

VILLAGE OF BOLIVAR COUNCIL MEETING January 5, 2015

The Bolivar Village Council met in regular session on **Monday, January 5, 2015**. Mayor Hubble called the meeting to order at 7:05 p.m. The Pledge of Allegiance was said. Lloyd opened the meeting with a moment of prayer. Cochran, Lang, Lloyd, Slutz & Vincent answered roll call.

The Mayor began the meeting by introducing Donald Lapp who applied for the open Council seat. She read his letter of intent and provided a brief background about Donald. He has been a Village resident since 2011. In addition, he has 26 years experience in the accounting field. The Mayor feels he would make a very valuable candidate to this office and recommends him to Council.

Vincent motioned, seconded by Lang to appoint Donald Lapp to fill the vacant council seat with a term ending December 31, 2015. In a roll call vote, all members present voted yes.

The Mayor called Mr. Lapp forward to swear him in. After taking his Oath, he took his new seat as a Council member.

Lloyd moved-seconded by Vincent to accept the bills paid and financials from the previous meeting. In a roll call vote, Cochran, Lapp, Lang, Lloyd, Slutz and Vincent all answered yes.

The Clerk read the bills for the month of December, totaling \$56,221.90. Lloyd motioned, seconded by Lang to approve the bills. In a roll call vote, all members present voted yes. There were no corrections or additions to the agenda.

PUBLIC SPEAKS: None

MAYOR HUBBLE – The Mayor announced the committees members for 2015. They are as follows: Finance - Robert Lloyd as Chair; Donald Lapp and Mary Vincent. Street and Alley: Kraig Slutz as Chair, Lisa Cochran & Tim Lang; Safety – Mary Vincent as Chair; Robert Lloyd and Donald Lapp; Recreation – Tim Lang as Chair, Lisa Cochran and Kraig Slutz.

A copy of the preceding will be distributed at the next meeting. As a reminder, Safety is at 5:30 and Finance is at 6:00 the first Monday of the month

before Council. Street & Alley and Parks and Recreation is the third Monday of each month at 5:30.

Next the Mayor made the appointments for different offices for the year. First the Mayor thanked the current Administrator Chief Randall Haugh for serving as Administrator; he has done an excellent job. For 2015, Dave Franks will have the opportunity to serve as Village Administrator. Dave has been doing a great job and believes he will continue to do so. He is currently the Village Street Superintendent and will now be the Village Administrator as well.

Chief Haugh will remain our Chief. He will be able to devote more time to the department.

Cochran motioned, seconded by Vincent to suspend the rules to Appoint David Franks as Village Administrator. In a roll call vote, all members present voted yes. Lloyd moved, seconded by Lang to pass **AN ORDINANCE, O-1-2015, TO APPOINT DAVE FRANKS AS VILLAGE ADMINISTRATOR; ESTABLISHING AN EMERGENCY**. In a roll call vote, all members present voted yes.

Attorney Daisher interjected, Council will also need to set rates for the Administrator position. Franks' new rate of pay will be \$20.50 per hour which includes the additional \$1.00 per hour as Administrator. There will also be a six month probationary period beginning today. In addition, Haugh's rate of pay will now be \$19.00 after removing the Administrator pay.

Mayor Hubble advised Council they need to appoint a President Pro-temp of Council. Vincent nominated Kraig Slutz. Vincent moved, seconded by Lang to appoint Kraig Slutz as President Pro-temp. In a roll call vote, Cochran, Lapp, Lang, Lloyd and Vincent voted yes; Slutz abstained.

FINANCE: -

Lloyd initiated discussion on the 2015 Insurance policy premiums. EMC Insurance Companies provided an annual rate in the amount of \$12,472.00. Mayor Hubble clarified that Scottsdale Insurance will no longer be providing insurance to the Village. No other insurance company has agreed to provide insurance due to the risk history. Unfortunately, the new deductible will increase substantially. Formerly the deductible was \$2,500.00; then it increased in 2014 to \$5,000.00 based on the number of lawsuits. EMC is quoting a deductible of \$10,000.00 for the public official's liability and the police liability deductible will be \$15,000.00.

Lloyd moved, seconded by Slutz to approve EMC Insurance Companies as the new provider. In a roll call vote, all members present voted yes.

Lloyd opened discussion regarding an extension offered through Scottsdale Insurance in the amount of \$3,340.00 to cover any additional lawsuits connected with the present lawsuits within the next two years. Discussion took place amongst council and Attorney Daisher. After reviewing all options, Lloyd moved, seconded by Lang to pay for the extended coverage with Scottsdale Insurance in the amount of \$3,340.00. In a roll call vote, all members present voted yes.

Lloyd deferred the next topic to the Clerk to present a Resolution requiring an advance of money from Capital. The Clerk explained that Council needs to approve a Resolution to advance \$40,000.00 from the Capital Fund to the General Fund. The Clerk then turned the discussion over to Attorney Daisher to explain details of the post audit conference and details about the advance.

Daisher explained that the proceeds from the sale of the Burfield land was not posted to the proper account in 2012. We will need to move that money around into the right account to be in compliance with audit. The advancement will be repaid back to the Capital Project Fund shortly. What needs done, since it was not put in the correct fund, is move it back to where it was supposed to be and then get approval from the courts to move it back to the general fund. By doing this, it would essentially correct the error from putting it in the wrong fund. Everything will go back to where we are at now; we just need to move it back then move it forward so we are in compliance with the state. The movement of money will be temporary.

Daisher also explained, the reason we are advancing the money from the Capital Fund to the General Fund is so we can cover expenses in the next couple of months in the General Fund until the money is all moved back. Daisher will work on the paperwork that will need filed with the court

Lloyd moved, seconded by Lang to approve a **RESOLUTION, R-1-2015, A RESOLUTION AUTHORIZING A REALLOCATION OF FUNDS COLLECTED BY THE VILLAGE OF BOLIVAR TO THE GENERAL FUND; DECLARING AN EMERGENCY.** In a roll call vote, all members present voted yes.

Lloyd moved, seconded by Lang to contract with Varney, Fink and Associates, our current auditor, for additional consulting services. In a roll call vote, all members voted yes.

Lloyd moved, seconded by Cochran to approve a **RESOLUTION, R-2-2015, to amend the temporary appropriations**. The Clerk explained, based on the advance from Capital, it would increase the temporary appropriations from \$30,000.00 to \$40,000.00 in the Capital Fund. In addition, it would also increase the overall temporary appropriations to \$216,000.00 from \$206,000.00. In a roll call vote, all members present voted yes.

Lloyd motioned, seconded by Slutz to suspend the rules for **ORDINANCE O-2-2015**. In a roll call vote, all members voted yes except Lang who abstained. Lloyd moved, seconded by Slutz to adopt **ORDINANCE O-2-2015 AN ORDINANCE CONTRACTING WITH THE TUSCARAWAS COUNTY JAIL TO PROVIDE PRISONER HOUSING FOR THE YEAR 2015 AND DECLARING AN EMERGENCY**. All members voted yes, except Lang who abstained.

Lloyd moved, seconded by Lang to purchase three (3) sets of the Ohio Basic Code for the Police Department in the amount of \$595.00. In a roll call vote all members present voted yes.

Lloyd motioned, seconded by to approve the Mayor and Clerk to attend the State Auditors Local Government Officials Conference in Columbus March 31 – April 2. The registration fee for both is \$350.00 and the hotel is \$131.00 per night as well as mileage and food. In addition, the Clerk/Treasurer will be the designee of Council to attend the Public Records Training. In a roll call vote all members voted yes.

Lloyd moved, seconded by Cochran to allow the Mayor and Clerk to attend the Mayors Court training in January. The registration is 190.00 plus hotel and travel expenses. All members present voted yes.

Lloyd moved, seconded by Cochran to approve \$50.00 payable to the Mayors Court Association for its annual dues. All members present voted yes in a roll call vote.

PLANNING – Zoning is adding another section to the new zoning book, titled “Parks”. The proposed zoning book will receive its final review at the Zoning meeting on Thursday. Lebold has been working with the Tusc County maps office to obtain maps of Bolivar to include the former Burfield land sold and the land that was previously annexed into the village. The proposed zoning book is approximately 140 pages in length plus a comprehensive index.

SAFETY – None

Administrator/Chief – The Chief reported the Department had approximately 1100 calls in 2014. In addition, the Chief would like to advertise for auxiliary officers and requested the reporter place an announcement in the paper.

In other news, the Postmaster contacted the Chief and announced they will be keeping the lobby open 24 hours per day for a trial period.

STREET AND ALLEY – Slutz reported they received a sidewalk contract for this year. He also announced if anyone would like to obtain a contract to contact Dave Franks.

STREET SUPERINTENDANT – Franks reported that he completed the Recycling Grant for the year. In 2014 the Village had 71.09 tons of recycling which is up 17.04 tons from the previous year. Franks made a recycling schedule if anyone would like a copy. He placed some in the Mayor's office and to the Library.

Franks would also like permission to dispose of an old Impala Cruiser rear back seat. Lloyd motioned, seconded by Vincent to dispose of the old seat. In a roll call vote, all members present voted yes.

SHADE TREE – None

RECREATION – Reported that Recreation met on the 15th. Vincent reviewed what was discussed at the committee regarding the Trail status. Vincent referenced the downtown project plans and asked if we had a status on it yet. The Mayor said the project would be broken down into phases. The first phase would be the lighting phase which would cost approximately \$140,000.00. Discussions will resume at some point in the future with the finance committee.

CLERK/TREASURER – None

LAW DIRECTOR – Attorney Daisher reviewed a proposed Ordinance which designates who is authorized to sign checks on behalf of the Village. It is proposed the following be authorized signers of the Village: The Clerk/Treasurer, Mayor, Village Administrator and Chairman of Finance. Attorney Daisher recommends Council approve it as an emergency so there is no question going forward who is authorized.

Vincent moved, seconded by Cochran to suspend the rules for **Ordinance O-3-2015. AN ORDINANCE ESTABLISHING A CHECK SIGNING POLICY FOR THE VILLAGE OF BOLIVAR; ESTABLISHING AN EMERGENCY.**

In a roll call vote, all members present voted yes. Cochran moved, seconded by Lang to approve **ORDINANCE O-3-2015** as an emergency. In a roll call vote, all members voted yes.

Attorney Daisher brought forth the third reading by title only for **AN ORDINANCE, O-4-2015, TO AMEND VILLAGE OF BOLIVAR ORDINANCE 455 ENTITLED ORDINANCE ESTABLISHING A TRUCK ROUTE, ESTABLISHING PENALTIES FOR A VIOLATION THEREOF TO PROVIDE FOR AN AGRICULTURAL EXCEPTION.** Attorney Daisher discussed details of the Ordinance and asked Council if they had any questions.

Cochran motioned, seconded by Vincent to Approve **ORDINANCE O-4-2015.** In a roll call vote, all members present voted yes.

Attorney Daisher advised Council once Zoning approves the new proposed Zoning Book, it will have to come before Council. There will need to be a legal advertisement in the paper at least thirty (30) days in advance. Discussion followed amongst Council to establish a date.

The Clerk suggested setting up the special meeting for Zoning and a special session of Council to approve permanent appropriations plus a finance work session to review the budget for 2015. Council chose Monday, February 16, 2015 to have the meetings. The times established for the preceding are as follows: 5:30 – Street and Alley / Recreation committee meetings; 6:00 – Public hearing to discuss and potentially approve the new zoning book; followed by a special session of Council to approve permanent appropriations for 2015 and concluding with a finance work session.

There being no further business, Lapp moved, seconded by Cochran to adjourn until Monday, February 2, 2015. In a roll call vote, all members present voted yes.

The meeting adjourned at 7:48 p.m.

Mayor Rebecca S. Hubble

ATTEST: _____
Maria A. App, Clerk Treasurer

Approved: _____