

Village of Arcanum Council Meeting
Tuesday, September 25, 2018
7:00 PM

Mayor Judith Foureman opened the meeting by asking everyone to join her in the Pledge to the Flag, with the Mayor concluding "In God We Trust".

Council members Greg Baumle, Eric Van Hoose, Jerry Boolman, Bonnie Millard, and Vanessa Delk answered roll call. Mayor Foureman asked for a motion to excuse Vencill. A motion was made by Boolman to excuse Blaine Vencill. Delk seconded. All present voted yea. Motion passed. Also present were Village Administrator Bill Kessler, Fiscal Officer Darcy Woodall, Solicitor Nicole Pohlman, Street Department employee Jeanette McFarland, and resident Doug Millikin.

Council Minutes: Mayor Foureman asked for approval of the minutes of September 11, 2018. A motion was made by Millard to approve the minutes of the September 11, 2018 Council meeting. Van Hoose seconded. All present voted yea. Motion passed.

Expenditures: Mayor Foureman asked for a motion to approve the properly appropriated and funded expenditures. A motion was made by Millard to pay the properly appropriated and funded expenditures. Baumle seconded. All present voted yea. Motion passed.

Amendments to the Agenda: Councilperson Millard asked to add discussion of zoning. Mayor Foureman added discussion of zoning at the end of Committee Reports.

Comments from the Public:

Resident Doug Milliken, 30 Park Drive: Mr. Milliken would like to put a fence and a building on his property. He spoke with Bill about doing that. However, at this time, there is a property line disagreement between Mr. Milliken and his neighbor to the east. Mr. Milliken is unable to locate the pins, so he has contacted a surveyor. The existing shed on the neighbor's property sits about 5 feet over onto Mr. Milliken's property (if Mr. Milliken is correct about where his property line is). Mr. Milliken is asking why the permits issued by the Village for his neighbor's shed were signed off on if the shed was going to sit partially on his property? Mr. Milliken feels the permit was signed off on based on the drawing of the resident showing the shed would sit 5 feet off the property line, and the Mayor confirmed that is probably true. Millard asked when this was, and Mr. Milliken said it was in 2012 or 2013. Mr. Milliken also pointed out that according to the GPS maps the Village and County have, if he puts a fence where he believes it should go, the fence will go through part of the neighbor's shed and their driveway. Mayor Foureman asked Mr. Milliken to please come and talk to her and Bill Kessler once he gets the survey back from the surveyor, and they will go from there.

Administrative Reports:

Mayor: Nothing at this time.

Solicitor: Nothing at this time.

Village Administrator: Mayor Foureman reported on the following on behalf of Bill Kessler:

- **New Administration/Police Building** – the Mayor was in a meeting with Ashley Kelly from USDA earlier today, and he explained to her that he gets his money for the year in October – he needs to know for sure if the Village is ready to move forward with the new building, otherwise, we will have to wait until March for the next round of money – the Village does not have to take the money if we decide we do not want it, but at least it will be earmarked

Fiscal Officer: Woodall reported that she did not have the final numbers for the pool because she was waiting for the lifeguards to turn in their requests for reimbursement. She still has not received all the requests, but she is giving them until the end of this week. She will prepare the numbers based on what she has by the end of this week. She won't have the month closed out, but she can try to have the final pool numbers for the Service and Leisure Committee meeting.

Committee Reports:

Service & Leisure Committee: Meeting scheduled for Wednesday, October 3, 2018 at 5PM at 1 Pop Rite Drive.

Safety Committee: Baumle asked why the Police Chief and Fire Chief do not have Village emails. Nicole said she assumed that they did. Baumle feels they should. Darcy said she would contact Deanna at Doss about setting up Village email addresses for police and fire.

Utility Committee: Meeting held Thursday, September 20, 2018 at 1 Pop Rite Drive. Committee members present were Bonnie Millard and Eric Van Hoose. Also present was Mayor Judith Foureman and Village Administrator Bill Kessler. Millard reported on the following:

- **Started meeting with a tour of the new WWTP with Dave Matthews** – testing water flow in November and project completion on target

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- **Underground Projects** – still waiting on Ritter to review projects
- **12" Waterline on Albright Street** – required a change order for \$2450 – Durst ran into some issues – instead of hooking line up and running straight, they had to move it over and put in a 22 degree angle – change order needs to be approved by motion through Council
- **Sawvel updates on 3rd party generator study** – there is legislation in packet for approval that was discussed at last meeting
- **New charges to be enforced with ORD 2018-37** – new residential billing will be effective with the October 1st billing – lowers 6 residents from \$65.06 to \$33.35 and new billing for 2 residents from \$0 to \$33.35
- **Water meter purchase/\$8K payback to General Fund** – purchasing 24 ERTs (\$2K) and 12 residential meters (\$1440) for backup and replacements – total of \$3440 – balance of larger meters are being pushed out to 2019 – committee was informed there would be legislation for the \$8K payback to the General Fund – fund is currently at \$15,850 prior to the expense reported above – additional \$4K of receipts due through end of year
- **FYI** – new meter was set at Kendig's residence due to his continuing complaint that his bill is too high – his old meter is being tested for accuracy and if found to be accurate, he will be charged \$50

Next meeting is Monday, October 15th at 5PM at 1 Pop Rite Drive.

Planning Committee: Nothing at this time. A meeting does need to be set. Boolman will wait to hear from Vencill about his availability let Darcy know when to advertise.

Personnel Committee: Delk reported that a meeting was held today, September 25th at 9AM. The committee went through Chapter 7. The committee will be going through Chapter 8 at their next scheduled meeting. Hopefully this will wrap things up, and Delk can schedule a work session for Council.

Next meeting is Tuesday, October 9, 2018 at 5:30PM at 1 Pop Rite Drive. If necessary, another meeting is scheduled for Thursday, October 11, 2018 at 9AM at 1 Pop Rite Drive.

Finance & Audit Committee: Meeting held Wednesday, September 19, 2018 at 5PM at 1 Pop Rite Drive. Committee members present were Blaine Vencill and Jerry Boolman. Also present was Mayor Judith Foureman, Fiscal Officer Darcy Woodall, and Village Administrator Bill Kessler. In Vencill's absence, Baumle reported on the following from Vencill's emailed minutes:

- Discussed the upcoming pay raise in the budget for 2019 year – Mayor Foureman and Darcy will talk and see which option will be better – put money in a pot for each department and give performance raises or just give a flat raise
- Discussed the SRO – Vencill recommended that the Village set a flat rate per year with a multi-year contract with stipulations on yearly raises

Zoning Issues: Millard brought some various trailer/camper violations that she had observed around town to council's attention. Millard then presented a newspaper clipping from the paper where Greenville had voted to increase the seriousness of charges for repeat offenses of property maintenance violations for commercial and residential properties through their Fire Chief through nuisance abatements. Millard stated she recognizes it is a difficult subject to tackle, but when Council has passed ordinances and the Village Administrator and Mayor are aware of the violations, she feels the Village needs to get a tighter grip on the violations and follow through. She expressed she doesn't know what the total solution is. Millard did bring up that at one time Baumle had brought up the police having a checklist, and she doesn't know where that went. The Mayor added when Bill first started, he did put a checklist together for the police, but she does not know what happened with that. Boolman stated that when the police cruise the town all the time and are aware of our ordinances, there is no reason why they cannot inform the Mayor of violations.

Old Business:

New Business:

Ordinance No. 2018-50 – Mayor Foureman read by title only an Ordinance providing for an amendment to the 2018 appropriations of the Village of Arcanum, Darke County, Ohio and declaring an emergency. (General Fund & Street Fund) A motion was made by Millard to waive the three reading rule on Ordinance No. 2018-50. Van Hoose seconded. All present voted yea. Motion passed. Millard made a motion to adopt Ordinance No. 2018-50. Van Hoose seconded. All present voted yea. Motion passed. Millard made a motion to declare an emergency on Ordinance No. 2018-50. Van Hoose seconded. All present voted yea. Legislation passed.

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Ordinance No. 2018-51 – Mayor Foureman read by title only an Ordinance providing for an amendment to the 2018 appropriations of the Village of Arcanum, Darke County, Ohio and declaring an emergency. (General Fund & Water Meter Surcharge Fund) A motion was made by Millard to waive the three reading rule on Ordinance No. 2018-51. Boolman seconded. All present voted yea. Motion passed. Millard made a motion to adopt Ordinance No. 2018-51. Boolman seconded. All present voted yea. Motion passed. Millard made a motion to declare an emergency on Ordinance No. 2018-51. Boolman seconded. All present voted yea. Legislation passed.

Ordinance No. 2018-52 – Mayor Foureman read by title only an Ordinance providing for an amendment to the 2018 appropriations of the Village of Arcanum, Darke County, Ohio and declaring an emergency. (General Fund-New Build) A motion was made by Baumle to waive the three reading rule on Ordinance No. 2018-52. Delk seconded. All present voted yea. Motion passed. Baumle made a motion to adopt Ordinance No. 2018-52. Delk seconded. All present voted yea. Motion passed. Baumle made a motion to declare an emergency on Ordinance No. 2018-52. Delk seconded. All present voted yea. Legislation passed.

Ordinance No. 2018-53 – Mayor Foureman read by title only an Ordinance providing for an amendment to the 2018 appropriations of the Village of Arcanum, Darke County, Ohio and declaring an emergency. (General Fund-General Administration) A motion was made by Van Hoose to waive the three reading rule on Ordinance No. 2018-53. Millard seconded. All present voted yea. Motion passed. Van Hoose made a motion to adopt Ordinance No. 2018-53. Millard seconded. All present voted yea. Motion passed. Van Hoose made a motion to declare an emergency on Ordinance No. 2018-53. Millard seconded. All present voted yea. Legislation passed.

Ordinance No. 2018-54 – Mayor Foureman read by title only an Ordinance authorizing the placement of a yield sign on Weisenbarger Court and declaring an emergency. A motion was made by Baumle to waive the three reading rule on Ordinance No. 2018-54. Delk seconded. All present voted yea. Motion passed. Baumle made a motion to adopt Ordinance No. 2018-54. Delk seconded. All present voted yea. Motion passed. Baumle made a motion to declare an emergency on Ordinance No. 2018-54. Delk seconded. All present voted yea. Legislation passed.

Ordinance No. 2018-55 – Mayor Foureman read by title only an Ordinance now extending the moratorium authorized by Ordinance 2017-15 on applications for, and the granting of, zoning certificates for any building, structure, use or change of use, or any other authorization, that would enable the cultivation, processing, distribution or sale of medical marijuana then and declaring an emergency. A motion was made by Delk to waive the three reading rule on Ordinance No. 2018-55. Van Hoose seconded. All present voted yea. Motion passed. Delk made a motion to adopt Ordinance No. 2018-55. Van Hoose seconded. All present voted yea. Motion passed. Delk made a motion to declare an emergency on Ordinance No. 2018-55. Van Hoose seconded. All present voted yea. Legislation passed.

Resolution No. 2018-35 – Mayor Foureman read by title only a Resolution authorizing the Village Tax Administrator to enter into a debt collection agreement with the Ohio Attorney General for the collection of delinquent income taxes. This is the third reading. A motion was made by Boolman to adopt Resolution No. 2018-35. Delk seconded. All present voted yea. Legislation passed. Resolution No. 2018-35 will become effective October 25, 2018.

Resolution No. 2018-36 – Mayor Foureman read by title only a Resolution authorizing a contract for the Fire Department to provide service to the Village of Ithaca, Darke County, Ohio. This is the second reading.

Resolution No. 2018-37 – Mayor Foureman read by title only a Resolution authorizing a contract for the Fire Department to provide service to Twin Township, Darke County, Ohio. This is the second reading.

Resolution No. 2018-38 – Mayor Foureman read by title only a Resolution authorizing a contract for the Fire Department to provide service to Van Buren Township, Darke County, Ohio. This is the second reading.

Resolution No. 2018-40 – Mayor Foureman read by title only a Resolution authorizing the Village Administrator to enter into an agreement with Mesa Associates, Inc. This is the first reading. A motion was made by Millard to waive the three reading rule on Resolution No. 2018-40. Van Hoose seconded. All present voted yea. Motion passed. Millard made a motion to adopt Resolution No. 2018-40. Van Hoose seconded. All present voted yea. Legislation passed. Resolution No. 2018-40 will be effective October 25, 2018.

Resolution No. 2018-41 – Mayor Foureman read by title only a Resolution establishing a maximum for blanket purchase orders for the Village of Arcanum, Ohio. This is the first reading.

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Mayor Foureman asked for a motion to accept the change order for the 12" water line on Albright Street. A motion was made by Boolman to accept the change order \$2450 on the 12" water line project on Albright Street. Van Hoose seconded. All present voted yea. Motion passed.

A motion was made by Boolman to move to executive session for Personnel. Delk seconded. All present voted yea. Council went into executive session at 7:49 PM.

*******Executive Session*******

A motion was made by Baumle to return from executive session. Delk seconded. Council returned from executive session at 8:26 PM.

Announcements:

Adjournment: A motion was made by Boolman to adjourn. Delk seconded. Meeting ended at 8:27 PM.

Fiscal Officer, Darcy Woodall
*Transcribed by Darcy Woodall (clerk to Council)

Mayor Judith F. Foureman