

MINUTES
Village of Evendale
Regular Council Meeting
April 9, 2019

A public hearing will be to consider a text amendment to the Innovation District PUD regulations as found in Section 1256.19 of the Zoning Code of the Village of Evendale. No public comments were made. A motion to close the public hearing was made by Mr. Schaefer, seconded by Mr. Puthoff and unanimously approved.

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, Ms. Smiley-Robertson, Ms. McDaniel, Mr. Ranz and Mr. Schaefer. Also present: Police Chief Korte, Fire Chief Mike Hauck, Service Department Director James Jeffers, CFO Cynthia Caracci, Recreation Director Kim Pielage, Village Law Director, Tim Burke, David Elmer and Village Clerk, Barb Rohs.

Reports of Council Committees:

Finance, Recreation, CAC Council Committee and Code Enforcement:

Mr. Schaefer reported that the audit for the OP&F was done and clean. March numbers look good but has an extra week of payroll. Mr. Griffin's CRUT funds of \$68,000 from the charitable remainder trust will go into the VOE capital fund. The CAC had 258 submission and 130 have been selected. The exhibit is May 3rd. The Evendale Community Church will be renamed the Bell Tower Arts Pavilion.

Police, Fire, Service, Engineering and GHF:

Mr. Ranz reported that the GHF Bank Barn is delayed a bit. Chris Patterson is working with the contract that pricing is 25% material and 75% wage. The prevailing wage is increasing the process by \$75,000. There is a Medical Marijuana ordinance on the agenda. VOE remains a zero tolerance for drug use. Depositions by Mr. Jeffers and Mayor Finan for Duke Pipeline are scheduled for 4/3/19. The adjudication hearings of the Ohio Power Siting Board begins next week. The fire department has 3 staff with surgeries and 2 on maternity leave so the department will be logging a great deal of overtime. Mr. Jeffers is bidding the bridge towers again. This project is supposed to be completed August 2020.

Mayors Report:

The Mayor reported that lawsuit regarding the property maintenance code has been denied and the VOE is free to enforce the code. Health insurance premiums is expected to increase by 37%. The mayor continues to meet with GE regarding moving employees' downtown. Sherwin-Williams property closed for a net of \$256,000. The fire department is gearing up for their 60th anniversary celebration on Memorial Day weekend. Events include a ceremonial push in ceremony and vintage baseball game.

Presentation of ordinances and resolutions:

The mayor presented ORD. #19-15 AN ORDINANCE AMENDING THE VILLAGE OF EVENDALE PLANNING AND ZONING CODE, SECTION 1256.19 AMENDING THE TEXT TO THE INNOVATION DISTRICT PUD REGULATIONS, AND DECLARING AN EMERGENCY. A motion to read ORD #19-15 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 #19-15 was made by Mr. Ranz 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. Albrinck and unanimously approved on roll call. A motion to adopt ORD #19-15 was made by Mr. Puthoff, seconded by Ms. McDaniel and unanimously approved on roll call. Mayor Finan declared ORD. #19-15 adopted as an emergency.

The mayor presented ORD. #19-16 AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE POLICE DEPARTMENT CAPITAL IMPROVEMENTS ACCOUNT AND DECLARING AN EMERGENCY. A motion to read ORD #19-16 by title only was made by Ms. Smiley-Robertson, seconded by Mr. Albrinck and unanimously approved on roll call. Discussion: This is to replace the out of warranty tasers. A motion to suspend the second and third readings of ORD #19-16 was made by Ms. McDaniel 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 #19-16 was made by Mr. Puthoff, seconded by Mr. Ranz and unanimously approved on roll call. Mayor Finan declared ORD. #19-16 adopted as an emergency.

The mayor presented ORD. #19-17 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 #19-17 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 #19-17 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. Puthoff, seconded by Mr. Ranz and unanimously approved on roll call. A motion to adopt ORD #19-17 was made by Mr. Albrinck seconded by Mr. Puthoff and unanimously approved on roll call. Mayor Finan declared ORD. #19-17 adopted as an emergency.

The mayor presented ORD. #19-18 ORDINANCE ADOPTING A NEW SUBSECTION TO ORDINANCE 258.241 “DRUG AND ALCOHOL TESTING” IN ORDER TO CLEARLY STATE THE EVENDALE POLICY PROHIBITING THE USE OF MEDICAL MARIJUANA BY VILLAGE EMPLOYEES AND DECLARING AN EMERGENCY. A motion to read ORD #19-18 by title only was made by Mr. Ranz, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #19-18 was made by Mr. Puthoff 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. Albrinck and unanimously approved on roll call. A motion to adopt ORD #19-18 was made by Mr. Ranz seconded by Ms. McDaniel and unanimously approved on roll call. Mayor Finan declared ORD. #19-18 adopted as an emergency.

The mayor presented ORD. #19-19 ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CONSTELLATION NEW ENERGY SERVICES TO ESTABLISH AND 3-YEAR FIXED GAS SUPPLY RATE AND DECLARING AN EMERGENCY. A motion to read ORD #19-19 by title only was made by Ms. McDaniel, seconded by Mr. Ranz and unanimously approved on roll call. A motion to suspend the second and third readings of ORD #19-19 was made by Ms. Smiley-Robertson seconded by Mr. Ranz and unanimously approved on roll call. A motion to agree to the emergency section is made by Mr. Ranz, seconded by Mr. Albrinck and unanimously approved on roll call. A motion to adopt ORD #19-19 was made by Ms. Smiley-Robertson seconded by Mr. Albrinck and unanimously approved on roll call. Mayor Finan declared ORD. #19-19 adopted as an emergency. Mr. Elmer stated that the VOE gas aggregation program was a \$50 annual savings from 2014-2017. The past years the savings is \$14.66. The proposed rate (.366) is higher than the Duke rate (.3353) and may not be of value to the residents. Mr. Deter presented for Constellation and he explained the pricing structure. The contract will protect residents with a cap rate. Residents can opt out of this contract. Council members agreed that one of the aggregation programs benefits is to protect against market volatility.

Other Business:

Property owner at 10340 Kingsport came before council stating the creek behind her house is eroding. The honeysuckle has been washed away and there is 10’ drop to the creek. Property owner asked if the VOE could help her with repairs. She was told to come to the council committee meeting in May.

A motion to close the meeting was made by Mr. Albrinck, seconded by Ms. Smiley-Robertson and unanimously approved. Meeting was adjourned at 7:50 pm.

Mayor

Attest:

Village Clerk