

VILLAGE OF GLENDALE
80 E. Sharon Road
Glendale, OH 45246

Minutes – Regular Council Meeting August 30, 2021
A video recording of this meeting is available at ICRC TV
These minutes are an encapsulation of the recording

Attendees:

Don Lofty	Mayor	Present
Mike Besl	Council	Present
Alan Hoeweler	Council	Present
Marilyn Duke	Council	Present
Nancy Macenko	Council	Present
Geoff Base-Smith	Council	Present
Will Kreidler	Council	Present
Mike Beaugrand	Treasurer	Present
Becky Terrell	Clerk	Present
David Lumsden	Village Administrator	Present
Craig Walsh	Police Chief	Present
Kevin Hardwick	Fire Chief	Present
Kathy Ryan	Solicitor	Present (Virtual)

I. Call to Order, Establishment of Quorum, and Approval of Agenda

Call to Order: Mayor Lofty called the Council to order at 7:00 pm.

Quorum: Mayor Lofty declared a Quorum of the Council present and Clerk Terrell confirmed the presence of a Quorum.

Approval of Agenda: Mayor Lofty presented the Council Agenda with the adjustment of moving the Ordinance appointing new Firefighters to the beginning of the meeting. With no objections, the agenda is changed.

II. Minutes from the Council's 2 August Regular Council Meeting

Motion to approve the minutes of the 2 August Regular Council Meeting was made by Ms. Macenko and seconded by Mr. Besl. Following the motion, Ms. Duke requested changes that she circulated be added to reflect details contained in the video record. The motion to approve the minutes as circulated passed via Council roll-call vote with the following result: Mr. Besl – yes, Mr. Hoeweler – yes, Ms. Duke – no, Ms. Macenko – yes, Mr. Base-Smith – yes, Mr. Kreidler – yes. Following the vote, Ms. Duke asked that her minutes be submitted as minority minutes and Mr. Lofty declined to have a second set of minutes published.

III. Public Comment

Mayor Lofty noted that this portion of the Public Comment part of the agenda is about subjects other than the Eckstein/Conditional Use Application. The Public Comments relative to those topics will be held later in the meeting. As per Council Rules, public comments will be limited to 5 minutes.

1. **Mr. Kevin Parrish, resident.** He presented information regarding sanitary sewer work conducted on Cole Ave. He also stated that he had filed suit against the Village for failing to provide him records that he had requested. Following his presentation, Ms. Duke asked him questions regarding the images he presented and the work completed.

IV. Old Business

Verbal Resolution 2021-18 Discussion and deliberation of Glendale Planning and Historic Preservation Commission Resolution 2021-001, “A Resolution of Recommendation” Reflecting the Recommendation of the Glendale Planning & Historic Preservation Commission to the Council of the Village of Glendale, Recommending Approval of The Application of Denny Dellinger (Agent for Owner, 42 Washington Ave. LLC) for a Conditional Use Permit for a Residential Assisted Living Home at 42 Washington Avenue”

Public Comment

Mayor Lofty stated that Public Comments will be taken regarding the matter and will be limited to 5 minutes per person. Additionally, he requested that comments be around new information and not a repeat of comments made during the 28 June and 2 August public comments on the topic.

Mr. Paul Muller, President of the Cincinnati Preservation Association. Mr. Muller stated that work is being done with the representative of the owner of the property, Mr. Denny Dellinger, to determine if the Land Bank managed by the Cincinnati Preservation Association can be used as a possible solution. Both parties are working hard and no complete resolution has been achieved. But a letter from the Land Bank authority supporting the effort is in hand and they are willing to hold the Eckstein School. Mr. Besl asked what party would take care of any abatement costs and Mr. Muller stated that it could be handled via Cincinnati Preservation fundraising or a Clean Ohio grant fund. Mr. Besl followed up asking if Land Bank will maintain the Eckstein property better than it is currently being maintained. Mr. Muller said they will manage the property and pointed to the Regal Theater on West End that the Land Bank is managing. Ms. Duke asked if Council approves/denies the Conditional Use application if that would impact negotiations. Mr. Mueller declined to answer due to the requirement of individuals to follow the legally required zoning process. Ms. Duke followed up asking about Federal funds for culturally significant buildings and if it is administered by the National Trust. Mr. Muller stated that there is an African American cultural heritage action fund and a national parks service grant program that could help restore the building. Mr. Hoeweler noted that he previously served on board of CPA and asked if Mr. Muller could provide a completion timeline. Mr. Muller had hoped completion by this meeting but could be as quick as the October 4 meeting. Mr. Hoeweler then proposed that the matter be tabled another month to allow the CPA process to complete. Mayor Lofty

said he wished to see where Council is leaning/thinking and does not want to delay any action. Mr. Hoeweler stated his intent is to execute this correctly and desires to allow process to play out as there is no urgency given the negotiations are active.

Mr. Hoeweler motioned to table Resolution 2021-18. Ms. Duke seconded the motion.

Mr. Dellinger then stated that he is very hopeful that an agreement will come with the CPA but he does not see how that impacts his conditional use application.

The motion to table Resolution 2021-18 passed with the following result: Mr. Besl – yes, Mr. Hoeweler – yes, Ms. Duke – yes, Ms. Macenko – no, Mr. Base-Smith – yes, Mr. Kreidler – no.

New Business

Ordinance 2021-30 An Ordinance Appointing Glendale Volunteer Firefighters, Establishing a One Year Probationary Period, and Declaring an Emergency and the Swearing-In of Said Firefighters

Mr. Besl moved to adopt Ordinance 2021-30 which was seconded by Ms. Macenko.

Chief Hardwick introduced the volunteer firefighter candidates: Braden Lovejoy and Michael Mills.

Motion to dispense with three reads was made by Ms. Macenko and seconded by Mr. Hoeweler and was approved by unanimous Council roll-call vote.

Motion to adopt Ordinance 2021-30 passed by unanimous Council roll-call vote.

Mayor Lofty administered the Oath of Office to Messrs Lovejoy and Mills.

Ordinance 2021-31 An Ordinance Authorizing Increased Pay for Officer Gregory Lee of the Glendale Police Department and Declaring an Emergency

Mr. Besl moved to adopt Ordinance 2021-31 which was seconded by Ms. Macenko.

Chief Walsh stated that the standard salary levels for a new hire with substantial experience is 85%. This will take the salary to 85% of current top patrolman pay from the previously approved 75%, bringing the new officer in line with the Village's practice.

Motion to dispense with three reads was made by Mr. Hoeweler and seconded by Ms. Duke and was approved by unanimous Council roll-call vote.

Motion to adopt Ordinance 2021-31 passed by unanimous Council roll-call vote.

Ordinance 2021-32 An Ordinance Authorizing Increased Pay for Officer David Herring of the Glendale Police Department and Declaring an Emergency

Mr. Hoeweler moved to adopt Ordinance 2021-32 which was seconded by Ms. Macenko.

At the request of Mayor Lofty, Chief Walsh confirmed that the justification for this ordinance was the same as previously stated regarding Ordinance 2021-32.

Motion to dispense with three reads was made by Ms. Duke and seconded by Mr. Besl and was approved by unanimous Council roll-call vote.

Motion to adopt Ordinance 2021-32 passed by unanimous Council roll-call vote.

Ordinance 2021-33 An Ordinance Authorizing the Increase of Appropriations for the Water Repair & Replacement Fund and Declaring an Emergency.

Mr. Besl moved to adopt Ordinance 2021-33 which was seconded by Ms. Macenko.

Village Administrator Lumsden stated that Grove Ave residents have complained of low water pressure and the line must be addressed as it is a 1" galvanized steel line. The appropriation is for work to replace the old line with a 2" line and 1" service lines to residents.

Ms. Duke asked if this comes from the Enterprise or General funds and Village Administrator Lumsden confirmed the source is the Enterprise Fund. Ms. Duke then said that this topic should be followed up in an upcoming Utilities meeting. Mayor Lofty asked if there were any other 1" mains in the Village and Village Administrator Lumsden stated that this is the last and only 1" water main line.

Motion to dispense with three reads was made by Mr. Kreidler and seconded by Mr. Besl and was approved by unanimous Council roll-call vote.

Motion to adopt Ordinance 2021-33 passed by unanimous Council roll-call vote.

Ordinance 2021-34 An Ordinance Authorizing the Establishment of Special Revenue Fund to be Named the "American Rescue Plan Act Fund", and Setting 2021 Estimated Revenue and Appropriations of Same, and Declaring an Emergency

Mr. Besl moved to adopt Ordinance 2021-34 which was seconded by Ms. Macenko.

Village Administrator Lumsden stated that this action allows the receipt of \$228k from the American Rescue Plan. A special revenue fund is required for

accounting at state and federal levels. The funds will be used to improve storm water management along Hedgerow, Albion and Oak and approximately \$20k has been allocated for an engineering study.

Motion to dispense with three reads was made by Mr. Hoeweler and seconded by Mr. Kreidler and was approved by unanimous Council roll-call vote.

Motion to adopt Ordinance 2021-34 passed by unanimous Council roll-call vote.

VI. Reports from Mayor, Administrator, Standing Committees & Special Committees

Mayor's Report

Births – none reported

Deaths – Mr. Howard “Butch” Ecker, 94 years, 5 August 2021.

Mayor Lofty read the names of those deceased during the pandemic into the record and a moment of silence was held.

Mayor Lofty announced that the Street Fair will return on Saturday 25 September and a Glendale Yard Sale spearheaded by the Village Library will be held the same day. On 6 August there was a retirement celebration for Officer, Tony Rox, who had served the Village for many years, including the most recently as the School Resource Officer in the three schools located in the Village.

The Planning and Historic Commission considered changes to Sign zoning codes following a 2015 Supreme Court decision impacting signage regulations. Current codes have to be amended to reflect the new standard which requires all regulation to be content-neutral. A resolution recommending approval of the new zoning code will be coming to Council for consideration in the 4 October meeting.

Mayor Lofty stated that no comments are made regarding the pending Village litigation mentioned in the public comment period, but he stated that the Village

does not accept many of the statements made by Mr. Parrish earlier and will continue to defend the litigation.

Village Administrator's Report

Administrator Lumsden stated that Sharon Ave repaving will begin mid/late September but no official start date has been provided. The reports of leaking water at Congress/Sharon have been investigated and the issue is Cincinnati Water Works connections and they are scheduled to address the issue. The Village is pursuing funding for water meter replacement, the cost of which has been estimated to be \$450,000. Cleveland Park work is proceeding and completion should happen shortly. Two active scout projects in Village include the Cleveland Park Shelter/Table project and a flower bed project in Sauders Park to support the bee population.

Committee reports

Finance Committee – Committee Chair Besl stated no meeting was held in August the next meeting will likely be held in October following quarter end.

Fire Committee – Committee Chair Macenko stated a joint meeting with Public Buildings was held on 3 August and minutes are posted. Chief Hardwick provided his report and stated that the Fire Department Open House will be held on 10 October from 10am – 2pm and will include a chili cook off and public safety events. There have been questions regarding Smart911 emails and the Chief stated the request is legitimate and the Chief requests that the information be maintained. There will be a notice every 6 months to confirm information is updated. Remember 9/11 attack on the US and the resulting loss of life. Ms. Duke asked for a Covid update and Chief Hardwick stated that Covid continues to rise and Delta is much more aggressive. The variant is generally not life threatening for the vaccinated. Unvaccinated people are at high risk and best defense is vaccination. Everyone in ICU for COVID are not vaccinated

Laws & Claims Committee – Committee Chair Duke stated that no meeting was held in August. The next meeting will be held after Labor Day.

Police Committee – Committee Chair Hoeweler stated that no meeting was held in August. Chief Walsh stated his report will be delivered following completion of August.

Public Buildings & Historic Preservation Committee – Committee Chair Kreidler stated that no separate meeting was held in August.

Recreation & Playgrounds Committee – Committee Chair Base-Smith stated the Committee met 5 August to focus on the Brock Foundation proposal regarding tennis and pickle ball courts in Summit Park including placement, parking and potential drainage issues. The next meeting will be held on 13 September for further discussion.

Streets, Public Improvements & Lights Committee – Committee Chair Besl stated that a meeting was held in August where storm water issues on Hedgerow and Albion were discussed. The next meeting will be scheduled following the engineering report release.

Utilities Committee – Committee Chair Base-Smith stated that the Committee did meet in August where it was discussed that the water main replacement had not impacted water loss as expected. The next active theory is water meter failure which is why the water meter replacement funding options were discussed earlier. Progress of CMOM was also discussed.

VII. Reports from the Clerk & Treasurer

Clerk – No Report

Treasurer – No Report, updated summary will be provided once monthly statements are available.

VIII. Review of Expenditures

1. **2021-08** General Fund
2. **2021-08** Enterprise Fund

Mayor Lofty stated there were some reports available but August expenditure reports are not available as month has not ended. It was noted that the reports are in a new report format providing YTD and latest month figures. Mayor Lofty asked that the reports be reviewed and any questions or suggestions be sent to Village Administrator Lumsden for consideration. Mr. Besl motioned to acknowledge receipt of the reports, and it passed via unanimous Council voice vote.

IX. Adjournment

Motion to adjourn was made by Ms. Duke. Ms. Macenko seconded the motion and the motion passed by unanimous Council Voice Vote. The meeting adjourned at 8:12pm

The next regular Council meeting is scheduled for October 4, 2021