

# RECORD OF PROCEEDINGS

Minutes of the ADDYSTON COUNCIL

Meeting

1

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held

September 17

20 08

September 17, 2008

Mayor Daniel L. Pillow called the regular meeting of the Addyston Village Council to order at 7:00PM; all joined in the Pledge of Allegiance, Mayor Pillow announced that the meeting was being audio and video taped. Mayor Pillow called for the role of council; Councilman Jason Fry, Councilman Ronnie Pugh, Councilman Dan Dalton, Councilwoman Ann Pillow, Councilwoman Pam Jackson and Councilwoman Karen O'Connor all present; also present were Clerk Margaret Ann Dozier, Treasurer Kathleen Adams and Solicitor Robert G. Kelly. Department Heads present were: Lt. David Pahner presenting the Police Department. Visitors in the audience were: Bill Wickman, Robert Seibert Sr., and Ron Hertling of SBA Towers. Mayor Pillow stated that there were no minutes from the August 18, 2008 that Clerk Dozier wanted to wait until she received the video tape to prepare the minutes. Pay Ordinance 9-A-2008 in the amount of \$11,781.46 Mr. Pugh moved and Mr. Fry seconded the motion to pay the bills, no discussion, and Role call vote: 6 Yeas motion carried. Pay Ordinance 9-B-2008 in the amount of \$10,756.60 Mrs. Jackson moved and Mrs. Pillow seconded the motion to pay the bills, no discussion, and Role call vote: 6 Yeas motion carried. Pay Ordinance 9-C-2008 in the amount of \$5,855.26 Mr. Fry moved and Mr. Dalton seconded the motion to pay the bills, no discussion, and Role call vote: 6 Yeas motion carried. Pay Ordinance 9-D-2008 in the amount of \$15,863.09 Mrs. Jackson moved and Mrs. Pillow seconded the motion, Mrs. O'Connor questioned item 16 Mayor Pillow and Clerk Dozier explained it was for daily ice for the youth summer program and refreshments for the close of the program party, Role call vote: 6 Yeas motion carried. Addyston Board of Public Affairs documents from their August 11, 2008 meeting Mrs. Jackson asked if the Board had heard back from the EPA on the potential volitions Clerk Dozier advised that she didn't think Eric Winhusen State Certifier had heard back Mrs. Jackson stated that council should be notified when something like that happens Mayor Pillow agreed, Mr. Fry moved and Mr. Pugh seconded the motion to accept the ABOPA August 2008 documents, no discussion, Role call vote: 6 Yeas motion carried. Clerk Dozier advised that the Hamilton County Board of Elections wish to use the municipal building on November 3<sup>rd</sup> setup and November 4<sup>th</sup> election. Mr. Pugh moved and Mrs. Jackson seconded the motion to allow the use of the municipal building for the Election, no discussion, Role call vote: 6 Yeas motion carried. Clerk Dozier requested permission to attend the 2008 Annual State Auditor Clerk/Treasurer training on October 20<sup>th</sup> at Kings Island Inn the cost is \$65.00. Mrs. Jackson moved and Mr. Dalton seconded the motion for the Clerk to attend the training, no discussion, Role call vote: 6 Yeas motion carried. Treasurer's Report Mrs. Adams explained that her computer had crashed and she was having problems and would hopefully have the July and August monthly reports at the next meeting. Mayor Pillow advised council that the participated in a conference call with Hamilton County EMS update on power outage and wind damage, tree debris from the recent hurricane wind storm, that Hamilton County is working with other government agencies on obtaining funding, Mayor Pillow thanked Chief VonLuehtre and Corporal McWhorter who volunteered extra hours to protect the citizens and the village during the power outage, he also thanked the residents living around the second alley (Grigsby Lane) who came out in force to cut down a large tree that fall across the road and the Chief for providing the volunteers with refreshment. Mayor Pillow also thanked the INOES Company for allowing the Water Department to connect to there generator so that the village had water at all times during the storm Bill Wickman, Water Operator for the village advised that he had contacted the Cincinnati Water Works about connecting into their water first but there ended up being a problem so the village did not use any city water, Mr. Dalton asked Bill for the name of the person he spoke to about switching over to the City water because he had spoken with Faye Cousins who had offered their support to the village during the power outage (refer to tapes). Mayor Pillow stated that the new carpet for the downstairs council chambers has been ordered.

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20

2

He also reported that he went to Columbus to attend a meeting on grants and he learned a lot about the Brownfield Cleanup program. Mayor Pillow stated that he had sent council and the water board trustees a letter concerning the Disbanding of the Addyston Board of Affairs that he has also reminded council about applying for HC Community Development Program for 2009 Mr. Fry asked if the village could apply for a generator considering the municipal building was without electric during the recent storm Mayor Pillow said that perhaps council should hold a special meeting to discuss on what to apply for. Mayor Pillow stated that council had received a copy of a resignation letter from David C. Randolph and that he and Chief VonLuehtre were in the process of interviewing candidates for the police department. Solicitor Kelly stated that he had prepared an Ordinance for the Mayor and Village Clerk to enter into a lease agreement on the cell tower property, and that council should meet in executive session to discuss a personal matter with pending legation. Committee Reports: Mr. Fry asked about using the HC Block Grant funding to add on to the Veterans park and making it more user friendly. Mayor Pillow stated that council should probably set up a work committee on that block grant application. Mr. Pugh called for a Street Committee meeting on October 1<sup>st</sup> at 6:00PM he will let the Clerk know what will be discussed so she can post the meeting. Mrs. Pillow stated that she had sent a letter to Mr. Klaine on the Deer Run Property annexation but hasn't heard back from him (refer to tapes). Mrs. Jackson reported that the Special Events Committee has met on the Octoberfest which is planned for October 3-4-5 with Rozzi Fireworks on Saturday night that anyone interested in renting a booth call the municipal building, that sponsors are needed for the fireworks, the carnival people have agreed to selling a "wrist-band" for rides on Saturday between 4 to 8pm and Sunday between 12 noon to 4pm, there will be bands on Friday and Saturday with the Gospel singers on Sunday(refer to tapes). Mrs. O'Connor stated it's been five months since Bill Wickman retired is the village close to hiring someone Mayor Pillow advised that he has it narrow down. Mayor Pillow advised council that he had met with the Dr. Bohannon, Don Larrick, and Chuck Rohrer of the 3 Rivers Local School District concerning the vandalism of the land ground equipment at Hitchens School; the school district presented a plan to repair the damage equipment at the cost of \$6,000 Mayor Pillow assured the school district that the village did not have the money to contribute to the repairs that he would take the matter to the village council there was some discussion on the matter. Mrs. O'Connor moved and Mrs. Jackson seconded the motion to recommend that the school district remove the damage equipment as needed. Role call vote: 6 Yeas motion carried. Mrs. O'Connor asked about who is responsible for cleaning up the playground and emptying the trash. Mayor Pillow advised that the school staff used to do it on a regular basis but he wasn't sure when it was done. Mrs. O'Connor moved and Mrs. Jackson seconded the motion that on a temporary basis our maintenance crew clean the playgrounds and empty the trash, no discussion, Role call vote: 6 Yeas motion carried. Audience: Mr. Wickman asked if there was an answer on his sick and vacation pay out. Clerk Dozier explained that she had submitted the documents to the Auditor's who conducted the audit on the village current policy; Mayor Pillow stated that he thought the Solicitor was going to give council a legal opinion on the payout to due with the first year of employment and earning vacation. Clerk Dozier stated she would contact the Auditors about doing the audit again based on Bill's anniversary date of October but the audit was conducted on the village personnel policy (refer to tapes) Mrs. O'Connor moved that the village pay what is owed to him based on the audit Mr. Dalton seconded the motion. Role call vote: 6 Yeas motion carried. Mr. Seibert presented Mayor Pillow with a petition that he had circulated for signatures to have the crosswalks throughout the village properly marked. Mayor Pillow asked if Mr. Seibert had presented the petition to the Village Clerk before he circulated it Clerk Dozier said that he had.

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3

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Mr. Seibert stated his facts referencing a legal opinion from the Village Solicitor. Lt. Pahner stated that if the crosswalks are properly marked it helps the police department cite persons not obeying the law (refer to tapes) the matter was referred to the Street Committee. Lt. Pahner had nothing from the Police Department.


8:20PM Mr. Fry moved and Mr. Dalton seconded the motion to go into Executive Session to discuss the proposed cell tower agreement with Mr. Ron Hertling of SBA Cell Tower, no discussion, Role call vote: 6 Yeas motion carried. 9:25PM Mrs. O'Connor moved and Mr. Fry seconded the motion for council to reconvene. No discussion. Role call vote: 6 Yeas motion carried. Mrs. O'Connor moved and Mr. Fry seconded the motion to suspend the rules and read by title only all three times an Ordinance Authorizing the Mayor and Village Clerk to enter into a lease agreement with SBA Tower II LLC for the lease of real property, no discussion. Role call vote: 6 Yeas motion carried.

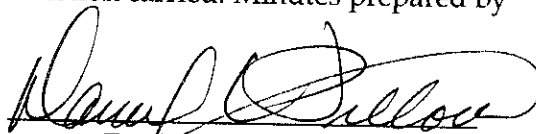
1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Reading - AN ORDINANCE AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ENTER INTO A LEASE AGREEMENT WITH SBA TOWERS II LLC FOR THE LEASE OF REAL PROPERTY.

Mrs. Jackson moved and Mr. Fry seconded the motion to adopt the ordinance as read, no discussion, Role call vote: 6 Yeas motion carried.

VILLAGE OF ADDYSTON ORDINANCE NO. 2008 -11 AN ORDINANCE AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ENTER INTO A LEASE AGREEMENT WITH SBA TOWERS II LLC FOR THE LEASE OF REAL PROPERTY.

9:30PM Mr. Fry moved and Mr. Dalton seconded the motion to go into Executive Session to discuss pending personnel legation. No discussion. Role call vote: 6 Yeas motion carried. 9:35PM Mr. Fry moved and Mrs. O'Connor seconded the motion for council to reconvene. No discussion. Role call vote: 6 Yeas motion carried. There being nothing further to come before council Mrs. O'Connor moved and Mr. Fry seconded the motion to adjourn. No discussion. Role call vote: 6 Yeas motion carried. Minutes prepared by Margaret Ann Dozier, Village Clerk.

  
Margaret Ann Dozier, Village Clerk

  
Daniel L. Pillow, Mayor