

March 3,

2020

The Council of the Municipality of New Lebanon, Ohio, met in regular session on Tuesday, March 3, 2020 at 7:30 p.m. with Mayor Arriola presiding. Present were Municipal Manager Glenna A. Madden, Law Director Ronald D. Keener, Police Chief Rick Daulton, Fire Chief J.C. Keyser, Clerk of Council Sandy Wright, and several visitors. Chief Financial Officer Brenda Etter, Code Enforcement Administrator Melody Davis and, Service Department Superintendent Scott Brock were absent.

ROLL CALL

The following members were present at the Call to Order: Raymond Arriola, Gale Joy Carol Macmann, Susan Nickerson, Lyndon Perkins, Christopher Sands. Douglas Thompson was absent.

INVOCATION

Mayor Ray Arriola gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

APPROVAL OF MINUTES

Mayor Arriola stated next is the approval of the February 18, 2020 Regular Meeting Minutes.

Mayor Arriola asked are there any corrections or changes that need to be made to these minutes. Nothing was heard.

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

VOICE VOTE. ALL IN FAVOR. MOTION CARRIED.

OLD BUSINESS

Mayor Arriola stated under old business we have **RESOLUTION 2020-03. A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO PURCHASE A 2020 CHEVY TAHOE 4WD FROM GANLEY CHEVROLET OF AURORA, 310 WEST GARFIELD RD., AURORA, OHIO 44202 IN THE AMOUNT OF \$36,470.60 STATE BID PRICE FOR USE AS A MARKED POLICE VEHICLE.**

Mayor Arriola stated any questions.

Council Member Sands asked is this the one that was moved from 2019 to 2020?

Municipal Manager Madden stated no. This is for 2020

Council Member Perkins asked which one are we voting on?

Vice Mayor Macmann replied the one from 2020.

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Council Member Perkins stated this is the one for \$36,470.60. The one before that was for 32,000 something. Did we do away with the \$40,000 last year or did we put it in the 2020 budget?

Council Member Sands stated the \$40,000 we budgeted for in 2019 was put back in the general fund. Now we are going to have to amend it.....

Municipal Manager Madden stated it was still earmarked in the 2019 budget for the police.

Council Member Sands stated and when we didn't get the vehicle it went back in the general fund.

Municipal Manager Madden stated it will stay in the capital fund earmarked the police fund. It will be spent on some of the equipment to add to the police car.

Vice Mayor Macmann stated didn't you say that \$36,000 for the vehicle. The other \$40,000 was money that was set aside for the equipment. So that is the \$36,000 for the car, the \$4,000 is for the equipment and the money is coming from the capital improvement fund earmarked for the police.

Municipal Manager Madden stated this was in the 2020 budget you passed in October.

Mayor Arriola stated do I have motion to adopt Resolution 2020-03.

Motion by Council Member Sands, second by Council Member Macmann to adopt Resolution 2020-03.

ROLL CALL ON ABOVE MOTION: Council Member Joy, yes; Council Member Macmann, yes; Council Member Nickerson, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Arriola, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

NEW BUSINESS

Mayor Arriola stated next under new business we have Manager Updates.

Municipal Manager Madden stated I do not have anything.

Mayor Arriola stated **RESOLUTION 2020-05. A RESOLUTION AMENDING THE 2020 APPROPRIATIONS, PURSUANT TO CHARTER §6.07 AUTHORIZING INCREASES, TRANSFERS AND REDUCTIONS IN VARIOUS FUNDS.**

Mayor Arriola stated any questions. Nothing was heard.

Municipal Manager Madden stated this is moving the money that was appropriated for the 2019 budget into the 2020 budget so we can spend it on the car for the resolution you passed at the last meeting.

Mayor Arriola stated any questions.

Council Members Perkins asked are you talking about a second car now?

Municipal Manager Madden stated yes.

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Council Member Perkins asked is that in the 2020 budget?

Municipal Manager Madden stated 2019 budget.

Council Member Perkins stated so the money from the 2019 budget went into the 2020 budget.

Municipal Manager Madden and Mayor Arriola replied in unison if you approve this resolution.

Municipal Manager Madden stated you have already approved the resolution to buy the car. Now we are moving the money that was set aside in 2019 into 2020 so you can spend it on basically the 2019 police car.

Council Member Perkins stated for \$32,827.00.

Municipal Manager Madden stated I think it is 36,470.60. It is the same vehicle we are buying in 2020.

Council Member Perkins stated I am looking at Resolution 2020-02 that states \$32,827.00.

Municipal Manager Madden stated we amended that to purchase the \$36,470.60 Chevy Tahoe. That is what you voted on last time.

Council Member Perkins stated so you are not buying this, right.

Municipal Manager stated we are not buying the Ford, we are buying the Chevy.

Council Member Perkins stated I can live with that.

Municipal Manager Madden stated we just need to move the money from.....

Mayor Arriola stated we have been waiting on the Ford for 11 months.

Municipal Manager Madden stated yes, we have waited 11 months for the Ford so now we are just moving the money that was appropriated in the 2019 budget into the 2020 budget.

Council Member Nickerson stated did they actually vote to buy the car, Council Member Thompson asked to table it.

Municipal Manager Madden stated you tabled Resolution 2020-03.

Mayor Arriola stated do I have a motion to adopt Resolution 2020-05.

Motion by Council Member Macmann, second by Council Member Nickerson to adopt Resolution 2020-05.

ROLL CALL ON ABOVE MOTION: Council Member Macmann, yes; Council Member Nickerson, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Joy, yes; Council Member Arriola, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

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PUBLIC COMMENTS OR QUESTIONS

Mayor Arriola stated David Nickerson, 559 Benbow Circle stated Mr. Mayor at the last council meeting you selected another person for the Appeals Board, so that should be 3 people, correct and that is what the Board should consist of 3.

Mayor Arriola stated yes.

Mr. Nickerson stated Ms. Madden it has been 10 days since then and on a letter I received from you on January 17th indicating that once the Appeals Board Members is fully staffed I would have my hearing.

Municipal Manager Madden stated yesterday I sent a certified letter to you.

Mr. Nickerson stated after 4 emails I am just now finally getting a letter. I texted you 4 times in the last 3 weeks and have received nothing from you.

Municipal Manager Madden stated I have sent you a letter each time.

Mr. Nickerson stated I have received nothing.

Municipal Manager Madden stated I have copies of all of the letters I have sent to you.

Mr. Nickerson stated seems like I get my water bill every month on time but letters responding to my 4 emails I do not receive.

Municipal Manager Madden stated the letter I sent yesterday was certified. I can give you copies.

Mr. Nickerson stated with the confirmed date, time and the whole bit.

Municipal Manager Madden stated yes.

Mr. Nickerson stated okay. God bless you for your service.

ADMINISTRATIVE STAFF COMMENTS

Mayor Arriola stated we will go to administrative staff comments.

Mayor Arriola stated Police Chief Daulton.

Police Chief Daulton stated I have nothing tonight sir.

Mayor Arriola stated anything else for the Police Chief. Nothing was heard.

Mayor Arriola stated Fire Chief Keyser.

Fire Chief Keyser stated I have nothing tonight.

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

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

Municipal Manager Madden stated she has nothing.

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

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

Municipal Manager Madden stated she has nothing.

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

Municipal Manager Madden stated he has nothing either.

Mayor Arriola stated anything for Scott. Nothing was heard.

Mayor Arriola stated they are doing a good job of filling the holes. They are popping up again.

Mayor Arriola stated Parks and Rec.

Municipal Manager Madden stated she is working on camp.

Mayor Arriola stated anything for Parks and Rec. Nothing was heard.

MANAGER'S COMMENTS

Municipal Manager Madden stated The Miami Valley Regional Spring Dinner is Thursday, April 16, 2020. Please let Sandy know at the next meeting so she can take care of the reservations. Other than that I don't have anything.

Mayor Arriola stated anything for the manager. Nothing was heard.

COUNCIL MEMBER COMMENTS

Mayor Arriola stated Lyndon.

Council Member Perkins stated on the paper we received January 2, 2020 says remote water meter installation ongoing. Are we putting new meters in all of the houses or what?

Municipal Manager Madden stated yes.

Council Member Perkins stated so they just drive by and they can read the meter.

Municipal Manager Madden stated yes.

Council Member Perkins stated so that's going to take a whole year I guess.

Municipal Manager Madden stated longer than that. It is an ongoing project. They are expensive to buy so we buy so many at a time for installation.

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Council Member Perkins asked are you going to remodel the restrooms at Don Rusk Park?

Municipal Manager Madden stated they have already started work on the inside.

Council Member Perkins stated it says something about utility locations, eleven. What does that mean?

Municipal Manager Madden stated they located eleven utilities for someone who is building or digging or whatever is going on.

Council Member Perkins stated at the very top, what is empty hoppers?

Municipal Manager Madden stated hoppers are, I don't know how to describe it.

Municipal Manager Madden stated Glenn!

Glenn stated it is the solid waste at the sewer plant.

Municipal Manager Madden stated it is that solid waste icky stuff at the sewer plant.

Council Member Perkins asked is that done once a week or twice a month?

Glenn stated as needed. (not audible)

Council Member Perkins stated it says manhole rehab. Is that the one on Estonia Drive?

Municipal Manager Madden stated I don't have what you are looking at. I will have to check to find out which manhole and how many. I know they did the one on Estonia right.

Council Member Perkins stated they had to bring the manhole cover up even with the asphalt. I didn't go over there yesterday but I will go there tomorrow to see if it has been leveled out. If it has not been leveled out you will go into it again.

Municipal Manager Madden stated they don't usually raise the manhole cover.

Council Member Perkins stated you are going to blow out somebody's tire then.

Mayor Arriola asked have you driven through Drexel on Route 35?

Council Member Perkins stated yes I drove around that way. I travel the neighborhoods and that is where I see that you get down.

Municipal Manager Madden stated usually they are lower than the ground so that they don't get hit with the snowplows.

Council Member Perkins stated I know it is close to 349 Estonia Drive because when I first came here in 65 that is where I used to live. That is how I know about the manholes.

Council Member Perkins stated I have one question for Mr. Keener. I went to that council training Saturday; it was interesting and Chris can verify it. I only ask one question. I figured you would be proud of me.

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Council Member Sands stated we took the duct tape off. (laughter)

Council Member Perkins asked is there a Board of Trustees?

Law Director Keener stated usually the townships have trustees and the villages have council members.

Council Member Perkins stated I need the Manager to get on her computer about the CDL's. I know for a fact if you carry a CDL you have to be tested when you are hired and you got to have more than one not notified during the year that they go and take a drug and alcohol test.

Municipal Manager Madden stated I will check on that but I believe that is only if you are over the road

Council Member Perkins stated I wasn't over the road, I was in the City of Dayton and I had a CDL. I would appreciate it if you find out and maybe let the council know at the next meeting.

Municipal Manager Madden stated I know the county does it when they hire but they do not do it again unless there is an accident or some other form of violation. Otherwise they do not random test. I don't even know if school bus drivers test randomly. I will check into that.

Council Member Perkins stated when I drove the bus for the City of Dayton School Board I was tested three times for alcohol consumption.

Mayor Arriola stated I understand it is very expensive.

Mayor Arriola stated Gale.

Council Member Joy stated I have nothing tonight.

Mayor Arriola stated Susan.

Council Member Nickerson stated I have already asked my question.

Mayor Arriola stated Chris.

Council Member Sands stated I have nothing tonight.

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Mayor Arriola stated Carol.

VICE MAYOR’S COMMENTS

Vice Mayor Macmann stated I really appreciate the information that Fire Chief Keyser presented at the last meeting. You did a real nice job on that. You really laid it out in a way that we would understand why you needed it, why it cost what it cost and what it all entailed. We also had it in writing. I just wanted to thank you for laying it out so clearly because truthfully it made it very easy for me coming into the meeting knowing I was a yes vote and I had no questions just from the information you gave me. Thank you I appreciate it.

Mayor Arriola stated you should have seen the truck. They brought it in for us to look at.

Fire Chief Keyser stated I think at some point tomorrow it will be here so they can lay out the compartments, shelving, etc. I do not know what time.

Vice Mayor Macmann stated we will have it for a long time so I will be able to see it at some point.

Council Member Nickerson asked what is the time frame as to when it will actually be in.

Fire Chief Keyser stated 60 to 90 days.

MAYOR’S COMMENTS

Mayor Arriola stated don’t forget the Rotary Dinner on Saturday at the American Legion at 5:30 p.m. It is a chili dinner.

ADJOURNMENT

Mayor Arriola stated do I have a motion to adjourn.

Motion by Council Member Sands second by Council Member Macmann to adjourn the meeting.

ROLL CALL ON ABOVE MOTION: Council Member Nickerson, yes; Council Member Perkins, yes; Council Member Sands, yes; Council Member Joy, yes; Council Member Macmann, yes; Council Member Arriola, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Meeting was adjourned at 7:45 p.m.

Approved:

Mayor Date

Clerk of Council Date