

CALL TO ORDER

Mayor Porter called the regular meeting to order at 7:00 PM on May 18, 2009.

INVOCATION

Shaffer offered the Invocation.

PLEDGE OF ALLEGIANCE

The Mayor led the Pledge of Allegiance.

ROLL CALL

The following answered roll call; John Curtis, Steve Hart, Darrell Levings, Emily Shaffer, Keith Strait, and Betty Williams. The Clerk declared a quorum.

MINUTES

Williams moved and Shaffer seconded to approve the minutes with 2 minor corrections. Roll call; Williams yes, Shaffer yes, Levings yes, Curtis yes, Hart yes, Strait yes.

GUESTS

Guests included Rachel Mendall and her daughter, Kenny Underwood, Don Staiger, Alison Hirt and Erin Kelty and her daughters.

Mrs. Kelty, representing the Morrow County Chamber, reported the Annual Sweet Corn Festival is scheduled for July 17th and 18th. The Chamber requested the downtown streets be closed for the festivities. Hart moved and Levings seconded to close S. Main St. from the monument south to the Marion St. intersection and Center St. from 5:00 pm Friday, July 17th until 8:00 pm Saturday, July 18th. Mayor Porter reported complaints from downtown merchants following the closing of Main St. on Saturday May 9th for the Spring Fest. Captain Underwood voiced no objection to the street closing. Ms. Hirt noted that heavy winds during the Spring Fest resulted in an early closing of the festival and reported the Downtown Merchants Association will plan a Fall Festival in 2010. Roll call; Hart yes, Levings yes, Strait yes, Curtis, yes, Williams yes, Shaffer yes.

POLICE CHIEF-BRIAN ZERMAN

Chief Zerman was on vacation and was excused. Captain Underwood attended in Zerman's absence.

FIRE CHIEF-DON STAIGER

Chief Staiger requested permission to dispose of old helmets that are no longer viable and have no monetary value. Strait moved and Curtis seconded to allow the Chief to offer the helmets to the firefighters who have requested the equipment for the sentimental value. Roll call; Strait yes, Curtis yes, Hart yes, Levings yes, Shaffer yes, Williams yes.

Staiger requested permission to attend the annual Chief's Conference, scheduled for July 17th through July 22nd at the Kalahari in Sandusky and to have two additional firefighters attend two special classes on July 18th. Williams moved and Strait seconded to allow the request as presented. Roll call; Williams yes, Strait yes, Levings yes, Shaffer yes, Hart yes, Curtis yes.

Staiger requested that 18 Motorola radios be purchased at a cost of \$326.00 each. The department was disappointed to learn that both the FEMA and the equipment grant applications, that would fund the purchase, were denied but a substantial savings would be realized if the equipment is ordered in larger quantities and the costs were included in the 2009 budget. Strait moved and Levings seconded to allow the purchase of 18 radios at \$326.00 each. Roll call; Strait yes, Levings yes, Hart yes, Curtis yes, Shaffer yes, Williams yes.

Cleaning of the station is in progress, along with day-to-day equipment maintenance.

Kingston Residence of Marion has offered to donate a meal to on-duty firefighters in the fire station. Solicitor Griffith offered to check the Ethics regulations before accepting the complementary dinner.

Council discussed the NIMS requirements. Mayor Porter offered the study guides to assist members before the tests.

Chief Staiger presented a breakdown of the responses per day of the week and the time of day.

COMMITTEES & RECOMMENDATIONS

STREETS-DARRELL LEVINGS

The committee met on 5/13/09 and discussed and recommended the purchase of the property located at 125 W. North St for the offered price of \$35,000.00. The property is located at the corner of Iberia St and W. North St. Levings moved and Strait seconded to approve the purchase at \$35,000.00 plus closing costs. Council discussed the possible cost associated in the closing including the taxes, conveyance fees and title exam. Levings amended and Strait seconded the amendment to approve \$35,000.00 and up to \$1,000.00 closing costs. Solicitor Griffith offered to prepare a purchase contract. Roll call; Levings yes, Strait yes, Curtis yes, Hart yes, Williams yes, Shaffer yes. Rogers stated that the property was appraised at \$70,000.00. The committee will meet in June following the paving bid opening.

FIRE & POLICE-KEITH STRAIT

The committee met on 5/12/09 with Chief Zerman and discussed the K-9 project. Zerman reported that the dog has hip problems that prohibits his ability to work. The former handler has offered to make a home for the animal and Chief Zerman offered to return the equipment purchased for the project. Strait moved and Shaffer seconded to return the dog to the original handler/owner. Roll call; Strait yes, Shaffer yes, Williams yes, Levings yes, Hart yes, Curtis yes. Strait reported the committee discussed at length the crime in the area and the audio/video policy during traffic stops and while dealing with citizens. The committee recommended no changes in the current procedures. Mayor Porter requested the audio/video procedures be discussed in open council meeting with Chief Zerman.

FINANCE & PERSONNEL-STEVE HART

The committee met prior to Council. The Personnel Policy will be reviewed for any updates before the end of 2009. The next meeting is scheduled for 6:00 pm on 6/15/09.

UTILITIES-BETTY WILLIAMS

Williams reminded Council of the 5/4/09 meeting discussion concerning a contract between Dogwood Valley and the Village and reiterated the need to have a signed agreement between the two entities for the sanitary sewer hook-up. She stated that all water/sewer/trash customers are required to sign an agreement when they make application for service and that both of these parties should also have a signed contract on record. Solicitor Griffith stated that an agreement is not required and may not eliminate all future problems but would stipulate the requirements and obligations for both parties and offered to draft a contract. Rogers stated that he has revised his original letter to Richard Felber, owner of the Dogwood Valley Campground, stipulating that a Senses Radio Read water meter would be installed in the water line after the Del-Co Water Service water meter so that the water service could be turned off for non-payment of the sewer bill. Council discussed the problems and feasibility associated with turning off another entity's water service and questioned if Del-Co is aware of the arrangement. Rogers argued that the Village does have the right to turn off the water being supplied by Del-Co to Dogwood Valley for non-compliance with Village ordinances. Griffith offered to review the statues governing shutting off a company's water service and to have an answer by the 6/1/09 Council meeting. Although the campgrounds is outside the corporation limits and therefore must pay an additional 10% on the bill, they must also comply with the local ordinances. Rogers assured Council that a contract would be signed.

Williams reported Rogers will be meeting with RCap to review the current and future water and sewer rates.

Poggemeyer will be notified if the storm-water stimulus grant is approved.

Rogers reported a Silver Maple tree was removed this week from a resident's lawn following a sewer problem. The tree was located in the easement area and would have damaged the manhole if allowed to grow. A letter will be forwarded to the resident following his complaint to the Village office.

VILLAGE DEVELOPMENT & ZONING-JOHN CURTIS

The committee has selected 2 recipients for the 2009 Dr. Nathan Tucker Award for Excellence. The recipients will be announced and the awards will be presented at the Chamber luncheon on 7/21/09. Curtis reported he will order the plaques and will need a number of attendees for the luncheon.

CODES & REGULATIONS-EMILY SHAFFER

The committee is continuing the research of the traffic ordinances and will meet again on 6/9/09 at 2:00 pm to begin to organize the information.

ADMINISTRATOR-DAN ROGERS

Rogers highlighted the written report; the first priority is the completion of repairs at the pool which will delay the opening. Rogers explained the new law regulating bottom-suction public pools but does not apply to the local pool, as it is a gutter-suction design.

Cold patching continues as needed.

Discount Drug Mart has obtained their liquor license and hopes to open in the fall.

MAYOR- MIKE PORTER

Porter extended an invitation to Council to the Chamber’s Business After Hours at the Municipal Building and Fire Station on 7/29/09.

Porter attended a meeting today with several state dignitaries and county leaders to discuss proposed I-71 projects. While everyone is aware of the impact the traffic has on the county highways but financial constraints prohibits further upgrades.

The Chamber of Commerce has invited any member of Council to attend future business-opening ceremonies when the Mayor is unavailable. The ribbon-cuttings are normally scheduled in the mid-morning hours.

SOLICITORS-GRIFFITH & BRININGER

No report.

CLERK-TREASURER-SUE MERMANN

Following a brief discussion, Williams moved and Shaffer seconded to approve payment of the bills. Roll call; Williams yes, Shaffer yes, Levings yes, Hart yes, Curtis yes, Strait yes.

Levings moved and Shaffer seconded to suspend the rules for Resolution 5-18-09. Roll call;

Levings yes, Shaffer yes, Williams yes, Strait yes, Curtis yes, Hart yes. Levings moved and

Strait seconded to adopt the Issue I resolution. Rogers explained that the grant must be used for

highways and would pave Home Road. Roll call; Levings yes, Strait yes, Curtis yes, Hart yes,

Williams yes, Shaffer yes.

OTHER

The Mayor extended sympathy to Betty Williams on the death of her sister.

Alison Hirt expressed appreciation to Council for closing S. Main St. for the Spring Fest.

Sue Mermann, Clerk-Treasurer

Mike Porter, Mayor

Dan Rogers, Administrator