

Buckeye Lake Village Council Meeting
Held in Village Hall
March 24, 2014
Meeting Minutes

Call to Order: By Council President Pro Tem Barry Herron at 7:00 p.m.

Pledge of Allegiance and Moment of Silence: Lead by Council President Pro Tem Barry Herron

Roll Call: Present: Peggy Wells (0,0), Margaret Hanson (0,0), Barry Herron (0, 0), Gerry Neff (0, 1),
(Consecutive, Total Absences) Arletta Ruton (0,2)
Mayor Carroll

Absent: Mickey McCormick (0, 1), Jeryne Peterson (1, 2)

Staff Present:

Dave Ruton, Acting Clerk of Council; Mary Jennings, Clerk/Treasurer; James Hanzey, Police Chief; Rod Riley, Code Enforcement; Mark Dymek, Street Supervisor; Toby Miller, Water Superintendent.

Approval of Minutes:

Motion by Councilor Ruton to approve the minutes from the March 10, 2014, regular council meeting as presented, seconded by Councilor Hanson.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff, Ruton

Motion Passed 5-0.

Approval of Clerk Treasurer's Report:

Motion by Councilor Ruton to approve the Treasurer's Report dated March 24, 2014, seconded by Councilor Neff.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff, Ruton

Motion Passed 5-0.

Elections and Appointments

None

NEW/UNFINISHED BUSINESS:

Mayor Carroll mentioned that LEADS built homes similar to what they are considering in Buckeye Lake in Zanesville. Recently, council members Wells and Hanson toured the properties in Zanesville to learn more about the potential housing project. He further stated that at this point LEADS is waiting to see if they received the tax credits to seek funding for the project. If they get funded, they could end up building in the Village wherever they choose to purchase lots. There has been speculation by the residents that the Village would give them lots where we tore down houses and that is not accurate. If we decide to auction lots, they could bid on them just like anyone else. Valerie has been working on a list to determine which lots we should consider auctioning off. She sent the list out to the council members to go look at the properties and review further. The report that they provided is simply what these council members thought of the housing development.

COMMISSION REPORTS:

Parks Commission: The Commission will meet on Tuesday, April 1, 2014 at 6:30pm.

Planning Commission & Board of Zoning Appeals: The Commission will meet on Tuesday, April 8, 2014 at 7:00pm.

COMMITTEE MEETING AND/OR REPORT:

Finance Committee: No report

Public Safety Committee: No report.

Public Service Committee: Councilperson Ruton stated that there was a committee meeting but she was unable to attend due to her work schedule. Mayor Carroll took minutes of the committee meeting. Ruton will have minutes of the meeting available at the next meeting.

Rules Committee: No report.

Community Development Committee: No report.

Personnel Committee: Councilperson Wells stated that the committee met just before the beginning of the council meeting. They spoke about employee reviews, when they were last done and when they will be done again; hiring practices and policies; department responsibilities; administrative policies of the fire department; fire department and street department overtime. Wells stated that she will prepare minutes of the meeting and submit them at the next council meeting.

COMMUNICATIONS: None

CITIZEN'S COMMENTS: None

POLICE CHIEF'S REPORT: A report for the month of February 2014 was submitted.

FIRE CHIEF'S REPORT: No report.

STREET SUPERVISOR'S REPORT: No report.

WATER DEPARTMENT REPORT: A report for the month of February 2014 was submitted.

DEVELOPMENT DIRECTOR'S REPORT: Mayor Carroll stated Valerie Hans has been helping to cover this position and that we should be getting closer to money for the next round of demolitions.

MAYOR'S REPORT: After the last council meeting, Mayor Carroll met with Ken Kempton from LEADS and we have ended up back where we started a while ago on their lease proposal. The terms will be \$1 per year, LEADS will maintain the building interior and exterior, LEADS will hook onto village water at their cost, and the Village agreed to waive the tap fee for their water hook-up.

Mayor Carroll also stated that he had a very good meeting with the director and staff at the Licking County Planning Commission. They are very helpful to our community when it comes to development issues. They are still in our court and willing to help us, so I am looking forward to moving forward and working with them as well hopefully on many projects down the road.

Last week we had a pre-construction meeting with Layton and Jobes Henderson to discuss the start of the SWIF grant project. The project will most likely begin in June. The old landscaped area in front where our sign is located will be turned into a rain garden with pervious pavement adjacent to the planting area to allow water to saturate through it and water the plants to reduce water runoff from the parking lot. We received grant money from the EPA for this project. Hopefully this project will open the door to other EPA enhancement projects in the Village in the future.

PRESIDENT OF COUNCIL: No report.

ORDINANCES

3rd Reading

2nd Reading

1st Reading

2014-07 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH THE LEADS COMMUNITY ACTION AGENCY FOR A FIVE YEAR LEASE ON THE PROPERTY LOCATED AT 41 FIRST STREET FOR USE AS FOOD PANTRY OPERATIONS.

2014-08 AMENDING ORDINANCE 2013-22 PERMANENT APPROPRIATIONS ORDINANCE AND DECLARATION OF EMERGENCY.

Motion by Wells to suspend the rules on Ordinance 2014-08, seconded by Hanson.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff

Abstentions: Ruton

Motion Suspended 5-0.

Councilor Wells called point of order and stated that she did not know for sure but asked if this vote would take a supermajority of council members voting in the affirmative to pass. She further stated that she was not sure that 4 council members voting was a supermajority. Mayor Carroll stated that he does not believe that this would be a supermajority but rather just a majority. Councilor Wells stated that she was supportive but wanted to make sure this was done correctly. Mayor Carroll read over the section of the charter which discussed voting.

Motion by Wells to adopt Ordinance 2014-08, seconded by Neff.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff

Abstentions: Ruton

Motion Passed 5-0.

Mayor Carroll located the section of the charter (4.04) which pertained to the supermajority question shortly after the vote was taken. He stated that waiving the three reading rule is only applicable when there is a 2/3 majority of council voting in the affirmative.

Council members decided to vote to allow Councilor Ruton to vote on Ordinance 2014-08.

Motion by Wells to support Councilor Ruton on voting on Ordinance 2014-08, seconded by Neff.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff, Ruton

Abstentions: Ruton

Motion Passed 5-0.

Council members then decided to vote again on Ordinance 2014-08.

Motion by Wells to suspend the rules on Ordinance 2014-08, seconded by Hanson.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff, Ruton

Motion Suspended 5-0.

Motion by Wells to adopt Ordinance 2014-08, seconded by Neff.

Roll Call Vote: Yeas: Wells, Hanson, Herron, Neff, Ruton

Motion Passed 5-0.

RESOLUTIONS:

3rd Reading

2nd Reading

2014-03 A RESOLUTION FOR THE VILLAGE OF BUCKEYE LAKE TO JOIN WITH LICKING COUNTY AND OTHER MUNICIPAL ENTITIES IN THE COUNTY TO RE-ADOPT THE COUNTYWIDE ALL NATURAL HAZARD MITIGATION PLAN (CANHMP).

1st Reading

Citizen's Comments: Charlene Hayden, 67 Lighthouse Lane, Buckeye Lake. Requested that the Mayor or Council President will make a report on public records requests that included who made the request and what the request was for in the Council Minutes.

COUNCIL MEMBER COMMENTS:

Arletta Ruton: No Comment

Gerry Neff: Asked how many empty lots do we have on 79? Mayor Carroll stated that we do not have the right people here to answer that. Councilor Herron thought that there was only 1 lot on the list that was on 79. Herron further stated that when he looked at the lots he only felt that there were 5 or 6 lots that they could auction off.

Margaret Hanson: No Comment.

Peggy Wells: Stated that she feels that Buckeye Lake needs to pursue litigation against ME companies as we have a window of opportunity that will be closing soon. She believes that we only have 5 or 7 years to do that. She further stated that this council should seriously consider litigation as the specifications were not followed for the paving project. We need to get somebody to do a bore sample and prove that. Secondly she stated that she does not see a need for an accounting of the public records requests for the meeting. She did not feel that it was council or the Mayor's responsibility to do that.

Barry Herron: No Comment

Adjournment: Motion by Councilor Ruton to adjourn the meeting, seconded by Councilor Neff.

VOTE: IN-FAVOR: ALL YEAS; MOTION CARRIED 5-0

Meeting adjourned at 7:53 p.m.

NEXT MEETING: April 14, 2014


Dave Ruton, Acting Clerk of Council


Jerne Peterson, Council President