

VILLAGE OF NEW LEXINGTON COUNCIL MEETING

November 21, 2016

6:30 PM

MUNICIPAL BUILDING

The Village of New Lexington met in regular session with Mayor Ratliff presiding and the meeting being called to order at 6:30 PM. Council Members present were Dan Bethel, Richard Anderson, Susan Goodfellow, Kathy Chute, Tim Fiore, Jeff Danison and Susan Boyle. Also present were Village Administrator Scott Bryant, Finance Director Heather Rockwell, Fire Chief Jordan Hollingshead and Police Chief Scott Ervin.

Councilperson Chute made a motion to approve the minutes for the November 7, 2016 meeting as read. Seconded by Councilperson Bethel. All Council voted "yes". Motion carried.

Steve Thompson addressed Council asking for a sewer credit for a water leak at one of his properties. Thompson stated the meter reader informed them of the leak when the meter read was high. Thompson informed Council that the leak was in a toilet. Thompson stated he has done a lot for the Village and thinks the Village should give him a break on the cost of the sewer. Councilperson Fiore asked what the procedure was for this type of leak. Administrator Bryant stated when there is a leak in the toilet the Village has to process the water, therefore the Village does not give sewer credit for this type of leak. Bryant also stated that this has been the policy for more than thirty years. Councilperson Chute stated this should go to a committee. Council decided the Municipal Concerns Committee would review the request. A Municipal Concerns Committee meeting was scheduled for November 28, 2016 at 4:30 pm at the Municipal Building.

Mayor Ratliff stated the open house at the park for the disc golf course was a success.

Finance Director Rockwell informed Councilperson Boyle that she has 300 candy canes for the Santa House. Finance Director Rockwell requested a motion to approve the October 2016 Financial Reports and the October 2016 Bank Reconciliation. Rockwell also presented Council with 2 ordinances and 1 resolution. Rockwell also requested a motion to enroll in the BWC Drug Free Workplace. Rockwell requested an executive session to discuss a personnel contract. Rockwell requested a Finance Committee and Public Safety Committee meeting to present the results of the EMS 16 hour trial study. A Finance Committee and Public Safety Committee meeting was scheduled for December 1, 2016 at 4:30 pm at the Municipal Building. Councilperson Bethel made a motion to approve the October 2016 Financial Reports and the October 2016 Bank Reconciliation. Seconded by Councilperson Chute. All Council voted "yes". Motion carried.

Administrator Bryant presented Council with an Ordinance amending Ordinances 09-04 and 13-17. The change in the ordinance is necessary for credit or debit card payments and payment return fee. Bryant also informed Council he received a letter from the Ohio Division of Liquor Control asking if the Village wanted to request or not request a hearing on the transfer of the liquor license from Macs Holding Company LLC to Macs Convenient Store LLC. Councilperson Chute asked Administrator Bryant if he delivered the letter to the Perry County Commissioners. Bryant stated he did and that the Commissioners want Bryant to meet with the TAC Committee. Chute also inquired about any contact from the Commissioners about the sale of the Community Building. Bryant stated he spoke with

Commissioner James O'Brien who stated that they were still interested but not prepared to make a counter offer at this time. Chute asked Bryant if any law firms have contacted him to be put on the Council agenda. Bryant stated Allen & Baughman had contacted him with some questions but have not been asked to be put on the agenda. Mayor Ratliff stated two law firms from Columbus have contacted him to schedule meetings. Councilperson Chute stated they need to call and be put on the agenda and speak to Council. A motion was made by Councilperson Chute to not request a hearing on the transfer of the liquor license from Macs Holding Company LLC to Macs Convenient Store LLC. Seconded by Councilperson Goodfellow. All Council voted "yes". Motion carried.

Police Chief Ervin stated the ALICE training at the schools went well. Ervin thanked all Fire/EMS for their participation.

Fire Chief Hollingshead stated that Santa Clause will be at the Fire Department following the Christmas Parade on December 2, 2016.

Councilperson Bethel reported on the Finance Committee meeting that was held on November 17, 2016. Bethel stated the Committee recommended the Village enroll in the BWC Drug Free Safety Program and to contract with Invoice Cloud, a company which would offer water customers the ability to pay by credit or debit card online, over the phone or through text message. Bethel stated the committee also reviewed the forecasts that Finance Director Rockwell presented for two part time lobby workers, one full time administrative assistant and salary increase scenarios for the Finance Director. The committee stated at this time the two part time lobby workers were not necessary. Bethel reported that no applications have been submitted for the property maintenance position. Bethel stated that Police Chief Ervin inquired about raising the fee for crash reports. The committee agreed to raise the fee. Councilperson Bethel made a motion to enroll in the BWC Drug Free Safety Program. Councilperson Danison inquired if this training included Fire/EMS personnel. Rockwell stated yes and that they have planned to hold one of the training sessions on a night when there is a fire meeting. Seconded by Councilperson Chute. All Council voted "yes". Motion carried.

Councilperson Chute reported on the Municipal Concerns Committee meeting that was held on November 10, 2016. The committee's recommendation concerning the Barnette's water bills with the property that they purchased is that the owner is responsible for all water bills attached to the property. A payment plan can be arranged if necessary. If the bills are not paid a lien will be assessed to the property according to the water Ordinance. Councilperson Chute made a motion that the Barnette's are responsible for paying the water bills. Seconded by Councilperson Goodfellow. All Council voted "yes" except for Councilperson Fiore who voted "no". Motion carried.

Councilperson Fiore asked Administrator Bryant if anyone had submitted an application for pool manager. Bryant stated not at this time but there has been some interest. Administrator Bryant stated he will advertise for the pool manager position again.

Councilperson Boyle stated the Planning /Economic Committee met on November 14, 2016 at 111 W Brown Street. Boyle informed Council the committee did an inventory of what they needed to get ready for the Santa House. Boyle stated the Committee has everything decorated and ready to open and they have prepared flyers. Santa will be available for visits on December 4th, 11th and 18th from 1 pm to 5 pm. Mrs. Clause may also be present. The visits with Santa are free of charge and Steve Thompson has

donated the location for free also. Rockwell stated that she would post the times and dates to the Website and Facebook if the committee gives her a flyer.

Councilperson Goodfellow wanted to make a motion to stop taking \$25,000 out of the Fire Department for dispatching fees. Councilperson Chute stated this could not be done by motion but Finance Director Rockwell could forecast for 2017 for all fees to come out of the general fund. Police Chief Ervin asked what department this fee should come out of. Rockwell stated that Goodfellow needed to specify what they would like to see this fee charged to. Goodfellow indicated it should come from Police and Street Department. Rockwell stated Council should be cautious in changing the allocation of the fee. Rockwell suggested they read Ohio Revised Code Section 128.

Councilperson Goodfellow made a motion to go into executive session to discuss personnel contracts. Seconded by Councilperson Bethel. All Council voted "yes". Motion carried.

Meeting adjourned for executive session.

Councilperson Chute made a motion to come out of executive session. Seconded by Councilperson Bethel. All Council voted "yes". Motion carried.

As a result of the executive session Finance Director Rockwell will forecast how much she would be paid in overtime to be presented at the next meeting.

Councilperson Chute made a motion to suspend the rules and read by title only Ordinance No. 16-22 and declaring an emergency. Seconded by Councilperson Fiore. All Councilperson voted "yes". Motion carried. Ordinance No. 16-22: **AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE 16-4 TO PROVIDE ADDITIONAL FUNDING TO THE GENERAL AND FIRE & EMS FUND WITHIN THE VILLAGE OF NEW LEXINGTON AND DECLARING AN EMERGENCY TO MAINTAIN NORMAL OPERATIONS OF THE VILLAGE.** Councilperson Anderson made a motion to adopt Ordinance No. 16-22 as read. Seconded by Councilperson Bethel. All Council voted "yes". Motion carried.

Councilperson Chute made a motion to suspend the rules and read by title only Ordinance No. 16-23 and declaring an emergency. Seconded by Councilperson Fiore. All Council voted "yes". Motion carried. Ordinance No. 16-23: **AN ORDINANCE TO MAKE TEMPORARY APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF NEW LEXINGTON, STATE OF OHIO DURING THE FISCAL YEAR ENDING DECEMBER 31, 2017 AND DECLARING AN EMERGENCY.** Councilperson Chute made a motion to adopt Ordinance No. 16-23 as read. Seconded by Councilperson Boyle. All Council voted "yes". Motion carried.

Councilperson Chute made a motion to suspend the rules and read by title only Ordinance No. 16-24 and declaring an emergency. Seconded by Councilperson Bethel. All Council voted "yes". Motion carried. Ordinance No. 16-24: **AN ORDINANCE AMENDING ORDINANCE 09-04, SECTION 3(J) AND ORDINANCE 13-17 AND DECLARING AN EMERGENCY.** Councilperson Chute made a motion to adopt Ordinance No. 16-24 as read. Seconded by Councilperson Fiore. All Council voted "yes". Motion carried.

Councilperson Fiore made a motion to suspend the rules and read by title only Resolution No. 16-19 and declaring an emergency. Seconded by Councilperson Chute. All Council voted "yes". Motion carried. Resolution No. 16-19: **A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO ENTER INTO A CONTRACT BETWEEN THE VILLAGE OF NEW LEXINGTON AND INVOICE CLOUD, INC. FOR THE PROCESSING OF CREDIT AND DEBIT CARD PAYMENTS AND DECLARING AN EMERGENCY.** Councilperson Bethel made a motion to adopt Resolution No. 16-19 as read. Seconded by Councilperson Chute. All Council voted "yes". Motion carried.

Councilperson Chute made a motion to suspend the rules and read by title only Ordinance No. 16-17 as a second reading. Seconded by Councilperson Bethel. All Council voted "yes". Motion carried. Ordinance No. 16-17: **AN ORDINANCE TO AMEND CHAPTER 182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF NEW LEXINGTON, OHIO REGARDING MUNICIPAL INCOME TAX.** Councilperson Bethel made a motion to adopt Ordinance No. 16-17 as read. Seconded by Councilperson Boyle. All Council voted "yes". Motion carried.

Councilperson Chute made a motion to suspend the rules and read by title only Ordinance No. 16-21 as a second reading. Seconded by Councilperson Fiore. All Council voted "yes". Motion carried. Ordinance No. 16-21: **AN ORDINANCE AMENDING THE EMPLOYMENT CONTRACT BETWEEN THE VILLAGE OF NEW LEXINGTON AND WILLIAM SCOTT ERVIN.** Councilperson Bethel made a motion to adopt Ordinance No. 16-21 as read. Seconded by Councilperson Fiore. All Council voted "yes". Motion carried.

Councilperson Fiore made a motion to suspend the rules and read by title only Resolution No. 16-18 as a second reading. Seconded by Councilperson Bethel. Councilpersons Bethel, Chute and Fiore voted "yes". Councilpersons Danison, Boyle, Anderson and Goodfellow voted "no". Motion failed.

Mayor Ratliff entertained a motion to adjourn.

Councilperson Goodfellow made a motion to adjourn. Seconded by Councilperson Chute. All Council voted "yes." Motion carried.

Meeting adjourned at 8:25 PM.

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Mayor Kevin Ratliff



Council Clerk Lisa Spohn