

VILLAGE OF MINSTER, OHIO
COUNCIL MEETING MINUTES
Tuesday, November 1, 2016

Council Meeting: Council convened at 6:30 p.m., in Council Chambers with six council members present: Tom Herkenhoff, Curt Albers, Nicole Clune, Craig Oldiges, Rick Schwartz, and Paul Enneking. Also present were Dennis Kitzmiller (Mayor), Don Harrod (Administrator), Jim Hearn (Village Solicitor), and John Stechschulte (Fiscal Officer). Mayor Dennis Kitzmiller called the meeting to order with the Pledge of Allegiance.

Attendance: Eric Adams (Evening Leader), Jared Mauch (Daily Standard), Brian Smith (Community Post), and David Friend (Police Chief). Also present Robert Seebach, David Hosey, Dan Dunlap, Jim Harting, John Poepelman, Bob Schnabel, Ben Baumer, Greg Stricker, Kathy Stricker, Ken Meyer, Mark Luthman, Todd Kitzmiller, Lynn Kitzmiller, Aaron Kitzmiller, Andrew Quinter, Sean Dorsten, Ned Sielschott, Dianne Sielschott, and Gene Will.

Approval of Minutes: T. Herkenhoff and P. Enneking motioned to approve the minutes from the regular meeting of October 18, 2016. Motion passed on five aye votes and one abstention by R. Schwartz.

Dannon Employee Entrance: A group of residents from the southeast portion of town attended the meeting in opposition to allow a new employee entrance along First Street. Todd Kitzmiller spoke for the group and wanted to clarify their position. He began by presenting a letter dated October 22, 2010 from Dannon requesting a "Conditional Use Permit" for the 22.703 acres. Todd highlighted some points.

- Dannon has an unwritten social responsibility to its neighbors.
- Will work to reduce the impact of a manufacturing facility situated next to a residential neighborhood.
- Commitment to manage the flow of traffic to the south away from First Street and the Village.
- Dannon is a business and it operates a production plant next to a very nice housing neighborhood. Dannon is committed to being the best neighbor it can be.

Todd mentioned the past statements and asked if they can trust the commitments? The claim is 50 cars now but how many later. He emphasized the need for separation from neighborhoods and business and asked for no access on First Street. Bob Schnabel spoke and referenced a meeting with the Jackson Township Zoning Board of Appeals and recalls statement by Mr. Bonifas that there will never be traffic on First Street. Don Harrod mentioned a public meeting at Dannon November 10, 2016 to discuss the issue and encouraged residents to attend. It is noted that this is not a Village public meeting. Todd asked if any building permits have been issued. Don responded there have been no formal plans submitted and no building permits issued. Mayor Kitzmiller thanked all for their attendance.

ORDINANCES & RESOLUTIONS:

Dannon Property Annexation: Dannon is located on State Route 66 and First Street and wish to annex approximately 22.723 acres east of Dannon along First Street. Ohio annexation laws provide for a special property annexation procedure when all parties involved consent. Under these special procedures an annexation agreement between the municipal corporation and any township involved must be approved. These annexation agreements may provide for the territory to be annexed; the

provision of services and improvements to the property and who is responsible; payment of services fees; payment in lieu of taxes; and changes in township boundaries among other items. In some instances, where the township and the community do not have a good working relationship getting both parties to agree can be challenging. In our situation, where we work closely with Jackson Township, the agreement can be fairly simple. The agreement is a mirror copy of the agreements developed by Jim Hearn and approved previously. As with those agreements, this agreement simply states that both the Village and the Township consent to the annexation; that the Village will provide services to the property upon annexation; that the Village is responsible for zoning the property; and that the Township will continue to receive the real estate tax revenue. C. Oldiges and R. Schwartz motioned for the 1st reading of **Ordinance 16-11-01** approving an Annexation agreement with Jackson Township Trustees. Motion passed on five aye votes.

Mutual Aid Agreement: Annually Council authorizes a fire protection mutual aid agreement between the Loramie Fire District and the Minster-Jackson Township Fire Department. The agreement is to provide service to properties located within McLean Township North of the North shore of Lake Loramie (Hegemann's Landing area) for a fee of \$14,975.00 as compared to \$13,477.50 in 2015. P. Enneking and C. Albers motioned for the 1st reading of **Ordinance 16-11-02** entering into a mutual aid agreement with the Loramie Fire District. Motion passed on six aye votes.

COMMITTEE REPORTS: None.

OLD BUSINESS: None.

NEW BUSINESS:

Purchases over \$3,000 Dollars: Council reviewed a list of invoices which were over \$3,000. Council has authorized the Administrator to purchase items under \$25,000, however, per the State Auditor; the purchases over \$3,000 and under \$25,000 require Council approval. T. Herkenhoff and N. Clune motioned to approve the invoices over \$3,000. Motion passed on six aye votes.

Annual Turkey Trot 5K Race: Curt Albers, representing the group organizing the 8th Annual Turkey Trot 5K race is asking permission to run the race on Thanksgiving morning with registration beginning at 9:00 am. C. Oldiges and T. Herkenhoff motioned to approve the route of the 5K race, provide police department traffic control to shut down those streets as necessary. Motion passed on six aye votes.

ADMINISTRATOR REPORT:

- Sarah Bertke has completed the nature area at the Four Seasons Park as part of her Girl Scout Gold Award project. The last phase of the project was completed the weekend of October 15th and 16th. We want to thank Sarah for all of her hard work in making this a wonderful addition to the Four Seasons Park.
- The work on Diamond Number 5 at the Four Season Park continues. The bull pens along the diamond are being installed and it is expected that the fence around the outfield should be installed shortly.
- On Saturday, October 22nd, there was an accident at the intersection of Southgate Drive and State Route 66. A semi-trailer overturned and struck a utility power pole. The power pole broke off and needed to be replaced. The replacement of this pole caused an extended power outage for the Dannon Company, and a couple of other industries being feed off the

southeast substation. The electric department worked throughout the day to restore power to these industries.

- The village will be changing out the catch basin grates at the intersection of Seventh Street and Main Street. These are the grates that were brought to our attention at the last meeting. The village will also be checking all of the other catch basins in town just to be sure that there are no other grates of this type.
- The Public Works Department has started crack sealing of various streets within the Village. We will continue doing so until the weather changes.

Invoices: R. Schwartz and T. Herkenhoff motioned to approve the invoices totaling \$792,688.34. Motion passed on five aye votes and one abstention by Curt Albers.

COMMENTS & CORRESPONDENCE:

P. Enneking and C. Albers motioned to adjourn at 7:07 p.m. Motion passed on six aye votes.

Dennis Kitzmiller, Mayor

John Stechschulte, Clerk

Recorded & typed by John Stechschulte