

RECORD OF PROCEEDINGS

Minutes of WEST CARROLLTON CITY COUNCIL REGULAR Meeting

Held October 8,

2019

PRESENT: Mayor Jeff Sanner, Councilmembers Rick Barnhart, Angie Fryman, Leanne Nash, Harold Robinson, Jill Tomlin, and Amanda Zennie. City Staff – City Manager Brad Townsend, Law Director Lori Denlinger, Police Chief Doug Woodard, Planning Director Greg Gaines, Heidi Van AntWerp Public Relations Coordinator, and Assistant Clerk of Council Carie Cottongim

The meeting was called to order by Mayor Sanner at 6:30 p.m. The Pledge of Allegiance and Roll Call followed.

MINUTES

Mrs. Fryman moved, seconded by Mrs. Tomlin to approve the regular meeting minutes of September 24, 2019. A vote was taken: Mr. Robinson-yes, Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mrs. Fryman-yes, Ms. Nash-yes, and Mayor Sanner-yes

PUBLIC HEARINGS

None

COMMUNICATIONS AND PRESENTATIONS

SWEARING IN POLICE OFFICERS KATHLEEN "PAIGE" CALLAHAN AND EION HOGSTON

Police Chief Doug Woodard gave brief information on both Officer Callahan and Officer Hogston.

Mayor Sanner issued the Oaths of Office.

Mayor and Councilmembers welcomed the new officers to the city of West Carrollton.

COMMENTS BY THE AUDIENCE

None

UNFINISHED BUSINESS

None

NEW BUSINESS

ORDINANCE 3654

An Ordinance Adopting Amendments to Chapter 90 of the Code of Ordinances of West Carrollton, Known as "Animals," to Include Sections 90.01, "Definitions," Section 90.061, "Cruelty to Companion Animals," Section 90.07, "Nuisance Conditions Prohibited," Section 90.19, "Community Cat Management; Permitted Acts," and Section 90.20, "Dangerous Dog Registration Certificate, Debarking Dogs." (1st reading)

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Chief Woodard informed this ordinance has been updated to allow us to address situations where dogs attack other dogs and that attack causes serious injury to that dog. In the past the only way we could address that situation is if the attacking dog killed the other dog. That was unacceptable. The ordinance now allows us to take action if a dog attacks another dog and causes serious injury. The other part of the ordinance that was changed involved the cat program that coincides with the trap/neuter and release program which is county wide. The other changes are to support those two new chapters.

Mr. Robinson inquired about who makes the determination what "serious injury" is? Chief Woodard informed that the word "serious" is defined in our ordinances as well and if it's not clear at the time the judge could make that decision. Mr. Robinson inquired if a dog nips at your shoes or ankles would that not be considered a dangerous dog, is that correct? Chief Woodard informed, that is not exactly true. Initially if that is the first thing that happens with that dog, the dog would be declared a "nuisance" by the court then if something happens after that initial contact then the judge can declare that dog a "dangerous" dog. The dog doesn't have to bite someone to be declared dangerous, there is a process to go through. To be declared a "vicious" dog, under state statute, the dog would have had to kill or severely injure another dog or person. A judge can declare a "dangerous" dog "vicious." If the dog is declared "dangerous" the dog owner is required to obtain liability insurance. The county auditor will not issue a "dangerous" dog tag to the dog owner until proof of that liability insurance is shown. If the owner of the dog doesn't follow through with those procedures, the dog can be taken.

RESOLUTION 33-2019

A Resolution Amending Resolution 12-2019 Due to Withdrawal of the Approved Contractor, and Authorizing the City Manager to Enter into a New Contract with Plant Priority Services Inc. for the Demolition of Nuisance Structures and Restoration of Property Located at 38 North Walnut Street.

Mr. Gaines informed last year the city was awarded up to \$35,000 in CDBG funds from Montgomery County for the demolition of 38 North Walnut Street. In March of this year you approved 12-2019 which authorized the city manager to enter into an agreement with FCS Construction Services who declined to enter into a contract for this demolition. We are coming back to you with a new resolution which would authorize the city manager to enter into a contract with the next lowest bidder which is Plant Priority Services Inc. in an amount not to exceed \$34,005 which includes asbestos abatement as well.

Mayor Sanner moved, seconded by Mrs. Tomlin to approve Resolution 33-2019. A vote was taken: Mr. Robinson-yes, Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mrs. Fryman-yes, Ms. Nash-yes, and Mayor Sanner-yes

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REPORTS BY OFFICERS

Mrs. Denlinger thanked Mrs. Helm for coming to the council meeting tonight and bringing to our attention what we were missing in our ordinances. Chief Woodard did a good job in updating the ordinances.

Mrs. Van Antwerp gave community updates:

- There were around 2,500 people in attendance at the Balloon Glow on September 27, 2019. Mrs. Van Antwerp thanked Carie Cottongim, Beth Daigle, Greg Smith, Ron Crabtree, Billy Branham, Curt Reigelsperger, and the fire and police departments for their help with the Balloon Glow. Also, a thank you to Todd Pemberton with the Service Department for prepping the old Carrollton Plaza area so we could park 700 cars in the lot. They lined the lot and leveled the entrances so this could happen. Also, a thank you to Chris White for going above and beyond his duties in the Parks Department for prepping the area where the event was held. He cleaned and cleared the area and helped the day of providing set up and tear down and even managed one of the bounce houses.
- Fourth quarter newsletter has been mailed and everyone should be getting their copy soon.
- October 24, 2019 – Monster Mash from 6-8 p.m.
- October 26, 2019 – Sniff-a-Treat at Hintermeister Park at 11:30 a.m.

UNSCHEDULED BUSINESS

Comments by the Audience

None

Comments by Council

Council thanked Chief Woodard for his work on the ordinance and want everyone to know we are a pet friendly community. They also thanked Ms. Helm for coming to council and for bringing it to their attention that the ordinances needed to be changed. Council also wanted Chief Woodard to know they appreciate the new Badge Pinning ceremony for the officers and hopes that tradition continues.

RECESS

Mayor Sanner moved, seconded by Mrs. Fryman to recess to a work session to discuss the items on the agenda to return for adjournment. A vote was taken: Mr. Robinson-yes, Mrs. Tomlin-yes, Mrs. Zennie-yes, Mr. Barnhart-yes, Mrs. Fryman-yes, Ms. Nash-yes, and Mayor Sanner-yes

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WORK SESSION

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2020-2021 CAPITAL IMPROVEMENT PROGRAM

Mr. Townsend reviewed with council the estimated year end 2019 Capital Improvements Program, plus the proposed 2020 and 2021 programs. A copy of the plan is available upon request from the office of the City Manager.

After a lengthy discussion, it was the consensus of council to proceed with the plan as proposed.

OTHER BUSINESS

Mr. Townsend reminded council of the special meeting on October 29th at 5:30 p.m. where the draft 2020 Budget will be presented.

ADJOURNMENT

With no further business, Mayor Sanner motioned, seconded by Mrs. Fryman to adjourn the meeting. Voice vote was unanimous, motion carried. The meeting was adjourned at 7:58 p.m.


Assistant Clerk of Council


Mayor