

**MINUTES**  
**Village of Evendale**  
**Regular Council Meeting**  
**November 7<sup>th</sup>, 2016**

**The Village of Evendale Regular Council Meeting was called to order by Mayor Richard Finan at 7:00 pm.**

**Roll call-** The following council members were present: Mayor Richard Finan, Council Members: Mr. Puthoff, Ms. McDaniel, Mr. Albrinck, Ms. Smiley-Robertson, Mr. Ranz and Mr. Schaefer. Also present: Police Chief Korte, Village Engineer, James Jeffers; Service Department Director, Jim Bothe, Village Solicitor, Tim Burke, and Barb Rohs, Village Clerk.

**Mayor Finan presented the consent calendar.** The motion to accept the consent calendar was made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved.

**Reports of Council Committees:**

**Finance, Recreation, GHF, CAC Council Committee:** Mr. Albrinck reported the October receipts were approximately 1.8M, which is an increase mainly because of a timing difference and withholding taxes for September were paid in October.

**Police, Fire, Service, Engineering and Code Enforcement:** Chief Hauck reported 26 applicants are moving on in the hiring process for fire department position.

**Presentation of Ordinances and Resolutions:**

**The mayor presented ORD. #16-58 ORDINANCE CREATING A RESIDENTIAL DEAD AND DYING TREE REMOVAL ASSISTANCE PROGRAM AND DECLARING AN EMERGENCY.** A motion to read ORD #16-58 by title only was made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. Mr. Albrinck made a motion to table Ord. #16-58, seconded by Ms. Smiley-Robertson and approved on roll call. Yes votes from Mr. Albrinck, Ms. Smiley-Robertson, Ms. McDaniel, Mr. Puthoff and Mr. Schaefer. No vote by Mr. Ranz. Discussion: Mr. Albrinck would like this tabled until spring and the language of the ordinance to reflect the original intention. Ms. Smiley-Robertson agrees with Mr. Albrinck. Both agree the ordinance does not identify how to assist to those who are unable to pay for tree removal and how to identify certain trees that need to be removed.

**The mayor presented ORD. #16-80 ORDINANCE APPROVING LOT SPLITS FOR DYNAMIC SIGHT PROPERTIES/KINETIC VISION AND THE VILLAGE OF EVENDALE AT EVENDALE COMMONS AND DECLARING AN EMERGENCY.** A motion to read ORD #16-80 by title only was made by Mr. Schaefer, seconded by Mr. Ranz and unanimously approved on roll call. Discussion: This is the lot split in Evendale Commons that will allow Kinetic Vision to construct two buildings and a parkette. This is a 10,000 sq. ft. building that will double the employees in a few years. A motion to suspend the second and third readings of ORD #16-80 as made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #16-80 was made by Mr. Schaefer, seconded by Ms. McDaniel and unanimously approved on roll call. Mayor Finan declared ORD. #16-80 adopted as an emergency.

**The mayor presented ORD. #16-62 AN ORDINANCE AMENDING THE EVENDALE CODE OF ORDINANCES PART TWELVE, TITLE TWO, FOR THE VILLAGE OF EVENDALE, AND EVENDALE COMMONS PBD REGULATIONS, TO ADD PROVISIONS FOR MOBILE FOOD SERVICE AND DECLARING AN EMERGENCY.** A motion to read ORD #16-62 by title only was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. This is the 2<sup>nd</sup> reading.

**The mayor presented ORD. #16-63 AN ORDINANCE AMENDING THE EVENDALE CODE OF ORDINANCES PART TWELVE, TITLE TWO, FOR THE VILLAGE OF EVENDALE REGARDING THE STORAGE OF VEHICLES, AND DECLARING AN EMERGENCY.** A motion to read ORD #16-63 by title only was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. This is the 2<sup>nd</sup> reading.

**The mayor presented** ORD. #16-64 AN ORDINANCE AMENDING THE EVENDALE CODE OF ORDINANCES PART TWELVE, TITLE TWO, FOR THE VILLAGE OF EVENDALE BY ADDING A PROVISION IN SECTION 1258.02(d) AND DECLARING AN EMERGENCY. A motion to read ORD #16-64 by title only was made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. This is the 2<sup>nd</sup> reading.

**The mayor presented** ORD. #16-69 ORDINANCE AUTHORIZING SOCIAL MEDIA POLICY AND THE CREATION OF VILLAGE SOCIAL MEDIA ACCOUNTS FOR THE DISSEMINATION OF INFORMATION REGARDING VILLAGE- RELATED SERVICES, PROGRAMS, POLICIES, EVENTS/ACTIVITIES, ETC. A motion to read ORD #16-69 by title only was made by Mr. Schaefer, seconded by Mr. Ranz and unanimously approved on roll call. This is the 2<sup>nd</sup> reading. Discussion: Mr. Schaefer ask if there is a way that to automatically make sure each post comply with the provisions in the social media policy. Is there an acknowledgment in using the site that the user complies with policy? Is there a person in each department that will be appointed to oversee the social media page? Should the department head approve all exclusions? Is there a consent form that is signed off when you use the site to become an approved user? These questions will be addressed at the December meeting and a revised policy will be distributed.

**The mayor presented** ORD. #16-70 ORDINANCE APPROVING AN APPROPRIATION FOR PERSONNEL EXPENSES IN THE POLICE DEPARTMENT AND DECLARING AN EMERGENCY. A motion to read ORD #16-70 by title only was made by Mr. Schaefer, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #16-70 as made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. A motion to adopt ORD #16-70 was made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. Mayor Finan declared ORD. #16-70 adopted as an emergency.

**The mayor presented** ORD. #16-71 ORDINANCE APPROVING A TRANSFER FROM THE GENERAL FUND TO APPROPRIATE FUNDS FOR ADDITIONAL LEGAL COSTS IN THE ADMINISTRATIVE DEPARTMENT AND PERSONNEL EXPENSES IN THE LEGISLATIVE DEPARTMENT AND DECLARING AN EMERGENCY. A motion to read ORD #16-71 by title only was made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #16-71 as made by Ms. Smiley-Robertson, seconded by Mr. Schaefer and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #16-71 was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. Mayor Finan declared ORD. #16-71 adopted as an emergency.

**The mayor presented** ORD. #16-72 AN ORDINANCE PROVIDING FOR THE APPOINTMENT OF JAMES JEFFERS AS SERVICE DEPARTMENT DIRECTOR AND WILLIAM MECHLEY AS SERVICE DEPARTMENT SUPERVISOR, EFFECTIVE JANUARY 1, 2017 AND DECLARING AN EMERGENCY. A motion to table this ordinance was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. This ordinance is tabled until December council meeting.

**The mayor presented** ORD. #16-73 AN ORDINANCE AUTHORIZING THE APPOINTMENT OF PATRICK R. QUINN AS THE ARCHITECTURAL REVIEW STAFF FOR THE PLANNING COMMISSION OF THE VILLAGE OF EVENDALE AND AUTHORIZING THE MAYOR TO A CONTRACT FOR HIS SERVICES AND DECLARING AN EMERGENCY. A motion to read ORD #16-73 by title only was made by Mr. Schaefer, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #16-73 as made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. A motion to adopt ORD #16-73 was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. Mayor Finan declared ORD. #16-73 adopted as an emergency.

**The mayor presented** ORD. # 16-74 ORDINANCE AUTHORIZING THE MAYOR TO HIRE AMANDA VANDERRY AS THE PERMANENT PART-TIME CHILD CARE ATTENDANT SUB FOR THE RECREATION CENTER AND DECLARING AN EMERGENCY. A motion to read ORD #16-74 by title only was made by Mr. Schaefer, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #16-74 as made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #16-74 was made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. Mayor Finan declared ORD. #16-74 adopted as an emergency.

**The mayor presented** ORD. #16-75 AN ORDINANCE AUTHORIZING THE MAYOR TO COMPLETE THE ACQUISITION OF 24.5865 ACRES OF LAND FROM LANDMARK BAPTIST TEMPLE, INC., APPROVING THE SUBDIVISION NECESSARY TO ACCOMPLISH THE TRANSACTION AND DECLARING AN EMERGENCY. A motion to read ORD #16-75 by title only was made by Mr. Schaefer, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #16-75 as made by Mr. Schaefer, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #16-75 was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. Mayor Finan declared ORD. #16-75 adopted as an emergency.

**The mayor presented** ORD. #16-76 ORDINANCE TO AMEND ORDINANCE NO. 11-23 TO EXTEND BOUNDARIES OF THE READING-LOCKLAND-ARLINGTON HEIGHTS-EVENDALE ENTERPRISE ZONE WITHIN THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. A motion to read ORD #16-76 by title only was made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Discussion: Mr. Elmer explained the extension will expand the boundary to include Landmark property, a small sliver that is owned by GE Aviation and the portion of land that is owned by Etters golf range. A motion to suspend the second and third readings of ORD #16-76 as made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #16-76 was made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD. #16-76 adopted as an emergency.

**The mayor presented** ORD. #16-77 AN ORDINANCE PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSORY ESTABLISHMENTS LICENSED UNDER OHIO REVISED CODE CHAPTER 3796 WITHIN THE VILLAGE OF EVENDALE. A motion to read ORD #16-77 by title only was made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. This is the first reading.

**The mayor presented** ORD. 16-78 AN ORDINANCE AMENDING THE EVENDALE CODE OF ORDINANCES BY REPEALING PART TWELVE, TITLE SIX, CHAPTER 1468 IN ITS ENTIRETY, ORDAINING NEW PART TWELVE, TITLE SIX, CHAPTER 1468, PROPERTY MAINTENANCE CODE, AND DECLARING AN EMERGENCY. A motion to read ORD #16-78 by title only was made by Ms. Smiley-Robertson, seconded by Mr. Albrinck and unanimously approved on roll call. The intention is suspend the 3<sup>rd</sup> reading in December and pass with an emergency to take effect in January. Mr. Vonderhaar, 10368 Arborhill Lane, addressed council and passed out literature from Oct 2015 -The 1851 Center for Constitutional Law regarding a court case from Portsmouth Ohio. Mayor Finan stated the code has been amended that would allow the owner to not let the inspector into the house but must sign a waiver regarding condition of rental property. A list of the changes that were made was emailed to council on October 25, 2016 by Kathy Ryan.

**The mayor presented** ORD. #16-79 ORDINANCE ACCEPTING THE TWO OPTION YEARS FOR GARBAGE AND REFUSE COLLECTION FROM REPUBLIC SERVICES OF OHIO HAULING, LLC. AND DECLARING AN EMERGENCY. A motion to read ORD #16-79 by title only was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. This is the 1<sup>st</sup> reading.

**The mayor presented** ORD. #16-81 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A MASTER SERVICES AND LICENSE AGREEMENT BETWEEN SAFETYPAD AND THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. A motion to read ORD #16-81 by title only was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #16-81as made by Mr. Schaefer, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Schaefer, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to adopt ORD #16-81 was made by Ms. Smiley-Robertson, seconded by Mr. Schaefer and unanimously approved on roll call. Mayor Finan declared ORD. #16-81 adopted as an emergency.

There was no other business.

Motion to adjourn into was made by Mr. Albrinck, seconded by Mr. Schaefer and unanimously approved.

Meeting was adjourned at 7:40 pm.

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Mayor

Attest:

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Village Clerk