

**CLERK'S JOURNAL OF THE REGULAR SESSION OF THE COUNCIL
OF THE CITY OF EATON, OHIO, HELD IN COUNCIL CHAMBERS
OF THE MUNICIPAL BUILDING, AT 7:00P.M., ON MONDAY, AUGUST 20, 2007**

Mayor Robert Stonecash called to order the regular meeting of the Eaton City Council on Monday, August 20, 2007, at 7:00 p.m., in Council Chambers of the Municipal Building. Following the pledge to the flag, the Deputy Clerk called the roll and found the following to be:

Present: Joe Renner
David Kirsch
Ben Maffett
Gary Wagner, Vice Mayor
Robert Stonecash, Mayor

Absent: None

MINUTES

Councilman Renner moved to approve the Clerk's Journal and to accept the tapes as the official minutes for the regular meeting of July 16, 2007 and to acknowledge the July, 2007 financial reports. The motion was seconded by Councilman Maffett passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

APPEARANCE OF ALICE MCMANN

Alice McMann, Director of the Preble County Council on Aging, was present to review current activities and services of this organization and to ask Council's input toward their strategic 5-year plan.

APPEARANCE OF JANET CRELIN

As discussed in recent months, Janet Crelin, United Way Director, wished to place 'Born Learning' signs in one of the City parks. It is anticipated that Water Works Park will be re-structured following the removal of the one water tower. With that change, it is also planned to move the recreational area closer to Park Avenue; also, a small walking track would be constructed in this new area. With those changes, it was agreed that these signs, which will reflect the Farm Bureau as well as the City of Eaton on them, will be located there.

REPORT FROM PUBLIC MAINTENANCE SUPERVISOR

Building Inspector Jim Ankrom reviewed recent topics of the Building Department.

OATH TO THE AUDIENCE

The oath was administered those who wished to speak during the public hearings.

ORDINANCE 07-09

This ordinance adopts both the preliminary and final applications for the planned unit development at 750 South Barron Street as applied for by AMD, Inc and presented by Stephen Pope. The public hearing was opened. Mr. Pope reviewed the proposal and the public hearing was closed. At their July meeting, Planning Board voted 7-0 favorable recommendation on this application.

Councilman Kirsch moved for the first reading of Ordinance 07-09, by title only. Councilman Wagner seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

Law Director Jill Allen read Ordinance 07-09, by title only

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ORDINANCE 07-10

This ordinance adopts both the preliminary and final applications for Section 5 of the Meadowbrook Estates Subdivision as applied for by Frizzell Construction and presented by Brad Kramer. The public hearing was opened. Mr. Kramer reviewed the details for this section and the public hearing was closed. At their July meeting, Planning Board voted 7-0 favorable recommendation on this application.

Councilman Renner moved for the first reading of Ordinance 07-10, by title only. Councilman Kirsch seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Wagner, Stonecash (4)
Nays: None (0)
Abstain: Maffett (1)

Law Director Jill Allen read Ordinance 07-10, by title only

ORDINANCE 07-04

This ordinance amends the zoning of four properties at 1737, 1739, 1743 and 1747 North Barron Street from 'R-1A' Single Family Residential to 'C-1' General Commercial and has been tabled since June with some issues needing to be resolved. The agent for the applicants, Brad Kramer, would like to proceed with this item.

Councilman Wagner moved to remove Ordinance 07-04 from the table. Councilman Maffett seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

An agreement with the four property owners has been signed that will assure a minimum number of accesses onto Barron Street, should this area develop commercially. It was noted that there will be two properties, 1727 and 1731 North Barron Street, that will remain as 'R-1A' zoning.

Councilman Wagner moved for the second reading of Ordinance 07-04, by title only. Councilman Kirsch seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

Law Director Jill Richards read Ordinance 07-04, by title only.

Councilman Maffett moved to adopt Ordinance 07-04. Councilman Wagner seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

RESOLUTION 07-31

The annual road salt contract expires October 31, 2007. Bids were solicited and opened on August 14, 2007. This resolution the one-year contract beginning November 1, 2007 to Cargill Incorporated Deicing Technology, North Olmsted, Ohio 44070, in the amount of \$52.50 per ton.

Councilman Maffett moved for the adoption of Resolution 07-31. Councilman Renner seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

CITY MANAGER'S REPORT

- a. Andy Eddy reviewed the current status of the Black Water Plant improvements project and the construction of the new water tower was given. The water tower tank was raised on Saturday, August 18, 2007.
- b. Project Manager Joe Ferriell is absent from this meeting tonight due to his required attendance at an Issue 2 meeting at the Engineer's office for the Washington-Jackson Road Project.
- c. Chief Romeo discussed two recent drug busts in the City.
- d. Chief Royer is also absent from this meeting tonight due to his attendance at the Executive Fire Officer course he is finishing in Maryland. The dual certifications of Fire Captains Bradford, Quinn and Smith were discussed as well as the receipt of a \$7,000 grant. The possibility of conducting a 'cadet' program when the consolidation is complete was discussed.
- e. Local reporter for the Dayton Daily News, Shirley Belcher, recently interviewed for information on a story regarding Seven Mile Park.
- f. Upcoming changes to the Public Record Law and the required training was discussed.
- g. The annual car show downtown will be this coming Saturday, August 25.
- h. The flag as requested by Katie Burns and discussed at the July Council meeting will be placed behind the brick structure at the Bicentennial park.

OLD BUSINESS

- a. None.

NEW BUSINESS

- a. Michelle and Darrell Buckley were in attendance; Michelle is preparing to open a new photography business downtown.

EXECUTIVE SESSION

Councilman Renner moved to adjourn to Executive Session to discuss legal and personnel matters with the Law Director who was present, City Manager and Finance Director. Councilman Maffett seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

Councilman Kirsch moved to return to regular session. Councilman Wagner seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

Mayor Stonecash announced there was no action taken.

ADJOURN

Councilman Renner moved to adjourn. Councilman Maffett seconded the motion which passed as follows:

Ayes: Renner, Kirsch, Maffett, Wagner, Stonecash (5)
Nays: None (0)

Marsha Channon *Robert G. Stonecash*
Deputy Clerk of Council Mayor

Approved as to form *Glenn Allen*
Director of Law