

# RECORD OF PROCEEDINGS

## COUNCIL MEETING

Held September 6, 2022

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The Council convened at 7:00 P.M. in the Municipal Office. Mayor Jim Nelson called the Council session to order with the following members present:

**COUNCIL:** Jim Nelson, Mark Wicker, Elaine McFarland, Chery Friend, Dean Mosier, David Lockhart, Jim Detter, Jesse Mann.

Guest: Jan Silva Sanchez, Ameer Sword, Loren & Gwen Shirk, Josie Bonnette, Liz Baker, Don Reed, Mike Rarick, Kathy Winbourne, Scott Santos.

**The audience and council were reminded to silence all cell phones. The audience was informed that they were to state their names any time they wanted to talk during the community comments and requests section of the meeting or at any other time during the meeting.**

**Council was reminded to state their names when making a motion and when they seconded the motion. The person making the motion would write the motion down so it could be read again prior to a vote and then the written motion would be given to the Fiscal Officer for the record.**

### **MINUTES**

Cheryl Friend made a motion to approve the meeting minutes for August 2nd. Mark Wicker seconded.

**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

### **PUBLIC COMMENTS/CONCERNS**

Josie is here from the Health District – September is National Recovery month and has a Narcan flyer for the village to share.

Skate Park Committee – Josie indicated the committee seems to be spinning their wheels and feels this may not be a good time for the village to take on a big project like this right now. We can start slow and put in walking trails etc to make this a park. Elaine indicated that we have been working on this park for a very long time. Lots of people were interested in the park but when it came down to the meeting, one couple showed up. Some people indicated that skate parks are trouble. Josie indicated that we put a hold on it and bring up later when it is more affordable to the village. Josie indicated that there are funding opportunities but the village would have to put up matching funds. Elaine indicated maybe we can make it a park first with a picnic table and little grill. Get people to know it is a park. With the cost of everything on the rise and the quotes Josie has is from 2016. Dave Lockhart is in favor of developing that green space into a park. The ground was officially made into a park in 2018. The Resolution was 2018-007. Ameer indicated that if we would get grant money it has to be used at a certain time. Next meeting is Thursday, Oct. 6<sup>th</sup> at the library. Jim indicated that Sheila Hiddleston is leaving the Health Department.

In your packet there is a letter from Delaware County Sheriff and what they can do for the village for your review. Dean has been working with Jeff Bauser and the sheriffs secretary to get information they provided. Any questions can be directed to Dean. Gwen Shirk has a question, She received this information as well. She indicated that Jim Detter indicated in the last meeting that she call the Sherriff. She indicated that she did not call him she wrote a nice email indicating what we have been going thru month after month and the levies failing. Mr. Martin called them the next day. The call was on speaker phone and he indicated he is not getting anywhere with the village at putting a meeting together. One of the question she ask was what about having extra patrols instead of someone stationed here in the village. They actually stated it would be special duty and it would be less expensive. Sherriff Martin indicated he remains available to meet in any setting. Not necessary in executive session, he would do a public meeting or whatever we want. Also, on this annual cost, couldn't the cruiser be added in since we already have a

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new cruiser? Jim Detter indicated that this is what we ask for from the Sherriff and the sheriff indicated he would only come up here if we met in executive secession. Detter indicated we refused to do that. Gwen stated that you need to take that up with him because he stated he would meet in any setting. Sheriff Martin said he was willing to do a council meeting, a public meeting etc. Jim Detter ask Mayor Nelson when he talked to the sheriff is that what he told him? Mayor indicated Mr. Martin did not necessary want to have a town meeting because he did not want to get involve in a shouting match and that is what happened at the second meeting we had to hire the sheriff to come up and add extra security. Jim Detter indicated that is not correct. John Davis got the sheriff up here and went behind the chief. Gwen spoke up and said their name keeps getting thrown in with the Davis's. We do not back John Davis, we have not spoken to him for years and that is the same with Renee. Renee and I worked together at Liebert years ago and we have a lot mutual friends and we are friends. We do not discuss what happens here. Jim Detter stated that this needs to end now. We have wasted a lot of time on this. Gwen indicated yes we have wasted months on this. A lot of you are not in town to know what goes on. How do you want to end it? Gwen ask Detter. Jesse indicated the bottom line on all of this we have an estimate from the sheriff and we compare that to what we are currently spending it would cost a lot more for the sheriff. With that being said if you all want to spend more than what we are currently spending that is their prerogative to do so. So we need to negotiate per Gwen. Jesse indicated he was not done. There is a method on how to do that. You go and write up what you want to happen. You get a percentage on the last governs election, Jesse looked at those results and that is 32 people. If you can't find 31 people to agree to your position, not only to agree with it but enough to say there is enough merit here to put on the ballot. If you can't find those people then that means your position is an extreme minority position that most people disagree with you. But then on the other hand you get a lot of support then it can be but on a ballot and others can vote on it. We have voted on it twice. Jesse indicated you did not vote on disbanding the police you voted on whether you wanted to increase taxes. If you can't get enough people to hear you out than that should give you the answer that most people on the other side of this issue. Gwen stated that is just like that survey the police but out, and Jesse did agree with Gwen. Loren indicated then why don't we just let the sheriff come thru on their rounds and take the 911 calls and it wouldn't cost the village any extra money. Jesse indicated then if that is what you want then draw up a petition and get people to sign it. Jim Nelson indicated there is an officer and he wondered if there was a situation in the village if that officer would be available to respond and the answer was probably not. The school is probably paying for that officer to be there. It was ask to the Chief what time does he get to the school? He indicated his is there every day between 8:45-8:50 unless he is on another call. Chief indicated they don't let kids in the school till 9:00. But the kids are walking to school before that. Chief indicated no they are not. Rarick has seen kids going to school as early as 7:30-8 am. Gwen ask what time does the lights start flashing? 8:45 am per the chief. Gwen ask Detter you indicated you want to end this now, what do you want? Mark Wicker indicated that Gwen needs to get a petition together and see what everyone else wants before we can take away the security of everyone else. Gwen indicated that Dean Mosier ask Loren to get on a committee to set some rules for the police department and Mike Rarick was there too. Loren stated yes he would and that was the last we heard of this committee. Loren stated there are 3 people on this committee that have not talked positive about the police but will not rat anyone out. Detter does not want to hear any more on this issue and would like to make a motion that we keep our current police department as is and in the future revisit something like this. Gwen indicated she does not agree with that. Detter does not care it is his motion to make. Mark would like to put forth the motion to keep the police department like it is until a resolution is passed to do something different. At this time we are not renegotiating anything. Mark Wicker seconded the motion.

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**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – David indicated that this is not a necessary motion – Abstain, Dean Mosier changed his vote to abstain, Jim Detter - yes.**

**Motion passed 4 and 2 abstain.**

Gwen indicated she would get with Renee to schedule a meeting with Jesse. Jim Detter wanted to know if we need to schedule an emergency meeting. That is not necessary as this is a meeting with Jesse and the Shirks. Jim Nelson ask if there was any other comments or concerns. Don Roof indicated that he thinks he is doing a good job in the police department.

### **FISCAL OFFICER**

Cheryl Friend approved the bank rec for July 31, 2022 and Elaine McFarland seconded.

**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

County Commissioners passed a resolution to cut taxes for 2023 so our funding will go down approximately \$35,000 for the year.

### **Resolution 2022-013 – Accept Amounts and Rates from the Delaware County Auditors**

Cheryl Friend moved to suspend the rules, Mark Wicker seconded.

**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

David Lockhart moved to declare an emergency Dean Mosier seconded.

**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

Cheryl Friend moved to adopt, David Lockhart seconded

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - abstain. Motion passed 5-0, 1 abstention.**

Dave Lockhart indicated that when we interviewed Allision we agreed to give her a merit raise at 6 months of \$1.00 after the review of her performance. Dave made a motion to hire Allision McClain as water clerk with a starting rate of \$14.00 per hour and we will performance during a 6 month window and we would consider a \$1 merit increase. Dean Mosier seconded.

**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

Cheryl Friend indicated a background check was not done. Jesse indicated making a change section to say it is contingent upon a clean background check. Jim Detter and Dean Mosier seconded.

**Roll Call: Mark Wicker – yes, Elaine McFarland – yes, Cheryl Friend – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

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### Resolution 2022-014 – Hiring of the Water Department Clerk (Allision McClain)

Cheryl Friend moved to suspend the rules, Mark Wicker seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

David Lockhart moved to declare an emergency Dean Mosier seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

Cheryl Friend moved to adopt, David Lockhart seconded

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - abstain. Motion passed 5-1.**

Amendment was made; Cheryl Friend made the motion and Elaine McFarland seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

### Resolution 2022-015 – Approval for Allison to do Banking with First Commonwealth Bank

Dave Lockhart moved to suspend the rules, Dean Mosier seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0.**

Dean Mosier moved to declare an emergency Elaine McFarland seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter – No, Motion passed 5-1.**

Mark Wicker moved to adopt, Dean Mosier seconded

**Roll Call: Mark Wicker – yes, Cheryl Friend – abstain. Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter – No, Motion passed 4-2.**

**POLICE** – Scott indicated we were award a body armor grant from the Ohio Attorney Generals Office. They will pay for 75% of two vest. The cost of the vest are \$500 each. Our vests are expiring. I am also pursuing a body camera grant and that is a zero match. That is due Oct. 8, 2022. Getting ready to do some training. Scott went over the police report. Dave Lockhart talked about the Land Bank and Lusby's property. There is a meeting coming up and we need to be there. We did put a survey out over the corn show. The statistics are listed in your packet. Scott went over response times from a report from sheriff. Jim ask about Hughes cars. In the next couple of days he will go down and give him a situation for the two junk cars. Jim Nelson indicated that Gary Hubbard indicated that he would have his building fixed by the end of August. We will need to send him a new letter and Scott will deliver. Jesse ask for the questions on the survey. Scott will email the survey to Jesse. Jim Detter made a motion to delete RaeJean from banking right away. Dean Mosier seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes, Dean Mosier – yes, David Lockhart – yes, Jim Detter - yes. Motion passed 6-0**

**ECONOMIC DEVELOPMENT/GRANTS** – Sean Root is looking for grants for water and sewer projects. Sean will be here tomorrow to open bids for paving project.

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**PERSONNEL** – Discussion about making Dean Mosier Street Commissioner/Supervisor to help the direct guys on work to perform. We are just trying to correct direction of work for the guys. The Mayor and president of council needs to delegate the responsibility to the Street Commissioner. Jesse ask mayor and president, Dave Lockhart if they are ok if Dean gives orders for work to be performed by the guys. Both indicated Yes. Jim Detter made that motion, Elaine McFarland seconded.

**Roll Call: Mark Wicker – yes, Cheryl Friend – yes, Elaine McFarland – yes,**

**Dean Mosier – abstain, David Lockhart – yes, Jim Detter - yes. Motion passed 5-1**

Cheryl ask where are we at with Randy getting maps etc. gathered up. Jim Nelson indicated most all maps are gathered up. Dean indicated some are still out at the old water department building. There is a fire proof safe for all the maps.

**PARKS & RECS** – Pool is closed for the season. It has not been a very good year. Fishing Event October 22, 2022. Hoping to get the \$500 grant. Diane Sargent usually gives money for the trophies.

**SAFETY STREETS & ALLEYS** – Nothing

**NEWSLETTER** – Nothing

Cheryl Friend indicated she would go to the next Regional Planning Meeting on Thursday, September 29<sup>th</sup>.

Jim Nelson indicated that Safety Council Meetings are back in session. We are rotating between Jim N, Renee and Allison. We get a discount on our BWC if we attend all meetings.

Mark Wicker made motion to pay the bills, Cheryl Friend seconded.

Jim Detter made the motion to adjourn until October 4, 2022, Dean Mosier seconded.

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Jim Nelson, Mayor

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Renee Rarick