

MINUTES OF REGULAR MEETING OF SMITHVILLE VILLAGE COUNCIL
APRIL 19, 2022

The Council of the Village of Smithville met in regular session on Tuesday, April 19, 2022 in the Village Hall. Mayor Tom Poulson called the meeting to order at 7:00pm. Members present at roll call were Larry Allen, Matt Haas, John Heitger, Tricia Mullins, Joseph Reed, and Scott Thorn. Solicitor Jason Groh, Clerk of Council Becky Dannemiller, and Fiscal Officer Pam Keener were also present. Also in attendance were Chief Warren Caskey, Sgt. Christian Wertz and guest Suzanne Trepal.

Mullins made a motion to open the Public Hearing for the North Milton Street Alley Vacation Petition at 7:01pm. Heitger seconded the motion and Council unanimously approved. There were no visitors for the public hearing.

Mullins made the motion at 7:01pm to close the public hearing for the North Milton Street Alley Vacation Petitions, Heitger seconded, and Council unanimously approved.

Heitger made the motion to accept the April 5, 2022 minutes, Haas seconded, and Council unanimously approved.

Mullins made the motion at 7:03pm to enter into executive session pursuant to R.C. 121.2(G)(1) to consider the appointment, employment, dismissal, discipline, promotion, or compensation of a public employee. Invited into the executive session were Warren Caskey, Sgt. Wertz, Suzanne Trepal, Council Clerk Becky Dannemiller, Solicitor Groh, and Fiscal Officer Pam Keener.

Mullins made the motion at 7:07pm to leave the executive session, Thorn seconded the motion, and Council unanimously approved.

Thorn made a motion to hire Suzanne Trepal as a part-time police officer effective immediately on a one-year probation. Haas seconded the motion and Council unanimously approved.

Warren Caskey shared with Council he had spoken to several individuals who were interested in the Chief's position. Becky has given out 2 (two) applications to individuals as well. The applications are due May 2, 2022. Thorn asked what the Village's requirements were for this position. Caskey explained 15 (fifteen) years of experience were required, with 5 (five) at a level of Sgt. or above (preferred). These persons interested are qualified for this position.

The Mayor passed around 2 (two) items of correspondence.

Ordinance #2022-5 Adding Section 155.023 Recreational Vehicles. The ordinance to add Section 155.023 regarding recreational vehicles to the Codified Ordinances was discussed. Solicitor Groh reported Jon Parker did not specify if he wanted permits issued for record-keeping. Heitger shared he was CC'd on an email to Solicitor Groh from Jon Parker who explained the registration permit issue might be thought of as over-reach by government. The idea of a registration could be shelved for now. After discussion no permit will be required for now.

Ordinance #2022-5 Adding Section 155.023 Recreational Vehicles. Allen made the motion on third (3rd) reading to adopt Ordinance #2022-5 Adding Section 155.023 Recreational Vehicles, Heitger seconded the motion. Roll call: Allen, Yes; Haas, Yes; Heitger, Yes; Mullins, Yes; Reed, No; and Thorn, Yes.

Ordinance #2022-6: Ordinance for Vacating Alley on North Milton Street between Lot# 82 and Lot# 83. Allen made the motion to suspend rules, Mullins seconded, all approved.

Ordinance #2022-6: Ordinance for Vacating Alley on North Milton Street between Lot# 82 and Lot# 83. Allen made the motion to approve Ordinance #22-6, Haas seconded, and Council unanimously approved.

Ordinance #2022-7: Ordinance for Vacating Alley on North Milton Street between Lot# 84 and Lot# 85. Allen made the motion to suspend rules, Haas seconded, all approved.

Ordinance #2022-7: Ordinance for Vacating Alley on North Milton Street between Lot# 84 and Lot# 85. Heitger made the motion to approve Ordinance #2022-7, Allen seconded, all approved.

Ordinance #2022-8: Ordinance for Vacating Alley on North Milton Street between Lot# 86 and Lot# 87. Allen made the motion to suspend rules, Heitger seconded, all approved.

Ordinance #2022-8: Ordinance for Vacating Alley on North Milton Street between Lot# 86 and Lot# 87. Reed made the motion to adopt Ordinance #2022-8, Haas seconded, and Council unanimously approved.

Ordinance #2022-9: Ordinance to adopt the 2021 Codified Ordinance Supplement. Thorn made the motion to suspend rules, Mullins seconded the motion, and Council Unanimously approved the motion.

Ordinance #2022-9: Ordinance to adopt the 2021 Codified Ordinance Supplement. Mullins made the motion to adopt Ordinance #2022-9, Heitger seconded, and Council unanimously approved.

Mullins made the motion to approve the March 2022 Financial Report, Allen seconded the motion, and Council unanimously approved.

Mayor Poulson shared he had received the final plans for the Fairlawn Avenue Sidewalks with the updated changes resulting from the public hearing. GPD Group is ready for the project to be advertised for bids.

Resolution #2022-10: Resolution to Advertise for Bids: A Resolution authorizing the Mayor to advertise and accept bids for the Fairlawn Avenue Sidewalk Project, Allen made the motion to suspend rules; Haas seconded the motion, and Council unanimously approved.

Resolution #2022-10: Resolution to Advertise for Bids: Resolution #2022-9 authorizing the Mayor to advertise and accept bids for the Fairlawn Avenue Sidewalk Project, Heitger made the motion to adopt Resolution #2022-10, Thorn seconded the motion, and Council unanimously approved.

Mayor Poulson shared with Council the OJFS unemployment claim filed by Jen Barnett was denied. Ms. Barnett filed an appeal to the denial to which the Village responded providing additional information concerning her termination. Mayor Poulson stated he had included emails and communications from Barnett which confirmed the Village's stance on the termination.

Fiscal Officer Pam Keener left the meeting at this time.

Liaison Reports: Thorn, the street equipment is being used and maintained; Allen, shared CFD run report and stated it was a busy month; Reed, nothing; Haas, stated the park restrooms will be opened tomorrow and the port-a-john will be moved to field #2 and soccer fields There is a park meeting on 4/25/2022 at 7pm for a park walk through. Mullins, nothing; Heitger reported he and Adam began a drive-through of village streets to assess the need for repairs. While doing this a water break was spotted on N Milton Street and they ended their assessment. The Durapatcher is in use this week filling potholes.

Mayor Poulson updated on the following: The new tower is now complete and a final Change Order came in reducing the contract price by \$92,000. ProSupply, contractor for old tower demolition, was given an extension of time to complete the site cleanup. They have failed to follow through and have now been told they will be

assessed \$1,000 per day for each day (excluding weekends and holidays) until the project is complete, using the Damages Penalties Clause in the contract.

Mayor Poulson shared he had contacted C.T. Consultants to create a proposal for engineering to design the new waterline on North Milton Street. We have now experienced 4 (four) water breaks since going on-line with the new tower. After speaking to Fiscal Officer Keener, it is possible to find funding prior to any OPWC approval in order to get the project done and not have another winter with additional breaks,

The Sanitary Sewer Master Study Plan project was delayed a few days due to rain. They will begin again next week.

The BPA has approved rate increases with the Mayor and Becky is working on the new rates based on Pam's suggestion. The rates will be ready for review next meeting and it will be placed on three (3) readings.

Concerning the property at 523 N Summit Street. A meeting will be set for the Mayor, Solicitor, Jon Parker, and Sgt. Wertz to answer the questions from the Prosecutor's Office.

Mullins made the motion at 7:45pm to enter into executive session pursuant to R.C. 121.2(G)(1) to consider the appointment, employment, dismissal, discipline, promotion, or compensation of a public employee. Invited into the executive session were Warren Caskey, Council Clerk Becky Dannemiller, and Solicitor Groh. Allen seconded the motion, and Council unanimously approved.

Thorn made the motion at 8:28pm to leave executive session, Reed seconded, and Council unanimously approved.

Chief Caskey left the meeting at this time.

Allen made the motion to approve paying bills in the amount of \$66,332.75, Haas seconded, Council unanimously approved paying the bills.

Allen made the motion to adjourn the meeting at 8:30pm, Thorn seconded, and Council unanimously approved.


Scheduled meetings:

BPA Meeting, May 9, 2022 @6pm

Council Meeting, May 17, 2022 @7pm

Council Meeting, June 7, 2022 @7pm


Clerk


Mayor