

Minutes of August 1, 2019 Council

Regular Meeting of the Clayton, Ohio City Council
Clayton Government Center
August 1, 2019

CALL TO ORDER

The meeting was called to order by Mayor Stevens at 7:30 PM. Present were Mayor Stevens and Councilmembers Bachman, Henning, Gorman, Merkle, and Kelly. Motion by Henning to excuse Lieberman for being out of town this evening, motion was second by Gorman. All yeas, motion carried.

CLERK'S REPORT

Clerk Seim presented the minutes of the July 18, 2019 Council Workshop Session. Motion by Gorman, second by Kelly to approve the minutes as presented. All yeas, motion passed.

Seim then presented the minutes of the July 18, 2019 City Council Meeting. Motion by Gorman, second by Bachman to approve the minutes as presented. All yeas, motion passed.

OLD BUSINESS

None

NEW BUSINESS

Ordinance No. O – 08 – 19 – 04 An Ordinance Adopting Estimated Assessments and Certifying Unpaid Charges for 2019/2020 Curb and Gutter Repair/Replacement Work to the Montgomery County Auditor for Collection with Real Estate Taxes (Five Annual Installments). Rick Rose advised these are curb and gutter repairs less than \$2,500 that were not paid by the property owners and will be assessed to their 2019 property tax bill for five yearly installments. Motion by Gorman to approve the Ordinance, second by Merkle. All yeas, motion carried.

Ordinance No. O – 08 – 19 – 05 An Ordinance Adopting Estimated Assessments and Certifying Unpaid Charges for 2019/2020 Curb and Gutter Repair/Replacement Work to the Montgomery County Auditor for Collection with Real Estate Taxes (Ten Annual Installments). Rose advised these are curb and gutter repairs more than \$2,500 that were not paid by the property owners and will be assessed to their 2019 property tax bill for ten yearly installments. Motion by Gorman to approve the Ordinance, second by Kelly. All yeas, motion carried.

Ordinance No. O – 08 – 19 – 06 An Ordinance Certifying Unpaid Charges for Grass/Weed Cutting for 2019/2020 to the Montgomery County Auditor for Collection with Real Estate Taxes. Rose advised these are grass mowing assessments not paid by the property owner. Motion by Gorman to approve the Ordinance, second by Henning. All yeas, motion carried.

Ordinance No. O – 08 – 19 – 07 An Ordinance to Impose Assessments Upon Owners of Real Property in Arrears for Payment of Fees for Waste Hauling and Disposal Services for 2019/2020. Rose advised these are trash assessments where residents are delinquent on trash payments. Residents received quarterly notices in addition to letters advising them of the delinquencies. Motion by Gorman to approve the Ordinance, second by Merkle. All yeas, motion carried.

Ordinance No. O – 08 – 19 – 08 An Ordinance to Maintain Lighting Assessments. Motion by Henning to approve the Ordinance, second by Kelly. All yeas, motion carried.

Ordinance No. O – 08 – 19 – 09 An Ordinance Authorizing the Submission of the 2019/2020 North Clayton Community Authority Charge Assessments to the Montgomery County Auditor. Rose advised these are North Clayton Community Authority Charges not paid by the property owners. Motion by Gorman to approve the Ordinance, second by Bachman. All yeas, motion carried.

Ordinance No. O – 08 – 19 – 10 An Ordinance Certifying Unpaid Charges for Nuisance Assessments for 2019/2020 to the Montgomery County Auditor for Collection with Real Estate Taxes. Rose advised these are assessments for the city cleaning and hauling debris from properties, where the property owner has not paid the invoice. Motion by Gorman to approve the Ordinance, second by Merkle. All yeas, motion carried.

Resolution No. R – 08 – 19 – 55 A Resolution to Approve and Continue Participation in the Montgomery County Multi-Jurisdictional Natural Hazard Mitigation Plan. Brian Garver, Fire Chief, advised Montgomery County has revised and updated the Counties' Natural Hazard Mitigation Plan. The plan examines all cities, townships and villages within the County dealing with natural hazards and works to reduce their risk by identifying resources, information and strategies for risk reduction. Local governments are mandated to have a disaster mitigation plan on file with the state of Ohio to receive mitigation funding in the case of a disaster and this plan satisfies the requirement. Motion by Gorman to approve the Resolution, second by Henning. All yeas, motion carried.

Resolution No. R – 08 – 19 – 56 A Resolution Approving and Authorizing the City Manager to Sign the Montgomery County Solid Waste District Service Agreement. Rose advised the last Solid Waste Service Agreement was in 1985 and Randolph Township/City of Clayton has been a member since that date. Updates were made due to significant changes in operations and changes in federal and state laws governing Solid Waste Districts have occurred since 1985. Motion by Gorman to approve the Resolution, second by Kelly. All yeas, motion carried.

Resolution No. R – 08 – 19 – 57 A Resolution Providing Consent to the Ohio Department of Transportation to Provide Bridge Inspection Program Services with Respect to PID No. 109334 Within the City Limits of the City of Clayton. Randy Sanders, Public Service Director, advised to be compliant with the Federal Highway Bridge metrics requirements, municipalities having bridges open to the public must have the bridges inspected every year. ODOT has a fully funded program which is completely free to municipalities. Legislative authorization to renew this program is required to continue this service. Motion by Bachman to approve the Resolution, second by Gorman. All yeas, motion carried.

Resolution No. R – 08 – 19 – 58 A Resolution Authorizing the City Manager or His Designee to Prepare and Submit a Grant Application to OPWC for Funding Relative to the SR 49 Infrastructure Improvement Project. Jack Kuntz, Director of Development, advised we have been working with Choice One Engineering on a grant submittal to OPWC to perform curb/gutter/catch basin replacement on SR 49 prior to the state's resurfacing project. Motion by Henning to approve the Resolution, second by Kelly. All yeas, motion carried.

Resolution No. R – 08 – 19 – 59 A Resolution Authorizing the City Manager or His Designee to Prepare and Submit a Grant Application to the Miami Valley Regional Planning Commission (MVRPC) for Surface Transportation Program (STP) Funding Relative to the Hoke Road Widening Project from Smith Road to Wenger Road. Kuntz advised staff has been working with the Ohio Department of Transportation and MVRPC over the past two years, studying the possibility of widening Hoke Road, from Smith Road to National Road, as well as extending utilities along the same area. The widening project would incorporate walkability components found in the PLAN Clayton document and would make this corridor more attractive for future private investment and development. The MVRPC staff believes breaking the project into two phases, with the first phase being from Smith to Wenger and the second phase from Wenger to National makes the most sense from a funding probability standpoint. The first phase, from Smith to Wenger, would also address improving traffic congestion at the four way stop at the Hoke/Wenger intersection. If funded this project would most likely not occur until 2023 at the earliest. Motion by Gorman to approve the Resolution, second by Merkle. All yeas, motion carried.

CITY MANAGER'S REPORT

Our next meetings will be held August 15th and would like Council to consider having future workshops, and are looking at September 5th and October 3rd for the workshops. We are hosting our annual Movie in the Park on Friday, August 23rd beginning at dusk, approximately 9 PM, the Park Commission will be showing "Small Foot". Our annual Labor Day Fireworks will be held Sunday, September 1st from 7 – 9 PM, with the Fireworks starting at 9 PM and there will be numerous activities for the kids. City Council meetings can be viewed on cable channel 6 on Saturday August 3rd at 8:30 AM and repeated the following Monday, August 5th at 10:30 PM, and then again on Wednesday, August 7th at 9:00 AM. Council and staff will be participating in the Englewood parade on August 10th. Lastly, Karl Keith or a representative from his office will be speaking at our August 15th City Council meeting.

VISITOR'S COMMENTS

Charles Jackson of the Par Drive complex addressed Council asking what it would take for the City to annex Par Drive and therefore be responsible for road maintenance. Rose asked Mr. Jackson to leave his contact information, and he will contact the City Engineer to see what needs to be done to move forward.

COUNCIL MEMBER COMMENTS

Henning reminded residents the deadline to submit claims to FEMA is August 19th, anyone needing assistance should call 1-800-621-3362, they are opened from 7 am to 9 pm. This weekend is the Ohio Sales Tax Holiday for anyone needing to purchase back-to-school items. If you have any questions, you can go to Tax.Ohio.gov for more information. Henning also advised residents have been sharing they are happy with the Police officers patrolling the neighborhoods in the evening. Gorman reminded everyone that school starts soon so please watch out for the children going back to school. Kelly thanked Sanders and his staff for the brush removal and clean-up they performed at the Village of North Clayton, the residents are very appreciative. Stevens thanked staff as the city runs great and his proud of the work everyone does.

EXECUTIVE SESSION

Stevens advised an Executive Session is needed to consider the appointment or employment of a public employee. Gorman made a motion to break for an Executive Session to consider the appointment or employment of a public employee, second by Henning. Voting yea were Bachman, Henning, Gorman, Merkle, Kelly and Stevens. Council broke for Executive Session at 8:18 PM.

Council returned and Mayor Stevens re-opened the regular session at 8:36 PM.

Motion by Gorman, second by Kelly to adjourn. All yeas, motion carried.

Meeting adjourned at 8:37 PM.