

**RECORD OF PROCEEDINGS**  
**Lithopolis Village Council Meeting Minutes**  
**February 28, 2017 @ 7:30pm**

**Council Members Present:** Ertuncay, Daily, Lowery, Zircher, Tennant, Felbaum

**Council Members Absent:**

**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, the first order of business is the minutes from the February 14, 2017 council meeting. Gilliland asked if there were any corrections- Gilliland asked for a motion to approve the minutes. Motion by Felbaum to approve the February 14, 2017 minutes, seconded by Daily. Roll call: Ayes: Zircher, Tennant, Lowery, Felbaum, Daily. Abstain: Ertuncay. Nays: None

**Public Comments:**

Mayor Gilliland asked that the public comments be held until the reading of ORD 08-17.

**Old Business:**

3rd reading Ordinance 04-17 Adopt Ohio Basic Code. Gilliland asked for a motion to pass.

Motion by Felbaum to approve the Ohio Basic Code, 2<sup>nd</sup> by Zircher.

Roll call: Ayes: Lowery, Zircher, Tennant, Felbaum, Ertuncay, Daily. Nays: None.

3rd reading Resolution 01-17 Forgive water bill – as a result of a fire at the Karr residence.

Gilliland asked for a motion to pass.

Motion by Daily to forgive the water bill for Mr. Karr's residence, 2<sup>nd</sup> by Tennant.

Roll call: Ayes: Tennant, Zircher, Lowery, Daily, Ertuncay, Felbaum. Nays: None.

3rd reading Ordinance 05-17 Appropriations for Auditing Fund. Tabled at February 14, 2017 meeting; Motion by Felbaum to take off table; 2<sup>nd</sup> by Zircher. Roll call: Daily, Ertuncay, Felbaum, Tennant, Zircher, Lowery. Nays: None.

Gilliland asked if there were questions or comments. Lowery commented that he reviewed the documents and felt this could have been resolved very quickly. Gilliland commented it came to our attention in January- moving forward if something like this comes up again, I'm transparent and will bring something like this to your attention. Lowery asked about re-payment; are we going to pay the lump sum? Felbaum asked about a payment plan- Gilliland commented the State wants this paid off in 12 months approximately \$2,500.00 per month. Tennant asked about if there was an emergency and we needed the money- Gilliland spoke that this will be a 2017 budget item that will need to be paid this year. Tennant commented she would feel more comfortable making a monthly payment instead of a lump sum. Gilliland stated, as written, we can appropriate the money to that line item- if there was an emergency and we need those fund, the money will be still sitting there and we can re-appropriate the funds if needed. We do not have to write the check for the entire amount. Gilliland asked for a motion to pass Ord 05-17. Motion by Felbaum, 2<sup>nd</sup> by Ertuncay. Roll call: Ayes: Daily, Ertuncay, Felbaum, Tennant, Zircher, Lowery. Nays: None.

### **New Business- Continued:**

Gilliland: first order of business; current employees of the Village- Ed VanVickle and myself have bank debit cards with a pin number associated with these cards. In speaking with the auditor's office, they encourage you to have credit cards and not debit cards. For security purposes, we need to switch to credit cards. Gilliland asked for a motion; motion by Zircher to switch from debit cards to credit cards, 2<sup>nd</sup> by Felbaum. Roll call: Ayes: Zircher, Tennant, Lowery, Felbaum, Ertuncay, Daily. Nays: None.

1<sup>st</sup> reading Ordinance 07-17 False Alarms. Gilliland commented this ordinance came at the request of the Police Chief. Gilliland read ordinance. Zircher asked if it appeared the employees are hitting the alarms. Chief Barton commented that most employees have been improperly trained on their companies alarm systems; doors are not secured, or due to a storm- alarms are activated. Felbaum asked how often this is happening- Chief replied they had 3 alarms at one location over the past week-end. We have to respond as if it is a burglary.

1<sup>st</sup> reading Ordinance 08-17 Prohibiting on street parking. Gilliland opened the floor to public comments. Mrs. Bedsole- concerned with parking in her subdivision since it is still under construction- Mrs. Bedsole asked if the developer or the builder could be contacted now to make improvements to the roadways now. The ordinance lists specific streets or is this for any street in the Village? Ed VanVickle commented that the current subdivisions were platted in 2002-03- since that time, our subdivisions roads are wider; our regulations were redone in 2006. New platting is 29' from back of curb to back of curb. Additional comments from Amber Daniels; Ms. Daniels would like to encourage Council to approve the no street parking ordinance. Ms. Daniels stated due to health concerns within her family- knowing she her family is a unique situation, if an emergency arose, the medic's or fire trucks would not be able to reach her home due to the current parking situation on her street which in turn could result in a life or death situation.

Gilliland commented this parking situation is nothing new and was brought to the attention of the former Mayor Sandine in 2013. Gilliland read a letter from Bloom Carroll School transportation supervisor, Janice Raver. Gilliland read the ordinance. Public Comments: Will the police be enforcing the no parking? Police Chief Barton commented they will be enforcing and towing vehicles if necessary. Ed VanVickle commented that it will take a while to get this implemented and get the signs up.

1<sup>st</sup> reading Resolution 03-17 Temporary Street Closures- Honeyfest 2017. Gilliland read Resolution. VanVickle commented Section 3 to be amended to Village Administrator and delegates.

1<sup>st</sup> reading Resolution 04-17 Temporary Street Closures- Memorial Day Fish Fry. Gilliland read Resolution. VanVickle commented Section 2 amend the time 3:00p.m. on Sunday, May 27, 2017 and will remain closed until 8:00p.m. on Monday, May 29, 2017; and Section 3 to be amended to Village Administrator and delegates. VanVickle commented that we will need to get clearance from the County to detour traffic onto a County road.

### **Reports from Officers:**

#### **Ed VanVickle:**

Two years ago, in 2015, one of the items brought to council was in Rolling Acre – sidewalks are required to be built (currently all available lots have been sold) – except 3 lots that are owned by 3 residents of Rolling Acres who bought their next door lot. All sidewalks will have been built within the next 3 months except those 3 lots.

What was taken to Council 2 years ago was an Ordinance requiring the people who own the lots to build sidewalks on their lots whether they build a house or not. Our subdivision regulations state that there has to be

sidewalks built within a subdivision that is within a mile of a school. We have regulations already in place that says you have to put in sidewalks- this of course is directed at the subdivision owner, builder and or developers.

We will need to pass an Ordinance that requires the owners of those vacant lots to complete a sidewalk so that there are sidewalks on both sides of the street. Felbaum asked what the cost of a sidewalk may be. VanVickle stated he would get Felbaum a cost.

Parks- there are minor things in the Rolling Acres park and major things out at the Alice Smith Park, since 2014 we have collected \$27,638.92. When I come to Council and say I want to spend this money on Parks, I'm setting the stage that we have collected the money and we should probably spend the money on parks.

Building; we have \$1.5M in new construction permits have gone out. \$13M last year. Wagnalls Run has a bunch of new lots that will spring up. We've applied for a PTI (permit to install)- we can start to dig the ground for the new water line. TIF money will pay for this.

Westport has built up to the property line of Mr. Simon's property; and they are planning to build the next phase. That was platted in 2003; 470 houses new houses to be built. I'm expecting Westport will come to the Village with an alternate plan and expanding the sizes of the lots- you cannot alter a plat without re-platting that has to be approved by Council. We would be served better to have a planning commission established and when Westport comes in with a PUD (planned urban development) negotiation process. Gilliland- asked if they need to modify the platting the new subdivision regulations will then go into effect. VanVickle responded to the positive. We can still write in wider streets if that's what we want. Subdivision regulations were written in 2006- additionally we need to require every lift station to have a standby generator; this should be required that the developer pays for this. Subdivision regulations should be re-written to include all of this along with all streets must meet current existing fire codes for the widths of streets. So, if the streets are platted in 2017 and don't build until 2020- the code that exists in 2020 governs that street and not the 2017 codes. Zircher- the current plans for Westport, does that take the property to Bluebird Estates on the other side? Lowery asked if the water plant is designed for the load of the new building going on? VanVickle commented we are only at about 24% capacity.

Webpage- we will be meeting with Mr. Holycross next week.

VanVickle also suggested that we establish a parks planning committee along with a planning commission. Public comments; asking if the committees are covered by the Village solicitor/liability? VanVickle commented that committees have recommendation powers only- no legislative authority- committee recommends to Council, and Council has no obligation to follow the recommendation of the committee.

Zircher commented again about the delay in the website- VanVickle commented that he is behind in reports; we are significantly undermanned; the website was being overseen by Terra Wynkoop and Terra is no longer with the Village.

Tennant commented that one of the reason's she wanted to be on Council was to start moving the Village in a positive direction and a positive light. If people are questioning about why things are taking so long, we can put a positive spin on that and explain that what we are doing will be done right.

**Fiscal Officer:**

February reports will be distributed at the March 14, 2017 meeting.

**Police Chief Barton:**

No reports.

**Mayor:**

Gilliland: Every now and then I glance at FaceBook and it gets discouraging; examples, on the Wagnalls FaceBook page there was a comment that the Mayor said that the homeowners association can put up no parking signs and someone on FaceBook said they called Rumpke and that I told Rumpke that they can start picking up trash at 4:00am. Public comments: called Rumpke and Rumpke claims they received an email stating this. Gilliland read the email- does not state that trash can start to be picked up at 4:00am. Misinformation is non-beneficial. You need to come to me with questions.

We are working on getting a credit card machine for residents to come in and pay by credit card to pay their utility charges. There will be a convenience fee attached to each transaction also. We are working on the logistics at this time.

We are working with Elite Computers out of Canal Winchester; we have a new server in the building- the old server we had, the software wasn't supported by Microsoft and left us vulnerable to unauthorized or hacking access. That server was set up for remote access. Everything now will be set up with individual user login and password. We signed a maintenance contract with Elite.

We also will install new phones next week. VOIP. Working with Spectrum. We are tripling our internet speed and in conjunction with the phone system we will be saving 50% off our current billing. iPhone 6's have been purchased for the police department and delivered.

Personally would like to thank Joe Taylor. He and I met to discuss the Fish Fry and family events. We sat down and looked into games, dunk tank, family oriented games. Get the kids more involved. We are working to get these items secured.

Lastly, in the short amount of time I've been involved with the Village this is the strongest, most diverse, most involved council that I've had the privilege of working with. I appreciate each of you- you ask the right questions, your inquisitive, and your willingness to help and be involved. Thank you.

**Council Round Robin:**

**Felbaum-** will not be at the next council meeting due to travel commitments.

**Daily-** can we get a copy of Council rules.

**Tennant-** where are we on the replacement for Village Admin Trainee. VanVickle- ad posted in the newspaper, newsletter and Facebook. Suggest to place in the Columbus Dispatch. Also CMA (City Managers Association).

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


Ayes: All

Nays: None

**Meeting adjourned @ 9:15 p.m.**

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**Grant Felbaum**  
**President**



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**Leslie K. DeVico**  
**Clerk, Village of Lithopolis**