

Held September 27,

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The Village of Waynesfield Council met in regular session on September 27, 2021. The meeting was called to order at 7:30 p.m. with the following answering roll call: Mayor Luma, Earl, Knox, Neeley, Newland, Miller, and Zimmerman.

Minutes of the previous meeting were approved. Council members received copies of Financial, Receipts and Expenditure Reports. Fiscal Officer reported \$1,696,049.96 in all funds and \$211,329.32 in the General Fund. A motion was made by Miller, seconded by Newland, to adopt Resolution 21-9-(1) to pay the bills presented. VOTE: Knox, yes; Newland, yes; Earl, yes; Miller, yes; Neeley, yes; Zimmerman, yes.

GUESTS: Kathleen Spangler and Kerri Motter

Kathleen Spangler addressed council about a petition she had submitted in order to annex her property into the Village of Waynesfield and obtain village utilities. Kathleen stated the current sewer system on the property is broke down and raw sewage is going onto Dan and Kerri Motter's property. Kathleen is aware of the health issue this is causing on the Motter property and would like to get the issue taken care of as soon as possible. Kathleen has received a quote that is valid for thirty days.

The Village Administrator wanted to address the situation. He stated that Kathleen Spangler's property would be tying onto a private lateral line owned by the Thullen's and Motter's. He stated the village would still obtain a tap fee and the monthly fee for using the sewer system. He stated the water will have to be trenchd to a main across private property that will require an easement. He also stated the village would work with AMP to get the property switched from Mid-Ohio to Village of Waynesfield electric. He stated the village has an ordinance that states if you are in the village corporation limits you must utilize all village utilities.

A motion was made by Miller, seconded by Neeley, to adopt Resolution 21-9-(2), a resolution to accept the annexation of .88 acres, more or less, into the Village of Waynesfield as petitioned by Kathy Spangler as filed by Kurt A. Kaufman, Agent.

VOTE: Knox, yes; Newland, yes; Earl, yes; Miller, yes; Neeley, yes; Zimmerman, yes.

COMMITTEE REPORTS:

Finance:

a. The fiscal officer stated there is a need to move funds due to projects going on in town and to prepare for the upcoming months.

b. A motion was made by Miller, seconded by Newland, to suspend the rules of three readings and to declare an emergency to amend appropriations.

VOTE: Knox, yes; Newland, yes; Earl, yes; Miller, yes; Neeley, yes; Zimmerman, yes.

A motion was made by Miller, seconded by Newland, to adopt Ordinance 21-9-(1), an Ordinance amending Appropriation Ordinance 21-1-1.

VOTE: Knox, yes; Newland, yes; Earl, yes; Miller, yes; Neeley, yes; Zimmerman, yes.

c. A motion was made by Miller, seconded by Newland, to adopt Resolution 21-9-(3) a resolution authorizing Ohio Plan Risk Management, Inc as the liability insurance provider for the Village of Waynesfield.

Vote: Knox, yes; Newland, yes; Earl, yes; Miller, yes; Neeley, yes; Zimmerman, yes.

d. Council President Miller thanked Fiscal Officer Angela Winegardner for working with Stolly Insurance to get this insurance policy as it is a large savings for the village.

POLICE REPORT:

a. Police Chief Motter gave an update on property maintenance issues. Police Chief Motter stated the Webb property on the west side of town has made major improvements to where he feels they are no longer in violation. Police Chief Motter stated that there is a building in the 100 block of West Wapakoneta Street the owner is Michael Burden that is slated to be demolished on or around October 2, 2021. The property on West Mulberry Street is also showing improvements.

b. Police Chief Motter stated September 26, 2021 was the Clyde Cook Plaque Dedication and the ceremony went very well. The plaque will be displayed outside the police department entrance. Police Chief Motter gave a special thanks to Jacob Howell for his research and information he provided regarding Clyde and his on-duty death. Council Woman Knox and Council President Miller stated that Police Chief Motter did a great job with the ceremony. Police Chief Motter stated that K-9 Hunter completed and passed his annual K-9 recertification.

d. Police Chief Motter stated that a DNA match was received from the vehicle break-ins that happened over the summer. The investigations still continues for now.

e. Police Chief Motter stated that on Labor Day there was a structure fire in the village at 300 West Wapakoneta Street, and upon investigating, it was determined the fire was intentionally set. The fire is being considered arson and is being investigated by the state fire marshal's office.

f. Police Chief Motter stated the drug task force recently assisted the Waynesfield Police Department.

g. Police Chief Motter stated that the W-G Schools Homecoming Parade, game and dance all went well. Police Chief Motter suggested to council to look at revising the language in the application for parades and public gatherings. He stated that if the applicant is providing the village with sufficient liability insurance listings the Village of Waynesfield as an additional insured, then if a group wants to take on the liability of throwing candy then they should be allowed. He also stated it would be hard for the police department to enforce this rule because usually they are leading the parade. After explaining Police Chief Motter asked council to consider removing the "no candy throwing" section of the application.

h. Councilwoman Earl stated she had some questions about the fees. She felt that maybe they were a little too high and maybe they need to be lowered. Council President Miller recommended sending this issue to the Park Committee. Police Chief Motter asked that when the Park Committee meets if they would look at the rental fee for the shelter house also, because of the amount of money that has been invest in putting up a new structure.

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- i. Councilwoman Earl asked Police Chief Motter about 205 E. Mulberry Street. She stated a few days prior the roof collapsed. She wanted to know if there is anything we could do. Police Chief Motter asked the Village Administrator if he had an update. The Village Administrator stated the property owner was contacted by the Fire Chief we are waiting to hear back before we proceed with anything. If something doesn't happen soon to secure the property the village and fire department will do as much as they can do get something done. Councilwoman Earl is concerned that the structure will fall on the neighboring property.
 - j. Councilwoman Knox asked if anything is being done about the mobile home on Karen Street. Police Chief Motter stated both owners are now deceased and the property will have to go through probate. The Health Department advised that they don't necessarily deal with mobile homes.
- VILLAGE ADMINISTRATOR REPORT:**
- a. The Administrator stated that the West Wapakoneta Street Project should be going out for bid in the future. This project will also include water, sewer, storm sewer, and lagoon upgrades. This will also include recoating the water tower, paving Park Drive, and the Wayne Street extension.
 - b. The Administrator stated the village will now be utilizing Alltree for brush pickup and all brush must be at the street not in alleys.
 - c. The Administrator stated the alley that runs east and west in the Crown Hill Addition is in with just a little finish work that needs completed. The north and south portion still needs done which will be done in house. He also stated Lakeview will be in to set new power poles through this area as well.
 - d. The Village Administrator stated power did get ran to the Buckmaster property out west of town.
 - e. The Village Administrator brought to council's attention the landlord, tenant issue the village is having with landlords trying to use the village as leverage.
 - f. There was a water leak near where the old water tower sat. The village maintenance crew and EJ Prescott has been working to get the leak fixed.
 - g. Councilwoman Earl stated there was a question from Diane Dulebohn about the asphalt being removed from the original alley and who was paying for the removal. The Village Administrator stated the removal of the asphalt was part of the job given to the contractor it was removed from the private property and used as fill for the new alley location.
 - h. Councilman Neeley asked about completing the Maple Street extension. The Village Administrator stated after talking with the fiscal officer we have a couple choices. We could try to include the extension in with the West Wapakoneta Street Project or there would need to be money moved to cover the cost. The fiscal officer recommended a finance committee meeting to go over numbers for the Maple Street Project. The administrator stated he would still like to complete the electric rebuild on Maple Street this year if possible.
 - i. Councilwoman Earl stated she had been addressed by a resident about filling potholes specially the one on Silver Street. The Village Administrator stated the maintenance crew should be filling pot holes this next month.
 - j. Council President Miller stated he is very impressed with the village's new employee Aaron Bender and his knowledge. He stated he is doing a great job.
- MAYOR'S REPORT:**
- a. A check for \$1,452.00 was presented from the Mayor's Court account into the General Fund for the month of August 2021.
 - b. Councilman Neeley quoted the ORC section 102.03. He then asked the Mayor what was being done with the fence that is in the village alley in the Crown Hill Addition as the property owners have been sent two letters to move their property. Councilman Neely stated the fence is holding up the dressing of the alley and it needs to come out. Mayor Luma stated that he thought the fence was down and he would talk to the property owners. Councilman Neeley also asked the Mayor if he was ever going to get licensed to handle Mayors Court. The Mayor stated yes, he was going to talk to the Mayors Court Clerk the next time she was in. Councilman Neeley also stated that multiple council members have received threatening text messages claiming they are the mayor. Mayor Luma stated the messages are not from him and he knows nothing about the messages other than what he has been told by the police chief and village administrator. Councilman Neeley stated its just ridiculous. He stated council is getting thrown under the bus for no reason other than doing their jobs.
 - c. Councilwoman Earl stated she was concerned about the Zoning Board vacancy. Mayor Luma stated he spoke to the solicitor about the vacancy. Councilwoman Earl stated it needs filled because the Zoning Board has issues to address. The mayor stated it will be filled this week. Council President Miller asked the solicitor if the Mayor has a vote during the Zoning Board meeting. The solicitor stated that just the committee members have a vote.
- OLD BUSINESS: NONE**

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NEW BUSINESS:

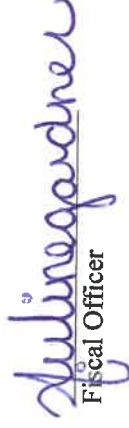
- a. Councilwoman Earl stated she would like to plant a tree down at the park in memory of Howard Traucht. He was a long-time employee of the village and he passed away in 2020. Councilwoman Earl stated she would be willing to donate the cost of the tree she would like council's approval to plant the tree. Council agreed with planting a tree in the memory of Howard for all he did for the village.
- b. Councilwoman Earl asked about getting holiday banners for the poles in the square.
- c. The Fiscal Officer asked she gave out all new revised employee handbooks and has received them all back but two. She also stated that employee evaluation have been given to the village administrator and mayor to complete.

SOLICITOR REPORT: The solicitor asked Councilwoman Earl to get with the Park Committee on the placement of the tree in memory of Howard.

A motion was made by Neeley, seconded by Newland, to adjourn the meeting.

VOTE: Knox, yes; Newland, yes; Earl, yes; Miller, yes; Neeley, yes; Neeley, yes; Zimmerman, yes.


 Mayor


 Fiscal Officer

0226

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

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