

City of Deer Park
City Council Meeting
Municipal Building
October 12, 2020

President Daily opened the meeting at 7:00 pm with the Pledge of Allegiance and Prayer.

Moment of Silence for the Passing of Paul Kolthoff, owner of Deer Park Deli

A moment of silence was observed for Mr. Paul Kolthoff, one of the three original owners of the Deer Park Deli, who passed away on October 7. Mr. Kolthoff, along with his family business, has been very involved with the City of Deer Park and events over many years and will always be remembered for his kindness and willingness to help. Mr. Kolthoff will truly be missed.

The Clerk of Council read the roll. Mr. Camp, Ms. Downs, Mr. Feldhaus, Mr. Lehane, Ms. Newsom, Mr. Rapp, Mr. Tolliver. Mr. Camp motioned to excuse Ms. Newsom. Mr. Camp seconded the motion. Motion carried by a unanimous voice vote. Ms. Newsom joined the meeting at 7:17 pm.

Approval of Minutes

Mr. Tolliver motioned to approve the amended minutes from the September 28, 2020 Council Meeting and the October 5, 2020 Council Committee Meeting. Motion seconded by Mr. Rapp. Mr. Camp – yes, Ms. Downs – yes, Mr. Feldhaus – yes, Mr. Lehane – yes, Mr. Rapp – yes, Mr. Tolliver - yes. Motion carried.

Presentation Guest Judge John Williams

Judge Williams introduced himself to council and to all present this evening. Judge Williams spoke of his years as a juvenile court judge and his experience as a small store/business owner which has helped him to help youth in the city. Judge Williams recalled a project he worked on with schools to assess school based threats to prevent violence in schools and shootings.

Public Comment – Citizens and Guests –

Mr. Ken Brookbank – 7218 Delaware Avenue – Mr. Brookbank made council aware of a cat problem near his home. The cats are breeding and tearing up everything around his and his neighbor's house and the SPCA doesn't want to help. Lt. McCormick mentioned a new organization that is helping with animal control.

Standing Committee Reports

Legislative and Finance Committee *Chairman Ron Tolliver

September 2020 JEDZ Report

Mr. Tolliver announced that the September 2020 JEDZ report is not ready to report.

September 2020 Auditor/Treasurer Report

Mr. Tolliver announced that the September 2020 Auditor's and Treasurer's report is not ready to report.

Credit Charges Civil Claims action on past due Income Tax accounts.

Mr. Tolliver and Mr. Jetter stated that we have received a survey from St. Bernard in an email and sent to council. Mr. Tolliver suggested we table it for now and talk about it at a future meeting.

RESOLUTION 2020-32A RESOLUTION AUTHORIZING THE CITY SAFETY-SERVICE DIRECTOR TO ENCUMBER FUNDS FOR THE KOLAR EXPERIENCE INSTITUTE TO PRODUCE A COVID-19 IMPACT FRAMEWORK PLAN FOR THE CITY OF DEER PARK, AND DECLARING AN EMERGENCY

Mr. Tolliver asked the clerk to read by title only Resolution 2020-32A. So read. Mr. Tolliver motioned to waive the three reading rule on Ordinance 2020-32A. Mr. Rapp seconded the motion. Mr. Camp – yes, Ms. Downs – yes, Mr. Feldhaus – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Rapp – yes, Mr. Tolliver - yes. Motion carried. Mr. Tolliver motioned to adopt Ordinance 2020-32A. Ms. Downs seconded the motion. Mr. Camp – yes, Ms. Downs – yes, Mr. Feldhaus – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Rapp – yes, Mr. Tolliver - yes. Motion carried.

Safety Committee *Chairman Tom Camp

September 2020 Fire Report

Mr. Camp reported that in September 2020 there were 54 EMS runs and 9 fire runs in Deer Park for a total of 63 runs. Deer Park has 494 total runs for the year and the total district has had 1588 total runs for the year so far. Mr. Lehane announced that the fire district meeting took place last week on Zoom. Two heart monitors were recently purchased.

September 2020 Police Report

Mr. Camp announced that the September 2020 police report will be presented at the October 26 council meeting.

Speed Deterrent Sign Location

Mr. Camp announced that there will be a report and more information from the police department and the safety service direction soon.

Public Works Committee *Chairman Dan Lehane –

Clifford Road Update

Mr. Lehane announced that the curb and gutter work starts tomorrow on Clifford Road.

Blue Ash Road Update

Mr. Lehane and Mr. Jetter Finished grating. The blacktop on the north lane begins this week and will be done on October 16. The southbound lanes will close on October 19. Discussion ensued regarding Matson Avenue and Blue Ash Road.

Correspondence (Clerk of Council) & Miscellaneous – None

Citizen Questions or Comments on Agenda Thus Far – None

New Business - Executive Session FOP Contract

Mr. Tolliver motioned to go into executive session for the purpose of FOP Contract and to include all members of council, Mr. Jetter, Mr. Applegate, Mayor Donnellon, President Daily, and Mr. Helmes. Mr. Camp seconded the motion. Mr. Camp – yes, Ms. Downs – yes, Mr. Feldhaus – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Rapp – yes, Mr. Tolliver - yes. Motion carried. Executive session began at 7:49 pm. At 8:01 pm Mr. Tolliver motioned to come out of executive session. Ms. Downs seconded the motion. Motioned carried by a unanimous voice vote.

A public body may only discuss matters specifically identified in R.C. 121.22(G) in executive session and may only hold executive sessions at regular and special meetings.¹⁰¹⁴ One court has held that a public body may discuss other, related issues if they have a direct bearing on the permitted matter(s).¹⁰¹⁵ If a public body is challenged in court over the nature of discussions or deliberations held in executive session, the burden of proof lies with the public body to establish that one of the statutory exemptions permitted the executive session.¹⁰¹⁶

Mr. Jetter stated that the tentative proposal for the FOP contract needs to be certified and voted on by council.

Reports from other City Officials

Treasurer – None

Law Director – None

Auditor – None

Safety Service Director – Mr. Jetter announced that he will not be in the office next week as he is attending a professional development class. Mr. Jetter also made council aware that \$85,000 was received from the county for the St. John's project.

Mayor – Mayor Donnellon thanked Mr. Jetter and Mr. Applegate for all of the planning to get Blue Ash Road project done as it is a team effort.

Schedule

October 26, 2020 Council Meeting at 7:00pm

October 29, 2020 WTC Meeting at 4:00pm in community room.

Halloween in Deer Park October 31st, 2020 from 6pm to 8pm.

November 3rd Election Day polls open at 6:30 am to 7:30 pm

Community Meetings

Block Watch October 20, 2020 at 7:00pm at the Community Center

Adjournment

Mr. Tolliver motioned to adjourn. Mr. Lehane seconded the motion. Motion carried by a unanimous voice vote. Meeting adjourned at 8:09 pm.

Shaughn Daily
President of Council

Joan E. Perin
Clerk of Council