

TIPP CITY COUNCIL MEETING

Council Meeting

TIPP CITY, MIAMI COUNTY, OHIO

May 1, 2017

The following Council Members answered roll call. Mayor Pat Hale, Carrie Arblaster, Katie Berbach, John Kessler, Tom Merritt and Matt Owen.

Ms. Berbach moved to excuse President Gibson. Mr. Owen seconded. Motion carried.

City Staff in attendance include: City Manager Tim Eggleston, Law Director Jonathan B. Freeman, Finance Director John Green, Director of Municipal Services and Engineering John Donnelly, Police Sergeant Marc Bayse, Fire Chief Steve Kessler and Clerk of Council Janice Bates. Reporters Nancy Bowman and Cecilia Fox were also in attendance.

Guests signing the register include: Frances Allen, Phyllis Hale, Margie Anderson, Sylvia Reed, Neil Reed, Adam Reed, Andrew Doviak, Gary Moorman, Elizabeth Moorman, Dannielle Carter, Trevor McKinney, Mitchell Colvin, Abby Bowling, Jacob Franle, Daniel Ash, Gary Boggs, Ann Marie Spary, Jack McMechen, Cory Hunt, Jan Hess, Haleigh Thompson and Linda Leas

Invocation and Pledge of Allegiance

Pastor Jeff Seekins from Community Bible Church gave the prayer for guidance. Mayor Hale led the Pledge of Allegiance.

Approval of Agenda

Ms. Berbach moved to approve the agenda. Ms. Arblaster seconded. Motion carried.

Minutes

4/17/17 Council Work Session

Ms. Arblaster moved to approve the minutes of the April 17, 2017 Work Session. Mr. Owen seconded. Motion carried.

4/17/17 Council Meeting

Mr. Owen moved to approve the minutes of the April 17, 2017 Council Meeting. Ms. Berbach seconded. Motion carried.

Presentations, Proclamations, & Awards

Mayor Hale read a proclamation for Municipal Clerks Week. Mayor Hale thanked Ms. Bates for everything she does for Council and the community.

Mayor Hale read a proclamation for National Day of Prayer.

Ordinances (2nd Reading)

Amending Chapter 97 - Trees

An ordinance amending Chapter 97 – Trees Section(s) 97.01, .11, .26 - .27, .30 - .33 and adding Section 97.24 of the Codified Ordinances of the City of Tipp City.

City Manager Comments: The major changes to this is legislation is the addition of Section 97.24, which is Reforestation. "The City shall notify the property owner 14 calendar days prior to planning a tree in the right-of-way. The property owner may submit an application to the Tree Board requesting that a tree not be planted in the City right-of-way and stating the reasons why within 14 calendar days from the date of the notice. Failure to file an application reasonably will constitute the approval to plant the tree". The Tree Board does not have problem with this language. It also provides staff with clarification as to when they should trim trees on private property.

Mr. Kessler introduced the ordinance and moved for its adoption. Mayor Hale noted "From the standpoint of new construction, if City Council is doing some type of StreetScape program, and we plan this project out, to put in the new street and we have these trees to make the street look nice. The way this is currently written, someone can request not to have a tree." Mr. Eggleston replied that was correct. Mayor Hale stated for that reason he will be voting no on this ordinance. Mayor Hale added, "I don't have a problem for this on the standpoint of if the resident currently has a tree and then we are going to go in and do work and tear it out to then give someone the opportunity to say, "I really don't want to have a tree there." But if we are going to spend \$1 million dollars to do a StreetScape project and there are supposed to be trees and then there is a mismatch of trees because people have decided they didn't want one, or aren't in favor of it. That is why I will be voting no."

Phyllis Hale of 655 N. Hyatt Street approached the podium. Ms. Hale requested clarification regarding the legislation being presented. Council and Mr. Eggleston answered Ms. Hale's questions to her satisfaction. Ordinance 8-17 was declared adopted and Mayor Hale affixed his signature in witness thereto. Vote was 5-1; Mayor Hale voted no.

Amending Chapter 76 –
Parking Regulations

An ordinance amending Chapter 76 – Parking Regulations Section(s) 76.07, .09, and .16 of the Codified Ordinances of the City of Tipp City.

City Manager Comments: There are four changes to this ordinance. The reference to washing, greasing and repairing such vehicle has been removed under this section. Section 76.09 – Bus stops and taxi cab stands have been removed because we do not have any. Section 76.16 removes references to trailers and semi-trailers. Now a resident may allow a visitor to park their mobile home in front of their residence by filling out a registration form at the Government Center. As Chief Burris has explained, this is really complaint driven. Contact would be made with the individual prior to any tickets being issued.

Mr. Kessler introduced the ordinance and moved for its adoption. Ordinance 9-17 was declared adopted and Mayor Hale affixed his signature in witness thereto.

Amending Chapter 98 –
Abandoned and Junk
Vehicles

An ordinance amending Chapter 98 – Abandoned and Junk Vehicles, Section 98.04 of the Codified Ordinances of the City of Tipp City.

City Manager Comments: Staff added wording to clarify the criteria as to what an abandoned or junk vehicle would be. There has been clarification on the time limits from 48 hours to 72 hours to coincide with the amount of time the vehicle can stay on private property to be considered abandoned. Non-operating was also added as one of the conditions for vehicles to be housed in a building. If there is an in operable vehicle, it needs to be in a building or on your property.

Resolutions
HSA Contributions

Ms. Berbach introduced the ordinance and moved for its adoption. Ordinance 10-17 was declared adopted and Mayor Hale affixed his signature in witness thereto.

A resolution authorizing an employer contribution to Health Savings Accounts.

City Manager Comments: Each year, Council does include in the budget the Health Savings Account to pay the employees for taking an HSA plan. This is based upon budget and if we can afford to do it. This year, the Finance Director is asking Council to pay this HSA to their accounts. Staff is asking the resolution be adopted.

Ms. Berbach moved to approve the resolution. Mr. Owen seconded. Motion carried. Resolution 15-17 was declared adopted and Mayor Hale affixed his signature in witness thereto.

Ordinances
(1st Reading)

There were none.

Motions

There were none.

Miscellaneous

There were none.

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

There were none.

**Councilmember
Comments**

Mr. Merritt had nothing additional.

Mr. Kessler welcomed the Seniors in attendance for their final class obligations. "It is good to see you here!" Mr. Kessler stated, "I will continue to bring up the over pass. I have received information from Dave Cook, who is a former Council member, who said this has been looked at for several years. The City needs to seriously look at putting an overpass in and not 20 years down the line. I think the sooner we start moving on that, the better. I will also reiterate that we did cut the water flow on the low pressure end of town by 500 gallons per minute. Hopefully we never have to find out if this was important. And as we grow, I can also see another water tower going up because we didn't take some things into account. We are looking at the safety of the community as a whole."

Ms. Arblaster congratulated Janice. "I know we recognized Clerks this week in our proclamation, but she was a featured Clerk as a Spotlight on Success in the International Institute of Municipal Clerks monthly newsletter. I think that's awesome and you do great work. You bring great attention to our City, thank you!" Ms. Arblaster also reminded everyone Friday will be the Downtown Tipp City Wine Vine. "Be sure to check out what is going on Downtown."

Mr. Owen also welcomed the Seniors. "Congratulations! You are rounding third and heading home!" Mr. Owen reminded everyone Kyle Park is

very active and busy and to slow down and take it easy. Mr. Owen also congratulated Janice for the accomplishment. "Well done! We appreciate you very much and you do a lot of great work for us."

Ms. Berbach reminded everyone tryouts for Select and SAY soccer are coming to an end. Ms. Berbach also reminded everyone Guns and Ribbons will be held on June 17th, Father's Day weekend. This is a free event benefitting Pink Ribbon Girls and Hospice of Dayton. Additionally, the 4th Annual Belinda Prewitt memorial ride will be June 11 beginning at 3G Tactical. Breakfast begins at 10:00, registration begins at 11:30 and the ride will begin at 12:30.

Mayor Hale also thanked Janice for her work and her contribution to our community over the past five years. "She has really accomplished a lot in that short period of time." Mayor Hale also reminded everyone National Day of Payer is this Thursday at noon at the United Methodist Church. "The program lasts around 45 minutes." Mayor Hale also reminded everyone the Miami County Police Memorial is this Wednesday at noon at the Courthouse. "It is really a neat ceremony. Please if you can come up."

**City Manager
Comments**

Mr. Eggleston let everyone know there has been a move to try to add an amendment to the Governor's Budget that would penalize communities that charge a higher utility fee to residents, property owners outside the City. If a municipality would do that, they would cut your local government funding. "Asking Council Members to please contact your Senators and Representatives asking this not get into the budget."

Adjournment

Ms. Berbach moved to adjourn. Ms. Arblaster seconded. Motion carried.

Meeting adjourned at 8:03 pm.

Joseph Gibson, President of Council

Attest: _____
Janice Bates, Clerk of Council



