

Council of the Village of Glendale, Ohio

Regular July Meeting

Monday, July 10, 2023, 7:00 p.m.

80 E. Sharon Ave., Glendale, Ohio 45246

Agenda

I. Establishment of Quorum & Approval of Agenda

II. Approval of Minutes

1. June 5, 2023 Regular Council Meeting
2. June 5, 2023 Committee of the Whole Meeting

III. Public Comment & Presentations

IV. Old Business

V. New Business

1. **Ordinance 2023-30** An Ordinance Appointing Glendale Volunteer Firefighters, Establishing a One-Year Probationary Period, and Declaring an Emergency
2. **Ordinance 2023-31** An Ordinance Appointing Jeffery Davidson to the Position of Full-Time Police Officer with the Glendale Police Department, and Declaring an Emergency
3. **Ordinance 2023-32** An Ordinance Authorizing Assessments on Certain Properties in the Village of Glendale for Removal of Grass and Noxious Weeds, and Declaring an Emergency
4. **Ordinance 2023-33** An Ordinance Authorizing Amendment of 2023 Estimated Revenues and Appropriations of the Village Plan and General Improvement Fund, and Declaring an Emergency
5. **Resolution 2023-13** A Resolution Adopting a Policy Allowing the Use of an Employee Dishonesty and Faithful Performance of Duty Document in Lieu of Surety Bonds for Public Officers, Employees, or Appointees
6. **Resolution 2023-14** A Resolution Accepting the Donation of the Sculpture "Dogwood" By Timothy Werrell, to be Placed in Floral Park
7. **Resolution 2023-15** A Resolution Declaring the Necessity and Intention to Appropriate Interests in Property for the Sharon Road Signal Replacement Project

8. **Resolution 2023-16 (verbal)** A Resolution Adopting the Village of Glendale 2024 Estimated Tax Budget

VI. Reports from Mayor, Village Administrator, Standing Committees, Clerk & Treasurer

Mayor's Report

Births

None reported

Deaths

Kathryn Wanlass Shahani, May 11, 2023, age 77

Beth Burchenal Jones, June 5, 2023, age 89

Joe Dee Kane, June 14, 2023, age 75

Village Administrator's Report

Committee reports

Finance Committee

Fire Committee

Laws & Claims Committee

Police Committee

Public Buildings & Historic Preservation Committee

Recreation & Playgrounds Committee

Streets, Public Improvements & Lights Committee

Utilities Committee

Reports from the Clerk & Treasurer

VII. Financial Reports

1. **2023-06** General Operating Huntington Checking check register

VIII. Adjournment

The next regular Council meeting is scheduled for August 7, 2023 at 7:00 p.m.

**VILLAGE OF GLENDALE
STATE OF OHIO**

ORDINANCE 2023-30

**AN ORDINANCE APPOINTING GLENDALE VOLUNTEER FIREFIGHTERS,
ESTABLISHING A ONE-YEAR PROBATIONARY PERIOD, AND DECLARING AN
EMERGENCY**

BE IT ORDAINED by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring:

SECTION I That the following individuals are hereby appointed to the position of Volunteer Glendale Firefighter, said candidates having passed all personnel processing. This appointment will incorporate a one-year probationary period effective upon passage:

Momtchil Petkov

Scott Denlinger

James Riley

SECTION II This ordinance is hereby declared to be an emergency measure for the purpose of the timely and efficient administration of Village affairs, to allow the filling of vacancies in the Glendale Fire Department, thereby providing adequate manpower for responding to emergencies and other incidents in the Village, as provided by Ohio Revised Code 731.30, and shall take effect immediately upon its passage.

Passed: July 10, 2023

Attest:

Donald A. Lofty, Mayor

Rebecca Terrell, Clerk

VILLAGE OF GLENDALE

STATE OF OHIO

ORDINANCE 2023-31

AN ORDINANCE APPOINTING JEFFREY DAVIDSON TO THE POSITION OF FULL-TIME POLICE OFFICER WITH THE GLENDALE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that:

SECTION I Jeffrey Davidson, having successfully passed Glendale's hiring processes and as recommended by the Chief of Police and the Police Committee of Council, is hereby appointed by the Mayor as a full-time Glendale Police Officer, with a one-year probationary period and a starting wage 95% of the current patrolman pay, effective July 10, 2023.

SECTION II This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure adequate staffing of the Glendale Police Department to maintain public safety. Therefore, this ordinance shall take effect immediately upon its passage.

Passed: July 10, 2023

Attest:

Donald A. Lofly, Mayor

Rebecca Terrell, Clerk

**VILLAGE OF GLENDALE
STATE OF OHIO**

ORDINANCE 2023-32

**AN ORDINANCE AUTHORIZING ASSESSMENTS ON CERTAIN PROPERTIES IN THE
VILLAGE OF GLENDALE FOR REMOVAL OF GRASS AND NOXIOUS WEEDS, AND
DECLARING AN EMERGENCY**

WHEREAS, the owners of the properties below were notified in accordance with Chapter 94 of the Glendale Codified Ordinances of violations regarding grass and weeds in excess of eight inches on said properties and failed to address the violations; and

WHEREAS, the Village abated the violations and billed the property owners in accordance with Chapter 94 of the Glendale Codified Ordinances, and the property owners failed to make payment;

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that:

SECTION I The Council of the Village of Glendale hereby certifies that the amounts of such bills, together with expenses relative thereto, be filed as an assessment against the properties listed and placed as a lien against the properties by the Auditor of Hamilton County, as follows:

<u>Parcel</u>	<u>Address</u>	<u>Owner</u>	<u>Charge</u>
596-0002-0107-00	350 E. Sharon	New Home LLC	\$632.50
596-0004-0140-00	1120 Jefferson	Samuel Campbell Jr.	\$429.00
TOTAL			\$1,061.50

SECTION II All amounts collected by these assessments shall be posted to the General Fund.

SECTION III This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure the proper administration of Village affairs. Therefore, this ordinance shall take effect immediately upon its passage.

CONTINUED, PAGE 2 OF 2

ORDINANCE 2023-32

**AN ORDINANCE AUTHORIZING ASSESSMENTS ON CERTAIN PROPERTIES IN THE
VILLAGE OF GLENDALE FOR REMOVAL OF GRASS & NOXIOUS WEEDS, AND
DECLARING AN EMERGENCY**

Passed: July 10, 2023

Attest:

Donald A. Lofty, Mayor

Rebecca Terrell, Clerk

**VILLAGE OF GLENDALE
STATE OF OHIO
ORDINANCE 2023-33**

**AN ORDINANCE AUTHORIZING AMENDMENT OF 2023 ESTIMATED REVENUES AND
APPROPRIATIONS OF THE VILLAGE PLAN AND GENERAL IMPROVEMENT FUND,
AND DECLARING AN EMERGENCY**

WHEREAS, generous donors have agreed to donate funds toward the replacement of playground equipment at Summit Park;

BE IT ORDAINED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that:

SECTION I The 2023 estimated revenues of the Village Plan and General Improvement Fund are to be increased as listed:

<u>Fund</u>	<u>Account</u>	<u>Description</u>	<u>Increase</u>
404	1490	Grants & Aids	\$1,000
404	1830	Contributions	\$84,000

SECTION II The 2023 appropriations for the Village Plan and General Improvement Fund are to be increased as listed:

<u>Fund</u>	<u>Department</u>	<u>Function</u>	<u>Increase</u>
404	302	Operations	\$85,200

SECTION III This ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health or safety, as provided by Ohio Revised Code 731.30. Specifically, emergency action is necessary to ensure the timely and efficient payment of Village invoices and to ensure the continuation of important Village projects. Therefore, this ordinance shall take effect immediately upon its passage.

Passed: July 10, 2023

Attest:

Donald A. Lofty, Mayor

Rebecca Terrell, Clerk

**VILLAGE OF GLENDALE
STATE OF OHIO**

RESOLUTION 2023-13

**A RESOLUTION ADOPTING A POLICY ALLOWING THE USE OF AN EMPLOYEE
DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY DOCUMENT IN LIEU OF
SURETY BONDS FOR PUBLIC OFFICERS, EMPLOYEES, OR APPOINTEES**

WHEREAS, The Village of Glendale, Hamilton County, Ohio is a member of the Public Entities Pool (PEP), a political subdivision risk pool established pursuant Ohio Revised Code (ORC) 2744.081; and

WHEREAS, In accordance with ORC 3.061, the “political subdivisions”, (meaning counties, townships, “municipal corporations,” including villages and cities) may adopt a policy by resolution to allow the use of an “employee dishonesty & faithful performance of duty” coverage document, rather than a surety bond, to cover loss by fraudulent or dishonest actions of employees and failure of employees to faithfully perform duties; the following shall apply to the policy:

1. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without acquiring a bond, on the date the oath of office is taken, certified, and filed as required by law.
2. An officer, employee, or appointee shall have the employee dishonesty and faithful performance of duty policy in effect before the individual’s term of office or employment and the officer, employee or appointee shall not commence the discharge of duties until coverage is documented.
3. All officers, employees, or appointees who would be otherwise required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.
4. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law.

RESOLUTION 2023-13

A RESOLUTION ADOPTING A POLICY ALLOWING THE USE OF AN EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY DOCUMENT IN LIEU OF SURETY BONDS FOR PUBLIC OFFICERS, EMPLOYEES, OR APPOINTEES

5. Elected officials, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the PEP coverage agreement and affirm that the public entity's coverage complies with ORC 3.061. Said approval shall be obtained by the Village of Glendale, in Hamilton County; and

WHEREAS, The Village of Glendale's "employee dishonesty and faithful performance of duty policy" through the PEP coverage document complies with ORC 3.061;

BE IT RESOLVED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that:

SECTION I The Village of Glendale is hereby authorized to purchase and use a "employee dishonesty and faithful performance of duty policy" through PEP in the place of individual surety bonds for officers, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties.

Passed: July 10, 2023

Attest:

Donald A. Lofty, Mayor

Rebecca Terrell, Clerk

**VILLAGE OF GLENDALE
STATE OF OHIO**

RESOLUTION 2023-14

**A RESOLUTION ACCEPTING THE DONATION OF THE SCULPTURE “DOGWOOD” BY
TIMOTHY WERRELL, TO BE PLACED IN FLORAL PARK**

WHEREAS, Ms. Louise Allen, resident of the Village of Glendale, wishes to donate a sculpture entitled “Dogwood” by artist Timothy Werrell to the Village in memory of her late husband, Mr. Samuel Allen who passed away in 2013, to be installed in a public park for the enjoyment of all residents; and

WHEREAS, Mr. Timothy Werrell is an accomplished artist and former Glendale resident; and

WHEREAS, Mr. Werrell’s artwork can be found in several locations in the Village, including the lawn at Harry Whiting Brown, Christ Church Glendale and along Forest Avenue; and

WHEREAS, the Recreation and Playgrounds Committee met and voted to recommend Council approval to receive the donation and install the sculpture permanently in Floral Park;

BE IT RESOLVED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that:

SECTION I The donation of the sculpture, “Dogwood”, as seen in the attached exhibit, is accepted and the sculpture is to be installed permanently at Floral Park.

Passed: July 10, 2023

Attest:

Donald A. Lofty, Mayor

Rebecca Terrell, Clerk



**VILLAGE OF GLENDALE
STATE OF OHIO**

RESOLUTION 2023-15

**A RESOLUTION DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE
INTERESTS IN PROPERTY FOR THE SHARON ROAD SIGNAL REPLACEMENT PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, the Council of the Village of Glendale, Ohio has determined the necessity for traffic signal improvements at the corner of Sharon Road and Route 4 (hereinafter “Project”); and

WHEREAS, Council has determined that it is necessary to acquire a certain easement to make the improvements needed to complete the Project; and

WHEREAS, the property upon which such necessary easement is located is 210 West Sharon Road, a.k.a. Hamilton County Parcel Identification Number 596-4-203, shown to be currently under the ownership of Richard C. Gross per the Hamilton County, Ohio property records; and

WHEREAS, the property which is being appropriated shall be used for the purpose of improving the traffic signals at the intersection of Sharon Road and Route 4, such road being open to the public, without charge, and the property interest shall be appropriated under the procedure of Ohio Rev. Code §163.06(B) and Ohio Constitution Art. I §19;

BE IT RESOLVED, by the Council of the Village of Glendale, State of Ohio, a majority of all members thereof concurring, that:

SECTION I It is the intent of the Village of Glendale to appropriate for public use the real property, listed and identified on Exhibit A, plat, and Exhibit B, legal description, and incorporated herein by reference, appropriating such interests and various easements described, which are necessary in the public interest to accomplish the construction of the Project.

SECTION II The purpose of said taking of interests in the real estate described hereinabove is for the public use, to wit: construction of a road improvements which will be open to the public without charge.

SECTION III The Village Administrator is hereby authorized and directed to cause a written notice of the adoption of this Resolution to be given to the owners, persons in possession, or persons having an interest of record in the above-described

premises. Said notice shall be served according to law by persons so designated and such persons shall make return of service in a manner provided by law.

SECTION IV The taking of the interest in the real estate described above shall be according to the procedure of Ohio Rev. Code §163.06(8), commonly known as the "quick take" procedure, as authorized by Ohio Constitution Art. I §19. Pursuant to such procedure, if the Village is unable to reach an agreement to purchase the necessary interests in the property prior to the passage of an ordinance to appropriate, the Village shall take immediate possession of the property described above at the time of filing a complaint for appropriation and deposit of the value of property structures at the earliest date provided by law.

SECTION V At any time subsequent to the effective date of this Resolution and prior to the passage of an ordinance to appropriate, the Village Administrator is hereby authorized to acquire by purchase the real property interests herein described in this Resolution.

Passed: July 10, 2023

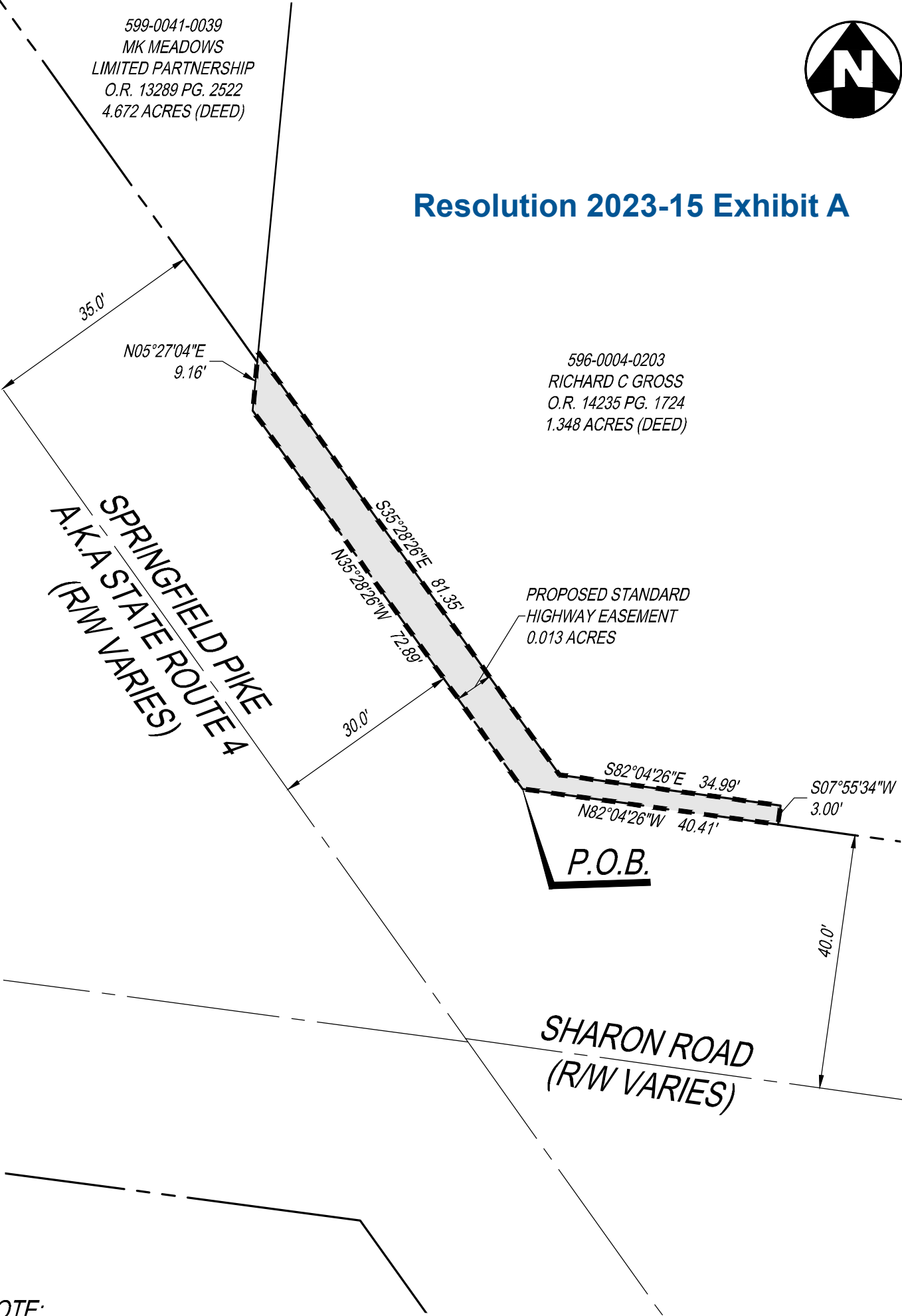
Attest:

Donald A. Lofty, Mayor

Rebecca Terrell, Clerk



Resolution 2023-15 Exhibit A



NOTE:

HORIZONTAL DATUM IS BASED ON THE OHIO STATE PLANE COORDINATE SYSTEM SOUTH ZONE (OSPC) AS DERIVED FROM THE OHIO DEPARTMENT OF TRANSPORTATION'S VIRTUAL REFERENCE STATIONING SYSTEM (VRS).

 <p>CIVIL ENGINEERING SURVEYING LANDSCAPE ARCHITECTURE www.kleingers.com</p> <p>6219 Centre Park Dr. West Chester, OH 45069 513.779.7851</p>	<p>STANDARD HIGHWAY EASEMENT</p> <p>SECTION 12, TOWN 3 ENTIRE RANGE 1 M.P. VILLAGE OF GLENDALE SPRINGFIELD TOWNSHIP HAMILTON COUNTY, OHIO</p>	PROJECT NO: 150413VEA021
		DATE: 6-9-2023
		SCALE: 
		SHEET NO. 1 OF 1

Resolution 2023-15 Exhibit B



CINCINNATI
COLUMBUS
DAYTON
LOUISVILLE

6219 Centre Park Drive
West Chester, OH 45069
phone ► 513.779.7851
fax ► 513.779.7852
www.kleingers.com

Legal Description Standard Highway Easement

Situated in Section 12, Town 3, Entire Range 1, M.P., Village of Glendale, Springfield Township, Hamilton County, Ohio, being part of 1.348 acre (deed) parcel of land conveyed to Richard C Gross in O.R. 14235 Pg. 1724 of the Hamilton County, Ohio Recorder's Office, the boundary of which being more particularly described as follows:

Beginning at the intersection of the north right of Way line of Sharon Road and the east right of way line of Springfield Pike;

Thence along said east right of way line, N35°28'26"W a distance of 72.89 feet to a point in the east line of a 4.672 acre (deed) parcel of land conveyed to MK Meadows Limited Partnership in O.R. 13289 Pg. 2522;

Thence along said east line, N05°27'04"E a distance of 9.16 feet;

Thence through the aforementioned 1.348 acre (deed) parcel the following three (3) courses:

1. S35°28'26"E a distance of 81.35 feet;
2. S82°04'26"E a distance of 34.99 feet;
3. S07°55'34"W a distance of 3.00 feet to a point in the aforementioned north right of way line of Sharon Road;

Thence along said north right of way line, N82°04'26"W a distance of 40.41 feet to the Point of Beginning.

Containing 0.013 acres of land, more or less being subject to easements, restrictions and rights of way of record

Horizontal datum is based on the Ohio State Plane Coordinate System South Zone (OSPC) as derived from the Ohio Department of Transportation's Virtual Reference Stationing System. (VRS)(NAD 83 – 2011)