

**CITY OF OBETZ
RECORD OF PROCEEDINGS**



REGULAR MEETING OF FEBRUARY 13, 2023

The regular meeting was held in Council Chambers at the Government Center, 4175 Alum Creek Drive, on Monday, February 13, 2023 at 6:00 PM with Mayor Angela M. Kirk presiding.

ROLL CALL

Ms. Boumis called the roll. Mr. Michael Flaherty – present; Mr. Robert Kramer – present; Mr. Guiles Richardson – present; Mr. Todd Gibbs – present; Mr. Derek Varney – present; Mr. Mike Kimbler – present. Also present were Stacey Boumis, Community Services Director; Eugene Hollins, Esq., Law Director; and, E. Rod Davisson, Esq., City Administrator.

MINUTES

Mayor Kirk called for a motion to approve the minutes of the January 23, 2023 meeting. Motion made Mr. Richardson; seconded by Mr. Gibbs. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried.

SWEARING IN CEREMONY

Mayor Kirk swore in police officer Damon Caruso.

DIGNATARIES

State Representative Richard Brown, District 5 Representative, was present. He stated he was grateful that he is able to continue serving Obetz. He is glad to be here and he will make himself available to work on anything Obetz needs.

EXECUTIVE SESSION

Mayor Kirk called for a motion to go into executive session under Ohio Revised Code Section 121.22(g)(8) to discuss economic development. Motion made by Mr. Flaherty; seconded by Mr. Kramer. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried. Council went into executive session at 6:08 PM. Council returned from executive session at 7:07 pm with all six members present.

ORDINANCES

First Readings

No first readings.

Second Readings

No second readings.

Third Readings

No third readings.

Emergencies

Ms. Boumis read the title of Ordinance 03 – 23: An Ordinance To Approve Changes To The 2023 Appropriations For The Current Expenses And Other Expenditures Of The City Of Obetz. Mr. Davisson stated the adjustment is related to net profit tax returns through the State of Ohio. Mayor Kirk called for a motion to suspend the rules regarding the adoption of Ordinance 03 – 23. Motion made by Mr. Richardson; seconded by Mr. Varney. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried. Mayor Kirk called for a motion to adopt Ordinance 03 – 23. Motion made by Mr. Richardson; seconded by Mr. Varney. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried.

Ms. Boumis read the title of Ordinance 05 – 23: An Ordinance To Modify The Codified Ordinances To Include Provisions Related To Establishing A Utility Account And Declaring An Emergency. Mr. Davisson stated these new regulations are designed to protect property owners and the City. Proof of ownership or approved occupancy will be required prior to allowing someone to open a utility account. The new regulations discuss the type of proof required and the process for opening a utility account. Mr. Davisson and Council discussed the proposed regulations. A resident in the audience (name not given) asked if owners will be notified if a tenant is late. Mr. Davisson stated yes. Mr. Kramer asked how does the two year update to the account information work. Mr. Davisson stated the process is currently being discussed and is not yet finalized. Mayor Kirk called for a motion to suspend the rules regarding the adoption of Ordinance 05 – 23. Motion made by Mr. Flaherty; seconded by Mr. Kramer. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried. Mayor Kirk called for a motion to adopt Ordinance 05 – 23. Motion made by Mr. Richardson; seconded by Mr. Varney. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried.

TABLED

Mayor Kirk called for a motion to remove Ordinance 55 – 22: An Ordinance Authorizing the City Administrator To Enter Into A Development Agreement With Kenmore Aggregates I, LLC Regarding The Development Of Parcel 152-001544. from the table. Motion made by Mr. Flaherty; seconded by Mr. Kramer. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried. Mr. Davisson discussed the development agreement. He stated the plan is to fill the quarry to make developable space. There is a possibility that the east side of the parcel will be quarried depending on need. A traffic light will be installed at the intersection of Rathmell Road and Alum Creek Drive. The City gains parkland along the Big Walnut Creek for a walking/bike path. Mayor Kirk called for a motion to adopt Ordinance 55 – 22. Motion made by Mr. Kimbler; seconded by Mr. Flaherty. Voting as follows: Mr. Richardson – yes; Mr. Varney - yes; Mr. Kramer – yes; Mr. Kimbler – yes; Mr. Flaherty – yes; Mr. Gibbs – yes. Motion carried.

MAYOR'S REPORT

Mayor Kirk stated there is a lot going on. The golf league has started. Construction continues at a rapid pace.

COMMITTEE REPORTS

Mr. Kimbler stated committees have not been assigned. He is looking at changing how committees work.

ADMINISTRATION’S REPORT

Eugene Hollins, Esq., Law Director – Mr. Hollins stated code enforcement is going well. Staff is learning a new way to obtain search warrants on-line.

Stacey Boumis, Community Services Director – Ms. Boumis stated the Planning and Zoning Commission met on February 8. The next meeting is March 8. The Commission continues to stay busy with new development proposals.

E. Rod Davisson, Esq., Administrator – Mr. Davisson stated a ton of stuff is going on and staff stays very busy. There is a skilled set of people working for the City that keep projects on track. He discussed upcoming staff training sessions. Staff will be trained on public records, sunshine laws, finance and budgeting, and other areas of city operations.

OLD BUSINESS

No old business.

NEW BUSINESS

No new business.

REMARKS FROM THE AUDIENCE

William Steele, a resident on Brett Court, stated his neighbors play loud music late into the night. There is also a noisy neighbor on Palamino Drive revs his motorcycle in the garage. Jake breaks are still an issue and the Auto Auction is noisy in the middle of the night. Mr. Davisson gave the resident his cell number and told him to text him when there is an issue so the police can be notified.

ADJOURNMENT

Mayor Kirk called for a motion to adjourn. Motion made by Mr. Richardson; seconded by Mr. Gibbs. All ayes. Council adjourned at 7:42 PM.

Mayor Angela M. Kirk

Stacey Boumis, Clerk of Council