

RECORD OF PROCEEDINGS

Minutes of City Council

Held April 27, 2023

Regular Meeting Call to Order

Regular Council Meeting Call To Order at 6:00 PM

Roll Call

Teri Murphy	Mayor	Present
Donald Burchett	At-Large	Absent
Ora Allen	At-Large	Present
Randy Daugherty	Ward 1	Present
Dave Miller	Ward 2	Present
Shirley Whitt	Ward 3	Present
Jeanette Marcus	Ward 4	Present

Staff Members Present:

City Manager Michael Davis	Law Director Martina Dillon
Police Chief Craig Richardson	Acting Fire Chief Traci Kuzminski
Finance Director Don Buczek	Street Superintendent Chris Dunn
Build. Maint. Supervisor Rocky Bangert	Public Information Officer Aaron Vietor
Community Dev. Director Matt Eisenbraun	Clerk of Council Amy Brown
Parks and Recreation Director Brent Shane	

Mrs. Whitt made a motion to excuse Mr. Burchett.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: None
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Pledge of Allegiance

Mayor Murphy led the Pledge of Allegiance.

Approval of Minutes

Regular Council Meeting Minutes - April 13, 2023

Mayor Murphy asked if there were any changes or corrections to the April 13, 2023 Regular Council meeting minutes. Hearing none, the minutes were approved as submitted.

Special Presentations

Reports from the Following

Finance Committee

No report.

Finance Director

No report.

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Committee of the Whole

Ms. Marcus reported the last Committee of the Whole meeting was on April 13, and added there would be a meeting following this meeting tonight.

City Manager

City Manager's Report - April 27, 2023

No report.

Law Director

Ms. Dillon requested to add Resolution 7943-23 to the agenda, which is approving the plan of operation and governance for MVCC with respect to the electric aggregation program.

Mrs. Allen made a motion to add Resolution 7943-23 to tonight's agenda.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Ora Allen
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Ms. Dillon requested to add Resolution 7944-23 to the agenda, which is a Resolution appointing a replacement member to the Charter Review Commission.

Mrs. Whitt made a motion to add Resolution 7944-23 to tonight's agenda.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Shirley Whitt
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Mayor

Proclamation - Arbor Day

Mayor Murphy read a Proclamation for Arbor Day.

Guest Speakers - None

Business

Ordinances

An Ordinance to make supplemental appropriations for current expenses and other expenditures of the City of Moraine, State of Ohio for the period January 1, 2023 to December 31, 2023 and declaring an emergency.

Ms. Marcus stated this Ordinance allows for the transfer of funds through a supplemental appropriation in relation to the 2023 Cobblegate Improvements Project. She moved to suspend

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the rules to allow for the second reading and final adoption at this meeting.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Jeanette Marcus
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Ms. Marcus made a motion to approve.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Jeanette Marcus
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

An Ordinance to amend Moraine Codified Ordinance Section 333.11 entitled "Texting While Driving Prohibited".

Mrs. Whitt noted this Ordinance amends MCO Section 333.11 to match the changes in the ORC that the State recently implemented regarding texting while driving. She added this was on for a first reading, and the second reading and final adoption will be at the May 11 Regular meeting.

An Ordinance to amend Moraine Codified Ordinance Section 131.01 entitled "Chief Contracting Officer" and to amend Moraine Codified Ordinance Section 159.01 entitled "Competitive Bidding" and further to amend Moraine Codified Ordinance Section 159.02 entitled "Bids Otherwise Required".

Mr. Daugherty explained this Ordinance amends MCO Sections 131.01, 159.01, and 159.02 to allow for changes in the competitive bidding threshold to enable better purchasing opportunities for the City. He added this Ordinance is on for a first reading, and the second reading and final adoption will be at the May 11 meeting.

Resolutions

A Resolution accepting the bid of and authorizing the City Manager to enter into a contract with Barrett Paving Materials, Inc. for the 2023 Cobblegate Improvements Project for the total amount of \$416,930.00.

Mrs. Allen reported this Resolution awards the 2023 Cobblegate Improvements Project to Barrett Paving Materials in the amount of \$416,930.00.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Ora Allen
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

A Resolution approving the Plan of Operation and Governance for the Miami Valley Communications Council electric aggregation program, for the purpose of jointly establishing and implementing an electric program. (To Be Added By Law Director)

Mr. Miller stated this Resolution allows the City to join the Miami Valley Communications Council for the electric aggregation program and adopts the Plan of Operation and Governance

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to allow for the acquisition and aggregation of electric supply.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Dave Miller
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

**A Resolution appointing a new replacement member to the Charter Review Commission.
(To Be Added By Law Director)**

Mrs. Whitt noted this Resolution allows for the appointment of a replacement member on the Charter Review Commission due to the resignation of a member. She made a motion to appoint Shari Steele to the Charter Review Commission.

RESULT: Passed, *(Yes 6, No 0, Abstained 0)*
MOVER: Shirley Whitt
AYES: Teri Murphy, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Persons Appearing Before Council - None

Any Other Business

Fire Department - No report.

Police Department - No report.

Mr. Bangert reported they are currently working on the heating and cooling system in the Council Chambers, and they hope to get it fixed by tomorrow morning.

Mr. Dunn reminded everyone that starting Monday, the bulk trash pickup will begin for the west side of the river.

Mr. Shane stated the Rec Center hosted some bands last week that were in town for the WGI Championships, and added two of the bands they hosted actually won the national championships: Pulse Percussion and Ayala High School, both out of California. He reported this coming Saturday morning, there will be the Autism 5K that will run to the Air Park and back. He noted it was also garage sale weekend. He stated he received a call from the Board of Elections, and there will not be a polling station in the City on Tuesday.

Mr. Eisenbraun reported they are now collecting data through a survey for the Comprehensive Plan update. He noted they have had close to 200 responses to the survey, and added the survey will be available for another couple weeks. He stated they are working on a potential virtual open house. He encouraged everyone to participate in the survey and upcoming events so they can take advantage of the opportunity to submit good information.

Mr. Davis - No report.

Law Director - No report.

Mr. Buczek noted they were pretty busy last week on tax day. He stated they would be processing April batches for the next several weeks. He commented the Attorney General collection letters did go out, and added they have had some people respond.

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Clerk of Council - No report.

COUNCIL REPORTS

Mrs. Allen extended condolences to the family of Billy Anderkin on his passing, and added he was a past Street Superintendent for the City.

Ms. Marcus reported she and Mrs. Allen attended the First Tier Suburb meeting last night, and added the discussion concerned improving the group so they get better communication and ideas. She reminded everyone that ice cream trucks are out, and kids are out on bicycles, and encouraged everyone to watch out for kids in the neighborhoods.

Mrs. Whitt asked Mr. Shane if there was an election on Tuesday.

Mr. Shane replied they just were not having a polling location at the Rec Center.

Mrs. Whitt noted they have so much available to the citizens and senior citizens of the City. She commented there is a bingo at noon at the Civic Center on the second and fourth Mondays of the month. She reported every Wednesday, the senior group meets at noon, and added the senior group is for anyone over 55, or the disabled at any age. She noted they also have free blood pressure checks at those meetings.

Mr. Miller - No report.

Mr. Daugherty - No report.

Mayor Murphy encouraged everyone to check out the Moraine Messenger to see what is going on in the City. She thanked the Miami Valley Communications Council for broadcasting this meeting live as well as any future rebroadcasts.

Executive Session - None

Adjournment

Adjournment at 6:18 PM



Mayor Teri Murphy



ATTEST: Clerk of Council Amy Brown