MUNICIPALITY OF CARLISLE COUNCIL MINUTES
REGULAR MEETING OF COUNCIL
June 27, 2017 – 6:00 P.M.
760 CENTRAL AVENUE, CARLISLE, OHIO

Mayor Randy Winkler called the Carlisle, Ohio Municipal Council Regular Meeting of Tuesday, June 27, 2017 to order in Council Chambers at the Carlisle Town Hall building, 760 Central Avenue, Carlisle, Ohio. The meeting was opened at 6:00 p.m. with the Pledge of Allegiance.

Roll Call:
Mr. Randy Jewett            present
Mr. Jake Fryman             present
Mr. James Lickliter         absent
Mr. Brad McIntosh           present
Mr. Jonathan McEldowney      present
Ms. Barb Tankersley         present
Mayor Randy Winkler         present

Staff members present:     Village Manager Julie Duffy
                           Clerk of Council Jennifer Harover

Mayor Winkler stated that Mr. Lickliter had contacted him earlier in the week stating that he would be unable to attend this evening’s meeting. Mr. McIntosh made a motion to excuse Mr. Lickliter, seconded by Mr. Jewett.

Roll Call:
Mr. Fryman                 yes
Mr. McIntosh               yes
Mr. Jewett                 yes
Mr. McEldowney             yes
Ms. Tankersley             yes
Mayor Winkler              yes

Mrs. Duffy informed Mayor Winkler and the members of Council that there were last minute changes to this evening’s Agenda. These changes were merely typographical and did not affect the actual legislature of the meeting. Dates of the Minutes should be reflected as June 13th and 19th not May 13th and 19th.

Ms. Tankersley made a motion to approve the changes to the current Agenda, seconded by Mr. Fryman.

Roll Call:
Mr. Jewett                 yes
Mr. McIntosh               yes
Ms. Tankersley             yes
Mr. Fryman                 yes
Mr. McEldowney             yes
Mayor Winkler              yes
The minutes of June 13, 2017 were presented to Council for review. Mr. Jewett made a motion to approve the minutes as presented, seconded by Mr. McIntosh.

Roll Call:

Mr. Fryman        yes
Ms. Tankersley    yes
Mr. McEldowney    yes
Mr. McIntosh      yes
Mr. Jewett        yes
Mayor Winkler     yes

The minutes of June 19, 2017 special meeting were presented to Council for review. Mr. Fryman made a motion to approve the minutes as presented, seconded by Mr. McIntosh.

Roll Call:

Mr. McEldowney    yes
Mr. Jewett        yes
Mr. Fryman        yes
Mr. McIntosh      yes
Ms. Tankersley    yes
Mayor Winkler     yes

Public Forum:

Mr. Chet Miles – 621 Meadowview Court approached Council. Mr. Miles introduced Mr. & Mrs. Lacy as new members of the community in the Eagle Ridge subdivision. Mr. Miles also questioned the lighting on Union Street and if the Village was going to erect lighting in this area. Mrs. Duffy answered the question that lighting is not currently in the works for Union Street. However, there will be additional lighting in place at corners once connector streets are established such as Auburn Meadows and Timer Ridge. Additional lighting other than corners is not currently in the plan. Conduits were run in these areas in case future lighting was necessary.

Council Report:

Ms. Tankersley had questions from community members in regards to the trains moving through town. She has been told that the owners of the tracks have been “renting out” the railway to other companies and was looking for information regarding that issue. Mrs. Duffy did not have any information in regards to that but did mention that she has been in contact with representatives of CSX. More information will be coming out in the Village’s Newsletter regarding the train issues. The CSX rail line actually ends up in Cincinnati at Queensgate Yard which is one of the top 4 rail yards in the nation. There is a lot of increased rail traffic due to the amount of trains going in and out of Cincinnati as they try to maximize the line. The “renting out” of the rail lines was never a topic of conversation with the CSX representative. CSX has been much more proactive in the past couple of weeks with notifying the Village of any possible slow moving trains and/or stopped trains. The Village will post these notifications as they are received on our webpage as well as our Facebook page.
Mr. McEldowney reminded Council that the talks of the pay scale for 2018 need to begin. This has been a recent topic at their retreat and will most likely take a good amount of time to discuss. The year is quickly moving and Council needs to have this on the forefront of their minds to begin the budget talks for next year.

Mr. McIntosh mentioned that he had asked Mrs. Callahan at the beginning of the year for some personnel numbers. They were talking about the pay scale and getting some established numbers for that. He has that file and has been working on it on behalf of Council. He is finishing up and hopes to have some good talking points for Council towards the end of the summer. Mr. McIntosh continues his plea for community members to join Village Boards. The Park Board has a few projects that he would like to see completed but they need another member to make a quorum. Council is anxious to get some movement in the parks again so anyone who is interested, please contact Town Hall. Mr. McIntosh had one more comment in regards to the June 19th special meeting of Council and the land sale. He has received feedback in regards to the timing of this issue. Timing in this situation was not ideal and Council does not normally like to operate that quickly. However, this was the only option at the time and, due to confidentiality with what was discussed in executive session, they could not put a lot of information out to the public. In hind sight, there could have been different avenues to inform the residents but he, as well as other Council members, quickly got into researching the issue and finding facts which delayed the awareness to the public. He apologized for that delay. This was a learning curve for all members of Council.

Mr. Fryman made note that while he was in Washington D.C., there was a meeting with some railroad representatives. He does remember them saying that there are times when they will “lease out” tracks to other companies. He has no idea whether this is the current situation with CSX. The representative did share with him talks about the railroad companies leasing out their tracks for free which is not very popular with the railroad companies. Mr. McIntosh did mention that the double track here in Carlisle is one of the only places between Cincinnati and northern areas where trains can pass each other. Mr. Fryman also wished everyone a very safe and happy Fourth of July.

Mr. Jewett thanked the few members of the public in the audience for coming to tonight’s meeting. He also had some additional comments on the recent land sale purchase from the June 19th Council meeting. The group approached Council and actually wanted a decision from them that night that they showed up. Council was able to delay this decision which gave them just shy of a week to do their research and talk to some community members before speaking again to this group. Between all Council members, he assumes they spoke with upwards of a couple hundred people to get their reactions. Council came back a week later, after educating themselves on what the facility was actually going to be doing, and had limitations set to that of only cultivation. In all of the people that he spoke to, once they knew the ramifications, limitations and the mandates that the State was putting on the facility, he did not have anyone who was adamantly opposed to it. The timing was far from ideal but he feels that Council did the best they could given the circumstances to cover all the basis and come to an informed decision.

**Mayor’s Report:**

Mayor Winkler also touched base on the land sale issue. Based on the internet, this has become a “hot topic.” He has had a few emails come his way as well as a couple of telephone calls. He understands
where folks are coming from with their concerns. One of Council’s biggest concerns was the safety of
the community. Our police chief was in the meeting with them when they spoke with the group. After
talking to the group, if this facility would come to our community, it is on 24-hour lock down. The only
people admitted into the building will be employees and/or people attending business meetings there.
Otherwise, there will be no admittance to “public” at this facility. It will be a building with no windows.
The growing operation would be from lighting only. This facility coming here is still contingent upon
them obtaining a license through the State of Ohio. The State is only giving out twelve licenses so
there is a chance that this will not happen for our community. If they don’t obtain the license, this was
all for not and they won’t be here. The security of the community was one of our biggest concerns and
Council asked a lot of questions to that end. We all felt very comfortable with the security aspect of the
facility. Mayor Winkler was not afraid to say that this facility will be more secure than our pharmacy
which is open every day selling opioids or the bank downtown. Council knew it was a topic that would
not be accepted by some while others did accept it. Council was also looking out for the financial
stability of the community and what this could do for us in that capacity. There was a lot on the table
with a short time to investigate everything. Mayor Winkler believes that Council has done their due
diligence very well as far as safety and security of the community. When the group first addressed
Council, there were three members who adamantly opposed it. After the due diligence of a week’s
time, speaking to community members and meeting with the community businesses, it went a different
direction. Mayor Winkler wanted to extend a public thank you to Franklin Council member, Brent
Centers. Mr. Centers held his first annual bar-b-que. He invited elected officials from various
communities and the county to his home. It was a very nice event and very well attended by county
and local officials. Everyone from fire chiefs to police and sheriffs and other elected officials. It was a
nice way for everyone to get to know each other around the community and to be able to interact in a
casual atmosphere. Mayor Winkler appreciated this invitation and had a very nice time getting to know
other local officials.

Manager’s Report:

Mrs. Duffy was informed by Dan Casson, Service Director, that ODOT, through Barrett Paving, will be
repaving St Rte 123 (Central Avenue) this week. They will tentatively be on site possibly Thursday and,
weather permitting, will be in and out Friday and Saturday. They did check with the Village to be sure
that there were no community events over the Holiday weekend. Traffic will be maintained so the road
will not be closed. However, there will be flaggers present for detouring of any larger vehicles. Mrs.
Duffy also reminded community members that Jamaica Road, North of town, will be closed for bridge
repairs beginning on July 3rd. These repairs are through Montgomery County and they anticipate the
road being closed for approximately 45 days. Mrs. Duffy wanted to express a sincere thank you and
bid farewell to Sherry Barnes. Sherry has been our income tax administrator for the past 15 years. Her
last day will be Friday, June 30th. Prior to the Village of Carlisle, Sherry was a long-term employee with
AT&T. She retired with them and came to work for the Village. She will leave very big shoes to fill.
Our new tax administrator, Dinee Kier, is coming out of the gate running and is trying to keep up.

Committee Report:  none

Old Business: none
New Business: none

First Reading of Ordinances and Resolutions:

RES. 8-17: A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AMENDMENTS TO THE CHARTER OF THE MUNICIPALITY OF CARLISLE, OHIO, AND DECLARING AN EMERGENCY.

Mrs. Duffy explained that this resolution is to submit both to Warren County and Montgomery County Board of Electorates to put on the ballot proposed changes to the Carlisle Charter. The reason for the emergency language is that the resolution has be to in effect by August 9, 2017 in order to be placed on the November 7th ballot. August 9th does give us a time frame to allow for our full three readings but it does not give us time for the thirty day wait period. If adopted after the three readings, it would go on the ballot for the citizens to decide if they would like to adopt or not. This will be read by title only for the first reading along with the second and third readings. The emergency language is to waive the thirty day enactment.

Mr. Fryman made a motion to suspend the rules requiring three readings, and have one reading by title only, and declaring an emergency, seconded by Mr. McIntosh.

Roll Call:

Mr. McIntosh    yes
Ms. Tankersley  yes
Mr. McEldowney  yes
Mr. Jewett      yes
Mr. Fryman      yes
Mayor Winkler   yes

The proposed amendments to the Charter come out of the Carlisle Charter Review Commission. They met over several months to review the Charter. The Charter does require that they meet every five years to review the Charter for any possible changes or issues. When the group met and reviewed the Charter, they requested that changes be made to the number of readings required to adopt a resolution only. This is a similar issue that was put on the ballot in 2012 that changed the readings for ordinances and resolutions. The group met and decided that resolutions, which are not law and merely directions by Council, do not need the three readings and thirty day wait period to be enacted. In order to do business, a lot of times we have to place emergency language in our resolutions because we typically do not have the time frame to wait the three readings and thirty days to enact these motions. They have asked for the citizens to review this request to shorten that time period. Our current Charter does not give a good definition of the difference between an ordinance and a resolution. Part of this requested change will also define what an ordinance is and what a resolution is as part of the Charter.
RES. 9-17: A RESOLUTION AUTHORIZING THE MANAGER OR DESIGNEE TO APPLY FOR, AND ACCEPT A GRANT FROM FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION.

Chief Holbrook has done some research trying to find funding to help purchase equipment for the fire department. He found that Firehouse Subs, the fast food eatery, does offer various grants to first responders and other public safety organizations to purchase needed equipment. This round of grant submission is September 7, 2017. Chief Holbrook is asking for us to submit a grant by that date for the purchase of two thermal imaging cameras. These are heat sensing cameras that the department would use during fire emergencies. They identify heat sources such as victims when areas are very dark and/or filled with smoke. We do currently have one of those cameras that was donated years ago so that equipment is hard to find replacement parts for and/or service. They are looking to replace that camera as well as to get an additional one so that each engine will have one. The September 7th deadline does allow us to go the full three readings plus the thirty day enactment period. The cost of the two cameras is $14,250.

Mr. McEldowney thanked Chief Holbrook for finding alternative ways to purchase such equipment for the department. He appreciates the initiative in applying for this grant.

RES. 10-17: A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH JOHN R. JURGENSEN FOR BEACHLER ROAD RESURFACING AND DECLARING AN EMERGENCY.

Mrs. Duffy explained the emergency is so we can award the bid for the Beachler Road repaving project. This is another great opportunity. We have matching funds from OPWC. OPWC will be paying 69% of the project, the Village will have 31% matching funds. This will be to repave from the railroad tracks at Roscoe Roof Park down to the area of Carlisle Crossing apartments. The grant period will access money July 1st so we will need to have this passed quickly so they can begin paving soon after the enactment period with the goal to have it completed prior to the beginning of school.

Mr. Jewett made a motion to suspend the rules requiring three readings, and have one reading by title only, and declaring an emergency, seconded by Ms. Tankersley.

Roll Call:

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<td>Mr. Fryman</td>
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<td>Mr. McEldowney</td>
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<td>Ms. Tankersley</td>
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<td>Mayor Winkler</td>
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The Village did receive two bids for this project. John R. Jurgensen was the lowest and best bid as determined by our Village Engineer who did review the contracts. Prices came in very good. When this project was originally put together to submit for a grant, we estimated the construction cost of this
project to be around $280,000 and the actual bids came in at $128,000. Asphalt prices are looking rather good at the moment. The Village will pay 31% of the actual costs.

With no further discussion, Mr. Fryman made a motion to adopt, seconded by Mr. McIntosh.

**Roll Call:**

- Mr. Jewett: yes
- Mr. McIntosh: yes
- Ms. Tankersley: yes
- Mr. Fryman: yes
- Mr. McEldowney: yes
- Mayor Winkler: yes

Resolution passed on this day will be entered into Resolution Record Book as Res. 10-17.

RES. 11-17: A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO RENEW AN AGREEMENT WITH THE MILLER VALENTINE GROUP FOR PROPERTY SALES AND MARKETING REPRESENTATION AND DECLARING AN EMERGENCY.

Mrs. Duffy explained the emergency is that our current agreement with Miller Valentine, for the purpose of promoting and potentially selling land in the Business Park, has expired. It expired June 20, 2017 so it is recommended that Council renew the agreement with them as we have a pending land sale issue that will either happen or not happen within the duration of the next twelve months.

Mr. McIntosh made a motion to suspend the rules requiring three readings, and have one reading by title only, and declaring an emergency, seconded by Mr. Fryman.

**Roll Call:**

- Mr. McIntosh: yes
- Mr. Fryman: yes
- Mr. Jewett: yes
- Mr. McEldowney: yes
- Ms. Tankersley: yes
- Mayor Winkler: yes

Mr. Fryman wanted to extend his thanks to Miller Valentine and our representative, Jerry Smith, for all of their hard work in attempting to sell some of the land that we have in the Business Park. He appreciates the work they have done for us.

With no further discussion, Mr. Jewett made a motion to adopt, seconded by Mr. McIntosh.
**Roll Call:**

Mr. Jewett       yes
Mr. McIntosh     yes
Ms. Tankersley  yes
Mr. Fryman       yes
Mr. McElDowney  yes
Mayor Winkler    yes

Resolution passed on this day will be entered into Resolution Record Book as Res. 11-17.

**ORD. 9-17:** AN ORDINANCE DETERMINING TO PROCEED WITH THE LIGHTING OF STREETS, LANES AND OTHER PUBLIC WAYS IN THE MUNICIPALITY OF CARLISLE, OHIO.

Mrs. Duffy explained the process to assess street lights against property tax is a three step process. The first step was passed by Council on May 23, 2017. The next two ordinances, one to proceed with lighting of the streets and one for special assessments on to property taxes, happen concurrently. It will take three readings plus the thirty day enactment period before we submit to the County Auditor. Carlisle assesses the actual costs for operating street lights throughout the town based on last year's costs. It will cost in true value, not the assessed valuation, of a $100,000 home approximately $24. These are operational costs and not capital improvement costs.

**ORD. 10-17:** AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR LIGHTING OF THE STREETS, LANES AND OTHER PUBLIC WAYS IN THE MUNICIPALITY OF CARLISLE, OHIO WITH ELECTRIC LIGHTING.

**ORD. 11-17:** AN ORDINANCE ACCEPTING THE DEDICATION OF STREETS IN THE TIMBER RIDGE SUBDIVISION, SECTION SEVEN, AND VILLAS TIMBER RIDGE SUBDIVISION, SECTION FOUR.

The developer has made improvements in Timber Ridge as well as the Villas section of Timber Ridge. This is for two separate streets that they have put the final course on, Magnolia Court and Silver Oak Court. Our Village Engineer and Service Director have reviewed the improvements and they have agreed that the Village can accept the streets at this point.

**Second and Third Readings of Ordinances and Resolutions:** None
With no further business, Mr. Jewett made a motion to adjourn, seconded by Mr. McEldowney.

**Roll Call:**

- Ms. Tankersley: yes
- Mr. McIntosh: yes
- Mr. Fryman: yes
- Mr. McEldowney: yes
- Mr. Jewett: yes
- Mayor Winkler: yes

Meeting adjourned at 6:38 p.m.

Date: 7-11-17

Mayor

Attest:

Clerk of Council