

RECORD OF PROCEEDINGS
Lithopolis Village Council Meeting Minutes
February 14, 2017 @ 7:30pm

Council Members Present: Daily, Zircher, Tennant, Felbaum

Council Members Absent: Ertuncay

Present: Scott Gilliland- Mayor
Leslie DeVico- Fiscal Officer
Ed VanVickle - Village Administrator
Chief Barton- Police.

Mayor Gilliland called the meeting to order at 7:30 p.m.; led the Pledge of Allegiance to the Flag of the United States of America, and asked for a moment of silence for the US Armed Forces.

Minutes: Mayor Gilliland: In council folders you will find copies of minutes from January 24, 2017; look those over and let us know of any corrections. Gilliland asked for a motion to approve the minutes. Motion by Zircher to approve the January 24, 2017 minutes, seconded by Felbaum. Roll call: Ayes: Daily, Tennant, Zircher, Felbaum. Nays: None

Public Comments:

Mayor Gilliland introduced Barry Conrad and Anne Blackwell. Barry and Anne provided an update on the Honeyfest for 2017. Conrad asked for council approval and continued support for the Honeyfest- providing the dates in 2017, September 8th and 9th. Honeyfest brings in around 10,000 people; local t.v. station in Columbus does live coverage (Good Day Columbus); we continue to promote the well-being of the honeybee and our festival has been well received nationally. Blackwell commented that this event allows local artists to showcase their work and has increased revenue to local stores. Gilliland asked what the hours would be for the festival and if they would consider increasing the hours on Friday due to a few complaints from visitors that the festival closes at 7:00 p.m. and people are not able with traffic coming out of Columbus to get to the festival before it closes. Conrad said they would consider changing the hours on Friday. Zircher asked what the goals are for the Honeyfest- Conrad commented the festival is a successful event already and not much needs improved upon.

Mayor Gilliland asked if there are any public comments- Lynn Blair spoke of her interest in becoming a member of Village council. Has been a resident for 2 years. Emphasizing the need to keep the Village together at this time of growth.

Executive Session:

At 7:46 p.m. Mayor Gilliland asked for a motion to go into Executive Session. Motion by Tennant, 2nd by Felbaum. Roll call: Ayes: Felbaum, Zircher, Tennant, Daily. Nays: None.

Motion by Daily, 2nd by Zircher to return from Executive Session at 8:05 p.m. Roll call: Ayes: Daily, Zircher, Tennant, Felbaum. Nays: None. Gilliland asked if there were any nominations for council. Felbaum moved to nominate David Lowery to council 2nd by Tennant. Roll call: Ayes: Felbaum, Zircher, Tennant, Daily. Nays: None. David Lowery was sworn in to Council.

Old Business:

3rd reading Ordinance 01-17 Fiscal Officer. Gilliland asked if there were any questions.

Motion by Felbaum to approve the appointment of Leslie K. DeVico as Fiscal Officer, 2nd by Daily.
Roll call: Ayes: Tennant, Zircher, Daily, Felbaum, Lowery. Nays: None.

3rd reading Ordinance 02-17 Magistrate contract.

Motion by Daily to approve the Mayor's court contract for services of a Mayor's court magistrate, 2nd by Felbaum. Roll call: Ayes: Lowery, Felbaum, Zircher, Daily, Tennant. Nays: None.

3rd reading Ordinance 03-17 To rename Red Shouldered Drive to White Tail Drive.

Motion by Tennant to approve White Tail Drive, 2nd by Felbaum. Roll call: Ayes: Tennant, Daily, Felbaum, Zircher, Lowery. Nays: None.

2nd reading Ordinance 04-17 approving Ohio Basic Code 2017 Edition. Moved to a 3rd reading.

2nd reading Resolution 01-17 waiving water usage fees for Mr. Karr. Moved to a 3rd reading.

New Business:

1st reading Ordinance 05-17 Amend Appropriations for 2017 Budget Services increase fund to \$20,387.15. Gilliland briefly stated the reasoning behind the appropriation; in 2008 the Village did not pay for the special audit nor did the Village pay for the 2012 audit. VanVickle commented the Village signed an agreement with then auditor Mary Taylor and what we agreed to was the restitution we received would be forwarded to the state as payment. Similar to a pass through. When Yost took office, the Village reminded him of the agreement and he agreed to honor Ms. Taylor's agreement. According to the procedures in the auditor's office, we did pay the 2012 audit but money received is applied to the oldest debt which then was applied to the 2008 special audit. Gilliland stated money has been applied to the 2012 audit. This money has been owed for over 9 years now. Tennant asked if we had to pay in full. Gilliland responded that if we have the money to pay this debt, we need to pay this in full, but they will take payments. We will need the auditor's office someday, and we need to pay our debts. Zircher asked about procedure of an emergency- Gilliland stated anything that involves financing or appropriations does not require 3 readings; Fultz stated you can postpone until the next meeting.

Lowery moved to table Ordinance 05-17 to the next meeting, 2nd by Zircher. Roll call: Ayes: Lowery, Daily, Tennant, Zircher, Felbaum. Nays: None.

Felbaum asked if this would be brought back up at the next council meeting- Gilliland stated council would have to make a motion to take this off the table, pass that and we can look at this at the next council meeting.

Next in new business; Ord 06-17 creating a temporary Village Administrator Trainee position and declaring an emergency. Gilliland read ordinance. Daily asked if VanVickle has a candidate. VanVickle stated several people have expressed interest and at least one that is capable. We should post the position.

Motion by Daily to waive the rules, 2nd by Tennant. Roll call: Ayes: Daily, Felbaum, Tennant, Zircher, Lowery. Nays: None.

Motion by Zircher to accept Ord 06-17, 2nd by Tennant. Roll call: Ayes: Lowery, Daily, Tennant, Felbaum, Zircher. Nays: None.

Resolution 02-17 1st reading: Public records training and appointing a designee. Gilliland read the resolution.

Motion by Felbaum to waive the rules, 2nd by Tennant. Roll call: Ayes: Daily, Felbaum, Tennant, Lowery, Zircher. Nays: None.

Motion by Daily to pass Res 02-17, 2nd by Felbaum. Roll call. Ayes: Lowery, Zircher, Tennant, Felbaum, Daily. Nays: None.

Reports from Officers:

Fiscal Officer:

Provided copies of payment listings for January 2017 and current February 2017 for council's information and review.

Ed VanVickle:

Water line break out on 674- repaired in 4 hours. Sewer pump at Wilson Farms was picked up yesterday. We

received the wrong shoe- once we get the correct shoe we will install. Zoning fees for the last 6 months of 2016, we took in \$2845.00, and in January and current YTD February, we have \$200.00 in zoning fees, \$225.00 in admin fees and \$692.00 in parks and recs fees received. There is money coming into the Village. Last year \$13M in new housing in 2016 – we built twice as many as 2015. We have \$770,000.00 in new building and construction going on.

There is a salt delivery coming tonight to the water plant. Will take it back to 140 range.

Salt for the roads we have saved \$7000.00 to \$8000.00. Stop signs in Rolling Acres have been permanently attached today.

TIF funds – I have the plans and will have a PTI from the EPA and will start getting bids now before the construction season begins. Around \$40,000 to install.

We have 340 sewer tanks in back yards that we need to pump. The cost is roughly in excess of \$100,000.00- we need to have \$30 to \$40,000.00 this year to start contract with someone to pump those tanks over a 3 year period. Early intervention. We need to get those tanks pumped this summer. There is an impending disaster there.

We have a contract with the soil and water people in Fairfield County to do GIS mapping of all our water valves, hydrants in the village. Long term plan is to map the water valves and hydrants this summer and next summer we map all the storm water and/or sewer. We have to map our storm water for our MS4. We had money in a ROW fund in 2014 so I signed a contract so we don't lose the money we had. They will begin mapping this summer. Question from Lowery-does this coincide with OUPS?

Parks- we're taking in park money and we need to start thinking and planning our parks. We have a barn out on Smith road that is falling down and belongs to the Village and it is at risk of falling down. Rolling Acres that we designed to the public- has a cement wall that has a 15' drop to the stream- I have countless times walked the wall- it is not safe and we need to mitigate those risks.

Zircher- where are we on the website? Seems it has been a long process. VanVickle- we should have it up and running by the end of February.

Zircher asked about the 'trainee' position and can a summary be prepared by Ed and or the trainee a bullet list of issues that need to be handled- priority list?

Police Chief Barton:

Passed out Police Blotter. Officer Praither out on sick leave- shoulder surgery- expected to be out for about 4 to 6 weeks. Out front here we are having some issues with people turning in and out of the Village parking lot. We need to put signs or something out here to slow drivers down. Gilliland suggested a mirror so you can see when you're exiting what is coming up the hill.

Mayor:

You will find Mayor's court report in your binder for your review.

It is also in the best interest of the Village as we continue to grow to have a planning commission. Right now the planning commission is Council. The Mayor can appoint residents to a planning commission- if you know anybody who is interested- I'd like to reach out to them to establish a planning commission. VanVickle: a planning commission would review sub division plans/plats and make recommendations to council. Council doesn't have to agree with the recommendations. It's another layer.

Secondly, I would like 1 resident from the Village to establish a municipal records commission. Right now our records commission is the Mayor, Fiscal Officer, Solicitor and one resident from the village. Ordinance from

2010 that defines how long we can keep items. Listing has to go to the Historical Society. HS has 60 days to respond of importance or value of the records.

Thanked to Mr. Zircher came in to the office yesterday and scanned some documents for us.

There was a fire at Wagnalls (Run) last week- there is a concern of mine personally and the township fire dept. for several years about the parking on both sides of the street. Wagnalls and Wilson Farms has parking on both sides of the street- if you put a Honda on each sides of the street you are not going to get an ambulance or fire truck through. I spoke with an engineer at GGC to see if there is an Ohio law about parking on one side of the street. The Bloom Twp Fire Chief called me today and he said if there was a car parked on both sides of the street the night of the fire, they would not have been able to get to the fire. This is a safety issue. I have been told 75% of the residents to agree to signage for parking on one side of the street. Wilson Farms has the same issue with school buses. The buses stopped coming in to the development and the kids have to walk up the hill. If we cannot find anything in Ohio law- and try to save the cumbersome task of getting petitions- Wilson Farms has quite a few rental homes and getting the petition signed by the person renting does no good- we have to get the home owner to sign- if a home is foreclosed/bankruptcy can create logistics and tie things up. We have subdivision regulations and what we would need to do is modify the subdivision regulation that the street is x amount wide or less... VanVickle stated Ohio has set a standard that every municipality has to follow the standards. GGC is looking into the law for us.

Council Round Robin:

Tennant- 2 residents approached regarding cell phone tower- Gilliland responded he has met with the cemetery committee. Issues with services at the cemetery- they don't want anyone working if a service is going on. Still working on. Second, is where are we are on the public park – is there something we have to do? Fultz- once you create a park you are responsible for managing it; you need to set rules to follow. VanVickle- we need to create a park district and standards. Zircher- do we need a subcommittee? VanVickle- we don't have a park district in our Ordinances. Lowery- could you create green space? VanVickle- I don't know what we can do legally. We need to look into the zoning codes. We need to assign Lowery to a committee. Gilliland- Zircher and Lowery on Public Works committee.

Daily- We need gravel thrown into the little space up on Columbus Street? VanVickle- yes, it's on my list,

Zircher- How do we take care of the newspapers and flyers that get dumped in my yard? VanVickle- we have a lengthy legal opinion from 2014 or 2015- I'll try to find this for you. Short version is we have little to no control. This is a form of free speech, protected. I've also noticed local shops that have closed their doors- do we know why? Daily- there is not enough foot traffic to keep the doors open.

Do we know why the local businesses have closed in town? Daily- there is not enough foot traffic in the village. The shops were promised signs out at the roundabout and that never happened. It's tough to make ends meet.

Lowery- Stoney Bluff phase 2- any updates? VanVickle said there is a lot talk- nothing has happened.

Felbaum- nothing

There being no further public business a motion to adjourn by Felbaum, seconded by Zircher.

Ayes: All

Nays: None

Meeting adjourned @ 9:37 p.m.



Grant Felbaum
President



Leslie K. DeVico
Clerk, Village of Lithopolis