

RECORD OF PROCEEDINGS

MEETING OF COUNCIL

August 9, 2021

Mayor O'Callaghan called the City of Union council meeting to order on Monday, August 9, 2021 at 7:30 p.m.

Attendance was taken and the following council members were present: Mayor O'Callaghan, Mr. Bruns, Mrs. Perkins, Mrs. Oberer and Mrs. Thomas-Roth.

Other city staff members attending the meeting were John Applegate, City Manager, Denise Winemiller, Clerk of Council, and Joe Moore, Law Director.

Mayor O'Callaghan called for a moment of silence.

1. Mayor O'Callaghan asked if there were any additions, deletions or corrections for the minutes of the July 12, 2021 council meeting. There were no corrections so Mr. Bruns moved that the minutes be accepted as presented. Mrs. Thomas-Roth seconded the motion. Mrs. Oberer and Mrs. Thomas-Roth abstained and the other council members voted in favor of the motion. The minutes were accepted as prepared.

Mayor O'Callaghan said that Mrs. Kyle had called and was not feeling well. He moved that her absence be excused. Mr. Bruns seconded the motion. All concurred and Mrs. Kyle's absence was excused.

Mayor O'Callaghan said that Mr. Blackwell had called and was unable to attend the meeting due to work so Mayor O'Callaghan moved his absence be excused. Mr. Bruns seconded the motion. All concurred and Mr. Blackwell's absence was excused.

2. Citizen's and Visitor's Comments

There were no comments from any citizens or visitors in the audience.

3. ONE READING – ORDINANCE 1727 – AN ORDINANCE AUTHORIZING AND APPROVING THE LIST OF LIGHT ASSESSMENTS. (waive three readings)

Mr. Applegate said this was the city's annual street light assessment. He said that there was no rate increase and the rate had been the same for the last five or six years. Mr. Applegate said they needed to pass this in one reading so they can get it submitted to Montgomery County.

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Mr. Bruns moved to suspend the charter requirement of three separate readings on three separate days in regard to Ordinance 1727. Mrs. Thomas-Roth seconded the motion. All concurred and the motion passed.

Mr. Bruns then moved to have the one and only reading and adopt Ordinance 1727. Mrs. Oberer seconded the motion. All concurred and the motion was adopted.

4. **ONE READING** – ORDINANCE 1728 – AN ORDINANCE AUTHORIZING THE CREATION OF THE AMERICAN RESCUE PLAN ACT FUND NO. 287 AND DECLARING AN EMERGENCY.

Mr. Applegate said that Ordinance 1728 deals with 350 billion dollars for Ohio from the federal government due to the pandemic. The first step is the creation of this fund that would need to be approved by both the federal government and the state. In this case, the state has waived the requirement since it is already a federal request. Mr. Applegate said the staff recommends the approval of Ordinance 1728. In response to a comment from a council member, Mr. Applegate said that if the city would not pass this ordinance, they would not receive any of these funds.

Mr. Bruns moved to suspend the charter requirement of three separate readings on three separate days in regard to Ordinance 1728. Mrs. Oberer seconded the motion. All concurred and the motion was passed.

Mr. Bruns then moved to have the one and only reading and adopt Ordinance 1728. All concurred and Ordinance 1728 was adopted.

5. **ONE READING** - RESOLUTION 21-04 - A RESOLUTION AUTHORIZING THE CITY MANAGER TO SELL REAL ESTATE OWNED BY THE CITY OF UNION. (141 Irongate Drive)

Mr. Applegate said that the City of Union took possession of two vacant lots in Irongate through the Montgomery County Land Bank back in June 2018. Mr. Applegate said that a Union resident had offered \$25,000 to the city to buy the lot and is looking forward to building a home. Mr. Applegate said he thought that was a fair offer for the lot and he said the staff recommends the approval of selling this lot.

Mr. Bruns moved that they have the one reading and adopt Resolution 21-04. Mrs. Oberer seconded the motion. All concurred and Resolution 21-04 was adopted.

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6. ONE READING – RESOLUTION 21-05 – A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) AGREEMENT ON BEHALF OF THE CITY OF UNION FOR PLANNING, DESIGN AND CONSTRUCTION OF THE MARTINDALE ROAD AND FREDERICK PIKE WATERLINE EXTENSION.

Mr. Applegate said that this resolution was responding to a request to provide water to Aullwood. Mr. Applegate said that the city had always planned on extending a second supply water line to the east side of the river. They have the first feed already in going down Old Springfield Road. A water line down East Martindale would be the second feed and if there was ever a problem with one line, they would still have a second source of water to the area. He said the Ohio EPA is aware of that and due to the contamination in the water at Aullwood, the Ohio EPA wants the city to proceed and has established a loan for this work down Martindale and Frederick. Once the work is done and the job is completed, it is a forgivable loan. Mr. Applegate said that it was a great thing to be able to help Aullwood. They were pleased to be able to assist them and have the loan forgiven.

Mr. Bruns moved to have the one reading and adopt Resolution 21-05. Mrs. Oberer seconded the motion. All concurred and Resolution 21-05 was adopted.

7. ONE READING – RESOLUTION 21-06 – A RESOLUTION AUTHORIZING THE CITY MANAGER OF UNION TO SUBMIT AN APPLICATION TO ODOT’S STATE INFRASTRUCTURE BANK FOR A LOAN IN THE AMOUNT OF \$5,010,000 FOR THE JACKSON ROAD IMPROVEMENTS AND THE MARTINDALE ROAD AND FREDERICK PIKE PROJECT.

Mr. Applegate said Steve Stanley, Executive director of the Montgomery County, Transportation Improvement District (TID) was present at the meeting. He was asked to attend the meeting as he was working on the contractual arrangement with TID, authorizing to submit for a five million dollar loan for the Jackson Road improvements.

Mr. Applegate said they have designed a new road way, which will include a roundabout. He said they are dealing with several different companies, like Opus and Northpoint on Jackson Road, and Al Meyer on the south side of a portion of Jackson Road and the city is just getting started. This will set Union up to extend the water line down East Martindale. They are working with Dayton on easements and working on a complete loop. The roundabout planned will accommodate both commercial trucks and passenger cars. Mr. Applegate said the staff recommends the approval of Resolution 21-06 to have the funds on hand.

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Mr. Bruns moved to have the one reading and adopt Resolution 21-06. Mrs. Oberer seconded the motion. All concurred and Resolution 21-06 was adopted.

8. PROCLAMATION TO PROCLAIM THE MONTH OF SEPTEMBER 2021 AS PROSTATE CANCER EDUCATION AND AWARENESS MONTH IN THE CITY OF UNION.

Mayor O'Callaghan read the proclamation before the council regarding proclaiming September 2021 as prostate cancer education and awareness month in the City of Union.

9. Open Agenda

Mr. Applegate said the road paving had started. Roads are being milled, chipped, and paved and the program is well under way. He said they hoped to be done in four or five more days. He said that the company has two paving crews working on Union's roads.

Also, the city manager said that State Route 48 north of Phillipsburg-Union Road would be paved this year. The bids came in higher than expected so they had to increase the funds by \$29,000.00. This will be paid out of the permissive tax funding. They have received the approval and work should start in August.

Mrs. Oberer reminded everyone that school would be starting this week and to watch out for the children.

Mr. Bruns said an election is coming up and three people have met the deadline for submitting their names for the ballot but none have been certified yet. Mr. Bruns said it was Mrs. Oberer, Mr. Prunier, and Mr. Neiman and there would be three vacant seats on the council to be filled.

Mr. Bruns asked if there were additional items for a second meeting in August. Since there were no items, Mr. Bruns moved that they cancel the August 23 meeting and the next council meeting would be on September 13. His motion was seconded by Mrs. Oberer. All concurred and the motion was passed.

Mr. Applegate said they were working fast and furious on the wastewater treatment plant. He said everything is going well.

Mr. Applegate added that they were working on the East Martindale Road water line.

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10. Mr. Bruns moved that the council meeting be adjourned. Mrs. Oberer seconded the motion. All concurred and the council meeting was adjourned. The next council meeting will be on September 13, 2021.

Respectfully submitted,

Denise A. Winemiller,
Clerk of Council

John Bruns, Vice Mayor