

# RECORD OF PROCEEDINGS

Minutes of

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

Held

20

## RECORD OF PROCEEDINGS

### 21<sup>ST</sup> REGULAR COUNCIL MEETING

NOVEMBER 9, 2021

The 21<sup>st</sup> Regular Council Meeting was called to order by Mayor Timothy N. Tarbet after the Lord's Prayer and the Pledge of Allegiance were said.

All Council Members present.

Guests: Johnathan Newman

Mr. Newman addressed council requesting a deaf pedestrian sign be placed at his residence 404 E. Line St. It read a report from ODOT Traffic Engineering Manual and the only thing mentioned regarding disability signage was for children. The studies establish the signage did not have any positive impacts. Mr. Newman asked the date of the study. JT stated I have no idea. So, for these reasons ODOT does not provide these signs. They do not recommend any signage for roadways. We could contact Municipal Signs and have a sign made if Council wishes to do so. Phil contacted an engineer from North Richfield and advised Phil to look at the manual for uniform traffic control devices. The Federal Highway Administration put out they are no longer recognizing these traffic control devices, because they say they do not work. A number of states have stopped issuing these signs on public roadways. Any current signs posted will remain until they become non serviceable and then will be taken down. Some communities have gone out and said they will set these stipulations in place to place a sign and professionally made. That is why we brought it before council to ....it is not a recognizable sign anymore. It sounds corse, but ODOT is not putting them out, so it comes to council to decide. Mayor Tarbet asked Johnathan a question. With the area where you live, are you concerned about your safety by the sidewalk or crossing the street. Johnathan replies both. Johnathan stated that street is very busy. Traffic from the school and everything else. There is too much traffic on that narrow street. Traffic uses Line to avoid the lights going through town. It seems like it is getting worse, either because there is too much traffic or there isn't something to slow the traffic down. Mayor Tarbet stated that is the main route for the schools. Johnathan stated there is limited parking too. You can only park on Queen & Park. Mayor Tarbet stated parking is very restricted in that area. Councilman Kishman stated I don't doubt you need the sign, but I feel if a sign is put up, then we are going to have everyone requesting a sign that has a disability. Councilman Kishman asked Johnathan how long he had lived at his residence. Johnathan stated 4 years. Councilman Kishman asked if the traffic situation was getting worse. I just don't feel safe on that street stated Johnathan. Councilman Kishman stated if the studies say the signs don't do anything. I live on RT. 30 and have constant traffic, all day & night and especially when school is in. I am against putting the sign up because it will cause issues with other residents wanting signs. Councilman Boldizar asked Johnathan what the benefit of the sign would be. Johnathan stated people would slow down, people are going faster than 25. They are playing on their phones, eating, they are doing this they are doing that. It only takes a minute or seconds for somebody to get killed. Councilman Boldizar stated I agree with everything you said, but I am not sure a sign would prevent any of the items you mentioned. If they are disobeying the 25mph signs now. I don't think they will recognize the deaf pedestrian sign. I agree with Matt. Johnathan said to reduce the speed limit. Councilman Boldizar stated its 25mph. I don't know that we could reduce it more than that. I worry that we are going to have people that are going to ask for signs. And knowing the studies have been done, and the signs do not work. Johnathan said, but you don't know what year that study was done. Phil stated the Alaska study did not a year. Mayor Tarbet said we will follow up with ODOT. Councilman Meadows stated I live right down the street from you and its busy. I don't think it would matter if a sign was up or not. People do not do 25mph through there. It is a free for all in that area. I don't think putting a sign up would benefit at all. Johnathan said sometimes I feel this is a country with no laws. We keep passing more laws and more laws. It makes me wonder what the purpose is too having the law, ordinance or code if they are not enforced. I am not saying I am anti American, but you got to think if you keep passing laws. We as a society when do we use the laws to our good. Instead of restricting more freedoms. What really works. Mayor Tarbet I also have mayors court, so I see a lot of those people. The ones that do get caught. I had two in court doing 15-18 miles over the speed limit in the school zone with flashing lights. When I asked them why...? they responded they said I was paying attention or my kid was going to be late or something like that. People become oblivious to the signs. Mayor Tarbet stated it is a fact the signs do not work anymore unless you get caught and then you may. Johnathan asked how many police officers do you have. Mayor Tarbet

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stated ten. How many are you suppose to have per population? Mayor Tarbet stated there is no requirement for the State of Ohio. In fact, we could do away with our police department and turn it over to the Sheriffs Office. We do not want too do that stated Mayor Tarbet. I am sure we can speak to the Chief and pass it along to the officers to patrol the area. Johnathan also stated the bridge coming from Kishman's there is a complete blind spot. Murray & Line you cannot see traffic due to the angle if you are a pedestrian. Dollar General the road that goes down, a big hill where they cut some of it off you cannot see down that street if you are a small child or pedestrian. Mayor Tarbet stated we can only hope people are careful. Mayor Tarbet stated it sounds like council will not move forward with placing the sign. Johnathan asked how do you go about doing a traffic study. Mayor Tarbet stated you have to have specific reason to justify a traffic study. Phil stated with the extend of my experience with traffic studies they are used to justify addition of stop lights Johnathan stated I don't want a stop light. I just want to slow traffic and ease congestion.

Motion to approve the Minutes of the 20<sup>th</sup> Regular Council Meeting held October 26, 2021 was made by Councilman Boldizar seconded by Councilman Kishman. All voted yea.

Motion to approve the financial statement for the month of October was made by Councilman Meadows seconded by Councilman Kishman. All voted yea.

Motion to approve bills totaling \$434,804.63 for the month of October was made by Councilman Kishman seconded by Councilman Meadows. All voted yea.

Administrator: Mr. Turske reported the next step in the Great Lakes Community Action Partnership workshop will take place November 18, 6-8 PM at the High School. Everyone is encouraged to come to share your ideas. It is extremely important for Minerva moving forward. This meeting will tie it all in whether you were on a committee or filled out the survey. A CDBG Grant Application was submitted last Friday. This is for a water line on Euclid Avenue. The village received four proposals for the casualty insurance. A motion will be on the next agenda approving one of them.

Councilman Kishman asked if the newly elected councilwoman would be attending the last two meetings of the year in the position of Councilwoman. Phil stated that is council's decision. Mayor Tarbet stated we had that discussion and we decided to wait until the first of the year. Mayor Tarbet stated if you want to change it that's fine. Mayor Tarbet stated we definitely want her here for the budget meeting. Atty Battista stated the election will not be certified until the 22nd. Atty. Battista stated we were going to recommend to wait until it is certified. Phil stated his concern is, he needs at least four members of Council for the budget approval for it to pass. Phil stated he would like to get that budget meeting out of the way since he will be on vacation at the beginning of the month in case there is anything council wants us to look over. Bring the budget back to the first meeting in December for approval. Mayor Tarbet confirmed the budget hearing be November 30, 2021 @ 6 PM. Phil stated if the 30<sup>th</sup> does not work then November 25<sup>th</sup> is open for him. (LOL)

Service Director: Street Dept.: Leaf pickup in progress. Repaired damaged wiring for traffic signal from water main install at N. Market and US30. Replaced malfunctioning electrical component for traffic light at N. Market and Line St. Topped graves in cemetery

Water Dept.: Working on ERP for AWIA requirements. 8" cast water main break at old tower site on Ridgely 11/4. Assisted by Park Dept. Cut in 8" valve at old tower site. Ohio Drilling working on scheduled maintenance Well #4. JDT Industrial completed painting north water tower. Wenger Excavating working on N. Market Phase 1. Ohio EPA DROP metrics due 11/15, gathering data. Wastewater Dept.: Cleaning clarifier #2 for wall replacement. September 2021 surcharge for Minerva Dairy, 15 days in violation of limitations.

Park Dept.: Installed 3 benches. Mulching and blowing leaves.

Zoning: Nuisance -See Report 128 YTD New Permits: 15060 Lincoln St. SE - Water/Sewer Tap 4239 Surrey Dr. - Sewer Tap 210 Don St. - Road Opening 89 YTD

There was damage to Valley St. Cemetery. Working on quotes from Hilles to reset stones and fixing the decorative fence.

Misc.: Received a request to complete forms required by the Ohio Board of Pharmacy for licensing of a proposed medical marijuana dispensary facility.

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Mayor Tarbet asked JT the permit for the water/sewer tap on Surrey...does it fall under our new ordinance? JT state I don't think the property is contingent with the current village limits. If it comes in contact, it will then. JT stated that would be effective. Mayor Tarbet stated these property owners are aware they have to annex into the village? JT stated they are not going to be annexed now, they are not connected to the village limits at this point. Atty. Battista stated under the new ordinance if we extend water & sewer service to them. They would sign an agreement to be annexed to the point if they would meet the village limits. JT state right now there is sewer available to the Surrey address and water service for the other. Mayor Tarbet asked on iWorQ. For nuisances: what causes a case to be closed? JT stated either they come into compliance or not actually a violation. What does inactive mean? JT stated on Pennsylvania it was checked and no violation was found. We could close it stated JT or check again. Mayor Tarbet stated then the one at 403 W. Plain St. showing closed. Did we verify that is not the case? JT stated that was the complaint made through the public portal. That is not our notes. I will look at the specific case. I believe we went to the residence and did not see the specific violation that was reported in the complaint. 506 McKinley unlicensed vehicle parked in the backyard. JT stated I went over had expired plates and one was valid and one in the back had flat tires. They aired the tires up and renewed the registration. JT stated you can tell if it operable or inoperable by the ordinance.

Law Director: Atty. Battista has clarification on Item D and will discuss it at that point.

Mayor: No report.

Old/New Business

Motion not to request a public hearing on the advisability of issuing the permit for Framco Services Inc. 1160 Alliance Rd NW Minerva Oh 44657 (Ownership & name change from Steven R Crowl to Tamara L. Crowl) was made by Councilman Kishman seconded by Councilman Meadows. All voted yea.

Atty. Battista stated this is really not a change of name, it is a change of ownership due to the death of one party and this is a transfer of ownership to his surviving spouse of an existing permit. Transfer of ownership. I do not foresee to hold a hearing.

Motion to move the December 28<sup>th</sup> Council Meeting to December 21, 2021 due to the holidays was made by Councilman Meadows seconded by Councilman Kishman. All voted yea.

Motion to set November 30, 2021 @ 6 PM for the budget hearing was made by Councilman Meadows seconded by Councilman Kishman. All voted yea.

Councilman Kishman congratulated the Girls Cross Country Team on winning the State Title! Congratulations to the boys for making it to State. Connor Shingleton for placing 3<sup>rd</sup> at State.

Councilman Boldizar reminded residents of the Envision Workshop. All opinions and ideas are welcome. The support our village showed at the State Cross Country Tournament was great. Thanks to FD for sponsoring the parade for the athletes. Congratulations to Jen Jordan, newly elected Councilwoman. I am happy to be reelected.

Councilman Meadows congratulated Mason & Jen. Congratulations to all our athletes at the High School. Planning Commission is set for next Tuesday @ 6 PM. High School Play this weekend.

Mayor Tarbet is glad Mason is back for another four years. Looking forward to working with Jen Jordan. Please attend the Envision Workshop to prepare for the future of Minerva. Cross Country Team Parade was great. Connor took 3<sup>rd</sup>! The team will be here next meeting! The Christmas activities are being planned. Christmas Wonderland will be held in the park this year. If you have questions or want to volunteer, please call Denise Freeland at the Chamber.

Motion to adjourn the meeting was made by Councilman Boldizar seconded by Councilman Kishman. All voted yea.

The next regular meeting will be November 23, 2021.

Attest:

Brenda Albaugh Clerk of Council

Timothy N. Tarbet Mayor