

RECORD OF PROCEEDINGS

MEETING OF COUNCIL

March 14, 2022

Mayor O'Callaghan called the City of Union council meeting to order on Monday, March 14, 2022 at 7:30 p.m.

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

Mayor O'Callaghan said that Mr. Prunier was out of town and he moved that his absence be excused. Mr. Bruns seconded the motion. All concurred and his absence was excused.

1. Mayor O'Callaghan asked if there were any additions, deletions or corrections for the minutes of the February 14, 2022 council meeting. There were no corrections so Mr. Bruns moved that the minutes be accepted as prepared. Mrs. Oberer seconded the motion. All concurred and the minutes were accepted as prepared.

2. Citizen's and Visitor's Comments

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

3. **FIRST READING** - ORDINANCE 1739 – AN ORDINANCE AMENDING CODIFIED SECTION NUMBER 921.20. (three readings)

Mr. Applegate said Ordinance 1739 dealt with amending Section 921.20 to increase the water connection fees that were based on the size meter used. The industrial customers coming into the city are requiring different and larger sizes and Mr. Applegate had reviewed the charges. The last increase was in 2014. The current fees are crossed out and the new fees are underlined. This ordinance will go through three readings.

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Mrs. Thomas-Roth moved to have the first reading on Ordinance 1739. Mr. Bruns seconded the motion. All concurred and Ordinance 1739 was passed to the second reading.

4. **FIRST READING** – ORDINANCE 1740 – AN ORDINANCE AMENDING CODIFIED SECTION NUMBER 931.02. (three readings)

This ordinance is like the previous one except that this deals with the sewer tap in fees. This one also had not been updated or increased since 2014.

Mrs. Thomas-Roth moved to have the first reading of Ordinance 1740. Mr. Bruns seconded the motion. All concurred and Ordinance 1740 was passed to the second reading.

5. **ONE READING** – ORDINANCE 1741 - AN ORDINANCE ACCEPTING THE ANNEXATION OF 2.308 ACRES IN BUTLER TOWNSHIP, MONTGOMERY COUNTY, OHIO TO THE CITY OF UNION, OHIO AND DECLARING AN EMERGENCY.

Mr. Applegate explained that this ordinance was the last step of the process of annexation for two lots on Jackson Road. The city was required to hold it for sixty days, which has been done. The owners want the property within the city limits and under city regulations as soon as possible so they are asking that Ordinance 1741 be passed as an emergency.

Mrs. Thomas-Roth moved that Ordinance 1741 be declared an emergency for the reasons set forth in the ordinance. Mr. Bruns seconded the motion. All concurred and the motion was passed.

Mrs. Thomas-Roth then moved that they have the one and only reading and adopt emergency Ordinance 1741. Mr. Bruns seconded the motion. All concurred and emergency Ordinance 1741 was adopted on the first reading.

6. **ONE READING** – RESOLUTION 22-06 - A RESOLUTION ADOPTING A STATEMENT INDICATING THE SERVICES THE CITY OF

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UNION, OHIO, WILL PROVIDE TO THE 14.880 ACRE TERRITORY PROPOSED TO BE ANNEXED FROM BUTLER TOWNSHIP, MONTGOMERY COUNTY TO THE CITY OF UNION AND BUFFER REQUIREMENTS THE CITY WILL ENFORCE AS PROVIDED BY OHIO REVISED CODE SECTION 709.023.

Mr. Applegate said that these next three resolutions, 22-06, 22-07, and 22-08 were three annexations that had been filed and this starts the process required by the Ohio Revised Code. Mr. Applegate explained that this annexation was for the underlying fee simple ground underneath the right of way, on a section of Old Springfield Road, Dog Leg Road, and Union Airpark Boulevard for part of the right-of-way that was not in the city. This had been promised back in 2016 and these resolutions start the process and will be forwarded to the Montgomery County Commissioners. This is considered as a Type Two annexation, and does not require a public hearing.

Mr. Bruns moved to have the one and only reading and adopt Resolution 22-06. Mrs. Oberer seconded the motion. All concurred and Resolution 22-06 was adopted.

7. ONE READING – RESOLUTION 22-07 - A RESOLUTION ADOPTING A STATEMENT INDICATING THE SERVICES THE CITY OF UNION, OHIO, WILL PROVIDE TO THE 6.733 ACRE TERRITORY PROPOSED TO BE ANNEXED FROM BUTLER TOWNSHIP, MONTGOMERY COUNTY TO THE CITY OF UNION AND BUFFER REQUIREMENTS THE CITY WILL ENFORCE AS PROVIDED BY OHIO REVISED CODE SECTION 709.023.

Mr. Bruns moved to have the one and only reading and adopt Resolution 22-07. Mrs. Oberer seconded the motion. All concurred and Resolution 22-07 was adopted.

8. ONE READING – RESOLUTION 22-08 - A RESOLUTION ADOPTING A STATEMENT INDICATING THE SERVICES THE CITY OF UNION, OHIO, WILL PROVIDE TO THE 1.483 ACRE TERRITORY

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PROPOSED TO BE ANNEXED FROM BUTLER TOWNSHIP, MONTGOMERY COUNTY TO THE CITY OF UNION AND BUFFER REQUIREMENTS THE CITY WILL ENFORCE AS PROVIDED BY OHIO REVISED CODE SECTION 709.023.

Mr. Bruns moved to have the one and only reading and adopt Resolution 22-08. Mrs. Oberer seconded the motion. All concurred and Resolution 22-08 was adopted.

9. Open Agenda

Mayor O'Callaghan said that the City of Union had not had the community egg hunt for several years but they were going to have one this year. It would be on Saturday, April 16, the day before Easter. He said it would start around 10:00 and there would be 4,000 eggs for the egg hunt and he thought it would be fun for the children. He said he was very happy to announce that the egg hunt was back.

The Mayor also said his thoughts and prayers were with the people of Ukraine.

Mrs. Thomas-Roth asked if the basketball courts were going to be open this year. Mr. Applegate said yes. When asked about the cameras, Mr. Applegate said they had been ordered but had not come in yet.

Mr. Bruns said the council had nominated him to be the representative for the MVRPC and the Miami Valley Regional Planning Commission had asked him to be on their executive board and he had agreed.

Mr. Bruns asked if there was anything for the second council meeting in March. Mr. Applegate said there was nothing. Mr. Bruns then moved that the second council meeting in March be cancelled. Mrs. Oberer seconded the motion. All concurred and the second meeting was cancelled. Mr. Bruns stated that the next council meeting would be on April 11, 2022.

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Mr. Applegate said the plant expansion was looking awesome. He said they were still fine-tuning things, doing some minor installations, not equipment but additional things like lighting and items to enhance safety during the night.

Mr. Applegate added since the passage of Ordinance 1741 regarding the lots on Jackson Road was in effect, they would need to go to the next step. All land being annexed comes in as zoned Agricultural-Residential. The buyer wants the land zoned as Light-Industrial. Mr. Applegate said if the council agreed, they would need to have a second council meeting in April, on April 25, and would need a motion to that effect. They would have a public hearing on changing the zoning and letters would go out to the nearby property owners.

Mr. Bruns moved to set a public hearing date of April 25, 2022 to be held at the second council meeting. Mrs. Oberer seconded the motion. All concurred and the motion was passed. The public hearing will be held at the second council meeting on April 25, 2022.

10. Adjourn

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 April 11, 2022.

Respectfully submitted,

Denise A. Winemiller,
Clerk of Council

John Bruns, Vice Mayor