

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

In Council Chambers @ 7:00 P.M.

Monday, April 20, 2015

CALL TO ORDER

President of Council Karen Wintrow called the meeting to order at 7:00 pm.

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 were Assistant Village Manager John Yung, Finance Director Melissa Vanzant, Supervisor of Water and Electric Distribution Johnnie Burns and Chief David Hale. Village Solicitor Chris Conard was also present.

ANNOUNCEMENTS

Wintrow noted that Council would not respond immediately to citizen comments, but would respond at the end of the comment period.

Wintrow announced the following upcoming event:
Special Council Meeting for John Courtney Report: Portfolio Analysis and Rate Study, April 27th at 6pm in Council Chambers.

MacQueen announced a showing of "Clean Bin Project" at the YS Library meeting room on Tuesday at 6pm.

Housh announced the Yellow Springs Fiber Forum hosted by Springs-Net, set for April 25th, noting that the group is looking for as much public input as possible.

CONSENT AGENDA

1. Review of Minutes of April 6, 2015, Regular Council Meeting.
2. **Resolution 2015-14** Authorizing the Village Manager to Sign a Contract with Dayton Pool Management for the 2015 Summer Swim Season

Simms MOVED and Housh SECONDED a MOTION TO APPROVE ALL ITEMS ON THE CONSENT AGENDA. The MOTION PASSED 5-0 ON A VOICE VOTE.

REVIEW OF AGENDA

There were no changes made.

PETITIONS & COMMUNICATIONS

Askeland reviewed the communications received.

The Clerk will receive and file:
Joe Lewis re: Beaver Flow Device and Flooding Potential
Judith Hempfling re: Utility Policy
Sam Young re: Utility Policy
Teresa Dunphy re: Utility Policy
Courtneys re: Street Department
AJ Warren re: Skate Park
YS Fiber Forum
YSHI re: Open House
Gaunt Park Pool Passes
PAC re: Motorcycle Noise Signage
Ed Dressler re: Good Job Street Crew

On Line Only:
Mayor's Monthly
Ryan Ireland re: Library Programming for May
GCAOA re: Insights

PUBLIC HEARINGS AND LEGISLATION

First Reading of Ordinance 2015-05 Amending Section 1272.04 of the Codified Ordinances of Yellow Springs, Ohio to Increase Permit Fees. Simms MOVED and MacQueen SECONDED a MOTION TO APPROVE.

Yung explained that Planning Commission met on April 13, 2015 and voted unanimously to recommend that Village Council APPROVE the proposed text amendment with the findings that it is in compliance with Section 1280.02(a) of the Zoning Ordinance.

Yung stated that Village planning staff has been working on revising the permit fee schedule for zoning and subdivision permits. The permit schedule was last revised in 1993. Since then, the code has been moved from Section 11 of the Code of Ordinances to Section 12, and the entire zoning code was updated in September of 2013.

Yung noted Section 1280.02(a) of the Village Code of Ordinances, which highlights the decision criteria for a text amendment. Not all of the criteria need apply to the text amendment:

Yung noted that the proposed fee schedule generally raises permit fees by \$5 to \$10 for most applications. It clarifies and delineates the different types of permits the Village can issue and better accounts for covering staff time devoted to the permitting process. The fee increases keep the Village permitting fees much lower than other Greene County jurisdictions. The addition of a refundable development deposit will help ensure that the Village can cover possible engineering and other expenses related to development projects. The fee increases for Commission-based applications have increased to cover several things such as the Village's advertising expense for meetings, Village staff administrative costs and mailing costs. Yung then read through the fee schedule, noting changes.

There were no questions or concerns from those present.

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

First Reading of Ordinance 2015-06 Amending Sections 1040.02 and 1040.03 of the Codified Ordinances of Yellow Springs, Ohio to Assign Responsibility for Utility Delinquencies to the Owner of any Rental Property. Simms MOVED and Housh SECONDED a MOTION TO APPROVE.

Conard explained that he had provided the ordinance in a strikethrough format so that changes would be apparent.

Upon request, Conard explained the role of the Utility Dispute Resolution Board (UDRB).

Conard noted that the ordinance does not change much with regard to Village structure, but does shift responsibility for all utilities from tenants to property owners. He noted that implementation of the amended ordinance might create an enhanced need for the UDRB for a time.

Conard noted addition of a subsection (a), which makes reference to the Ohio Revised Code (ORC) section permitting the existence of the Utility Dispute Resolution Board, which has the power to set policy.

Conard noted that the maximum penalty for delinquency was changed to the maximum amount allowed by the state to eliminate the need for further change if state statutes are amended.

Vanzant described the process, noting her Utility Office Procedures information. She began by noting that the policy will not go into effect until the current renter or lease-holder leaves and the property is re-rented. She made note of account set-up, noting that utilities can be in either the tenant's or the landlord's name, as the landlord chooses. Level billing and payment agreements would be permitted, as long as the landlord permitted the tenant to place utilities in the tenant's name.

Vanzant noted that she has begun work with a new billing company, which will offer more flexibility and a faster notification period.

Vanzant went over delinquency procedures, noting that delinquency notices will now be sent out two weeks earlier than previously, giving the tenant and landlord more time to work with.

After a bill is delinquent without payment for a full month, a disconnect letter will be sent, giving the tenant seven days to make a payment. Vanzant noted that there will be no extensions once a disconnect letter is issued.

Once a disconnect letter is sent, the bill must be paid in full before reconnection can occur.

Vanzant noted as well that assessment to the property owner's taxes can now occur on a rolling basis, which gives the Village a better window to assess properties that may go into foreclosure.

Regarding utility disputes, Vanzant stated that the UDRB would be brought back into existence to settle disputes not able to be settled by the Utility Office.

Vanzant commented that the recently acquired grant funding for remote read electric meters will let pressure off of staff who will eventually be available to read water meters monthly, reducing the lag in that billing cycle.

Vanzant stated that her office will no longer permit sewer adjustments for water leaks that go down a drain, commenting that this past practice is too costly to continue.

Level billing is now put into policy form for electric—in the past this was not done on a monthly estimated basis. Vanzant stated that this will be based upon a 12-month estimate.

Payment agreements have been addressed in the policy document as well, and Vanzant explained that the new policy is based upon a documented hardship, and can only be given to the person in whose name the account is in. Vanzant detailed other aspects of this portion of the policy, all geared to tightening up the process.

Vanzant commented that her office had tried to make the new policies landlord and tenant friendly.

Bates noted that one change she and Vanzant had made to the policy document in past weeks is the ability for the tenant to have utilities in his or her name, which allows that person to access state and federal supports.

Housh followed up regarding level billing, gaining clarification that the level billing is based upon 12 months of that renter's billing.

Bates suggested a six-month estimate, for landlord convenience, to which Vanzant was amenable.

MacQueen stated that she had not received the ordinance until she arrived at Council table, and stated that she was confused as to what was the actual legislation. She objected to making any decision based upon information being received late.

MacQueen asked for clarification regarding winter disconnections, which were clarified by Vanzant. She was informed that it is not legal for a building without utilities to remain occupied.

Simms received clarification that a renter must file a complaint or dispute with the UDRB before the bill is due, since bringing a dispute should not be used as a way to gain time.

Housh asked that the role of Finance Director and that of the UDRB be clarified in the ordinance.

Conard commented that the UDRB would have the ability to set policy, and can empower the Finance Director to enact those policies.

Jo Dunphy commented that a number of money-saving procedures have been suggested, and asked that the Village wait one year to see whether these would be effective before enacting a policy change.

Sheila Dunphy Pallotta seconded the request of Jo Dunphy.

Michael Kreitzer asked for the policy document to address when a tenant goes onto a payment agreement, and asked for specific criteria under which a payment agreement is entered into.

Sam Young alleged that Council had sought input from the "three largest water users" before moving forward with a decision water softening, and questioned why that was not done for landlords in this situation.

Basing his information on a recent YS News article, Young alleged that the Village had spent upwards of \$600,000.00 to benefit the three largest water users in the Village at the expense of all other business owners. Young wondered why "three businesses were selected for public funding" and chided Council for "creating a climate of uncertainty."

Young stated his belief that property investments would decline in value, stating that the Village needs to increase its advantages over neighboring communities, and alleged that property sales would drop. He asked again whether this practice was legal.

Young requested that Council address the difference between commercial and residential users in the policy.

Dino Pallotta stated that increases are to be expected in any business, and that those are finally passed along to the end user. He argued that in enacting the policy holding landlords accountable, some cost will be passed along to tenants, which will create a lack of affordability.

John Hempfling stated his agreement with Pallotta, commenting that landlords are not as risk tolerant as the Village, and will pass the risk on to tenants. He stated that Black Lives Matter Miami Valley is opposed to this policy change.

Vanzant addressed citizen questions, first stating that she would like to collaborate with others on creating the criteria for payment plans, and stated that her initial thought was that they would be permitted for situations such as death in the family, serious illness and the like.

Vanzant detailed her intent with regard to landlord notifications for payment agreements, and noted that she is open to other suggestions.

Vanzant noted that the Village does not differentiate between residential and commercial users, and never has done so.

Wintrow responded to Young's comments regarding meetings with large commercial users, stating that this was not a Council meeting, and that it was based upon an open invitation from the Village, and both small and large users were present.

Wintrow stated that the policy is legal, under Ohio Revised Code.

Young asked why landlords were not asked to a forum akin to that on water softening, and stated that paying \$600,000.00 for water is a subsidy for the largest users, accomplished on the backs of all other users.

Wintrow stated that softening will benefit all landlords, as well as the Village as a whole, in that softer water will lengthen the life of infrastructure overall.

MacQueen stated that there had not been the opportunity to engage in deliberative discussion, which had added to adversity, in her opinion. MacQueen stated that she had not previously spoken to a landlord, and that a chance conversation with a landlord over the weekend had opened her eyes to new perspectives.

MacQueen commented that she was uncomfortable with the ordinance as having been difficult to understand in the time given to read it, stating that she had not seen it prior to her arrival at Council table.

Wintrow stated that Council had directed staff to be aggressive in formulating a policy and bringing it before Council, and asked that Council accept that responsibility.

Bates stated that she and Vanzant have responded to every landlord who has been in contact.

Askeland spoke to the difficulty of the legislation, and stated that she did follow a landlord-responsibility policy when she was a property owner. Askeland praised staff for the comprehensive approach taken to the policy change.

Askeland commented that she has held concerns that many of the communities who hold landlords accountable for tenant utilities do not have electric as a utility. She stated her concern as well for the pressure on commercial landlords.

Askeland commented that perhaps the Village does need to accept the burden overall in an effort to provide more affordable tenant housing.

Askeland expressed a higher level of discomfort with the change in policy than in the past, and asked whether it might be possible to enact other measures first and save the landlord responsibility issue as a last resort.

MacQueen commented that staff has been proactive in identifying concerns and addressing them.

Bates commented that while Vanzant had pointed out one new aspect of the policy, all the other aspects of the policy written by Vanzant have been in place for some time, but had not been put into a policy format.

Bates stated further that she had spoken to John Courtney, who has stated that all of his communities who are electricity providers employ a landlord responsibility policy.

Yung responded to the concern regarding economic development, stating that Hamilton, Ohio has just experienced a major investment in their downtown, and they do hold landlords responsible.

Wintrow asked Yung to determine whether Hamilton has its own electric utility, stating that electric is a concern for her in this decision.

Wintrow responded to Askeland's comment regarding absorption of risk, stating that for her, the issue was more a matter of community values supporting more lower cost housing or that may have a detrimental effect economically.

Askeland expressed objection to the fact that the landlord has control over whether or not the tenant can access assistance programs.

Bates commented that the deposit will shift from Village to landlord, and the Village will provide utility estimates to landlords.

MacQueen suggested tabling the matter. Both Wintrow and Simms asked that the vote move ahead.

Wintrow asked for more definitive information on AMP communities that have electric utilities and whether they hold landlords accountable, and how that is delineated in leases. She asked further for information on whether commercial properties are treated differently and, if so, how. Wintrow expressed that she would vote öyesö, but that she needs further information before she makes a final decision.

Wintrow CALLED THE VOTE, WITH A RESULT OF 2-1-2 (Simms and Wintrow- Yes; Askeland-No; MacQueen and Housh-Abstain).

The result generated some confusion, with Council and the Solicitor questioning whether the vote was a önoö or a öyesö.

Askeland noted that the abstentions were due to lack of time to consider the legislation, and suggested having another first reading at the next meeting.

Wintrow suggested giving the legislation three readings, and opined that the vote had been as öyesö as a 2-1 vote. Council as a whole agreed to the three-read process.

Reading of Resolution 2015-15 Authorizing the Village Manager to Enter into a Settlement Agreement and Wholesale Distribution Service Agreement with Dayton Power & Light Company and Declaring an Emergency.

Bates commented that the final agreement was far better than the original amount, and was a better outcome than she had anticipated. Bates noted that cost could be further reduced by having the Village reduce electricity usage on the week assigned by DP&L to determine peak costs.

Paul Abendroth received clarification that the contract in question is for energy delivery, not for the energy itself, in the resolution at hand.

Simms MOVED and MacQueen SECONDED a MOTION TO ENTER INTO A SETTLEMENT AGREEMENT WITH DP&L. Wintrow CALLED THE VOTE, and the MOTION PASSED 5-0 ON A VOICE VOTE.

Reading of Resolution 2015-16 Authorizing the Village Manager to File an Application with Nature Works for Grant Funds. Simms MOVED and Housh SECONDED a MOTION TO APPROVE.

Bates explained that Chrisbell Bednar had contacted her on Wednesday, April 15 and asked for the information for a possible grant due May 1 through the cooperative agreement in place in Greene County.

Bates stated that the funds will be used to pay for new playground equipment at the Bryan Center toddler playground.

There being no questions or concerns, Wintrow CALLED THE VOTE, and the MOTION PASSED 5-0 ON A VOICE VOTE.

CITIZEN CONCERNS

Henry Myers brought up the matter of a regressive income tax, opining that Yellow Springs's tax system is not fully supporting the Village.

Mario Basora, Superintendent of YS Schools, announced the School Levy, which will be the only levy on the ballot, for May 5th, and urged voters to participate. He noted that this is a renewal, not an increase in taxes.

SPECIAL REPORTS

Melissa Vanzant re: Monthly Finance Report. Vanzant provided detailed information for her first quarterly review. Vanzant noted that because the year is only one quarter in, expenditures will be skewed due to encumbrances, but noted that expenditures overall are on track.

Vanzant noted that she has set up an unclaimed funds fund, and will publish that list, post it on the yso.com website, and will update it monthly.

Vanzant brought up the issue of remote read meters, noting the grant that she and Johnnie Burns had recently received. Vanzant noted that recipients are given only 90 days from receipt of funds to purchase the meters, and the funds were deposited recently. Vanzant asked, therefore, for the additional funds needed to complete the project in its entirety.

Wintrow received assurance from Burns that he will be able to perform the work needed in order to implement the change-over to remote-read meters for the entire Village.

Johnnie Burns spoke in regard to Alamon's progress in assessing Village electricity poles. He noted that pole inspection was not performed regularly in the past, and that there are many poles in need of replacement (10% at present).

Askeland MOVED TO ACCEPT THE QUARTERLY REPORT AS WRITTEN. Housh SECONDED, and the MOTION PASSED 5-0 ON A VOICE VOTE.

Environmental Commission Report re: Climate Change and Yellow Springs. Duard Headley presented a PowerPoint focusing on global warming and potential impacts not only globally but specific to the Village. He concluded with recommendations regarding steps towards mitigating those impacts.

Headley stressed the strong base of support and high level of positive involvement at all levels in the Village. He suggested to Council that the Village get on a timeline for production of a climate action plan, and asked what Council would like to see from the Environmental Commission next.

Headley noted that the Village has the electricity/energy picture in good shape, and suggested continued efforts regarding renewable energy, support for local efforts, and incorporation of climate considerations in all Village activities.

In response to a question from Simms, Headley stated that a comprehensive plan takes about two years to fully develop. He noted, however, that many of the components needed are already in place, and stated that the Environmental Commission can come back with a realistic timeline.

Askeland pointed out actions possible to mitigate flooding issues.

Wintrow suggested the topic as appropriate for a work session.

MacQueen noted that the initiative for the action is coming from the ground up, rather than top down, which is in itself an advantage.

Housh suggested continued and strengthened collaboration between the Environmental Commission and the Yellow Springs Resilience Network.

MacQueen was asked to report back on progress at the May 18th Council meeting.

Energy Board Report on Community Solar. Dan Rudolf of the Energy Board presented information on community solar options. Rudolf outlined utility-owned, special purpose entity and individually-owned panels as the available options.

Rudolf identified individually-owned panels as the best fit for the Village, stating that the method will work well with limited capacity for generation, but is scalable upwards if that becomes possible.

Rudolf noted that regardless of the decision regarding direction, the ordinance establishing net metering needs to be changed so that individuals can own panels, and so that line charges and production credits can be more clearly established.

Rudolf stressed the urgency of a decision, based upon expiration of Renewable Credits (RECs) in 2016.

Rudolf pointed out a number of areas not addressed in the current ordinance, particularly that of virtual net metering.

Rudolf stated that the Energy Board suggestion is that the solar developer be responsible for any cost involved for needed software

Burns spoke to the matter, stating that the most significant factor from his perspective is the ability to regulate load. His suggestion is that the Village build its own solar array, which can be regulated and billed more readily and more comprehensively, including the option of õgreenõ accounts.

MacQueen stated that the plan makes sense, and she urged the Village to work with Energy Board to accomplish the goals of reduced usage and alternative, õgreenõ resources.

Wintrow commented that while solar energy is õsexyõ and is an easy goal to rally behind, more focus needs to be placed upon existing programs and the work of increasing efficiencies.

OLD BUSINESS

Proposal for Channel Five Employee. Bates stated that she and Council member Housh had met with Susan Gartner to discuss the Station Manager position. Susan has volunteer experience at the station. Susan has agreed to a short-term (5 weeks, 20 hours per week, \$15.00/hour) contract as Station Manager. During this time, she will not only perform the duties of Station Manager, but will also keep data to help determine whether the allotted time is adequate for the duties. Susan may or may not wish to continue in the position at the end of the 5 weeks, but will in any case have information as to how to proceed to fill the position permanently. Filling this position for any period of time will require a supplemental appropriation, as the only personnel costs budgeted are for the Miller Fellow, and Bates stressed that funding would have to come out of the General Fund.

Housh noted the advantage of having Gartner come in to make an assessment of the position, and her work will provide valuable information for making a good decision.

Council as a whole expressed support for the hire and directed Bates to pursue a contract with Gartner.

Roles and Responsibilities Document Discussion. MacQueen gave some history regarding the document, noting that the language that some HRC members had objected to was changed, and that, with exception of minor editorial issues, the document is ready.

MacQueen noted that there are still persons objecting to signing the document, but that she does not see that as a significant barrier. Some of those persons had shown willingness to initial such a document.

Conard commented that there is no legal õyesõ or õnoõ, but that the document provides value as an explanatory document. He noted that the document does point out that a board or commission member is not permitted to represent the Village.

Conard commented that whether initial or signature, either signals that the individual has read and understood the document.

Conard commented that the document represents a best practice, and serves as a way for Council to assure that board and commission members are informed of expectations.

Simms asked for clarification as to whether the document should be signed or initialed.

Askeland suggested wording at the signature line to the effect that the signature was simply an acknowledgement of understanding that might mitigate the concerns of some of the board members.

Kate Hamilton stated that her suggestion had been that each bullet point be initialed. She stated that she refused to sign a document that was legally binding. She stated that she was unwilling to sign a document that Council would not sign. Hamilton stated that she had spoken with the Executive Director of the Dayton Human Relations Council, and stated that that body swears in its members.

Hamilton complained that she had been told that she represents the Village 24/7 and that she strongly disagrees with that.

Sue Abendroth wondered if commission members can be sued, or if the Village can be sued because of the actions of a board member.

Conard commented that any lawsuit would be more likely in the case of the BZA or Planning Commission, and that members would be covered by Village legal council. Conard stressed the unlikelihood of such a scenario.

Askeland noted that more than a quorum of members of a board or commission participating in an online discussion is a violation of Sunshine Law, and in that sense a member needs to be aware of his or her role 24/7. She noted that with the addition of her edit, she felt confident that a signature was not an undue burden.

Simms received confirmation from Conard that if a board or commission member refused to sign the document, they could be asked to relinquish their position.

Chrissy Cruz argued against the need to sign the document, stating that it is the job of the Council members to pick the right people.

Housh stated that his interpretation of Simms's position is that a board or commission member might need to remove themselves from service if they believed they were unable or unwilling to serve under the guidelines listed in the roles and responsibilities document.

MacQueen responded to Cruz's statement related to picking the right person, stating that final responsibility has to lie with the individual charged with serving.

Paul Abendroth commented that the document accurately describes the expectations of members of boards and commissions. Abendroth stated that if a member is unwilling to swear to the guidelines, it is the Council's job to remove that person.

Jessica Thomas argued that there should be a list of consequences and progressive disciplines. She insinuated that Council members themselves do not follow the guidelines, stating that she had seen groups of three or more Council members outside of meetings, in violation of Sunshine Law.

Conard responded, stating that Sunshine Law has nothing to do with the number of Council members who can socialize and applies specifically to the discussion of public business.

Askeland explained that the document is not an employment contract and is a list of guidelines. She expounded that all board and commission members and direct employees of Council serve at the pleasure of Council and can be fired at the will of Council. The document at hand, she said, merely acknowledges the expectations Council has of the individual.

Wintrow summarized the requested changes geared towards clarifying the expectations of the board or commission member.

Simms MOVED TO ACCEPT THE DOCUMENT AS AMENDED. MacQueen SECONDED, and the MOTION PASSED 5-0 ON A VOICE VOTE.

NEW BUSINESS

There was no New Business.

MANAGER'S REPORT

Bates reported as follows:

Joe Bates continues to work on the Consumer Confidence Report (CCR), which is required in homes and otherwise available by July 1 of each year. He hopes to have it in homes with the June bills. Joe's crew is also preparing for the high phosphorus season by cleaning and reinstalling the chlorine feed system.

Soil borings are now complete at the potential new site for the water plant. The Village is now entering the 30% design phase and is beginning meetings with the OEPA. Bates will be applying for OPWC funding in July and will keep Council posted on the progress.

Bates brought up the matter of the previously removed skate park steps, asking for Council direction on the issue. Council expressed strong support for replacement of the steps.

Home, Inc. will be landscaping the new home on Cemetery Street on Friday, April 17 and seeding the lawn soon after. They will have an Open House on May 1st from 5:30-7:30. Durst Brothers will be returning to finish grading, seeding and strawing from the Cemetery Street project this week or next.

Installation of the new library roof should begin mid-May, weather permitting.

Bates noted that pool passes go on sale May 1. There is no price increase, but the Village will be enforcing the requirement to have pool passes to gain entry to the pool. If a pass holder arrives without her or his pass, they will be required to pay the daily rate.

Bates announced a fundraiser for St. Jude's Children's Hospital to be held by the Montessori School on May 8th.

Bates announced that she will be training for the Susan G. Kommen 3-Day Walk for the Cure this year.

ASSISTANT VILLAGE MANAGER'S REPORT

Yung reported on a recent Planning Commission meeting as follows:

Planning Commission met on April 13 to discuss several items:

- Peaches Rezoning ó Currently zoned C-Conservation, the Planning Commission approved the rezoning from C-Conservation with Gateway Overlay District to B-1 Central Business with Gateway Overlay District. An ordinance is being prepared for the next Council meeting.
- Street vacations ó The Commission heard testimony regarding Antioch College's request for the Village to vacate two street Right-of-ways, E. Herman Street and E. North College Street.
 - E. Herman Street was tabled with the Commission asking staff to provide more information regarding the requested ten foot utility easement, runoff requirements from the EPA, and concerns regarding the possible expansion of the cul-de-sac for larger fire trucks.
 - E. North College was approved with conditions that Antioch and the Village reach an agreement on maintenance of the easement utility lines and maintain clearance and access for emergency vehicles. Staff is working with village legal council on drafting the documentation and agreement with the college. A more detailed report and legislation should be ready for the first May council meeting.
- Permit Fees ó Revisions to the fee schedule for permits and applications to both the Planning Commission and Board of Zoning Appeals. A separate report on this subject is included with this report.
- Minor Subdivision ó Samantha Eckenrode is requesting to subdivide her property at 1126 Livermore Street into three separate lots. The Planning Commission decided to take no action on

this issue which will allow planning staff to sign off on the lot split. The proposal met the Village's Zoning Code requirements.

Yung provided follow up on the ICMA Fellows, commenting that over the last two week staff has been working on finding lodging for the ICMA fellows. Initially ICMA was going to book room stays at local area bed & breakfasts but both parties found that many of the B&B establishments were already booked for May. Yung is currently working on finding local room stays, and asked for input from citizens.

Yung noted that he is continuing to develop the sidewalk report for the second May Council meeting. The focus is to look at case studies, cost and type of improvements and repairs, and also possible funding strategies for different options.

CLERK'S REPORT

There was no oral report given, although the Clerk did submit her annual 2015 goals.

STANDING REPORTS

Simms noted that he would need to speak with Bates about requests for further repairs at the Library.

Regarding CR, Simms stated that the group has requested that Ex Officio members not attend the next few meetings. That request has not yet been clarified.

Housh stated that the Charter Review Committee is on track to present at the June 1st Council meeting.

Regarding the HRC, Housh stated that he had announced his resignation at the last meeting due to time constraints, and MacQueen will take over that Commission as Council Liaison.

The Public Art Commission has developed a "pipe down" poster, and looks to Council for feedback and creation of the signs, which the PAC would distribute to willing store owners to post.

Upon request, Conard opined that the signs would be characterized as a public service and would be permissible for Council to produce.

There was brief discussion as to the impact of the signs if they are located within businesses patronized by bikers.

MacQueen asked whether Council had questions or concerns regarding her written report, and noted interest in the Dashboard Project on the part of Energy Board.

Housh noted that Kabbeh Davies has begun her internship with the Village, primarily working with the CAP and the HRC.

Wintrow noted that she had attended a Greene County Regional Planning meeting, and that the future of that board is uncertain.

Wintrow reported great success with Chambers' "Shred It Day".

FUTURE AGENDA ITEMS

Special Meeting with John Courtney 4-27-15

Second Reading and Public Hearing of Ordinance 2015-05

Second (of Three) Reading of Ordinance 2015-06

ACE Task Force Discussion Planning (5-4-15)

Ordinance 2015-07 Accepting Planning Commission's Recommendation to Rezone 104 Xenia Avenue from C-1 with Overlay District to B-1 With Overlay District (5-4-15)

Ordinance 2015-08 Accepting Planning Commission's Recommendation to Vacate East North College Street Between Livermore and Corry Streets (5-4-15)

May 18 WORK SESSION 6pm

Roles and Responsibilities Document Discussion

Sidewalks Policy Discussion (5-18-15)

Charter Review Commission Report (6-1-15)

Discussion Regarding Amending Tap-In Fees
Recommendation from Planning Commission Re: Amending Zoning Permit Fees
Direction for Economic Sustainability Commission (AVM)
2016 Tax Budget (7-6-15)
Bi-Annual Goal Review (July)

EXECUTIVE SESSION

At 10:55, Simms MOVED and Housh SECONDED a MOTION TO ENTER EXECUTIVE SESSION For the Purpose of Discussion of Potential Litigation. The MOTION PASSED 5-0 ON A ROLL CALL VOTE.

At 11:18pm, Simms MOVED and Askeland SECONDED a MOTION TO EXIT EXECUTIVE SESSION. The MOTION PASSED 5-0 ON A VOICE VOTE at 11:18pm.

ADJOURNMENT

At 11:19pm, Simms MOVED and Askeland 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