

Englewood City Council

October 11, 2011

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, Tom Franz, Mike Kline, and Marlyn Flee.

CITY STAFF & OFFICIALS PRESENT: Eric A. Smith, City Manager, and Karen Soddors, Clerk of Council.

APPROVAL OF MINUTES: The Minutes from the Regular Session meeting held September 13, 2011 were approved as presented.

APPROVAL OF MINUTES (Property Maintenance Board): The Minutes from the Property Maintenance Board meeting held on September 22, 2011 were approved as presented.

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

VISITORS & COMMUNICATIONS:

1. Public Hearing – Bill No. 11-10 – CONDITIONALLY APPROVING ZONING FOR A S-PUD MAJOR MODIFICATION AT 9200 NORTH MAIN STREET

Mr. Joe Smiley, representing FS Real Estate Development and Chipotle, was present to answer questions from Council regarding the proposed Chipotle Mexican Grill to be built at 9208 North Main Street, behind the Meijer gas station. Chipotle was seeking to build a 2,240 square foot restaurant at this location. The zoning proposal went before the Planning Commission and they recommended approval to Council. Following a brief discussion the public hearing was closed.

2. Visitor's Comments – subject matter not already on the agenda. There was no one to speak at this time.

ORDINANCES & RESOLUTIONS

1. Bill No. 11-9 – 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 (1ST reading)

Mr. Kline moved to suspend the rules requiring three readings and pass Bill No. 11-9 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; Mr. Kline, yea. Motion approved. Ordinance No. 11-9 adopted this date.

2. Bill No. 11-10 – CONDITIONALLY APPROVING ZONING FOR A S-PUD MAJOR MODIFICATION AT 9200 NORTH MAIN STREET (1ST reading)

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

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3. Bill No. 11-11 – TO REVISE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ENGLEWOOD, OHIO DURING FISCAL YEAR ENDING DECEMBER 31, 2011 (1ST reading)

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

4. 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. Flee moved for adoption of this resolution and Mr. Franz seconded the motion. **VOTE:** Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea. Motion approved. Resolution No. 36-11 adopted this date.

5. Resolution – OPPOSING THE STATE OF OHIO OR ANY OTHER THIRD PARTY CENTRAL COLLECTION ENTITY FROM SEEKING TO TAKE CONTROL OF MUNICIPAL INCOME TAX COLLECTION

Mr. Campise moved for adoption of the resolution and Mrs. Gerhard seconded the motion. **VOTE:** Mrs. Gerhard, yea; Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea. Motion approved. Resolution No. 37-11 adopted this date.

City Manager's Report

1. The City's new Tax Administrator, Della Stearns, is now on board and the new Tax Auditor should be hired within the next month.
2. A new Dollar General store is beginning construction at 11 South Main Street.
3. The 2011 Curb and Sidewalk Program is now completed.
4. The water tower painting project is nearing completion.
5. Mr. Smith showed Council a sample of the material being sprayed inside the six foot metal culvert on South Main Street. He told Council if anyone was interested in going thru the culvert he would be glad to take them to the project. Mrs. Burnside said she was interested.
6. The original Phase II storm channel improvement project is complete. An additional section on South Main Street is under construction.

Mayor's Report

1. Mayor Burnside announced that Thomas Walker, Northmont City School Board member, has been inducted into the Northmont Hall of Fame.
2. Mayor Burnside also said that the City of Englewood sent flowers to Ron Pretekin's funeral. Mr. Pretekin was on the Clayton City Council. She also said a sympathy card had been sent to the Clayton Council.
3. Mayor Burnside reported that she and Vice Mayor Tom Franz recently attended the ribbon cutting for the new Incenta Credit Union at 175 W. Wenger Road.

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4. The Mayor's Prayer Breakfast will be held on Thursday, November 17th and this year's speaker will be Brother Raymond Fitz from the University of Dayton.

Boards & Commissions

Mrs. Gerhard reported that at the last Planning Commission meeting, the Board decided to re-visit the issue of electronic message boards and invite local businesses to provide comments.

Old Business

There was no Old Business to be discussed at this time.

New Business

There as no New Business to be discussed at this time.

Adjournment

Mrs. Gerhard moved for adjournment and Mrs. Burnside seconded the motion. **VOTE:** Mrs. Burnside, yea; Mr. Franz, yea; Mr. Kline, yea; Mr. Flee, yea; Mr. Zumwald, yea; Mr. Campise, yea; Mrs. Gerhard, yea. Motion approved. Council adjourned at 8:05 PM.

Patricia Burnside, Mayor

Karen Soddors, Clerk of Council

