

RECORD OF PROCEEDINGS
17TH REGULAR COUNCIL MEETING
SEPTEMBER 11, 2018

The 17th Regular Council Meeting was called to order by Mayor James Waller after the Lord's Prayer and the Pledge of Allegiance were said.

All Council Members present.

Guests: Aaron Stoller, Patti Willoughby

Motion to approve the Minutes of the 16th Regular Council Meeting held August 28, 2018 was made by Councilman Clapper seconded by Councilwoman Stoller. All voted yea.

Motion to approve the financial statement for the month of August was made by Councilman Clapper seconded by Councilman Hannen. All voted yea.

Administrator: Mr. Harp handed out a synopsis of how the pool season ended. It is what it is stated Mr. Harp. We are going to look at certain costs to see if they will be on going or um just a one time in nature. The pool had to be closed on Labor Day due to a shortage of guards. I do not know the answer to getting guards that are older. I don't think that is ever going to happen. Looking back I don't have the folder with me, but just looking at what we budgeted as far as what we thought the income tax would bring in in relation to the pool, again we had built in there ..um.. An amount we were hoping at that time and it is probably going to be a little more than that was \$25000 per year for a ten year period that would basically cover short falls um or you know if we have a good year to set aside future funds for maintenance of the pool as it gets older. Obviously, it fell short of that stated Mr. Harp. But we have funds between the income tax revenue associated with the pool to cover the difference in the expenses. That's what it amounts too. The other thing I attended the CDBG Grant meeting on August 29 for grant projects for the next round. Um there were quite a few people there this time I think that is what the county wanted to see happen. I did get an opportunity to ask questions regarding the funding of community building projects. This type of project does not qualify. Possibly funding for North Market St water replacement. \$327940 estimated project cost. Corner of 30 to 1st St. \$30000 engineering cost. \$150000 in a loan request. Village would have to come up with the rest. Towns are having a difficult time coming up with matching funds. I volunteered to be on the CDBG Committee state Mr. Harp. I told JT is wasn't necessary for him to be at the meeting tonight so Mr. Harp stated Knochs Landscaping started repairing the brick sidewalks. Electrical work at sewer plant. Mr. Harp met with Bill Dorman, CTI Engineer Consultants regarding the dairy. His opinion we may also need a flow meter in addition to the sampler. Don & Brad may disagree stated Mr. Harp. I think Don was saying the type of sampler they have they wouldn't need the flow meter. Councilman Clapper stated if you are doing a representative sample you better know how much of a sample you are getting. Mr. Harp stated I think the appropriate way of doing it as far as moving forward on this obviously we just don't go buy it and say here here's your bill for your sampler. We certainly could do that stated Mr. Harp. But, we should sit down with them and tell them this is what we intend to do. After these last instances we had um at least give them the opportunity to come to work session kinda like we did years ago and tell them we are getting this 24 hour sampler and you are going to pay for it so there are no surprises. Councilman Tabet asked Mr. Harp what the deadline the EPA gave you for their actions? Mr. Harp stated I do not know the actual deadline other than what JT mentioned at the last meeting. Councilman Clapper asked if there has been a problem since. No one has heard of any. Councilman Tabet asked if they appeared in Mayors Court. Mayor Waller stated it went to Alliance. Bartley's will also be heard in Alliance. Mr. Harp was approached by an individual asking about Bartley's properties in helping him tear them down and purchasing them. Mr. Harp stated to move forward with condemning it, I just need some guidance. Councilwoman Stoller stated she saw J & G lower level was boarded up. ODOT is responsible for that. Mr. Harp will contact ODOT regarding place a sign at J&G stating future demolition site.

Law Director: Atty. Battista stated he will have a conference call with Jonathan Downes, Dave Harp and himself regarding the employee policy manual at the end of next week due to Mr. Harp being off through next Wednesday.

Mayor: No report

Old/New Business

Ordinance No. 35-18 an ordinance approving the editing and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances; providing for the adoption and publication of new matter in the updated and revised codified ordinances; repealing ordinances and resolutions in conflict therewith; and declaring an emergency.

Motion to hear first reading of Ordinance No. 35-18 was made by Councilman Tarbet seconded by Councilman Clapper. All voted yea.

Motion to approve first reading of Ordinance No. 35-18 was made by Councilman Tarbet seconded by Councilman Clapper. All voted yea.

Motion to suspend statutory rules of Ordinance No. 35-18 was made by Councilman Clapper seconded by Councilman Hannen. All voted yea.

Motion to have second and third readings by title on Ordinance 35-18 was made by Councilman Clapper seconded by Councilwoman Stoller. All voted yea.

Ordinance No. 36-18 an ordinance amending ordinance no. 25-16 relating to wage rates for full-time and part-time employees of the Village of Minerva. First reading

Motion to hear first reading of Ordinance No. 36-18 was made by Mayor Waller seconded by Councilman Clapper. All voted yea.

Motion to approve the first reading of Ordinance No. 36-18 was made by Councilman Clapper seconded by Mayor Waller. All voted yea.

Councilman Hannen stated he thought we discussed retro paying this, does that need to be in here? Discussing what asked Mayor Waller? We are going to back pay this to August 1. Mayor Waller stated we have no set contract with the employees as far as a date we have set. Atty. Battista stated the date states as 2018. I read it as written. Councilman Clapper stated I read it as starting Jan1, 2018. Mr. Harp stated I don't know how we could do it, a separate payroll. Councilman Clapper stated you can add at that in somewhere can't you to make it retroactive till August 1. I am assuming you would have to go back and issue a onetime tax. Mayor Waller asked how we do that with the pension & taxes. Mr. Harp stated I don't know. Atty. Battista stated we can approve the first read. Councilman Hannen stated if we approve the first read so now we are looking at October that's what I am talking about. Councilman Clapper stated the reading may take that long but we can make it retroactive. We should do that. Atty. Battista stated if you want to make it retroactive you can amend this ordinance or separate another ordinance stating this. Councilman Hannen stated we spent \$50000 on a pool we have taken a month to figure out a .75 raise. Let's pay them the money this is ridiculous. Councilman Clapper stated I don't think anyone is disagreeing with that is how we are going to change it, it doesn't have to be changed tonight. Mayor Waller asked Atty. Battista if this could be passed by emergency on the second reading. Atty. Battista stated well if you are going to try to do it on an emergency reading I would do a first read. Mr. Harp stated forget that it will delay it further. If we pass it tonight the way it's written. Brenda will have to do it in a separate paycheck. Atty. Battista stated you can pass it by emergency next meeting, what is the emergency you typically don't do wages by emergency, you could waive the readings. Cannot waive 30 days unless read as an emergency. Could be attacked stated Atty. Battista.

Motion to amend Ordinance No. 36-18 to read retroactive to the first pay period starting August 6, 2018 was made by Councilman Clapper seconded by Mayor Waller. All voted yea.

Mayor Waller asked if anyone has any one of interest. Mr. Harp stated John Shipman is interested in the Board of Zoning Appeals. Councilman Tarbet stated he would like written letters of interest.

Motion to appoint to the Board of Zoning Appeals term expiring 12-31-20 replacing Dave Detchon. No action taken

Motion to appoint as the Village Representative to the Sandy Creek Joint Fire District for the term ending 12-31-19 replacing Dave Detchon. No action taken.

Councilman Tarbet stated council needs to move on legislation for rental properties.

Councilman Clapper stated Doug Anguish had valid points and Council needs to deal with this.

Councilwoman Stoller mentioned 200 Concord, Gerry's Sleep Shop high grass issues. Both have been addressed. Spigot in East Lawn Sect: B Needs fixed. North Market across from old Hazen high weeds. Also taken care of.

Motion to adjourn the meeting was made by Councilman Clapper seconded by Councilman Hannen. All voted yea.

The next Regular Council Meeting will be September 25, 2018 @ 7:30 PM

Attest:

Brenda Albaugh Clerk of Council

James B. Waller Mayor