

LOUDONVILLE VILLAGE COUNCIL

September 5, 2017

The Loudonville Village Council met for a regular meeting on Tuesday, September 5, 2017 at 6 p.m. at the Loudonville Fire Station. Answering roll call were Mr. Bill Welsh, Mrs. Traci Cooper, Mr. Tom Young, Mr. Michael Robinson, and Mr. Jason Van Sickle. Mr. Roy Wilson was absent from the meeting. Mayor Steve Stricklen presided. Also in attendance were Village Administrator Curt Young, Fiscal Officer Elaine Van Horn, Village Solicitor Thom Gilman, Maintenance Superintendent John Burkhart, Fire Chief Mike Carey, Jonas Bush, and Times Reporter Jim Brewer.

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

CONSENT ITEMS:

Council Minutes – August 21, 2017: The minutes of this regular meeting were presented for approval. Councilman Van Sickle moved to accept the minutes as presented. Second by Councilman Young. A roll call upon said motion resulted as follows:

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

Monthly Financial Report – August 2017: Councilwoman Cooper moved to approve the August Financial Report. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

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

Mayor's Court Report – August 2017: Councilwoman Cooper moved to accept the August Mayor's Court Report. Second by Councilman Young. A roll call upon said motion resulted as follows:

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

GUESTS:

Curbing at 310 E. Main Street: Mr. Jonas Bush of Perrysville asked Council to consider replace the curbing in front of his mother's home at 310 E. Main Street. Administrator Young advised Mr. Bush that he and Maintenance Superintendent Burkhart would look into installing new curbing. Maintenance Superintendent Burkhart noted that there are not sufficient storm sewers in the area and additional catch basins are needed as well. Mayor Stricklen thanked Mr. Bush for attending and promised the Village would consider his request.

LEGISLATION:

THIRD READING:

ORDINANCE 28-2017

AN ORDINANCE AMENDING SECTION 672.12 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF LOUDONVILLE, OHIO TO PERMIT HUNTING WITHIN THE VILLAGE OF LOUDONVILLE UNDER CERTAIN CONDITIONS.

ADOPTION VOTE

Councilman Welsh moved that Ordinance No. 28-2017 be passed as read. Second by Councilwoman Cooper. A roll call upon said motion resulted as follows:

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

THIRD READING:

ORDINANCE 29-2017

AN ORDINANCE AMENDING SECTION 618.12 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF LOUDONVILLE, OHIO TO PERMIT HUNTING WITHIN THE VILLAGE OF LOUDONVILLE UNDER CERTAIN CONDITIONS.

ADOPTION VOTE

Councilman Welsh moved that Ordinance No. 29-2017 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; Mrs. Cooper, yes; Mr. Young, yes; Mr. Robinson, yes.
Motion carried.

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ORDINANCE 32-2017
AN ORDINANCE TO MAKE ADDITIONAL APPROPRIATIONS FOR THE CURRENT YEAR AND DECLARING AN EMERGENCY

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Welsh seconded that Ordinance No. 32-2017 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. 32-2017. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 32-2017 be passed as read. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

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

RESOLUTION 33-2017
A RESOLUTION TRANSFERRING APPROPRIATIONS WITHIN A FUND

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Welsh seconded that Resolution No. 33-2017 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. 33-2017. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Resolution No. 33-2017 be passed as read. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

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

DEPARTMENTAL REPORTS:

Street Signs: Administrator Young distributed a cost estimate of approximately \$33,000 to replace all the street signs around the Village, including posts and brackets. He suggested the Street Committee meet to review the estimate and discuss whether to budget for the project completely or in phases.

Traffic Signals: Administrator Young reported that he obtained a quote to replace four traffic light controllers at a cost of \$40,000 to \$50,000 for each. He noted new metal poles are recommended and would cost approximately \$10,000 to \$12,000 per pole. Councilman Young asked if the existing signals could be adjusted. Maintenance Superintendent Burkhart responded that the existing units are obsolete and parts are no longer available. He also noted that existing units cannot accommodate multiple programmed schedules. Councilwoman Cooper suggested that the Finance Committee review the possibility of including the purchase of new controllers in long-term budget planning. She also questioned whether it would be feasible to utilize a police officer during those times when traffic is backed up. The Council took no action on the purchase of new traffic signal controllers.

Right-turn-on-red at Water and Main: Administrator Young reported that he determined that it would be possible to have right-turns-on-red if Council so chooses. Mayor Stricklen stated that he spoke with Chief Taylor, who expressed concern with the heavy foot traffic downtown. Mayor Stricklen also shared that he spoke with a former Police Chief who recalled that the current "No Turn on Red" signs were placed there because of the pedestrian traffic. Councilman Welsh stated that because there are not two marked lanes in same direction, you cannot pass on the right to make a right turn. Solicitor Gilman noted that there are several accidents per year at that intersection when drivers attempt to pass a vehicle on the right. Councilman Young commented that he didn't concur with Council, but if the majority of Council favored prohibiting right-turns-on-red, he was agreeable.

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Water Service Outside of Corporation: Administrator Young reported that he had not received any formal written requests from non-residents interested in obtaining Village water. Councilman Young stated he spoke with Dorothy Bise (7751 Twp. Rd. 457) and Bob McDaniel (16425 SR 39), who he states were interested in receiving water service. He noted that Mrs. Bise was not interested in annexation. Administrator Young noted he had previously advised Mrs. Bise to submit a formal request to Council, which he did not receive. Solicitor Gilman initiated discussion on the idea of possibly requiring annexation as a condition of obtaining Village utilities. He noted that the Village currently charges a premium, graduated rate for water service to those outside the Village Corporation limits. Mayor Stricklen, Councilwoman Cooper, and Councilman Welsh expressed support of requiring annexation for water service. Councilman Van Sickle concurred, noting that it should be a goal to grow as a Village. Solicitor Gilman advised Council to decide whether they would prefer requiring annexation or charging higher fees to those outside, suggesting the Utilities Committee meet to begin to establish guidelines to be enacted by Council.

Firemen Training: Fire Chief Carey reported that six members of the Fire Department recently attended a Bin Entry/Technical Rescue Training program where they were also certified for confined space entry, high angle technical rescue, and grain bin entrapment. He noted that the program is designed to give first responders hands-on training with grain bin rescue. Mayor Stricklen thanked them for their dedication.

Overtime: Councilman Young thanked Chief Carey for his efforts in reducing the overtime in the EMS department, noting they only had 40 hours of overtime in August. He also commended Maintenance Superintendent Burkhart for his continued diligence in the efficient operation of the Maintenance Department.

OLD BUSINESS:

138 N. Water Street: Solicitor Gilman informed the Council that as a result of the Village's successful litigation involving the property at 138 N. Water Street, the properties at 138, 144 and 146 N. Water be sold at auction at the Sheriff's Department. He noted that the proceeds from the sale on September 12 will be used to satisfy the debt owed the Village.

East Main Sidewalk Project – Utterback Driveway Entrance: Mayor Stricklen initiated discussion regarding an email that Council and he received from the granddaughter of Ken Utterback regarding Mr. Utterback's driveway entrance. Mayor Stricklen advised Council that approximately two months ago he and Administrator Young met on-site with an ODOT representative, the contractor, and the construction engineer to discuss Mr. Utterback's concerns with his driveway entrance. He noted that the proposed resolution was drafted in accordance with ODOT standards and presented to Mr. Utterback, which would have reduced the grade from 15% to 9% at a cost to the Village of \$2,000. Solicitor Gilman stated that the project is within the street right-of-way, and that the Village has the authority to make the modifications. Administrator Young noted that to date, Mr. Utterback has failed to return the signed agreement so that the Village could proceed with the work. He noted that the proposed slope would match that of his second driveway. Mayor Stricklen stated he felt the Village should proceed with the adjustment of the grade to 9%. Administrator Young further stated that Mr. Utterback's granddaughter's drafted proposal deems the driveway entrance as more of a street/sidewalk intersection. He noted that her drawing would actually increase the slope and would require additional adjustments to the driveway up into their property at a greater expense than the Village resolution. Administrator Young stated that the neighbor, Mr. Cronebach, shares the drive and would have to be contacted as well. He also noted that he had been advised that Mr. Cronebach had originally disallowed the contractor to follow the original plans, which would have adjusted the slope of the drive on their property at that time. Administrator Young reminded Council that ODOT stipulated the separation between the sidewalk and the curb as part of the grant requirement. Administrator Young suggested that the Village offer to adjust the current grade to a 9% grade as proposed, with the Village covering the \$2,000 cost, or allow Mr. Utterback to follow his granddaughter's plans and they would be responsible for any costs above the \$2,000. Mayor Stricklen asked Administrator Young to discuss the proposed options with Mr. Utterback and Mr. Cronebach.

Maintenance Facility: Mayor Stricklen reported that Maintenance Superintendent Burkhart, Administrator Young and he had met with a representative of Shrock Construction to review preliminary plans for the proposed facility. He noted that they suggested a few revisions such as location of man doors and size of overhead doors. He asked the Street Committee to schedule a meeting to review the proposed plans so that the project can move forward. He noted that preliminary financing information has been obtained.

NEW BUSINESS:

Mohican Area Community Fund Signage Request: Councilwoman Cooper moved to approve a request from the MACF to place various signage in Central Park in support of their "Have a Mohican Heart" campaign. Second by Councilman Welsh. A roll call upon said motion resulted as follows:

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

CLAIMS ORDINANCE 2017-17:

Claims Ordinance 2017-17 was presented for review. Councilwoman Cooper moved to approve Claims Ordinance 2017-17. Second by Councilman Welsh. A roll call upon said motion resulted as follows:
Mrs. Cooper, yes; Mr. Welsh, yes; Mr. Young, yes; Mr. Robinson, yes; Mr. Van Sickle, yes.
Motion carried.

ADJOURN: With no further business to be brought before Council, Councilman Welsh moved the meeting be adjourned at 6:50 PM. Second by Councilwoman Cooper. A roll call upon said motion resulted as follows:

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

Fiscal Officer

Mayor