

VILLAGE OF FARMERSVILLE
Minutes of Village Council Meeting
September 10, 2012

The Farmersville Village Council met in regular session on Monday, September 10, 2012 in the Village of Farmersville Council Chambers at 117 E. Walnut St. Mayor Morneault called the meeting to order at 7:00 pm and Mr. Miller led the group in prayer; the Pledge of Allegiance was recited and followed by a roll call.

COUNCIL MEMBERS PRESENT: Mr. Miller, Mr. Cottman, Ms. Morgan, Ms. Gisewite, Ms. Attaway, Mr. Weller.

EMPLOYEES: Tom Sears and Amy Schenck.

Others in attendance: Joe Kelly, D P & L; Law Director, Ryan Brunk; Chief Schade.

Ms. Schenck clarified that she had corrected the draft minutes to reflect that Ms. Gisewite had abstained from approving the August 13th minutes. Ms. Gisewite moved, Ms. Morgan seconded to approve the minutes of August 27, 2012 as presented. Roll Call: Mr. Cottman: yes, Ms. Morgan: yes, Ms. Gisewite: yes, Ms. Attaway: yes, Mr. Weller: yes, Mr. Miller: yes. MOTION PASSED.

Mr. Cottman moved, Ms. Gisewite seconded to approve the bills for this period for a total of \$17, 627.55 warrant numbers 30472-30496. Roll Call: Mr. Weller: yes, Mr. Miller: yes, Mr. Cottman: yes, Ms. Morgan: yes, Ms. Gisewite: yes, Ms. Attaway: yes. MOTION PASSED.

POLICE DEPARTMENT COMMENTS:

Chief Schade provided the following written report:

- On August 23 there was a DUI crash on W. Center Street near Apple Drive. The vehicle was driven by an adult female who was charged with DUI and Failure to Control. There was significant damage to a fire hydrant and a tree.
- On August 27 there was an attempted burglary on Dayton/ Farmersville near Diamond Mill. Entry was gained to the residence but the suspect(s) left after the alarm was activated.
- On September 2 a burglary occurred on US 35 west of New Lebanon. Two suspects were apprehended and the stolen property was recovered. Both Subjects were known by the victim. Charges are pending.
- On September 5 there was a three vehicle accident on Diamond Mill at Havermale. A vehicle turning from Havermale pulled into the path of a southbound vehicle and was struck. Another southbound vehicle lost control approaching the initial crash and struck a utility pole. There was heavy fog at the time of the crash.
- On September 9 a female fell from the back of a southbound motorcycle on Farmersville / Germantown near Farmersville/ West Carrollton. The female was transported to MVH via Care Flight.

There was some discussion about the costs to replace the fire hydrant and the tree damaged by the August 23 incident to be included in the restitution costs. Chief Schade commented that Mr. Sears had helped the police department to destroy a large amount of marijuana earlier today.

LAW DIRECTOR COMMENTS:

Mr. Brunk reported that he had reviewed a zoning complaint and prepared Resolution No. R2012-10, opposing uniform collection but supporting uniform provisions of the ORC Chapter 718. He explained that this legislation would make uniform income tax regulations and filing due dates. There was additional discussion that this legislation asks the General Assembly to take action on the matter; this legislation is supported by the Mayors and Managers Association.

PLANNING AND SERVICE COMMITTEE REPORTS:

Mr. Cottman reported that the Planning and Service Committees met this evening and reviewed and discussed the bid proposals for Northeast Waterline Improvements Phase III Project and recommended that the contract be awarded to Prograde Excavation and Demolition, LLC. in an amount of \$48,698.88. The committees also reviewed and discussed the bid proposals for the Village of Farmersville- Broadway Street Improvements Project and recommended that the contract be awarded to Prograde Excavation and Demolition, LLC in an amount of \$164,700.06. Mr. Cottman suggested that the Council adjourn to executive session to discuss land acquisition for the senior housing development.

MAYOR'S COMMENTS:

Mayor Morneau asked if anyone was planning to attend the Miami Valley Regional Planning Commission meeting on September 27th from 8:30am-12:30pm, 1100 E. Third Street, Dayton. The commission will be discussing solar power options. Mr. Sears is planning to attend.

FISCAL OFFICER REPORT:

Ms. Schenck read the proposed ballot language for the November Street Levy.

Chief Wallace arrived at the meeting.

FIRE DEPARTMENT COMMENTS:

Chief Wallace reported that the "haunted factory" was a "no go" for this year. He reminded Council that Farmersville Beggars' Night will be observed on Tuesday, October 30th, from 6:00-7:30 pm. Costume judging will begin at 7:45 pm at the Fire Station and he asked Council members to volunteer to judge the costume contest. He reported that FABA's annual Lunch with Santa Event is scheduled at the Fire Station on December 15th from 11am to 1pm.

Chief Wallace left the meeting.

ADMINISTRATOR'S REPORT:

Mr. Sears reported that they have had problems with the generator at the water plant; it has not been producing the 240 volts of power that is required to run the plant; new parts have been ordered. He reported that the community center roof has been replaced. Mr. Sears reported that work will begin on the Depot Pointe Park; there was additional discussion about the barriers that will be in place. Ms. Schenck provided information about the insurance claim and the repair.

ORDINANCES / RESOLUTIONS:

Mayor Morneau asked Council if they had any concerns about approving the resolution supporting uniform tax provisions; hearing none, Mayor Morneau read Resolution R2012-10, a resolution declaring the intent and resolve of the Village of Farmersville to enact uniform provisions of the Village of Farmersville tax ordinances upon the revision of Chapter 718 of the Ohio Revised Code and declaring it to an emergency. Ms. Gisewite moved, Ms. Attaway seconded to approve Resolution R2012-10, a resolution declaring the intent and resolve of the Village of Farmersville to enact uniform provisions of the Village of Farmersville tax ordinances upon the revision of Chapter 718 of the Ohio Revised Code and declaring it to an emergency. Roll Call: Mr. Miller: yes, Mr. Cottman: yes, Ms. Morgan: yes, Ms. Gisewite: yes, Ms. Attaway: yes, Mr. Weller: yes. MOTION PASSED.

OLD BUSINESS:

Ms. Schenck reported that the deadline to submit assessments to the Auditor's office was today and that the streetlight assessment had been received by the Auditor for collection.

NEW BUSINESS:

Mr. Cottman moved, Ms. Morgan seconded to award the contract for the Northeast Waterline Improvements Phase III Project to Prograde Excavation and Demolition, LLC. in an amount of \$48,698.88. Roll Call: Mr. Cottman: yes, Ms. Morgan: yes, Ms. Gisewite: yes, Ms. Attaway: yes, Mr. Weller: yes, Mr. Miller: yes. MOTION PASSED.

Ms. Attaway moved, Ms. Gisewite seconded to award the contract for the Broadway Street Improvements Project to Prograde Excavation and Demolition, LLC. in an amount of \$164,700.06. Roll Call: Ms. Morgan: yes, Ms. Gisewite: yes, Ms. Attaway: yes, Mr. Weller: yes, Mr. Miller: yes, Mr. Cottman: yes. MOTION PASSED.

EXECUTIVE SESSION:

Mr. Weller moved, Ms. Gisewite seconded to adjourn the meeting to executive session under provisions of ORC 121.22 (2) to consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. He invited all of Council, Ms. Schenck, Mr. Brunk and Mr. Sears to attend the executive session. Roll Call: Ms. Gisewite: yes, Ms. Attaway: yes, Mr. Weller: yes, Mr. Miller: yes, Mr. Cottman: yes, Ms. Morgan: yes. MOTION PASSED.

Ms. Attaway moved, Mr. Miller seconded to return to regular session. Roll Call: Ms. Attaway: yes, Mr. Weller: yes, Mr. Miller: yes, Mr. Cottman: yes, Ms. Morgan: yes, Ms. Gisewite: yes. MOTION PASSED.

The Council entered executive session at 7:30pm.


The Council returned from executive session at 7:52pm.

All formal actions of the Council and relating to the adoption of resolutions and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

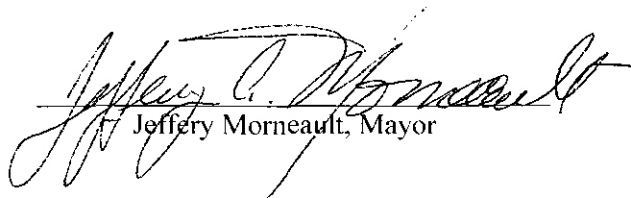
ADJOURN:

Moved by Mayor Morneau and seconded by Ms. Gisewite to Adjourn the Council Meeting at 7:52pm. Roll Call: Mr. Weller: yes, Mr. Miller: yes, Mr. Cottman: yes, Ms. Morgan: yes, Ms. Gisewite: yes, Ms. Attaway: yes. MOTION PASSED.

Attest:



Amy Schenck, Fiscal Officer



Jeffery Morneau, Mayor