

RECORD OF PROCEEDINGS

MEETING OF COUNCIL

January 28, 2019

Mayor O'Callaghan called the City of Union council meeting to order on Monday, January 28, 2019 at 7:30 p.m.

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

1. Mayor O'Callaghan asked if there were any additions, corrections, or deletions for the minutes of the January 14, 2019 council meeting.

There were no corrections so Mr. Bruns moved that the minutes be accepted as prepared. Mr. Blackwell seconded the motion. Mrs. Oberer abstained and the other council members voted in favor of the motion. The minutes of the January 14, 2019 council meeting were accepted as prepared.

2. Citizen's and Visitor's Comments

Mayor O'Callaghan recognized a Union resident identified as Chuck who had asked to address the council.

The resident asked about the cost of hydrofluoric acid and referenced some information about fluoride in the drinking water and then thanked the council for granting him time to speak at the meeting.

3. **FIRST READING** – ORDINANCE 1693 - AN ORDINANCE TO PREVENT UNSOLICITED WRITTEN MATERIALS FROM DAMAGING AND INTERFERING WITH CITIZEN'S PRIVATE PROPERTY. (three readings)

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Mr. Applegate said this Ordinance was in reference to a discussion at the last meeting about legislation from Upper Arlington regarding the handling of unsolicited material. Mr. Applegate said as he was going through town, he saw some of the ads blowing down the street, lying in driveways, yards, and he even saw one going into the storm sewer. He said they have been receiving complaints from residents regarding this and if items were going to be delivered, they should at least be delivered properly.

Mr. Bruns moved to have the first reading of Ordinance 1693. Mr. Blackwell seconded the motion. All concurred and Ordinance 1693 was passed to the second reading.

4. **ONE READING** – ORDINANCE 1694 - AN ORDINANCE AMENDING THE PROVISIONS OF THE MUNICIPAL INCOME TAX ORDINANCE TO PROVIDE FOR A PERMANENT INCREASE IN THE AMOUNT OF ONE PERCENT (1%) IN THE INCOME TAX RATE EFFECTIVE JANUARY 1, 2020 FOR THE PURPOSES OF GENERAL MUNICIPAL OPERATIONS; MAINTENANCE OF EQUIPMENT; ACQUISITION OF NEW EQUIPMENT; EXTENSION, ENLARGEMENT AND IMPROVEMENT OF MUNICIPAL SERVICES AND FACILITIES; AND CAPITAL IMPROVEMENTS, INCLUDING DEBT SERVICE CHARGED THEREON; OF THE CITY OF UNION AND DECLARING AN EMERGENCY.

Mr. Applegate said that he had included a brief memo in the council's packets regarding the income tax and a proposed one percent increase. He said this was needed so the city could spend additional funds on the streets, which would protect property values in Union. He said the income tax would still be a credit as before and would only be on earned income, no pensions or social security.

He said they had a five year plan for the streets for a cost of five million dollars. He said they would start with the oldest streets first and move throughout the town. He said that this really needed to be done. He said that they had discussed it at a budget committee meeting and that this would be something that would be decided by the voters.

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Mr. Applegate said the people working at Procter and Gamble currently pay one percent to Union and the other 1.5 percent to Dayton if they are Dayton residents. If approved by the voters they would pay the same total tax rate of 2.5 percent but two percent would come to Union and ½ percent to Dayton.

He added that what they were getting now about \$250,000 a year from the street levy which did not go very far.

Mr. Applegate said they would need to create literature to help the people decide if they wanted this.

Mr. Bruns said the budget committee had discussed this at length and everyone had expressed their concerns.

This legislation would need to be done as an emergency so they could meet the deadline of February 7th to provide the information to the Board of Elections so it could be on the May ballot.

Mrs. Perkins said she was reluctant to raise taxes but all evidence, avenues, and possibilities had been explored and they needed to maintain the streets.

Mayor O'Callaghan said if passed, the increase would not go into effect until January, 2020.

When asked when the last time streets were done, Mr. Applegate said they had been done as part of Issue II projects, like replacing the water lines on West Martindale Road, and they had been using Slurry Seal, Reclamite, and Chip and Seal on the roads.

Mr. Bruns moved that Ordinance 1694 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. Burns then moved to have the one and only reading and adopt emergency Ordinance 1694. Mr. Blackwell seconded the motion. All concurred and the motion was adopted. Ordinance 1694 was adopted on the first reading.

5. **ONE READING** – RESOLUTION 19-01 - A RESOLUTION SPECIFYING MAY 7, 2019 AS THE DATE FOR SUBMITTING TO THE ELECTORATE OF THE CITY OF UNION A PROPOSAL TO PROVIDE FOR A PERMANENT INCREASE IN THE CITY OF UNION MUNICIPAL INCOME TAX OF ONE PERCENT (1.00%) EFFECTIVE JANUARY 1, 2020 AND DIRECTING THE BOARD OF ELECTIONS OF MONTGOMERY AND MIAMI COUNTY, OHIO TO PLACE THE ISSUE ON THE BALLOT.

Mr. Applegate said that this resolution was related to the previous ordinance and is a requirement of the Ohio Revised Code to put the issue on the ballot. Both Ordinance 1694 and Resolution 19-01 need to be adopted to send this matter to the Board of Elections.

Mr. Bruns moved to have the one and only reading and adopt Resolution 19-01. Mr. Blackwell seconded the motion. All concurred and the motion was passed.

6. Open Agenda

Mayor O'Callaghan read a thank you note from a grateful residence in Mill Ridge Village, thanking Captain Allen and several other officers for their assistance.

Mr. Bruns reminded everyone that the next council meeting would be on February 11.

Mr. Applegate said the snow removal went very well over the last weekend and that they had very good participation by the residents in getting their vehicles off the street.

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Mr. Applegate suggested everyone get ready for the cold weather that would hit in a few days.

He added that East Martindale was now open. It had been closed for high water which had then frozen on the road.

When asked how the city was doing on their salt supply, Mr. Applegate said they were doing well and just had one hundred tons delivered.

Mrs. Winemiller told the council that she had provided them with the December fund sheet for 2018.

7. Mr. Bruns moved that the January 28, 2019 council meeting be adjourned. Mrs. Huggins seconded the motion. All concurred and the council meeting was adjourned.

The next City of Union Council meeting will be held on February 11, 2019.

Respectfully submitted,

Denise A. Winemiller,
Clerk of Council

John Bruns, Vice Mayor