

## Englewood City Council

October 27, 2009

The Englewood City Council met this date at the Englewood Government Center with Mayor Patricia Burnside presiding.

**COUNCIL MEMBERS PRESENT:** Joe Zumwald, Jim Campise, Judy Gerhard, Thomas Franz and Marlyn Flee. Mike Kline was not present. Mr. Campise moved to excuse Mr. Kline and Mr. Flee seconded the motion. **VOTE:** Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea. Motion approved.

**CITY STAFF & OFFICIALS PRESENT:** Eric A. Smith, City Manager, Mike McNamee, Law Director, and Karen Sodders, Clerk of Council.

**APPROVAL OF MINUTES:** The Minutes from the Regular Session meeting held September 22, 2009 were approved as presented.

**VISITORS LIST:** The visitors list contained four (4) names and is on file in the Clerk's office.

**ADDITION TO THE AGENDA:** Mrs. Burnside announced the addition of Bill No. 09-12 to the agenda and a correction to an existing resolution already on the agenda. Mr. Franz moved to add Bill No. 09-12 to the agenda and Mrs. Gerhard seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved.

### **VISITORS & COMMUNICATIONS:**

1. Mrs. Burnside presented a proclamation for "National Breast Cancer Awareness Month" to Linda Blum, President of the Northmont Board of Education. Mrs. Blum spoke on behalf of breast cancer awareness and then announced to Council that the Northmont City Schools had been awarded the designation of "Excellence with Distinction".
2. Mr. Sam McConnell and Joe Lofino, representing the Sinclair Learning Center, presented a framed "Local Heroes" poster to Fire Chief Bud Bergman and Police Chief Mark Brownfield. Sergeant Lang announced a big break in an Englewood "cold case" from 1987.
3. Donna Baker, Director of the Northmont Branch, Dayton Metro Library, gave a presentation regarding the upcoming Library Levy.
4. The floor was opened to anyone present who wished to speak to the Council regarding any matter not already on the agenda. There was no one to speak.

### **ORDINANCES & RESOLUTIONS:**

1. Bill No. 09-11 – TO REVISE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ENGLEWOOD, OHIO DURING FISCAL YEAR ENDING DECEMBER 31, 2009 (1<sup>ST</sup> reading)

Mr. Franz moved to suspend the rules requiring three readings and pass Bill No. 09-11 on the first reading. Mr. Campise seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved. Ordinance No. 09-10 adopted this date.

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2. Bill No. 09-12 – AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH

Mrs. Gerhard moved to suspend the rules requiring three readings and pass Bill No. 09-12 on the first reading. Mr. Zumwald seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Ordinance No. 09-11 adopted this date.

3. Resolution – ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

Mr. Franz moved for adoption of this resolution and Mr. Campise seconded the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved. Resolution No. 28-09 adopted this date.

4. Resolution – A RESOLUTION IN SUPPORT OF THE DAYTON METRO LIBRARY LEVY NOVEMBER 3, 2009

Mrs. Gerhard moved for adoption of the resolution and Mr. Zumwald seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Resolution No. 29-09 adopted this month.

5. Resolution – DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF ENGLEWOOD, OHIO ON BEHALF OF ITS STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS OPWC PROJECTS FUND FOR THE DRAINAGE CHANNEL IMPROVEMENTS PROJECT WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO

Mr. Franz moved for adoption of this resolution with Mrs. Gerhard seconding the motion. **VOTE:** Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea. Motion approved. Resolution No. 30-09 adopted this date.

### **City Manager's Report**

1. City crews have begun picking up leaves throughout the city and will continue until November 25<sup>th</sup>. The 2009 Sidewalk Repair Program is almost complete and bills are being mailed out.
2. Mr. Smith reported that the City has been awarded several OPWC grants for projects for 2010.

### **Mayor's Report**

Mrs. Burnside reminded everyone about the annual Mayor's Prayer Breakfast to be held on Tuesday, November 24<sup>th</sup>. This year's speaker will be Dale Huffman.

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### **Boards & Commissions**

There was nothing to report on Boards and Commissions at this time.

### **Old Business**

There was no Old Business to discuss at this time.

### **New Business**

There was no New Business to discuss at this time.

### **Adjournment**

Mrs. Gerhard moved for adjournment and Mrs. Burnside seconded the motion.

**VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Council adjourned at 8:20 PM

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Patricia Burnside, Mayor

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Karen Sodders, Clerk of Council