

MADEIRA CITY COUNCIL
REGULAR MEETING MINUTES
JULY 12, 2021

I. CALL TO ORDER

Mayor Spencer called the meeting to order at 7:31 p.m.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Spencer led the Invocation and Pledge of Allegiance.

III. ROLL CALL

Members present:

Nancy Spencer, Mayor
Scott Gehring
Tom Henning
Chris Hilberg
Doug Moormann
Brian Mueller
Traci Theis

Officials/Staff present:

Brian Fox, Law Director
Tom Moeller, City Manager
Lori Thompson, Assistant City Manager
David Schaefer, Police Chief
C. Robert Paul, Treasurer
Kristie Lowndes, Asst. Treasurer
Christine Doyle, Clerk of Council

IV. ACCEPTANCE OF THE AGENDA AND MINUTES

A. Changes to the agenda:

1. Mr. Gehring asked to add the Joint Fire District Board meeting to Committee and Official Reports.

B. Changes to the City Council Regular Meeting minutes from June 28, 2021:

None

C. Res. No. 35-21: Authorizing the City Manager to Execute Change Orders 1 and 2 for the 2020 Water Main Replacement Project Phase 1

D. Res. No. 37-21: Authorizing the City Manager to Contract with Traffic Safety Store, West Chester, Pennsylvania, for the Purchase of Thirty (30) Water Barriers

Motion to accept the amended agenda; the June 28, 2021 minutes; Res. No. 35-21: Authorizing the City Manager to Execute Change Orders 1 and 2 for the 2020 Water Main Replacement Project Phase 1; Res. No. 37-21: Authorizing the City Manager to Contract with Traffic Safety Store, West Chester, Pennsylvania, for the Purchase of Thirty (30) Water Barriers made by Ms. Theis, second by Mr. Moormann. Motion passed by unanimous roll call vote.

V. MAYOR'S MOMENT

A. Public Comment Reminder

1. In addition to outlining the process for public comments, Mayor Spencer outlined Council's process for making decisions, noting the Committee recommendation is one of the first steps of many, several of which allow for public comment.
2. Going forward, Community Participation will be earlier in the agenda to accommodate those residents who make the time to attend and participate in Council meetings.

B. In the Community

1. Mayor Spencer noted the incredible success of the Independence Day festivities, despite the limited time to plan and the new location. She thanked the Parks and Recreation Board, Police Department, and Service Department for the extra hours they put in on the event.

C. Special Recognition

VI. NOTICES OF OTHER MEETINGS AND EVENTS

- Economic Development Committee July 13, 2021 at 2:00 p.m.
- Parks and Recreation Board July 14, 2021 at 7:00 p.m.
- Public Works Committee July 19, 2021 at 5:00 p.m.
- Senior Commission July 19, 2021 at 6:00 p.m.
- Planning Commission July 19, 2021 at 7:00 p.m.
- Madcap Puppets—Jack and the Gentle Giant July 24, 2021 at 11:00 a.m.
- Mayor’s Court July 28, 2021 at 6:30 p.m.
- Board of Zoning Appeals August 2, 2021 at 7:00 p.m.
- Inclusion Committee August 5, 2021 at 7:00 p.m.
- Shakespeare in the Park—Macbeth August 7, 2021 at 7:00 p.m.
- Budget and Finance Committee August 9, 2021 at 6:30 p.m.
- City Council August 9, 2021 at 7:30 p.m.

VII. INVITED GUESTS

None

VIII. COMMUNITY PARTICIPATION

A. Guests and Registered Visitors

1. Peter Kimener, 6612 Madeira Hills Drive, presented signatures for those opposed to closing access to Greylock from Madeira Hills Drive. He said the most compelling reason to not close the street is the opposition from Chief Oughterson of the Joint Fire District.
2. Ruth Corgan, 6525 Madeira Hills Drive; Karly Mehlhorn, 6855 Marblehead Drive, Indian Hill; and Tom Winstel, 6604 Madeira Hills also spoke in opposition to closing Greylock.
3. Jon Clemons, 6542 Madeira Hills Drive, said there is a speeding issue and that safety is still a concern. However, he was open to other solutions and was not in favor of closing Greylock if it meant his neighbors would lose land for the creation of a turnaround.

B. Correspondence

1. Council received several emails from residents regarding the recommendation to close access to Greylock Drive from Madeira Hills Drive.

IX. COMMITTEE AND OFFICIAL REPORTS

A. Law and Safety Committee meeting on June 29, 2021

1. Mr. Henning reported the Committee made the recommendation to close Greylock under two assumptions: that there was broad community support and that there would be no impact to emergency response times. He said those two assumptions were incorrect, and he personally withdrew his support for the closure.

- a. Ms. Theis, Mr. Moormann, Mr. Mueller, Mr. Hilberg, and Mr. Gehring said they were not in favor of the closure given the community response and Chief Oughterson's concerns. It was noted the suggestion of the closure was meant to help with expressed resident concerns, and there are other traffic calming techniques that could be tried. They thanked the community for their respectful discourse on this topic.
 - b. Chief Oughterson reiterated the points he made in his correspondence, noting the Fire Department's preference is to have a secondary egress to neighborhoods. After that, the preference would be to have a turnaround of some sort for the fire equipment. He explained the Fire Department couldn't require that a street have a turnaround; they can only recommend it and the City makes the final decision.
 - c. Regarding the speed study, Chief Schaefer said average speeds are used, as radar does give false readings. Over the 26 days of the study, 18 vehicles were recorded going over the speed limit, which averages one speeding car every 34 hours; this would not be considered a speeding problem.
 - d. Mayor Spencer said Council would not pursue the closure of Greylock.
2. Regarding gardens in Residence Districts, the Committee recommended a revision to the current language that would allow for offsite sales of produce. They do not recommend a change to the language regarding vacant lot gardens in residential areas; a request for a garden in vacant lot would need to go through the variance process. The garden language will now go to Planning Commission for further consideration.
 - a. In discussion, it was noted gardens at the schools would be exempt because the schools are educational institutions and political subdivisions. Museums would need to make a compelling case that a garden is part of their historical scope in order to have one on their property.
 3. Mr. Henning noted the native meadow legislation was having its second reading and thanked Anne Horne for her contributions to the ordinance.
- B. Inclusion Committee meeting on July 1, 2021
1. Mayor Spencer reported the Committee discussed the Pride Picnic and improvements that could be made for next year.
 2. The subcommittees are brainstorming a survey to gauge current attitudes within the community; are looking into having an informational booth at the Street Dance; are thinking about how to communicate with residents who are not digitally engaged; and are planning to engage with other City boards and commissions.
- C. Board of Zoning Appeals meeting on July 6, 2021
1. There were no questions on the outcomes as written in the City Manager's Report.
- D. Police Report
1. Chief Schaefer reported Lt. Paul Phillips completed his third training session at FBI-LEEDA's leadership institutes, receiving the Trilogy Award. The other two lieutenants are receiving the training to achieve that status as well.
 2. The May statistics show a post-COVID increase in accidents and calls for assistance.
 3. When asked, Chief Schaefer said a candidate for the open position is completing the testing process. The Chief hopes to have an announcement at the next Council meeting.
- E. Joint Fire District Board meeting on July 12, 2021
1. The Fire Board approved the proposed 2022 budget, and it will be sent to the two cities for approval. The budget includes a \$200,000 increase to be split between the two cities; the increase includes the contracted wage increases and the addition of the desired full-time fire positions. The budget will be sent to the Budget and Finance for consideration.

2. The new support vehicle arrived on July 6; the new fire engine should be delivered the week of July 16.

X. PUBLIC HEARING

- A. Ord. No. 21-04: An Ordinance Amending Certain Portions of Chapter 92: Junk; Rubbish; Littering; Weeds, Including Sections 92.45; 92.46; 92.47 and 92.48; and Chapter 158: Property Maintenance Code, Including Sections 158.11.D; 158.34.A; 158.34.B; 158.340.A; 158.40.B; 158.40.C; 158.40.D; 158.99.A; 158.99.B; 158.99.C; 158.99.D and adding Sections 158.42 and 158.43 of the City of Madeira Code of Ordinances
 1. Mayor Spencer opened the public hearing at 8:52 p.m. There were no public comments. Mayor Spencer closed the public hearing at 8:53 p.m.
- B. Res. No. 36-21: Adopting the Proposed Tax Budget for the Fiscal year ending December 31, 2022
 1. Mayor Spencer opened the public hearing at 8:53 p.m.
 2. Mr. Moeller said the County Auditor requires the City provide a preliminary budget by July 20. Mr. Moeller went through each page of the 2022 tax budget.
 3. There were no public comments. Mayor Spencer closed the public hearing at 9:05 p.m.

XI. ORDINANCES AND RESOLUTIONS

- A. Ord. No. 21-04: An Ordinance Amending Certain Portions of Chapter 92: Junk; Rubbish; Littering; Weeds, Including Sections 92.45; 92.46; 92.47 and 92.48; and Chapter 158: Property Maintenance Code, Including Sections 158.11.D; 158.34.A; 158.34.B; 158.340.A; 158.40.B; 158.40.C; 158.40.D; 158.99.A; 158.99.B; 158.99.C; 158.99.D and adding Sections 158.42 and 158.43 of the City of Madeira Code of Ordinances—Second Reading
 1. There were no questions or comments from Council.
- B. Ord. No. 21-05: Adopting New Zoning Map to Reflect District Name Changes as Adopted with Ordinance 21-01 Amending the Madeira Zoning Code of Ordinances Chapter 150 Zoning Code—First Reading
 1. Mr. Fox asked that this be tabled until the August 9 meeting.

Motion to table Ord. No. 21-05: Adopting New Zoning Map to Reflect District Name Changes as Adopted with Ordinance 21-01 Amending the Madeira Zoning Code of Ordinances Chapter 150 Zoning Code made by Mr. Gehring, second by Mr. Hilberg. Motion passed by unanimous roll call vote.

- C. Ord. No. 21-06: Providing for the Issuance of Not to Exceed \$1,440,000 of Renewal Notes by the City of Madeira, Ohio in Anticipation of the Issuance of Bonds to Make Improvements to Camargo Road, Including the Replacement of the Water Line Under It, Including the Associated Public Infrastructure Improvements, and Declaring an Emergency
 1. There were no comments from Council on this legislation.

Motion to approve Ord. No. 21-06: Providing for the Issuance of Not to Exceed \$1,440,000 of Renewal Notes by the City of Madeira, Ohio in Anticipation of the

Issuance of Bonds to Make Improvements to Camargo Road, Including the Replacement of the Water Line Under It, Including the Associated Public Infrastructure Improvements, and Declaring an Emergency made by Ms. Theis, second by Mr. Gehring. Motion passed by unanimous roll call vote.

Mayor Nancy Spencer	yes
Scott Gehring	yes
Tom Henning	yes
Chris Hilberg	yes
Doug Moormann	yes
Brian Mueller	yes
Traci Theis	yes

D. Res. No. 36-21: Adopting the Proposed Tax Budget for the Fiscal year ending December 31, 2022

1. There were no comments from Council on this legislation.

Motion to approve Res. No. 36-21: Adopting the Proposed Tax Budget for the Fiscal year ending December 31, 2022 made by Mr. Hilberg, second by Mr. Moormann. Motion passed by unanimous roll call vote.

Mayor Nancy Spencer	yes
Scott Gehring	yes
Tom Henning	yes
Chris Hilberg	yes
Doug Moormann	yes
Brian Mueller	yes
Traci Theis	yes

XII. NEW BUSINESS

None

XIII. OLD BUSINESS

None

XIV. EXECUTIVE SESSION

- A. Pending Litigation
- B. Real Estate

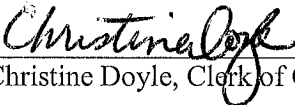
Motion to adjourn into Executive Session for the purposes of discussing pending litigation and real estate made by Mr. Henning, second by Mr. Moormann. Motion passed by unanimous roll call vote at 9:09 p.m.

XV. ADJOURNMENT

Motion made by Ms. Theis, second by Mr. Henning, to adjourn Executive Session and return to regular session at 9:32 p.m. Motion passed by unanimous roll call vote.

Madeira City Council
Regular Meeting Minutes
July 12, 2021
Page 6 of 6

Motion made by Mr. Moormann, second by Mr. Gehring, to adjourn the meeting at 9:32 p.m. Motion passed by unanimous voice vote.



Christine Doyle, Clerk of Council