

Buckeye Lake Village Council Meeting
Held in Village Hall
September 14, 2015
Meeting Minutes

Call to Order: By Council President Peterson at 7:03 p.m.

Pledge of Allegiance and Moment of Silence: Lead by Council President Peterson.

Roll Call: Present: Robert Masone, MD (0,2), Jeryne Peterson (0,3), Arletta Ruton (0,3), Peggy Wells (0,0),
(Consecutive, Total Absences) Tom Wolfe (0,0), Kitty Zwissler (0,0) Barry Herron (0,0)
Mayor Carroll

Absent: None

Staff Present: Valerie Hans, Clerk of Council; James Hanzey, Police Chief; Dave Ruton, EMS Captain; Rod Riley, Code Enforcement.

Approval of Minutes:

Motion by Councilor Ruton to approve the minutes of the August 24, 2015 regular council meeting as presented, seconded by Councilor Masone.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wolfe, Zwissler, Herron
Nays: Wells

Motion Passed 6-1.

Motion by Councilor Ruton to approve the minutes of the August 31, 2015 special council meeting as presented, seconded by Councilor Masone.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wolfe, Zwissler, Herron
Nays: Wells

Motion Passed 6-1.

Approval of Clerk Treasurer's Report:

Motion by Councilor Ruton to approve the Treasurer's report dated September 9, 2015, seconded by Councilor Masone.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wells, Wolfe, Zwissler, Herron
Motion Passed 7-0.

NEW/UNFINISHED BUSINESS: Council Clerk Hans explained to council members the lists of properties to be certified to the tax duplicate for property maintenance clean-up costs.

Motion by Councilor Ruton to approve the attached lists of property maintenance cleanup costs dated September 8, 2015 and certify those costs to the property tax duplicate at the Licking County Auditor's Office for each property, seconded by Councilor Wolfe.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wells, Wolfe, Zwissler, Herron
Motion Passed 7-0.

Council Clerk Hans asked council members to decide what date and time they would like to have the Village Trick or Treat for 2015. After brief discussion, the members decided that they would like to have it on Thursday, October 29, 2015 from 5:30-7:30pm.

Motion by Councilor Masone to establish the trick or treat date for the Village of Buckeye Lake as Thursday, October 29, 2015 from 5:30-7:30pm, seconded by Councilor Ruton.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wells, Wolfe, Zwissler, Herron
Motion Passed 7-0.

Council President Peterson introduced Planning Commission Chairperson Cookston to speak on the proposed variance amendment to the Village of Buckeye Lake Zoning Code on garages. Cookston read and explained the Section 511B Variance: R2 Detached Garage on Separate Property; subject to the discretion of the Zoning Board of Appeals. She also submitted a copy of this language for the Council record. Cookston further stated that the variance will only apply to properties in the R2 code at this time and that all requests would have to be approved on an individual basis by the Village of Buckeye Lake Board of Zoning Appeals.

Councilor Wells praised the committee that worked on drafting this zoning variance amendment. She further stated that there was a lot of hard work done to create the legislation and that she was in agreement with the legislation.

Cookston stated that the variance amendment is good for the Village and good for the homeowners. She further stated that the more people understand the variance amendment, the more they seem to be in favor of the amendment. Cookston also stated that the amendment only affects properties that are diagonal or across the street from your main property.

It was further discussed that the legislation to move forward is being drafted and will be on for 1st reading at the September 28, 2015 meeting. However, Council will need to schedule a public hearing to share the proposed zoning changes with the residents. It was decided that the public hearing will be on 9/28/2015 at 6:00pm. Council Clerk Hans will post the public meeting notice.

Mayor Carroll reminded council members to talk with their constituents about their feelings on this legislation before the next meeting.

COMMISSION REPORTS:

Parks & Recreation Commission: The Parks and Recreation Commission met on Tuesday, September 1, 2015. Their next scheduled meeting will be on October 6, 2015, at 6:30pm.

Planning Commission & Board of Zoning Appeals: The Commission met on Tuesday, September 8, 2015, at 7:30pm. Their next scheduled meeting will be on October 13, 2015 at 7:30pm.

COMMITTEE MEETING AND/OR REPORT:

Finance Committee: No report.

Public Safety Committee: Written report submitted.

Public Service Committee: No report. Councilor Ruton turned the council floor over to EMS Captain Ruton to show the Village Council the new Bullard Thermal Imaging Camera that was donated by the Aladdin Shriners. He stated that this device will help the fire department in locating people inside of buildings quicker during a fire.

Rules Committee: No report.

Community Development Committee: Councilor Zwissler thanked the United Way volunteers for painting the restrooms at Ryan Braden Park. She further stated that they did a wonderful job with the painting projects at the park.

Personnel Committee: Councilor Masone called a committee meeting for Monday, August 31, 2015 at 6:00pm to discuss and interview council vacancy candidates.

COMMUNICATIONS: Council President Peterson stated that a letter and attachments dated September 9, 2015 were received by the Village Council Clerk to be included on the agenda for council meeting.

Councilor Ruton stated that after reading what was submitted we have already voted on this issue and it was clearly documented in the August 24, 2015 council meeting minutes.

Councilor Wells stated that she submitted her information on September 9, 2015. Wells then asked Council Clerk Hans when she received her submittal. Council Clerk Hans stated that the information was received on September 9, 2015; and therefore was included in the council packet.

Council President Peterson stopped the conversation and asked that the conversation be referred to the Rules Committee.

Councilor Wells stated that she did not amend anything in the letter. She further stated that if any of you would have submitted anything to the Village office by Wednesday at 5:00pm, it will be included in the council packet.

CITIZEN'S COMMENTS: Greg and Janet Kearns, 325 Lakeview, Buckeye Lake. Mr. Kearns stated that when they bought their property in 2001, it look like this (Mr. Kearns provided before and after pictures of the property to council) and after a 2 year renovation on the property it looks like this. He stated that they bought the property across the street to have parking. They asked about a variance, but were told that it would most likely not be approved because of the language in the zoning code prohibiting accessory buildings without living space. Mr. Kearns then stated that he is very concerned about property values and would like to build a very nice garage for their main home. However, he does not desire to spend the extra money to build living space above that garage simply because the garage will not be on the property that his house sits on.

He also stated that he doesn't want to do something that is counterproductive for the Village. Mrs. Kearns stated that they went out and collected signatures in support of the garage variance legislation. She further stated that some of the people were not in favor of allowing garages to be built on free-standing properties; however after we explained the amendment they agreed with it and signed the support petition.

Councilor Zwissler asked BZA Chairperson Cookston if there was any way to expedite the legislation. Cookston stated that the Village Solicitor recommended against passing this legislation in emergency.

REPORTS OF VILLAGE OFFICIALS: None
DEVELOPMENT DIRECTOR'S REPORT: No report.

MAYOR'S REPORT: Mayor Carroll stated that the fence topper is completed at Ryan Braden Park. The energy absorbing material under the swings is also completed. The skate park repairs are done as well with the exception of painting some of the new wood that still needs to cure.

Mayor Carroll stated that he will be meeting with Layton to get another crosswalk quote in the next week.

Mayor Carroll stated that there will be a Big Band event at Northshore State Park. He then turned the floor over to Councilor Zwissler who explained that there will be canoe racing, bicycle events, food, beverages, bands and dancing. Zwissler encouraged everyone to bring out your zoot suits and come support the Buckeye Lake Museum.

Mayor Carroll stated that the Red Cross was out distributing smoke detectors to residents in the Myers Addition.

Lastly, Mayor Carroll stated that Bog Fest is scheduled for October 3, 2015. He asked everyone to come out and support the Buckeye Lake Museum at all of their events.

PRESIDENT OF COUNCIL: Council President Peterson stated that she received information from Charlene Hayden regarding an RCAP training opportunities called 4 Steps to Successful Management and Recycling. Peterson further stated that RCAP is a great organization that assists small communities with learning how to properly manage their communities.

Council President Peterson also asked everyone to support the Historical Society and Museum at all of their events. She stated that the Buckeye Lake Dam issue and subsequent lowering of the water level on the lake has been very hard on this organization as much of their funds are raised from activities on the lake.

ORDINANCES

3rd Reading

2nd Reading

1st Reading

2015-18 AMENDING ORDINANCE 2014-25 PERMANENT APPROPRIATIONS ORDINANCE AND DECLARING AN EMERGENCY.

Motion by Councilor Ruton to suspend the rules on Ordinance 2015-18 seconded by Councilor Zwissler.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wells, Wolfe, Zwissler, Herron

Rules Suspended 7-0.

Motion by Councilor Ruton to approve Ordinance 2015-18 as presented, seconded by Councilor Masone.

Roll Call Vote: Yeas: Masone, Peterson, Ruton, Wells, Wolfe, Zwissler, Herron

Motion Passed 7-0.

RESOLUTIONS:

3rd Reading

2nd Reading

1st Reading


Citizen's Comments: Charlene Hayden, 67 Lighthouse Lane, Buckeye Lake. Stated that she thinks the variance amendment legislation the way it is presently drafted is a great idea. However, she would be opposed to allowing garages to be built on stand-alone properties that do not abut the main property. She further stated that she is hearing of people in the community that are looking at buying vacant lots for the sole purpose of building free-standing garages.

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

VOTE: IN-FAVOR: ALL YEAS; MOTION CARRIED 7-0

Meeting adjourned at 8:30 p.m.

NEXT MEETING: September 28, 2015



Valerie L. Hans, Clerk of Council



Jeryne Peterson, Council President