

# RECORD OF PROCEEDINGS

## MEETING OF COUNCIL

December 10, 2018

Mayor O'Callaghan called the City of Union council meeting to order on Monday, December 10, 2018 at 7:30 p.m.

Attendance was taken and the following council members were present: Mayor O'Callaghan, Mr. Blackwell, Mrs. Perkins, Mrs. Oberer, Mrs. Huggins, and Mr. Bruns.

Other city staff members attending the meeting were John Applegate, City Manager, Denise Winemiller, Clerk of Council, and Joe Moore, Law Director.

Mayor O'Callaghan called for a moment of silence.

Mayor O'Callaghan said that Mrs. Kyle had called in and was ill and unable to attend the meeting. He moved to excuse Mrs. Kyle. Mr. Bruns seconded the motion. All concurred and Mrs. Kyle's absence was excused.

1. Mayor O'Callaghan asked if there were any additions, corrections, or deletions for the minutes of the November 13, 2018 council meeting.

There were no corrections so Mr. Bruns moved that the minutes be accepted as prepared. Mr. Blackwell seconded the motion. The minutes of the November 13, 2018 council meeting were accepted as prepared.

2. Citizen's and Visitor's Comments

There were no comments from any citizens or visitors in the audience.

3. Reappointment of Carolyn Bruns as member of Park Board.  
New Term – 1/2019 to 12/2022

Mayor O'Callaghan moved that they reappoint Carolyn Bruns for another term as a member of Park Board. He said she was asked and agreed to serve another term. Mr. Bruns seconded the motion. All concurred and the motion was passed.

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4. ONE READING – ORDINANCE 1688 – AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS ORDINANCE FOR 2018 AND DECLARING AN EMERGENCY.

Mr. Applegate said this was an annual housekeeping ordinance concerning the fiscal year appropriations passed in 2018. This ordinance amends the ordinance passed last December with various increases and decreases in certain funds.

Mr. Bruns moved that Ordinance 1688 be declared an emergency for the reasons set forth in the ordinance. Mr. Blackwell seconded the motion. All concurred and the motion was passed.

Mr. Bruns then moved to have the one and only reading and adopt Ordinance 1688. All concurred and the motion was passed. Emergency Ordinance 1688 was adopted on the first reading.

5. ONE READING – ORDINANCE 1689 – ANNUAL APPROPRIATION ORDINANCE FOR FISCAL YEAR 2019 AND DECLARING AN EMERGENCY.

Mr. Applegate said this ordinance would enact the appropriation ordinance for 2019. He said he had met with the Budget Committee and this lays out what they are planning to do for 2019. He said that possibly someone from the budget committee would like to comment.

Mr. Bruns said the Budget Committee had met including him along with Mrs. Perkins, Mayor O’Callaghan, Mr. Applegate, and Mrs. Winemiller. He said as always, they wished they had more money to work with but they had agreed on the budget for 2019.

Mr. Bruns then moved that Ordinance 1689 be declared an emergency for the reasons set forth in the ordinance. Mr. Blackwell seconded the motion. All concurred and the motion was passed.

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Mr. Bruns moved that they have the one and only reading of emergency ordinance 1689. Mr. Blackwell seconded the motion. All concurred and Emergency Ordinance 1689 was adopted.

6. **ONE READING** – ORDINANCE 1690 – AN ORDINANCE ESTABLISHING A REGULAR PAY TABLE, ASSIGNING PAY GRADES, STEPS/SALARIES AND MAXIMUM NUMBER OF FULL-TIME, REGULAR PART-TIME, PART-TIME (SEASONAL) AND AUXILIARY POSITIONS WITHIN THE CITY OF UNION FOR 2019 AND DECLARING AN EMERGENCY.

Mr. Applegate said that with the adoption of the budget for 2019, this would be the pay table for the employees for 2019.

Mr. Bruns asked what the minimum wage was for Ohio. Mrs. Winemiller was able to look the exact amount up and it is currently \$8.30. Mr. Bruns said that there was a figure on the payroll ordinance of \$8.10, below minimum wage. They asked Mr. Moore if that would be a problem and he said it would not. Mr. Applegate said it was listed in a range of amounts of pay so was not an issue.

Mr. Bruns moved that Ordinance 1690 be declared an emergency for the reasons set forth in the ordinance. Mr. Blackwell seconded the motion. All concurred and the motion was passed.

Mr. Bruns then moved to have the one and only reading and adopt emergency ordinance 1690. Mr. Blackwell seconded the motion. All concurred and the motion was passed. Emergency Ordinance 1690 was adopted.

7. **ONE READING** – RESOLUTION 18-20 - A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE LAW OFFICE OF THE MONTGOMERY COUNTY PUBLIC DEFENDER TO PROVIDE LEGAL SERVICES FOR INDIGENT PERSONS CHARGED WITH JAILABLE OFFENSES UNDER THE CITY'S LOCAL ORDINANCES.

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Mr. Applegate said this was required to be passed yearly and was an agreement with Montgomery County that indigent people would be able to have a public defender. Mr. Applegate recommended the approval of this resolution.

Mrs. Perkins moved to have one reading of Resolution 18-20. Mr. Blackwell seconded the motion. All concurred and Resolution 18-20 was adopted.

### 8. Open Agenda

Mayor O'Callaghan read a thank you note to the police department from Sally Merrill, thanking them for their service and for allowing her to feel very secure in Union. She wished everyone a happy Thanksgiving and Christmas.

The Mayor thanked everyone involved with helping with the tree lighting event. He said members of council and the park board were present. He thanked Mr. Applegate for serving the hot chocolate, Covered Wagon for their cookies, and Mr. and Mrs. Santa Claus. He also said he appreciated all of the lights and the decorated Christmas tree done by the city.

Mayor O'Callaghan reminded everyone that the Park Board would be out starting at 7:00 p.m. on December 11, driving throughout the town, choosing the homes with the best holiday lighting.

The Mayor and all of the council members wished everyone a merry Christmas and a happy new year.

Mr. Blackwell asked if the change with the Montgomery County Animal Resource Center where they would not be picking up cats, would affect the city. Mr. Applegate said they would be meeting with them. This change would affect the city. They still get calls to pick up cats and get requests for the live animal traps so they could be taken to the county.

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Mr. Bruns asked if there was anything pending for a second meeting in December. Mr. Applegate said not that he was aware of. Mr. Bruns moved that the December 26, 2018 Union council meeting be cancelled. Mr. Blackwell seconded the motion. All concurred and the motion was passed.

Mr. Applegate said it had been a real pleasure working with the council this year. He said that 2018 had been a very good year for the City of Union and he thought that 2019 would be even better. He said he hoped it would also be a good year for the city's industrial park. Mr. Applegate said he hoped everyone would enjoy the holidays.

Mr. Moore gave a brief summary of the purpose of Resolution 18-20 to provide a public defender. He said Union uses the Vandalia Court, and people plead either guilty or not guilty and may be referred to the public defender. They have to then go through a process to determine if they are indigent or not and if they are unable to afford a lawyer, they will use the services of a public defender. Mr. Moore said that public defenders spend two to four hours a day in court.

Mrs. Winemiller wished everyone a merry Christmas and a happy new year and said she was looking forward to 2019.

9. Mr. Bruns moved that the council meeting be adjourned. Mr. Blackwell seconded the motion. All concurred and the December 10, 2018 council meeting was adjourned.

The next City of Union Council meeting will be held on January 14, 2019.

Respectfully submitted,

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Denise A. Winemiller,  
Clerk of Council

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John Bruns, Vice Mayor