Bronwood Street, and this was before practice<br/> 11 so about 4:30 and so there's a lot of traffic.<br/> 12           There was a black van that when it<br/> 13 pulls in, it's so long that if they don't pull up<br/> 14 all the way it does hang out. So when I went by,<br/> 15 the little girl came in between the van and the<br/> 16 car. You can't see the other cars behind it<br/> 17 because it's just so long. So it did happen -- I<br/> 18 mean, like -- I would at least maybe, like, just<br/> 19 check into it because I would hate for a kid to be<br/> 20 hit. But like I said, overall since they've been<br/> 21 there, there have not been any issues that I know<br/> 22 of and I live on that street.<br/> 23           But real quick, I just want to<br/> 24 address Melissa -- or about the parking. We<br/> 25 have -- we send out continually, we are still</p>                   |
| <p style="text-align: right;">67</p> <p>1 them and they've had it as well. So if I need a<br/> 2 petition to have something done about that and<br/> 3 have people back there sign it, I can do that as<br/> 4 well. So...<br/> 5           MR. ARRIOLA: We'll see what we can<br/> 6 do about that.<br/> 7           MS. SEXTON: I know on Shannon's<br/> 8 behalf and everyone, I have been there when<br/> 9 they've addressed. You guys -- I know it's public<br/> 10 parking but we would appreciate it if you use the<br/> 11 park parking lot. I mean, they have addressed<br/> 12 people. I do know that. So and that's all I<br/> 13 have. Thanks.<br/> 14           MR. ARRIOLA: All right.<br/> 15           MS. BEMIS: Can I piggyback off that?<br/> 16 It's real quick. No, just -- I told you I wanted<br/> 17 to piggyback. Gosh.<br/> 18           MR. ARRIOLA: Do we have a three<br/> 19 question limit here?<br/> 20           MS. BEMIS: Real quick because I live<br/> 21 on Bronwood Street and I want to let you know,<br/> 22 since the day the -- the preschool's been there, I<br/> 23 mean, I have not seen any problems. Just this<br/> 24 past week, because literally Melissa called me,<br/> 25 was like, what, is this a day-care here whatever.</p>   | <p style="text-align: right;">69</p> <p>1 sending out texts to the coaches to forward to the<br/> 2 parents, encouraging them to park. What happened<br/> 3 was they did -- they weren't parking -- there was<br/> 4 only a couple cars. They went to the Fuls, Don<br/> 5 Rusk parking lot and then you saw the whole<br/> 6 parking situation so now they're going back.<br/> 7           The -- so what -- you know, you guys<br/> 8 are going to have to decide what to do with Don<br/> 9 Rusk parking. Now, what I will have to say is if<br/> 10 you start by making that like a no parking,<br/> 11 whatever it may be, you're gonna have this town in<br/> 12 an uproar because I'll tell you right now, I would<br/> 13 be the first one signing petition.<br/> 14           I have from Bronwood Street from 35<br/> 15 coming through to Church Street and all those cars<br/> 16 that park on both ways where I have to drive in my<br/> 17 own grass to back my car up because I don't have<br/> 18 enough room to back my vehicle or coming down<br/> 19 Bronwood which turns into Laredo, you can barely<br/> 20 get a car around that bend. I mean, these are<br/> 21 safety issues.<br/> 22           So I'm just saying you want to open<br/> 23 up a can with trying to make certain areas public<br/> 24 park -- you know, private parking or whatever,<br/> 25 then you're going to have to start becoming a home</p> |

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| <p style="text-align: right;">70</p> <p>1 owner's association that's paying fees and this<br/>                 2 and that and having -- but, I don't understand why<br/>                 3 that subdivision would get any different -- you<br/>                 4 know, different treatment than anywhere else.<br/>                 5 Then I would like -- because my street is awful.<br/>                 6 I get --<br/>                 7 MR. ARRIOLA: Columbus Hines is the<br/>                 8 same way.<br/>                 9 MS. BEMIS: It's awful.<br/>                 10 MR. ARRIOLA: It's terrible.<br/>                 11 UNIDENTIFIED SPEAKER:<br/>                 12 (Indiscernible) parking, not -- not, not --<br/>                 13 there's not parking from other houses. It's the<br/>                 14 park parking.<br/>                 15 MS. BEMIS: Oh -- no, but what I.<br/>                 16 UNIDENTIFIED SPEAKER:<br/>                 17 (Indiscernible.)<br/>                 18 MS. BEMIS: These are -- yours at<br/>                 19 least move every two hours, mine don't move for<br/>                 20 years. I had a truck parked behind my car, a<br/>                 21 black truck --<br/>                 22 MR. ARRIOLA: Okay.<br/>                 23 MS. BEMIS: -- behind my house for<br/>                 24 ten years.<br/>                 25 MS. MADDEN: You guys can talk later.</p>  | <p style="text-align: right;">72</p> <p>1 engineer company.<br/>                 2 MR. ARRIOLA: And that's all their<br/>                 3 responsibility?<br/>                 4 FIRE CHIEF: Correct. Correct. The<br/>                 5 second thing is I addressed it a little bit,<br/>                 6 Sunday night at about 8:40 p.m. we were dispatched<br/>                 7 out around Johnsville and Little Richmond for<br/>                 8 possible lines down.<br/>                 9 I was the first one out in that area<br/>                 10 and I started noticing damage immediately that<br/>                 11 just didn't go with lines down. So I had the<br/>                 12 crews start doing a grid search. In the end we<br/>                 13 spent about three and a half hours in Perry<br/>                 14 Township from Amity Road north, in some sections<br/>                 15 all the way to 35 and then from Clayton to Preble<br/>                 16 County Line Road.<br/>                 17 I contacted -- after I started<br/>                 18 finding some structural damage to some of the<br/>                 19 buildings, I went ahead and contact -- or had<br/>                 20 dispatch contact the National Weather Service. I<br/>                 21 met with them as well as the EMA, which I<br/>                 22 contacted, Montgomery County, the next morning and<br/>                 23 I got a report back from the EMA this morning,<br/>                 24 they're classifying it as an EF1 tornado with<br/>                 25 winds from 86 to 110 miles an hour. It almost is</p>                  |
| <p style="text-align: right;">71</p> <p>1 MR. ARRIOLA: Yeah, you can --<br/>                 2 MS. BEMIS: I'm just saying -- I'm<br/>                 3 just saying then I will be petitioning as well. I<br/>                 4 just want to let you know. Okay. Thank you.<br/>                 5 MR. ARRIOLA: Okay. So.<br/>                 6 MS. MADDEN: Nobody else.<br/>                 7 MR. ARRIOLA: All right.<br/>                 8 Administrative staff comments. Police chief.<br/>                 9 POLICE CHIEF: I have nothing<br/>                 10 tonight.<br/>                 11 MR. ARRIOLA: You sure? Anything for<br/>                 12 the police chief? All right. Fire chief?<br/>                 13 FIRE CHIEF: I do have a couple of<br/>                 14 things. They did break up and re-pour the ramp at<br/>                 15 the front of the firehouse for the addition. We<br/>                 16 had an independent third-party engineer company do<br/>                 17 fracture testing on the concrete back when the<br/>                 18 building was built. It failed every fracture test<br/>                 19 for strength all the way through.<br/>                 20 So at the end Ernst had to have the<br/>                 21 concrete removed, repoured and pay for a third<br/>                 22 party engineer company. That kind of came between<br/>                 23 Ernst and the general contractor and the concrete<br/>                 24 contractor to make that right so that will all be<br/>                 25 retested through the engineer, the third party</p> | <p style="text-align: right;">73</p> <p>1 a direct line if from where they said the West<br/>                 2 Alex tornado started to where it ended in about<br/>                 3 the 12300 block of little Richmond.<br/>                 4 So they said it was on the ground<br/>                 5 from about 8:40 to 9:01. They classified it as<br/>                 6 being 120 yards wide with a path of 7 -- 7.6 miles<br/>                 7 in our district. So just so you're aware we<br/>                 8 actually did have one. We just mainly spent<br/>                 9 quite -- quite amount of time just making sure we<br/>                 10 didn't have any structures on the ground, making<br/>                 11 sure we didn't have any residents trapped. Making<br/>                 12 sure we didn't have propane, gas leaks, lines<br/>                 13 down, that kind of stuff.<br/>                 14 They -- they determined that seven<br/>                 15 properties were classified as effected or minor --<br/>                 16 or for actual structural damage and that ranges<br/>                 17 from Preble County line northeast to Little<br/>                 18 Richmond.<br/>                 19 MR. ARRIOLA: Okay. All right. Any<br/>                 20 questions for the chief? All right. Thank you.<br/>                 21 All right. Code enforcement administrator,<br/>                 22 Melody.<br/>                 23 UNIDENTIFIED SPEAKER: Actually I<br/>                 24 don't really have much. Just I've been working on<br/>                 25 the (indiscernible) and then also (indiscernible).</p> |

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| 74 | <p>1 MR. ARRIOLA: Okay.</p> <p>2 UNIDENTIFIED SPEAKER: Started to</p> <p>3 write up (indiscernible).</p> <p>4 MR. ARRIOLA: Any questions for</p> <p>5 Melody? Okay. And chief financial officer,</p> <p>6 anything from Brenda except for the motion.</p> <p>7 MS. MADDEN: No. Just the motion.</p> <p>8 MR. ARRIOLA: I have a motion to</p> <p>9 adopt the April 2019 financial report?</p> <p>10 MR. THOMPSON: So move.</p> <p>11 MR. SANDS: Second.</p> <p>12 MR. ARRIOLA: Doug and then --</p> <p>13 UNIDENTIFIED SPEAKER: Chris.</p> <p>14 MR. ARRIOLA: Chris.</p> <p>15 MR. SANDS: Stephanie.</p> <p>16 MR. ARRIOLA: Oh, Stephanie.</p> <p>17 THE CLERK: Ms. McClusky?</p> <p>18 MS. MCCLUSKY: Yes.</p> <p>19 THE CLERK: Mr. Sands?</p> <p>20 MR. SANDS: Yes.</p> <p>21 THE CLERK: Mr. Thompson?</p> <p>22 MR. THOMPSON: Yes.</p> <p>23 THE CLERK: Mrs. Wackerman?</p> <p>24 MS. WACKERMAN: Yes.</p> <p>25 THE CLERK: Mr. Joy?</p>   | 76 | <p>1 The pot -- there's a really big pothole on</p> <p>2 Clayton. I just wondered kind of where we are</p> <p>3 with filling those because --</p> <p>4 MR. BROCK: Potholes are being put on</p> <p>5 hold right now.</p> <p>6 MS. MADDEN: Due to the --</p> <p>7 MR. BROCK: -- with the waterline</p> <p>8 project going on, we're too much on -- hands-on</p> <p>9 right now. So as soon as we get to a more stable</p> <p>10 position there, then we'll get back to potholes.</p> <p>11 UNIDENTIFIED SPEAKER: Any ideas on</p> <p>12 when?</p> <p>13 MS. MADDEN: June, July.</p> <p>14 MR. SANDS: Late June, July.</p> <p>15 MR. ARRIOLA: It's going to be pretty</p> <p>16 bad if we have to go that long.</p> <p>17 MR. BROCK: No. Probably in another</p> <p>18 week we can have it.</p> <p>19 MR. ARRIOLA: You're talking about</p> <p>20 North Clayton, right?</p> <p>21 UNIDENTIFIED SPEAKER: Yeah. Yeah.</p> <p>22 MR. ARRIOLA: Yeah. Yeah, there's --</p> <p>23 MR. BROCK: North Clayton, Gloria --</p> <p>24 MS. MADDEN: Capri.</p> <p>25 MR. BROCK: Capri. (Indiscernible.)</p>  |
| 75 | <p>1 MR. JOY: Yes.</p> <p>2 THE CLERK: Mr. Arriola?</p> <p>3 MR. ARRIOLA: Yes.</p> <p>4 THE CLERK: Six yes, zero no.</p> <p>5 MR. ARRIOLA: Service department</p> <p>6 superintendent.</p> <p>7 MR. BROCK: Couple quick updates.</p> <p>8 Church Street phase one, water main is in the</p> <p>9 ground, should be finishing up the water tab for</p> <p>10 the water services this week and we've got about</p> <p>11 200 feet of storm sewer already in the ground.</p> <p>12 MR. ARRIOLA: Good.</p> <p>13 MR. BROCK: Street levy number four,</p> <p>14 we'll be starting on that tomorrow. Subcontractor</p> <p>15 Grison is doing the concrete work. Contacted them</p> <p>16 today. They'll be moving in tomorrow so you'll</p> <p>17 see some activity around Bronwood, Yorkwood and</p> <p>18 Laredo.</p> <p>19 MR. ARRIOLA: Okay. Good. Any --</p> <p>20 what's the time frame for Church Street to be</p> <p>21 done?</p> <p>22 MR. BROCK: Late June, July.</p> <p>23 MR. ARRIOLA: Okay. All right. Any</p> <p>24 questions for Scott?</p> <p>25 UNIDENTIFIED SPEAKER: I have one.</p> | 77 | <p>1 MS. MADDEN: That's --</p> <p>2 MR. BROCK: It's all falling apart</p> <p>3 again. All right. Anything else for Scott.</p> <p>4 Parks and rec?</p> <p>5 MS. STAR: Hello. I have a couple of</p> <p>6 things for tonight. Our camp starts on June 10th.</p> <p>7 We're still taking young leader applications and</p> <p>8 they can pay the first day of camp up until the</p> <p>9 first day of camp. And then we have been working</p> <p>10 on the island out here in the parking lot. We're</p> <p>11 working on finishing it up right now. It was</p> <p>12 funded by a grant from Montgomery County with a</p> <p>13 lot of donations from Home Depot as well and we</p> <p>14 also got a donation for mulch, which we're going</p> <p>15 to finish up it week.</p> <p>16 We worked on it Sunday and Monday.</p> <p>17 And we had a few volunteers come out. We weeded</p> <p>18 the thistle and the lilac bushes that were in</p> <p>19 before are going to be potted and then probably</p> <p>20 given away at one of the giveaways during the</p> <p>21 summer.</p> <p>22 We finished planting yesterday and</p> <p>23 all the flowers and grasses are in need of</p> <p>24 perennials so they'll self-seed and they'll</p> <p>25 flourish hopefully and we'll try to keep it</p> |

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| <p style="text-align: right;">78</p> <p>1 maintained throughout the next couple of years.</p> <p>2 And then it will -- it will probably die down for</p> <p>3 the weeds. Hopefully.</p> <p>4 And then I think that's it.</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: Yeah, the only one I</p> <p>9 have is that we're still doing the beautification</p> <p>10 program so if you'd like to participate, please</p> <p>11 stop by, let us know. Give me a call, call Star.</p> <p>12 Check us out on Facebook, online, we're pretty</p> <p>13 much everywhere.</p> <p>14 The beautification program we're</p> <p>15 working and partnering with the PTO. So it's a</p> <p>16 dollar for -- or \$2 for the sign but part of that</p> <p>17 money goes back to the PTO. That's it.</p> <p>18 MR. ARRIOLA: Okay. All right</p> <p>19 council member comments. Gale?</p> <p>20 MR. JOY: I have nothing.</p> <p>21 MR. ARRIOLA: Hillary.</p> <p>22 MS. MCCLUSKY: I have nothing as</p> <p>23 well.</p> <p>24 MR. ARRIOLA: Okay. Doug?</p> <p>25 MR. THOMPSON: I have nothing. Thank</p> | <p style="text-align: right;">80</p> <p>1 THE CLERK: Mr. Arriola?</p> <p>2 MR. ARRIOLA: Yes.</p> <p>3 THE CLERK: Mr. Joy?</p> <p>4 MR. JOY: Yes.</p> <p>5 THE CLERK: Ms. McClusky?</p> <p>6 MS. MCCLUSKY: Yes. Six yes, zero</p> <p>7 no.</p> <p>8 MR. ARRIOLA: Meeting adjourned.</p> <p>9 (End of audio.)</p>   |
| <p style="text-align: right;">79</p> <p>1 you.</p> <p>2 MR. ARRIOLA: Stephanie.</p> <p>3 MS. WACKERMAN: I have nothing.</p> <p>4 MR. ARRIOLA: Vice Mayor Sands?</p> <p>5 MR. SANDS: If I'm not mistaken, we</p> <p>6 have a park board meeting this Thursday?</p> <p>7 MS. MADDEN: Yes.</p> <p>8 MR. SANDS: 6:30 is the executive, 7</p> <p>9 o'clock is public.</p> <p>10 MS. MADDEN: Yeah, I think we're just</p> <p>11 going to do the 7 o'clock public and --</p> <p>12 MR. SANDS: Okay.</p> <p>13 MS. MADDEN: So we'll just do it at 7</p> <p>14 o'clock. Sandy will send out a reminder.</p> <p>15 MR. ARRIOLA: Okay. All right. That</p> <p>16 was a pretty good meeting tonight. Good</p> <p>17 questions. Have a motion to adjourn?</p> <p>18 MS. MCCLUSKY: So moved.</p> <p>19 MR. THOMPSON: Second.</p> <p>20 THE CLERK: Mr. Sands?</p> <p>21 MR. SANDS: Yes.</p> <p>22 THE CLERK: Mr. Thompson?</p> <p>23 MR. THOMPSON: Yes.</p> <p>24 THE CLERK: Mrs. Wackerman.</p> <p>25 MS. WACKERMAN: Yes.</p>   | <p style="text-align: right;">81</p> <p>1 STATE OF OHIO )</p> <p>2 COUNTY OF MONTGOMERY ) SS: CERTIFICATE</p> <p>3 I, Monica M. Silverwood, a Notary Public</p> <p>4 within and for the State of Ohio, duly</p> <p>5 commissioned and qualified,</p> <p>6 DO HEREBY CERTIFY that the above-named</p> <p>7 taped proceeding was reduced to writing by me</p> <p>8 stenographically and thereafter reduced to</p> <p>9 typewriting to the best of my ability.</p> <p>10 I FURTHER CERTIFY that I am not a relative</p> <p>11 or Attorney of either party nor in any manner</p> <p>12 interested in the event of this action.</p> <p>13 IN WITNESS WHEREOF, I have hereunto set my</p> <p>14 hand and seal of office at Dayton, Ohio, on this</p> <p>15 6th day of August, 2019.</p> <p>16 </p> <p>17 <i>Monica M. Silverwood</i></p> <p>18 MONICA M. SILVERWOOD, RPR, CET</p> <p>19 NOTARY PUBLIC, STATE OF OHIO</p> <p>20 My commission expires 9-2-2019</p> |

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