

**Council for the Village of Yellow Springs
Regular Session Minutes**

Council Chambers @ 7:00 P.M.

Tuesday, January 3, 2023

CALL TO ORDER

President of Council Brian Housh called the meeting to order at 7:00pm.

ROLL CALL

Present were President Housh, Vice President Kevin Stokes and Council members Marianne MacQueen and Carmen Brown. Also present were Village Manager Josue Salmeron, Planning and Zoning Administrator Denise Swinger and Finance Director Amy Kemper. Gavin DeVore Leonard was unable to officially join the meeting due to family commitments.

ANNOUNCEMENTS

Salmeron lauded the collaborative and skillful handling of a high-risk law enforcement situation that occurred on December 24th over the course of the afternoon. He noted that Chief Burge had maintained control of the scene and had acted as the primary negotiator over a several-hour period.

Salmeron noted January 9 for Christmas tree pickup, and January 11 for a Town Hall on upcoming utility rate increases and possible changes to the Village's reciprocal income tax.

Housh thanked Village staff and Miami Township Fire Department for a successful New Year's Eve celebration.

Housh noted Council support of Kwanzaa.

Housh reminded all of the upcoming MLK, Junior Day activities.

CONSENT AGENDA

1. Minutes of December 1, 2022 Work Session on Public Safety
2. Minutes of December 19, 2022 Regular Session
3. Minutes of December 7, 2022 Joint Meeting
4. December Credit Card Statement

Stokes MOVED and DeVore Leonard SECONDED a MOTION TO APPROVE THE MINUTES of December 1, 2022. The MOTION PASSED 4-0 ON A VOICE VOTE.

Stokes MOVED and MacQueen SECONDED a MOTION TO APPROVE THE MINUTES OF December 19, 2022. The MOTION PASSED 4-0 ON A VOICE VOTE.

Stokes MOVED and MacQueen SECONDED a MOTION TO APPROVE THE MINUTES OF December 7, 2022. The MOTION PASSED 4-0 ON A VOICE VOTE.

Stokes MOVED and MacQueen SECONDED a MOTION TO APPROVE THE DECEMBER CREDIT CARD STATEMENT. The MOTION PASSED 4-0 ON A VOICE VOTE.

REVIEW OF AGENDA

There were no changes made.

PETITIONS/COMMUNICATIONS

The Clerk will receive and file:

Council Clerk re: 2023 Annual Meeting Calendar

Stokes reviewed the materials received.

PUBLIC HEARINGS/LEGISLATION

First Reading of Ordinance 2023-01 Repealing and Replacing Appendix A to Section 1272.04 of the Yellow Springs Zoning Code Establishing Permit Fees. No Motion was taken.

Swinger introduced the ordinance, noting that it has been at least five years since the Village has added an increase to the zoning fee schedule. Many of the current fees are not in line with the cost to process, in addition to the required expenses, such as placing public notices in the Yellow Springs News. Knowing this, but being mindful of other municipalities' charges for permits has driven the proposed fee schedule she said, which is an average of the fees for the surrounding municipalities.

In response to a question from Housh, Swinger noted that unlike some of the surrounding municipalities, the Village does want to encourage construction.

Housh asked why some of the amounts were not increased higher.

Swinger stated that she believes the increases are fair and responsive to the amount of work required.

Housh declined to call for a motion or vote.

Reading of Resolution 2023-01 Authorizing the Sale During Calendar Year 2022 of Municipally Owned Personal Property which is Not Needed for Public Use, or Which is Obsolete or Unfit for the Use for Which it was Acquired, by Internet Auction, Pursuant to Ohio Revised Code Section 721.15(D). Stokes MOVED and MacQueen SECONDED a MOTION TO APROVE.

Salmeron explained the resolution as an annual housekeeping item.

Housh CALLED THE VOTE, and the MOTION PASSED 4-0 ON A VOICE VOTE.

Reading of Resolution 2022-02 Adjusting Village Employee Wage Scales. Stokes MOVED and MacQueen SECONDED a MOTION TO APROVE.

Salmeron advocated for the 4% increase as a positive step towards addressing inflation for employees while staying within the budget.

Housh CALLED THE VOTE, and the MOTION PASSED 4-0 ON A VOICE VOTE.

Reading of Resolution 2023-03 Authorizing the Village Manager to Enter Into a Lease Extension with Stoney Creek Garden Center, for Village Owned Property Located at 4550 US 68 North. Stokes MOVED and Brown SECONDED a MOTION TO APROVE.

Salmeron noted the tenants as excellent, and noted a 5% increase in the rent amount.

Housh noted his appreciation for the improvements in the property.

Housh CALLED THE VOTE, and the MOTION PASSED 4-0 ON A VOICE VOTE.

Reading of Resolution 2023-04 Authorizing the Village Manager to Enter Into a Lease with Jon Hudson, for Village Owned Property Located at the Center for Business and Education. Stokes MOVED and MacQueen SECONDED a MOTION TO APROVE.

Salmeron commented that the sculptor is working on a large boulder which does not fit on his property, hence the agreement. He stated that the project is expected to take about six months.

Housh CALLED THE VOTE, and the MOTION PASSED 4-0 ON A VOICE VOTE.

CITIZEN CONCERNS

Reilly Dixon asked about the difference in the rental amounts for Stoney Creek.

SPECIAL REPORTS

There were no Special Reports.

MANAGER'S REPORT

Salmeron noted that the New Year's Eve event was a positive. He pointed out inclusion of a water loss table in the Manager Report, per request from MacQueen.

MacQueen asked why water loss varies month to month and received an explanation.

Stokes asked whether there has been any consideration of annexation of the Vale, and was told that this is not being considered.

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

2023 Village Goals Discussion. Housh asked that items within topics be fleshed out and that actions and responsibility be assigned to increase the efficiency of the conversation.

Housh went through the document briefly, noting those areas that Council will address in detail during their retreat.

MacQueen made note of a CASP document she is working on for the Retreat.

MacQueen clarified that the green belt is located outside of the urban service boundary, and that it is inaccurate to equate increasing the green belt with suppressing housing.

In response to a query from Stokes, Housh stated that Green Belt funds derived from the General Fund, and any obligation on those monies expired in 2022. He stated that permission can be sought from the Auditor to release that fund line back into the General Fund.

Housh suggested reformatting the document to be interactive.

Proposal for a Council Committee on Public Safety. DeVore Leonard stated that he had not had time to provide a proposal and would like to move the topic to the 17th.

Committee Structure Proposal Update. MacQueen referenced materials she had provided for the topic, and reviewed the history of the proposal.

MacQueen noted a list of items she has created that may impact Council efficacy, stating that she would like to poll other Council members on these items.

Stokes advocated for looking more closely at the committee proposal at the retreat.

Housh suggested creation of a worksheet for the retreat. He advocated for Economic Sustainability; Utilities; Finance; Public Safety; Streets and Parks; Housing as possible standing committees. He commented that while citizens could inform the work, these would primarily serve as a vehicle for Council and staff to provide information and recommendations to bring to Council.

Brown asked where efficiency lies—is it in creation of a committee or is it in how members of the group are communicating in general.

The Clerk cautioned that Council might stand a better chance of increasing efficiency if staff were included in the inception of the committees and the discussion around their formation.

Housh asked that staff be included in the survey process.

Salmeron commented that staff may have a different perspective than Council does, which can be challenging. He opined that increasing communication between Council and staff will help this challenge.

Housh responded that his goal is to hold meaningful discussion around Housing, Public Safety, etc.

MacQueen stated that she will work with the Clerk on a survey and other materials in preparation for the Retreat.

Nominations for PACC. Brown NOMINATED Michael Casselli to a full position on Public Arts and Culture Commission (PACC). Housh SECONDED, and the MOTION PASSED 4-0 ON A VOICE VOTE.

Housh NOMINATED Ena Nearon to a full position on PACC. Stokes SECONDED, and the MOTION PASSED 4-0 ON A VOICE VOTE.

Brown NOMINATED Amy Wamsley to a full position on PACC. Stokes SECONDED, and the MOTION PASSED 4-0 ON A VOICE VOTE.

FUTURE AGENDA ITEMS

Jan. 11: Town Hall on Utility Rate Increases: 7pm. (This is not a Council Meeting)

Jan. 17: Second Reading and Public Hearing of Ordinance 2022-01 Repealing and Replacing Appendix A to Section 1272.04 of the Yellow Springs Zoning Code Establishing Permit Fees

First Reading of Ordinance 2023-02 Repealing and Replacing Section 1048.05 Service Charges of Chapter 1048 Sewers and Sewage of Title Four Public Utilities of Part Ten Streets, Utilities and Public Services of the Codified Ordinances of the Village of Yellow Springs, Ohio

First Reading of Ordinance 2023-03 Repealing and Replacing Section 1046.02 Service Charges; Exemption of Chapter 1046 Water of Title Four Public Utilities of Part Ten

Streets, Utilities and Public Services of the Codified Ordinances of the Village of Yellow Springs, Ohio

First Reading of Ordinance 2023-04 Repealing and Replacing Section 1042.01 Electric Service Charges of Chapter 1042 Electricity; Municipal Light and Power of Title Four Public Utilities of Part Ten Streets, Utilities and Public Services Code of the Codified Ordinances of the Village of Yellow Springs, Ohio

Reading of Resolution 2023-05 Authorizing the Village Manager to Accept a Grant from the Ohio Office of Criminal Justice Services for Year One Funding for Body Worn Cameras

Reading of Resolution 2023-06 Authorizing the Village Manager to Enter into a Contract with JNT Excavating, LLC for King Street Water Main Extension

Reading of Resolution 2023-07 Permitting Connectivity to Village Bike Path by Property Owners of Abutting Parcels and Specifying Terms and Conditions
Fourth Quarter Financials

Treasurer's Report

Annual Tecumseh Land Trust Report

Annual Village of Yellow Springs Report

Jan. 26: **Council Retreat: 2-6pm**

Feb. 7: **Second Reading and Public Hearing of Ordinance 2023-02**

Second Reading and Public Hearing of Ordinance 2023-03

Second Reading and Public Hearing of Ordinance 2023-04

First Reading of Ordinance 2023-XX Amending the Personnel Policy Manual to Incorporate Anti-Discrimination Language per OCRC Settlement

Feb. 17: **Council Work Session: Housing, 4-6pm**

ADJOURNMENT

At 8:38pm, Stokes MOVED TO ADJOURN. MacQueen SECONDED, and the MOTION PASSED 4-0 ON A VOICE VOTE.

Brian Housh, Council President

Attest: Judy Kintner, Clerk of Council