

Village of Waynesville Council Meeting Minutes February 1, 2010 – 7:30pm

Present: Mayor Earl Isaacs
Ms. Sandra Stemple
Mr. Alan Bunker
Mr. Chuck Feicht
Ms. Joette Hightower
Mr. Gary Pelkey

Absent: Mr. James Martin

Village Staff Present: Jeff Forbes (Law Director), Bruce Snell (Village Manager), Staci Morris (Finance Director/Clerk of Council), Gary Copeland (Chief of Police)

NOTE – This is a summary of the Village Council Meeting held on Monday, February 1, 2010. A DVD recording of the meeting is available from the Clerk of Council.

Mayor Isaacs called the meeting to order at 7:30pm.
Roll Call – 6 present

*Motion to excuse Mr. Martin from the meeting due to the death of a friend – Ms. Stemple
Second – Ms. Hightower*

Roll Call – 6 yeas

Mr. Pelkey led the Pledge of Allegiance.

Mayor (for purposes of acknowledgments)

Mayor Isaacs stated that he attended the Warren County Municipal League meeting in Springboro last week and was a guest last Thursday at Wright State University with the Dayton Area Mayors and Managers Association.

Mayor Isaacs also introduced a distinguished guest - Carlisle Mayor Tim Humphreys.

Disposition of Previous Minutes

*Motion to approve the minutes of the 01/19/2010 meeting – Ms. Stemple
Second – Mr. Bunker*

Roll Call - 6 yeas

Public Recognition/Visitor's Comments

Dawn Schroeder (Waynesville Area Chamber of Commerce and the Ohio Sauerkraut Festival Committee) discussed the downtown lease expiration at the end of the festival last year. The committee is requesting a ten year lease.

- Mayor Isaacs questioned why a ten year lease instead of a five year. He also stated that the Village has not received a profit and loss statement from the Chamber.
- Ms. Schroeder stated that she could provide the statement, and it is a public record.
- Mayor Isaacs stated his belief that the Village should receive an amount of the fee per booth - \$5.00, \$10.00 or even half the cost.
- Ms. Schroeder stated that the cost for contracts related to the festival is \$80,000-\$90,000 per year and that 80% of the Chamber's revenue per year is from the festival.

Mr. Snell questioned whether the agreement is a lease by title only since no money changes hands. He asked Council if they would consider a longer agreement if there were an "out clause" to get out of the agreement if necessary.

- Mr. Feicht expressed the desire to get the process moving so it doesn't drag on unnecessarily.
- Mayor Isaacs stated that the agreement is not urgent.
- Mr. Bunker suggested setting up a committee to negotiate with the Chamber and committee.
- Mayor Isaacs stated that all of Council should look at the agreement.
- Mr. Pelkey suggested discussing it in Executive Session.
- Mr. Forbes stated that the discussion is not an Executive Session matter.

Ms. Schroeder asked Mayor Isaacs if Council was looking to make money off of the festival.

- Mayor Isaacs said no, but times are tough.

It was decided that the matter would be discussed at the next Finance Committee meeting on March 1, 2010 at 6:00pm.

Old Business

none

Reports

(1) Standing Council Committees

(a) Finance Committee – met 02/01/2010 at 6:00pm and discussed the referendum filing, Time Warner Cable phone installation on 02/08/2010 from 8am-12pm, and a contingency plan if the income tax is voted down. The contingency plan will be discussed more at the next Finance Committee meeting.

(b) Public Works Committee – Mr. Bunker stated that there was an error in the minutes for the meeting. The minutes should have stated thousand instead of million on the second page. Mr. Bunker also thanked Mr. Snell for the tour of the Village facilities.

(c) Special Committees – Historical Preservation (Ray Otto, 11 Fourth Street) discussed working with the Law Director on the legislation proposal. The Village walking tour brochures are being updated and the Chamber is paying the cost. The committee is still looking at the Fire and Police Museum at the Lock-up and the various roles everyone will play. The Friends Museum is raising donations now to bring to Council.

Tom Stamper (5555 Fairfield Drive, Warren County Shrine Club) came before Council looking for approval to put out the sign in the median on Route 42 to sell hamburgers.

- Mayor Isaacs stated that Council probably wouldn't have a problem if the sign complies with the sign code.
- Ms. Stemple asked if the matter could be referred to the Planning Commission.
- Mr. Snell stated that he would look with Mr. Stamper at the Village's sign code and determine where the club should go if a variance is needed.

Paul Scherer (892 Preston) stated that all groups should comply with the sign code, even the Village Government Center's for sale sign out front.

- Mr. Forbes stated that he would give an explanation of the sign code to all involved.

(c) Special Committees (continued) – Police Committee met 02/01/2010 at 4:30pm and discussed the addition of a Corporal position for reserve police officers. The candidates will take a written exam, with an oral exam to follow.

- Mr. Snell stated that the pay status would not change for those reserve officers chosen to become Corporals.
- Chief Copeland stated that the officers will have more responsibility, but no more pay.

(2) Village Manager's Report – Mr. Snell discussed the following:

- paperwork complete for the grant for six new hydrants. He tentative start date for the project is 07/01/2010.
- the Village has put in to receive a Community Development Block Grant (CDBG) for playground equipment to convert the empty lot on High Street by Edwards drive to a park
- the Village has put in to receive a grant/stimulus funding for a street project with no match from the Village, as it was the only project that qualified for stimulus funds. The project is to repair Lytle Road to Dayton Road to North Street to Route 42 and a new LED traffic light.
- the wastewater treatment plant had an audit from the Ohio EPA on 01/20/2010, with no major violations reported
- the Streets facility is in need of serious repairs, but Mr. Snell suggested holding off on spending the money until the income tax is in place.

Mr. Pelkey stated that Chicago had gone to LED traffic lights and has since had trouble with snow and ice build-up because the heat from the light isn't strong enough to melt it now.

(3) Finance Director's report – Ms. Morris discussed the following:

- the referendum for the income tax has been filed, and the Board of Elections has come back with a report that the paperwork had enough valid signatures (140 of 154 valid).
- January month-end balances will be in Council's next packet
- the Village is still looking for volunteers to serve on the Charter Review committee.

(4) Police Chief's Report – Chief Copeland gave his December month-end report, discussing Cowboy Bob's safety talk at the school.

- Chief Copeland completed CLEE (Certified Law Enforcement Executive) program, and graduation will be on 02/12/2010 in Columbus.
- the school zone sign at North Street appears to be working. Chief Copeland installed that sign with Bill Hadley.

Chief Copeland presented John Denlinger with the 2009 Officer of the Year award.

- Council and the audience applauded.

Mr. Snell commended the Chief on completing CLEE, stating that the Chief worked very hard over the 13 months it took to finish.

(5) Law Director's Report – Mr. Forbes discussed the following:

- Historic Preservation changes to the code, and his anticipation of having legislation at the next meeting. Council will have a first reading, then a motion to refer the legislation to the Planning Commission, and then the Planning Commission will have a meeting to discuss, and then recommend the issue to Council, and finally a public meeting with Council and a second reading.
- appointments to Boards and Committees (Article 7 of the Village Charter) are made by Council when a vacancy occurs. The opening is advertised for two weeks, and interested parties will out the appropriate form. The Mayor, Manager and two Council members interview the candidates and make a recommendation to Council.
- legislation on the agenda regarding his contract renewal
- the preparation of legislation to submit the referendum to electors. Council can add to the agenda to take action on the matter.

New Business

none

Legislation

*Motion to add Resolution 2010-002 to the agenda under legislation – Ms. Stemple
Second – Mr. Feicht*

Roll Call – 6 yeas

Ordinance 2010-001 – an ordinance appointing Jeffrey D. Forbes as Law Director for the Village of Waynesville, Ohio, and establishing the compensation

*Motion to have the first reading of Ordinance 2010-001 – Ms. Stemple
Second – Mr. Pelkey*

- Ms. Morris stated that on the first page of the contract, the written out compensation should read "nineteen thousand" to reflect the numerical \$19,000.

Roll Call – 6 yeas

Resolution 2010-002 – submitting to the electors by referendum the question of enacting Chapter 38 of the Village of Waynesville Codified Ordinances to provide for a one percent income tax for a period of time not to exceed five years

*Motion to waive the two reading rule for Resolution 2010-002 – Ms. Hightower
Second – Ms. Stemple*

- Mr. Forbes stated that the resolution would become effective immediately after being adopted according to Village Charter Section 4.08, so no emergency is needed.

Roll Call – 6 yeas

*Motion to adopt Resolution 2010-002 – Ms. Hightower
Second – Ms. Stemple*

Roll Call – 6 yeas

*Motion to adjourn the meeting at 8:22pm – Mr. Pelkey
Second – Mr. Feicht*

Voice Vote – 6 yeas

Date: _____

Staci Morris, Finance Director/Clerk of Council