

TIPP CITY COUNCIL MEETING

TIPP CITY, MIAMI COUNTY, OHIO

May 5, 2014

Executive Session

Prior to Executive Session Roll Call was taken at 7:00 pm. All members except for Mr. Kessler were present. Ms. Berbach moved to excuse Mr. Kessler. Mayor Hale seconded. Motion carried.

Amendment/Approval of Agenda

President Gibson moved to amend the agenda Executive Session item to also include Personnel. Mr. Owen seconded. Motion carried. President Gibson moved to approve the amended agenda to include in the Executive Session "discuss pending or imminent litigation, economic development and Personnel" to include members of Council, Acting City Manager Brad Vath, Law Director David Caldwell, Utilities Director Christy Butera and Finance Director John Green. Mr. Owen seconded. Motion carried.

President Gibson moved to enter Executive Session. Ms. Berbach seconded. Motion carried. Council entered Executive Session at 7:02 pm. Ms. Gillis moved to return from Executive Session. Mayor Hale seconded. Motion carried.

Council Meeting

The regular Tipp City City Council Meeting began at 7:58 pm.

City Staff in attendance include: Acting City Manager Brad Vath, Law Director David Caldwell, Finance Director John Green, Utilities Director Christy Butera, Police Chief Eric Burris, Fire Chief Steve Kessler and Clerk of Council Janice Bates.

Guests signing the register include: Thomas Chaney, Jeremy Tomb, JohnTomb, Joe Bagi, Elden Eidemiller, Mike Black, Emily Sheer, Christian Carlson, Brandon Wogoman, Brett Griffis, Konnor Kinsler, Taylor Clark, Cindy Bach, Thomas Rousculp, Ashley LeVan, Christopher Benye, Nick Rudy, Zoe Ramerson, Jamie DeSantis, Wes Ault, Try Walker, Bailey Hoskins, Michael Reed, Hannah Baird, Kaitlyn Cludfelter, Claire Subler, Richard Grieshop, Austin Miller, Allison Sinning, Kristina Clark, Andrew Puthoff, Matt Davis, Geordie Heddleston, Jennifer Imel, Emma Warner, Max McDonald, McKensie Logan, Stacy Wall, Joseph Gaither, Patrolman Hunt, Patrolman Dickerson, Glenn Asberry, Harley Humbert and Haley Cook. Reporters Nancy Bowman and Cecilia Fox were also in attendance.

Invocation and Pledge of Allegiance

Pastor Jeff Seekins from Community Bible Church gave the Prayer for Guidance. President Gibson led the Pledge of Allegiance.

Minutes

4/21/14 Pre-Meeting Study Session

Ms. Berbach moved to approve the minutes of the April 21, 2014 Pre-Meeting Study Session. Mr. McDermott seconded. Motion carried.

4/21/14 Council Meeting

Ms. Berbach moved to approve the minutes of the April 21, 2014 Council Meeting. Ms. Gillis seconded. Motion carried.

Presentations, Proclamations, & Awards

Cindy Bach from the Miami County Solid Waste District provided Council with updates and current programs offered.

Mayor Hale read a Proclamation for Police Week.

Ordinances (2nd Reading)

There were none.

Resolutions

Purchase of Hydro Excavator - Best Equipment of Indianapolis, IN.

A resolution authorizing the City Manager to purchase a hydro-excavator vac truck for the water-sewer-electric departments from Best Equipment of Indianapolis, IN, through the State of Ohio Cooperative Purchasing Plan at a cost of \$335,707.10 and declaring personal property owned by the City of Tipp City to be declared surplus property and no longer useful in the general operation of the City.

City Manager Comments: This resolution would approve the purchase of a new hydro-excavator vac truck using the State of Ohio Cooperative Purchasing Program. This is a scheduled replacement of equipment and would replace a 2004 Hydro-excavator and a 1999 Jet Rodder truck which are being declared as surplus for disposal. The cost of the hydro-excavator is \$335,707.10, which is under the 2014 appropriated/budgeted amount for this purchase. The City anticipates saving maintenance costs in the long run by only having one unit versus the current two units.

Ms. Berbach sponsored the resolution and moved for its adoption. Mr. McDermott seconded. Mayor Hale inquired where this purchase is in regard to budget. Mr. Vath replied this purchase is under budget. There is \$350,000 budgeted for this purchase. Mr. McDermott inquired if the intention is to put the surplus items on Gov.Deals. Mr. Vath stated that is the intention. Motion passed 6-0. Resolution 20-14 was declared adopted and President Gibson affixed his signature in witness thereto.

Warner, Bowman & West Plum Streets Waterline Replacement Project – Sturm Construction, IN.

A resolution authorizing the City Manager to enter into a contract with Sturm Construction Inc., of Sidney, Ohio for the Warner, Bowman, and West Plum Waterline Replacement Project at a cost of \$231,596.

City Manager Comments: The adoption of this resolution would authorize the City Manager to execute a contract with Sturm Construction of Sidney, Ohio for the installation of waterlines on Warner, Bowman and West Plum. The City received two bids and Sturm was determined to be the lowest and best bid received. These water mains are undersized and do not meet current standards and must be replaced prior to paving these roadways in 2015.

Mr. Owen sponsored the resolution and moved for its adoption. Ms. Berbach seconded. Motion passed 6-0. Resolution 21-14 was declared adopted and President Gibson affixed his signature in witness thereto.

**Ordinances
(1st Reading)**

Waste Management Contract Extension

An ordinance to authorize the extension of a franchise, approval of a permit and the execution of a contract with Waste Management of Ohio, Inc. for the collection & disposal of solid waste, recyclables, and yard waste from residential properties pursuant to Section 55.12 of the codified ordinances of Tipp City, Ohio for a one year period commencing on October 1, 2014.

City Manager's Comments: This ordinance authorizes a one (1) year extension with Waste Management Inc. (WMI) for mandatory residential refuse & recycling collection within Tipp City. Ordinance 13-10 authorized a four (4) year contract and allows for three one (1) year extensions. Council at their April 21, 2014 Study Session reviewed the proposed 2% increase contract extension and concurred it was in the best interest of the City to

move forward with the one (1) year extension. The cost for toters, yard waste bags and low volume bags remain the same. This contract would take effect on October 1, 2014.

Ms. Gillis sponsored the ordinance.

Motions

Board & Commission
Appointments – Planning
Board

A motion to appoint two (2) persons to the Planning Board to fill unexpired terms ending on 12/31/2014 and 12/31/2016. Mr. McDermott moved to open nominations. Ms. Berbach seconded. Vote passed 6-0. Mayor Hale inquired if both nominations can be made as a slate. Mr. Caldwell stated each nomination needs to be made separately. Mayor Hale nominated Andrew Thornbury for the term expiring December 31, 2014. Mayor Hale moved to close nominations. President Gibson seconded. Motion carried. A vote was taken on Mr. Thornbury's nomination. His appointment was unanimous. Ms. Berbach moved to open nominations for the term that expires on December 31, 2016. Mayor Hale seconded. Motion carried. Ms. Berbach nominated Milton Eichman. Ms. Berbach moved to close nominations. Mr. Owen seconded. Motion carried. A vote was taken on Mr. Eichman's nomination. His appointment was unanimous.

Board of Zoning Appeals

A motion to appoint one person to the Board of Zoning Appeals (BZA) to fill an unexpired term ending on 12/31/2016. Ms. Berbach moved to open nominations. Mr. McDermott seconded. Motion carried. Ms. Gillis nominated Carrie Arblaster. Ms. Berbach moved to close nominations. Mr. McDermott seconded. Motion carried. A vote was taken on Ms. Arblaster's nomination. Her appointment was unanimous.

Canal Music Festival
Agreement

A motion approving the revised Canal Music Festival Agreement.

City Manager's Comments: On April 21 Council authorized the City Manager to execute an agreement between the City and the Downtown Partnership. Apparently the Festival Agreement for this year needs to include both the Downtown Partnership and Tipp Monroe Community Services. A revised agreement has been drafted and is acceptable to all three parties. A motion approving this revised agreement would be appropriate and allow the Downtown Partnership to apply for the F-1 Liquor Permit for the Canal Music Festival. President Gibson inquired if the terms for the new agreement were the same and all parties concerns are addressed accordingly. Mr. Caldwell stated the Downtown Tipp City Partnership and Tipp-Monroe Community Services wanted to delineate who would be responsible for each portion since the Partnership wanted to serve alcohol. Mr. Caldwell continued this is the only difference, specifically delineating who would be responsible for what, and whose insurance will cover what. The three attorneys were able to reach an agreement.

Mr. McDermott moved to approve the revised Canal Music Festival Agreement. Mayor Hale seconded. Motion carried.

Miscellaneous

There were none.

Citizen Comments on Items
not on the Agenda

Stacy Wall of 856 Devonshire Avenue approached the podium. Ms. Wall reminded everyone tomorrow is election day and encouraged everyone to get out and vote.

**Councilmember
Comments**

Ms. Gillis had nothing additional.

Mr. Owen thanked the students for their attendance. Mr. Owen said he appreciates their efforts in learning about their local government. Mr. Owen also reminded everyone that FC Tippecanoe will be holding try-outs on May 27 & 28 at Kyle Park. Additional information can be found at the FC Tippecanoe website.

Ms. Berbach also reminded everyone that soccer registrations for City league is currently underway. Registration can be made at www.tippsoccer.org through May 15th.

Mr. McDermott announced the Downtown Tipp City Partnership has recently selected a new Executive Director. Her name is Heather Dorfman and I hope to see her approach the dais soon to provide Council with a status update for what the Downtown Tipp City Partnership will be up to this year.

Mayor Hale also encouraged everyone to get out and vote tomorrow. Mayor Hale stated he attended the Miami County Police Memorial Service last week. It was a solemn yet uplifting experience. Mayor Hale added he had the opportunity to perform his first wedding ceremony tonight, which was a new experience. Mayor Hale added he found it to be quite enjoyable. Mayor Hale stated he also had the opportunity to speak at the first Senior Men's Luncheon. The graduating males now have a luncheon as the girls have had their teas. Hopefully this is something that will be able to continue in the future.

President Gibson also thanked the students in attendance. President Gibson agreed with Mayor Hale and Ms. Wall and encouraged everyone to get out and vote. President Gibson continued local and state elections impact you more than you might imagine. Tonight, we spent half million dollars of your money. It does make a difference. President Gibson wished the best of luck to all of the candidates. President Gibson also congratulated the newest members of the Planning Board and Board of Zoning Appeals and thanked them for their service to the community. The What A Girl Wants Fashion Show for a Cure is scheduled for May 17th at Harrison's Restaurant. There are a series of events including a target practice, a motorcycle ride, and the fashion show. This brings a lot of people to Downtown Tipp City and we thank Harrison's Restaurant, Kelly and Ellen for all of their hard work. Hotel California will be performing at Canal Music Fest this year. This will be a free concert held at City Park on June 14th. President Gibson reminded everyone these proceedings have been recorded and will be rebroadcast on the local cable access station. In this area it is Channel 5 of the Time Warner lineup. You can also log onto your computer at www.kittv.org

**City Manager
Comments**

Mr. Vath informed Council work is progressing at Kyle Park regarding the gravity sanitary sewer and the pump station which is a TCA pump station. Seeing has been completed and the bike path crossings has been repaved.

Mr. Vath also informed everyone the City will be conducting hydrant flushing beginning May 12. This project should be completed on May 23. Mr. Vath added there are precautionary notes on the website and the City will also be making Facebook posts and Tweets about it as well.

Adjournment

Mr. Owen moved to adjourn. Ms. Berbach seconded. Motion carried.

Joseph Gibson, President of Council

Attest: _____
Janice Bates, Clerk of Council



