

August 21,

2018

The Council of the Municipality of New Lebanon, Ohio, met in regular session on Tuesday, August 21, 2018 at 7:30 p.m. with Mayor Arriola presiding. Present were Municipal Manager/Fire Chief George Markus, Service Department Superintendent Scott Brock, Law Director Ronald D. Keener, Police Chief Rick Daulton, Zoning Compliance Officer David Lunsford, Clerk of Council Sandy Wright and several visitors. Chief Financial Officer Brenda Etter and Alex Cummins were absent.

ROLL CALL

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

INVOCATION

Mayor Raymond Arriola gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

APPROVAL OF MINUTES

Minutes not complete

OLD BUSINESS

Mayor Arriola stated **THE THIRD READING OF ORDINANCE 2018-02: AN ORDINANCE AMENDING PROVISIONS OF THE INCOME TAX CODE AND ORDINANCES OF THE VILLAGE OF NEW LEBANON.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Ordinance 2018-02.

Motion by Council Member Macmann, second by Council Member Madden to adopt Ordinance 2018-02.

ROLL CALL ON ABOVE MOTION. Council Member Arriola, yes; Council Member Macmann, yes; Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes. 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated under new business we have **RESOLUTION 2018-20 REVISED. A RESOLUTION AUTHORIZING MONTOMGERY COUNTY AUDITOR'S OFFICE, LIENS & ASSESSMENTS DIVISION TO PLACE LIENS ON THE FOLLOWING PARCELS: F24 00208 0001, 313 AVON OAK CT; F24 00208 0018, 314 AVON OAK CT; F24 00208 0002, 319 AVON OAK CT; F24 00208 0004, 407AVON OAK CT; F24 00208 0016, 408 AVON OAK CT; F24 00207 0001,413 AVON OAK CT; F24 00207 0002, 419 AVON OAK CT; F24 00207 0032, 428 AVON OAK CT; F24 00207 0005, 437 AVON OAK CT; F24 00207 0006, 443 AVON OAK CT; F24 00207 0029, 446 AVON OAK CT; F24 00207 0026, 506 AVON OAK CT; F24 00104 0018, 1 LAWSON AVE; F24 00104 0003, 12 LAWSON AVE; F24 00104 0016, 13 LAWSON AVE; F24 00104 0005,**

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24 LAWSON AVE; F24 00104 0012, 37 LAWSON AVE; F24 00104 0008, 42 LAWSON AVE; F24 00104 0010, 49 LAWSON AVE; F24 00205 0029, 339 LAWSON AVE; F24 00205 0042, 348 LAWSON AVE; FOR CURB AND GUTTER REPAIR INCURRED WITH THE AVON OAK COURT AS WELL AS LAWSON AVENUE FROM CLAYTON ROAD TO CHURCH STREET CURB REPAIR PROJECT IN 2017 IN THE TOTAL AMOUNT OF \$14,114.88.

Mayor Arriola stated do I have a motion to adopt Revised Resolution 2018-20.

Motion by Council Member McClusky, second by Council Member Macmann to adopt Revised Resolution 2018-20.

ROLL CALL ON ABOVE MOTION: Council Member Macmann, yes; Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

NEW BUSINESS

Mayor Arriola stated next is **RESOLUTION 2018-22**. **A RESOLUTION STRONGLY URGING THE OHIO GOVERNOR AND MEMBERS OF THE OHIO GENERAL ASSEMBLY TO INVEST THE STATE BUDGET SURPLUS IN MUNICIPALITIES.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2018-22.

Motion by Council Member Sands, second by Council Member McClusky to adopt Resolution 2018-22.

ROLL CALL ON ABOVE MOTION: Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated next is **RESOLUTION 2018-23**. **A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO ENTER INTO A FIFTY (50) MONTH GENERATION SUPPLY AGREEMENT WITH INTERSTATE GAS SUPPLY, INC. COMMENCING NOVEMBER 1, 2018 NGDC BILLING CYCLE AND EXPIRING DECEMBER 31, 2022 NGDC BILLING CYCLE.**

Mayor Arriola stated any questions. Nothing was heard.

Mayor Arriola stated do I have a motion to adopt Resolution 2018-23.

Motion by Council Member Thompson, second by Council Member Madden to adopt Resolution 2018-23.

ROLL CALL ON ABOVE MOTION: Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; Council Member Madden, yes; 6 yes 0 no

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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

None

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 a couple tonight. First we had 2 assaults over at the Wide Open Full Throttle Bar. One was actually a domestic violence and the other one was high intoxication but no one wanted to press charges. Last night we had a menacing from an intoxicated patron who threatened the bartender. Thursday was the first day of school; traffic went well. Friday was the first day for Kindergarten with pick up and drop off going well. Monday was the first day for preschool and it proved to be challenging to get the new parents trained with the flow of traffic at the schools. Today was much better so hopefully by the end of the week everybody will be in synch with how traffic flows at drop off and pick up time.

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

Mayor Arriola stated nothing for the Fire Chief.

Fire Chief Markus stated I have nothing tonight sir.

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 know I will get asked by Council Member Sands they do have a permit for the Church Street address.

Mayor Arriola stated any other questions for David.

Mayor Arriola stated any word on I believe it is 230 Main Street where the white car is constantly parked in the yard.

Zoning Compliance Officer Lunsford stated I believe I will be sending them to court.

Vice Mayor Madden asked what about Mr. Bundy's neighbors?

Zoning Compliance Officer Lunsford stated letters went out the day after council meeting. I talked to Archie that same day and told him letters were going out to him and to his tenant. He requested that I send a letter to Perry Street concerning tires in the back yard.

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Council Member Thompson asked what is happening with the Daycare Center? I drove by there today and it looks like it is falling apart.

Zoning Compliance Officer Lunsford stated they have until the end of the month. Mr. Prather is tearing down the front of the daycare. He was talking to the insurance company on her behalf but I don't know in what capacity or what his relationship is with her.

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

Mayor Arriola asked is there anything from Chief Financial Officer Brenda? Does she have anything?

Municipal Manager/Fire Chief stated she does not.

Mayor Arriola stated do I have a motion to accept July 2018 Financial Report.

Motion by Council Member Sands, second by Council Member Thompson to accept July 2018 Financial Report.

ROLL CALL ON ABOVE MOTION: Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; Council Member Madden, yes; Council Member McClusky, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Mayor Arriola stated Service Department Superintendent Scott.

Service Department Superintendent Scott Brock stated I have nothing tonight sir.

Mayor Arriola stated anything for Scott.

Council Member Thompson stated I want to say thank you for filling in the potholes on Avon Oak and Lawson Avenue. I drove down that way the other day and everything looked fixed. Thank you.

Mayor Arriola stated any other questions.

Mayor Arriola stated everything is looking much better. Do you have any idea as to when you will get to Marilee?

Vice Mayor Madden asked what about Bronwood?

Service Department Superintendent Scott Brock stated we are working on them.

Mayor Arriola stated just add it to the long list.

Mayor Arriola stated Parks and Rec.

Starr Joy stated our last Friday Night Out is happening next month on September 21st from 6-9 p.m. at Don Rusk Park instead of Stanley Jones Park. We will have a Balloon Glow, 11 vendors, 6 food trucks, and a live performance by Noah Back. From the garden we served over 250 families, produced over 1,000 pounds of veggies and over 2,000 flowers. We are also getting a lot of donations from other gardens around the community. We are getting welcome bags ready to pass out to new community

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members. From the last two months, we've had 11 new families move into the community.

Mayor Arriola stated Municipal Manager comments.

MUNICIPAL MANAGER'S COMMENTS

Municipal Manager/Fire Chief Markus stated I have a few.

The latest date on O'Reilly Auto Parts opening will be September 23rd if all goes as planned.

I have a request for an executive session to discuss the evaluation and compensation of public employees concerning their compensation or other terms and conditions of their Employment pursuant to the Ohio Revised Code §121.22 (G) (1) (3) and (4).

Mayor Arriola stated any more questions for the Manager. Nothing was heard.

COUNCIL MEMBER COMMENTS

Mayor Arriola stated Doug.

Council Member Thompson stated I have nothing this evening.

Mayor Arriola stated Carol.

Council Member Macmann stated I have nothing this evening.

Mayor Arriola stated Chris.

Council Member Sands stated I have nothing.

Mayor Arriola stated Hillary.

Council Member McClusky stated I have nothing.

VICE MAYOR'S COMMENTS

Vice Mayor Madden stated I have nothing.

MAYOR'S COMMENTS

Mayor Arriola stated I have nothing tonight.

Mayor Arriola then thanked everyone for coming to the meeting. He then stated that Council had a request for an Executive Session and there would be no action taken following the Executive Session.

EXECUTIVE SESSION

Mayor Arriola stated do I have a motion for an executive session to discuss the evaluation and compensation of public employees concerning their compensation or other terms and conditions of their Employment pursuant to the Ohio Revised Code §121.22 (G) (1) (3) and (4).

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Motion by Council Member Thompson, second by Council Member McClusky for an executive session.

ROLL CALL ON ABOVE MOTION: Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

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

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

ROLL CALL ON ABOVE MOTION: Council Member Arriola, yes; Council Member Macmann, yes; Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

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

Mayor Arriola stated do I have a motion to return to regular session.

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

ROLL CALL ON ABOVE MOTION: Council Member Macmann, yes; Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

Council returned to regular session at 8:06 p.m.

ADJOURNMENT

Mayor Arriola stated do I have a motion to adjourn.

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

ROLL CALL ON ABOVE MOTION: Council Member Madden, yes; Council Member McClusky, yes; Council Member Sands, yes; Council Member Thompson, yes; Council Member Arriola, yes; Council Member Macmann, yes; 6 yes 0 no

ALL IN FAVOR. MOTION CARRIED.

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Meeting was adjourned at 8:07 p.m.

Approved:

Mayor

Date

Clerk of Council

Date