

March 5,

2019

The Council of the Municipality of New Lebanon, Ohio, met in regular session on Tuesday, March 5, 2019 at 7:34 p.m. with Mayor Arriola presiding. Present were Municipal Manager Glenna A. Madden, Police Chief Rick Daulton, Fire Chief J.C. Keyser, Service Department Superintendent Scott Brock, Zoning Compliance Officer David Lunsford, Clerk of Council Sandy Wright and several visitors. Law Director Ronald D. Keener and Chief Financial Officer Brenda Etter were absent.

### **ROLL CALL**

The following members were present at the Call to Order: Raymond Arriola, Hillary McClusky, and Christopher Sands, Gale Joy, Carol Macmann, and Douglas Thompson were absent.

### **MAYORAL APPOINTMENT**

Mayor Arriola stated I would like to thank everyone who submitted a letter of interest. I looked at each one thoroughly and thought about it. I will be appointing Mrs. Stephanie Wackerman. Mayor Arriola then asked Mrs. Wackerman to please come forward for the Oath of Office.

### **INVOCATION**

Pastor Mark Bowman from the Eversole Church of the Brethren gave the invocation.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **OLD BUSINESS**

Mayor Arriola stated there is nothing under old business. Does anyone have any old business? Nothing was heard.

### **NEW BUSINESS**

Mayor Arriola stated we have new business. Does anyone have any new business?

Council Sands stated I would like to get council's opinion on Key Bank's closing and possibly sending them a letter requesting they reconsider because they are closing the last free standing brick and mortar bank in town. Even though it may not be a hardship to so people it will be a hardship to others; and to ask what they intend to do with the building if they do close.

Mayor Arriola stated we can do that.

Mayor Arriola stated next is public comments or questions. If anybody has any comments or questions please come forward to the podium and state your name and address for the record.

### **PUBLIC COMMENTS OR QUESTIONS**

Shannon Bemis, 130 Bronwood Street stated good evening guys. I have a question. It was said on Face book and I know it has been said in a meeting but I would like it on Face book live so people get the answer. What are the plans to repave the bad areas on Church Street and not just filling the holes?

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Municipal Manager Madden stated Church Street is a three (3) phase project. North Church Street going north toward Perry Street is this summer so it should start as soon as the weather clears up that whole side will be done in 2019. The next phase is Church Street and Main Street to near Lawson Avenue will be completed in 2020, and then Lawson Avenue on to Tarragon Way is the 2020 -2021 phase. We are also doing Bronwood Street, Laredo Avenue and Yorkwood Drive in 2019.

Mrs. Bemis stated I have one other question. For the office do you appoint them yourself?

Mayor Arriola stated yes.

Mrs. Bemis asked do you get guidance from council or is this just strictly your decision?

Mayor Arriola stated it is strictly my decision.

Mrs. Bemis stated I don't know you; have never seen you or met you, this is nothing about you but there are people who put in for the position that have been coming at least six (6) or seven (7) months religiously that are very active in our community and this is just my opinion but I just wish you had taken a little more consideration to that before making your decision. Good luck.

Lyndon Perkins, 735 Greyhound Drive stated I have some questions and I have got some comments. The camera there and the one back here is only on one person or is it on everybody.

Municipal Manager Madden stated on everybody.

Mr. Perkins stated okay we will live with that. I know Council here is to share their ideas and if anyone comes forward they will share them.

Municipal Manager Madden stated yes.

Mr. Perkins stated it is early yet but when the court house goes down can you investigate if Sinclair would like to lease it.

Municipal Manager Madden stated sure.

Mr. Perkins stated I know you take good notes so I know you will write that down.

Mr. Perkins stated I have a bad one coming up. I have been at Don Rusk Park between 6 to 8 years. Can you get quotes to asphalt the parking lot? I am not saying spend the money yet.

Municipal Manager Madden stated sure.

Mr. Perkins stated there is a building going up in the Industrial Park.

Mayor Arriola stated it was approved.

Mr. Perkins stated I guess Montgomery County is going to get the money for the property.

Municipal Manager Madden asked why would Montgomery County get the money?

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Mr. Perkins asked do you own the property?

Municipal Manager Madden stated the gentleman that is building it owns to property.

Mr. Perkins asked who is going to get the money; New Lebanon or Montgomery County.

Municipal Manager Madden stated you mean the property taxes? It will be distributed just like everybody else's property taxes. Most of it will go to the school and then it will trickle down to all the different factions.

Mr. Perkins stated that is good at least Montgomery County will not get it all.

Mr. Perkins stated I appreciate you being at the last Parks and Recreation Meeting. I saw you in the back. Mr. Gale isn't here tonight; I was going to thank him. Maybe he learned something and if not the Village Manager can give you a copy the minutes and see what I highlighted out like staining the bridge and shelters. The old manager used to always say it is seasonal.

Stephanie Hassell, 412 Cato Court stated I just wanted to get an update on the contract with NLYA.

Municipal Manager Madden stated it has been completed.

Ms. Hassell asked so what is the rent?

Municipal Manager Madden stated it is \$1.00.

Ms. Hassell stated so it stayed the same and everybody is happy.

Municipal Manager Madden stated I hope so. Shannon are you happy.

Mrs. Bemis stated yes.

Chris Landis, 97 Yale Avenue stated as a Parks and Rec professional and as part of being a professional I am a member of a trade organization Ohio Parks and Recreation Association and every year there is a state conference for Municipalities and Park Districts around the state to gather for educational purposes and awards program. It is a very informative time. This year New Lebanon was represented at a state level conference. One of the last things Alex did as an employee here was make a presentation at a conference. She showcased New Lebanon very well about how it started with Create a New Lebanon to a Parks and Recreation Program. Afterwards people from all across the state came up and engaged her with questions. For me as a professional to hear the community I live in being highlighted was a wonderful moment. This was a new program, we have had a lot of growing pains and some challenges but overall there are a lot of good things to come and I would like for you celebrate that and continue working towards that.

Mayor Arriola stated thanks for sharing that Chris.

#### **ADMINISTRATIVE STAFF COMMENTS**

Mayor Arriola stated we will go to administrative staff comments.

Mayor Arriola stated Police Chief Daulton.

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Police Chief Daulton stated Mr. Perkins brought it up; there are now two (2) cameras in here that do cover the whole room. They have motion sensors so anytime there is activity in the room it is recorded. Also the cameras around the building have been upgraded to a better system. We are currently working on getting the audio in here so we will have audio and video from the cameras that can be posted.

Mayor Arriola stated anyone have anything for the Police Chief.

Council Member Sands stated at the last meeting it was reported the house at 92 North Johnsville Brookville Road was out of the court and now in your realm. What does that mean and what is being done?

Police Chief Daulton stated it is not out of the court system. It was shipped over to us from the Zoning Department to be sent to court.

Council Member Sands stated I misunderstood then. Has that been done yet?

Police Chief Daulton stated no. The paperwork seems to have gotten lost in the shuffle and we are trying to straighten that out.

Mayor Arriola stated Fire Chief J. C. Keyser.

Fire Chief Keyser stated we have upgraded our radio system. It was completed at 12:00 Noon today so we are now off of our low band system and are now on with the rest of the Fire Departments in Montgomery County and Police in the county.

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

Mayor Arriola stated Zoning Compliance Officer David.

Zoning Compliance Officer David Lunsford stated I have a few. Kiddie City Learning Center is the name of the daycare at the east end of town. They opened on the 25<sup>th</sup> of February. Mr. Perkins talked about the Heads Up Building. It is now enclosed but I have not spoken with Mr. Brewer for some time to see what his time frame is. That is all I have.

Mayor Arriola stated any other questions for David. Nothing was heard.

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

Municipal Manager Madden stated she has nothing.

Mayor Arriola stated Service Department Superintendent Scott Brock.

Service Superintendent Scott Brock stated I have nothing tonight sir.

Mayor Arriola stated any questions for Scott.

Council Member Sands stated I want to clarify that not only are we doing N. Church Street we are also doing Laredo Avenue, Bronwood Street, and Yorkwood Drive which is the 4<sup>th</sup> phase of the street levy and then the 5<sup>th</sup> phase is going to be the rest of Lawson Avenue and Marilee Drive.

Mayor Arriola stated anything else for Scott. Nothing was heard.

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Parks and Rec Starr Joy stated I have no comments tonight.

Ms. Joy reported that the 3on 3 Basketball Tournament is scheduled for March 9<sup>th</sup> at the First Baptist Church. It starts at noon. Registration is \$10.00 per person. That is all I have. Thank you.

Mayor Arriola asked does anyone have any questions for Starr? Nothing was heard.

Mayor Arriola stated Municipal Manager comments.

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

Municipal Manager Glenna Madden stated I have a request for an Executive Session to discuss legal matters pursuant to the Ohio Revised Code §121.22 (G)(3).

#### **COUNCIL MEMBER COMMENTS**

Mayor Arriola stated Stephanie.

Council Member Wackerman stated I have nothing tonight.

Mayor Arriola stated Hillary.

Council Member McClusky stated I have nothing. I would like to welcome our new council member and thank everyone for coming.

Mayor Arriola stated Chris.

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

Mayor Arriola stated Chris.

Vice Mayor Sands stated I would like to welcome Stephanie on her appointment. I forgot to mention O'Rielly's official opening day is March 16<sup>th</sup>.

Mayor Arriola asked are they going to have anything?

Vice Mayor Sands stated they are going to have the radio station there between 10:00 am and 2:00 p.m. They will be giving away some things.

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

Mayor Arriola stated I would like to welcome Stephanie. I have no further comments.

#### **EXECUTIVE SESSION**

Mayor Arriola stated I have a request for an executive session to discuss legal matters pursuant to the Ohio Revised Code § 121.22 (G) (3).

Mayor Arriola stated do I have a motion for an Executive Session.

Motion by Council Member Sands, second by Council Member McClusky for an Executive Session.

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ROLL CALL ON ABOVE MOTION: Council Member McClusky, yes; Council Member Sands, yes; Council Member Wackerman, yes; Council Member Arriola, yes; 4 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola then thanked everyone for coming this evening. He then stated there would be no action taken following the Executive Session.

Mayor Arriola stated do I have a motion to adjourn to Executive Session.

Motion by Council Member Sands, second by Council Member McClusky to adjourn to Executive Session.

ROLL CALL ON ABOVE MOTION: Council Member Sands, yes; Council Member Wackerman, yes; Council Member Arriola, yes; Council Member McClusky, yes; 4 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Council retired to Executive Session at 7:52 p.m.

Motion by Council Member Sands, second by Council Member McClusky to return to regular session.

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

VOICE VOTE ON ABOVE MOTION. MOTION CARRIED.

Council returned to Regular Session at 8:53 p.m.

**ADJOURNMENT**

Mayor Arriola stated do I have a motion to adjourn.

Motion by Council Member Sands, second by Council Member McClusky to adjourn the meeting.

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

VOICE VOTE ON ABOVE MOTION. MOTION CARRIED.

Meeting was adjourned at 8:54 p.m.

Approved:

\_\_\_\_\_  
Mayor Date

\_\_\_\_\_  
Clerk of Council Date