

RECORD OF PROCEEDINGS

Minutes of City Council

Held July 13, 2023

Regular Meeting Call to Order

Regular Meeting Call to Order at 6:00 PM

Roll Call

Teri Murphy	Mayor	Present
Donald Burchett	At-Large	Present
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
Deputy Police Chief Jason Neubauer	Fire Chief Dave Cooper
Build. Maint. Supervisor Rocky Bangert	Street Superintendent Chris Dunn
Community Dev. Director Matt Eisenbraun	Public Information Officer Aaron Vietor
Parks and Recreation Director Brent Shane	Clerk of Council Amy Brown

Pledge of Allegiance

Mayor Murphy led the Pledge of Allegiance.

Approval of Minutes

Regular Council Meeting Minutes - June 22, 2023

Mayor Murphy asked if there were any changes or corrections to the June 22, 2023 Regular Council meeting minutes. Hearing none, the minutes were approved as submitted.

Special Presentations - None

Reports from the Following

Finance Committee

No report.

Finance Director

June 2023 Finance Director Report

No report.

Committee of the Whole

Ms. Marcus reported the last Committee of the Whole meeting was on June 22, 2023, and added there would be a meeting after this meeting tonight.

City Manager

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City Manager's Report - July 13, 2023

Mr. Davis stated he had nothing beyond the written report.

Law Director

Ms. Dillon requested to add a liquor permit item for 6363 Farmersville West Carrollton Road to tonight's agenda for a voice vote.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Jeanette Marcus
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Clerk of Council

Clerk of Council Report - July 13, 2023

Mrs. Brown stated she had nothing beyond her written report.

Mayor

Oaths of Office - Fire Division

Mayor Murphy administered the Oaths of Office for Firefighters Aleksander Aleksic, Daniel Obmalay, Nathaniel Ulrich, and Deputy Fire Chief Traci Kuzminski.

Guest Speakers - None

Business

Ordinances

An Ordinance to amend Moraine Codified Ordinance Section 121.04(e)(1) entitled "Non-Local Travel and Training Expenses Reimbursement".

Mr. Daugherty reported this ordinance allows an amendment to the MCO Section concerning Council travel. He noted this enables Council travel legislation to be passed at the end of the previous year instead of the current year.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Randy Daugherty
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

An Ordinance authorizing the sale of City owned real estate located at 3612 Beechgrove Road and no longer needed for municipal purposes and declaring an emergency.

Mr. Miller stated this Ordinance approves the sale of 3612 Beechgrove Road. He noted this property has been determined to be no longer needed for municipal purposes, and added after a solicitation of bids, an acceptable offer has been submitted. He moved to suspend the rules to allow for the second reading and final adoption at this meeting.

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RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Dave Miller
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Mr. Miller made a motion to approve.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Dave Miller
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

An Ordinance authorizing the sale of City owned real estate located at 4510 East Venetian Way and no longer needed for municipal purposes and declaring an emergency.

Mrs. Allen noted this Ordinance approves the sale of 4510 East Venetian Way. She stated this property has been determined to be no longer needed for municipal purposes, and added after a solicitation for bids, an acceptable offer has been submitted. She moved to suspend the rules to allow for the second reading and final adoption at this meeting.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Ora Allen
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Mrs. Allen made a motion to approve.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Ora Allen
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Resolutions

A Resolution authorizing the purchase of Automated External Defibrillators (AEDs) for use by the City of Moraine via Savvik Buying Group at a total cost of \$37,498.04.

Mrs. Whitt explained this Resolution allows for the purchase of AEDs to be used in public areas in the City of Moraine. She added this would also enable the Fire Division to service and maintain the devices in a more efficient way.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Shirley Whitt
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

A Resolution authorizing the submittal of an application to Montgomery County for Community Development Block Grant (CDBG) Funds in the amount of \$150,000 for the installation of ADA curb ramp(s) at Kettering Boulevard and South Dixie Drive.

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Ms. Marcus reported this Resolution approves a CDBG application submittal for ADA curb ramp work at Kettering Boulevard and South Dixie Drive. She added if this is approved by Montgomery County, this work would be done in 2024.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Jeanette Marcus
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

A Resolution declaring the items listed on the attached 2023 list to be surplus and no longer needed for municipal purposes and authorizing the City Manager to dispose of such items through GovDeals Auction or donation to a non-profit organization or thru a trade-in program.

Mr. Burchett commented this Resolution declares that these items are deemed no longer useable by the City and will be disposed of.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Donald Burchett
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Voice Vote

Liquor Permit - 6363 Farmersville West Carrollton Road

Ms. Dillon explained this was for 6363 Farmersville West Carrollton Road, and added the Police and Fire Divisions have no objections. She noted they would just need a voice vote on whether or not to request a hearing.

Mr. Davis commented he provided an email to Council highlighting what the owner of the property is doing. He stated the restaurant had over \$17,000 in food sales so far, and added there is certain criteria that has to be met for a D5I permit, and the owner has done that.

Ms. Marcus asked if this would be inside or outside, and if it would turn into a bar eventually.

Mr. Davis replied it was all inside. He explained if the activity is strong enough, they would begin to hold operations on Thursday, Friday, and Saturday. He added that during the off-season, it would be rented for other events to try and make it a year-round activity. He reported the owner does not envision it being a full service restaurant and bar seven days a week.

Ms. Marcus made a motion to not request a hearing for the liquor permit at 6363 Farmersville West Carrollton Road.

RESULT: Passed, *(Yes 7, No 0, Abstained 0)*
MOVER: Jeanette Marcus
AYES: Teri Murphy, Donald Burchett, Ora Allen, Randy Daugherty, Dave Miller, Shirley Whitt, Jeanette Marcus
NAYS: None

Persons Appearing Before Council - None

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Any Other Business

Fire Department - No report.

Deputy Chief Neubauer reminded everyone that National Night Out is on Tuesday, August 1 at Wax Park. He reported they would have more bounce houses, and added they would also have the kids vs. cops water balloon fight. He noted the event would be bigger and better with more local businesses joining in to help out.

Building and Maintenance Department - No report.

Street Department - No report.

Mr. Shane reported that tomorrow night, the Jim McGuire Hook Kids on Fishing Event would be held at Deer Meadow Park from 6 PM to 8 PM. He noted after that, the week-long fishing derby would begin at the park. He stated there would be QR codes all around the pond, and if someone catches a fish, they can take a picture and send it in to be entered into a drawing for prizes. He thanked all the departments and Council for the Fourth of July event. He stated the fireworks were great, and added the event can't work without all the departments working together. He added he talked with the band Stranger after the event, and they would love to come back next year.

Mr. Eisenbraun stated there would be a ribbon cutting for the new Goodwill next Tuesday at 10:00 AM.

City Manager - No report.

Law Director - No report.

Clerk of Council - No report.

COUNCIL REPORTS

Mrs. Allen noted she spoke with several people who attended the Fourth of July celebration, and they said it was great and the fireworks were spectacular.

Ms. Marcus reported that people thought the fireworks were better than last year, and they were also surprised at how long they went on. She stated she has noticed in the last couple of years in her area that juveniles are running around the streets at night in groups. She noted she called the police this morning at about 3:00 AM because kids were running down the street pushing and shoving each other. She commented she wanted to bring it to the police department's attention because this was not an isolated incident.

Mrs. Whitt stated she wishes she could have been at the fireworks, but she couldn't due to family obligations. She stated the people she spoke with were thankful that the bounce houses were free, and added they said the fireworks were spectacular.

Mr. Shane reported that all of the food trucks want to come back for next year.

Mrs. Whitt reported she received information from Miami Valley Communications Council regarding the electric aggregation, and reminded residents they don't have to do anything if they want it. She noted if they want to opt out, they do have to send it back.

Mr. Miller welcomed the new firefighters, and congratulated Deputy Chief Kuzminski on her promotion.

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Mr. Daugherty noted he attended the Fourth of July celebration with his family, and stated it was awesome. He commented they were the best fireworks he had seen, and added the Parks and Rec staff did a great job.

Mr. Burchett stated he had a good time at the Fourth of July celebration.

Mayor Murphy remarked she attended the Fourth of July event, and stated she thought it was great. She reminded everyone about the Jim McGuire fishing event tomorrow night. She congratulated all of the new firefighters and Deputy Chief Kuzminski on her promotion. She thanked the Miami Valley Communications Council for broadcasting this meeting live as well as any future rebroadcasts.

Executive Session - None

Adjournment

Adjournment at 6:31 PM



Mayor Teri Murphy



ATTEST: Clerk of Council Amy Brown