

City of Deer Park
City Council Meeting
Municipal Building
July 8, 2019

President Daily opened the meeting at 7:00 pm with the Pledge of Allegiance and Prayer. A moment of silence was observed in remembrance of Dave O'Leary who recently passed away.

The Clerk of Council read the roll. Mr. Camp, Ms. Culver, Mr. Gavin, Mr. Lehane, Ms. Newsom, Mr. Rapp, Mr. Tassell. Mr. Tassell motioned to excuse Ms. Culver and Mr. Rapp. Mr. Camp seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried.

Approval of Minutes

Mr. Tassell motioned to approve the amended minutes from the June 10, 2019 Legislative and Finance Committee Meeting, the June 10, 2019 Council Meeting, the June 24, 2019 Council Meeting minutes and the July 1, 2019 Committee Meeting. Motion seconded by Ms. Newsom. Mr. Camp – yes, Mr. Gavin – no, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried. President Daily asked Mr. Gavin if he would like to say why he voted no on approval of the minutes. Mr. Gavin stated no he would not.

Public Comment – Citizens and Guests –

Tony Glockner – 31 Wallace Grove – Milford, Ohio – Mr. Glockner expressed his being unhappy with the decision for the city tearing down the Redmont Avenue porch on the property that he owned and then charging him for it. Discussion ensued.

Dennis Carter – 4339 Hegner Avenue – Mr. Carter expressed concern for the added fire lanes on Hegner Avenue near his home and reminded everyone that there is still a real problem with speeders that is getting worse. Ms. Newsom brought up the subject of speed bumps. Mr. Camp also added that the additional fire lanes only extend to 3 additional houses and not a 1/4 mile. Discussion ensued.

Standing Committee Reports

Legislative and Finance Committee *Chairman Charles Tassell

RESOLUTION 2019-17 A RESOLUTION TO ADOPT THE PROPOSED BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2020 (SECOND READING)

Mr. Tassell motioned to move Resolution 2019-17 to the third reading. Mr. Lehane seconded the motion. Mr. Camp – yes, Mr. Gavin – no, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried.

ORDINANCE 2019-10 AN ORDINANCE PERMITTING PROPERLY LICENSED INDIVIDUALS WITH OHIO CONCEALED HANDGUN PERMITS TO CARRY CONCEALED HANDGUNS INSIDE THE FRANCIS R. HEALY COMMUNITY CENTER (THIRD READING)

Mr. Tassell motioned to adopt Ordinance 2019-10. Mr. Camp seconded the motion. Mr. Camp – yes, Mr. Gavin – no, Mr. Lehane – abstain, Ms. Newsom – no, Mr. Tassell – yes. Motion tied. President of Council voted to break the tie. President Daily – yes. Motion carried.

RESOLUTION 2019-20 A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF DEER PARK ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS CLIFFORD ROAD FUND FOR THE CLIFFORD ROAD RECONSTRUCTION PROJECT NO. CB09w/CB10w WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO AND DECLARING AN EMERGENCY

Mr. Tassell motioned to waive the three reading rule for Resolution 2019-20. Ms. Newsom seconded the motion. Mr. Gavin stated that we did not have enough council members present to vote on waiving a three reading rule. A short recess was taken from 7:35 pm – 7:39 pm per President Daily to allow Mr. Helmes time to review the ORC rules. Mr. Helmes returned and indicated that we do not have enough council members present to waive a three reading rule. Mr. Tassell withdrew his original motion. Mr. Tassell motioned to move Resolution 2019-20 to the second reading. Mr. Camp seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried

Special Council Meeting

Mr. Tassell motioned to have a special council meeting for Resolution 2019-20 on July 11, 2019. Ms. Newsom seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried

ORDINANCE 2019-21 AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF DEER PARK, OHIO, THE QUESTION: “SHALL A COMMISSION BE CHOSEN TO FRAME A CHARTER?” AND FOR THE ELECTION OF THE MEMBERS OF THE CHARTER COMMISSION AND DECLARING AN EMERGENCY

Mr. Tassell motioned to move Ordinance 2019-21 to the second reading. Mr. Lehane seconded the motion. Mr. Camp – yes, Mr. Gavin – no, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried.

Adding a City Council Meeting

Mr. Tassell motioned to have an additional council meeting on July 22, 2019 for the Charter Commission/Ordinance 2019-21. Mr. Camp seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried.

Safety Committee *Chairman Tom Camp

June 2019 Fire Report

Mr. Camp reported that in the month of June there were 45 EMS runs and 7 Fire runs in Deer Park for a total of 52. There was a fatal house fire in Silverton last month. In the last few weeks the department has been very busy and there have been 11 details today so far and 1185 for the year so far.

June 2019 Police Report

Ms. Newsom reported that in the month of June there were 192 calls on 1st shift, 368 calls on 2nd shift and 129 calls on 3rd shift for a total of 689 calls. There have been issues with a serial bike thief and thefts from unlocked vehicles. There was one incident of fireworks complaint. A youth basketball game at the high school (not affiliated with the school district) became out of hand with the adults fighting. There have been more reports of drug abuse incidents. On June 16 and 17 the torrential rain caused flooding.

Public Works Committee *Chairman Mike Rapp

FW: 190313

Mr. Jetter announced that a preliminary construction meeting on the Blue Ash Road project will take place in the DOT Do8 Artemis Conference Room on July 16, 2019.

Correspondence (Clerk of Council) & Miscellaneous - None

New Business

Executive Session

Mr. Tassell motioned to go into executive session for the purpose of personnel reasons and to include council members, Mayor Donnellon, Mr. Helmes and Ms. Chachoff. Mr. Camp seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried. Executive session began at 8:01 pm. Ms. Newsom motioned to return from executive session. Mr. Tassell seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried. Executive session ended at 8:06 pm.

To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and a public body may adjourn into executive session to prepare for, conduct, or review a collective bargaining strategy.1038

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

Charter Form of Government Volunteers Needed for the Charter Commission

Mr. Tassell announced that we need to turn in names to Mr. Jetter or Mayor Donnellon for the Charter Commission so that we can have 15 names ready for actual elected positions.

The Brad Ruwe from Dinsmore Law Residential TIF presentation is on August 5th, 2019.

Citizen Questions or Comments on Agenda Thus Far

Kerry Baker – 4169 Webster Avenue – Ms. Baker inquired on where people can sign up for the Charter Commission.

Ken Brookbank – 7218 Delaware Avenue – Mr. Brookbank inquired on whether or not Ordinance 2019-10 was voted on or not this evening and cautioned that this will affect voting in the community center.

Regina Tassell – 7908 Lake Avenue – Mrs. Tassell expressed her agreement with the passing of Ordinance 2019-10 and thanked President Daily for voting yes. Mrs. Tassell also quoted crime prevention website statistics in favor of being able to carry a concealed weapon as it has helped save lives.

Kerry Baker – 4169 Webster Avenue – Ms. Baker stated that she doesn't disagree with Mrs. Tassell but wants to wait and see what the state is going to do on this.

Reports from other City Officials

Treasurer – None

Law Director – None

Auditor – None

Safety Service Director – Mr. Jetter spoke regarding Allen Freeman's visit, the Pierce Township Zoning Meeting. There is a possibility that Shell may flip to a different corner. The bowling alley still needs to be torn down.

Mayor – Mayor Donnellon congratulated his niece Rose Lavelle and the ladies soccer team on their World Cup win. Mayor Donnellon thanked everyone on council for being here and doing their best. He also stated that he appreciates everyone's hard work.

Schedule

July 11, 2019 Special Council Meeting 7 pm

July 22, 2019 Council Meeting 7 pm

Events

Festival in the Park August 2 and 3

Music in the Park - Paisley Caine August 17, 2019 8 till 11pm

Adjournment

Mr. Camp motioned to adjourn. Mr. Tassell seconded the motion. Mr. Camp – yes, Mr. Gavin – yes, Mr. Lehane – yes, Ms. Newsom – yes, Mr. Tassell – yes. Motion carried
Meeting adjourned at 8:28 pm.

Shaughn Daily
President of Council

Joan Perin
Clerk of Council