

Minutes of July 21, 2022 Council

Regular Meeting of the Clayton, Ohio City Council
Clayton Government Center
July 21, 2022

CALL TO ORDER

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

CLERK'S REPORT

Clerk Seim presented the minutes of the June 16, 2022 Council Workshop. Motion by Bachman, second by Merkle to approve the minutes as presented. Voting yea were Bachman, Gorman, Merkle, and Lieberman. Henning and Kelly abstained. Motion passed.

Seim then presented the minutes of the June 16, 2022 City Council meeting. Motion by Gorman, second by Bachman to approve the minutes as presented. Voting yea were Bachman, Gorman, Merkle, Kelly, and Lieberman. Henning abstained. Motion passed.

OLD BUSINESS

Ordinance No. O – 06 – 22 – 16 An Ordinance Adopting the Planning Commission's Recommendation, with Condition, to Approve the Application of The Kleingers Group for Right of Way and Easements Plat Approval for the Grand Villas of Clayton with Respect to 15.144 Acres and Bearing Parcel ID Number M60 03102 0032 Within the City of Clayton, Ohio. Second reading, no further discussion. Motion by Merkle to adopt the Planning Commission's Recommendation, with Condition, to Approve the Application of The Kleingers Group for Right of Way and Easements Plat Approval for the Grand Villas of Clayton, motion was second by Kelly. All yeas, motion carried.

Ordinance No. O – 06 – 22 – 17 An Ordinance Adopting the Planning Commission's Recommendation to Approve, with Condition, the Application of Oakes Tree Development for a Change in Zoning from Residential Single-Unit District (RSD) (Formerly R-1 Open Space Residential) to Planned Development District (PDD) (Formerly PD-3 Planned Development-Business) and to Further Approve the Preliminary Development Plan for Property Located at the Northwest Corner of National Road and Haber Road (to be called "Northwood Estates") Consisting of Parcel I.D. Number M60 03012 0022 and Parcel I.D. Number M60 03102 0105 and containing 33.69 Acres within the City of Clayton, Ohio. Second reading, no further discussion. Motion by Merkle to adopt the Planning Commission's Recommendation to Approve, with Condition, the Application of Oakes Tree Development for a Change in Zoning from Residential Single-Unit District to Planned Development District and to Further Approve the Preliminary Development Plan for Property Located at the Northwest Corner of National Road and Haber Road. Motion was second by Bachman. All yeas, motion carried.

NEW BUSINESS

Ordinance No. O – 07 – 22 – 19 An Ordinance Approving Amendments to Article 6 and Article 27 of the City’s Personnel Practices Manual. Elaine Wittman, Assistant to the City Manager, advised we have recommended amendments to our personnel manual which include the addition of the Juneteenth holiday as well as the addition to the Article 27 which is the Auditor of State’s fraud reporting system; they recently came out with additional ways to report fraud anonymously. Motion by Henning to approve the Ordinance as written, second by Lieberman. All yeas, motion carried.

Ordinance No. O – 07 – 22 – 20 An Ordinance Directing the Board of Elections of Montgomery County, Ohio to Place on the Ballot at the Election to be Held on November 8, 2022 the Question of Whether the City of Clayton, Ohio Should Effect a Government Electricity Aggregation Program with Opt-Out Provisions Pursuant to Section 4928.20 of the Ohio Revised Code and Declaring an Emergency. Motion by Kelly to declare the Ordinance as an Emergency and single reading, second by Lieberman. All yeas, motion carried. Motion by Henning to approve the Ordinance, second by Lieberman. All yeas, motion carried.

Resolution No. R – 07 – 22 – 48 A Resolution of the Governing Body of City of Clayton, Authorizing the Execution and Delivery of a Master Equipment Lease/Purchase Agreement and Separate Equipment Schedules Thereto for the Acquisition, Financing and Leasing of Certain Equipment for the Public Benefit within the Terms Herein Provided; Authorizing the Execution and Delivery of Other Documents Required in Connection Therewith; and Authorizing the Taking of all other Actions Necessary to the Consummation of the Transactions Contemplated by this Resolution. Amanda Zimmerlin, City Manager, advised this is the same lease approved on June 16th but the Lessor name needs to reflect the actual financing company, which is Bank of America, National Association. Motion by Bachman to approve the Resolution, second by Henning. All yeas, motion carried.

Resolution No. R – 07 – 22 – 49 A Resolution Authorizing the City Manager to Enter Into an Agreement with the Northmont School District for the Provision of School Resource Officers for the 2022-2023 School Year. Motion by Henning to approve the Resolution, second by Merkle. All yeas, motion carried.

Resolution No. R – 07 – 22 – 50 A Resolution Authorizing the City Manager to Enter Into an Agreement for Delegation of Activities with the Board of County Commissioners of Montgomery County, Ohio Relative to the Northview Park All-Inclusive Playground Project (Grant No. B-21-UC-39-004). Jack Kuntz, Director of Development, advised we applied to Montgomery County in 2021 for a request of CDBG funds for three projects. Those applications included an \$80,000 request for an all-inclusive playground at Northview Park, \$92,500 for ADA restroom renovations at Westbrook Park and \$66,900 for a new sidewalk section along Union Rd. from Hunter’s Glen to Salem Avenue. Montgomery County awarded Clayton the full grant request for the all-inclusive park at Northview Park. Clayton is also providing \$100,000 of COVID relief funds towards this project as a local match. This request today is exclusive for the all-inclusive playground project. Staff will be able to put this project out to bid late this summer with the goal of having it be in place by summer, 2023. Motion by Henning to approve the Resolution, second by Kelly. Voting yea were Bachman, Henning, Gorman, Merkle and Kelly. Lieberman abstained. Motion passed.

CITY MANAGER'S REPORT

Amanda Zimmerlin, City Manager, advised we are still working to establish the Salary Commission passed by Council. It requires five members, but we currently only have three applicants. If you know of anyone that would be interested in this Commission, please have them contact me. I am requesting three work sessions for Council's consideration. August 4th to discuss Meadowbrook operations, August 18th to discuss Economic Development, and September 1st to discuss traffic safety. Council agreed, so they will be scheduled. Lastly, the Englewood Arts Festival is August 13th and I'm needing to know if Council is interested in participating in the parade. Please let me know by next Monday if you are interested.

VISITOR'S COMMENTS

Earl Harlamert of the Parks Commission advised I live close to Northview Park and it's exciting to see everything that is going on with the new swing sets and playground equipment. It's going to be beautiful when completed. I want to commend Jack and the team; our parks are really going to shine and it's going to be wonderful with all the new equipment going into the parks. I would also like to invite everyone to Meadowbrook next Thursday, July 28th for our Northmont Dance Party. We have Mr. Willie Williams who is going to teach everyone how to line dance and who is also donating his time. Doors open at 6:00 p.m. in case you need any liquid courage, at 7:00 p.m. the dancing will start. This event is free for the public, except for the liquor.

COUNCIL MEMBER COMMENTS

Lieberman congratulated Earl (Harlamert), he coordinated a clock exhibit at the Dayton Convention Center, with people coming from all over the world. I had an opportunity to take a tour and was very impressed, and I want to congratulate you on a very successful presentation. Bachman stated once again Clayton was listed as one of the safest cities in the state and the safest city in Montgomery County. This is because we have a great Police department and a great community. At our last meeting we had the discussion on the intersection of Haber and SR40, there will be a traffic study that's going to occur. There will eventually be more development and I think it would be smart to be looking forward to future development and be proactive on intersections. Henning wished to recognize two people who recently passed away. Long-time Clayton resident Ron Stock and my Aunt Char Powell. Even though Aunt Char lived in Englewood she had a Clayton mailing address and always thought of herself as a Clayton resident. I ask the City to please push on social media the Sales Tax Holiday coming up August 5th – 7th where residents can purchase school related items tax free. I wish to recognize Elaine Herrick who is in the audience today and helped push the Aggregation legislation we approved tonight. Café Terra has just posted they are looking for help, please share their posts. Early voting is happening now through August 1st at the Board of Elections and at your polling location on August 2nd. Gorman thanked Jack (Kuntz) and Elaine (Wittman) for the Shredding Event we recently held. Residents were very thankful for being able to shred their documents and it was done on-site this year.

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

Meeting adjourned at 8:07 PM.