

MIDDLETOWN, OHIO

April 16, 2019

At 5:30 p.m., Mayor Mulligan called the City Council meeting to order in Council Chambers, Lower Level of the City Building.

**ROLL CALL**

City Council Members present: S. Bohannon, J. Mulligan, L. Mulligan, A. Vitori.

Mr. Adkins was absent from the meeting due to illness and Administrative Services Director, Susan Cohen led the meeting.

**CITY MANAGER REPORT**

Ms. Cohen introduced Ben Yoder, Frost Brown Todd LLC. Mr. Yoder explained that the firm represents several different political subdivisions in the area.

**CITIZENS COMMENTS  
Warren County Sheriff  
Larry L. Sims**

Sheriff Sims provided the 2018 annual report and commented that the department continues to battle heroin overdoses and is also seeing an increase in the use of crystal meth. The department will continue to work hard to give those addicted an opportunity to save their lives. He announced that the department recently received two trained police dogs. These dogs are dual trained to sniff out drugs and to locate evidence and suspects. He reported that Warren County will be implementing a new and more efficient records management system in 2019. Sheriff Sims reported that Kings School District hired an additional School Resource Officer. He provided an update on the new jail facility and commented that it is a 22 month project and shared some renderings of the facility.

**U.S. Census Bureau**

Carolyn Tepe explained that the once-a-decade population count affects your representation in government, determines how much funding your community receives, and provides data to help you plan for the future. Join us to spread the word about the importance of the 2020 Census and help ensure a complete and accurate count. As a partner, you become part of a powerful network of government, nonprofit, corporate, and community organizations. Together, we can develop solutions to effectively reach everyone and encourage them to respond to the 2020 Census. She explained that a complete count of every person living in the United States has tremendous benefits for you and for your stakeholders.

Census data:

- Accurately determine how many representatives each state has in Congress and inform the redrawing of congressional district boundaries.
- Are used as the basis for distributing more than \$675 billion in federal funds annually to states, counties, and communities to support resources such as schools, hospitals, and fire departments.
- Inform business decisions, policy, community initiatives, and consumer advocacy.

The U.S. Census Bureau works with a broad spectrum of government and community leaders to form Complete Count Committees that educate and motivate residents to participate in the 2020 Census. To learn more about Complete Count Committees, or to start one in your community, visit [census.gov/2020completecount](https://census.gov/2020completecount).

She encouraged everyone to make a difference—no matter how much time you’re able to commit. As trusted voices in the communities they serve, partners are critical to the success of the 2020 Census.

These are some of the many ways you can get involved:

- Use Census Bureau tools, information, and messaging in creative ways to increase public participation; for example, share newsletter articles and co-branded products and post on social media.
- Host a workshop to devise possible solutions to 2020 Census challenges in your community and generate commitments to tackle them.
- Provide information to stakeholders about the importance and benefits of participating in the 2020 Census; for example, invite Census Bureau officials to speak to your audience.
- Encourage people in your community to work for the Census Bureau, and share this link with them: [2020census.gov/jobs](https://2020census.gov/jobs).

As a 2020 Census partner, not only will you help ensure that the people you work with are accurately represented, but you will also be able to use Census Bureau resources to improve your community.

**CONSENT AGENDA**

- Approve the City Council minutes of April 2, 2019
- Receive and File Board and Commission Minutes:
  - Board of Zoning Appeals- June 6, 2018
  - Planning Commission- November 14, 2018 and January 9, 2019
  - Cemetery Board- January 16, 2019
  - Historic Commission- January 23, 2019
  - Park Board- February 11, 2019
  - Civil Service Commission - February 21, 2019
- Receive and File an Oaths of Office for: Darryl Barnett, Joshua Meisner
- Confirm the appointment of Taylor Mann to the position of Dispatcher, Department of Public Safety, Division of Police
- Receive and File a Performance Bond submitted by Grand Communities, LLC guaranteeing public improvements constructed as part of Renaissance 2, Section 1

	Proclaim April 26, 2019 as Arbor Day
	Mr. Bohannon moved to approve the issues and actions listed on the Consent Agenda. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.
<b>MOTION AGENDA</b>	To authorize the City Manager to enter into a professional services contract with Brown and Caldwell for owner's advisor services associated with the Lakeside Redirection project.
<b>Contract with Brown and Caldwell for the Lakeside Redirection Project</b>	Mr. Bohannon moved to authorize the City Manager to enter into a professional services contract with Brown and Caldwell for owner's advisor services associated with the Lakeside Redirection project. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.
	To authorize the City Manager to enter into a contract with Smithcorp Inc. to proceed with the Roosevelt Boulevard 84" Storm Sewer Lining project.
<b>Contract with Smithcorp. Inc. for the Roosevelt Storm Sewer Lining Project</b>	Mr. Bohannon moved to authorize the City Manager to enter into a contract with Smithcorp Inc. to proceed with the Roosevelt Boulevard 84" Storm Sewer Lining project. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori, Mr. Moon.
	To authorize the City Manager to enter into a professional services contract with Crawford, Murphy, & Tilly, Inc. (CMT) to prepare construction plans and specifications for the bridge deck replacement for the University Boulevard bridge (between SR 122 and 14th Avenue).
<b>Contract with Crawford, Murphy, &amp; Tilly, Inc. University Blvd. Bridge</b>	Mr. Bohannon moved to authorize the City Manager to enter into a professional services contract with Crawford, Murphy, & Tilly, Inc. (CMT) to prepare construction plans and specifications for the bridge deck replacement for the University Boulevard bridge (between SR 122 and 14th Avenue). Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori, Mr. Moon, Mr. J. Mulligan.
<b>COUNCIL COMMENTS</b>	
<b>Mr. J. Mulligan</b>	Mr. J. Mulligan commented that he and other Council members attended the rededication of the historical marker at the Canal Museum. He reported that with the use of federal funds through the Butler County Landbank, the City of Middletown has been able to demolish 85 vacant and blighted properties. This is a very useful tool for the City to stabilize and revitalize neighborhoods. He wished everyone a blessed Passover and Easter.
<b>Mr. L. Mulligan</b>	Mr. L. Mulligan provided a recap of the Suncoke Citizens Advisory Panel report. He announced that the Keep Middletown Beautiful clean-up was scheduled for May 11 <sup>th</sup> at Middletown High School. The Middletown Historical Society annual meeting will also be held on May 11 <sup>th</sup> . The NAACP Scholarship Banquet will be April 25, 2019. The SORG Opera has two events that weekend as well.
<b>Waive Charter</b>	Mr. Moon moved to suspend the Charter provision that requires reading on two separate days and to declare Ordinance No. 02019-21, Ordinance No. 02019-22, Resolution No. R2019-14, Resolution No. R2019-15 emergency measures to be read one time only. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. J. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan.
<b>Ord. No. 02019-19 Policy for Naming Streets and Facilities</b>	<b>Ordinance No. 02019-19</b> , an ordinance adopting a policy for the honorary designation of public right of way and public facilities was read for the second time. Mr. Bohannon moved to approve Ordinance No. 02019-19, an ordinance adopting a policy for the honorary designation of public right of way and public facilities. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori.
<b>Ord. No. 02019-20 Contract for Well Drilling</b>	<b>Ordinance No. 02019-20</b> , an ordinance establishing a procedure for and authorizing an amendment to a contract with National Water Services, LLC for additional well drilling services was read for the second time. Mr. Bohannon moved to approve Ordinance No. 02019-20, an ordinance establishing a procedure for and authorizing an amendment to a contract with National Water Services, LLC for additional well drilling services. Mr. Moon seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.
<b>Ord. No. 02019-21 Contract with Howell Contractors</b>	<b>Ordinance No. 02019-21</b> , an ordinance establishing a procedure for and authorizing a contract with Howell Contractors, Inc. for the repair of the East Middletown Interceptor Sewer and declaring an emergency was read.

Mr. Bohannon moved to approve Ordinance No. O2019-21, an ordinance establishing a procedure for and authorizing a contract with Howell Contractors, Inc. for the repair of the East Middletown Interceptor Sewer and declaring an emergency. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon.

**Res. No. R2019-14  
Amend Appropriations  
(Towne Mall TIF Fund)**

**Resolution No. R2019-14**, a resolution to make adjustments to appropriations for current expenses and other expenditures of the City of Middletown, Counties of Butler and Warren, State of Ohio, for the period ending December 31, 2019 and declaring an emergency (Towne Mall TIF Fund) was read.

Mr. Bohannon moved to approve Resolution No. R2019-14, a resolution to make adjustments to appropriations for current expenses and other expenditures of the City of Middletown, Counties of Butler and Warren, State of Ohio, for the period ending December 31, 2019 and declaring an emergency. (Towne Mall TIF Fund) Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan.

**Res. No. R2019-15  
Amend Appropriations  
(General Fund)**

**Resolution No. R2019-15**, a resolution to make adjustments to appropriations for current expenses and other expenditures of the City of Middletown, Counties of Butler and Warren, State of Ohio, for the period ending December 31, 2019 and declaring an emergency (General Fund) was read.

Mr. Bohannon moved to approve Resolution No. R2019-15, a resolution to make adjustments to appropriations for current expenses and other expenditures of the City of Middletown, Counties of Butler and Warren, State of Ohio, for the period ending December 31, 2019 and declaring an emergency. (General Fund) Mr. J. Mulligan seconded. Motion carried. Ayes: Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan.

**Ord. No O2019-22  
Frost Brown Todd LLC  
Law Director Services**

**Ordinance No. O2019-22**, an ordinance establishing a procedure for and authorizing an agreement with Frost Brown Todd LLC for Law Director Services and declaring an emergency was read.

Mr. Bohannon moved to approve Ordinance No. O2019-22, an ordinance establishing a procedure for and authorizing an agreement with Frost Brown Todd LLC for Law Director Services and declaring an emergency. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori.

**EXECUTIVE SESSION**

At 6:11 p.m. Mr. Bohannon moved to adjourn to executive session under the authority of O.R.C. 121.22 (G) (1) To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and under the authority of O.R.C. 121.22 (G) (4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.

**ADJOURNMENT**

At 7:00 p.m., the meeting was declared adjourned until the City Council Business Meeting on May 7, 2019 at 5:30 p.m. in Council Chambers.

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**Lawrence P. Mulligan, Jr., Mayor**

Attest: \_\_\_\_\_