

TIPP CITY WORK SESSION

TIPP CITY, MIAMI COUNTY, OHIO

November 7, 2016

Work Session

The work session began at 6:30 pm. The following Council members were present: President Joe Gibson, Mayor Pat Hale, Carrie Arblaster, Katie Berbach, John Kessler and Tom Merritt. Also attending was City Manager Tim Eggleston, Interim Law Director Kevin Lantz, Finance Director John Green, Director of Municipal Services John Donnelly, Police Chief Eric Burris, Fire Chief Steve Kessler and Clerk of Council Janice Bates. Reporters Nancy Bowman and Cecilia Fox were also in attendance.

Others in attendance include: Carla Ungerecht, Joanna Pittenger, Gordon Pittenger, M.M. DeAngelis, Jr., Barbara DeAngelis, Janice Long, Ruth Reinhard, Dee Gillis and Walter Burton.

**Operating Budget
Follow-Up**

Finance Director Green provided Council with follow-up information from the October 24th Budget Workshop.

Mr. Green informed Council the issue of trees that had been taken down by the City and replacement of new ones and the location of the planting of those trees has been referred back to the Tree Board.

Mr. Green continued by informing Council the City is currently in the third year of a three year contract with BR Mulch. Mr. Green added the \$3,000 expense is the same as the previous contract; but could be renegotiated for the next contract.

Mr. Green agreed that including project pool counts for 2017 was not best and has removed those pages for the budget binders. New pages were distributed showing this change.

Mr. Kessler stated the fees the City is paying to BR Mulch is "A pretty good deal." Mr. Eggleston added, Vandalia pays \$3,500 for the same services. President Gibson asked City staff to research the costs associated for this service when residents dropped off their debris at Kyle Park. Mr. Kessler commented the cost to rent the drum grinder was between \$5,000 and \$7,000 and the cost of employees. President Gibson asked staff look into this. Ms. Arblaster stated she was ok with the fees.

Senior Center Costs

Mr. Eggleston briefly reviewed the utility service for the Tipp City Seniors with Council. Mr. Eggleston stated the Tipp City Seniors are not currently being charged for utilities at their existing facility located on South First Street. The organization has recently approached the City Manager seeking this same arrangement at their new location. The Seniors were told by staff, when the new facility was built, they would be required to pay for all utilities. The Seniors were also seeking relief from the required tap-in fees. Mr. Eggleston informed Council those fees are estimated at \$5,800 or \$8,680 depending on the size of the lines. Mr. Walter Burton commented the mechanical design for the building has not been completed yet, and these are purely estimates. President Gibson asked how long this arrangement has been in place. Ms. Gillis stated it began in the early 1970's. Mr. Kessler stated he was ok with continuing the arrangement; but had problems eliminating the

intervening user fees. "I would want to be very cautious of the potential precedent". Mr. Green replied these are the figures that we can provide at this time. Ms. Arblaster stated she understood Mr. Kessler's concerns but also agrees this is an investment in the community. Mr. Green informed Council the Intervening User Fees would come out of the General Fund if Council chooses to go this route. President Gibson stated he preferred for additional information prior to making a decision. President Gibson stated there are "issues" with moving forward. "Should we do this? Great points were made; this will become a new community place. But there is also a concern with rising costs. What will stop any other 501C3 from asking?" Mayor Hale agreed with Mr. Kessler stating he does not have a problem with the utilities but will require additional information regarding the Intervening User Fees. President Gibson agreed stating he would like additional information from staff and the Seniors. Ms. Gillis wished to remind Council the use of this service provides to the City. Ms. Berbach stated she is not against the fee adding the seniors were told of the required fees. Ms. Gillis stated that the Seniors had received a letter from Mr. Vath stating once at the new location the agreement would not continue, adding "But Brad doesn't make the decision." Council requested the Clerk to look into minutes which previously discussed the matter. President Gibson inquired if the Seniors would be willing to pay a portion of the costs. Ms. Gillis replied of course. Mr. Merritt added, "I think I am for it, but there has to be a limit." Mr. Burton added the County Prosecutor has provided a legal opinion that this facility will be a public building once complete because of the levy. Mr. Green asked for a copy of the legal opinion.

Stadium Meeting
Participants (With School
Board)

Mr. Eggleston inquired of Council who would like to be included as participants in the stadium design committee for the School Board. In Mr. Owen's absence, members of Council indicated he was interested in sitting on this committee. Mr. Kessler and Mayor Hale also volunteered.

Adjournment

Meeting adjourned at 7:07 pm.

Joseph Gibson, President of Council

Attest: _____
Janice Bates, Clerk of Council

TIPP CITY COUNCIL MEETING

Council Meeting

TIPP CITY, MIAMI COUNTY, OHIO

November 7, 2016

The following Council Members answered roll call. President Joe Gibson, Mayor Pat Hale, Carrie Arblaster, Katie Berbach, John Kessler and To, Merritt.

Mr. Kessler moved to excuse Mr. Owen. Mayor Hale seconded. Motion carried.

City Staff in attendance include: City Manager Tim Eggleston, Interim Law Director Kevin Lantz, Finance Director John Green, Director of Municipal Services and Engineering John Donnelly, Police Chief Eric Burris, Fire Chief Steve Kessler and Clerk of Council Janice Bates. Reporters Nancy Bowman, Cecilia Fox and Carla Ungerecht were also in attendance.

Guests signing the register include: Barb DeAngelis, Jack Reger, Sam Spano, Gretta Kumpf, Father Marc Sherlock, Nici McClury.

Invocation and Pledge of Allegiance

Father Marc Sherlock from St. John the Baptist Catholic Church gave the prayer for guidance. President Gibson led the Pledge of Allegiance.

Approval of Agenda

Ms. Berbach moved to approve the agenda. Mr. Merritt seconded. Motion carried.

Minutes

10/17/16 Council Work Session

Ms. Arblaster moved to approve the minutes of the October 17, 2016 Work Session. Ms. Berbach seconded. A vote was taken on the motion. Vote was 4-0-2; Mayor Hale and Mr. Kessler abstained.

10/17/16 Council Meeting

Mr. Kessler moved to approve the minutes of the October 17, 2016 Council Meeting. Ms. Arblaster seconded. Ms. Arblaster moved to correct the minor typo on page 4, to remove the additional "N" prior to Ms. Arblaster's comment. Mr. Merritt seconded. A vote was taken to amend the minutes. Motion carried. Ms. Arblaster moved to approve the amended minutes. Mr. Merritt seconded. A vote was taken on the amended minutes. Vote was 4-0-2; Mayor Hale and Mr. Kessler abstained.

10/24/16 Operating Budget Workshop

Mayor Hale moved to approve the minutes of the October 24, 2016 Operating Budget Workshop. Ms. Berbach seconded. Vote was 4-0-1; Ms. Arblaster abstained.

Presentations, Proclamations, & Awards

There were none.

Ordinances (2nd Reading)

2016 Appropriations

An ordinance amending 2016 appropriations, authorizing advance of funds, and modifying the annual operating budget as a result of this action.

City Manager's Comments: This ordinance amends and modifies the 2016 Annual Operating Budget to appropriate additional monies for unanticipated additions in the City's health insurance plan, Worker's Compensation Rates are significantly higher than anticipated, continued

litigation and attorney fees, and the City has agreed to participate to pay the conceptual design of the Tipp City Exempted Village Schools Stadium project not to exceed \$10,000. Staff is asking that this ordinance be adopted.

President Gibson informed everyone that Council Member Owen had introduced this legislation at the previous meeting and is not available to attend tonight's meeting. Mayor Hale moved to introduce the ordinance. Motion carried 6-0. Ordinance 24-16 was declared adopted and President Gibson affixed his signature in witness thereto.

Resolutions
Adopting the 2017-2021
Capital Improvement
Plan

A resolution adopting the 2017-2021 Capital Improvement Plan for the City of Tipp City, Ohio.

City Manager Comments: This resolution adopts the 2017-2021 Capital Improvement Plan for the City of Tipp City. Per Section 7.07(B) of the Charter "the Council by ordinance or resolution shall adopt the capital program with or without amendment after the public hearing." The capital plan was submitted to Council on September 6, 2016 and Council conducted a public hearing/workshop session for the purpose of reviewing the 5-Year CIP on September 26th. A subsequent Study Session was conducted to review outstanding items following the September 26th session.

Mr. Kessler sponsored the resolution and moved for its adoption. Ms. Berbach seconded. Motion carried 6-0. Resolution 26-16 was declared adopted and President Gibson affixed his signature in witness thereto.

Tipp-Monroe
Community Services
Contract

A resolution authorizing the City Manager of Tipp City, Ohio to enter into a contract with Tipp-Monroe Community Services, Inc. for the provision of various recreational programs for the year 2017 at a cost not to exceed \$17,700.

City Manager Comments: This is their annual contract. There is also another amount, that I feel Council should be aware of. Tipp-Monroe Community Services can ask for an additional \$1,000 to be used for a mobile meals program. They have not used that in a number of years, but I wanted to make you aware that is in the contract as a provision. They have done a great job for us and have always been helpful. They have brought issues to our attention to address. Staff is asking the resolution be adopted.

Ms. Arblaster sponsored the resolution and moved for its adoption. Mr. Kessler seconded. President Gibson commented, "I can only add to that our undying appreciation for Tipp-Monroe Community Services as they do do a lot of stuff and we appreciate all of their efforts." Motion carried 6-0. Resolution 27-16 was declared adopted and President Gibson affixed his signature in witness thereto.

Ordinances
(1st Reading)

There were none.

Motions
Transfer of a C1 Liquor
License – Gulf Station

A motion to request or not request a public hearing on the issuance of a transfer of a C1 liquor license to Troy Food Mart from 7030 Poe Inc. at 3311 S. CR25A (Gulf Station).

City Manager Comments: The City has received notice from the Ohio Division of Liquor Control regarding the proposed issuance of a transfer of a C1 Liquor Permit for Troy Food Mart. The permit would allow them to sell beer only in original sealed containers for carry-out purposes only. The Police Department has no objection to the transfer of this liquor license. No action on this matter is required unless Council wishes to object to the issuance of this liquor license.

Ms. Berbach moved to not request a public hearing. Ms. Arblaster seconded. Motion carried.

Miscellaneous

There were none.

**Citizen Comments on
Items not on the
Agenda**

Jack Reger of 470 Bon Air Drive approached the podium. Mr. Reger read a prepared statement to Council. Mr. Reger requested the City remove a dead tree which has fallen on his property damaging a shed. Mr. Reger stated he first identified the damage on July 16, 2016. "As of this meeting, no one has removed the dead tree, which continues to lie across my property and on my shed. My recommendation is for the City to maintain all of their property areas to prevent a dead tree from blowing down." Mr. Eggleston stated the tree is along the retention basin behind Sequoya and the apartment buildings. Mr. Eggleston stated Mr. Donnelly will have crews to go back and begin clearing, but it will take some time due to all of the brush and debris. Removal of the tree is getting scheduled. Mr. Eggleston confirmed the City's insurance carrier did write Mr. Reger a letter notifying him this was an act of God and not the City's responsibility. Additionally, the letter stated as such, the City is not responsible for the damages to the shed. Mr. Eggleston added Mr. Reger has made reference that there are two additional trees also on City property that are dead. Mr. Eggleston stated the City will have another surveyor come and determine if those trees are in fact on City property. If they are, we will have those removed as well.

**Councilmember
Comments**

Mr. Merritt thanked the Seniors for their presentation. Mr. Merritt thanked Mr. Lantz for his service as Acting Law Director. Mr. Merritt also encouraged everyone to "Get out and vote tomorrow!"

Ms. Arblaster also thanked Mr. Lantz for his service. Ms. Arblaster informed everyone that Heritage Ohio recently toured our downtown. "I am excited to announce that we did indeed receive our Main Street Designation." Congratulations to the Downtown Partnership, and to Heather Dorsten and Ben Deacon. Ms. Arblaster also stated she also attended the Ohio Municipal League conference. "I learned some good information that I've brought back and hope to share with City Staff and with Council over the next couple of weeks." Ms. Arblaster also encouraged everyone to vote.

Mr. Kessler had nothing additional.

Ms. Berbach reminded everyone Yuletide Winter's Gathering is this weekend. Ms. Berbach encouraged everyone to remain patient with City crews once the first snow hits. Ms. Berbach informed everyone registrations for Tipp-Monroe's rec basketball program is currently underway.

Mayor Hale informed everyone the tree lighting will be December 2nd Downtown. And the following Wednesday on December 7th is the Chamber Gala.

President Gibson also thanked Mr. Lantz “For your dedicated service. You have provided us great counsel and guided us through our meetings. Mr. Jonathan Freeman, our new Law Director will be starting at the next meeting. We ask you to welcome Mr. Freeman and we also ask you to thank Mr. Lantz for his time. I think he deserves high praise from all of us. Thank you for all of your help.” President Gibson stated we also want to thank staff. “As mentioned, we had our operating budget and is currently being finalized. That took a lot of work from our City staff. Every department had to put a presentation together. Every dime had to be accounted for. We do appreciate it. If you have questions about our budget, previous ones are posted online.

President Gibson thanked all of the Seniors for coming. “I hope we can work something out there as well. As everyone has said, please go out and vote tomorrow. Polls are open from 6:30 am – 7:30 pm. Please vote. It doesn’t matter at this point who you vote for, you just have to get out there and let your voice be heard. So many people have fought and died for this privilege, cherish it.”

President Gibson informed everyone Council will be entering Executive Session at the end of the meeting and will be unavailable to meet. President Gibson reminded everyone “These proceedings are normally recorded and usually rebroadcast over the next two weeks over the local cable access station. You can get access to that by logging on to the City or by going onto kittv.org. You can download City Council meetings, Tipp-Monroe Township Trustee meetings, and our friends at the School Board by clicking on the right videos for that. With that, I thank the City, staff, the people and Council for their time tonight.”

**City Manager
Comments**

Mr. Eggleston informed everyone the Rosalyn subdivision project is now complete. Mr. Eggleston also informed everyone leaf pick-up will continue throughout the City. “Please go to the City’s website to look for the dates the crews will be in your area. Reminder the City offices will be closed on Friday in observance of Veteran’s Day. Please thank a Veteran when you see one. They gave more of themselves than you know.

Mr. Eggleston informed everyone there will be a ribbon cutting on December 13th in Bowling Green for one of AMP’s Solar II Initiatives Projects. “If anyone is interested in attending, please let us know.”

Mr. Eggleston asked everyone who might know of a Tipp City Senior who is in need of food, to please contact Tipp-Monroe Community Services to ensure they are getting meals.

Adjournment

President Gibson informed everyone Council would be entering Executive Session to include all present members of Council, City Manager and the Law Director for the purpose of Pending Litigation after a 10 minute recess.

Mr. Kessler moved to enter Executive Session after a 10 minute recess. Ms. Berbach seconded. Motion carried. Meeting adjourned at 8:10 pm. Council entered Executive Session at 8:20 pm.

Council returned at 8:54 pm. Mr. Kessler moved to return from Executive Session. Ms. Berbach seconded. Motion carried.

Mr. Kessler moved to adjourn. Mayor Hale seconded. Motion carried.

Meeting adjourned at 8:56 pm.

Joseph Gibson, President of Council

Attest: _____
Janice Bates, Clerk of Council



