

**MINUTES OF THE REGULAR MEETING  
AMBERLEY VILLAGE COUNCIL  
MONDAY, MARCH 11, 2013**

The Council of Amberley Village, Ohio met in a regular session at the Amberley Municipal Building, 7149 Ridge Road on Monday, March 11, 2013 at 4:00 P.M. Mayor J.K. Byar called the meeting to order. The following roll call was taken:

<u><b>PRESENT:</b></u>	<u><b>ALSO PRESENT:</b></u>
Richard Bardach	Scot Lahrmer, Village Manager
J.K. Byar	Kevin Frank, Village Solicitor
Bill Doering	Nicole Browder, Clerk of Council
Ed Hattenbach	Chief Rich Wallace, Police/Fire
Tom Muething	
Ray Warren	
Natalie Wolf	

Mayor Byar welcomed everyone to the regularly scheduled meeting of the Amberley Village Council. He apologized to Vice Mayor Wolf and the residents for the way the February meeting was conducted. He then led those in attendance through the pledge of allegiance. Ms. Betty Whitaker then sang the National Anthem.

**MINUTES**

Mayor Byar presented the minutes of the following meetings: January 29, 2013, February 6, 2013, and February 11, 2013. He asked if there were any additional corrections or additions. Since there were none, Mayor Byar stated that the minutes stand approved.

**FINANCE REPORT**

Mr. Lahrmer presented the January, 2013, Finance Report (a copy of which is attached to these minutes). A summary of this report noted total general fund revenue for the month of January of \$334,358 while expenses equaled \$406,095. At the end of January, the unencumbered General Fund balance was \$1,129,179. The report was accepted as submitted.

**CITIZENS TO ADDRESS COUNCIL**

Diane Levine, 6770 Fair Acres Lane, expressed her interest in the Village utilizing signage to attract interest on its available properties. She also urged council to develop the North Site property before Amberley Green.

Al Lane, 7200 Fair Oaks, stated it is his expectation that council members study, research and inspect geographical items prior to committee meetings to ensure they are knowledgeable on matters discussed. He commented that the meeting times are inconvenient. He also expressed his preference for having the stop sign at Fair Oaks modified to include a red arrow symbol to assist drivers.

**LAW COMMITTEE**

Mr. Bardach presented and conducted the third reading of Ordinance 2013-02, Ordinance Revising Procedures for Enforcement and Abatement Nuisances and Violations of the Property Maintenance Code. Mr. Muething moved to approve Ordinance 2013-02, seconded by Mr. Hattenbach and the roll call showed the following vote:

AYE: Byar, Bardach, Doering, Hattenbach, Muething, Warren, Wolf  
NAY:

(7)  
(0)

### **COMPENSATION & BENEFITS COMMITTEE**

Mr. Warren presented and conducted the second reading of Ordinance 2013-04, Ordinance Amending Section 35.04 of the Village Code of Ordinances Relating to Sick Leave.

Mr. Warren presented and conducted the second reading of Ordinance 2013-05, Ordinance Amending Section 35.06 of the Village Code of Ordinances Relating to Longevity Pay.

### **HEALTH, EDUCATION & WELFARE COMMITTEE**

Ms. Wolf reported that the committee met and discussed a survey to collect deer related data. It will allow residents to submit their experiences with the deer in the Village. The survey will be available by April 30.

Ms. Wolf reported that she attended the Hamilton County Health District Advisory Council meeting. She encouraged all residents to visit the health district's website—it shows data on restaurant inspections, disease reports, injury data and many other health related county data.

### **ENVIRONMENTAL STEWARDSHIP COMMITTEE**

Ms. Wolf reported that there is one garden plot left. The cost is \$50 for the growing season. Anyone interested should email [amberleygarden@gmail.com](mailto:amberleygarden@gmail.com). She noted there are 36 plots total and the garden was made possible by funding through the Hamilton County WeThrive! Grant program. She commented that there are many returning gardeners and she thanked resident Jayme Klosterman for donating a plot to the Village staff this year.

### **PLANNING COMMISSION**

Mr. Bardach read and conducted the first reading of Ordinance No. 2013-06, Ordinance Amending North Site Zoning District Regulations. Mr. Muething noted that these changes reflect input from the Land Development Committee. Mr. Muething moved to hold a public hearing on April 8 during the council meeting and publicize the public hearing in the Village's e-news, website, posting boards and notify the City of Reading. Seconded by Mr. Warren and the motion carried unanimously.

Mr. Frank noted a few minor changes were made to the regulations: 1) the site plan review pertains to the North Site only; 2) the notice provision may be changed to notify property owners within 50 feet of the proposed improvement.

Mr. Bardach read and conducted the first reading of Ordinance 2013-07, Ordinance Establishing Regulations for the Installation and Maintenance of Privacy Panels. Mr. Lahrmer reported that these regulations were brought forward in response to resident requests. It will allow for privacy panels in the rear yard. The recommendation from the Planning Commission for the panels would allow for up to 16 linear feet and a height of 6 feet. The material is also restricted as is the proximity to the home. Requests not meeting this regulation would be heard by the Board of Zoning Appeals.

Mr. Bardach moved to hold a public hearing on April 8 during the council meeting and publicize the public hearing in the Village's e-news, website, and posting boards. Seconded by Ms. Wolf and the motion carried unanimously.

### **FINANCE COMMITTEE**

Mr. Hattenbach reported that the committee met and discussed the January financials. He noted earnings tax was nearly 50% higher than this time last year. He also reported that a refund to a large employer will be necessary due to a bookkeeping error on the employer's part.

### **STREETS, PUBLIC UTILITIES & SEWERS COMMITTEE**

Mr. Doering reported that the Village has received funding for various storm water projects and invited Mr. Lahrmer to provide the report.

Mr. Lahrmer reported that the Village submitted projects for consideration to the capital improvement project program administered by Hamilton County. The Village was awarded grant funding and the County now has a mechanism in place to process the projects. The Village received \$198,650 in grant funds for storm water projects and the Village will only have to provide a \$9,000 local match in funds.

The projects include:

1. Drainage and swale improvements along Ridge Road between Section and Galbraith Roads (\$80,000)
2. Drainage and swale improvements on the east side of Ridge Road in the 8300 block (\$19,650)
3. Drainage improvements along Galbraith and Arborcrest right of way (\$18,000)
4. Improvements and repairs to the eroded stream in the right of way at Fair Oaks Drive and Lane (\$81,000 with \$9,000 local match)

Mr. Lahrmer complimented the Storm Water Advisory Board, Village staff, Village Engineers—CDS Associates, and Steve Rasfeld for their ability to prepare and have plans at the ready, positioning the Village to be able to submit projects when grant opportunities arise. He also complimented the Village council for its oversight.

Mr. Doering moved to approve Resolution No. 2013-02, Resolution Authorizing the Village Manager to Execute Project Agreements with the Hamilton County Storm Water District for the Capital Improvement Program. Seconded by Mr. Muething and the motion carried unanimously.

Mr. Doering then reported that the Village will pursue an outside contract for grass mowing this year. Doing so will allow for better utilization of the Village's maintenance staff by allowing the focus to be on road repairs and storm water projects. Fredericks Landscaping submitted the lowest proposal. Mr. Doering moved to approve Resolution No. 2013-03, Resolution Authorizing the Village Manager to Enter into a Contract for Mowing Services. Seconded by Mr. Muething and the motion carried with 1 abstention—Mr. Hattenbach.

Ms. Wolf expressed concern over the bush hogging of the meadowlands last year. She stated there was still time to have the Environmental Stewardship Committee review best practices for the meadowlands.

### **POLICE AND FIRE COMMITTEE**

Mr. Muething reported that the committee met to consider new software for the police department to replace its 21 databases and eliminated duplicative data entry by staff. This would assist with the new dispatching services for Silverton as well.

Mr. Muething moved to approve Resolution 2013-04, Resolution Authorizing the Village Manager to Execute a Contract with Pamet Software, LLC. Seconded by Mr. Hattenbach and the motion carried unanimously.

### **MANAGER'S REPORT**

Mr. Lahrmer reported that the Village's energy consultant, Eagle Energy, advised staff of the savings for January: Electric \$10,969 Gas: \$16,084

The 2012 Road Program project has concluded and is being closed out. There will be a deduct change order or credit in the amount of \$23,395. The deduct was made possible by the efforts of staff and the Village Engineer's office to actively manage the various aspects of the program.

Delivery of the wheeled, recycle totes begins March 13. Rumpke may take a few weeks to complete delivery. The larger tote provides increased capacity and has a lid. Residents with questions are encouraged to contact Village administration.

The Village participates in the Residential Recycling Incentive (RRI) Program through the Hamilton County Recycling and Solid Waste District. Amberley recycled 204 tons and achieved a 21% recycling rate for the period of July – December last year. This translates into incentive dollars that were issued to the Village in the amount of \$5,896. It is expected that the larger recycling carts will increase the recycling rate into the next tier to return the highest amount available of RRI funds. Rumpke has estimated that 77% of the Village residents recycle.

The deer culling program has concluded with 22 deer culled. The Village has contracted with a firm to perform thermal imaging of the Village to provide a deer count.

The second print newsletter has been distributed to the Village residents.

### **CHIEF'S REPORT**

Chief Wallace reported that the department will have an on-site assessment team from the Commission on Accreditation for Law Enforcement here on March 24-26 to conduct its re-accreditation assessment. This will be the department's sixth accreditation process. It is an international accreditation commission and the Village has to meet 188 professional standards. Accreditation managers P.O. Mark Roeseler and Robin Kemp are doing a good job with the process. There will be a public hearing on March 25 at 7 p.m. in council chambers to allow for public input. Interested citizens can also call 631-4466 between 10-12 p.m. on March 25 or mail a letter that will be given to the assessors for review.

Chief Wallace commended Officers Roeseler, Shaw, Fritsch, and Monahan submitted for the department's sixth grant application. He also thanked resident Sandy Pywen for her assistance in helping the department with their grants.

### **NEW BUSINESS**

Mr. Muething reported that the council held a special meeting on February 6 and established 10 protocol and procedures that will help the council in its duties. Those procedures are reflected in the council minutes from the February 6 meeting.

Mr. Warren shared his thoughts on the council operating in an agreeable and respectable manner rather than being disrespectful when disagreements arise. He also wished everyone a Happy Easter, Passover, and school break holiday.

There being no further business, Mayor Byar adjourned the meeting.

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Nicole Browder, Clerk of Council

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Mayor J.K. Byar