

RECORD OF PROCEEDINGS

GOVERNMENT FORMS & SUPPLIES  
In-Council Chambers

Held

6131 Taylorsville Road

February 28,

2022

1.       **Call The Meeting To Order - Mayor Jeff Gore**  
  
The Huber Heights City Council met in a Regular Session on February 28, 2022. Mayor Jeff Gore called the meeting to order at 6:07 p.m. The start of the meeting was delayed due to technical difficulties with the recording system and live streaming.
2.       **Invocation - Pastor John Gakwaya Of The Compassion Free Methodist Church At 6875 Old Troy Pike, Huber Heights, Ohio**
3.       **Flag Ceremony - Wayne High School Junior ROTC Honor Guard**
4.       **Pledge Of Allegiance**
5.       **Roll Call**  
  
Present: Richard Shaw, Kathleen Baker, Mark Campbell,  
              Nancy Byrge, Glenn Otto, Ed Lyons, Anita Kitchen,  
              Don Webb, Jeff Gore
6.       **Approval Of Minutes**  
  
A.   City Council Meeting Minutes - February 14, 2022
7.       **Special Presentations/Announcements**  
  
There were no Special Presentations or Announcements.
8.       **Citizens Comments**  
  
There were no Citizens Comments.
9.       **Citizens Registered to Speak on Agenda Items**  
  
There were two Citizens Registered To Speak; one on Item 11-B and one on Item 12-D.
10.      **City Manager Report**  
  
Interim City Manager Bryan Chodkowski said The Annex Group is on tonight's Pending Business portion of the agenda. He said he spoke with The Annex Group today, and they are still working through the final calculations regarding taxes, investments, and other components of the pro forma. He said The Annex Group will be reaching out to a local analytical firm to help finalize those items and expect to be before Council with the final request regarding payments in lieu of taxes and final approval hopefully in the next thirty days. He said Addington Place is also on the agenda tonight under Pending Business. He said the developers for Addington Place have formally withdrawn the application associated with this proposal and will be resubmitting a Combined Basic Development and Detailed Development Plan to the Planning Commission with a new proposal at this location which will be a combination of single-family homes as well as the proposed duplex units that were part of the original application. He said the City is approaching critical mass at The Meadows project. He said the library is on the agenda tonight and Council has heard previously about the Homestead Group. He said Dogtown is moving forward. He said City Staff received updated information from Dogtown and will be looking to close on this matter.  
  
Due to technical difficulties, the audio recording stopped at 6:16 p.m. The minutes are continued with the beginning of a new recording which began at 6:21 p.m.

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Mr. Chodkowski said specific to the ask from this body when it comes to tax benefits, The Annex Group wants to make sure when it makes that ask that they are asking correctly. He said that is why The Annex Group is effectively going back and rebuilding its pro forma model and double-checking those numbers on both projects to make sure when they come back before this body, they are asking for the appropriate considerations from Council or determining if they need to withdraw the project outright. He said the company is conscientious of the fact that the fuse is growing short with Council.

Mr. Shaw said he agrees, and he just wanted to state his frustration that if memory serves correct, The Annex Group submitted this information around September or October of last year, and Council is still sitting on this update with no information. He said he thinks a strong conversation needs to be had, and the developer needs to withdraw and continue to do its research and resubmit at a later date. He said Council will be on a historic reading on this agenda item.

7. Pending Business

An Ordinance Designating Construction Noise During Certain Hours As Civil Infractions And Authorizing The City Manager To Adopt A Fine And Penalty Schedule For Such Infractions By Enacting Chapter 1323 Of The Codified Ordinances Of The City Of Huber Heights.  
(second reading)

Mayor Gore said there was no recommendation at the Council Work Session on this item. He asked if there is a motion to move this item forward.

Mr. Webb moved to adopt; Mr. Campbell seconded the motion and read a prepared statement.

Mr. Campbell said, upon review of the proposed ordinance designating construction noise during certain hours as a civil infraction as prepared by Law Director Gerald McDonald, he asked that issues be addressed by the Law Director. He said the proposed ordinance appears to conflict with the existing disturbing the peace ordinance as it is a criminal offense to make construction noise on Saturdays, but it is not a civil infraction to make that same construction noise on Saturdays. He also said the proposed ordinance does not affect the person making the construction noise, just the property owners, and it targets the property owners with a civil infraction. He asked if the property owners are really in charge of the construction crews or in control of the actions of the construction crews. He said the proposed ordinance does not appropriately affect the people making construction noise. He requested these issues be addressed by the City's Law Director before Council votes on the proposed ordinance.

Mr. Otto said Mr. Campbell brought up some legitimate questions. He said after receiving quite a few emails from developers and builders which other Councilmembers were copied on, and in looking at those and what is proposed and comparing it to the way the ordinance read before, he thinks the hours could be adjusted and Council could accomplish the goals for the builders and the residents. He said the complaints received by residents were primarily Saturday morning complaints. He said the developers and the builders recognize they need work hours during certain times of the year that extend before and after sunrise and sundown. He said he would like to propose rather than the general 7:00 a.m. to 7:00 p.m., maybe Council goes with a 6:00 a.m. to 8:00 p.m. Monday through Friday and then back off Saturdays to 9:00 a.m. to 5:00 p.m. He said that would



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net the builders an additional eight hours per week and give residents a Saturday morning and evening of peace.

Mr. Campbell said he agrees that the suggestions that Mr. Otto brought up should be reviewed with City Staff.

Mayor Gore said there is a motion and a second to adopt this item. He said Council would need to vote one way or another on this item unless Mr. Webb withdraws his motion to adopt and this item goes to another Council Work Session for further discussion.

Clerk of Council Anthony Rodgers said Council first needs to withdraw the motion that has been made to consider other alternative actions.

Mr. Webb withdrew his motion to adopt.

Mr. Campbell said he withdraws his second to the motion and he said the reason he seconded the motion was to get a discussion to occur. He said he would like to hear from the Law Director filling in for Gerald McDonald tonight. He said there are so many issues, and the two issues he brought up he feels are substantial and may warrant a tabling of this item for City Staff and the Law Director to work together and bring something else back.

Law Director Katie Wahl said Gerald McDonald has heard several concerns with the legislation that was proposed. She said it was Mr. McDonald's suggestion that this item be pulled from the agenda while he continues to do research and analyze the situation and have it come back at a future Council Work Session.

Mr. Shaw said he is tired of talking about this agenda item. He said it was his opinion that Council had this matter sewn up, and conversations with the Law Director, the Police Chief, and City Staff had taken place. He said it is apparent with Mr. Campbell's concerns that maybe that work has not been done fully. He said he disagreed with Mr. Otto's timeframe, and he feels the time allotted that Council has discussed and reviewed with other communities is appropriate and needs to stand as written. He said again he is tired of talking about this matter, the builders are tired of hearing about it, and Council needs to put something on the books and move on.

Mr. Rodgers said a motion to postpone action indefinitely would remove this item from the agenda, and it could be brought back in another form to begin the process again at a later date. He said the other option would be to pass this item to a third reading, allowing for additional discussion on possible amendments. He said it sounded like the recommendation from the Law Director would be to remove this item from the agenda.

Mr. Campbell moved to postpone action indefinitely; Mrs. Byrge seconded the motion. On a call of the vote, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mrs. Kitchen, Mr. Webb, and Mr. Shaw voted yea; none voted nay. The motion passes 8-0.

- B. An Ordinance To Approve A Rezoning From Agricultural To Planned Residential And A Basic Development Plan For The Property Located On The East Side Of Bellefontaine Road And South Of Chambersburg Road And Further Identified As Parcel Number P70-03908-0126 On The Montgomery County Auditor's Map And

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Accepting The Recommendation Of The Planning Commission (Zoning Case 21-47).

(fourth reading)

Mayor Gore said this item involves the Addington Place Project Bryan Chodkowski addressed in the City Manager Report that is being withdrawn with plans to submit a new application sometime in April, 2022. He said there is a citizen registered to speak on this item.

Mrs. Cindy Smith said she no longer wished to speak on this item at this time.

Mr. Otto moved to postpone action indefinitely on this item; Mrs. Kitchen seconded the motion. On a call of the vote, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mrs. Kitchen, Mr. Webb, Mr. Shaw, and Ms. Baker voted yea; none voted nay. The motion passes 8-0.

- C. An Ordinance To Approve A Rezoning To Planned Residential And A Basic Development Plan For The Property Located At 6502 Old Troy Pike And Further Identified As Parcel Number P70 04004 0003 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-34). (fifth reading)

Mayor Gore said this item involves The Annex Group project. He said if Mr. Chodkowski believes the updated information in this matter will be available within thirty days; he would be okay giving this item until the end of March, 2022 before taking action by Council. He said the Council Work Session recommendation was to pass this item to a sixth reading. He said this item can be moved on to a sixth reading and then wait to hear back from the developer one more time. He said there needs to be a resolution on this item as well.

Mr. Chodkowski said he agrees with the Mayor's suggestion to allow The Annex Group to provide the updated information by the end of March, 2022; and then if The Annex Group does not have anything definitive by then, it would be time for Council to act and remove the matter from the agenda.

Seeing no objections, Mayor Gore said this item will be moved to a sixth reading.

12.

## New Business

**CITY COUNCIL**

**Anthony Rodgers, Clerk of Council**

- A. A Public Hearing Scheduled For February 28, 2022 By The Huber Heights City Council For Zoning Case 22-05. The Applicant Is LWC, Incorporated. The Applicant Is Requesting Approval Of A Combined Basic And Detailed Development Plan For Four Acres Of Property Located At 6243 Brandt Pike For Construction Of A New Library.

Mr. Chodkowski said Mr. Aaron Sorrell, the Interim City Planner, could not be here this evening. He said this presentation will look similar as it was reviewed with Council at the Council Work Session and it was presented to the Planning Commission at the initial application for both the Basic and Detailed Development Plans. He said the library will be a 26,000 square foot structure. He said it is located on approximately four acres and is zoned Mixed Use, so this use is an appropriate use for that particular zoning district. He said the location is currently vacant and formerly served as a parking area for the Marian Meadows



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strip mall. He said adjacent lands are zoned appropriately as Planned Mixed Use. He said this branch is one of the library's last constructed branches as part of the program. He said this site is 34 feet tall at its highest peak. He said the curb cut will be located on Miami Valley Way to help improve traffic flow on Brandt Pike and to provide ingress and egress in a safer manner for library patrons. He said there is a small encroachment of the facility into the public right of way for architectural purposes, and that particular encroachment was supported by the Planning Commission. He said there is an alternative landscaping plan for this particular property. He said the architect and the library proposed a landscape plan to include significant amounts of shrubbery in place of two trees missing from the requirements of the City Code. He said that change was also endorsed by the Planning Commission. He presented the overhead site plan. He said there is a significant amount of green space added to the project considering the location is all paved asphalt. He noted on the right-hand side of the plan that part of the arch is the structural encroachment into the right of way. He presented several site views from different directions. He said on the rear right-hand side, the arch on Brandt Pike is significantly landscaped with low height shrubbery in and above the requirements the City would normally seek. He said that is why the library had sought the lower requirement provided by the Planning Commission and its recommendation to this body. He said the proposed development reduces the impervious surface, reducing the runoff to other parcels in and around the site. He said the Zoning Code requires 122 parking spaces, and the library is overbuilt for a cooperative sharing purpose with the City for potential adjacent uses. He said there is a pedestrian entrance off Brandt Pike for those who utilize RTA to access the facility with ease rather than coming around from the parking lot side. He said no sign package was submitted with this proposal, and it was recommended that the library return for appropriate signage approval. He said there was one particular wall sign associated with the submittal, and 35 square feet is the assigned square footage for that proposal. He said 16 percent of the building frontage encroaches into the setback. He said the overall facade is approximately 270 feet long. He said the facade itself is a combination of mixed materials. He said the recommendation from City Staff for the Basic and Detailed Development Plans was approval conditioned that the applicant submit a sign package in compliance with all stormwater requirements and all Fire Code requirements, and that a revised site and landscaping plan reflecting all of the conditions of the Planning Commission decision be submitted for Council review.

Mayor Gore asked if any representatives from LWC, Incorporated had any comments.

Mr. John Fabelo from LWC, Incorporated said he had nothing to add to the presentation, but he is available for questions.

Mayor Gore asked if the Law Director had any comments.

Seeing none, Mayor Gore asked if there were any other representatives of the City of Huber Heights to make any comments.

Seeing none, Mayor Gore asked if there was anyone present to speak in favor of the approval of this issue.

Seeing none, Mayor Gore asked if there was anyone present to speak against the approval of this issue.

Seeing none, Mayor Gore asked if there was any member of City Council to make comments or provide additional information.



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Mrs. Byrge asked if the library would have the responsibility for maintaining the retention pond.

Mr. Fabelo said the retention pond is off of the library's property. He said the library is designing the site with water in mind in terms of accumulation, but the retention pond is outside of that property.

Mr. Chodkowski said the retention pond will be a component of the Homestead Project in partnership with the City. He said it will be designed to take surface water from this project if that is an option that the library would like to utilize. He said at this point in time, the library is making other arrangements with respect to stormwater management.

Mr. Fabelo confirmed for Ms. Baker that what is on the drawings is not a driveway and is actually landscaping.

Mr. Webb said Mr. Sorrell had mentioned a minor change to the parking lot with regard to a turning radius at the north entrance and he asked Mr. Chodkowski to speak about it to make it part of the public hearing.

Mr. Chodkowski said there was a minor issue with respect to the turn tables and the radius of that particular driveway off of Miami Valley Way. He said that issue is a minor modification that will need to be made to the plan.

Mayor Gore asked if there were any other members of City Council to make comments or provide additional information.

Seeing none, Mayor Gore asked one last time if there was anyone to speak in favor of or against the approval of this zoning case.

Seeing none, Mayor Gore said, barring further comments, this Public Hearing of the City Council for Planning Commission Case ZC 22-05 is hereby closed.

- B. An Ordinance To Approve A Basic And Detailed Development Plan For The Property Located At 6243 Brandt Pike And Accepting The Recommendation Of The Planning Commission (Zoning Case 22-05).  
(first reading)

Interim City Manager Bryan Chodkowski asked that Council waive the second reading and adopt this item as emergency legislation. He said this measure was requested by the library so they can commence site development.

Mayor Gore said the Council Work Session recommendation was to waive the second reading and adopt this item.

Clerk of Council Anthony Rodgers said this legislation was not prepared as emergency legislation and would require an amendment to do so. He said the amendment would be to amend the title to add "and declaring an emergency" and then to add another section to the ordinance to include the emergency clause. He said the motion would be as he stated with the change to the title and changing Section 3 to include the emergency clause.

Mr. Chodkowski apologized, and he said the legislation as presented is the legislation that was recommended by City Staff to Council. He apologized for any confusion from his comments as he recalled the legislation incorrectly.

Mayor Gore confirmed with Mr. Chodkowski that only a motion to waive the second reading and a motion to adopt is needed.



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Mrs. Byrge moved to waive the second reading; Ms. Baker seconded the motion. On a call of the vote, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mr. Webb, Mr. Shaw, Ms. Baker, and Mr. Campbell voted yea; Mrs. Kitchen voted nay. The motion passes 7-1.

Mr. Shaw moved to adopt; Ms. Baker seconded the motion. On a call of the vote, Mr. Otto, Mr. Lyons, Mrs. Kitchen, Mr. Webb, Mr. Shaw, Ms. Baker, Mr. Campbell, and Mrs. Byrge voted yea; none voted nay. The motion passes 8-0.

- C. A Resolution Authorizing The City Manager To Engage LWC Incorporated To Provide A Space Needs Assessment For Certain City Operations.  
(first reading)

Mr. Chodkowski said this resolution would empower LWC Incorporated to perform a needs assessment largely associated with the City's desire to place a Senior Center in The Meadows and also to look at other space needs of the City.

Mayor Gore said the Council Work Session recommendation was to adopt this item.

Mrs. Byrge moved to adopt; Mrs. Kitchen seconded the motion.

Mrs. Byrge said the notes in the packet said LWC Incorporated would work with City Staff to identify any requirements and asked that with respect to the Senior Center, that LWC Incorporated contact the Board of Directors of the Senior Center versus City Staff.

Mr. Chodkowski said it is the intention for LWC Incorporated to meet with representatives of the Senior Center.

On a call of the vote, Mr. Lyons, Mrs. Kitchen, Mr. Webb, Mr. Shaw, Ms. Baker, Mr. Campbell, Mrs. Byrge, and Mr. Otto voted yea; none voted nay. The motion passes 8-0.

- D. A Resolution Adopting A Statement Indicating The Services The City Of Huber Heights, Ohio Will Be Providing To The Territory Proposed To Be Annexed To The City Of Huber Heights Pursuant To A Petition Filed With The Board Of Commissioners Of Miami County By Landowners (As Defined Below) And As Provided By Ohio Revised Code Section 709.023.  
(first reading)

Mr. Chodkowski said as previously discussed with Council and the Law Director, this item is a matter of statutory obligation in the State of Ohio.

Mayor Gore said the Council Work Session recommendation was to adopt this item. Mrs. Byrge moved to adopt; Ms. Baker seconded the motion.

Ms. Beth Van Haaren said this same issue was in front of Council in September, 2021 and Mayor Gore asked if the City could rescind the service agreement after it was passed for more or less the same parcel. She asked if Council could vote to table this item or push it out to a later date. She said this development involves 260 acres and 900 extra homes in Bethel Township, and there are a lot of infrastructure considerations to address.

Mr. Shaw requested the motion to adopt and the second to the motion be withdrawn to allow this item to go to another Council Work Session. He said in his opinion, this matter needs to be reviewed by the Law Director as the information in Exhibit A is incorrect as presented in the legislation as compared

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to the petition filing forwarded to Council by the Clerk of Council at 4:21 p.m. this afternoon. He said the survey on Exhibit A has a different date than that on the petition filing and different information provided in the service agreement letter, which would make it invalid in his opinion. He said he would like the Law Director's review prior to Council's vote.

Ms. Katie Wahl apologized and said she was not copied on that communication and she was not able to respond. She said the petition was filed today, and under the statute, the City shall file the statement within twenty days. She said that is a statutory obligation.

Mr. Shaw reiterated his concerns regarding a discrepancy in the information in the packet versus the information filed.

Mrs. Byrge said the surveys were done at a different time, and the dates would not be the same. She said she sees no reason to hold this item up. She said if there was a problem, the Law Director would have provided that information to Ms. Wahl.

Mr. Lyons said he had just now received his emails. He asked if this item had just come today and was then put on the agenda.

Mayor Gore said the petition filing was done today, but this item was discussed in the Council Work Session.

Mr. Lyons asked if there was a reason why this item could not be moved to the next Council Work Session and a vote at the next City Council Meeting.

Mayor Gore said that would be up to Mrs. Byrge to withdraw her motion.

Mr. Rodgers said if this item fails, it would have to be reintroduced at a later date.

Mr. Webb asked if the discrepancies impact the ability to service the proposed annexed area.

Mr. Chodkowski said it does not and that Council's task today is to determine whether the City has the resources and the ability to provide services to the area, not to determine the accuracy or the content of the petition. He advised Council that the issues Mr. Shaw raised may be valid concerns, but are not concerns that affect the City's ability to provide services. He encouraged Council to consider its responsibility under the statute. He said the only change between this request for service and the one previously seen by Council was with respect to the sanitary and water utility systems, and this petition has been updated to reflect that there is water and sewer infrastructure in that area owned by Bethel Township/Miami County.

Mr. Lyons asked if Mr. Chodkowski had talked with the Fire Chief regarding having appropriate fire services to protect that area.

Mr. Chodkowski said having had conversations with the Fire Chief, the Police Chief, and the Public Works Manager, he said they believe the City will have the adequate resources to provide services to this area when the time comes.

Mr. Lyons said he has a hard time supporting development without hearing from the Fire Chief and he said Council was supposed to hear from the Fire Chief this year. He said if Council does not send this item to another meeting, he said he will then be a no vote until hearing from the Fire Chief.



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Mrs. Byrge said the Fire Chief was at the Planning Commission meeting and said the Fire Division can support this area, and when asked, the Fire Chief said another fire station would not be needed.

Mr. Shaw said with respect to Mr. Webb's comments, he would agree in part on the service portion; however, the resolution in front of Council mentions Exhibit A, and that is his legal review question. He said if the information is legitimately different, he would like to know why there is different information and why it is legal to vote on this item. He said this review would not halt the timetable or disrupt it at all.

Mrs. Kitchen asked how much it costs the City to provide the services.

Mr. Chodkowski said those costs would be a calculation with respect to any capital items associated with this project and would be information determined via the due diligence process with respect to the township's desire to meet and talk about what an annexation agreement might look like. He said the City has the services now to respond, and as the development grows and the City's resources grow, additional funds will be available if necessary to add equipment or personnel which would be recommended by those individuals and approved by Council at the time those needs were determined to be necessary.

Mr. Webb said Council is being asked to make a statement that the City can extend services and City Staff has said yes, the City can. He said he would ultimately not vote yes for an annexation that would cost the City money.

Mr. Shaw left the meeting between 7:06 p.m. and 7:13 p.m.

Mayor Gore called a recess at 7:16 p.m. to try to locate Mr. Shaw.

Mayor Gore reconvened the meeting at 8:04 p.m.

Mayor Gore said this Council has a legal statutory obligation to vote on this matter. He said it is his belief that Mr. Shaw exited tonight's meeting in order to prevent the Mayor from voting to break a tie on this item. He said the City has a duly elected official who is playing games.

Mr. Otto said the Mayor's comments were out of order and he told Mayor Gore he was upset because he was not getting his way and throwing a temper tantrum.

Mayor Gore said what he expects to happen is that a vote will be called and this item will fail this evening; and he fully expects the landowners to file a court claim through an injunction, and he expects the City to get sued because Mr. Shaw is neglecting his legislative duty. He asked Mr. Rodgers to call the roll.

On a call of the vote, Mr. Webb, Ms. Baker, Mr. Campbell, and Mrs. Byrge voted yea; Mrs. Kitchen, Mr. Otto, and Mr. Lyons voted nay; Mr. Shaw was absent from the vote. The motion fails 4-3.

Mr. Lyons said he would hope this item comes back to the next Council Work Session.

Mayor Gore said the motion failed,so the item will not be back, and he expects the next action to be court action.

Mrs. Byrge said the item cannot just be put on another agenda after it has failed.

Mr. Campbell said he would like to entertain Mr. Lyons' thought and asked if Mr. Lyons was hoping this item would come back in the future.

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Mr. Lyons said Mr. Shaw made a reasonable request and he himself had his own reasons for voting no tonight. He apologized for not being at the last Council Work Session and for not being more prepared with the information that was shared at the Council Work Session. He said he was prepared and read through the meeting packet tonight and he is confident about his vote tonight. He said he would like to discuss this item at the next Council Work Session.

Mr. Webb said this item was just voted down and there is no additional twenty days. He said this matter now goes back to the developers. He said with a no vote from Council, if the developer chooses, this issue will be a matter for the courts. He asked if Council would have anything further to do with this matter.

Ms. Wahl said she believes Mr. Webb is correct.

- E. An Ordinance Decreasing The Sewer Rates In Section 934.03 Of The Codified Ordinances Of Huber Heights And Increasing The Water Rates In Section 934.02 Of The Codified Ordinances Of Huber Heights.(first reading)

Mr. Chodkowski said this legislation would restructure the utility rates to provide for an approximate \$300,000 per year surplus in the Water Fund beginning 2023, so the City could apportion that money toward additional infrastructure improvements in the future.

Mayor Gore said the Council Work Session recommendation was to pass this item on to a second reading. He said this item will be passed to a second reading.

- F. A Resolution Authorizing The City Manager To Acquire Needed Right Of Way, Drainage, Slope, And Temporary Easements For The East Water Main And East Sanitary Sewer Extension Projects. (first reading)

Mr. Chodkowski said this legislation allows City Staff to begin acquiring the necessary rights to utilize land to make connections to what will eventually be the Fairborn Wastewater Treatment Plant to provide sanitary sewer services to the east side of the City.

Mayor Gore said the Council Work Session recommendation was to adopt this item.

Mrs. Byrge moved to adopt; Ms. Baker seconded the motion. On a call of the vote, Ms. Baker, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mrs. Kitchen, and Mr. Webb voted yea; none voted nay. The motion passes 7-0.

- G. A Resolution Authorizing The City Manager To Enter Into A Contract To Provide A Water Distribution System Integrity Study. (first reading)

Mr. Chodkowski said this authorizes staff to hire the necessary firm to assist staff in the study of the water system and help determine why the City is having issues.

Mr. Otto moved to adopt; Mrs. Kitchen seconded the motion. On a call of the vote, Mr. Campbell, Mrs. Byrge, Mr. Otto, Mr. Lyons, Mrs. Kitchen, Mr. Webb, and Ms. Baker voted yea; none voted nay. The motion passes 7-0.

- H. An Ordinance Amending Chapter 738 – Massage Therapy Establishments, Sections 738.01, 738.02, And 738.03 Of The Huber Heights Codified Ordinances To Permit Certain Certified Massage Practitioners. (first reading)



## Meeting

GOVERNMENT FORMS & SUPPLIES 814 924-1338 FORM NO.

**In Council Chambers**

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Date \_\_\_\_\_