

**VILLAGE OF ANNA  
REGULAR SESSION OF COUNCIL  
June 14, 2016 – Council Chambers - 7:00 P.M.**

Present – Members: Cindy Naseman, Richard Eshleman, Kathleen Eshleman, Gary Strasser, Jennifer Shoffner, and Mayor Mark Pulfer. Laura Lentz-Fogt was excused.

Staff: Fire Chief Tim Bender, Police Chief Scott Evans, Public Works Superintendent Tyler Shuster, and Village Administrator/Fiscal Officer Nancy L. Benroth

Guests: Chris & Donald Newman, and Joel Krannenberg

Mayor Pulfer called the meeting to order with roll call followed by opening prayer and the pledge of allegiance.

A correction was made. K. Eshleman moved; seconded by Shoffner to approve the minutes from the May 24, 2016 regular meeting. Roll call- all yeas.

Naseman moved; seconded by Strasser to approve the payment of bills. Roll call- all yeas. Naseman asked for a copy of Elsass, Wallace, Evans & Schnelle invoices.

Shoffner moved; seconded by Strasser to approve the May Financial Reports. Roll call- all yeas.

R. Eshleman moved; seconded by Naseman to approve the May Income Tax Reports. Roll call- all yeas.

Agenda was approved by verbal vote with additions and deletions.

**Legislation:**

Third Reading- ORDINANCE NO. 1697-16 AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO EFFECTUATE AN OPT-OUT GAS SERVICE AGGREGATION PROGRAM PURSUANT TO OHIO REVISED CODE 4929.26; AND DIRECTING THE SHELBY COUNTY BOARD OF ELECTIONS TO SUBMIT THE BALLOT QUESTION TO THE ELECTORS; AND AUTHORIZING AN AGREEMENT WITH AN AGENT FOR SUCH PURPOSES.

R. Eshleman moved; seconded by Shoffner to adopt Ordinance No. 1697-16. Roll call- all yeas.

Third Reading- ORDINANCE NO. 1698-16 AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO EFFECTUATE AN OPT-OUT ELECTRIC SERVICE AGGREGATION PROGRAM PURSUANT TO OHIO REVISED CODE 2928.20; AND DIRECTING THE SHELBY COUNTY BOARD OF ELECTIONS TO SUBMIT THE BALLOT QUESTION TO ELECTORS; AND AUTHORIZING AN AGREEMENT WITH AN AGENT FOR SUCH PURPOSES.

K. Eshleman moved; seconded by Strasser to adopt Ordinance No. 1698-16. Roll call- all yeas.

Second Reading – ORDINANCE NO. 1699-16 AN ORDINANCE LEVYING A TAX ON INCOME AT THE RATE OF ONE QUARTER OF ONE PERCENT (1/4%) IN ADDITION TO THE ONE AND THREE QUARTERS PERCENT (1-3/4%) TAX CURRENTLY BEING LEVIED AND COLLECTED: TO BE USED FOR THE VILLAGE POLICE DEPARTMENT AND COLLECTION COSTS FOR THE ONE QUARTER OF ONE PERCENT (1/4%) INCOME TAX INCREASE REQUIRING THE FILING OF RETURNS AND FURNISHING OF INFORMATION: IMPOSING ON EMPLOYERS THE DUTIES OF COLLECTING THE TAX AT THE SOURCE AND PAYING THE SAME TO THE VILLAGE OF ANNA: PROVIDING FOR THE ADMINISTRATION, COLLECTION AND ENFORCEMENT OF SAID TAX: THEREOF TO BE A MISDEMEANOR AND IMPOSING PENALTIES THEREFORE.

Discussion ensued to determine the advantages of a permanent levy over a renewable levy. A renewal would be limited to 5 years and then would have to be reintroduced and passed again. If permanent, eventual it could be combined with the Fire Department Levy as one issue. If

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renewable it would have to eventually be changed to permanent to combine the two. It was decided to retain it has a permanent levy.

First Reading- ORDINANCE NO. 1700-16 AN ORDINANCE VACATING A PORTION OF AN UNIMPROVED ALLEY WITHIN THE VILLAGE OF ANNA, OHIO

This alley vacation is between the Williamson and Kies' properties.

First Reading- ORDINANCE NO. 1701-16 AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE VILLAGE OF ANNA, OHIO

Second Reading - RESOLUTION NO. 824-16 A RESOLUTION SPECIFYING NOVEMBER 8, 2016 AS THE DATE FOR SUBMITTING TO THE ELECTORS OF THE VILLAGE OF ANNA, SHELBY COUNTY, OHIO FOR THEIR APPROVAL, THE LEVYING OF AN ADDITIONAL TAX ON INCOME AT THE RATE OF ONE QUARTER OF ONE PERCENT (1/4%) OVER AND ABOVE THE ONE AND THREE QUARTERS PERCENT (1-3/4%) CURRENTLY BEING LEVIED AND COLLECTED, AND DIRECTING THE BOARD OF ELECTIONS OF SHELBY COUNTY, OHIO TO CONDUCT THE ELECTION

First Reading- RESOLUTION NO. 825-16 A RESOLUTION AUTHORIZING RE-ALLOCATION OF APPROPRIATION FOR THE VILLAGE OF ANNA, OHIO AND DECLARING AN EMERGENCY

R. Eshleman moved; seconded by Shoffner to suspend the three reading rule. Roll call- all yeas.  
R. Eshleman moved; seconded by Shoffner to adopt Resolution No. 815-16. Roll call- all yeas.  
Reallocation of appropriation was due to needing funds to pay solicitor fees pertaining to the Puckett case.

First Reading- RESOLUTION NO. 826-16 A RESOLUTION DESIGNATING FINANCIAL INSTITUTIONS AS PUBLIC DEPOSITORIES

Mayor's Report: Fines for May were \$120.00 with \$37.50 going to the State. The Mayor recommends the appointment of Denise Brown to the Fiscal Officer position starting June 20, 2016. The police stats are available for inspection.

Administrator/Fiscal Officer Report: The contract and all the required documents have been signed and forwarded to Stolly Insurance for Anthem Health Insurance and a letter drafted to cancel our policy with United Health Care. The contract for Miami Valley Lighting has been signed. (19) bid requests have been sent out to area refuse haulers. They were asked to be returned by August 31, 2016 so they can be reviewed by the committee in September. The Young Street project is finished. Total cost was \$378,781.75. Engineering was \$20,012.00 and the Village paid that and the remainder was OPWC funds; \$135,000 grant and \$223,769.75 interest free loan. The original quote was \$380,000.00. The spring newsletter, website and Facebook page contain information on property maintenance and a notice not to blow grass clippings into the street because it clogs the storm sewers. Benroth looked over Siegel's property (Exit 99) and he still has a pile of stone, wood pallets and a storage shed out front. She was asked to forward this information along to the solicitor. In the future, semi-trucks may be in a bind. Exit 99 and A.R.M.S. is roped off to only allow entrance traffic to their business. There is a NO OUTLET sign prior to Shue Drive but if they miss it they will have to back out because Commerce dead ends. More signage may be needed at the entrance of the road.

Police Chief Report: Received a call and was excused.

Fire Chief Report: Had nothing to report.

Finance and Personnel Report: The May Financial and Income Tax Reports were reviewed and approved. Selling unneeded items on GovDeals.com was discussed. It is being recommended

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that the sales fee be charged at a ratio of 2% for the Village and 10.5% for the buyer based on the sale cost.

Public Works Committee Report: The next meeting is scheduled for June 28, 2016 at 5:30 p.m. Please have agenda items to Naseman by the Thursday prior to.

Safety/Refuse Committee Report: The new cruiser and all the accessory parts have come in under the allotted amount. Refuse bid request have be sent to all the area haulers.

Park & Recreation Committee Report: The Library held the Family Fun Walk and had about 45 attendees. The weather looked bad and may have hinder participants from coming out. The juggler is scheduled for August and the Fall Harvest Fest for October. Fliers are being handed out at craft/vendor shows to inform them of our event for the Fall Harvest Fest. We received funds from Taco Bell and the Anna Endowment Association to host the summer park events. Dale Bensman of Crale Builders is working up a proposal to replace the large shelter house then present it to the Bensman Foundation this fall. Lowe's donated (5) trees and Walmart provided a \$30 gift card for the park tree drive. The Committee will be establishing a Born Learning Trail which helps adults teach 2-5 year olds. It will be situated around the Children's Garden and the path with contain gravel to make it handicap accessible. It is about a \$2,500 project and Strasser is trying to get funds to pay for it.

Planning Commission Report: The next meeting is scheduled for July 54, 2016 at 7:00 p.m.

Other Reports: The library will have penguins from the Newport Aquarium, Friday at 3 p.m.

**Old Business:**

A. Farm Land- postponed

**New Business:**

A. Alley Vacation Petition- Newman and Phillips- The matter was discussed and Council stated that an easement needed to be incorporated for utility access. Strasser moved; seconded by K. Eshleman to approve the alley vacation request by Newman and Phillips. Roll call- all yeas.

B. Denise Brown- Fiscal Officer Appointment- Mayor Pulfer recommends the appointment of Denise Brown to the Fiscal Officer position starting June 20, 2016 at a pay of \$16.00 an hour with a maximum of 24 hours per week. Naseman moved; seconded by Strasser to appoint Denise Brown to the part-time Fiscal Officer position. Roll call- all yeas.

C. Internet Unneeded Equipment Auction through GovDeals.com- It was recommended by the Finance/Personnel Committee to sign an agreement with GovDeals.com to get rid of the Village's unneeded equipment with the fee breakdown based on the sale price of 2% charged to the Village and 10.5% charged to the buyer for a total fee amount of 12.5% for GovDeals.com. Strasser moved; seconded by Naseman to enter into an agreement with GovDeals.Com. Roll call- all yeas.

R. Eshleman moved to adjourn; Strasser seconded. Roll call – all yeas.

**Adjournment**

**Time: 7:35 p.m.**

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Mark Pulfer, Mayor

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Nancy Benroth, Fiscal Officer