

BEAVERCREEK CITY COUNCIL  
REGULAR MEETING February 27, 2017 6:00 p.m.

**PRESENTATIONS**

◆ Gift to City, Scott Hadley, Past Mayor

**CALL TO ORDER**

Mayor Stone called the meeting to order followed by roll call.

PRESENT: Council Member Jarvis, Council Member Litteral, Council Member Upton, Council Member Wallace, Council Member Whilding, Vice Mayor Vann, Mayor Stone

ABSENT: None

TARDY: None

ALSO IN ATTENDANCE: Jill Bissinger, Human Resources; Dennis Evers, Chief of Police; Bill Kucera, Financial Administrative Services Director; Dianne Lampton, Clerk of Council; Pete Landrum, City Manager; Jeff McGrath, Planning & Zoning Director; Steve McHugh, Legal Counsel; Jeff Moorman, City Engineer; Mike Thonnerieux, Public Administrative Services Director

**PLEDGE**

Council Member Litteral led the pledge and a moment of silence.

**APPROVAL OF AGENDA**

Council Member Litteral MOVED to remove agenda item V.B. Ordinance 17-03, seconded by Council Member Upton. Motion PASSED by majority voice vote.

Council Member Whilding MOVED to approve the agenda as amended, seconded by Council Member Litteral. Motion PASSED by majority voice vote.

**PUBLIC HEARING – A-17-1 Donna Kuhbander Agricultural District**

Clerk Lampton read a renewal application for placement of farmland in an agricultural district pursuant to the Ohio Revised Code Section 929.02. The property is located at 185 N. Alpha-Bellbrook Road further described as Book 1, Page 19, Parcels 1 and 2 on the Greene County Property Tax Atlas.

Applicant Presentation  
No presentation

Staff Presentation

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Mr. McHugh explained this is a requirement to maintain a tax classification status. He said r staff reviewed the application and found no reason not to approve the application.

He explained this gives the applicant a tax benefit to be designated as agricultural use. It provides protection from eminent domain and provides defense with respect to certain nuisances. He said this is required every five years.

Public Input

There being no public input, therefore the public hearing was closed.

Council Input

No input

Resolution 17-07

Vice Mayor Vann MOVED to approve Resolution 17-05, seconded by Council Member Litteral. Motion PASSED by majority voice vote.

## **ORDINANCES, RESOLUTIONS AND PUDS**

### **Ordinance 17-02 Appropriate the Right-of-Way (Michael Hammermeister) for the Shakertown Road Widening Project (Second Reading)**

Clerk Lampton read an Ordinance to appropriate certain real property interests owned by Michael K. Hammermeister, for the Shakertown Road Widening Project in the City of Beavercreek, Ohio.

There being no input, the public hearing was closed.

This Ordinance will move automatically to the Third Reading.

### **Ordinance 17-04 Approval of Employee Manual Revisions (First Reading)**

Clerk Lampton read an Ordinance repealing current personnel rules and regulations for the City of Beavercreek.

Ms. Bissinger explained the proposed changes to the manual was based on state and federal regulations, procedural clarifications and new policies. She said they did have an additional revision for council's consideration under Section 4.02 Sick Leave. She said they are recommending the category previously added for employees hired after January 1, 2017 reducing the number of sick days earned annually be removed. She said employees would continue to earn 12 sick days per year. She said legal counsel has reviewed the proposed document and if council approves management would like to make the updated employee manual retroactively effective January 1, 2017.

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Mayor Stone said there will be a need to make a motion to eliminate Section 4.02 Sick Leave, Subsection B, Paragraph 3.

Council Member Upton said council reviewed this extensively at the last work session.

Council Member Litteral MOVED to approve Ordinance 17-04 with the elimination of section 4.02, Subsection B, Paragraph 3 and move to the second and third readings, seconded by Council Member Upton. Motion PASSED by majority voice vote.

### **LIQUOR PERMITS**

#### **Osaka LLC dba Osaka (Stock)**

Chief Evers explained the Ohio Department of Commerce, Division of Liquor Control sent notification of a request regarding a change of corporate stock on a D5I, D6 liquor permit for Osaka LLC DBA Osaka, 2476 Commons Blvd., Beavercreek, OH 45432. The record checks required by the Ohio Department of Commerce – Division of Liquor Control were conducted on the applicant/shareholders for this application request. Staff recommended this application request move forward with no comment.

Council Member Litteral MOVED to accept without comment, seconded by Council Member Jarvis. Motion PASSED by majority voice vote.

### **DECISION ITEMS**

#### **Acceptance of 4<sup>th</sup> Quarter 2016 Financial Summary**

Council Member Upton MOVED to accept the 4<sup>th</sup> Quarter 2016 Financial Summary, seconded by Council Member Litteral. Motion PASSED by majority voice vote

#### **Appointments to Boards and Commissions**

##### *Planning Commission (2 Vacancies)*

Vice Mayor Vann MOVED to open nominations for Planning Commission, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Council Member Wallace nominated Tiffany Akers. Council Member Litteral nominated Nicholas Loftis. Council Member Whilding nominated Sunder Bhatla. Council Member Upton nominated Daniel Archibald. Council Member Wallace nominated Nathaniel Shrider.

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Vice Mayor Vann MOVED to close nominations for Planning Commission seconded by Council Member Jarvis. Motion PASSED by majority voice vote.

Vote 1 by show of hands: Tiffany Akers 4, Daniel Archibald 2, Sunder Bhatla 1, Nicholas Loftis 6, Nathaniel Shrider 3

Council Member Wallace MOVED to appoint Tiffany Akers and Nicholas Loftis to the Planning Commission for the term March 1, 2017 through February 29, 2020, seconded by Council Member Litteral. Motion PASSED by majority voice vote.

*Planning Commission (1 Unexpired Vacancy ending February 28, 2019)*

Council Member Whilding nominated Sunder Bhatla. Council Member Upton nominated Daniel Archibald. Council Member Wallace nominated Nathaniel Shrider.

Vice Mayor Vann MOVED to close nominations for Planning Commission seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Vote 1 by show of hands: Sunder Bhatla 1, Daniel Archibald 3, Nathaniel Shrider 3.

Vote 2 by show of hands: Daniel Archibald 2, Nathaniel Shrider 4.

Vice Mayor Vann MOVED to appoint Nathaniel Shrider to the Planning Commission for the term ending February 28, 2019, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

*Board of Zoning Appeals (2 Vacancies)*

Council Member Litteral MOVED to open nominations for Board of Zoning Appeals, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Council Member Litteral nominated Brian Kruse. Council Member Jarvis nominated Jonathan Hung. Council Member Upton nominated Daniel Archibald.

Council Member Litteral MOVED to close nominations for Board of Zoning Appeals, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Vote 1 by show of hands: Brian Kruse 6, Jonathan Hung 5, Daniel Archibald 2.

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Council Member Litteral MOVED to appoint Brian Kruse and Jonathan Hung to the Board of Zoning Appeals for the term March 1, 2017 through February 29, 2020, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

*Parks, Recreation & Culture Board (1 Vacancy)*

Council Member Wallace MOVED to open nominations for Parks, Recreation & Culture Board, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Vice Mayor Vann nominated Dan Tipps

Council Member Litteral MOVED to close nominations for Parks, Recreation & Culture Board, seconded by Vice Mayor Vann. Motion PASSED by majority voice vote.

Vice Mayor Vann MOVED to appoint Dan Tipps to the Parks, Recreation & Culture Board for the term March 1, 2017 through February 29, 2020 seconded by Council Member Jarvis. Motion PASSED by majority voice vote.

*Bikeway and Non-Motorized Transportation Advisory Board (1 Vacancy)*

Vice Mayor Vann MOVED to open nominations for Bikeway and Non-Motorized Transportation Advisory Board seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Council Member Wallace nominated Matthew Anderson. Council Member Whilding nominated Joe Godwin.

Council Member Wallace MOVED to close nominations for Bikeway and Non-Motorized Transportation Advisory Board, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Vote 1 by show of hands: Matthew Anderson 2, Joe Godwin 5

Council Member Whilding MOVED to appoint Joe Godwin to the Bikeway and Non-Motorized Transportation Advisory Board for the term March 1, 2017 through February 29, 2020, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

*Bikeway & Non-Motorized Transportation Advisory Committee (2 Unexpired Vacancies ending February 28, 2019)*

Council Member Whilding nominated Matthew Anderson.

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Council Member Litteral MOVED to close nominations for Bikeway and Non-Motorized Transportation Advisory Board, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Vice Mayor Vann MOVED to appoint Matthew Anderson to the Bikeway and Non-Motorized Transportation Advisory Board for the term ending February 28, 2019, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

*Tax Incentive Review Council (1 Vacancy)*

Vice Mayor Vann MOVED to open nominations for Tax Incentive Review Council, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Vice Mayor Vann nominated Jason Scott.

Council Member Upton MOVED to close nominations for Tax Incentive Review Council, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Vice Mayor Vann MOVED to appoint Jason Scott to the Tax Incentive Review Council for the term March 1, 2017 through February 29, 2020, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

*Environmental Advisory Committee (3 Vacancies)*

Vice Mayor Vann MOVED to open nominations for Environmental Advisory Committee, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Council Member Litteral nominated Lisa Boone-Berry. Vice Mayor nominated John Koerner. Council Member Upton nominated Javaid Iqbal.

Vice Mayor Vann MOVED to close nominations for Environmental Advisory Committee, seconded by Council Member Litteral. Motion PASSED by majority voice vote.

Council Member Upton MOVED to appoint Lisa Boone-Berry, John Koerner and Javaid Iqbal to the Environmental Advisory Committee for the term March 1, 2017 through February 29, 2020, seconded by Council Member Wallace. Motion PASSED by majority voice vote

*Environmental Advisory Committee (1 Unexpired Vacancy ending February 28, 2019)*

Vice Mayor Vann nominated Melissa Wade.

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Council Member Upton MOVED to close nominations for Environmental Advisory Committee, seconded by Vice Mayor Vann. Motion PASSED by majority voice vote.

Vice Mayor Vann MOVED to appoint Melissa Wade to the Environmental Advisory Committee for the term March 1, 2017 through February 28, 2019, seconded by Council Member Wallace. Motion PASSED by majority voice vote

*Environmental Advisory Committee (2 Unexpired Vacancies ending February 28, 2018)*

Council Member Wallace nominated Collin Rust.

Vice Mayor Vann MOVED to close nominations for Environmental Advisory Committee, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Council Member Wallace MOVED to appoint Collin Rust to the Environmental Advisory Committee for the term March 1, 2017 through February 28, 2018, seconded by Council Member Jarvis. Motion PASSED by majority voice vote

*Investment Committee (1 Vacancy)*

Vice Mayor Vann MOVED to open nominations for Investment Committee, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Vice Mayor Vann nominated Sunder Bhatla.

Council Member Jarvis MOVED to close nominations for Investment Committee, seconded by Council Member Wallace. Motion PASSED by majority voice vote.

Council Member Litteral MOVED to appoint Sundar Bhatla to the Investment Committee for the term March 1, 2017 through February 29, 2020, seconded by Council Member Jarvis. Motion PASSED by majority voice vote.

*Personnel Board (2 Vacancies)*

Council Member Wallace MOVED to open nominations for Personnel Board, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Vice Mayor Vann nominated Daniel Archibald. Council Member Wallace nominated Laura Davis.

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Vice Mayor Vann MOVED to close nominations for Personnel Board, seconded by Council Member Whilding. Motion PASSED by majority voice vote.

Council Member Litteral MOVED to appoint Daniel Archibald and Laura Davis to the Personnel Board for the term March 1, 2017 through February 29, 2020, seconded by Vice Mayor Vann. Motion PASSED by majority voice vote.

#### **CITY MANAGER'S REPORT**

Mr. Landrum reviewed roadway construction that would be occurring at the area of Dayton-Xenia Road and North Fairfield Road. He congratulated John Woltja and Pat Tilt for their recent graduation from the ODNR Tree Commission Academy. Mr. Landrum gave an update on the continuing remodel/construction of the Lofino Center. Congratulations to Soin Medical Center on their five year anniversary.

#### **MAYOR'S REPORT**

Mayor Stone attended the Day of Caring Breakfast which raised a sizable amount of money. He attended the Eagle Scout luncheon and thanked TJ Awards for the wooden tokens that he passed onto the scouts. GreeneBucs gave three AmTrikes® away on Saturday. He also attended the Dayton Dragons anthem tryouts.

#### **COUNCIL TIME**

Council Member Litteral congratulated Ambucs. She asked that people slowdown in construction zones for everyone's safety.

Council Member Upton said Weekend of Jazz was this weekend and tickets were still available.

Council Member Jarvis said the Beaver creek Boys' Basketball team was continuing on in the tournament.

#### **CITIZEN COMMENTS**

There being no citizen comments, citizen comments was closed.

#### **ADJOURNMENT**

Council Member Whilding MOVED to adjourn the meeting at 6:50 p.m., seconded by Council Member Wallace. Motion PASSED by majority voice vote.

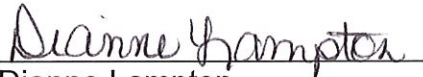


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\_\_\_\_\_  
Bob Stone, Mayor

ATTEST:



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Dianne Lampton  
Clerk of Council  
Cmin022717

