

Buckeye Lake Village Council Meeting
Held in Village Hall
January 8, 2018
Meeting Minutes

Call to Order: By Mayor Wells at 7:02 p.m.

Pledge of Allegiance and Moment of Silence: Lead by Mayor Wells.

Roll Call: Present: Doug Poorman (0,0), Arletta Ruton (0,0), Tom Wolfe (0,0),
(Consecutive, Total Absences) Kitty Zwissler (0,0), Bill French (0,0), John Geiger (0,0),
Robert Masone, MD (0,0)
Mayor Wells
Absent: None

Staff Present: Valerie Hans, Clerk of Council; James Hanzey, Police Chief; Dave Ruton,
Assistant Fire Chief; Rod Riley, Code Enforcement Officer; Toby Miller,
Water Superintendent; Michelle Shumaker, Water Clerk.

Elections and Appointments

Motion by Councilor Poorman to appoint Kitty Zwissler as Council President, seconded by Councilor Wolfe. Councilor Ruton also motioned to appoint Robert Masone as Council President; however the motion died for lack of a second. Vote was taken by a closed ballot at the request of council members. Roll was as follows:

Six votes in favor of Kitty Zwissler and one vote in favor of Robert Masone. Council President Zwissler will remain as Council President.

COUNCIL PRESIDENT ZWISSLER TOOK OVER CONTROL OF THE MEETING AFTER BEING RE-ELECTED COUNCIL PRESIDENT.

Approval of Minutes:

Motion by Councilor Wolfe to approve the minutes of the December 8, 2017 special council meeting, seconded by Councilor Geiger.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Motion Passed 7-0.**

Motion by Councilor Wolfe to approve the minutes of the December 9, 2017 special council meeting, seconded by Councilor French.

**Roll Call Vote: Yeas: Poorman, Wolfe, Zwissler, French, Geiger, Masone
Abstentions: Ruton
Motion Passed 7-0.**

Motion by Councilor Wolfe to approve the minutes of the December 11, 2017 regular meeting, seconded by Councilor Ruton.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler,
Abstentions: French, Geiger, Masone
Motion Passed 7-0.**

Approval of Clerk Treasurer's Report:

Motion by Councilor Ruton to approve the Treasurer's report dated January 5, 2018, seconded by Councilor Wolfe.

Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler
Abstentions: French, Geiger, Masone
Motion Passed 7-0.

COMMISSION REPORTS:

Parks & Recreation Commission: The Parks and Recreation Commission did not meet on Tuesday, January 2, 2018. Their next scheduled meeting will be on February 6, 2018, at 5:30pm.

Planning Commission & Board of Zoning Appeals: The Commission will meet on Tuesday, January 9, 2018, at 7:30pm. The Commission will change their regular meeting time to 7:00pm on the 2nd Tuesday of each month beginning with the February 2018 meeting.

UNFINISHED/OTHER BUSINESS:

Mayor Wells introduced Charlie Prince and thanked him for going to Steubenville on December 11, 2017 to the insurance hearings on the OPEC-HC issues.

Charlie Prince provided an update of the OPEC-HC insurance issues and settlement. He stated that since the last council meeting there have been 3 deadlines for the insurance issues. The TRO deadline was moved from December 11, 2017 to December 18, 2017 as a result of the hearing on December 11, 2017. This deadline gave the entities the opportunity to join in a pool for runout claims. Union Township and the Village of Buckeye Lake gave notice to join the pool for runout claims. The goal for that pool was 500 members. The numbers came up just short at 476 members. That generated a new deadline of January 3, 2018 to stay in the pool. Union Township and the Village of Buckeye Lake chose to stay in the pool. The pool ultimately has 20 groups with just over 400 members. By staying in the pool, each entity is preserving their right to seek damages if necessary in the future. He stated that we should've received an invoice for February 1, 2018 for \$2,500 per covered employee. That was part of the deal of the temporary restraining order including a payment plan. The estimate of run out expenses, JHP administration costs, stop loss insurance was estimated at \$4,000 per covered employee. Had we not had the rest order the \$4,000 would've been due 1/1/18. \$2,500 2/1/18, \$1,500 due 4/1/18 medical mutual administration fee due \$48.96 x 3 x number of covered employees Due 1/15/18. If not paid, Medical Mutual of Ohio will not handle run out claims until payment is received.

Mayor Wells also thanked Councilor Poorman for assisting in the healthcare selection process moving forward.

Andrew is in the process of selling the drive thru and the village wants to give the new owner a contract. Mayor Wells stated that there is an updated lease prepared. However, the item was on the agenda originally but was removed because the new owner wouldn't be here because he was in the ER but he is here now.

Andrew stated that Kamal is the new owner and would like to get a fair and equitable lease .he has selling partners who operate convenience stores and should be able to get better product pricing since they are experienced in the business.

Kamal Alshalabi 5764 Belmont Drive, Hilliard, Ohio 43026. Mr. Alshalabi stated that Drive-thru lease. He's been in the business 14 years. He bought most recent business in 2009. Second business purchased 2 years ago. He has three businesses with different business partners. Councilor Wolfe stated that he feels the lease should go to the Finance Committee.

Mayor Wells stopped the discussion and stated that normally what happens is that after you elect your council president, you elect the president pro tem and the committees. So now we have committee meetings with no committees.

Mayor Wells stated that we each received a proposed email lease. There has been some discussion regarding the term of the lease. Do you have a certain expectation regarding the time of the lease. Mr. Alshalabi stated that he thought that Andrew got 3 + 3. Mayor Wells stated that we are in a different economic climate in Buckeye Lake and she has concern going that long with a lease. She asked Mr. Alshalabi to provide financial information to the council.

Motion by Councilor Zwissler to appoint Tom Wolfe as Council President Pro Tem, seconded by Councilor French.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Motion Passed 7-0.**

Council President Zwissler stated that she would like to leave the council committees as is so as to not take up time discussing this during the council meeting. She stated that everyone has been doing a great job. Council Clerk Hans stated that unfortunately this is not an option to postpone because you have a Mayor who moved up and a council member who left council. Therefore, there are multiple positions on committees and two chairperson positions to fill. Council President Zwissler stated that John and Bill can decide on those two committees and we can talk about it later. Mayor Wells stated that this may be a requirement to choose the committees if you look at the charter.

Council Clerk Hans retrieved the Council Committee paper and stated that you have to choose the two chairpersons. Councilor Geiger stated that there appear to be several openings. Councilor Geiger asked to take the Rules Committee and Councilor French took the Personnel Committee chairperson.

COMMITTEE MEETINGS AND/OR REPORTS:

Finance Committee: Councilor Wolfe stated that there was a committee meeting scheduled for this evening; however with the change in council members he did not have enough members to hold the meeting. He cancelled the meeting in advance. Councilor Wolfe scheduled a committee meeting for 2/12/18 at 6:00pm to discuss safety forces and new administration position funding. Councilor Wolfe also scheduled a committee meeting for 1/22/18 at 6:00pm to discuss the lease for 5186 Walnut Rd. Councilor Ruton agreed to move her previously scheduled Public Service committee meeting back by 30 minutes to allow the Finance Committee to meet on 1/22/18.

Public Service Committee: Councilor Ruton asked to reschedule her committee meeting on 1/22/18 to 6:30pm from 6:00pm to allow the Finance Committee to meet prior to her meeting that evening.

Public Safety Committee: No report.

Rules Committee: No report.

Community Development Committee: Councilor Poorman stated that the 501(c)3 application is almost ready to go to the attorney. Once the attorney signs off on the application it will take a few months to get the 501(c)3 designation

Personnel Committee: No report.

CITIZEN'S COMMENTS: Marianne Perine 264 Park St., Buckeye Lake. Ms. Perine welcomed the new council members and congratulated Mayor Wells on becoming the Village's first female mayor. She also asked council to please revisit the animal tethering ordinance at a later date.

MAYOR'S REPORT: Mayor Wells stated that the office was cleaned and the floors were waxed by Goodwill in preparation for the oath of office ceremony. Fourteen area elected officials were sworn in by Court of Appeals Judge Craig Baldwin. She stated that it was a great opportunity to get to know area officials.

Mayor Wells stated that she continued to press through December to get Officer Davis' medical bills paid including enlisting the help of the State Auditor's Chief Legal Counsel. She thanked Charlie Prince for continuing guidance on the health insurance issue.

She stated that she was called into the offices of the LCPC to meet with their staff regarding several grants and studies. Mayor Wells also stated that she appointed a team of community residents and business owners to consider the use of our Streetscape capital improvement funding. We had meetings with the Grant Coordinator from the Ohio Facilities Construction Commission and Yaromir Steiner who has offered design assistance.

LCATS completed a traffic study and signage review report. We were able to take advantage of a year-end sale and ordered 90 stop signs to bring us into compliance.

I want to thank Randy and Toby for keeping our streets clear of snow and ice. Good job!

Thanks to the Water Department for their quick response in taking care of frozen meters/lines.

Thanks to Street Supervisor Randy for cleaning the back lot and up stepping up to his new position.

The Right-of-Way program recently received \$6,500 from Licking County Sewer.

Charlie Prince has agreed to serve as volunteer as Special Projects Manager. He will be working on insurance, permits and bonds, and working with Toby on street repair, storm sewers and bridge projects.

Met with Toby and Charlie concerning several projects regarding sidewalks, curbs, crosswalks, bridges and trench repair. Recommending committing an additional \$50,000 to the \$50,000 budgeted by the Water Department to speed up trench repair. Toby will be seeking bids soon.

Thanks to the staff on their own for parking away from the building. The reserved spaces will be repainted as soon as weather permits.

OML Training is available for new council members. Information will be available in the office. Also, all council members are required to take a course on the Ohio Sunshine Law which is available online.

Welcome to the newly elected council members and look forward to working with all of you and the staff.

Mayor Wells provided a written copy of her report dated January 8, 2018 which is attached to the council record.

COUNCIL PRESIDENT'S REPORT: Council President Zwissler stated that it was nice to see so many people at the meeting.

ORDINANCES

3rd Reading

2nd Reading

2017-24 AN ORDINANCE AMENDING ORDINANCE 2017-03 AND ESTABLISHING NEW WATER RATES AND COLLECTION GUIDELINES FOR THE VILLAGE OF BUCKEYE LAKE WATER DISTRIBUTION SYSTEM

2017-25 AN ORDINANCE TO DISPOSE OF UNNEEDED AND OBSOLETE ITEMS THAT ARE OWNED BY THE VILLAGE OF BUCKEYE LAKE, OHIO

Motion by Councilor Wolfe to suspend the rules on Ordinance 2017-25, seconded by Councilor Ruton.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Rules Suspended 7-0.**

Motion by Councilor Ruton to adopt Ordinance 2017-25 as presented, seconded by Councilor Poorman.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Motion Passed 7-0.**

1st Reading

2018-01 AN ORDINANCE AMENDING ORDINANCE 2010-45, 2011-14, 2012-07, 2012-13, 2012-15, 2013-01, 2013-04, 2013-24, 2015-13 AND 2016-08 CREATING PAY LEVELS AND SALARY SCHEDULES FOR EMPLOYEES OF THE VILLAGE OF BUCKEYE LAKE, OHIO

2018-02 AMENDING ORDINANCE 2017-19 PERMANENT APPROPRIATIONS ORDINANCE AND DECLARATION OF EMERGENCY

Motion by Councilor Ruton to suspend the rules on Ordinance 2018-02, seconded by Councilor French.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Rules Suspended 7-0.**

Motion by Councilor Ruton to adopt Ordinance 2018-02 as presented, seconded by Councilor French.

**Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Motion Passed 7-0.**

2018-03 AMENDING ORDINANCE 2017-19 PERMANENT APPROPRIATIONS ORDINANCE AND DECLARATION OF EMERGENCY

RESOLUTIONS:

3rd Reading

2nd Reading

1st Reading

Citizen's Comments: None.

Council Member Comments: Charlene Hayden, 67 Lighthouse Lane, Buckeye Lake. Ms. Hayden asked why the Office Manager position wasn't posted. She thanked Councilor Wolfe for insisting that this issue go to the finance committee.

Clay Carroll, Union Ave, Buckeye Lake. Mr. Carroll also asked why this position was not posted. He also mentioned that he believes that Tommy Boso's salary is shared between water and streets.

Councilor Masone: Stated that he was absent from the past meeting due to family medical issues and wanted to know where the Animal Tethering Ordinance is at. Council Clerk Hans stated that the legislation was tabled until a later date at the December 11, 2017 meeting. Motion by Councilor Masone to return Ordinance 2017-21 An Ordinance Adopting Animal Tethering Regulations to the council floor, seconded by Councilor Wolfe.

Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Motion Passed 7-0.

2017-21 AN ORDINANCE ADOPTING ANIMAL TETHERING REGULATIONS

Motion by Councilor Masone to adopt Ordinance 2017-21 as presented, seconded by Councilor Wolfe.

Councilor Masone stated that he is concerned on how to enforce this issue when we are short staffed. He further suggested that we would have to triage the complaints.

Council President Zwissler stated that the village has a commitment from the Licking County Humane Society that they would be helpful and supportive with this legislation.

Roll Call Vote: Yeas: Poorman, Ruton, Wolfe, Zwissler, French, Geiger, Masone
Motion Passed 7-0.

Councilor Poorman: No comment.

Councilor French: Stated that he is looking forward to the next four years.

Councilor Wolfe: No comment.

Councilor Ruton: No comment.

Councilor Geiger: Stated that he feels good about the tethering issue.

Councilor President Zwissler: Happy New Year to all of you.

UNFINISHED BUSINESS/OTHER BUSINESS:

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

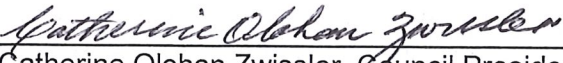
VOTE: IN-FAVOR: ALL YEAS; MOTION CARRIED 7-0

Meeting adjourned at 8:21 p.m.

NEXT MEETING: January 22, 2018



Valerie L. Hans, Clerk of Council

3


Catherine Olohan Zwissler, Council President