

	MIDDLETOWN, OHIO	August 21, 2018
	At 5:30 p.m., Mayor Mulligan called the City Council meeting to order in Council Chambers, Lower Level of the City Building.	
<b>ROLL CALL</b>	City Council Members present: A. Vitori, S. Bohannon, J. Mulligan, T. Moon, L. Mulligan.  Staff Present: Doug Adkins, Susan Cohen, Amy Schenck, Jacob Burton, Major Warrick.	
<b>CITY MANAGER</b>	City Manager Adkins invited Finance Director Jacob Burton down to the podium to receive the GFOA Distinguished Budget Presentation Award for the 2016 Budget. This award reflects the commitment of the governing body and staff to meeting the highest principles of governmental budgeting. In order to receive the budget award, the entity had to satisfy nationally recognized guidelines for an effective budget presentation. These guidelines are designed to assess how well an entity's budget serves as a policy document, a financial plan, an operations guide, and a communication device. Budget documents must be rated proficient in all four categories, and the fourteen mandatory criteria within those categories, to receive the award. The Distinguished Budget Presentation Award is the only national awards program in governmental budgeting. A Certificate of Recognition was presented to Jacob Burton.	
<b>Distinguished Budget Presentation Award</b>		
<b>SELF</b>	City Manager Adkins welcomed John Post and Jeff Diver of S.E.L.F. to the podium to present information about the work the organization is doing in Middletown and in Butler County. They shared before and after pictures of the homes that they worked on and the projects that they completed.	
<b>CONSENT AGENDA</b>	Approve the City Council Minutes: August 7, 2018 Receive & File Board and Commission Minutes: Board of Zoning Appeals: May 2, 2018 Planning Commission: May 9, June 13 and July 11, 2018 Confirm the Personnel Appointment of Gabriel Bitar to the position of Assistant City Engineer  Mr. Moon moved to approve the issues and actions listed on the Consent Agenda. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori.	
<b>MOTION AGENDA</b>	<b>To authorize the City Manager to enter into a contract for services with UMR to administer a health care plan for employees.</b>	
<b>Contract with UMR</b>	Mr. Moon moved to authorize the City Manager to enter into a contract for services with UMR to administer a health care plan for employees. Ms. Vitori seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.	
<b>Contract with Majors</b>	<b>To authorize the City Manager to enter into a contract with Majors Enterprises to proceed with the Grand Avenue-University Boulevard intersection closure.</b>	
<b>COUNCIL COMMENTS</b>	Ms. Vitori moved to authorize the City Manager to enter into a contract with Majors Enterprises to proceed with the Grand Avenue-University Boulevard intersection closure. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon. Abstain: Mr. Moon.	
<b>Mr. J. Mulligan</b>	Mr. J. Mulligan thanked Jamie Murphy and Downtown Middletown Incorporated for all of their hard work on the Hops in the Hanger event.	
<b>Mr. Moon</b>	Mr. Moon offered his condolences to the Akers family and encouraged everyone to attend the groundbreaking event for the new Hope House facility on August 30 <sup>th</sup> . He also announced the opening of the new MetroParks River Center on August 25 <sup>th</sup> .	
<b>Mr. L. Mulligan</b>	Mr. L. Mulligan commented that the Hops in the Hanger was a really great event and thanked the many volunteers that made it happen. He wished everyone a happy Labor Day and offered his best wishes to Mr. Styles as the new school year is beginning.	
<b>Waive Charter</b>	Mr. Moon moved to suspend the Charter provision that requires reading on two separate days and to declare Ordinance No. O2018-50, Ordinance No. O2018-51, Ordinance No. O2018-57, Ordinance No. O2018-58, Ordinance No. O2018-59, Ordinance No. O2018-60, and Ordinance No. O2018-61 emergency measures to be read one time only. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan.	
<b>Ord. No. O2018-50 Smart Bill Contract Tax Bills</b>	<b>Ordinance No. O2018-50</b> , an ordinance establishing a procedure for and authorizing an extension of the current contract with Smartbill Ltd. for the printing and mailing of tax bills, and declaring an emergency was read.	

	<p>Mr. Moon moved to approve Ordinance No. 02018-50, an ordinance establishing a procedure for and authorizing an extension of the current contract with Smartbill Ltd. for the printing and mailing of tax bills, and declaring an emergency. Ms. Vitori seconded. Motion carried. Ayes: Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan.</p>
<p><b>Ord. No. 02018-51 Made Industrial Park</b></p>	<p><b>Ordinance No. 02018-51</b>, an ordinance approving an agreement with Made Industrial Park, LLC, Made Industrial Park TR, LLC and Retail 63, LLC providing for the construction of a new office/warehouse building as a development project and tax exemption pursuant to the State Urban Jobs and Enterprise Zone Program, and making a determination in connection therewith, and declaring an emergency was read.</p>
	<p>Mr. J. Mulligan moved to approve Ordinance No. 02018-51, an ordinance approving an agreement with Made Industrial Park, LLC, Made Industrial Park TR, LLC and Retail 63, LLC providing for the construction of a new office/warehouse building as a development project and tax exemption pursuant to the State Urban Jobs and Enterprise Zone Program, and making a determination in connection therewith, and declaring an emergency. Ms. Vitori seconded. Motion carried. Ayes: Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori.</p>
<p><b>Ord. No. 02018-52 Smart Bill Contract</b></p>	<p><b>Ordinance No. 02018-52</b>, an ordinance establishing a procedure for and authorizing an extension of the current contract with Smartbill Ltd. for the printing and mailing of water bills was read for the second time.</p>
	<p>Ms. Vitori moved to approve Ordinance No. 02018-52, an ordinance establishing a procedure for and authorizing an extension of the current contract with Smartbill Ltd. for the printing and mailing of water bills. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.</p>
<p><b>Ord. No. 02018-53 OPERS Pick Up</b></p>	<p><b>Ordinance No. 02018-53</b>, an ordinance authorizing the City of Middletown to pick up the statutorily required contribution to the Ohio Public Employees Retirement System for the employees of the City pursuant to Internal Revenue Code Section 414(H)(2) was read for the second time.</p>
	<p>Ms. Vitori moved to approve Ordinance No. 02018-53, an ordinance authorizing the City of Middletown to pick up the statutorily required contribution to the Ohio Public Employees Retirement System for the employees of the City pursuant to Internal Revenue Code Section 414(H)(2). Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon.</p>
<p><b>Ord. No. 02018-54 Sale of Property to Americo Real Estate</b></p>	<p><b>Ordinance No. 02018-54</b>, an ordinance establishing a procedure for and authorizing a contract for the sale of city owned property located near the intersection of South Canal Street and Second Avenue for redevelopment to Amerco Real Estate Company, and declaring an emergency was read with no action requested until September 4, 2018.</p>
<p><b>Ord. No. 02018-55 Sale of Property to Mark &amp; Jennifer Minor</b></p>	<p><b>Ordinance No. 02018-55</b>, an ordinance establishing a procedure for and authorizing a contract for the sale of city owned property known as the Tytus Avenue Fire Station for redevelopment to Mark and Jennifer Minor, and declaring an emergency was read with no action requested until September 4, 2018.</p>
<p><b>Ord. No. 02018-56 Amend Chapter 1070 of Codified Ordinances</b></p>	<p><b>Ordinance No. 02018-56</b>, an ordinance amending Chapter 1070 (Parks), specifically sections 1070.01 (Definitions) and 1070.02 (Prohibited Conduct) of the Codified Ordinances was read for the first time.</p>
<p><b>Res. No. R2018-19 Amend Appropriations</b></p>	<p><b>Resolution No. R2018-19</b>, 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, 2018 (General Fund) was read for the first time.</p>
<p><b>Ord. No. 02018-57 Repeal 02018-25, 02018-26, 02018-30 &amp; 02018-31</b></p>	<p><b>Ordinance No. 02018-57</b>, an ordinance repealing Ordinance Nos. 02018-25, 02018-26, 02018-30 and 02018-31 which provide for the submission of Charter amendments to the electors of the City at the November 6, 2018 General Election and declaring an emergency was read.</p> <p>Mr. Moon moved to approve Ordinance No. 02018-57, an ordinance repealing Ordinance Nos. 02018-25, 02018-26, 02018-30 and 02018-31 which provide for the submission of Charter amendments to the electors of the City at the November 6, 2018 General Election and declaring an emergency. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan.</p>
<p><b>Ord. No. 02018-58 Amend Article 1, Sections 1 &amp; 3 and Article II, Sections 2 &amp; 3 of the City</b></p>	<p><b>Ordinance No. 02018-58</b>, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article I, Sections 1 and 3 and Article II, Sections 2 and 3 of the Charter of the City pertaining to the structure and composition of City Council and declaring an emergency was read.</p>

<p><b>Charter</b></p>	<p>Ms. Vitori moved to approve Ordinance No. 02018-58, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article I, Sections 1 and 3 and Article II, Sections 2 and 3 of the Charter of the City pertaining to the structure and composition of City Council and declaring an emergency. Mr. J. Mulligan seconded. Motion carried. Ayes: Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan.</p>
<p><b>Ord. No. 02018-59 Amend Article II, Section 11 of the City Charter</b></p>	<p><b>Ordinance No. 02018-59</b>, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article II, Section 11 of the Charter of the City requiring a copy of the annual report of the City to be on file at the City library and declaring an emergency was read.</p> <p>Mr. Moon moved to approve Ordinance No. 02018-59, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article II, Section 11 of the Charter of the City requiring a copy of the annual report of the City to be on file at the City library and declaring an emergency. Ms. Vitori seconded. Motion carried. Ayes: Mr. Bohannon, Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Ms. Vitori.</p>
<p><b>Ord. No. 02018-60 Amend Article IV, Section 3 &amp; 5 of the City Charter</b></p>	<p><b>Ordinance No. 02018-60</b>, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article IV, Sections 3 and 5 of the Charter of the City pertaining to the publication of legislation and public hearing notices and declaring an emergency was read.</p> <p>Mr. Vitori moved to approve Ordinance No. 02018-60, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article IV, Sections 3 and 5 of the Charter of the City pertaining to the publication of legislation and public hearing notices and declaring an emergency. Mr. J. Mulligan seconded. Motion carried. Ayes: Mr. Moon, Mr. J. Mulligan, Mr. L. Mulligan, Mr. Bohannon, Ms. Vitori.</p>
<p><b>Ord. No. 02018-61 Amend Article V of the City Charter</b></p>	<p><b>Ordinance No. 02018-61</b>, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article V of the Charter of the City pertaining to boards and commissions and declaring an emergency was read.</p> <p>Mr. J. Mulligan clarified that the Civil Service Commission would not be disbanded. Mr. Adkins stated that the thought behind the Charter Review Committee’s recommendation to remove the Civil Service Commission and the Park Board from the Charter was to differentiate between the boards and commissions set by the state code and those created by the City Council. Mr. Adkins explained that there would be no change to the Civil Service Commission at all.</p> <p>Mr. Moon commented that the Civil Service Commission and the Park Board are important.</p> <p>Mayor Mulligan stated that there was some concern that if it was removed from the Charter the fate of the Civil Service Commission may fall to future Councils. He stated that he would be voting no on this legislation.</p> <p>Ms. Vitori moved to approve Ordinance No. 02018-61, an ordinance providing the submission to the electors of the City of Middletown an amendment to Article V of the Charter of the City pertaining to boards and commissions and declaring an emergency. Mr. J. Mulligan seconded. Motion failed to pass. Ayes: Mr. Moon, Mr. J. Mulligan, Ms. Vitori. Nays: Mr. L. Mulligan, Mr. Bohannon.</p>
<p><b>EXECUTIVE SESSION</b></p>	<p>At 6:00 p.m., Mr. J. Mulligan 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. Moon seconded. Motion carried. Ayes: Mr. L. Mulligan, Ms. Vitori, Mr. Bohannon, Mr. Moon, Mr. J. Mulligan.</p>
<p><b>ADJOURNMENT</b></p>	<p>At 7:00 p.m., the meeting was declared adjourned until the Council meeting of September 4, 2018, at 5:30 p.m.</p>

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Lawrence P. Mulligan, Jr., Mayor

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