

**Council of the Village of Yellow Springs
Special Meeting Minutes**

In Council Chambers @ 5:30 P.M.

Monday, July 20, 2015

CALL TO ORDER

President of Council Karen Wintrow called the meeting to order at 5:30pm.

ROLL CALL

Present were President Karen Wintrow, Vice President Lori Askeland, Gerry Simms, Brian Housh and Marianne MacQueen. Village Manager Patti Bates was present, as was Assistant Village Manager John Yung and Solicitor Chris Conard.

EXECUTIVE SESSION

At 5:31pm, MacQueen MOVED and Simms SECONDED a MOTION TO ENTER EXECUTIVE SESSION For the Purpose of Discussion of the Employment or Discipline of a Village Employee, per R.C. 121.22(G)(1). The MOTION PASSED 5-0 ON A ROLL CALL VOTE.

At 6:05pm, Housh MOVED and Simms SECONDED a MOTION TO EXIT EXECUTIVE SESSION. The MOTION PASSED 5-0 ON A VOICE VOTE.

ANNOUNCEMENTS

Proposal for Joint Project at Former WSU Clinic Site. Emily Seibel, Home, Inc. Executive Director, and Colin Altman, Miami Township Fire Chief, presented preliminary information regarding their proposal to Wright State to collaborate on the use of the property at 1002 Xenia Avenue to create a Fire/EMS/Township Offices complex with adjacent affordable senior housing.

Following an exchange of information, Council expressed support for the project to move forward, and agreed as a body to present to them Wintrow's prepared letter of support for use in their negotiation process with Wright State.

Housh announced that Peak Shaving was in effect today from 2-6pm, and will take place again tomorrow during the same time period. Bates explained that the energy usage during this time frame will set the 2016 electric rates.

Housh noted that performances of YSKP's The Farm are underway at the Antioch Amphitheater.

Sam Young announced that Glen Helen has been awarded the grant needed to acquire the Case property, for which Council wrote a Resolution of support.

PETITIONS/COMMUNICATIONS (7:10)

Askeland reviewed the communications received.
The Clerk will receive and file:

Melissa Vanzant re: June Financials for Council Approval. Housh MOVED and Simms SECONDED a MOTION TO APPROVE THE JUNE FINANCIAL REPORT AS PRESENTED. The MOTION PASSED 5-0 ON A VOICE VOTE.

Karen Wintrow re: Draft Letter of Support for MTFR/Home, Inc. Proposal

Karen Wintrow re: Draft Letter of Support for Community Solutions "Dashboard" Proposal

Rick Walkey re: Energy Board Letter of Support

Rep. Niraj Antani re: Response to Wintrow Letter re: State Budget

Mayor's Monthly Report (on-line)

Ryan Ireland re: August Library Programs (on-line)

PUBLIC HEARINGS AND LEGISLATION

Reading of Resolution 2015-20 Authorizing the Village Manager to Submit an Application to the Ohio Public Works Commission for the Water Plant Project. Simms MOVED and Housh SECONDED a MOTION TO APPROVE.

Bates explained that this Resolution allows her to apply for OPWC funding to help support the water plant construction. Each district in OPWC is given a certain amount of autonomy in their procedures and scoring, and each district is allotted a certain amount of loan money and grant money based on population, and that loan money must be completely disbursed before grant money can be disbursed. All districts traditionally have a problem disbursing all loan money because everyone wants grants. However, loan money is at 0% interest for 30 years.

Originally, it was thought that the Village would apply for a \$300,000 grant and a \$1,000,000 loan. However, in writing the application this week (July 13), Bates noted that it became evident that, due to scoring and the way the District 11 Committee functions, the Village would have an advantage by applying for a \$1,300,000 loan and no grant.

Bates stated that she will also be applying for the Credit Enhancement program. This program, if approved, will pay the interest on any and all other loans on this project during the construction period. For example, it would pay for the interest on the OWDA loan on the water plant for the approximate one-year construction period.

There were no comments from those present.

Wintrow CALLED THE VOTE, and the MOTION PASSED 5-0 ON A VOICE VOTE.

Reading of Resolution 2015-24 Adjusting Village Employee Wage Scales. Simms MOVED and MacQueen SECONDED a MOTION to APPROVE.

Bates explained that Council had approved a 1% Cost of Living Increase for Village employees in January of 2015 with the caveat that an additional 1% be considered at the mid-year mark to reflect an increase more in line with neighboring municipalities.

In January 2015, Council had expressed concern over the tight budget and need for frugality. Bates stated that, as highlighted during the presentation of the June Financials, staff has done an outstanding job of conserving funds, the Finance Director has done an outstanding job of oversight, and an increase is safely possible.

Simms commented on the diligence of Vanzant and Staff, expressing approval for the Resolution.

There were no comments from those present.

Wintrow CALLED THE VOTE, and the MOTION PASSED 5-0 on a VOICE VOTE.

Reading of Resolution 2015-25 Approving a Permanent Contract with Susan Gartner as Channel Five Station Manager. Simms MOVED and Housh SECONDED a MOTION TO APPROVE.

Housh noted that the terms of the contract had been slightly changed from the version presented in the packet. He pointed out that 60 days had been changed to 15 days for the amount of notice required from either party upon cessation of the contract. Housh noted as well that a section had been added to include a yearly review/check-in.

Housh commented that the Village does receive a cable franchise fee from Time Warner in the amount of about \$40,000/year, which can be in part used to fund the proposed contract.

Askeland thanked Paul Abendroth for his many years of volunteer service in that position.

There being no further comments, Wintrow CALLED THE VOTE. The MOTION PASSED 5-0 ON A VOICE VOTE.

Reading of Resolution 2015-26 Authorizing the Village Manager to Submit a Non-Binding Letter of Interest to American Municipal Power, Inc. Regarding the Possible Realignment of the Village's Power Supply Portfolio. Simms MOVED and Housh SECONDED a MOTION TO APPROVE.

Bates explained that the Village is periodically given the opportunity to realign its power portfolio, and the Village needs to indicate that there is interest in doing so for AMP to move the process to the next step.

Bates stated that the OMEGA, OMEGA JV2 and Freemont Energy Center resources would be available to sell off, opening the opportunity to invest in Napoleon Solar, wind power or community-owned solar. Bates noted that the OMEGA JV2 is likely to shut down in the next several years.

Bates stated that if the Village divests from Freemont and does not pick up a replacement immediately, energy can be purchased off the grid for a period of time to allow the Village to make a decision on direction.

Bates noted that she, John Courtney and the Energy Board recommend pursuing the possibility of portfolio realignment.

Wintrow received assurance that selling off Freemont and purchasing off the grid for a period of time would not have any impact on current electrical rates.

Askeland interjected that buying off the grid means buying non-renewable energy.

Housh commented that the Village will not have solid information on rates until the negotiations begin, about 18 to 24 months out.

Housh noted that JV2 will not be attractive to investors because it is likely to shut down, but that Freemont would likely be picked up readily.

Bates agreed with this assessment, and with Housh's assessment that it would be difficult for the Village to buy in to solar, and more difficult still to buy in to wind power.

Wintrow commented that one of the reasons Council had invested in Freemont at the outset was that it is a new, cleaner, natural gas facility. She stated that if the Village buys off the grid, it is likely to be buying coal.

Askeland commented that it would be useful to create some space in the portfolio for green alternatives. She commented that solar power is the direction the Village seems interested in, given the concern surrounding the fracking process.

Wintrow inquired about divesting from hydro, and was told that it would be difficult to sell that energy source because it is a new and relatively more expensive power source.

Bates noted that while the letter of interest needs to be in by the 23rd of July, it is non-binding and will come before Council again.

MacQueen stated that it is a solid short-term strategy to buy off the grid if the end result is a cleaner portfolio.

Eric Johnson thanked Bates for her hard work on the project, and noted that the amount of power that the Village uses from Freemont is less than the Antioch solar array, and would create a large-scale problem to be temporarily replaced with power off the grid if needed.

Wintrow CALLED THE VOTE, and the MOTION PASSED 5-0 ON A VOICE VOTE.

Reading of Resolution 2015-27 Approving a Contract with Rumpke, Inc. Simms MOVED and MacQueen SECONDED a MOTION TO APPROVE.

Bates explained the legislation as the result of the only response to the request for bids. She went over the base and alternate bids provided by Rumpke, concluding that a change is likely not worth disruption, and stating her preference for the base bid option.

Rose Pelzl asked whether gas and money would be saved through reducing the number of days of pick-up, and was informed that it's either many trucks fewer days or fewer trucks more days, so no

appreciable difference.

Bates noted that the RFP and/or bids had been reviewed by Tom Clevenger and the Environmental Commission, and she had collaborated on the research.

Wintrow CALLED THE VOTE, and the MOTION PASSED 5-0 ON A VOICE VOTE.

FUTURE AGENDA ITEMS

- NO MEETING AUGUST 3
- WORK SESSION re: Economic Development (8-17-15)
- SPECIAL REGULAR MEETING AUGUST 24
- Finance Session (8-24-15)
- Levy Timeline (8-24-15)
- Ordinance 2015-08 Accepting Planning Commission's Recommendation to Vacate East North College Street Between Livermore and Corry Streets
- Ordinance 2015-11 Accepting Planning Commission's Recommendation to Vacate the East Herman Street Right-of-Way Which is Situated Between the Developed Portion of East Herman Street and Corry Street

Wintrow urged that Yung assure that the vacation ordinances come to Council before his departure.

ADJOURNMENT OF SPECIAL SESSION

At 6:52pm, Simms MOVED and Housh SECONDED a MOTION TO ADJOURN. The MOTION PASSED 5-0 ON A VOICE VOTE.

Please note: These notes are not verbatim. A DVD copy of the minutes is available for viewing in the Clerk of Council's office between 9am and 3pm Monday through Friday.

Karen Wintrow, President

Attest: Judy Kintner, Clerk