

Village of Arcanum Council Meeting
November 29, 2022
7:00 p.m. Regular Session

Call to Order – Mayor Bonnie Millard opened the meeting with the Pledge of Allegiance along with all present members of Council.

Roll Call – The following council members were present: David Hartley, Jerry Boolman, Eric VanHoose, Rick Genovesi and Jacob Banks. Also in attendance were Police Chief Marcus Ballinger, Solicitor Nicole Pohlman, Administrative Specialist Julie Miller, Bruce Shank, Missie Shilt, Sandy Hartley, Devin Marker, Randy Baker, Angie Lear and Karen Deao.

Council Member Boolman moved to excuse Council Member Burns. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Meeting Minutes – Corrections and Approvals – Council Member Boolman moved to approve the regular meeting minutes dated 11/8/2022. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Council Member Boolman moved to approve the special council meeting minutes dated 11/14/2022. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Amendments to Agenda – Executive Session to discuss the possible dismissal of a public employee; Addition of Ordinance 2022-49; Addition of 11/14/22 Special Council Meeting Minutes.

Comments from the Public – Angie Lear expressed her support for VA Bill Kessler, to continue in his position. Randy Baker also expressed his support for Bill Kessler to remain as the VA. Missy Shilt asked the question of where the VA was and Mayor Millard advised her that the VA had turned in his resignation.

Administrative Reports –

Mayor:

- Advised that CenterPoint Energy representatives would be doing inspections in town checking for natural gas leaks.
- WWTP back-up, Rick Snyder, has submitted his resignation due to other commitments he has. Council Member Hartley moved to accept the resignation of Rick Snyder. Council Member Boolman seconded. All present council members voted yea. Motion passed.
- Village Levy's – Board of Elections has sent an official letter advising that the Park & Rec Levy and Police Protection Levy were both passed by voters.
- Grants – Access Engineering has advised that the Village is able to submit for round two of the CDBG Critical Infrastructure Grant for East First Street. Application has to be turned into the Co. Commissioners by 12/9/22.
- Parks & Recreation Committee – Committee has met with 2 nature specialists to help advise and educate the committee on the best way to preserve and utilize the park expansion land.
- Justin Hoke – Mayor advised Council that instead of a variance through BZA an Encroachment Agreement through Council would be needed for Justin Hoke's property located at 10 S. Main Street, as well as, refunding Mr. Hoke a \$100.00 for his variance application. Council Member Boolman moved to refund Justin Hoke \$100.00 for his variance application for 10 South Main Street. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Solicitor: Nothing to report.

Village Administrator: Not in attendance.

Fiscal Officer: Report given by Julie Miller.

- Acceptance of Properly Appropriated and Funded Expenditures.
- Financial Reports were provided in the Council packets.
- Council was advised that employment stipulations with Tyler Subler had been agreed to and signed by the Mayor and Tyler Subler.

Council Member Banks moved to approve a sewer forgiveness for 217 N. Main Street in the amount of \$139.50. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Council Member Boolman moved to approve a sewer forgiveness for 410 N. Main Street in the amount of \$1,894.50. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Police Chief:

- Radio's have been installed and working great.
- Officer Retention Grant – 1st draw was made.
- Last months stats were provided in the Council packets.
- Residents - Officers assisted a resident in finding a lost dog and the resident was extremely appreciative of the officer's help; Darke county resident, Mark Siert, made a donation to the PD in the amount of \$3,000.00.
- Several projects in the works for 2023.
- Traffic Light - Traffic light equipment beginning to be ordered; Wagner paving will begin work shortly. The Village Utility Department will be contributing a good portion of in-kind labor to the project.

- Personnel – Officer Wilt will return as the SRO Dec. 13th; Officer Yount will return to road duty. There will be 24-hour coverage to the Village, but with Officers accruing overtime. Two applicants have applied to the PD with one being full-time and possibly one part-time.

Committee Reports

Safety: Nothing to report. Next meeting is scheduled for 12/7/22 at 5:15pm.

Utility Committee: Report given by Jerry Boolman. Next meeting is scheduled for 12/1/22 at 6:00pm.

- Committee reviewed and discussed the Water Rate Study that Sawvel provided. Village needs to raise \$51K to be solvent. Committee will continue the discussion on increasing water rates at next meeting.
- Green Water Tower – Currently draining the water tower; looking at ways to patch the leak.

Finance & Audit: Nothing to report.

Service and Leisure: Report given by Jacob Banks. Committee has cancelled all December meetings.

- Grants - VA has submitted for reimbursement; just waiting on the check.
- Park & Rec Committee –
 - Pickleball courts - Give Thanks Foundation is donating \$5k to the project; Eagle Fence has submitted an estimate of around \$5K for the fence repair.
 - FY23 budget will be \$5K.
 - Looking at having sponsorship signs made; VA will contact Wintrow Signs.
 - The 12 trees planted in the park this fall, will need to have mulch added at the base yet this year; Greg Brown is handling the plaque orders.
 - Matt Gardner met with the Committee to discuss the park expansion land.
- Streets –
 - All the streets have been patched that were scheduled.
 - Utility Superintendent is requesting that Peewee Football and Garden Club remove their items from the Street Department as they are needing the room. Committee is looking for an alternate space for the 2 organizations.
 - Access is quoting Albright Street; E. First Street grant is being reworked.
 - Randy would like some paving done at the Utility Department.
- Violations – Kollmeyer building needs to have a tax lien; Bonnie reported during Council Meeting that the process has already begun.

Personnel:

Council Member Boolman moved to enter into executive session to discuss the possible dismissal of a public employee with the Solicitor present. Council Member Hartley seconded. All present council members voted yea. Motion passed. (7:23)

Council Member Banks moved to exit executive session where they discussed the possible dismissal of a public employee, with no action taken. Council Member Hartley seconded. All present council members voted yea. Motion passed. (8:20)

Mayor Bonnie read aloud the resignation letter submitted by Village Administrator Bill Kessler. Council Member Hartley moved to regretfully accept the resignation letter of Village Administrator Bill Kessler, effective November 29, 2022. Council Member Boolman seconded. All present council members voted yea. Motion passed.

Planning: Nothing to report.

New Business

1. **Ordinance 2022-43** - An Ordinance Confirming The Appointment Of Village Fiscal Officer. (1st Reading). Council Member Boolman moved to waive the three-reading rule for Ordinance 2022-43. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Boolman moved to adopt Ordinance 2022-43. Council Member Hartley seconded. All present council members voted yea. Motion passed.
2. **Ordinance 2022-45** - An Ordinance For Appropriations For Current Expenses And Other Expenditures Of The Village Of Arcanum, Darke County Ohio, During Fiscal Year Ending December 31, 2023. Exhibit A. (1st Reading). Council Member Banks moved to waive the three-reading rule for Ordinance 2022-45. Council Member VanHoose seconded. All present council members voted yea. Motion passed. Council Member Banks moved to adopt Ordinance 2022-45. Council Member VanHoose seconded. All present council members voted yea. Motion passed.
3. **Ordinance 2022-46** - An Ordinance Now Providing For Wages Then For The Village Of Arcanum Employees For Calendar Year 2023. Exhibit A. (1st Reading). Council Member Banks moved to amend Ordinance 2022-46 by changing the Village Administrator to a contractual position. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Banks moved to waive the three-reading rule for Ordinance 2022-46 as amended. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Banks moved to adopt Ordinance 2022-46 as amended. Council Member Hartley seconded. All present council members voted yea. Motion passed.

4. **Ordinance 2022-47** - An Ordinance Providing For An Amendment To The 2022 Appropriations For Current Expenses And Other Expenditures Of The Village Of Arcanum, Darke County, Ohio And Declaring An Emergency (Fire Fund). Council Member Hartley moved to waive the three-reading rule for Ordinance 2022-47. Council Member Boolman seconded. All present council members voted yea. Motion passed. Council Member Hartley moved to adopt Ordinance 2022-47. Council Member Boolman seconded. All present council members voted yea. Motion passed. Council Member Hartley moved to declare Ordinance 2022-47 an emergency. Council Member Boolman seconded. All present council members voted yea. Motion passed.
5. **Ordinance 2022-48** - An Ordinance Providing For Adoption Of New Village Personnel Policies (1st Reading).
6. **Ordinance 2022- 49** - An Ordinance Authorizing Entry Into A Contract To Provide Police Services For The Arcanum-Butler Local School District And Declaring An Emergency. Council Member Hartley moved to waive the three-reading rule for Ordinance 2022-49. Council Member Banks seconded. All present council members voted yea. Motion passed. Council Member Hartley moved to adopt Ordinance 2022-49. Council Member Banks seconded. All present council members voted yea. Motion passed. Council Member Hartley moved to declare Ordinance 2022-49 an emergency. Council Member Banks seconded. All present council members voted yea. Motion passed.
7. **Resolution 2022-39** - A Resolution Providing For The 2023 Organizational Meeting And Regular Meetings Of Council For The Village Of Arcanum, Darke County, Ohio. (1st Reading). Council Member Boolman moved to amend Resolution 2022-39 to the Organizational Meeting be held on January 3, 2023. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Boolman moved to waive the three-reading rule for Resolution 2022-39. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Boolman moved to adopt Resolution 2022-39. Council Member Hartley seconded. All present council members voted yea. Motion passed.
8. **Resolution 2022-40** - A Resolution Appointing Tyra Clark And Amy Huber To The Local Board Of Tax Review Of The Village Of Arcanum, Darke County, Ohio In Accordance With Ohio Revised Code § 718.11 And Section 18 Of The Village Tax Code. (1st Reading) Council Member Banks moved to waive the three-reading rule for Resolution 2022-40. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Banks moved to adopt Resolution 2022-40. Council Member Hartley seconded. All present council members voted yea. Motion passed.
9. **Resolution 2022-41** - A Resolution Authorizing An Application To Darke County For The CDBG Community Development Critical Infrastructure Program For The Funding Of The Village Of Arcanum Improvements Project And Declaring An Emergency. Council Member Banks moved to waive the three-reading rule for Resolution 2022-41. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Banks moved to adopt Resolution 2022-41. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member Banks moved to declare Resolution 2022-41 an emergency. Council Member Hartley seconded. All present council members voted yea. Motion passed.
10. **Resolution 2022-42** - A Resolution Authorizing An Amendment To The Health Insurance Contract For Village Employees And Declaring An Emergency. Council Member VanHoose moved to waive the three-reading rule for Resolution 2022-42. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member VanHoose moved to adopt Resolution 2022-42. Council Member Hartley seconded. All present council members voted yea. Motion passed. Council Member VanHoose moved to declare Resolution 2022-42 an emergency. Council Member Hartley seconded. All present council members voted yea. Motion passed.

Announcements –

Mayor Millard advised Council that she would like to appoint Marcus Ballinger as the acting interim Village Administrator. Council Member Banks moved to appoint Marcus Ballinger as the acting interim Village Administrator with compensation of \$1,500.00 per pay period. Council Member Genovesi seconded. All present council members voted yea. Motion passed.

Council Member Banks reminded everyone of Christmas in the Park on December 3rd at 5:30pm.

Adjournment – Council Member Boolman moved to adjourn. Council Member VanHoose seconded. All present council members voted yea. Meeting adjourned at 8:37pm.

ATTEST:



Bonnie L. Millard, Mayor



Toni M. Stanley, Fiscal Officer



Jerry L. Boolman, President Pro-Tem