

06-04-2018 Council Minutes

Crooksville Council Meeting Minutes Monday, June 4, 2018

ROLL CALL: Mayor Redfern called the meeting to order with the following members present Mr. Rice, Mr. Locke, Mr. Hampton, and Mr. Loomis. Tom Collins and Jan Baughman were present. Ms. Smith and Brittany Ross were absent.

Mayor Redfern had a moment of silence for prayer for Councilman Dennis that passed away.

Mayor Redfern stated that Councilwoman Smith is on vacation and will be for two weeks so she is missing tonight's meeting as well as the Workshop next week.

Grant Schooley with Jobes Henderson was present to give Council an update on the Waterline Project. Freedom Construction is moving down to the School water line and are shooting for tying in on Wednesday. There were a few tie ins scheduled for today as well around Brown Street and Summit. They have also been working on service lines on Star, Washington, Logan to try to complete those areas. There is a landscaping crew, Dresden Landscaping scheduled to come in on Thursday to try and take care of the cleanup work around Brown Circle, Tunnel Hill, and any other areas they can get done this week. This was the main topic of the scheduling last week to try and take care of cleaning up these areas before moving on to others. Pay app #6 was delivered to Jobes Henderson on Friday with partial Waiver of Lien that has both conditional and unconditional. Conditional waiver says that this pay app will be used where needed and unconditional says that everything before now has been taken care of. Since this is included, they are presenting this pay app before Council. The work has been completed for what they are asking for along with the Waiver of Lien. Buckeye Hills, who processes their funding, are waiting on some payroll items from Freedom and if she does not get these things, the money will not be released. Michelle is working on these forms now and will contact Army Corps to get the funding released. Tonight he is asking Council to authorize these pay apps/ draw requests for the Mayor to sign once the draw requests are complete. Tom asked if Michelle made Freedom aware of the payroll items that are still needed. Grant explained that she has emailed Roy and Nate regarding this. The Pay application is for \$321,947.21 with \$133,430.57 being applied with a two party check directly to Ferguson Water Works and the other check being \$188,516.64 will go to Freedom Construction with the understanding that this will also be going to Ferguson Water Works. Mr. Hampton asked if this is for the Ferguson costs that we have already released funds for. Grant stated that the remainder is for prior but the \$133,000 is for new materials. Jan explained that the \$133,430.57 is for new invoices submitted for Ferguson with the other portion being released for completed work to Freedom Construction and that the total pay app is for completed work. We cannot withhold this money. Mr. Hampton asked if they are meeting the criteria? Grant stated that the inventory on site and installed match and have been approved by all parties. There is no way to investigate if they are paying their bills but there is a waiver of lien that says that everything has been taken care of. Grant explained that he came tonight to keep from any additional invoices or revisions and keep moving forward. Motion was made by Mr. Locke and seconded by Mr. Rice to approve Pay Application #6 for Freedom Construction and allow Mayor to sign draw requests once finished. Motion carried.

Grant stated that regarding the Water tank, the status is still the same while waiting on the new tank.

Regarding the Storm Water Project, he presented the findings for the Study and if there are any questions, to let him know. A couple of things that are outstanding he stated is the list of the 250 properties that were used and the Village was going to check the Ordinance Mr. Hampton explained that he as well as Mr. Locke stated before that they would not agree above \$2/\$4 for the Stormwater Utility. Mr. Locke asked about the ERU in regards to the businesses and Grant explained that he thought he had left some of that information here for Council to review. He stated that he will email this out for them to review. Mayor Redfern explained to Mr. Hampton about the alternatives available for these businesses and Mr. Hampton stated that he is more concerned with the cost for customers. Mr. Locke stated that he would vote for the \$2.42 that will pay off the loan for the Study and the second year will put \$30,000 back and this will be the only one to vote for. Grant explained that they included the \$4/\$6 for Council to look at. Grant asked Jan if there was an ordinance put together and they explained that this was tabled until the study was complete. Jan asked if this needed pulled back out for review and Grant stated that Jobes can look at it and see what can be put together or added to the Ordinance. Grant explained that Council does not need to make a decision tonight but there are more steps that need to take place including a public meeting and he will get the information requested to Council and asked Jan to send him over the Ordinance that Council started with.

MINUTES: Motion to approve Clerk's minutes was made by Mr. Rice and seconded by Mr. Locke. Motion carried.

APPROVAL OF REPORTS: Motion to approve June Revenue Adjustments to the 2018 Budget was made by Mr. Rice and seconded by Mr. Locke. Motion carried.

SOLICITOR'S LIST: Jan stated that she has nothing new to present to Council tonight.

PAID BILLS: A motion to approve Resolution 2018-40 paid bills and payroll was made by Mr. Rice and seconded by Mr. Locke. Motion carried.

TO BE PAID BILLS: A motion to approve Resolution 2018-41 to be paid bills was made by Mr. Rice and seconded by Mr. Locke. Motion carried.

TRANSFER: A motion to approve Resolution 2018-42 transferring funds was made by Mr. Rice and seconded by Mr. Locke. Motion carried.

PARK & RECREATION: Chris Mohler was present representing the Peerless Lodge to ask Council for approval to have free swim during the 8th Annual Community Celebration on June 30th as this has been done in the past from 12pm- 9pm. Motion was made to approve free swim on the 30th of June from 12pm-9pm by Mr. Rice and seconded by Mr. Locke. Motion carried.

Pool Manager, Jody Bowen was present with Kate Mills and Maranda Burgess to discuss with Council a few items. She first of all wanted to verify that this free swim would be held until 9pm since the pools normal closing time is 8pm. She explained that the pool season has been going well and have started swim lessons and water aerobics. There was a rescue that had to be done Sunday of a 3-year-old and Bailey O 'Neal saved the child but there are concerns with chair #1 and would like to pull the portable lifeguard chair over by the shallow end. There has been a trouble with tobacco and she has put up a sign that states no tobacco within 50 feet from the pool. Tom explained that there is a Village policy that there is to be no tobacco products on Village premises. She explained that she has spoken with the children's mom but it is not working. Mayor Redfern suggested she call the police. Ms. Bowen asked if she could hire sub guards due to 10 being off this week and Tom replied that she is the Manager. Mr. Hampton stated that he wants to make sure that is as long as our people gets their hours first. She explained that the scheduling is being done to be equal to all. There has been an interest in sno cones and she spoke with Siemers who would bring in an ice chest and would charge us \$1 for either the 15 or 17lb bag of ice and there is a contract on this. There would be an \$0.82 profit per dollar on the sno cones and Brittany told Jody to ask Council if the contract could be done with Siemers for this to do a one-time delivery for 50 bags of ice. Tom Collins stated that he would like to see the contract first. Jody let Council know that the assistant manager put in his one week notice this week and asked what the procedure would be to hire another assistant manager. Tom asked if one of them was there that Village interviewed and suggested that this be the one that gets this position as he was speaking of Casey. Jody explained that she is on vacation and come in late with wet hair and she has to do personal business on her phone until waiting until she is off and can only work two days off next week and needs every Wednesday and Thursday off to play softball. Jody proposes Maranda Burgess be the assistant manager. Tom asked about her being off on maternity leave. There are a few lifeguards who can take her place until she comes back. Tom stated that she was one of the ones that was interviewed as well. Jody explained that she is having a difficult time with the backboard and would like to purchase a different one. She stated that it would cost \$344.50 from OP Aquatics and would not have to go through another vendor. She explained the board and the advantages of having this one compared to other ones. Tom told her to just do a requisition form for this. Ralph explained that the one she is referencing are used for water rescues. Jody thanked Council for believing in her. Mr. Loomis asked if there would be a possibility of doing swim lessons in the evening due to people working during the days and not able to bring them even if it is during regular hours. Jody stated that the Facebook page is called The Crooksville Pool. Kate Mills was present to discuss with Council about the water aerobics and helps with swim lessons. She explained that it is a pool workout and created for her mother and would like to keep doing this. Mr. Rice asked if there was a problem on why she was present. She explained that New Lex was uneasy with this and just wanted to come introduce herself to Council and see if there were any questions and ask about the money involved to be clarified. Jody explained that the money involved with the water aerobics was what was in question. For water aerobics, it is \$2 per person and Kate stated that she clocks out for water aerobics and swim lessons and what she makes depends on how many people are present. Jody explained that for swim lessons which cost \$30, it gives \$20 to the instructor, \$5 to American Red Cross, and \$5 goes to the pool. Mr. Hampton explained that this is how it has been done in the past and Tom stated that there was no problem with this. Mr. Rice stated that he has a concern that she works for \$2 if only one person comes but she stated that she is fine with this.

SERVICE: Mayor Redfern presented all the data for CMI Waste Removal to Council for Trash Hauling Permit. They made the \$1 million limit for insurance but the policy expires on 8/8/2018 and are in compliance. Mr. Loomis stated that his problem is that they had to be called by the Police Chief and told they can't haul in town if they don't submit their paperwork before they complied. Mayor Redfern explained that they have complied and Tom stated that Council should set a limit for when they have to comply by. This will be a legislative change to add a late fee. Jan asked if she should but together an amendment to the ordinance to make it \$300 if they are not in compliance by January 31st. Jan explained that this can be put together as a first reading and she will get the paperwork together for the following meeting. Motion to approve the first reading of this amendment to the trash Ordinance was made by Mr. Hampton and seconded by Mr. Locke. Motion carried. This Ordinance will be Ordinance Number 2623.

Motion to approve Trash Hauling Permit for CMI Waste Removal was made by Mr. Hampton and seconded by Mr. Locke. Vote went as follows: Mr. Rice yes, Mr. Locke yes, Mr. Hampton yes, and Mr. Loomis no. Motion carried.

SAFETY: Fire/EMS Chief Ralph Hill explained that he will have last month's numbers to Council by the end of the week. Mr. Locke asked Chief Hill if he had gotten a hold of MR. Kelly and Chief Hill responded that he is waiting for Mr. Kelly to get back with him.

BUILDING: Motion to approve Building Permit for Jon Bauer at 116 E Main Street for a Fence was made by Mr. Hampton and seconded by Mr. Loomis. Motion carried.

Motion to approve Building Permit for Frankie Leeka at 573 Washington Street for a Fence was made by Mr. Hampton and seconded by Mr. Locke. Motion carried.

Motion to approve Building Permit for Ralph Donaldson at 210 High Street for a Garage Addition was made by Mr. Hampton and seconded by Mr. Loomis. Motion carried.

LEGISLATIVE: Motion to approve the first reading of Resolution 2018-43, a Resolution Repealing Resolution 2018-24, and Authorizing an Offer and Expenditure of \$500.00 for Purchase of Property from the State of Ohio and Approving Plat, Legal Description, and Special Conveyance Covenants was made by Mr. Hampton and seconded by Mr. Rice. Motion carried.

OTHER OLD BUSINESS: Nothing.

NEW BUSINESS: Mr. Hampton stated that he believes it was an oversight and should have been done back when Council and employees received their 3% increase, but that Solicitor Jan Baughman should have received this as well. Motion was made by Mr. Hampton and seconded by Mr. Rice to approve the 3% increase to pay for Solicitor, Jan Baughman. Motion carried.

Mr. Rice stated that he had a procedural question and asked what the process would be about replacing Councilman Dennis. Tom explained that Council has 30 days to appoint someone and after that time, the Mayor can appoint someone. Mr. Hampton stated that he is ready to recommend someone today. He recommends Chris Mohler to be appointed to the unexpired Council term. Mr. Hampton recommended appointing Chris Mohler to Council and was seconded by Mr. Rice. Motion carried.

Jan Baughman asked if Council would like to go ahead and swear Mr. Mohler in and go back to the ODOT resolution. Council stated that they would.

Mr. Hampton stated that he did not always see eye to eye with Mr. Dennis but he was one of his favorite people of all time and helped him with football, etc. He stated that they are good people and maybe they did not see eye to eye politically but losing Mr. Dennis was a loss to this town. He stated that he will miss him.

Motion to suspend the rules for Resolution 2018-43, a Resolution Repealing Resolution 2018-24, and Authorizing an Offer and Expenditure of \$500.00 for Purchase of Property from the State of Ohio and Approving Plat, Legal Description, and Special Conveyance Covenants was made by Mr. Locke and seconded by Mr. Hampton. Motion carried.

Motion to accept Resolution 2018-43, a Resolution Repealing Resolution 2018-24, and Authorizing an Offer and Expenditure of \$500.00 for Purchase of Property from the State of Ohio and Approving Plat, Legal Description, and Special Conveyance Covenants was made by Mr. Rice and seconded by Mr. Hampton. Motion carried.

EXECUTIVE SESSION: Motion to go into executive session per ORC 121.22 (G) (3) for Possible Litigation was made by Mr. Rice and seconded by Mr. Mohler. Motion carried.

Council is back out of executive session with no decisions made.

Jerry Marks reminded Council that HAPCAP will be starting tomorrow.

ADJOURNMENT: A motion to adjourn was made by Mr. Rice and seconded by Mr. Hampton. Motion carried.

BRITTANY ROSS

Fiscal Officer

FRED REDFERN

Mayor