

LOUDONVILLE VILLAGE COUNCIL

February 5, 2018

The Loudonville Village Council met for a regular meeting on Monday, February 5, 2018 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, Mr. Jason Van Sickle, and Mr. Tom Gallagher. Mayor Steve Stricklen presided. Also in attendance were Village Administrator Curt Young, Fiscal Officer Elaine Van Horn, Maintenance Superintendent John Burkhart, MACF representative Brian Hartzell, and Times Reporter Jim Brewer.

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

**CONSENT ITEMS:**

**Council Minutes – January 16, 2018:** The minutes of this regular meeting were presented for approval. Councilman Gallagher moved to accept the minutes as presented. Second by Councilwoman Cooper. A roll call upon said motion resulted as follows:

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

**Monthly Financial Report – January 2018:** Councilwoman Cooper moved to approve the January Financial Report. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

**Mayor’s Court Report – January 2017:** Councilwoman Cooper moved to accept the January Mayor’s Court 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; Mr. Gallagher, yes. Motion carried.

**GUESTS:** None.

**DEPARTMENTAL REPORTS:**

**Sale of sandstone:** Administrator Young asked Council to consider selling the sandstone blocks from the maintenance building site on Wally Road, estimating the total value between \$1,000 and \$3,000. He noted they could be sold on the GovDeals website or by sealed bid, with Maintenance Superintendent Burkhart suggesting they be sold by sealed bid. Councilwoman Cooper moved to advertise the sale of the sandstone blocks by sealed bid. 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; Mr. Gallagher, yes. Motion carried.

**Adena Payment Application #3 – Theatre Project:** Administrator Young presented Application for Payment #3 from Adena in the amount of \$75,337.60, noting it would be submitted to the State for reimbursement through the theatre renovation project grant. Councilman Young asked about the status of the engineering. Solicitor Gilman stated that he was working with the contractor to resolve the extra charges due to the required changes and will be in contact with the engineer when appropriate. Mayor Stricklen expressed appreciation to Adena who he stated was continuing to complete the project in spite of the weather and issues with the drawings. Councilwoman Cooper moved to approve the payment application from Adena. 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; Mr. Gallagher, yes. Motion carried.

**LEGISLATION:**

**ORDINANCE 5-2018**

**AN EMERGENCY ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.**

Solicitor Gilman noted this is a routine biannual update to the Codified Ordinances of the Village to include changes as adopted by Council and changes to the state codes.

**EMERGENCY MEASURE VOTE**

Councilwoman Cooper moved to suspend the rules and Councilman Gallagher seconded that Ordinance No. 5-2018 be declared an emergency measure and that the rules of the law, which require an ordinance to

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be read on three different days, be suspended with respect to Ordinance No. 5-2018. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 5-2018 be passed as read. Second by Councilman Gallagher. A roll call upon said motion resulted as follows:

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

**ORDINANCE 6-2018**

**AN ORDINANCE AUTHORIZING THE LOUDONVILLE VILLAGE ADMINISTRATOR TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT FOR CONSTRUCTION OF THE WATER STORAGE RESERVOIR #1 REPLACEMENT PROJECT BETWEEN THE VILLAGE OF LOUDONVILLE, OHIO AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.**

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Van Sickle seconded that Ordinance No. 6-2018 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. 6-2018. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 6-2018 be passed as read. Second by Councilman Van Sickle. A roll call upon said motion resulted as follows:

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

**ORDINANCE 7-2018**

**AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT FOR IMPROVEMENTS FOR THE LOUDONVILLE WATER STORAGE RESERVOIR AND DECLARING AN EMERGENCY.**

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Van Sickle seconded that Ordinance No. 7-2018 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. 7-2018. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 7-2018 be passed as read. Second by Councilman Van Sickle. A roll call upon said motion resulted as follows:

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

**ORDINANCE 8-2018**

**AN ORDINANCE AUTHORIZING THE RESURFACING OF THE PORTION OF STATE ROUTE 39 LOCATED IN HOLMES COUNTY IN THE VILLAGE OF LOUDONVILLE AND DECLARING AN EMERGENCY.**

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Welsh seconded that Ordinance No. 8-2018 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. 8-2018. 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; Mr. Gallagher, yes. Motion carried.

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 8-2018 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; Mr. Gallagher, yes. Motion carried.

**ORDINANCE 9-2018**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ANNEXATION AGREEMENT WITH HANOVER TOWNSHIP AND MOHICAN CAMPGROUND LLC.**

Upon question by news reporter Brewer, Solicitor Gilman noted it was 2.504 acres. Upon question by Councilman Young, Solicitor Gilman noted the water and sewer would not have to be provided.

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Robinson seconded that Ordinance No. 9-2018 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. 9-2018. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 9-2018 be passed as read. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

**RESOLUTION 10-2018**

**A RESOLUTION DESIGNATING PUBLIC DEPOSITORIES AND AWARDING PUBLIC MONIES AND DECLARING AN EMERGENCY**

Solicitor Gilman noted this designation is required every five years.

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Welsh seconded that Resolution No. 10-2018 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. 10-2018. 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; Mr. Gallagher, yes. Motion carried.

ADOPTION VOTE

Councilwoman Cooper moved that Resolution No. 10-2018 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; Mr. Gallagher, yes. Motion carried.

**OLD BUSINESS:**

**Spring and Market Street Railroad Tracks:** Solicitor Gilman reported that he and Administrator Young would be preparing a notice to Norfolk-Southern Railroad regarding the poor condition of the tracks, which provides them with 30 days to complete the repairs or be subject to legal action.

**Train Speed Limit:** Council discussed the legal speed limit of trains passing through the Village. Council concurred, with the recent train derailment just outside of town, that speed is a concern in town. Solicitor Gilman noted he would speak with Chief Taylor about the speed issue.

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**NEW BUSINESS:**

**Zoning Software:** Councilman Young reported that the Planning & Zoning Committee reviewed a quote Administrator Young had obtained from iWorQ for the purchase of software and services for zoning and building permit management to replace the outdated software currently used. Councilman Young moved to approve the purchase of the software and services for an annual fee of \$1,250 and a one-time setup and conversion fee of \$250. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

**Pool Signage:** Councilman Young asked Council to consider installing signage in the pool/park complex directing visitors in the area to the swimming pool. After general discussion about sign location, Administrator Young agreed to put together a draft design for Council consideration.

**Youth Building Request – Garage Sale:** Council reviewed a request from Raquel Hostetler to use the Youth Building for a garage sale on March 10. Solicitor Gilman reminded Council that one of the covenants of the Youth Building was that it be used for youth-related matters only. Administrator Young noted that there has never been a request to have a garage sale. Councilwoman Cooper stated that it has been used by for-profit events such as dance classes. Maintenance Superintendent John Burkhart expressed his concern with clean-up after a garage sale as his department has had to maintain the grounds in the recent past. Councilman Welsh moved to deny the request to use the Youth Building for a garage sale. 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; Mr. Gallagher, yes. Motion carried.

**American Legion Banner Request:** Councilwoman Cooper moved to approve a banner request from the American Legion Post 257 for their show on March 16 and 17. Second by Councilman Welsh. A roll call vote upon said motion resulted as follows:

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

**Rape Crisis Domestic Violence Safe Haven Park Usage Request:** Council considered a request for the use of Central Park for a Sexual Assault Awareness Month event on April 30 called “The Clothesline Project”. Councilwoman Cooper moved to approve the use of a quadrant of Central Park, asking the group to verify which quadrant they would be using. Second by Councilman Van Sickle. A roll call vote upon said motion resulted as follows:

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

**MACF Tree Lighting Ceremony:** Brian Hartzell of the Mohican Area Community Fund presented a request to host a tree lighting ceremony adjacent to the Veterans’ Memorial in the NW quadrant of Central Park on December 1, 2018 in conjunction with the MACF campaign. Councilman Robinson expressed enthusiasm for the proposed community tree lighting ceremony. Councilwoman Cooper moved to approve the park request. Second by Councilman Welsh. A roll call vote upon said motion resulted as follows:

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

**MACF Campaign Donation:** Mr. Hartzell, who noted he was reelected to his 4<sup>th</sup> term as President of MACF, stated that the 2018 campaign was wrapping up. He reported they were just \$474 short of their \$90,000 goal. Mayor Stricklen thanked Mr. Hartzell for his dedication and commitment to the MACF. Mayor Stricklen asked Council to consider contributing \$500 to the campaign. Councilwoman Cooper moved to approve a \$500 contribution to the Mohican Area Community Fund. Second by Councilman Welsh. A roll call vote upon said motion resulted as follows:

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

**Library Summer Reading Program Donation:** Councilwoman Cooper moved to approve a request from the Loudonville Public Library for the donation of one family pool pass for their 2018 Summer Reading Program. Second by Councilman Young. A roll call vote upon said motion resulted as follows:

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

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**Train Derailment:** Mayor Stricklen expressed appreciation to the Village Police and Fire Departments for their assistance with the train derailment over the weekend. He noted that the incident illustrated the outstanding training and knowledge the Village’s emergency first responders have of managing a situation involving hazardous materials.

**CLAIMS ORDINANCE 2018-03:**

Claims Ordinance 2018-03 was presented for review. Councilwoman Cooper moved to approve Claims Ordinance 2018-03. 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; Mr. Gallagher, yes. Motion carried.

**ADJOURN:** With no further business to be brought before Council, Councilman Gallagher moved the meeting be adjourned at 6:42 PM. Second by Councilwoman Cooper. A roll call upon said motion resulted as follows:

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

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Fiscal Officer

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Mayor