

**Council for the Village of Yellow Springs
Regular Session Minutes**

Virtual Meeting @ 6:00 P.M.

Monday, January 3, 2022

SWEARINGS IN

At 6pm, Solicitor Parcels gave the oath of office to Carmen Brown, Kevin Stokes and Brian Housh.

CALL TO ORDER

President of Council Brian Housh called the meeting to order at 6:04pm.

ROLL CALL

Present were President Housh, Vice President Marianne MacQueen and Council members Lisa Kreeger, Kevin Stokes and Carmen Brown. Also present were Village Manager Josue Salmeron and Solicitor Breanne Parcels.

EXECUTIVE SESSION

At 6:04pm, Kreeger MOVED and Stokes SECONDED a MOTION TO ENTER EXECUTIVE SESSION for the Purpose of the Discussion of Employee Evaluations. The MOTION PASSED 5-0 ON A ROLL CALL VOTE.

At 7:00pm, MacQueen MOVED and Stokes SECONDED a MOTION TO EXIT EXECUTIVE SESSION. The MOTION PASSED 5-0 on a voice vote.

SWEARINGS IN

Solicitor Parcels swore in re-elected Mayor Conine. Conine then gave the Oath of Office to Brown, Stokes and Housh as meeting attendees observed.

NOMINATIONS AND VOTE FOR COUNCIL PRESIDENT AND VICE-PRESIDENT

MacQueen MOVED TO NOMINATE Housh for President. Kreeger SECONDED, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

MacQueen MOVED TO NOMINATE Stokes as Vice President. Kreeger SECONDED, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

ANNOUNCEMENTS

Housh commented on the upsurge in covid transmission and hospitalization, and urged continued diligence in safety measures, masking in particular.

Salmeron went over the timeline for the PUD Work Session, Town Hall, and Council's readings of the ordinance to rezone.

MacQueen recommended the movie "Don't Look Up".

Parcels recommended an OHFA webinar directed towards homebuyers.

CONSENT AGENDA (7:10)

1. Minutes of December 20, 2021 Regular Session

Stokes MOVED and MacQueen SECONDED a MOTION TO APPROVE THE CONSENT AGENDA. The MOTION PASSED 5-0 ON A ROLL CALL VOTE.

REVIEW OF AGENDA

There were no changes made.

PETITIONS/COMMUNICATIONS

The Clerk will receive and file:

Lori Askeland re: Parking
Sue Augustus/Judy Fors re: Support for PUD
Brittany Baum re: Opposition to PUD
Ruth Darrow re: Opposition to PUD
Nick Boutis re: Parking (2)
Sue Parker re: Support for PUD
Bernadine Parks re: Parking (2)
Matt Raska re: Parking
Marcia Wallgren re: Parking
Carol Young re: Parking (2)
Lindie Keaton re: Housing Insecurity
Eve Fleck re: PUD Questions

MacQueen reviewed the materials received.

Housh commented that there is continuing controversy around parking, and noted that there has not been a comprehensive parking study conducted, and such a study would feasibly create a platform for informed discussion. Housh stated that parking will come up again as a matter for discussion in 2022.

PUBLIC HEARINGS/LEGISLATION

First Reading of Ordinance 2021-01 Adopting Flood Damage Recommendations from the Ohio Department of Natural Resources. Stokes MOVED and Kreeger SECONDED a MOTION TO APPROVE.

Salmeron noted that the legislation is the State mandated floodplain recommendations which are provided about every five years.

Parcels stated that adoption of the regulations is necessary for participation in the National Flood Insurance program, noting that the municipality has to either adopt the recommended floodplain recommendations or impose something more stringent. She noted that the regulations will need to go into the Building Regulations in the Zoning Code at some point.

MacQueen asked for a map of the floodplain area, and for an idea of the history.

Kreeger asked for the same information and was informed that the Village Manager is the default Floodplain Administrator.

Housh declined to call a vote.

Reading of Resolution 2022-01 Authorizing the Sale During Calendar Year 2022 of Municipally Owned Personal Property which is Not Needed for Public Use, or Which is Obsolete or Unfit for the Use for Which it was Acquired, by Internet Auction, Pursuant to Ohio Revised Code Section 721.15(D). MacQueen MOVED and Kreeger SECONDED a MOTION TO APPROVE.

Salmeron noted that this is purely housekeeping as it must be done annually.

Housh CALLED THE VOTE, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

Reading of Resolution 2022-02 Approving a Salary Adjustment for Josue Salmeron for Continued Service as Village Manager. Stokes MOVED and MacQueen SECONDED a MOTION TO APPROVE.

Kreeger reviewed the process used in the evaluative process for both the Village Manager and the Clerk, noting that it was highly interactive, involving both Council and peers of the Clerk and Village Manager. The process resulted in measurable, attainable goals for each, set in collaboration with each employee.

Stokes commented favorably on the collaborative nature of the process, particularly that of goal-setting.

Housh expressed deep appreciation for Salmeron's work on behalf of the Village.

Housh MOVED to approve 2.5% for Merit and 2.5% for COLA. Stokes SECONDED, and the MOTION PASSED 5-0 on a roll call vote.

Housh CALLED THE VOTE on the AMENDED RESOLUTION, and the MOTION PASSED 4-0 on a ROLL CALL VOTE, with Brown abstaining.

Reading of Resolution 2022-03 Approving a Salary Adjustment for Judy Kintner for Continued Service as Council Clerk. MacQueen MOVED and Stokes SECONDED a MOTION TO APPROVE.

Housh MOVED to approve 1.6% for Merit, explaining that the Clerk will receive a 3.4% longevity increase in March. Stokes SECONDED, and the MOTION PASSED 4-0 on a roll call vote, with Brown abstaining.

Housh CALLED THE VOTE on the AMENDED RESOLUTION, and the MOTION PASSED 4-0 on a ROLL CALL VOTE, with Brown abstaining.

Reading of Resolution 2022-04 Authorizing the Village Manager to Apply for a \$250,000 Grant from Greene County Board of Commissioners on Behalf of WYSO. Kreeger MOVED and Stokes SECONDED a MOTION TO APPROVE.

Housh noted a presentation from WYSO Executive Director Luke Dennis at the previous meeting, noting that "WYSO's ask is the Village's ask."

Housh CALLED THE VOTE, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

Reading of Resolution 2022-05 Approving a 30-Day Extension of the CASP Contract. Stokes MOVED and MacQueen SECONDED a MOTION TO APPROVE.

Salmeron noted that this is purely housekeeping, in an effort to allow the Coordinator to complete her work, permitting an additional 30 days to complete the final report.

Housh CALLED THE VOTE, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

Reading of Resolution 2022-06 2022 Village Goals. Kreeger MOVED and Stokes SECONDED a MOTION TO APPROVE.

Housh expressed his satisfaction regarding the process used, and the alignment with the budgeting process. He pointed out that the goals do develop through the year, and will continue to do so.

MacQueen asked that a goal be added relating to greater coordination among area stakeholders, particularly Council and the Township Trustees, around economic and environmental sustainability.

Housh noted that the "who is responsible" columns still need to be populated, and this can involve Township Trustees.

Salmeron noted that he maintains a relationship with the Township, and that this happens on a number of levels. Areas of improvement, he commented, include asset protection and communication around these areas.

Housh CALLED THE VOTE, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

CITIZEN CONCERNS

Jessica Thomas asked if the light pollution from Cresco could be addressed.

Salmeron responded that this concern will be removed once the new greenhouses are built, noting that Council had granted permission for the additional hour of lighting due to the earlier darkness in the Winter. He stated that he will follow up with Cresco.

Sarah Amend presented a number of questions she wanted to have addressed regarding the PUD. She asked for the financial information that influenced why the Village worked with Oberer on the PUD. She asked why Council would hold a work session with Oberer prior to taking input from citizens.

Salmeron stated that there will be no additional cost to the Village, but said that he would be glad to share any decision-drivers.

Housh noted the upcoming Work Session and Town Hall aimed at addressing questions, and offered to reach out to Amend.

John Hempfling stated his approval for the improved access to documents on the Village website, highlighting time stamps on the videos and Clerkbases.

Matt Kirk commented his position that the proposed PUD is not the best plan, stating that more balance is needed and opining that the PUD will result in “senior housing” rather than homes for families.

SPECIAL REPORTS

Agraria Update. Susan Jennings, Executive Director of Agraria, presented an overview of the enterprise’s activities during 2021.

Housh stressed the need to build out the Agraria Trail in 2022 to fulfil the terms of the purchase agreement.

Jennings responded that this has been a challenge, involving one property owner who does not want to grant public access across a portion of their property. She expressed that this conflict is also negatively affecting students’ ability to walk to Agraria from the YSHS, and expressed that this is something Agraria continues to work on.

Responding to a question regarding Agraria’s “re-meandering” project for the stream on the property, Jennings described the process and noted its value ecologically.

YSDC End of Year Summary. Lisa Abel presented an overview of that organization’s 2021 activities, describing the organization’s mission and makeup and stressing the organization’s commitment to all area stakeholders.

Abel noted a new website with minutes and other information readily available.

Abel commented that YSDC will be heavily focused on “living wage job creation, retention and growth” in 2022, and asked that Council engage with their constituents to gather information on what kind of development is highest priority.

Housh asked that the YSDC continue to work with Council to address Village housing goals and affordability in general.

Kreeger expressed appreciation for the work of the YSDC and for her ability to be involved with the organization.

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

Council Selection for Board and Commission Liaisons. Council engaged in discussion, making some decisions, but deciding to hold a retreat to discuss these assignments in more depth. Kreeger asked that Council consider a Council Designee to the YSDC, and suggested Gary Zaremsky as a possible appointee.

Regarding Miami Valley Regional Planning Commission, Housh will remain as the Council Representative, with Salmeron as the Alternate.

MacQueen asked to serve as the lead on the Active Transportation Committee.

Kreeger will serve as the Council Liaison to Planning Commission, with Brown in consideration for the Alternate position (to be confirmed at a future Council Retreat).

Stokes offered to take the lead position with Greene County Regional Planning Commission, allowing Housh to step into the Alternate position.

Housh requested a Council Retreat be set up prior to January 10th. The Clerk will set this up.

Sponsorship Request for MLK Day Activities. Council APPROVED a request from the 365 Project MLK Committee for \$500.00 to support live-streaming of activities and small appreciation gifts.

Responding to a query from Jessica Thomas, Yellow Springs News, COS Florence Randolph stated that the appreciation gifts will be given to Youth Poetry winners.

All Council members voted in favor of the contribution.

Dillon requested the source of funding and was told that the funds will derive from “Council Board and Commission Funds”.

MANAGER’S REPORT

Salmeron stated that the team is working on end of year financials and project reports. He noted that the grant for 1.5 million dollars for water line infrastructure improvements should get a response from the granting committee soon.

FUTURE AGENDA ITEMS

Jan. 18: **First Reading of Ordinance 2022-01** Rezoning 52.65 Acres of Property Located North of East Hyde Road and West of Spillan Road to Planned Unit Development Residential (PUD-R) and Amending the Zoning Map Thereby Approving the Preliminary Development Plan
Reading of Resolution 2022-XX Authorizing the Village Manager to Execute an Easement Agreement with Massie’s Creek Ventures LLC for Use of Village Property and Right-Of-Way Improvements Located Adjacent to 108 Cliff Street

Village of Yellow Springs 2021 Accomplishments

Update re: Body Worn Camera Policy

Feb. 7: **Second Reading and Public Hearing of Ordinance 2022-02** Rezoning 52.65 Acres of Property Located North of East Hyde Road and West of Spillan Road to Planned Unit Development Residential (PUD-R) and Amending the Zoning Map Thereby Approving the Preliminary Development Plan

Second Reading and Public Hearing of Ordinance 2022-03 Repealing Old Chapter 288 Arts and Culture Commission of Title Eight Boards and Commissions of Part Two Administration Code of the Codified Ordinances of the Village of Yellow Springs, Ohio and Enacting New Chapter 288 Public Arts and Culture Commission

Feb. 21: ACC End of Year Report
PC End of Year Report
Personnel Policy Manual Work Session

EXECUTIVE SESSION

At 9:36, MacQueen MOVED TO ENTER EXECUTIVE SESSION For the Purpose of the Discussion of Public Safety Parameters, and Pending Litigation. Stokes SECONDED, and the MOTION PASSED 5-0 ON A ROLL CALL VOTE.

At 9:57pm, MacQueen MOVED and Housh SECONDED a MOTION TO EXIT EXECUTIVE SESSION.

ADJOURNMENT

At 9:58pm, Kreeger MOVED, and Brown SECONDED a MOTION TO ADJOURN. The MOTION PASSED 5-0 on a voice vote.

Brian Housh, Council President

Attest: Judy Kintner, Clerk of Council