

WEST CARROLLTON CITY COUNCIL REGULAR

DECEMBER 26,

07

PRESENT: Mayor Gilman, Councilmembers Jim Bowers, Angie Fryman, Jody Jones, Linda Lotspaih, Harold Robinson and Jeff Sanner; City Manager Brad Townsend; Law Director Lori Kirkwood; City Planner Greg Gaines; Human Resources Manager Sherry Callahan; Police Chief Rick Barnhart, Deputy Police Chief Doug Woodard, and Assistant Clerk of Council Alicia Waymire.

EXCUSED:

The meeting was called to order by Mayor Gilman. Minister Lorraine Search, West Carrollton Church of the Nazarene gave the Invocation. The Pledge of Allegiance and Roll Call followed.

MINUTES

Mrs. Lotspaih motioned, seconded by Mrs. Jones to approve the Regular Meeting Minutes of December 11, 2007, with the noted correction. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –abstain, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

PUBLIC HEARINGS

None

COMMUNICATIONS AND PRESENTATIONS

RESOLUTION #20-2007

A Resolution acknowledging the appreciation of citizens and public officials of the City of West Carrollton for services rendered unto said city by Sonny Webb.

The Mayor read the Resolution and presented it to Sonny Webb, with her thanks for his many years of service.

RESOLUTION #21-2007

A Resolution acknowledging the appreciation of the citizens and public officials of the City of West Carrollton for services rendered unto said city by G. Tracy Williams.

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The Mayor read the Resolution and presented it to Tracy Williams. She welcomed and introduced his family, and extended her thanks and appreciation for all his years of service.

Tracy thanked everyone for letting him serve and welcomed the new city manager; he gave his best wishes to the new Mayor and Jim Folker. He stated that he had great appreciation and admiration for Mayor Gilman, and reminded everyone that there was an open house in her honor tomorrow at Mahara Banquet Center from 4:00 – 7:00 p.m.

Mr. Sanner stated that he and Sonny had had good times together on the Planning Commission and wished him well. He thanked Tracy for all his years of service and hoped that Tracy would enjoy his retirement.

Mrs. Fryman stated that Sonny would be taking a lot of knowledge with him, and stated that she'd love for him to come back to the Planning Commission. She stated that Tracy's quality of work speaks for itself, and thanked him for doing such a good job.

Mrs. Lotspaih stated that Sonny would be greatly missed. She thanked Tracy for all he'd done for the community and wished him a Happy Birthday.

Mr. Robinson stated that he wasn't very good at times like the present, at having to say goodbye. He stated that Sonny had given 26 years of volunteer service on the Planning Commission and thanked him for all his years of service. He told Tracy that he would be missed and was loved by a lot of people. He wished them good luck, good health, and best wishes.

Mrs. Jones thanked Sonny for all the years of service and stated that he would be greatly missed. She wished Tracy well and thanked him for all his work.

Mr. Bowers gave Sonny a heartfelt thank you and stated that he had made a great contribution to the community. He thanked Tracy for all his years of service and read an Irish Blessing to him.

EXECUTIVE SESSION

Mayor Gilman motioned, seconded by Mrs. Fryman to recess to a brief executive session as per Ohio Revised Code 121.22 section G1. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

The Mayor reconvened the council meeting at 7:56 p.m.

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COMMENTS BY THE AUDIENCE

Diane Ullery

Stated that she was here on behalf of her parents, her husband and herself to tell Mayor Gilman that she would be greatly missed. She stated that she could always count on Mayor Gilman and wanted to thank her for the great job she did. She stated that she wasn't saying goodbye but good luck and she stated that she hoped Mayor Gilman would enjoy her retirement. She presented the Mayor with a gift.

The Mayor stated that the gift was homemade peanut butter topping, famous from when the Knothole had been open. She stated that Mr. and Mrs. Bernard Kokenge had recently celebrated their 70th anniversary, and that Bernard had served on council. She thanked them for their gift.

UNFINISHED BUSINESS

None

NEW BUSINESS

APPOINTMENT OF COUNCIL REPRESENTATIVES
TO THE VOLUNTEER FIREFIGHTER DEPENDENTS
FUND BOARD FOR 2008

Mr. Sanner motioned, seconded by Mayor Gilman to reappoint Jim Napper, Charles Chinn, and Jeff Spaulding and to reappoint Jody Jones as Council Liaison to the Volunteer Firefighters Dependents Fund Board for 2008. A roll call vote was taken: Linda Lotspaih – yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

APPOINTMENT OF COUNCIL REPRESENTATIVES
TO VARIOUS CITY BOARDS AND COMMISSIONS
FOR 2008

Mr. Sanner stated that the following Council Committees and Liaisons with boards were to be appointed:

Coordinating Committee: Angie Fryman, Jim Bowers and Harold Robinson

Special Studies Committee: Linda Lotspaih and Jim Folker

Operations Review Committee: Jody Jones and Harold Robinson

Board of Water and Sewer Charge Adjustment: Jody Jones, Mayor Jeff Sanner as alternate

Board of Zoning Appeals: Jim Bowers, Linda Lotspaih, Jody Jones

Business Advisory Council: Mayor Jeff Sanner, Jim Bowers and Angie Fryman

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City Beautiful Commission: Jody Jones and Linda Lotspaih
First Tier Suburbs: Linda Lotspaih and Brad Townsend
Income Tax Board: Jim Bowers and Jim Folker as alternate
Independence Day Festival Committee: Jim Bowers, Angie Fryman and Harold Robinson
Personnel Appeals Board: Jim Bowers and Angie Fryman as alternate
Planning Commission: Jim Folker and Harold Robinson
Property Maintenance Code Appeals Board: Linda Lotspaih and Jim Folker
Recreation Board: Angie Fryman and Jody Jones
City Council/School Board Liaison Committee: Linda Lotspaih, Delegate; Harold Robinson, Delegate; Angie Fryman, Alternate
Miami Valley Cable Council: Jim Bowers, Delegate and Harold Robinson, Alternate
Miami Valley Regional Planning Commission: Harold Robinson, Delegate and Brad Townsend, Alternate

Mr. Sanner motioned, seconded by Mrs. Jones to adopt the agreed upon list of council liaisons to committees, boards and commissions. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

APPOINTMENTS TO VARIOUS CITY BOARDS AND COMMISSIONS FOR 2008

Mrs. Fryman motioned seconded by Mr. Sanner to reappoint the following people to the following Boards and Commissions:

Business Advisory Council: Marc Zehnder, Doug Harnish and Randy Russell
City Beautiful Commission: Deborah Clark, Stephanie liams, Susan Payne
Property Maintenance Code Board of Appeals: James Sparrow
Income Tax Board of Review: Allen McCroskey

A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

Mrs. Fryman motioned, seconded by Mrs. Jones to appoint Roger Gibson to the Planning Commission. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

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CONSIDERATION OF LIQUOR LICENSE FW & SR INC.
dba GRUB STEAK RESTAURANT,
2098 S. ALEX RD. WEST CARROLLTON, OH 45449

Mr. Sanner motioned, seconded by Mrs. Fryman to not object to the liquor license for FW & SR Inc, dba Grub Steak Restaurant, 2098 S. Alex Rd., West Carrollton, OH 45449. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

ORDINANCE #3362

An Ordinance to make appropriations for current expenses and other expenditures of the City of West Carrollton, State of Ohio, during the fiscal year ending December 31, 2007, amending Section 2 of Ordinance No. 3343, and repealing any ordinance in conflict herewith, and declaring an emergency.

Mrs. Fryman motioned, seconded by Mrs. Jones to approve Ordinance #3362. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

ORDINANCE #3363

An Ordinance to make temporary appropriations for current expenses and other expenditures of the City of West Carrollton, State of Ohio, during the first quarter ending March 31, 2008, and declaring an emergency.

Mr. Robinson motioned, seconded by Mrs. Jones to approve Ordinance #3363. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

ORDINANCE #3364

An Ordinance providing for personnel classification, rates of pay, and fringe benefits for employees of the City of West Carrollton, Ohio, repealing Ordinance No. 3336 and any ordinance in conflict herewith, and declaring an emergency.

Mr. Sanner motioned, seconded by Mr. Bowers to approve Ordinance #3364. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

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ORDINANCE #3365

An Ordinance declaring improvements to parcels of real property located in the City of West Carrollton, Ohio to be a public purpose under Section 5709.40(b) of the Ohio Revised Code, exempting such improvements from real property taxation, and authorizing the execution of a tax incentive agreement, a service agreement and such other documents as may be necessary, and declaring an emergency.

Mr. Robinson stated that they owed a debt of gratitude to Mr. Bothwell for helping them through this process.

Mrs. Lotspaih motioned, seconded by Mr. Robinson to approve Ordinance #3365. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

ORDINANCE #3366

An Ordinance declaring improvements to parcels of real property located in the City of West Carrollton, Ohio to be a public purpose under Section 5709.40(b) of the Ohio Revised Code, exempting such improvements from real property taxation, and authorizing the execution of a tax incentive agreement, a service agreement and such other documents as may be necessary, and declaring an emergency.

Mr. Robinson stated that these two ordinances are key elements to the city and very important to the progress of the city.

Mr. Bowers motioned, seconded by Mr. Sanner to approve Ordinance #3366. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

RESOLUTION 22-2007

A Resolution requesting the advance payment of tax revenues collected by the county auditor for the account of the City of West Carrollton.

Mr. Robinson motioned, seconded by Mrs. Lotspaih to approve Resolution 22-2007. A roll call vote was taken: Linda Lotspaih –yes, Mrs. Fryman –yes, Mr. Sanner –yes, Mr. Bowers –yes, Mrs. Jones –yes, Mr. Robinson –yes, Mayor Gilman –yes.

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REPORTS BY OFFICERS

Mr. Townsend congratulated the Mayor on her retirement, and stated that she was one of the first elected officials he met 17 years ago. He stated that he hoped she would enjoy her retirement.

He stated that in September 2006 council had a retreat to set priorities for themselves, and he would like to do this again. He stated that if the format of the last retreat was acceptable he would follow the same guidelines, however this is their retreat so he was amenable to whatever direction they would like to go.

Council indicated that the same guidelines would be acceptable, and Mr. Townsend stated that arrangements would be made to have the retreat sometime in January.

He gave an update on the hiring of the Economic Development Director process. He stated that 25 applications had been received, and that he and the HR manager had narrowed them down to about 10. He stated that there would be a little more follow up done after the holidays and hoped to further limit the list to 5 to interview. He stated that calls have been made to the applicants to let them know what is being done in the hiring process.

Mr. Townsend also stated that as part of the hiring process he would like to put together an interview panel to conduct the oral interviews. He stated that the panel would consist of 7 individuals: two members from the senior staff, Rich Norton and Greg Gaines, two members of council, Mayor Sanner and Mr. Robinson, and three representatives from the community, he already had Doug Harnish of the BAC agree to sit on the panel and needed two more representatives from the community. He stated that the purpose of the committee would be to evaluate the top 5 candidates and rank them based on a series of criteria that we will establish, including "fit" for the community.

He stated that he was working on finalizing the 2008 budget, and stated that he hoped to have it finalized by February.

He gave an update on the status of the Lighthouse project. He stated that Greg had been in communication with the Lighthouse Group in reference to the direction provided by Council, and their directions were being incorporated into the final construction drawings and plans for the development. He stated that Greg was also working with Lori on a development agreement that will be executed with LDG prior to the transfer of property and commencement of construction in early February. He stated that LDG had requested they organize a groundbreaking ceremony in late January to kick off the construction process. He asked that council let him know when everyone could be available, and who should be invited so that Erika could then coordinate the details with LDG.

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Mr. Townsend gave a brief update on the Holes Creek project, stating that Rich and he had met with a representative from MCD to discuss the next steps in the Holes Creek project. He stated that we had received the federal earmark of \$1.467 million; they were still several million dollars short of the \$4 million needed to complete the project. He stated that as soon as the money was verified they would move ahead with the next phase of the project.

Mr. Townsend concluded by stating that he had received a notice of commencement from Time Warner in regards to Senate Bill 117. He stated that we had 10 days to notify them of our ordinance and our franchise cost, and he would be responding to this immediately.

Ms. Kirkwood stated that she would have the agreement for the Litehouse project ready by the 2nd meeting in January. She stated that she appreciated the Mayor's guidance and support.

Mr. Reilly congratulated the Mayor on a wonderful career and wished her the best.

UNSCHEDULED BUSINESS

None

COMMENTS BY AUDIENCE

None

COMMENTS BY COUNCIL

Mrs. Lotspaih welcomed Brad, and thanked the Mayor for all her years of service and wished everyone a Happy New Year.

Mrs. Fryman welcomed Brad and stated that she was looking forward to working with him. She stated that she appreciated the Mayor and all the work she has done for the community, and wished her well.

Mr. Sanner welcomed Brad and stated that he too was looking forward to working with him. He told the Mayor that it's been a quick 20 years that he served with the Mayor on Council. He stated that the city had only had 2 mayors in the last 48 years; he stated that she hoped she'd enjoy her retirement and thanked her for all she's done.

Mr. Bowers welcomed Brad and stated that he too was looking forward to working with him. He stated that words couldn't begin to express his gratitude for all the things the Mayor has done for the community and that she'd been a great help to him.

Mrs. Jones welcomed Brad. She thanked the Mayor for all the years of service.

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Mr. Robinson stated that so many years of experience were going away tonight. He stated that he and the Mayor may have had philosophical differences of opinion, but they both cared about the city and it shows in all her work. He stated that she had gone out of her way to introduce him to everyone, and he wished her good luck, good health and best wishes.

Mayor Gilman stated that Brad would find this city is a great place to work, and that she was glad that he had an open door policy like Tracy did. She wished him good luck in his endeavors.

She stated that Vicki and Charles Cooper had their Friends and Community from 5:00 p.m. Christmas Eve through 5:00 p.m. Christmas Day, and that they provided dinner for firefighters and police that had to work. She thanked them for this wonderful thing.

She thanked Council for the roses.

She thanked Voinivich for the 1.5 million for Holes Creek and encouraged them to remember the Exit 47 project.

She stated that it had been a pleasure to serve, and thanked everyone for the opportunity.

She encouraged council and city staff to watch the budget and keep up the good work.

Mr. Robinson reminded the residents that there would be an open house in honor of the Mayor, December 27 from 4:00 – 7:00 p.m. at the Mahara on S. Alex Road.

WORK SESSION

PRESENT: Mayor Gilman, Councilmembers Jim Bowers, Angie Fryman, Jody Jones, Linda Lotspaih, Harold Robinson and Jeff Sanner; and City Manager Brad Townsend.

Mayor Gilman reviewed with council the Ohio Open Meetings Act and the new Public Records Act. She asked that the City Manager insure that the proper posters were prepared and posted as required by the new records law. Mayor Gilman gave the City Manager a copy of the City of Trotwood's ordinance for reference. Mayor Gilman also informed Councilmember Angie Fryman that she has the records for her review concerning the order that council was asked to provide comments for the last three years. It was agreed that she would leave them with the new Mayor.

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ADJOURNMENT

At the conclusion of the session, Councilmember James Bowers moved to adjourn the meeting, seconded by Councilmember Jody Jones. The motion was approved and the meeting was adjourned at 7:55 p.m.

MAYOR

CLERK OF COUNCIL