

The October 23, 2007 meeting of the Newtown Village Council was called to order at 7:30 p.m. by Mayor John Hammon, who led the Pledge of Allegiance to the Flag.

**Councilmembers:** Curt Cosby Mark Kobasuk  
Doug Evans Debbie McCarthy  
Tracy Hueber Ken Pulskamp

**Mayor:** John Hammon  
**Solicitor:** Doug Miller  
**Fiscal Officer:** Keri L. Everett  
**Chief of Police:** Tom Synan  
**Street Commissioner:** Charlie Siegel (absent)  
**Fire Chief:** Tom Driggers

**Part-time Police Officers:**

**Ms. Hueber made a motion to hire three part-time police officers: Ken Barg, Fred Smith and Michael Wedding. Mr. Kobasuk seconded the motion. All Aye. Motion Carried.**

Mayor Hammon performed swearing-in ceremony for Ken Barg, Fred Smith and Michael Wedding. Council welcomed the gentlemen to the Village of Newtown.

**Police Chief Synan:** We changed the hiring process this time and added a physical fitness requirement. We had twenty-three people apply and sixteen only showed up for the physical fitness test and six passed. The test wasn't necessarily difficult it, it involved more heart and effort. These guys didn't give up on the test and that is what we were looking for. You have high quality people here that are actually dedicated not only to the process, but to your community. They also did a ride-along with our FTO and gave some scenario questions and how they would respond. I am very proud of these people; they will definitely fit in here.

**Mr. Kobasuk:** What does the fitness test include?

**Chief Synan:** We did a 1.5 mile run; it is from the State of Ohio. I don't know if my age group could do it. They also had to do push-ups and sit-ups. This past Saturday, we did more of a team building thing for our full-time people. They full-time people volunteered to take the S.W.A.T. physical fitness test, which is a mile-long obstacle course. They wanted the part-time people to know that we wouldn't ask them to do something that we wouldn't do. Unfortunately, one person was injured.

**Resident David Brinker:** 7211 Ivy Way, Ivy Hills Reserve. When the developer planned the subdivision, he planned out the roadways and utilities and for whatever reason the plans were changed. The result is behind house is a fire hydrant that serves no purpose. Initially, the developer told me they would remove the fire hydrant and move it closer to the roadway for better accessibility. The developer pretty much reneged on what he had previously said and said the fire hydrant would now stay. I'm here hoping council will assist me in getting this fire hydrant removed. I did talk to the fire chief and he said the fire hydrant serves no purpose. They will not inspect the fire hydrant, service it or maintain it. As a homeowner, I'm concerned if I will be liable for the fire hydrant. In the three years I have lived there the fire hydrant has been serviced once. According to the research I have done, before the village accepts that subdivision there are certain inspections that need to take place. And currently, the village has not accepted the subdivision. I'm asking for the village to back me up and go to the developer and tell him he needs to do things the right way. The fire hydrant serves no purpose so why should we as taxpayers have to service and maintain the fire hydrant. I understand it is a money-issue and I'm not asking you to dig up all of the water lines in that easement area. I did contact CWW and spoke with their engineers and they are currently researching the problem to see if it could just be capped or if you have to actually go in and dig up all of the pipes.

**Mayor Hammon:** We have contacted our engineer. They have gone through the punch list and walked through it already for the paving. As I know of, it is not scheduled. He noted it and will bring it up to them the next time they meet.

**Solicitor Miller:** Is it on your property or is it in some common green space?

**Mr. Brinker:** I'm not sure; I'll probably need to have a survey done. It is close. If it is on my property, according to the fire chief, it is my problem since they are not going to maintain and service it. If it is in the common area it will be the homeowner's association's problem, according to the fire chief.

**Mr. Evans:** Who did you talk to with the developer?

**Mr. Brinker:** Gallenstein is the developer and I talked to his assistant. Initially, I had talked to Paul and since we have been having homeowner association meetings he had said he would take the hydrant out. He has now reneged and said it will stay. He did put a new fire hydrant in closer to Miljoie that is more accessible for the fire department, but he failed to go back and remove the other fire hydrant. I've been currently working with Paul's assistant.

**Fire Chief Driggers:** When the developer was first approved by the village and zoning, he was required to put these utilities in before beginning construction. There was a street that was originally supposed to go along this greenway and the fire hydrants were there for that purpose. Apparently, Towne Properties sold the development to Gallenstein and Gallenstein redesigned the configuration of this and had additional construction done to the south. Because of the code, we required Gallenstein to put a fire hydrant accessible from Miljoie Drive so we could adequately provide fire protection to the newer buildings. We gave them a choice to relocate the fire hydrant, which he is referring to, out to the street or branch off of the water main and put in a new fire hydrant. It was more cost-effective to put in a new hydrant then to excavate the other one and extend it out to Miljoie. They satisfied the fire-code requirements in putting in the new fire hydrant. Because these other hydrants are not on the public right-of-way and they are not

accessible to us or any other fire department, we don't want to touch it because of the liability that is associated with it. They are not accessible; they are not usable and not practical. I am not an attorney, but I believe it is the responsible of the developer to remove them if there is a cost-issue involved. I don't believe it is a village issue. It certainly isn't a fire department issue. It is not just one hydrant; there are two. They are spaced about 300 to 400 feet apart; both are in this green space. They are on an active water main because they provide domestic water to those condominiums that are adjacent to these fire hydrants along that strip. I have a meeting with CWW this Friday at 10:00 a.m. They want to do a site-visit and look at the situation, but I don't believe they will take responsibilities other than to say they don't serve any useful purpose. That is the whole issue in a nut shell and if it comes down to removing them from just a practical standpoint. We're never going to use them.

**Solicitor Miller:** Chief, is it a problem with them being there? Do they cause a problem?

**Chief Driggers:** Not to us; I would just think years down the road if one were to develop a leak through the watch valve, which is the shut-off valve, it could do damage to the property.

**Solicitor Miller:** Would that also possibly occur if you cap it and take it out?

**Chief Driggers:** I would think that would be the most logical thing to do is to cap the main where that hydrant attaches. It is a common practice to remove a hydrant and cap it off and then just fill over it. Since it is shut off at the valve it isn't likely to get past the valve.

**Solicitor Miller:** As far as you are concerned, it is not actually hurting anything.

**Chief Driggers:** No.

**Solicitor Miller:** But potential for liability or an eyesore I would presume.

**Chief Driggers:** Yeah, down the road. When I spoke with Mr. Gallenstein's assistant, when we had them put the new hydrant in on Miljoie I asked why they were leaving those hydrants. One of the options we gave them was to put in a road. Obviously, that wasn't a viable option, but we didn't care as long as we could get to the fire hydrant. We didn't care as long as we could get to the fire hydrant. It was more feasible to put in a new hydrant.

**Solicitor Miller:** You can't actually get to these? They are out in the yard?

**Chief Driggers:** We cannot get to these without dragging hose 100 feet or so off of the street, probably in the dark, most likely in inclement weather. We surely wouldn't take a fire truck to hook up to these hydrants because you wouldn't be able to get a tow truck to get it out. It is not a practical location since the development has been reconfigured and these hydrants were already in by then.

**Solicitor Miller:** They were in when it was reconfigured?

**Chief Driggers:** Prior to.

**Solicitor Miller:** I would suggest we just tell Bruce don't approve it until they take it out.

**Mr. Cosby:** The liability is going to fall back on us, the expense or otherwise.

**Solicitor Miller:** I don't know that that is true.

**Chief Driggers:** I don't know where the legal issue is.

**Ms. Hueber:** Well, there is just no reason to have them.

**Chief Driggers:** But, neither one of use are attorneys. I don't know if the village can make Mr. Gallenstein or their company remove them at their expense; before you accept the roadway.

**Mayor Hammon:** We can't make him; but, we certainly can withhold the approval of the acceptance of the roadway.

**Chief Driggers:** I would say if you did that that is making him do it.

**Mayor Hammon:** Personally, I would go to Ryan Homes where you bought from and talk to them and talk to Paul Gallenstein and we could certainly do our part.

**Mr. Brinker:** I talked to the engineers with CWW and the village's engineer and according to what they are telling me that before the village accepts the subdivision, the roadways and utilities have to be approved and if they are not meeting the demands of the village you can call the bonds. By calling the bonds makes them appropriate adjustments.

**Mayor Hammon:** Bruce has been notified.

**Chief Driggers:** It is a legitimate request from the homeowner's association to have these hydrants removed. It would be a practical thing to do.

**Joe Motz, Resident and Newtown Business District:** The end of August, we formed an ad-hoc group and meet the first Tuesday of each month. We have had good sessions at the Main Street Café and address things we can do to help bring attention to Newtown. Newtown is a crossroads to so many of the directions that people go back and forth. As a business community, we are trying to get the rest of our businesses to raise the bar and beautify the sites to attract people to our community. We have been working on our "Holiday" season activity and we're proposing to do a "Light up Newtown," a holiday fest December 8<sup>th</sup>. The main theme will be a wagon-ride that will take participants through the village. MVCA has donated the use of their spot as a starting and ending point. Rob, Newtown Feed has donated his facility as a center for activities. We're hoping to attract a lot of people with kids and creating a holiday-theme center in that location by the Newtown Feed where they can do a few things: pot miniature trees and paint the pots, face painting, hot cider and hot chocolate. There will be a tree immediately behind the nativity scene in the Newtown Mini Park that will be lit up. We discussed moving the thoroughfare over to the south side of SR 32 so traffic could continue to go both ways, but maintain a coned-off section that will take us down Main Street into Leonard Street to include that side of the community. This will go from 4:30 p.m. to 8:30 p.m. We think we will have broad participation; we have schools that are going to do caroling. The majority of the whole thing is a volunteer effort. The wagons, tractors and such are volunteers. The Christmas tree and face painting are volunteered. We are asking council for assistance with the insurance for the event. We would need to piggyback off of the nativity scene with the Civic League for the electric use.

**Mayor Hammon:** I had talked to Tom and suggested they cone off Main Street. Tom is concerned about safety features.

**Chief Synan:** I think we need to include some officers, especially with it getting dark earlier. My experience with Church Street is we had all kinds of signs and cones and people still went around them. Having officers assist with traffic out there on top of cones and having an officer with at least the rear deck lights behind them to give motorists a little more warning coming up on them.

**Mr. Motz:** We are also planning on a banner in the same location on Main Street where they put the one for the 5K. We're looking at privately funding that or that is another area if council wants to participate. The banner will cost from \$700 to \$1,000.

**Mr. Evans:** Is it a holiday event?

**Mr. Motz:** Holiday event.

**Mayor Hammon:** We've had a discussion about that.

**Mr. Evans:** I'm just making sure.

**Mayor Hammon:** Keri sent information to the insurance company; we just asked about the ride. That is where our liability would be. If we want to do it, there is a minimal premium charge but there will be certain requirements. The insurance company will require that the equipment be inspected before they get involved.

**Ms. Everett:** Their first comment back was asking the farms to use their insurance. They did say if we wanted for us to hold the insurance that I needed to list everybody involved. They will have to come out to inspect and they have the right to reject.

**Mayor Hammon:** Chief Driggers, I don't know if it was your business or the fire department that pledged to pick up some of the insurance cost.

**Chief Driggers:** It was mine. Realizing it could put a little dent into my personal checkbook, I went back and talked to one of the officers of the association, which we have and is not part of the fire district funding, but a social, benevolent bank account that we have that we raise money from the fish fry and that sort of thing. They have already agreed to split the cost. I can find maybe one other sponsor that would make it even an easier financial transaction. Today, I called the person with the insurance broker that we deal with for the fire district and we're going to get together tomorrow to talk about event-insurance, liability exposure and that sort of thing. We'll have more detailed information before your next council meeting. I would love to donate a reasonable amount of money to make sure this event is successful for the village. With the association and myself, I think we'll handle this.

**Mr. Motz:** The purpose was to come and update; at this time, we are focusing on this event and will periodically come and apprise council of the kinds of things the business-advisory team is talking about. We're talking about theme efforts in the spring relative to flower boxes and other ideas to help raise the curb appeal in front of the businesses. There has been a lot of enthusiasm; it's been fun to be part of it.

**Mr. Kobasuk:** You're working a lot with Catherine Fitzgerald with HCDC?

**Mr. Motz:** Yeah, she has attended all of the meetings, yes and Kevin O'Brien has from Anderson Township and Jason Huber.

**Mr. Kobasuk:** Has she been adding a lot of value to your meetings, Catherine Fitzgerald, I have to consider renewing her contract and I'm trying to understand how much value she is bringing to the meetings.

**Mr. Motz:** She has in the census, businesses are entertaining looking at properties and investing in the Newtown area or in the county and what kind of tax ramifications there are and what the ramifications there are to taking a property that maybe hasn't been kept up as well as it should and improving that. She's been a helpful resource.

**Mayor Hammon:** Mark, I would say early on when they were trying to find a way to group this meeting; she would give input from her experiences she has been exposed to over the years.

**Mr. Evans:** Joe, it is good to see businesses clean up like you did with your place and making things look good. There are a lot of residents that come here and they appreciate what you've done and they are trying to get their neighborhoods cleaned up also. Everybody comes in here and wants to businesses succeed and their neighborhoods cleaned up and I think that is a good thing that you're doing. We don't want things the way they use to be; we want to move forward.

**Mr. Motz:** Thank you. It is a team effort.

**Mrs. McCarthy:** Joe, how are we letting companies know about these meetings?

**Mr. Motz:** There is a mass email that goes out.

**Mayor Hammon:** There are more than 100 companies that are invited.

**Mrs. McCarthy:** How were they invited?

**Mayor Hammon:** They were a letter. They were handed a flyer. They went door-to-door and they were sent a letter.

**Mr. Motz:** It goes out a week before the meeting. Relative to this event, kids from the schools are making posters that will be put in the local businesses, in addition to the banner. The insurance issue is the primary question we all have as how we can participate together on that.

**Mr. Pulskamp:** I asked Keri; we do have a community involvement line in our budget, I don't know what we have left in that line, for things like this.

**Mayor Hammon:** Let me say this, Catherine Fitzgerald did put the business list together for this. She went door-to-door, she took lists from the fire department and combined all of the lists and walked the town knocking on doors to get names.

**Mr. Motz:** We probably had 40-50 people at the first meeting and we continue to have 15-20.

### **Resident Sara Kneffle**

I am Sara Kneffle, also known as Aunt "B" in Newtown. I want to compliment the village that it is looking better all of the time.

- **Round Bottom Road & Riverhills:** I have a problem with the traffic light at Round Bottom and Riverhills. I think something happens to the timing cycling. It doesn't happen all of the time. Every once in a while, I'll have the green light to go straight ahead from River Hills and people will want to make that left-hand turn onto Main Street at the same time and they have to throw on their brakes and I have to throw on mine. I think somebody needs to take a look at the timing in those lights before we kill somebody.

- Center Island: I would like to know what is taking so long to beautify the island with that tree. I thought it was going to be a beautiful triangle there. Where is it?

**Mayor Hammon:** It will be probably in the springtime. Mr. Evans and I talked about it a year or so ago and tried to get charitable contributions. The way most villages are doing it is to have a foundation to partner with. We've been trying to create a foundation to take charitable donations. We're not quite there yet to be able to accept charitable contributions, but we hope to be able to do that soon.

**Mrs. Kneffle:** Thank you.

**Resident Dale Myers, Ragland Road (Handout)**

1. Drain at Harriet and Ragland: At the last council meeting, I believe the village was supposed to pay 25% of having that drain put in at Harriet and Ragland Road. I would like to show you these pictures and hope the village doesn't pay it. On the bottom of this picture, today water was going down to the edge of the new blacktop there and running across the road again. There is a puddle there, and that picture was taken October 8<sup>th</sup> after the rain and we still got a 30' puddle. I hope the village doesn't pay for that type of work.

**Mr. Evans:** They did this work after you came the last time.

**Mr. Myers:** Yes sir. They put the drain in and you can see the drain, the drain is set higher than the low spot on the road. Why pay for that type of work?

**Mr. Kobasuk:** Who did the work?

**Mayor Hammon:** Cincinnati Water Works.

**Mr. Myers:** I'm asking the village not to pay it until they do it right.

**Mr. Pulskamp:** Besides that area, is there any other area with standing water or does that fix most of it up until that 30' puddle?

**Mr. Myers:** That only fixes from 6922 going down to the lower end. We still have 500' of sidewalk where the water stands, that is going west. Going down the hill, coming west is just about handled, but the water goes below the drain and hits the one low spot and goes across the street. It needs to be fixed; if it starts freezing there will be ice across the road.

**Mayor John Hammon**

1. Executive Session: I'd like an executive session to talk about personnel benefits.
2. Building Commissioner Contract: You should have a resolution and a contract for Mike Spry. It's basically the same type of contract Mike had; we added a state requirement, Item 11. The hourly rate we agreed on is \$50.00 per hour. Mike Cornette was making \$67.00 per hour. The contract is for one year so you can do an evaluation in one year and do a multi-year contract with him.

**Mr. Pulskamp:** You're saving \$17.00 to \$18.00 per hour.

**Solicitor Miller:** The compensation of the contract is \$26,000.

**Mr. Pulskamp:** Based on a minimum of ten hours per week.

**Mayor Hammon:** Yeah, he is going to work more hours than Mike. We will save a little, but he will work three days a week, three, three and four. Basically, he is going to work a ten-hour week.

**Mr. Kobasuk:** Do you know what days he is going to work?

**Mayor Hammon:** No, we haven't set that. I'm guessing he will probably keep Mike's Tuesday and Saturday. The four hours come in on Saturday. Like with Cornette, Mike Spry will provide his backup from his own company and he will pay his backup. We did a contract with his corporation, instead of the individual.

**Ms. Hueber:** How long is Mike staying around?

**Mayor Hammon:** I would ask Mike to spend another month. He is very concerned with the transition and learning where everything is.

3. Property Maintenance Contract: Dick Weber's contract expires at the end of the year. Let me know if there is something you want to change. Dick has approached me and feels the twenty hours per week he is doing here is not needed any longer. I guess he is spending more time in court now than he has anywhere else.

**Mr. Evans:** He told you he doesn't need to come that much?

**Mayor Hammon:** Yes. He told me that he would like to reduce his reduce hours. He feels the spending a few hours here and not being real productive.

**Mr. Kobasuk:** What does he think he would need, ten hours?

**Mayor Hammon:** Yeah, we agreed and he would come in. I said we'll see how it goes as long as he can make one complete inspection of the village when he is here each week. Then I would accept it. He is aware of that stipulation. If you remember, we had discussed that once things were established we thought we would drift back with less time.

4. HCDC Contract: They could not be here tonight. I talked to Catherine and they will not do a "per hour" contract. They base theirs on projects and task-based, that when you hire them you hire them to do projects. Catherine said they thought the rate proposed is considerably less than what they would normally charge us. They have given some consideration for the financial well being of the village by coming down to \$500 a month. Catherine will be here at the next council meeting if you want her to. We meet once a month to discuss her accomplishments and what she wants to accomplish and what she would like for me to do. A lot of times she will talk about doing business-retention visits.

She can do a report for council; I don't think it is necessarily for her to come here all of the time.

**Mr. Evans:** It would be nice to have her come once a quarter.

**Mayor Hammon:** We had talked before about her coming out once a quarter.

**Mr. Evans:** I think she's done a good job and I think we need to continue with her. It would be nice to get council involved in her progress.

**Mr. Cosby:** I think we need to be shown a little more of what her accomplishments are.

**Mayor Hammon:** You've seen the property inventory. Copies of her projects have been distributed.

**Mrs. McCarthy:** I do agree with Ken and Tracy that with her keeping the ball rolling and keeping our name out there.

**Mayor Hammon:** I look at it that we have nobody out there selling this village, except her. She is our advertisement and our P.R. person right now.

**Ms. Hueber:** The thing of it is we can only develop so much, so we're only going to need to retain her for so long.

**Mr. Kobasuk:** John, has she brought in any tangible new business since she's been working on it?

**Mr. Cosby:** No.

**Mayor Hammon:** I can't answer that Mark. I do know that she met with the strip mall periodically and talked to them about their needs. There is a new restaurant there. I do know that UV Technologies, across from Wendy's is new. There are actually two businesses in there now.

**Ms. Hueber:** I think we should renew it; \$500 per month is no more than two hours worth of legal fees.

**Mayor Hammon:** Doug can draw up the resolution to hire her.

### **Mike Spry – Resolution to Hire:**

#### **Questions:**

**Mr. Kobasuk:** I take it Mike Cornette has gone over the duties of the Building Commissioner and has approved A-L.

**Mayor Hammon:** This is Mike's exact contract, except "L." The state now requires that we pay 1% of our permit fees to the state.

**Solicitor Miller:** You're actually charged that; it's kind of like a sales tax. If your permit fee is \$500, then you would charge \$505 and then you have to remit the \$5.00.

**Mayor Hammon:** Mike Spry would need to do the paperwork and Keri would cut the check. That is what item "L" represents.

**Mr. Kobasuk:** Doug, you've gone over this contract?

**Solicitor Miller:** I've looked at it and didn't notice "L" was different from Mike Cornette's.

**Mayor Hammon:** That is the difference, basically.

**Mr. Kobasuk:** We don't need to change anything else with the contract? Mike's contract was sufficient?

**Mayor Hammon:** Yes.

**Mr. Kobasuk:** How did you negotiate the rates?

**Mayor Hammon:** He made an offer; I made an offer. It probably was the rate that I was thinking of. His contract was based upon \$50 per hour for ten hours per week.

**Mr. Kobasuk:** He is okay with this arrangement?

**Mayor Hammon:** He has seen it and I have his signed copy, so if it is approved tonight I will sign it and he'll be hired.

### **Resolution for Building Commissioner Contract**

**Mr. Kobasuk made a motion to suspend the rules. Mr. Pulskamp seconded the motion. All Aye. Motion Carried.**

**Mr. Kobasuk made a motion to adopt RESOLUTION 32-2007 A RESOLUTION APPROVING A CONTRACT WITH MICHAEL R. SPRY FOR PROFESSIONAL SERVICES, DISPENSING WITH THE SECOND AND THIRD READINGS, AND DECLARING AN EMERGENCY. Mr. Pulskamp seconded the motion. Roll Call: Ms. Hueber-Yes, Mr. Pulskamp-Yes, Mr. Evans-Yes, Mr. Kobasuk-Yes, Mr. Cosby-Yes, Mrs. McCarthy-Yes. Motion Carried.**

#### **Mayor Hammon** (Continued)

5. Interconnect: The interconnect and traffic lights, you've seen the concrete work, there has been a lot of digging and basically that is going to be it for a while. The actual poles are on order. Bruce anticipates 60 days before they come in and the actual contract is supposed to be complete by springtime. It will be a little while before the lights are up. The lights should be like the ones on Main Street.
6. Healthcare Reimbursement Checks: We basically have said that we would cut the reimbursement checks from the healthcare to the employees every Friday. I would like for council to make a motion authorizing Keri and me to cut those checks, on a weekly basis.

**Mr. Cosby made a motion to approve healthcare reimbursement checks. Mrs. McCarthy seconded the motion. All Aye. Motion Carried.**

### **Fiscal Officer Everett**

1. **Resolution**: You have a resolution for a transfer.
2. **Meet the Candidates**: "Meet the Candidates Night" will be Thursday, November 1, 2007 at 7:30 p.m. at the MVCA in the high school gym. Gary Collins will be the moderator.

**Councilmember Tracy Hueber**: I have nothing to report.

### **Councilmember Ken Pulskamp**

1. **Property Maintenance Inspector**: Do we need to approve this contract for Dick Weber?

**Mayor Hammon**: No, that is for your information. I'll sit down and talk with him and come up with a rate. Let me know if you want anything changed so I can sit down with him.

**Ms. Everett**: This one is for a two-year. Do you want to do another two-year or by the year?

**Mr. Kobasuk**: Why do we do two years and not one?

**Mr. Pulskamp**: Because it was a brand new start Mark and we wanted some continuity with it. It took so long to get that process through and we knew in the beginning there would be a lot for the first couple of years.

**Ms. Hueber**: He's done a great job.

**Solicitor Miller**: I don't have a whole lot of contact with Dick, but what he brings into court seems to get resolved.

**Mr. Pulskamp**: We'll have that for next meeting?

**Mayor Hammon**: I'll talk to him.

**Ms. Everett**: I wanted to put it out because usually the last meeting in November and December are cancelled so I wanted to make sure this was done.

**Mr. Pulskamp**: (Continued)

2. **Mayor's Court Statement**: We need to pass these monthly statements to show that we received them for the auditor.

**Mr. Pulskamp made a motion to approve the Mayor's Monthly Statements for January 2007 through September 2007. Ms. Hueber seconded the motion.**

**Mr. Pulskamp made a motion to suspend the rules. Ms. Hueber seconded the motion. All Aye. Motion Carried.**

**Mr. Pulskamp made a motion to adopt RESOLUTION 33-2007 A RESOLUTION APPROVING A TRANSFER AND RECONCILING THE BUDGET AND AMENDING APPROPRIATIONS FOR CALENDAR YEAR 2007, DISPENSING WITH THE SECOND AND THIRD READING AND DECLARING AN EMERGENCY. Mr. Evans seconded the motion. Roll Call: Ms. Hueber-Yes, Mr. Pulskamp-Yes, Mr. Evans-Yes, Mr. Kobasuk-Yes, Mr. Cosby-Yes, Mrs. McCarthy-Yes. Motion Carried.**

3. **Newtown Business Council**: I had asked Keri to look at what we have in our Community Involvement line. We have approximately \$5,800 in that line. I'd like to make a motion for the village to pay for the banner.

**Mr. Pulskamp made a motion for the village to pay for the banner for the Holiday Fest/Light-Up Newtown 2007, not to exceed \$1,000. Mrs. McCarthy seconded the motion.**

### **Discussion**

**Mayor Hammon**: I will tell you they had \$600 pledged at the meeting this morning. You can either go partners with them or you can cover the cost.

**Mr. Pulskamp**: We've got a motion and a second and we're in discussion. I think the village should cover this and the \$600 can go towards maybe the insurance or electric fee, posters, etc.

**All Aye. Motion Carried.**

### **Councilman Doug Evans**

**Mr. Evans made a motion to accept Checklist dated 10/23/2007. Mr. Pulskamp seconded the motion. All Aye. Motion Carried.**

1. **Ragland Rd / Edith Creek**: I met with Charlie and Tony today and have looked at this creek a number of times. Tony cleans it out at every rain; he is going to make a better effort to go further up the creek to help prevent the stuff clogging the grates. In the spring, he may have to get it with a track-hoe. Until then, he is going to get the sticks and everything he is supposed to. He was very receptive and seems like a good guy to do the job with the village employees. It shouldn't take them that long.

**Councilmember Mark Kobasuk**

**Mr. Kobasuk made a motion to have a Second Reading on an ordinance to regulate the procedure for placing receptacles containing garbage and trash to be collected by the Village of Newtown's independent contractor and regulating the type and size of said receptacles. Mr. Pulskamp seconded the motion.**

**Councilmember Curt Cosby:** I have nothing to report.

**Councilmember Debbie McCarthy**

**Mrs. McCarthy made a motion to approve council minutes for 9/25/2007. Mr. Pulskamp seconded the motion. All Aye. Motion Carried.**

**Mr. Pulskamp made a motion to enter into Executive Session at 8:37 p.m. for personnel compensation. Mr. Cosby seconded the motion. All Aye. Motion Carried.**

**Mrs. McCarthy:** I would like for Keri to be involved in this.

**Council meeting reconvened at 8:40 p.m., no action to be taken as a result of council.**

**Mayor Hammon:** Council needs to set a budget for the holiday party.

**Ms. Everett:** If you could set a dollar amount and we'll work with options.

**Mr. Kobasuk:** To be candid, to go to the Ivy Hills Country Club is pretty nice, maybe too nice given our budgetary constraints. We have budget issues and we tell people we can't do this or that. I'm happy to meet you all here and eat some barbecued chicken.

**Mr. Pulskamp:** Mark, I agree. Last year, Becky and I talked about having it at Main Street Café.

**Ms. Everett:** Why don't you set a dollar amount?

**Mayor Hammon:** One thing I like at Ivy Hills is you have room to mingle and talk to people. You won't have that at Main Street. We had the large crowd last year because I invited everybody that volunteers on our boards.

**Mr. Kobasuk:** It's a beautiful evening. I like going, but I'm saying what the residents think about us spending all of this money on ourselves having a party. I just question it.

**Ms. Everett:** Why don't you set a dollar amount and we'll come back to council with options.

**Mrs. McCarthy:** John, can't we just give the eleven employees a check?

**Mayor Hammon:** I don't think that is the spirit of why you do it. It's a time for everybody to meet the family, spouses or whatever. It also gives back to the volunteers who give to the village. It is as much for the volunteers as it is for the employees.

**Mr. Evans:** Let's keep it at \$1,500 or \$2,000.

**Mr. Pulskamp:** Let's do it at \$2,000.

**Mr. Kobasuk:** I'm curious, what do the residents here think about it?

**Resident Dale Myers:** \$2,000 seems reasonable; \$4,000 is too much!

**Ms. Hueber made a motion to adjourn council meeting. Mr. Cosby seconded the meeting. All Aye.**

Transcribed by Becky Fairley