

LOUDONVILLE VILLAGE COUNCIL

May 7, 2018

The Loudonville Village Council met for a regular meeting on Monday, May 7, 2018 at 6 p.m. at the Loudonville Fire Station. Council President Pro Tem Bill Welsh called the meeting to order and 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 Stricklen was absent from the meeting. Also in attendance at the meeting were Village Solicitor Thom Gilman, Village Administrator Curt Young, Fiscal Officer Elaine Van Horn, Fire Chief Mike Carey, Police Chief Kevin Taylor, Maintenance Superintendent John Burkhart, Ryan O'Dell, Cathy Thiemens, Kenneth Utterback and Loudonville Times Reporter Jim Brewer.

THE PLEDGE OF ALLEGIANCE: Council President Pro Tem Welsh led the Pledge of Allegiance.

CONSENT ITEMS:

Council Minutes – April 16, 2018: Councilwoman Cooper moved the minutes be approved as presented. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

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

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

Mayor's Court Report – April 2018: Councilwoman Cooper moved to accept the April Mayor's Court Report. Second by Councilman Young. A roll call upon said motion resulted as follows:

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

GUESTS:

Ryan O'Dell – Mohican 100 Bike Race: Ryan O'Dell was present to discuss with Council the location for the start of the race on June 2 relative to the Main Street bridge project. He stated that if the bridge is open to just one lane, he was proposing to hold the opening ceremony at the usual spot in Central Park and then have the riders casually move to the west side of the bridge for the official race start. He noted that if the bridge is completely closed, he is proposing to hold both the opening ceremony and race start on the west side of the bridge. Administrator Young provided Mr. O'Dell with a contact from ODOT so that Mr. O'Dell could get the required permission from the State to close the route for the event start. Councilman Gallagher moved to approve the proposed race start locations. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

Ken Utterback – Flexible Bus Rally Parade: Mr. Utterback was present to discuss the parade route on July 14 at 10:15 AM. He stated he would like permission to use the same route as previous years, and suggested the parade start at the Industrial Park if the West Main Street bridge is still under replacement. He noted he was expecting about 35-40 buses in the parade this year. Councilman Van Sickle moved to approve the proposed parade routes. Second by Councilman Gallagher. A roll call upon said motion resulted as follows:

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

Central Park Cabin Landscaping: Mr. Utterback advised Council that the Museum was offering to improve the gardens around the cabin in Central Park at their expense. He noted they would be hiring a landscaper to spruce up the beds with flowers and mulch and trimming. Council expressed appreciation and acceptance of their offer. He also noted that the Museum was considering replacing the wood porch floor at the cabin with a concrete pad due to the wet conditions that cause the wood to be often soggy. After general discussion about possible improvements to the cabin porch floor while maintaining its period aesthetic appeal, President Pro Tem Welsh asked Mr. Utterback to present Council with a written plan for further consideration.

DEPARTMENTAL REPORTS:

Butler Street Improvement Project: Administrator Young reported that OPWC has officially awarded the Village \$180,000 for the project that will include improvements to the sanitary sewer, curbing, asphalt and water line. He noted that he would be recommending an engineering firm for the design and construction administration of the project for Council consideration.

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Reservoir Project: Upon question by Councilman Young regarding the status of the reservoir project, Administrator Young noted that the project is underway.

LEGISLATION:

**ORDINANCE 28-2018
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 Robinson seconded that Ordinance No. 28-2018 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. 28-2018. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 28-2018 be passed as read. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

**ORDINANCE 29-2018
A RESOLUTION APPROVING THE ASHLAND COUNTY SOLID WASTE DISTRICT SOLID
WASTE MANAGEMENT PLAN**

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Van Sickle seconded that Ordinance No. 29-2018 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. 29-2018. A roll call upon said motion resulted as follows:

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

ADOPTION VOTE

Councilwoman Cooper moved that Ordinance No. 29-2018 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. Young, yes; Mr. Robinson, yes; Mr. Gallagher, yes.
Motion carried.

**ORDINANCE 30-2018
AN ORDINANCE ESTABLISHING ANNUAL INCREASES IN THE WATER AND SEWER BASE
RATES OF THE VILLAGE OF LOUDONVILLE**

FIRST READING of Ordinance 30-2018

**ORDINANCE 31-2018
AN ORDINANCE AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN
AGREEMENT IN SETTLEMENT OF A CIVIL LAWSUIT**

Councilman Gallagher suggested that Ordinance 31-2018 be presented on a first reading. Councilwoman Cooper and Councilman Young stated that they felt the subject had been discussed sufficiently, with Councilman Gallagher stating he felt the community should have the opportunity to review the Ordinance.

EMERGENCY MEASURE VOTE

Councilwoman Cooper moved to suspend the rules and Councilman Van Sickle seconded that Ordinance No. 31-2018 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. 31-2018. A roll call upon said motion resulted as follows:

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Mrs. Cooper, yes; Mr. Van Sickle, yes; Mr. Young, yes; Mr. Robinson, yes; Mr. Gallagher, no.
Motion carried.

FIRST READING of Ordinance 31-2018 due to a lack of affirmative votes to dispense with the rules by three-fourths of all council members. (ORC 731.17(A)(4))

OLD BUSINESS:

Railroad track crossing repairs: Councilman Gallagher stated that he felt the repairs made by Norfolk-Southern at the track crossings at Spring and Union were satisfactory. Solicitor Gilman noted he was contacted by several other persons who felt they were adequately repaired, and further commented that the crossings would be closely observed to be sure the repairs would hold up to traffic.

NEW BUSINESS:

Playground Project – Growing Mohican Families: Councilman Robinson reported that the Parks & Buildings Committee had met with Kristy Spreng and Angie Heffelfinger of Growing Mohican Families. He stated that the group was moving forward with their fundraising for the next phase of their Riverside Park playground improvement project. Councilman Robinson moved to approve their proposed design for new playgroup equipment in Riverside Park. Second by Councilman Young. A roll call upon said motion resulted as follows:

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

Lions Club Banner Program: Council considered the purchase of a new banner from the Lions Banner Program. Council briefly discussed the program, noting that the banners are resold and replaced every two years. Councilman Van Sickle moved to purchase a new banner for \$150 from the Lions Club Banner Program. Second by Councilman Gallagher. A roll call upon said motion resulted as follows:

Mr. Van Sickle, yes; Mr. Gallagher, yes; Mrs. Cooper, no; Mr. Young, yes; Mr. Robinson, yes.
Motion carried with an affirmative vote of the majority of members present. (ORC 731.17(B))

Ohio Division of Liquor Control – Stake’s Shortstop Stock Ownership Change: Solicitor Gilman explained that the Division of Liquor Control has requested Council consider a notice of stock ownership change for Stake’s Shortstop and determine whether they would like to request a Hearing regarding the liquor permit. Upon question by Solicitor Gilman, Police Chief Taylor confirmed his department has not had any problems with the business. Councilwoman Cooper moved to refuse an opportunity for a hearing regarding the ownership change. Second by Councilman Robinson. A roll call upon said motion resulted as follows:

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

Banner Request – Mohican MTB100: Councilman Gallagher moved to approve the banner permit request from Ryan O’Dell to hang their banner from now to June 4, 2018. Second by Councilman Young. A roll call upon said motion resulted as follows:

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

Banner Request – Legion Bike Show: Councilman Gallagher moved to approve the banner permit request from American Legion Post 257 to hang their banner from May 23 to June 23, 2018. Second by Councilman Van Sickle. A roll call upon said motion resulted as follows:

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

DONOR RECOGNITION:

Jamie & Ellen Black: President Pro Tem Welsh read a Certificate of Appreciation to be presented to Jamie & Ellen Black for their donation of \$5,000 to the Police Department for purchase of tactical gear.

Milton & Beulah Young Foundation: President Pro Tem Welsh read a Certificate of Appreciation to be presented to the Milton & Beulah Young Foundation for their donation of \$5,000 to the swimming pool for capital improvements.

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CLAIMS ORDINANCE 2018-09:

Claims Ordinance 2018-09 was presented for approval. Councilwoman Cooper moved to approve Claims Ordinance 2018-09. Second by Councilman Gallagher. A roll call upon said motion resulted as follows:

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

ADJOURN: With no further business to be brought before Council, Councilman Van Sickle moved the meeting be adjourned at 6:25 PM. Second by Councilman Gallagher. A roll call upon said motion resulted as follows:

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

Fiscal Officer

Mayor