

TIPP CITY STUDY SESSION

TIPP CITY, MIAMI COUNTY, OHIO

AUGUST 2, 2010

Study Session

The Study Session began at 6:31 p.m. The following Councilmembers were present: President Patrick Hale, Katie Black, Bryan Budding, Joseph Gibson, Mayor Dolores Gillis, George Lovett and John Kessler.

Also attending was: City Manager Jon Crusey, Finance Director John Green, Assistant City Manager Brad Vath, City Engineer Scott Vagedes, Director of Utilities Mo Eichman, Law Director Joe Moore, Fire Chief Steve Kessler, and Acting Clerk of Council Marilyn Fennell. Reporters Nancy Bowman and Marilyn McConahay were also in attendance.

Downtown Holiday Lights

Mr. Crusey said contracts with Christmas Décor include the old Municipal Building downtown, the tree lighting, the pole mounts, and Veteran's Memorial Park. There is one year remaining on that contract for Veteran's Memorial Park and all the other contracts have expired. The company has presented some renewal prices which comes to a 10% discount from the last contract for the previous 3 years. The total amount is a little over \$28,000 for all lighting features and Council has the ability to pick and choose what they want lighted. The funds for this come from the Electric Fund and there is \$30,000 appropriated in the 2010 budget for this project. This money cannot be used for any capital project that might be discussed in the next item on the agenda. He asked Council for their thoughts.

Mr. Kessler said this is another way to show the public we are trying to save some monies. Mr. Lovett said that made sense. Mr. Gibson said it was a lot of money. Mayor Gillis asked about the pole mounts. Mr. Crusey said our crews put up the flags and the connections for the holiday lights. The pole mounts are the snowflakes and candles. He added that we lease those features. Mr. Budding said he was not opposed to spending some money. Mr. Kessler said he hears from the public that we don't have money to fix streets, then how can we put up the lights. He understands that the money comes from different funds but it is still that sense from the public. Mr. Gibson said it is money that can be put toward the purchase of a pickup truck or a mast arm. Mr. Gibson raised the question of the Tree Lighting and the Winter's Gathering and if anything has been mentioned to that committee. He asked if a decision had to be made this evening. Mr Crusey said no decision had to be made tonight but probably by the next meeting a decision should be made. Mayor Gillis thought the Gathering was the second weekend in November.

Mr. Gibson said he agreed with Mr. Lovett and Mr. Kessler but at the same time if the downtown people need to be contacted. We would want our downtown to look nice for the Downtown Gathering. Ms. Black said it was talked about at the Downtown Partnership meeting and they wanted the lighting. Mr. Crusey said he had informed the Partnership Director that this topic was going to be discussed and he was surprised no one was in attendance.

Mrs. Fennell added that all of the homes for the Home Tour are on First Street this year. Mayor Gillis agreed with that. Mr. Crusey said some of the

10-Year CIP

trees could be lit. Mr. Kessler said it would be nice to hear from the community as a whole but again the Council is here to serve the community as a whole but we do need to watch our business. Mayor Gillis said maybe the Arts Council or other groups would be interested in decorating the trees. Mr. Gibson suggested we try to get a feeling from the public. Mr. Crusey said he could get the word out and try to get some feedback from the community.

Mr. Crusey said this item will be discussed again on August 16th.

The next item of discussion was the 10-Year CIP. Mr. Crusey said there was a revision on the S. Kinna Drive figures and that Mr. Green had new handouts reflecting that change.

Council held a retreat on March 5, 2010 and on May 3rd the Strategic Plan was adopted. Goal 2 was to maintain and improve the city's capital needs through the acquisition and responsible use of resources. The City was to explore revenue enhancements such as tax revenues without raising taxes, renew parks levy as capital improvement, a tax levy, and explore grants. The Council was going to be reviewing the budget closer to October but he wanted to get a head start on this. The budget talks will be for the 5-Year Plan and will be based on what our actual revenue is. Mr. Crusey said we wanted to see what our actual needs are. The outcomes of this Goal is to 1) determine financial resources necessary to maintain and improve the City's capital needs and 2) explore revenue options to meet financial resource needs necessary to maintain and improve the City's capital needs.

Staff has developed a 10-year Capital Improvement Plan and that plan identifies the non-utility capital needs of the community to meet the minimum needs of the community over the next 10 years. At the top of the list of the major capital items is the Fire Department's need to replace the 1975 Ladder Truck. The cost to replace that is close to \$1,000,000. It is 35 years old and the ISO rates the community on the ability to respond to fires and that truck is reviewed. The Chief has a concern that the next time the ISO comes to rate the community they may not certify our truck. Our current rating is 4 and the lower that number is the better on insurance rates. It would negatively affect the businesses with their insurance rates for fire protection. A new ladder truck would not fit in the current station therefore improvements would need to be made at a cost of \$1,200,000 which also includes training facilities and sleeping quarters. Mr. Crusey reviewed a list of the fire equipment owned by the City and Monroe Township and 60% of the City's equipment is over its expected life.

Some of the Street projects include Franklin Street reconstruction which has no curb, gutter, storm sewers, and the pavement is failing. Dow Street from Fifth to Rohrer needs reconstruction. It has a severe crown in it. Council is aware of these streets. S. Third is having base failure and there are storm sewer improvements that need to be made on all of these streets. Maple Hill Bridge replacement is another project and there is a load limit on that road presently. A new project would be the widening of County Road 25-A from SR 571 to Evanston Road. The City's expense of that \$3,000,000 project would be \$1,000,000. It is anticipated that ODOT would cover the rest.

The number thrown into the 10-year plan for street resurfacing is

\$400,000 annually which puts the City on a 20-year rotation. Mr. Crusey added that in a perfect world the City should be in a 12-15 year rotation on the streets. We would like to be in a 15-17 year in a worst-case scenario and that would take \$500,000 annually. At this point we have not been able to do any resurfacing. In ten years some of the streets being shown will not need resurfacing but reconstruction. The photos reflected cracks and breaks in the roads that need resurfacing.

Mr. Crusey continued that in the 10-Year Plan, the expenditures total \$21-\$22 Million and that is if we don't debt any projects out. The revenue would \$7.6 Million which includes grant revenue for projected projects. Therefore there would be a financial resource shortfall over this 10 year period of \$12-\$14 Million. That is to meet the minimum needs of the community. He continued that the first step based on Council's Retreat is to reach a consensus that these projects are or are not necessary to maintain and improve the City's capital needs. Once these items are agreed upon, we need to explore revenue options to meet the financial resource needs necessary to maintain and improve the City's capital needs.

Tax millage information was provided for Council's thoughts. There needs to be a consensus first to determine what the long terms needs are.

Mr. Crusey referred to the charts provided. The first page reflected the revenues. The following pages reflected the expenditures. The items listed for the Parks Department were items that are not covered by the 0.25% tax levy and under the Debt is listed the debt for the Pool and the Quads as there will not be enough funds generated under the 0.25% for the last debt payment. That tax rolls off in 2012 and there will be some collection in 2013 but there will not be enough to make the last payment. For the purpose of this Plan, all the vehicles and equipment that are on a rotation schedule were included although each year, those items are reviewed and if we can get another year out of them, we try to do that. Mr. Crusey continued with the streets listed. Any project under \$300,000 is anticipated we will pay ½ of that. Anything over \$300,000 those are projects that we will debt out. Those are all subject to Council's discretion.

The last page reflected some of the revenue projections. The goal this evening was take a look at these projects and determine what needs are necessary. The difference in the handouts was on S. Kinna Drive southern extension, the project was listed in the cash number and the debt number, everything else was the same.

Mr. Crusey asked what priorities Council had on the projects listed. Mr. Kessler said Franklin Street should be included. The traffic for the park area involves that street and for safety reasons it should be included. Mr. Budding asked if there should be more information from the Schools regarding the Dow Street building. Mr. Crusey said regardless of the school's plans, Dow Street needs reconstructed. Mr. Budding said if the school stays should we consider the traffic on that road and should it be a heavier construction. Mr. Crusey said yes and the timing on this project could be adjusted.

Mayor Gillis asked if the Ladder Truck has to be inside. Chief Kessler said that it did. Mr. Gibson asked if a new truck could be purchased that was

shorter. Chief Kessler said the truck they prefer is bigger due to the setbacks on the newer homes and the steep roofs. The ladder truck is used more for extension (reach) rather than height. The department would prefer a 100' truck rather than the 75'. He said we have had to call in West Milton to assist due to the setback on a newer home. There was some further discussion on the ISO rating concerns. Chief Kessler said several models have been looked at and they make one that is lower but it is longer and it costs more. The costs for the station improvements are for raising the roof in addition to the sleeping quarters which the EMS crews need as they have personnel there 24/7.

Mr. Kessler said the business insurance rates would be affected but it also may reflect on the residential rates. Chief Kessler said that it is more likely to affect the businesses.

Mr. Crusey again asked for projects that might not be listed or those that might not be a priority. Mr. Lovett asked about storm water projects. Mr. Crusey said there is \$50,000 budgeted for each year for storm water projects and that is for maintenance, none for construction other than what is listed in street reconstruction projects. There are also no improvements for downtown Streetscape.

Ms. Black asked about the County Road 25A project. Mr. Crusey said the amount of traffic and the economic development is the reason for that project. It would be extended to a 5-lane road. Mr. Lovett commented on the condition of the road in front of Koenig/Blauser Drive. Mr. Vagedes said it is also on the MVRPC's regional plan. Mr. Crusey said the eventual goal is to improve 25A all the way to Vandalia. Mr. Vagedes thought from Evanston Road to Vandalia was in 2020.

Mayor Gillis asked about the vehicle rotation. Mr. Crusey said the normal rotation schedule is 12 years. Mr. Hale asked about the public restrooms for downtown. Mr. Crusey said they were not listed but they could be included.

Mr. Gibson asked about the figures on income raised if there was a .5% increase in the tax levy. Mr. Crusey said we have a need of a little over \$19 Million and the gap is \$11.8 Million. So that is the revenue that needs to be raised over the next 10 years. Mr. Gibson said the .5% tax increase would cover that if it were implemented in 2011. Mr. Crusey said a start year of 2011 was used just as the next year. There were some inflation factors built in for our revenue projections. Mr. Green said that was 2% a year. Mr. Crusey said the road expenses were current day dollars so when looking at the figures that is today's estimate. There was no factor for future expenses involved.

Mr. Kessler asked if the income tax was based on what we currently collect. Mr. Crusey said it was based on how we currently collect taxes. If there are other revenue options when we get to that point, we can put some numbers together for those options. Mr. Hale asked about what the 0.25% Parks Levy is going towards now. Mr. Crusey said it was going towards the debt. The quads and the aquatic center pretty much use it up each year. Mr. Green added that in the operating budget there is a little bit of money for equipment for the pool and a transfer from the General Fund is made in the excess of that equipment number. Mr. Gibson asked when that transfer of

funds was made. Mr. Crusey said it was done as needed. Mr. Lovett said it was typical of Council to put into long-term improvements several hundreds of thousands, above the 2% needed but it has been a while since that has been done. What has happened, the other operating needs have chewed up more of the budget and we have slowly gotten behind. Mr. Collinsworth and Mr. Drennen saw this coming many years ago and it was known by Mr. Lovett his first year on Council. He said this is nothing new, it is just been put in an understandable format by staff. Mr. Crusey said even when the City was able to transfer \$300-\$500,000 to the Capital fund, there was \$250,000 done in road resurfacing and that was at a 40-year cycle. \$400,000 is the minimum to get our streets back on resurfacing cycle.

Mr. Gibson asked if the General Fund was contributing 0.2%. Mr. Crusey said there is 1.25% income tax, 0.25% is totally dedicated to the Parks and the remaining 1% of which 0.2% is dedicated to capital so that gets transferred into the Capital Fund. The 0.8% stays in the General Fund and that is by ordinance. Several of the Council stated they wanted to look closer at the figures, now that they understood it better. Mr. Crusey asked them to consider what is important and what may have been missed. His plan was to have another session on August 16. If anyone has questions, please contact him.

Mr. Kessler asked if the S. Third Street gave consideration to the truck traffic that is experienced down there. Mr. Vagedes said he had that in the plan. He said on the Thoroughfare Plan, across from the Kyle Park entrance, the NAWA piece was built and then it is shown to proceed west to Maple Hill then to S. Hyatt Street. He said he would like to see that project as a need, not as a "wish". It would be a nice access into Kyle Park. Mr. Lovett said he saw the Evanston Road hump removal. From a sight-distance issue, it should be removed. Mr. Crusey added the only other new construction project other than County Road 25A is the S. Kinna Drive to Main Street connection.

Adjournment

The Study Session adjourned at 7:27 p.m.

Patrick Hale, President

Attest: _____
Marilyn Fennell, Acting Clerk of Council

TIPP CITY COUNCIL MEETING

Council Meeting

TIPP CITY, MIAMI COUNTY, OHIO

AUGUST 2, 2010

President Patrick Hale called to order the regular meeting of the Tipp City Council at 7:42 p.m. The following Councilmembers were present: President Patrick Hale, Katie Black, Bryan Budding, Joseph Gibson, Mayor Dolores Gillis, John E. Kessler, and George Lovett.

Others in attendance: City Manager Jon Crusey, Finance Director John Green, City Law Director Joseph P. Moore, Park Superintendent Jim Asher, Park employee Todd Tasker, Fire Chief Steve Kessler, Police Chief Tom Davidson and Acting Clerk of Council Marilyn Fennell.

Guests signing the register included: Jake of KIT-TV, Michael Hammond, and Scott M. Brownlee. Reporters Marilyn McConahay and Nancy Bowman were in attendance.

Invocation and Pledge of Allegiance

Mayor Dolores Gillis delivered the invocation and President Hale led the Pledge of Allegiance.

Approval of Agenda

Ms. Black made a motion to approve the agenda as submitted. Motion was seconded by Mr. Kessler and unanimously approved.

Adoption of Minutes
Pre-Meeting Study
Session June 21, 2010

Mr. Budding still had questions on Page 65, regarding his statements on the smart meters during the June 21, 2010 Pre-Meeting Study Session. The recording will be reviewed and the minutes will be reviewed for approval at the August 16th meeting.

Pre-Meeting Study
Session July 19, 2010

Mayor Gillis made a motion to approve the minutes of the July 19, 2010 Pre-meeting Study Session. Mr. Kessler seconded the motion. Minutes were approved 6-0-1 with Mr. Lovett abstaining due to his absence.

Council Meeting 7-19-10

Mr. Budding moved to approve the minutes of the July 19, 2010 Council Meeting as presented. Mr. Kessler seconded the motion and it passed 6-0-1. Mr. Lovett again abstained due to his absence.

**Presentations,
Proclamations, &
Awards**

The Miami Valley Risk Management Association, represented by Mr. Mike Hammond was present to present some awards to the City. There are 20 municipalities that are MVRMA members. The association was formed in 1988 and Tipp City has been a member since 1996. Mr. Green also serves on the Board of Trustees. Each year members that are the best at controlling losses are recognized. The Parks Department represented by Park Superintendent Jim Asher and employee Todd Tasker were presented a Safety Performance Award for 5 consecutive years of zero losses, 2005-2009. The Fire Department represented by Chief Steve Kessler received a Safety Performance Award for 3 consecutive years of zero losses, 2007-2009. And finally the City was selected by the awards committee for 2009 Runner-Up for the most effective risk management program of all our members for zero losses for all of our operations during 2009 in property and casualty claims. He presented plaques to the two departments and then a plaque to Mayor Gillis and Mr. Crusey on behalf of the City. Mr. Asher thanked Mr. Tasker for his efforts on the safety seminars. Chief Kessler wished to recognize his firemen for their diligence in their efforts. Mr. Crusey said the award was for all the employees and thanked them for their efforts at safety.

Ordinances
(Second Reading)

There were none.

Resolutions
(one reading required)
Resolution 33-10
ODOT/SR 571 Project

A Resolution authorizing the City Manager to execute agreements and/or contracts as required, with the Ohio Department of Transportation (ODOT) for the State Route 571 (W. Main Street) repaving project.

Clerk of Council Summary: This 2014 project would repave SR 571 from Cr 25-A to the I-75 ramp with the City responsible for 20% of the project cost.

City Manager comments: This resolution authorizes the City Manager to enter into an agreement with the Ohio Department of Transportation for the repaving of SR 571 from CR 25-A to the northbound ramps of I-75 (0.69 miles) in State Fiscal Year 2014. ODOT requires 20% local participation in its repaving program, which obligates the City to an estimated expenditure of \$69,000 in 2014. This expenditure will be included in the upcoming Capital Improvement Plan.

Mr. Budding sponsored the resolution and moved for its adoption. Mr. Lovett seconded the motion. Mr. Kessler asked if the resolution did not pass would the project be moved back 5 or so years. Mr. Crusey said that was correct and reminded Council they were getting a \$350,000 project for about \$70,000. President Hale asked if this project was part of the 10-Year Plan that was discussed at the study session. Mr. Crusey said that was correct. Motion passed unanimously. Resolution 33-10 was declared passed and President Hale affixed his signature in witness thereto.

Resolution 34-10
Civil Service
Rules/Regulations-
Amendment

A Resolution adopting the rules and regulations as amended by the Civil Service Commission.

Clerk of Council's Summary: The Civil Service rules and regulations were last updated in 1985.

City Manager's Comments: This resolution, if adopted, would update the City's Civil Service Rules and regulations, which are followed for the hiring of police officers. The updated rules and regulation reflect changes that have occurred in State law since the rules were last updated in 1985 and also reflect the City's current hiring practices. The Civil Service Commission met on June 8, 2010 and adopted a motion to amend the rules and regulations as proposed.

Mr. Kessler sponsored the resolution and moved for its adoption. Mayor Gillis seconded the motion and it passed 7-0. Resolution 34-10 was declared passed and President Hale affixed his signature in witness thereto.

Ordinances
(First Reading)
Waste Management, Inc.
Contract

Mayor Gillis sponsored an Ordinance to authorize the granting of a franchise, approval of a permit and the execution of a contract with Waste Management of Ohio, Inc. for the collection and disposal of solid waste, recyclables, and yard waste from residential properties pursuant to Section 55.12 of the Codified Ordinances of Tipp City, Ohio for a four year period commencing on October 1, 2010.

Clerk of Council Summary: The ordinance authorizes a 4-year contract with Waste Management for the collection and disposal of residential refuse, co-mingled recycling collection, and yard waste removal.

City Manager Comments: This ordinance authorizes the City Manager to enter into a four-year contract, with alley pick-up, with Waste Management for the collection and disposal of residential refuse, co-mingled recycling collection and yard waste collection effective October 1, 2010. City Council

reviewed the refuse and recycling bids at its July 19th study session. The 4-year rates for refuse collection are set forth in the ordinance. This ordinance also approves a permit and authorizes a franchise with Waste Management to haul rubbish, garbage, and/or recyclables within the corporate limits and grants them the exclusive rights to collect and dispose of garbage and refuse from residential properties.

Mr. Lovett asked for some discussion as he was not in attendance at the study session. He said it appeared that the current form is to approve alley pickup and 4 members were in favor of alley pickup. Mr. Kessler was against it. The cost appears to be more expensive for alley-pickup. He said he also understands that alley pickup is more expensive on our alleys and since we are in an acute situation where we can't afford all the capital improvements that we need to make now, why is there a majority in favor of alley pickup. Mayor Gillis said in the areas where there is alley pickup, the front yards have walls and steep hills and it would be difficult for residents to get their trash to the front. It was discussed to do a survey during the first year and maybe change the pickup in the second year of the contract. Mr. Gibson said he understood the alley pickup was cheaper for WMI due to the fact that they can pick up two homes at a time. Mr. Crusey said Mr. Mineer said that from a labor standpoint it was more efficient but from a safety aspect it increased their cost due to the liability of hitting poles, structures, etc. Mayor Gillis said even though there is alley pickup, the recycling is picked up at the curb at those homes. Mayor Gillis said Council wanted more investigation on that. Ms. Black added that on her narrow street, a trash truck would block traffic if it was picking up trash. Mr. Lovett asked if there was any estimate on how much it would deteriorate the alleys. Mr. Crusey said they would not be able to quantify that cost simply based on the trash trucks driving on them. Mr. Mineer had said they would still honor the contract price to eliminate alley-pickup if Council wanted to eliminate that in Year 2 of the contract. Alley pickup was reflected on a map that was provided to Council. Mr. Crusey said that 6 weeks notice on a change in alley pickup was a bit too short of notice. Mr. Lovett said he understood better and thanked all for their comments. Mr. Gibson said he was in favor of the alley pickup due to the older residents that may live in that area and it was more convenient.

Mr. Budding said his issue was not with the contract but he felt there should be an opt-out provision. He thought there should be an amendment to Code §55.26 which is the mandatory residential pickup to include the ability for one to dispose of one's garbage in a lawful manner. There is some conflict as a City that we collect \$36,000 in a franchise fee and that is based on what they are able to collect but it is in our best interest as a City to say everyone has to take it and we get more. If there bill is higher, then our collection is higher on top of \$14,000 a year that we would collect as a billing for them. He asked how to amend that section of Code. Mr. Moore said legislation would need to be brought forth to amend the Ordinance. Mr. Crusey said he would need something presented in writing and then the legislation could be prepared.

Mr. Gibson said he was asked that in the past we were in tandem with another community on this contract and now it appears this is just for Tipp City. Mr. Crusey said this contract is only for Tipp City and the City believed it was in our best interest to do this on our own.

Set Public Hearing-
Rezoning 130.319 acres
E. Main Street

Mr. Lovett sponsored an Ordinance to amend the Zoning Code and Map attached thereto by changing the zoning of +/- 130.319 acres (Inlots 4099, 4100, & 4101) located south of East Main Street (SR 571), F-1 (Miami County Flood Plain) to CD/FA/WP (Tipp City Conservation/Flood Plain/Well Field Protection Zoning Classifications).

Clerk of Council Summary: The Planning Board recommended approval of this zoning change.

City Manager Comments: The adoption of this ordinance would rezone Inlots 4099, 4101, & 4101 located on East Main Street from F-1 (Flood Plain to CD/FA/WP (Conservation/Flood Plain/Well Field Protection). The City of Tipp City owns 117.70 acres of the land involved in this rezoning with the remaining 12.619 acres being owned by Allen Senseman and Karen Shell. The Planning Board reviewed this matter at their June 8, 2010 meeting and recommended approval.

Motions
Set date for Beggars
Night

Mayor Gillis asked if Miami County had set their date yet. President Hale said to the best of his knowledge, it would be Thursday, October 28th. Mayor Gills moved to have Beggar's Night on October 28, 2010. Ms. Black seconded the motion.

Mr. Lovett said he would be voting no, he thought it should be October 31, it's Halloween. He said we don't change Christmas around and Halloween shouldn't be either. Mr. Kessler said he agreed but after last year, when it was changed, there were many residents from other communities that showed up and it was a traffic problem. He said he heard multiple complaints. Mr. Gibson said he agreed with Mr. Lovett for Sunday, October 31. Mr. Lovett said people will bus into here if they want to no matter what date we set.

The motion was voted upon and passed 4-3. Ayes: Gillis, Black, Budding and Kessler. Nays: Lovett, Gibson, and Hale. President Hale declared Beggars' Night as Thursday, October 28, 2010 from 6-8pm.

Citizen Comments

There were no comments by citizens on matters not on the agenda.

**Councilmember
Comments**

Mayor Gillis said she welcomed back Cathy Ross this morning and we are pleased she is back and are glad Mrs. Fennell is still filling in this evening for Mrs. Ross. She presented a 50th Wedding Anniversary Proclamation to John and Gretchen Whetstone. There will be a Brown Bag Lunch with the Mayor on September 16 at noon at the Roundhouse in City Park.

Mr. Lovett said he sits on the Ohio Municipal Electric Board as a trustee and he is also a member of the American Public Power Association and is a member of that Policy Planning Council. He just returned from a trip to Washington D.C. The OMEA is an organization of 80+ Ohio cities that provide electric to their citizens. The APPA is a group of over 2000 municipalities throughout the country that supply electric to their citizens, over 45 million Americans. On July 19-21st there was an APPA policy maker's council and they met with a number of representatives and senators. The trip cost approximately \$900. He said the Waxman-Markey Climate Change Bill that passed the House of Representatives last year was analyzed by OMEA staff and it was their estimation that if that legislation is enacted the carbon tax on

carbon dioxide would cost the citizens of Tipp City between \$1.5 and \$3 Million every year. The Climate Change Bill, based on meetings that they had with representatives and staffs, appears to not be going anywhere this year. There is some fear that during a lame-duck session that more regulations may be brought to the floor. That is not likely with this Senate as sixty votes are needed to cut off a filibuster. The EPA has announced its intention to regulate carbon dioxide via the Clean Air Act and they intend to start doing that next year. This will increase the cost of electric to all citizens in this country including Tipp City even though we are a Public Power community. Mr. Lovett continued that it is important to have ongoing efforts necessary due to this potential EPA regulation and also due to the fact that the Climate Change legislation discussions are still on the floor. He said we need to remain diligent and keep working on our relationships in Washington to try to influence them so they will take action favorable to the Public Power communities. Or to ask them to refrain from taking action that may make an impact on our citizens. He said it has been his pleasure and privilege to represent Tipp City on the OMEA Board the entire 6 years and he was just appointed to a policy planning council last year which is just representative of 42 of the 2000 communities.

Mr. Lovett asked for comment on a letter to the editor that appeared in the Troy Daily News, July 31 regarding the safety of children at the Aquatic Center. Mr. Crusey said he received an e-mail complaint from the grandmother involved last Monday regarding an incident involving her grandson. The matter was addressed immediately with Dayton Pool Management and they addressed it immediately with the guards on duty at the time. Mr. Crusey said he has spoken to the grandmother and unfortunately the security cameras were not up and running at that time. Therefore there is no video of the alleged incident. He said there have not been any complaints for the last two years and the safety of our patrons at the Pool is taken very seriously. Again the issue has been addressed with Dayton Pool Management and with the guards.

Mr. Gibson said his family uses the Aquatic Center often and there has never been a hint of any kind of issue and he encouraged everyone to continue using the aquatic center. He also wanted to remind the citizenry of the upcoming Mum Festival (sponsorship and volunteers still sought), the School Athletic program and yearbook people are also looking for sponsorships, the Harvest Fest, and the Winter's Gathering. In the study session the holiday lighting was discussed and whether we should go forward with decoration downtown this year. This is an expense and monies are still tight. He said he welcomed any comments on this matter. He also wished to remind all the proceedings were being taped by KIT-TV and are viewable on the Time-Warner Cable system on Channel 5 in Tipp City. The Cable Access Commission meets on the 4th Thursday of every month in the studios on the second floor of the Monroe Twp. Building.

Ms. Black wanted to remind everyone on August 17th, 9am in the Tipp Monroe Community Services offices there is a meeting of the Downtown Tipp City Partnership. They are also looking for volunteers for upcoming events. Mum Festival is the last weekend of September, Harvest Fest on the 16th, Beggar's Night is Oct. 28, and the Winters Gathering in November.

President Hale said he attended the State Lifeguarding Competition

that was held at the Tipp Aquatic Center this past weekend. The American Red Cross was in charge and it was a nice event. He thought Art Chinn was going to be in attendance as he is going to be have a grand reopening of the Green Fire Bistro and Wine Bar around August 10.

City Manager Comments

Mr. Crusey said he would like to recognize Scarff's Nursery for their donation of time and efforts to maintain the Veteran's Memorial Park. They are responsible for all of the mowing, fertilizing and weed control at that site. Their donation saved the City about \$1,500 annually. Their efforts are greatly appreciated. The City has a vacancy on the Board of Zoning Appeals and applications are available from the Clerk of Council or online at www.tippcityohio.gov. There is going to be a Boil Advisory for Tuesday, August 4 for the area of the Hartman Avenue reconstruction. The waterline is being transferred to the new waterline so by Wednesday afternoon if all goes well, the Boil Advisory should be cancelled. About 50 notices were delivered to the residents affected.

Executive Session

President Hale made a motion to go into Executive Session to discuss Collective Bargaining and to include Council, City Manager Crusey, Law Director Joe Moore, Police Chief Tom Davidson, and Assistant City Manager Brad Vath. Mr. Lovett seconded the motion and it passed unanimously at 8:15pm.

Adjournment

The meeting was adjourned at 9:05 p.m. on a motion by Mr. Kessler, seconded by Mr. Lovett, and unanimously approved.

Patrick Hale, President

Attest: _____
Marilyn Fennell, Acting Clerk of Council

