

MINUTES
Village of Evendale
Regular Council Meeting
September 14, 2021

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, Mr. Albrinck, Mr. Sextro, Ms. Smiley-Robertson, Ms. McDaniel and Mr. Schaefer. Also present: CFO Cynthia Caracci, Village Law Director Tim Burke, Chief Hauck, Lieutenant Sean McKinney, Kim Pielage, James Jeffers and Village Clerk, Barb Rohs.

The mayor presented ORD #21-60 ORDINANCE APPROPRIATING FUNDS AND APPOINTING JACOB M. COURTNEY AS FIRE FIGHTER/PARAMEDIC FOR THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. A motion to read ORD #21-60 by title only was made by Ms. Smiley-Robertson, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #21-60 was made by Mr. Sextro seconded by Mr. Puthoff and unanimously approved on roll call. A motion to agree to the emergency section is made by Ms. Smiley-Robertson, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to adopt ORD #21-60 was made by Mr. Sextro, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD #21-60 adopted as an emergency.

The mayor presented ORD #21-61 ORDINANCE APPROPRIATING FUNDS AND APPOINTING PETER G. LOVAAS AS FIRE FIGHTER/PARAMEDIC FOR THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. A motion to read ORD #21-61 by title only was made by Ms. Smiley-Robertson, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #21-61 was made by Mr. Sextro seconded by Mr. Puthoff and unanimously approved on roll call. A motion to agree to the emergency section is made by Ms. Smiley-Robertson, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to adopt ORD #21-61 was made by Mr. Sextro, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD #21-61 adopted as an emergency.

After taking the Village of Evendale oath the new Fire Fighters introduced their families.

Reports of Council Committees:
Finance, Recreation, GHF:

Mr. Albrinck reported that tax receipts are now over \$1 million down from last year's tax revenue. The current year to date tax receipts are \$9,785,718. The 2021 budget remains at \$14,400,000 for tax receipts. On a positive note the VOE made some gains this month finishing with receipts over expenditures of \$378,371.61.

The recreation department reported the slide repairs are approximately \$49,000 and this will extend the life of the slide. Winter hours are being adopted at the center and will be posted on the website. The Eagle Project had 1300 in attendance and hope to have them next year. The Gorman Farm's Sunflower festival is first weekend in October. The Safety Task Force will be using the Halloween Fest as a test run.

The service department will be distributing the leaf bags on Saturdays and Wednesdays in October.

Police, Fire, Service, Engineering and CAC:

Ms. Smiley-Robertson reported the fire department interviewed five excellent candidates for two positions that were filled. The Fallen Fire Fighters Memorial is the first weekend in October and there will be a dinner on Saturday night for fire fighters and their families.

Ms. Smiley-Robertson went through the COVID stats in HC and Ohio. The fire department is looking into grants to modernize the fire department. The police department is monitoring all the detours and speed due to pipeline construction. Lieutenant McKinney is looking into the first responder's app for police and fire.

The CAC had a successful Big Art Party and other programming are well attended. The Photo Show will be posted in large panels on the fence around the recreation center. Every day but Monday tickets can be purchased at Behindthecurtain.com or at the door. The elevator design for CAC building has been distributed and waiting for estimates to install. Wine tasting is sold out. The Homer Property owner has a permit to demolish the building but the VOE is attempting to have the owner also remove signage and a asphalt permit has been issued to build spec home on Mohler Woods. Creperie World is moving into west side strip center. Waiting for

supplies for charging station. The family living in Landmark is no longer living there and the building has multiple violation.

Mayors Report:

Mayor Finan reported that Meet the Candidates is October 6 at the recreation center along with Princeton School Board candidates and Park Board. The Town Meeting will be on October 24 at 5:00 pm at the rec center and there will be no dinner and social distancing. There will be the ability to answer questions remotely. The resurfacing of roads will not happen in 2021 because of pricing and not being able to get contractors in 2021. This will be a 2022 project. Council Member Bill Puthoff reported that 7 residents came for Griffin Nature Center cleanup. Aqua Duct has moved to Exon Road and hosting an open house.

A motion to approve the minutes to the previous council meeting was made by Mr. Sextro, seconded by Mr. Albrinck and unanimously approved.

Presentation of ordinances and resolutions:

The mayor presented ORD #21-46 3rd Reading AN ORDINANCE AMENDING SUBSECTION 1266.09(h)(1)(B)(ii), ACCESSORY USES AND STRUCTURES, FENCES AND WALLS, AND DECLARING AN EMERGENCY. A motion to read ORD #21-46 by title only was made by Mr. Sextro, seconded by Mr. Albrinck and unanimously approved on roll call. The third readings of ORD #21-46. Ms. Smiley Robertson has a few concerns : this change was not unanimously approved by planning commission and the presentation of the information was provided by a business that has some interest in the adoption of the ordinance. The American Academy of Pediatric recommends that fencing is the most effective and proven way of preventing drowning of children and pool covers are second. She does see the benefit on the pool covers in communities with large lots but not in this community. Ms. Smiley Robertson and Mr. Schaefer had a few residents also expressing concern of the passing of this ordinance. Mr. Albrinck stated the fence provides a visual barrier and gates may remain open. There are other water features that are not protected with a fence and the VOE needs to be consistent. He believes the pool cover is an option that should be given to pool owners and the responsibility should be on the owner. Council discussed that pro and cons of pool covers. Ms. Sextro stated that automatic pool cover was approved by the state of Ohio. Mr. Schaefer noted the state of Ohio deferred this to local municipalities. A motion to agree to the emergency section is made by Mr. Sextro, seconded by Mr. Albrinck and no votes from Mr. Schaefer, Ms. McDaniel, Mr. Puthoff, and Ms. Smiley-Robertson. The emergency clause was not adopted. Mr. Albrinck made the motion to table the ordinance, seconded by Mr. Puthoff and unanimously approved.

The mayor presented ORD #21-47 3rd Reading AN ORDINANCE AMENDING PART TWELVE, TITLE FOUR, OF THE EVENDALE CODE OF ORDINANCES, TO DEFINE AND REGULATE DISCOUNT RETAIL, THRIFT RETAIL, PAWN RETAIL, AND SELF-STORAGE WAREHOUSE USES. A motion to read ORD #21-47 by title only was made by Mr. Sextro, seconded by Mr. Albrinck and unanimously approved on roll call. The third readings of ORD #21-47. Mr. Schaefer is concerned with the discount retailing definition and that is based on advertising and wording. He supports pawn shops, self -storage and the thrift being a conditional use. If the discount store was a conditional use then the VOE could handle each on individually. Mr. Sextro feels there are high theft in the discount stores and they do not support the VOE residents. 50% of our police runs are to Walmart because of theft. Mayor Finan believes the Law Director and Planning Commission have spent much time on the ordinance and believes it is the best for the community. A motion to adopt ORD #21-67 was made by Mr. Sextro, seconded by Ms. McDaniel and approved on roll call with a “no” vote from Mr. Schaefer. Mayor Finan declared ORD #21-67 adopted.

The mayor presented ORD. #21-65 AN ORDINANCE AUTHORIZING THE PAYMENT OF AMOUNTS DUE UPON CERTAIN CONTRACTS REQUIRING CERTIFICATION OF AVAILABILITY OF FUNDS AND DECLARING AN EMERGENCY. A motion to read ORD #21-65 by title only was made by Mr. Puthoff, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #21-65 was made by Ms. Smiley-Robertson, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Puthoff, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to adopt ORD #21-65 was made by Mr. Puthoff, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD #21-65 adopted as an emergency.

The mayor presented ORD #21-66 AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE FIRE DEPARTMENT AND DECLARING AN EMERGENCY. A motion to read ORD #21-66 by title only was made by Mr. Sextro, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #21-66 was made by Ms. Smiley-Robertson, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Puthoff, seconded by Mr. Sextro and unanimously approved on roll call. A motion to adopt ORD #21-66 was made by Mr. Puthoff, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD #21-66 adopted as an emergency.

The mayor presented ORD #21-67 AN ORDINANCE APPROVING A TRANSFER WITHIN THE ADMINISTRATIVE DEPARTMENT AND DECLARING AN EMERGENCY. A motion to read ORD #21-67 by title only was made by Mr. Albrinck, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #21-67 was made by Mr. Sextro seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Ms. Smiley-Robertson, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #21-67 was made by Mr. Albrinck, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD #21-67 adopted as an emergency.

The mayor presented ORD # 21-59 ORDINANCE AUTHORIZING THE MAYOR TO HIRE LAURIE KAUFMAN AS A PART-TIME CHILDCARE ATTENDANT FOR THE RECREATION DEPARTMENT AND DECLARING AN EMERGENCY. A motion to read ORD #21-59 by title only was made by Ms. Smiley-Robertson, seconded by Ms. McDaniel and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #21-59 was made by Mr. Sextro seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Ms. Smiley-Robertson, seconded by Mr. Puthoff and unanimously approved on roll call. A motion to adopt ORD #21-59 was made by Mr. Sextro, seconded by Ms. Smiley-Robertson and unanimously approved on roll call. Mayor Finan declared ORD #21-59 adopted as an emergency.

The mayor presented ORD #21-62 ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE BELL TOWER ARTS PAVILION DOORS AND WINDOWS REPLACEMENTS PROJECT AND DECLARING AN EMERGENCY. A motion to table the ordinance was made by Mr. Puthoff, seconded by Ms. Smiley-Robertson and unanimously approved.

The mayor presented ORD #21-63 AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE STREET MAINTENANCE FUND AND A TRANSFER WITHIN THE STREET MAINTENANCE FUND AND DECLARING AN EMERGENCY. The entire ordinance was read. A motion to suspend the second and third readings of ORD #21-63 was made by Ms. Smiley-Robertson, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Sextro, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to adopt ORD #21-63 was made by Mr. Puthoff, seconded by Mr. Albrinck and unanimously approved on roll call. Mayor Finan declared ORD #21-63 adopted as an emergency.

The mayor presented ORD # 21-64 ORDINANCE APPOINTING KEVIN GORSUCH TO THE PLANNING COMMISSION FOR AN UNEXPIRED TERM ENDING DECEMBER 31 2021 AND DECLARING AN EMERGENCY. Mayor Finan read the ordinance in its entirety. A motion to suspend the second and third readings of ORD #21-64 was made by Ms. Smiley-Robertson, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Sextro, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to adopt ORD #21-64 was made by Mr. Sextro, seconded by Ms. McDaniel and unanimously approved on roll call. Mayor Finan declared ORD #21-64 adopted as an emergency.

Other Business:

A motion to close the meeting was made by Mr. Puthoff, seconded by Mr. Albrinck and unanimously approved. Meeting was adjourned at 8:07.

Mayor

Attest:

Village Clerk