

RECORD OF PROCEEDINGS
Lithopolis Village Council Meeting Minutes
June 13, 2017 @ 7:30pm

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

Council Members Absent: Lowery

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

Mayor Gilliland called the meeting to order at 7:30 p.m.; followed by roll call; 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 asked for Council to take a minute to review the minutes from 5/23/2017. Gilliland asked if there were any changes or corrections. Gilliland asked for a motion to approve the minutes. Councilman Zircher moved to approve the May 23, 2017 minutes, seconded by Councilman Felbaum. Roll call: Ayes: Daily, Tennant, Zircher, Ertuncay, Felbaum. Nays: None

Public Comments:

Mr. Butterbaugh addressed council. Mr. Butterbaugh asked permission from the Mayor and Council wanting to help his grandson earn some money for the summer in allowing the stenciling of addresses on the curbs in front of homes and businesses in the Village. Butterbaugh would allow Council to decide on the coloring of the stencils- asking for \$1,000 to \$1,500.00 from the Village to support covering the costs of the stencils/paint etc... or Butterbaugh would charge each resident or business a fee for the stenciling. VanVickle asked what his plan of safety was for his grandson being out along the road and Butterbaugh stated that he would be with his grandson the entire time- VanVickle stated that he needs to wear a safety vest (Class 3) for safety. Gilliland commented he would meet with the Village Administrator to discuss and will reach out Butterbaugh after the meeting for the decision.

Mr. Zuck addressed the Mayor and Council with an issue he is having on South Street. Mr. Zuck has been parking his car at the corner of South and Cemetery road for decades- there is a new resident, Mr. Zarbaugh who now has graded and seeded the corner of the lot of what he thinks is his property line. Mr. Zuck would like Council to send notification to Mr. Zarbough to return the street to the way he found it. Gilliland commented that he and Mr. Zuck spoke last week about this issue- Mr. Zuck has parked his vehicles on the street for years- Mr. Zarbaugh feels that Mr. Zuck is parking on Zarbaugh's property. Gilliland stated the Village will need to know definitely where the pins are for each property owner. Mr. Zuck went on to say that if a survey needs to be done then Mr. Zarbaugh should pay for survey to find where his property lines are- continuing to state that it is the property owner's responsibility to know where their property lines are for their property. VanVickle commented that it was his understanding there is a prescriptive easement that says if the street is where it is for a specific area of time- that is presumed to be where the street is; the property owners ROW extends to the edge of pavement. Mike Fultz interjected stating that the Fairfield County Auditor will have the records of who owns the property and defines where the property lines are. Fultz recommended the Village hire a surveyor. Councilman Felbaum stated he is concerned that the new owner is altering Village property. Gilliland and Felbaum both suggested to get the property surveyed. Mr. Zuck commented that Zarbaugh owns half lot 107 and 108 and knows where his rear pins are located. Mr. Zuck commented that he doesn't like it that someone

comes and starts doing things they want to do their way. Councilman Felbaum moved to hire a surveyor, seconded by Councilman Zircher to hire a surveyor. Roll Call: Ayes: Tennant, Ertuncay, Daily, Zircher, Felbaum. Nays: None.

Councilwoman Ertuncay asked if we could charge the homeowner the fee for the survey- Fultz commented that we could send a letter demanding the payment. One other complication is there may be easements- once you have the actual boundary may change who owns what.

Mr. Whaley addressed the Mayor and Council on a follow-up from his previous inquiry to council about the traffic on Market street. Gilliland commented that he spoke with the Township and they are not interested in putting up a gate due to the school looking into building a new intermediate school. Whaley commented that he has an electronic gate on his property that he clicks the remote and the gates open and cannot understand why the Village won't put this type of gate in. Gilliland asked Whaley for the contact information of the company he used for his gate. Councilman Felbaum commented that possibly speed bumps may be a less costly solution. Whaley commented that serious speed bumps would slow down the drivers.

Old Business:

Gilliland presented health care options for council's consideration. Gilliland explained the options. Discussion followed and an ordinance will be presented at the June 27th council meeting to modify our current health plan and put the health care plan in place by July 1, 2017. Councilman Felbaum asked for clarification of the PPO plan. Councilman Felbaum stated he and his wife have the same health care plan (numbers are very close) that the Village is wanting to offer; it's been a good plan.

New Business:

Village Administrator, Ed VanVickle passed out his resignation letter to each council member, the Mayor and Fiscal Officer. Councilman Zircher moved to accept the resignation of Ed VanVickle, 2nd by Tennant. Roll call: Ayes: Felbaum, Ertuncay, Tennant, Zircher, Daily. Nays: None. Ed commented on the screen there are pictures taken over the last 10 years of Lithopolis, Ed then excused himself from the council meeting.

At this time Gilliland read Ord 17-17 Village Administrator Appointment of Brandon Roberts. Councilman Felbaum moved to declare an emergency and suspend the rules; seconded by Councilman Zircher. Roll call: Zircher, Tennant, Felbaum, Ertuncay, Daily. Nays: None. Gilliland asked for a motion to pass Ordinance 17-17; Tennant moved, seconded by Felbaum. Roll call: Ayes: Ertuncay, Daily, Felbaum, Zircher, Tennant. Nays: None.

Reports from Officers:

Brandon Roberts:

Nothing at this time.

Fiscal Officer:

Devico commented she placed the May financials in council's books; the Village balanced for May; asked for signatures from council members for the May bank reconciliations.

Chief Barton:

Barton commented he had an auxiliary police officer resign, interviewing next week to fill that position. All other information is on the police blog.

Mayor:

Received email from the broker with Verizon- June 23rd Brandon, myself and the cemetery committee will be meeting with Verizon.

Council Round Robin:

Zircher- nothing

Lowery- nothing

Felbaum- Commented for the record; appreciation of Ed's years of service to the Village. Thank you Ed. Chief Barton commented Ed's tenure with the Village also.

Ertuncay- nothing

Daily- nothing


Tennant- nothing

There being no further public business a motion to adjourn by Councilman Zircher, seconded by Councilwoman Ertuncay.


Ayes: All

Nays: None

Meeting adjourned @ 8:15 p.m.



Grant Felbaum
President



Leslie K. DeVico
Clerk, Village of Lithopolis