

LOUDONVILLE VILLAGE COUNCIL

November 19, 2018

The Loudonville Village Council met for a regular meeting on Monday, November 19, 2018 at 6 p.m. at the Loudonville Village Hall council chambers. Mayor Stricklen called the meeting to order and answering roll call were Mr. Bill Welsh, Mr. Tom Young, Mr. Michael Robinson, Mr. Jason Van Sickle and Mrs. Cathy Lance. Mr. Tom Gallagher was absent from the meeting. Also in attendance at the meeting were Village Administrator Curt Young, Fiscal Officer Elaine Van Horn, Village Solicitor Thom Gilman, Fire Chief Mike Carey, Loudonville Times Reporter Jim Brewer, Village residents Matt Young, Brandon Biddinger and Ryan Tiffany. Also attending were several visitors from the surrounding area including Dan Piskur, Annette McCormick and Elaine Baer.

THE PLEDGE OF ALLEGIANCE: Mayor Stricklen led the Pledge of Allegiance.

CONSENT ITEMS:

Council Minutes – November 5, 2018 Regular Meeting: Councilman Van Sickle moved the minutes be approved as presented. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

GUESTS:

Oil & Gas Exploration Test Results : Ms. Annette McCormick of rural Loudonville asked Council if they had received the “results of the thumper trucks,” stating she would like a copy of the results and questioned whether the testing was done. Administrator Young stated he thought the testing was completed by Precision Geophysical Inc. but that the Village would not receive the results. Ms. McCormick again stated she would like to know the results. Solicitor Gilman reaffirmed that the Village is not entitled to the results, noting that Precision Geophysical Inc. completed the testing for their own private use.

Outdoor Woodburner Request: Resident Ryan Tiffany stated he was present to discuss the status of his request to install an outdoor woodburner on his residential property in the Village. Administrator Young stated that he had passed the request on to Councilman Young, who noted he was working with Solicitor Gilman to determine if the outdoor woodburner would violate any existing regulations within the Village. Solicitor Gilman reported that the Village currently does not have any laws governing outdoor woodburners, noting the Village Administrator can approve the request at the discretion of the Village. He further noted that some communities have taken a position that they can be a nuisance, noting there are concerns regarding the smokestack height as well a potential fire hazard where neighboring properties are close together. Upon question by Solicitor Gilman, Mr. Tiffany stated the location of the outdoor woodburner on his property would be approximately 30’ from the back of the house and about 20’ from the alley in the back of the house. Administrator Young noted he was hesitant to approve the application until the Village Council discusses the possible regulation of outdoor woodburners. Mr. Tiffany stated that while he understands the Village’s concern regarding potential issues with smoke, he noted the new model unit he has purchased burns the smoke and has lower emissions than some furnaces, stating the unit passes all EPA regulations. He remarked that while he understands the Village’s safety concerns regarding a potential fire, he stated the unit has a water jacket around it that would put itself out should it malfunction. Solicitor Gilman explained that there are opinions that there could be a potential for sparking when the door is opened to put wood in, noting that other communities have concerns that the opening and closing of the door can emit sparks and embers into the neighborhood of close-proximity homes. Mayor Stricklen asked Fire Chief Carey to meet with Councilman Young and Administrator Young to discuss any potential concerns that Chief Carey might have from a fire safety standpoint. Mr. Tiffany agreed to provide specific information on the model he purchased for further review by the Village.

DEPARTMENTAL REPORTS:

Maintenance Building Project Change Order #1: Administrator Young presented Change Order #1 which includes an additional cost of \$2,773 for the installation of a PTAC heating and air conditioning unit in the office, an additional \$2,106 for the underground installation of wire from the pole to the building, and a credit in the amount of \$2,000 for alternate style trench drains. Councilwoman Lance moved to approve the Change Order #1 in the net amount of \$2,879. Second by Councilman Van Sickle. A roll call vote upon said motion resulted as follows:

Mrs. Lance, yes; Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes.
Motion carried.

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LEGISLATION:

ORDINANCE 66-2018

AN ORDINANCE ESTABLISHING BASE SALARIES FOR THE VARIOUS PERSONNEL AND DEPARTMENTS FOR THE VILLAGE OF LOUDONVILLE, OHIO, DURING THE CALENDAR YEAR 2019 AND THEREAFTER, AND DECLARING AN EMERGENCY.

EMERGENCY MEASURE VOTE

Councilman Welsh moved to suspend the rules and Councilman Van Sickle seconded that Ordinance No. 66-2018 be declared an emergency measure and that the rules of the law, which require an ordinance to be read on three different days, be suspended with respect to Ordinance No. 66-2018. A roll call upon said motion resulted as follows:

Mr. Welsh, yes; Mr. Van Sickle, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

ADOPTION VOTE

Councilman Welsh moved that Ordinance No. 66-2018 be passed as read. Second by Councilman Van Sickle. A roll call upon said motion resulted as follows:

Mr. Welsh, yes; Mr. Van Sickle, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

ORDINANCE 67-2018

AN ORDINANCE AUTHORIZING THE MAYOR AND FISCAL OFFICER OF THE VILLAGE OF LOUDONVILLE TO ENTER INTO A CONTRACT WITH KICK & GILMAN, LLC FOR LEGAL SERVICES FOR A PERIOD OF TWO (2) YEARS.

EMERGENCY MEASURE VOTE

Councilman Van Sickle moved to suspend the rules and Councilman Young seconded that Ordinance No. 67-2018 be declared an emergency measure and that the rules of the law, which require an ordinance to be read on three different days, be suspended with respect to Ordinance No. 67-2018. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Young, yes; Mr. Welsh, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

ADOPTION VOTE

Councilman Van Sickle moved that Ordinance No. 67-2018 be passed as read. Second by Councilwoman Lance. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mrs. Lance, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes.
Motion carried.

ORDINANCE 68-2018

AN ORDINANCE AUTHORIZING THE MAYOR TO EXTEND EMPLOYMENT TO GRANT A. MASON, ATTORNEY AT LAW, AS MAGISTRATE OF THE LOUDONVILLE VILLAGE MAYOR'S COURT AND DECLARING AN EMERGENCY.

EMERGENCY MEASURE VOTE

Councilman Van Sickle moved to suspend the rules and Councilman Welsh seconded that Ordinance No. 68-2018 be declared an emergency measure and that the rules of the law, which require an ordinance to be read on three different days, be suspended with respect to Ordinance No. 68-2018. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

ADOPTION VOTE

Councilman Van Sickle moved that Ordinance No. 68-2018 be passed as read. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

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**RESOLUTION 69-2018
A RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN A FUND.**

EMERGENCY MEASURE VOTE

Councilman Van Sickle moved to suspend the rules and Councilman Welsh seconded that Resolution No. 69-2018 be declared an emergency measure and that the rules of the law, which require an ordinance to be read on three different days, be suspended with respect to Resolution No. 69-2018. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

ADOPTION VOTE

Councilman Van Sickle moved that Resolution No. 69-2018 be passed as read. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

OLD BUSINESS: None.

NEW BUSINESS:

Tractor-trailer use on Village Streets: Solicitor Gilman reported that he has had discussion with Police Chief Taylor regarding truck traffic on Jefferson between Main and Washington and on South Mt. Vernon between South Market and Main, noting that Chief Taylor has concerns of increased truck traffic in those areas. Solicitor Gilman noted that there are several options to accomplish prohibiting tractor-trailer vehicles on certain streets, explaining that Council could pass an ordinance that authorizes the Chief of Police to designate streets that he feels should not allow truck traffic, with the Maintenance Department then placing signs. He also stated that Council could review proposed prohibited truck traffic on certain streets on a per street basis. Solicitor Gilman asked Council to talk with Chief Taylor or him if they have questions regarding the options.

CRA Housing Officer Appointment: Mayor Stricklen reminded the Council that Administrator Young currently acts as the Housing Officer for the Village of Loudonville's CRA program. He explained that the Community Reinvestment Area program offers tax credits for improvements made to homes or businesses. The Mayor reported that Kathy Goon, Executive Director of Ashland Area Economic Development and the Mohican Area Growth Foundation, is the Housing Officer for Ashland as well as several Villages and townships in the county. He noted she is very knowledgeable regarding the CRA program. He stated that she is willing to act as the Housing Officer for the Village of Loudonville. He also commented the Village contributed \$10,000 each of the last several years to the Mohican Area Growth Foundation and feels it would be suitable to utilize Ms. Goon's knowledge and expertise regarding the CRA program in the Village. Councilman Welsh moved to appoint Kathy Goon as the Village's CRA Housing Officer. Second by Councilwoman Lance. A roll call upon said motion resulted as follows:

Mr. Welsh, yes; Mrs. Lance, yes; Mr. Young, yes; Mr. Robinson, yes; Mr. Van Sickle, yes.
Motion carried.

ACKNOWLEDGEMENTS:

Mohican 5K: Mayor Stricklen read a thank-you card from Chris Tuttle thanking the Village for their donation to the Mohican 5K as well as for the assistance provided by the Police & Maintenance Departments for the event.

Sons of the American Legion Donation: Mayor Stricklen reported that the Sons of the American Legion made a \$500 donation to be used for improvements in the Village Fiscal Office. He noted that the donation will be used to replace the main entry door into the office.

Levy Renewals: Mayor Stricklen and Councilman Young thanked the voters for the passage of the two levy renewals. Mayor Stricklen expressed wishes for a happy Thanksgiving to all.

CLAIMS ORDINANCE 2018-22:

Claims Ordinance 2018-22 was presented for approval. Councilman Van Sickle moved to approve Claims Ordinance 2018-22. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mrs. Lance, yes.
Motion carried.

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ADJOURN: With no further business to be brought before Council, Councilwoman Lance moved the meeting be adjourned at 6:28 PM. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

Mrs. Lance, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mr. Van Sickle, yes.
Motion carried.

Fiscal Officer

Mayor