

**MINUTES OF THE REGULAR MEETING
AMBERLEY VILLAGE COUNCIL
MONDAY, OCTOBER 16, 2012**

The Council of Amberley Village, Ohio met in a regular session at the Amberley Village Hall, 7149 Ridge Road on MONDAY, OCTOBER 16, 2012 at 6:30 P.M. Mayor J.K. Byar called the meeting to order. A moment of silence was observed in honor of recently deceased residents Colonel Bernstein and Art Whitaker. The following roll call was taken:

PRESENT:

Richard Bardach
J.K. Byar
Bill Doering
Ed Hattenbach
Tom Muething
Ray Warren
Natalie Wolf

ALSO PRESENT:

Scot Lahrmer, Village Manager
Kevin Frank, Village Solicitor
Patricia Meiers, Acting Clerk
Rick Kay, Village Treasurer
Rich Wallace, Police/Fire Chief

EXCUSED:

Mayor Byar led those in attendance through the pledge of allegiance. The National Anthem was sung by Mrs. Whitaker.

GUESTS/SPEAKERS

Chief Deputy Sean Donovan, candidate for Hamilton County Sheriff, introduced himself and asked for support in the November election.

Amberley Village native Municipal Court Judge Heather H. Russell introduced herself. She talked about growing up on Elbrook and complemented the Amberley Village Police Department on their conduct when present in her courtroom. Judge Russell is currently running for a position as Hamilton County Common Pleas Judge.

CITIZENS TO ADDRESS COUNCIL

David Powell of 705 Maple Drive in Reading addressed council regarding his concerns and thoughts on district regulations for North Site Zoning District.

MINUTES

Mayor Byar presented the minutes of the September 10, 2012, regular meeting and the September 24, 2012 special meeting. He asked if there were any corrections or additions. Since there were none, Mayor Byar stated that the minutes stand approved.

FINANCE REPORT

Mr. Lahrmer presented the August 2012 Finance Report (a copy of which is attached hereto). A summary of this report noted total earnings tax collections for August of \$156,195, which is down from August 2011, but up over 18% for the year-to-date. The Village received \$458,599 in property tax in August. The Local Government Fund netted \$3,737 for August. Revenue for the month totaled \$692,250 of which expenses equaled \$526,209. At the end of August, the unencumbered General Fund balance was \$3,006,064. The report was accepted as submitted.

FINANCE COMMITTEE

Mr. Hattenbach read RESOLUTION NO. 2012-49, A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY

AUDITOR. Mr. Hattenbach moved to approve Resolution 2012-49, seconded by Mr. Doering and the motion carried unanimously.

HEALTH, EDUCATION & WELFARE COMMITTEE

Ms. Wolf reported that the committee has been meeting since May with several experts and agencies regarding deer management in the Village. A draft of a RESOLUTION TO ESTABLISH A DEER MANAGEMENT PROGRAM and a Deer Management Policy Draft were presented and highlighted. Ms. Wolf indicated the resolution would be on the agenda for Council's November meeting in order to allow residents sufficient time to become aware of the proposed policy and provide input, if necessary.

Mr. Muething presented ideas on why there should not be a target number of deer in the policy. Ms. Wolf suggested the idea of residents going to a website to report deer incidents or complaints to keep an accurate count and possibly distribute a survey for residents to give their opinion.

Chief Wallace spoke in reference to deer culling and communication with the Police Department concerning deer incidents or complaints.

ENVIRONMENTAL STEWARDSHIP COMMITTEE

Ms. Wolf announced the Free Household Hazardous Waste Program with Hamilton County is ending November 3, 2012.

The Amberley Village Green Community Garden held an event at Amberley Green on October 7. Michael George, a Cincinnati Parks naturalist led a habitat and tree walk. Local Girl Scouts and leaders provided face painting. There were requests made to have a similar event again.

The next committee meeting will be at 7:30 p.m. October 22, 2012 in the Village's community room.

PLANNING COMMISSION

Mr. Bardach read RESOLUTION 2012-50, RESOLUTION TO CONSIDER RECOMMENDATION OF PLANNING COMMISSION TO AMEND ZONING MAP FOR NORTH SITE AND SETTING PUBLIC HEARING. The notice for the public hearing on November 12, 2012 will be on the Village website, Village E-News, posting boards and newspaper. Adjacent property owners will also be notified. Mr. Bardach moved to approve, seconded by Ms. Wolf and the motion carried unanimously.

The first reading of ORDINANCE NO. 2012-11, AN ORDINANCE AMENDING THE ZONING MAP OF AMBERLEY VILLAGE TO CHANGE THE ZONING CLASSIFICATION OF THE NORTH SITE TO THE "NORTH SITE(NS)" DISTRICT by Mr. Bardach was heard.

MANAGER'S REPORT

Mr. Lahrmer explained \$17,116.91 was seized as part of a criminal investigation regarding insurance fraud. It is now necessary to return the seized money to Traveler's Insurance. Mr. Hattenbach read and moved to approve RESOLUTION NO. 2012-51, AUTHORIZING TRANSFER OF FORFEITURE FUNDS TO TRAVELERS INSURANCE. Seconded by Mr. Muething and passed by unanimous vote.

The Village sought financial rating from Moody's and the result was Aa3. Moody's looked at several factors to make their analysis including financial position, cash flow, management

structure and quality, debt structure, housing stock and business tax base. Moody's acknowledged their rating was greatly affected by the police levy approval and the Village's implementation of a variety of expenditure reductions. Mr. Lahrmer expressed that he felt the rating was a compliment to the Village.

The Village received an unexpected windfall of \$5.3 million from the inheritance tax. Mr. Lahrmer thanked council for taking \$900,000 of reserves and using the inheritance tax to retire Amberley Green debt.

The gas aggregation program is ongoing and the Village aggregation rate for November is \$.423 per CCF.

The street program successfully concluded for the year.

Hamilton County Solid Waste and Recycling is promoting recycling and all residents will be receiving a flyer with a refrigerator magnet outlining what can be recycled by residents and will be featured in the newsletter.

Continuing cost reduction now includes paperless council packets. This saves paper and delivery time.

Ground has been broken on Topicz expansion allowing them to retain employees and add additional jobs.

Mr. Lahrmer read a note with a generous check from the family of Colonel Bernstein thanking the Village Police Department for over three decades of service.

MAYOR'S REPORT

Reminder that Sunday, October 21, 2012 is Amberley Afternoon at Kennedy Arts Center on Montgomery Road.

Mayor Byar read a letter from a resident congratulating Mayor and Council on applying inheritance received to the Amberley Green debt, complimenting their leadership abilities. The letter was made part of the record.

There being no further business, Mayor Byar adjourned the meeting.

Patricia Meiers, Acting Clerk of Council

Mayor J.K. Byar