

6:30 p.m. Study Session:

- Refuse & Recycling Bids
- Updated Civil Service Rules & Regulations
- Advantage Sharing Program (ASP)
- TFAC

Agenda

Tipp City City Council

7:30 p.m. Monday, July 19, 2010

Tipp City Government Center

260 South Garber Drive

Tipp City, Ohio 45371-3116

	Agenda Item	Presenter
1.	Call to Order - Roll Call	President Hale
2.	Prayer for Guidance, Pledge of Allegiance	Pastor John Hughes Skyview Wesleyan
3.	Motion to Approve the Agenda	President Hale
4.	Minutes of the June 21, 2010 Pre-Meeting Study Session Minutes of the June 21, 2010 City Council Meeting	President Hale
5.	Presentations, Proclamations, & Awards	Mayor Gillis
6.	Legislation	
	Ordinances (<i>second reading</i>) A. Ordinance No. __-10: An ordinance directing appropriations to proceed to appropriate permanent and temporary easements on certain described properties inside the corporation limits and declaring an emergency. <u>Clerk of Council Summary:</u> This ordinance authorizes the appropriation of temporary and permanent easements from nine private property owners for streetscape.	Mr. Crusey
	Resolutions (<i>one reading required</i>) A. Resolution No. __-10: A resolution endorsing the multi-county Advantage Sharing Program proposal.	Mr. Crusey

	<p><u>Clerk of Council Summary:</u> This resolution endorses a multi-county, multi-jurisdictional grant program to assist with workforce development.</p> <p>B. Resolution No. __-10: Reaffirming the passage of Ordinance 14-96 and authorizing the City Manager to act on the City's behalf on all matters related to the Tri-Cities North Regional Wastewater Authority (TCA).</p> <p><u>Clerk of Council Summary:</u> This resolution reaffirms the City Manager's authority to act on behalf of TCA and affirms a Wastewater Facilities Agreement between TCA and Miami County</p> <p>C. Resolution No. __-10: A resolution authorizing and directing the City Manager to execute a fire department mutual aid agreement creating a Miami County Hazmat Team.</p> <p><u>Clerk of Council Summary:</u> This resolution authorizes the City's participation in a newly created Miami County Hazmat Team.</p>	
	Ordinances <i>(first reading)</i>	Mr. Crusey
7.	Motions	President Hale
8.	Miscellaneous	President Hale
9.	Citizen Comments on Items Not on the Agenda	
10.	Comments of Councilmembers/City Manager	
11.	Adjournment	

Council welcomes the comments and input of the public during the Council meetings. In order to provide an orderly fashion in which all interested parties have an opportunity to address Council, Council has adopted the following procedure for citizen's comments during any portion of the Council meeting or Public Hearing.

Any citizen who wishes to address Council must first seek recognition from the President of Council. Upon recognition by the President, the speaker should approach the podium, state their name and make their comments. Speakers should not leave the podium to approach Councilmembers without first obtaining permission. After completion of their comments, Council would request that the speakers return to their seat so that any other interested persons could then be recognized and address Council.

The purpose of this procedure is to afford the maximum opportunity for citizen input without any type of disruption of the Council proceedings. While others are addressing Council from the podium, Council requests that audience members not make comments to Council or to individuals at the podium to prevent any potential confusion or disruption.



July 15, 2010

The Honorable Pat Hale &
City Council Members

MEETINGS

Mon., July 19	6:30 p.m.	Study Session
Mon., July 19	7:30 p.m.	City Council
Thur., July 22	7:30 p.m.	Cable Access Commission

AGENDA

PRESENTATIONS, PROCLAMATIONS & AWARDS

ORDINANCES (Second Reading)

- A. **Appropriation of Right-of-Way for Streetscape Project** – This ordinance, if adopted, would direct the Law Director to file petitions for the appropriation of temporary and permanent easements totaling 0.064 acres from nine private property owners for the construction of the next phase of streetscape along Main Street at the intersections of Garber, Tippecanoe and Hyatt. The properties have been appraised by an ODOT approved consultant at a total value of \$31,820. The affected property owners were previously notified and offers made. To date, three property owners have signed easements; however, ODOT is also requiring the mortgage holders to sign a release before the easements can be recorded. Unfortunately, due to the time constraints of the grant programs funding the streetscape improvements, the City must now take action to appropriate the easements or risk losing its grant funding. Following the adoption of this ordinance the Law Director will file the necessary petitions and deposit the specified amounts with the Court of Common Pleas, which will allow the streetscape project to proceed immediately. This legislation contains emergency language so that the ordinance will become effective upon adoption by Council at 2nd reading in order to meet ODOT's funding deadline so as not to risk the grant funding for this project. An emergency ordinance requires a vote of not less than two-thirds of the members of Council per Section 4.15 of the City Charter. A memo from City Engineer Vagedes is attached for your review.

RESOLUTIONS

- A. **TCA** – This resolution reaffirms the City’s passage of Ordinance 14-96, which approved the formation of the Joint Venture Agreement between the cities of Tipp City, Vandalia, and Huber Heights (known as the North Regional Wastewater Authority (TCA)), and recognizes the City Manager’s authority to act on behalf of the City in all matters related to TCA. Furthermore, this resolution affirms the City Manager’s execution of a Wastewater Facilities Agreement (WFA) for planning and construction of wastewater facilities for the southwestern portion of Bethel Township, Miami County, Ohio between TCA and the Board of Commissioners for Miami County, Ohio. City Council discussed this matter during its May 17th pre-meeting study session. The execution of the WFA between TCA and Miami County will result in Miami County withdrawing their request to amend TCA’s Facility Planning Area in western Bethel Township and will contractually allocate to Miami County the authority for planning, funding, and constructing sewers within the southwest Bethel Township planning area.
- B. **Miami County Hazardous Materials Response Team MOU** – This resolution authorizes the City Manager to enter into a 5-year Memorandum of Understanding for support of the newly created Miami County Hazardous Materials Response Team. Each participating county fire department will provide at least two (2) members to the team and will be charged an annual fee of \$250. Tipp City will be responsible for training and physicals to maintain its firefighter’s certification. The Hazmat team will respond to potential hazardous materials incidents within Miami County.
- C. **Advantage Sharing Program** – The adoption of this resolution signifies the City’s endorsement of a multi-county, multi-jurisdictional economic development strategy entitled Advantage Sharing Program. The economic development strategy was facilitated by Wright State University’s Center for Urban & Public Affairs program, with assistance from The University of Dayton. A Steering Committee of public and private leaders oversaw the development of the strategy. The goal of the economic development strategy is to “create an economic and workforce development investment fund to provide additional incentives above and beyond local and state incentives.” The Steering Committee will be pursuing public and private grant dollars to initially fund the program. Communities allocated grant funding would be required to repay 25% of the grant amount over three years. Even if the City adopts a resolution of support, there is no requirement that the City participate in the ASP program. If the City decides at a later date not to participate in the program, we simply do not submit any applications for project funding.

INFORMATIONAL ITEMS

TFAC – From an attendance standpoint the Aquatic Center enjoyed its highest week ever with 8,200 patrons visiting the facility from July 3rd-9th. Total attendance and revenue numbers continue to exceed previous year and 5-year average figures, so long as the weather continues to cooperate.

Right-Turn-On-Red @ Main & Hyatt – The no right-turn-on-red sign from southbound Hyatt to westbound Main was removed this week. Section 70.32 of the Tipp City Code of Ordinances, in part, prohibits right turns against a steady red signal at the intersections of Main Street and Hyatt Street for north travel on Hyatt Street and east and west travel on Main Street. The southbound to westbound prohibition is not part of the ordinance and is therefore not enforceable. Section 4511.13 of the Ohio Revised Code provides Council the authority to adopt an ordinance prohibiting right turns at a steady red signal. However, the Ohio Manual of Uniform Traffic Control Devices establishes criteria for when a no turn on red sign should be considered based upon the results of an engineering study. In order to establish a no-turn-on-red prohibition from southbound Hyatt to westbound Main an engineering study of that intersection would need to be conducted and an ordinance passed by Council, depending upon the results of the engineering study.

I-75 Fiber Crossing – Electric Department crews will be crossing I-75 with a fiber optic cable on Sunday, August 15th at 9:00 a.m. at two locations (Kessler-Cowlesville Rd and W. Main). The fiber is being run to connect the new water tower to the existing water tower west of I-75, which then also connects the new water tower to NAWA. This fiber will also be used as part of the AMR/AMI project. Innerduct (conduit tube) will be installed across I-75 as a means to install future fiber optic cable for various projects and purposes. A strand cable will be run across first and then the innerduct second. ODOT is allowing the City to install these crossings simultaneously using one traffic control setup. The Interstate will be closed for brief periods during the installation, which is expected to take approx. 2 hours. Signage is required 1 week prior to construction notifying drivers of the impending closure. OSP will be slowing or stopping traffic in both directions well before the construction areas. Tipp City Police will be needed to stop traffic on the NB 571 ramp and the SB 69 ramp. Traffic will be allowed to flow between the processes.



*Attachments:
Fire Department Monthly Report
Ohio Attorney General Blog*