

WEST CARROLLTON CITY COUNCIL REGULAR

MARCH 13,

07

PRESENT: Deputy Mayor Jeff Sanner, Councilmembers Jim Bowers, Angie Fryman, Jody Jones, Linda Lotspaih, Harold Robinson; City Manager G. Tracy Williams; Law Director Lori Kirkwood; Parks and Recreation Director Christian Mattingly; Police Chief Rick Barnhart; Service Director Rich Norton; and Assistant Clerk of Council Alicia Waymire.

EXCUSED: Mayor Gilman

The meeting was called to order by Deputy Mayor Sanner. Pastor Kathy Horne, First Presbyterian Church, West Carrollton, gave the Invocation. The Pledge of Allegiance and Roll Call followed.

**MINUTES**

Mrs. Lotspaih motioned, seconded by Mrs. Fryman to approve the Regular meeting minutes of February 27, 2007. A roll call vote was taken: Mrs. Fryman –yes, Mr. Sanner – yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mrs. Lotspaih –yes.

**COMMUNICATIONS AND PRESENTATIONS**

None

**PUBLIC HEARINGS**

None

**COMMENTS BY THE AUDIENCE**

Brian Richardson, Youth Pastor West Carrollton Church of the Nazarene  
Reminded everyone about the Great Lakes Stacking Tournament to be held on March 24. He indicated that kids from six different states would be competing and this is a nationally sanctioned tournament. The tournament will be held in the West Carrollton High School Gym, from 9:00 a.m. – 5:00 p.m. His daughter gave a demonstration of what stacking is.

Mr. Kouseff

Asked God to watch over the troops and bring them home safely. Thanked city staff for their work in meeting the city's needs during the snow storm, and thanked them for all their work. He reminded the citizens to thank public service employees for all their hard work.

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**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

**CONSIDERATION OF A LIQUOR LICENSE**

Consideration of a liquor permit for Colima Ltd. dba, Margarita Village at 630 East Dixie Drive, formerly Drifters. Mrs. Fryman motioned, seconded by Mrs. Jones to not object to the consideration of a liquor permit for Colima Ltd. dba Margarita Village at 630 E. Dixie Drive, formerly Drifters. A roll call vote was taken: Mrs. Fryman –yes, Mr. Sanner – yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mrs. Lotspaih –yes.

Mr. Robinson welcomed the owners of Margarita Village and wished them much success.

Mr. Sanner also welcomed the owners and wished them success.

Mr. Mendoza and Mr. Solis thanked council and the city for this opportunity, and indicated that this is the first business they have owned.

**REPORTS BY OFFICERS**

Mr. Norton spoke about the demolition of Woody's and the Dixie Drive closure during the demolition. He went over the detour routes, and indicated that the closure was planned for five days, and was anticipated to occur either April 4 or April 11. Mr. Sanner asked if they were pretty confident they can get it done in five days, and Mr. Norton said they were.

Mr. Williams stated that he wanted to clarify some issues that had come up at the last council meeting regarding the procedure the city uses to obtain quotes. He apologized for his silence during the meeting, and stated that his silence was in no way meant to cast aspersions on anyone or meant to indicate he was taking sides. He stated that he had asked the Parks and Recreation Director to work with Mr. Robinson (due to Mr. Robinson's years of experience) to obtain quotes on the printing of the newsletter in an attempt to save the city some money, and perhaps get a better quality newsletter. He stated that Mr. Robinson took the initiative to obtain the quotes for Mr. Mattingly, and that normally this is done administratively by city staff. He stated that he has advised Mr. Mattingly and Mr. Robinson that in the future it would be best if quotes were to be obtained administratively.

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He stated that he did not feel that anything wrong had been done, and that Mr. Robinson had merely been trying to help Mr. Mattingly. He stated that for many years he has tried to make sure the city runs well, and he is to blame for the misunderstanding because he was the one who asked for help. He indicated that he was the one who worded the request for quotes, and he was the one who made the decisions on who would do the printing.

He concluded by indicating that the Bit and Bridle bids for the water main replacement had been opened, and the lowest bid was received from Rose Excavating, at \$379,835.70, which was 15% under the budgeted amount. He stated that the project would proceed in March and anticipated completion would be the end of June.

Chief Barnhart stated that there had been a shooting Saturday night, and wanted to reassure the citizens that this was an isolated incident where the two parties knew each other, and there wasn't a random shooter running around the city. He assured the citizens that the city was safe.

### **UNSCHEDULED BUSINESS**

None

### **COMMENTS BY AUDIENCE**

#### Ms. Rebecca Lucas

Inquired as to the status of the Fraser Property rezoning, she thought it was supposed to be on the agenda for tonight, the last meeting had a motion to retable for the next council meeting.

Mr. Williams indicated that their attorney asked for an extension and he had polled council and they agreed to wait until the next council meeting.

Ms. Lucas stated that she was concerned about this issue dragging out, and things being able to be grandfathered in because it took so long to get resolved. She stated that she felt there had been plenty of time for this to be resolved. She inquired as to what specific things Team Industrial was concerned about, and Mr. Williams indicated he wasn't at liberty to elaborate on this, but did suggest that she contact Mr. Greg Gaines who could answer her questions.

Ms. Lucas indicated that she thought this might be a delay tactic to sneak something in so it would already be in place and thus be grandfathered in. Mr. Williams stated that he didn't feel this was a delay tactic and if he had thought it was a delay tactic, it would have been on the agenda tonight.

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Mr. Sanner explained that Team Industrial's attorney had not been well versed on the issue, and was from out of town.

Mrs. Fryman stated that part of the issue was Mr. Gaines had to redo some of the language and couldn't get it done in time since he was out of town.

**COMMENTS BY COUNCIL**

Mrs. Fryman asked Mr. Williams if the Fraser situation gets resolved prior to the next meeting, could they call a special meeting to approve it, and Mr. Williams indicated they could. She welcomed the owners of Margarita Village. She stated that she had attended the first meeting of the Comprehensive Plan Steering Committee and stated that it was great to see everyone interested and involved.

Mr. Bowers stated it was great to see people who were not involved before to be involved and excited now.

Mrs. Jones indicated that she had attended the meeting as well, and was happy to see so many people involved and excited. She welcomed the owners of Margarita Village and wished them well. She concluded by stating Linda Zimmer, of the Historical Society, had indicated that their first meeting was a great success and they had received a lot of information about the history of West Carrollton. She went over the schedule of the next meeting, which will be held on April 9 at the Civic Center.

Mr. Robinson indicated that he was pleased with the turnout for the Comprehensive Plan Steering Committee meeting. He stated that there had been a representative from MVRPC, and a representative from Miamisburg and Miami Township to help us. He stated that it was great to get help and support from neighboring cities. He thanked Leah Woodard and Bambi Puckett for agreeing to be co-chairs for the committee.

Mrs. Lotspaih reminded the residents that the St. Patrick's dinner would be at the Lions Den on March 17, from 4:30 – 7:00 p.m.

Deputy Mayor Sanner indicated that Colonel John Mitchell will soon be deployed to Afghanistan, and they wished him well.

**RECESS**

Deputy Mayor Sanner motioned, seconded by Mrs. Lotspaih to recess to a work session to discuss the items on the agenda. A unanimous roll call carried the motion.

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### WORK SESSION

#### 37 GRANTWOOD DR

Barb Franer who lives at 37 Grantwood Drive spoke to City Council concerning an erosion problem on the back of her property. City Manager Williams advised her that city staff would look at the situation to see what might be done to assist her. Mrs. Franer's major concern was that nothing more be allowed to happen that would make it worse. Following this discussion Mrs. Franer left.

#### RTA

Mel Hutchinson spoke to council concerning his feelings that the RTA route should be removed from South Elm Street. City Council indicated that they had reviewed the recent letter from Jim Foster from RTA and that their position was unchanged from their previous letter to RTA requesting that the route be removed from South Elm Street. City Manager Williams noted that he would send RTA a letter reiterating Council's position on this matter and indicating also that the City Council had no objections to Route 18 being placed on South Alex Road and King Richard. Following discussion on this matter Mr. Hutchinson left.

#### JOINT MEETING WITH MIAMI TOWNSHIP TRUSTEES

The City Council identified four dates as possibilities for a joint meeting with the Miami Township Trustees. City Manager Williams said he would contact the Township Administrator concerning these dates.

#### MOVIES IN THE PARK

The City Council indicated they had no objections to plans by the West Carrollton Church of the Nazarene to show movies in Wilson Park this coming summer. In accordance with the recommendation from Law Director, Lori Kirkwood, Council indicated that they would like the Parks and Recreation Board to review and approve the movies to be shown.

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### MIAMI VALLEY COMMUNICATIONS COUNCIL

Councilmember, Jim Bowers, West Carrollton's liaison to the Miami Valley Communications Council, indicated that Executive Director, Steve Husemann, anticipates being the interim City Manager for Middletown in addition to serving as the Executive Director of MVCC. It is anticipated that this part-time position in Middletown will be concluded by the end of the year as the City of Middletown is seeking a full-time city manager.

### COUNTY CORP

City Manager Williams reviewed a memorandum prepared by City Planning Director, Greg Gaines, concerning a \$3,750 dollar stipend to be granted in conjunction with the Green House Technology project being undertaken by County Corp in conjunction with Dayton, Kettering, and West Carrollton. City Council indicated they had no objections to this stipend.

### COMMENTS BY CITY COUNCIL

Deputy Mayor, Jeff Sanner, mentioned the annual dinner for the American Red Cross; however, no one indicated their availability to attend this event.

Councilmember Linda Lotspaih provided a newspaper article concerning funding that was being made available to improve sanitary sewer systems and asked that staff investigate whether or not Lindbergh Plat would be a candidate for receiving these funds because several of the homes in the area are still on septic tanks.

Discussion was held concerning the possibility of the city providing funding for an ERA scholarship and City Council requested that this matter be placed on their next agenda for their consideration.

Councilmember Harold Robinson inquired about the possibility of holding the upcoming Housing Fair to be held on May 5<sup>th</sup> at the West Carrollton High School instead of the West Carrollton Middle School. City Manager Williams said he would discuss this matter with Mr. Gaines.

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**ADJOURNMENT**

There being no further business, the motion to adjourn was made by Councilmember Jody Jones and seconded by Councilmember Harold Robinson and the meeting was adjourned at 8:05 p.m.

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MAYOR

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CLERK OF COUNCIL