

VILLAGE OF BOLIVAR COUNCIL MEETING

April 3, 2017

The Bolivar Village Council met in regular session on **Monday, April 3, 2017**. Mayor Hubble called the meeting to order at 7:00 p.m. The Pledge of Allegiance was said. Lloyd opened the meeting with a moment of prayer. Gettan, Lang, Lapp, Lebold, Lloyd & Vincent answered roll call.

Gettan moved, seconded by Vincent to accept the previous meeting minutes, bills paid and financials. In a roll call vote, all members present voted yes.

The Fiscal Officer read the bills for the month of March, totaling \$46,894.74. Lloyd moved, seconded by Lapp 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 – Announced Justin Wallace will be the President of Rotary next year. He submitted a written request of council on behalf of the Bolivar Zoar Rotary Club who is having their annual health check and community recycling day on April 15. "We would like to request a sign to be placed at the three-way stop on Route 212 advertising for this event. We would put the sign up as soon as it's approved at take it down at the completion of the event". The Mayor stated, with the zoning change, we can allow signs for events of public interest and non-profits only with council's permission. Lebold moved, seconded by Vincent to approve the placement of signs. In a roll call vote, all members present voted yes.

The second item brought forth was a Proclamation for the primary special election. The Mayor read the language of the proclamation from the Board of Elections of Tuscarawas County. The election will be held on Tuesday, May 2, 2017. There isn't anything specific to the Village of Bolivar for the special election. The County has a proposed sales and use tax renewal on the ballot. The polls for the election will open at 6:30p.m. and remain open until 7:30p.m.

The Mayor read in its entirety a second proclamation in support of Motorcycle Awareness month. Upon reading the proclamation, the Mayor designated May as motorcycle awareness month.

In other news, the Mayor stated the Village received our disposal tickets for recycling. Grant money is generated for recycling; the Village in turn designates a charitable organization to receive the funds as a result of that.

Last quarter generated 15.12 tons; our recycling is down quite a bit from where it has been. The Mayor would like to encourage everyone to be proactive in our recycling efforts as it is a very important. It's not only great for the environment, but the money earned is donated to a charitable cause.

Gettan asked why the recycling is only collected every other week. The Mayor stated that's how Kimble schedules it. Several council stated they fill their

recycle container every week. Franks interjected the Kimble contract is coming up next year; this may be something council wants to negotiate. Adding the extra service will most likely raise the rate. It would be nice to have a larger recycle tote and a smaller trash tote. There was discussion as to whether or not the residents could add a second recycle tote to their service. App stated they could but it would come at a cost of approximately 6.00 or more per month.

The Mayor stated residents could also use the recycle bags like we previously used to; they could be set out with the recycle tote. Our goal is to increase the total tons each year. The grant for recycling is based on how much we grow each year.

The Arbor Day Foundation names Bolivar Tree City USA for 2016. The Mayor passed around the letter regarding the designation.

Lastly, the Mayor brought up the most recent web stat report for the Villages website. Since we pay for the web services each month, the Mayor thought it was useful for council and the residents to know that the website is needful. According to the web stats, in 2017 thus far, we have had 4,585 people have visited the site. The average per day has been around 50. Under search engines we have had 1,271 views.

FINANCE: - Lapp reported finance met at 6pm and discussed the following items that need approval. Lapp deferred the first item to Franks. Franks read the resignation of Chuck Williams as the water operator. Gettan moved, seconded by Vincent to accept the resignation.

Lapp asked Armstrong what would need done to approve Williams as an independent contractor. Armstrong recapped the request is for \$700.00 per month with no contributions to OPERS or any other benefits. It would be a flat fee to work as needed. It would need approved as an Ordinance. If it needs to go into effect today, council would need to suspend the rules. Lapp moved, seconded by Vincent to suspend the rules. In a roll call vote, all members present voted yes. Lapp moved, seconded by Lang to approve **AN ORDINANCE, O-18-2017, TO HIRE CHARLES D. WILLIAMS II AS AN INDEPENDENT CONSULTANT FOR THE VILLAGE IN THE POSITION OF WATER ADMINISTRATOR; ESTABLISHING AN EMERGENCY.** In a roll call vote, all members present voted yes.

Lapp brought forth a request from the Fiscal Officer in regards to the wage ordinance that was passed at the prior meeting. The Ordinance was passed on March 6; which would become effective on April 6, 2017. Since the regular upcoming pay period ends on April 8, the Fiscal Officer would like to calculate the retro-active wages on the same date as payroll for simplicity of having a clean end date. Lapp moved, seconded by Lang to accept April 8th as the effective date. In a roll call vote, all members present voted yes.

PLANNING – Lebold reported neither he or Dave have anything new this month, therefore there won't be a zoning meeting for April. Lebold reported Franks had a temporary sign permit from the Ragon House at the three-way stop and storage shed permit on South Park Avenue. The Canal Street Diner is looking to renovate their outside patio; no permit is needed.

Lebold requested council's permission to place signage for the annual Strawberry Festival on June 15-17, 2017. Signs would be placed at the three-way intersection, one at Park Avenue and one on the fence by the Army Navy. He would like to install them at the beginning of May. Vincent moved, seconded by Gettan to allow permission to place the signs for the festival. In a roll call vote, all members present voted yes.

Lebold received a temporary sign request from the Ohio Erie Canal that hosts an annual bike ride. The route comes from Akron and ends in New Philadelphia. The route would come through Bolivar. They would like to put up a total of fourteen (14) two-way signs for June 10-12, 2017. The signs would be on the right-of-way of the Trail path. Lang clarified the dates. Lebold moved, seconded by Lang to approve the signs. In a roll call vote, all members voted yes.

The last sign request is for the car show and Lion's Club chicken barbeque on July 15. Lebold would like to have the signs put up immediately following the Strawberry Festival. Perhaps a sign could be placed at the beer garden and south tent during the festival. After some discussion, it was determined the signs could go up on June 30th. The big thing is for the Lion's Club to be able to presale the tickets for the Chicken barbeque. Lang moved, seconded by Lapp to allow the signs to be placed on June 30th for the car show and chicken barbeque. In a roll call vote, all members present voted yes.

SAFETY – Lebold reported Safety met at 5:30. There were 77 calls for the month of March. There wasn't anything else to report at this time.

CHIEF – none

STREET & ALLEY: Lloyd reported they had their regular committee meeting and discussed some miscellaneous purchases to include a dump truck bed. Franks is still waiting on some quotes.

Lloyd also announced hydrants will be flushed on Friday, April 28, 2017, beginning at 7:30a.m. Franks will install reminder signs on Monday of that week.

STREET SUPERINTENDANT / ADMINISTRATOR -

Franks said there are four (4) trees at the ball field that are dangerous. He got a price from D&N Tree Service to remove all the trees and grind the stumps for a total of \$500.00. Vincent moved, seconded by Lang to approve the expense. In a roll call vote, all members present voted yes.

Franks reported he met with Lebold at the Trail today to discuss the concrete pad. The bike racks and trash receptacles have also come in. In other news, Franks called a couple paving contractors to start getting some quotes for the roads. Franks also reported there were three water line breaks in the yards of residents. He will be purchasing some top soil at the Zoar Market. Once the ground dries up a little bit, they will get the yards patched up.

As soon as the asphalt plants start operating, we will start fixing pot holes. They will be doing a lot of patching. ODOT will also be grinding and paving Route 212 this year. Franks also noted he will be contacting Roxanne Cain regarding the three way intersection to see if there's anything else we can do

about the roadway getting destroyed from all the trucks and so the Village can avoid paying \$3,600.00 every year to fix it. Franks would like to see if ODOT could concrete from the three-way stop to the Bellstores entrance on that road.

SHADE TREE – Tree City USA is coming up on Tuesday, April 25, 2017.

RECREATION - Recreation committee met on March 20th for their regular meeting. Everything has been covered between the Trail and the Baseball Association. Vincent reported there were actual demos of the trash receptacles and bike racks that are being placed on the trail. The concrete pads for the trail were also discussed in committee. All twelve trees have been planted in the designated areas on the trail.

The Bolivar Baseball Association has submitted their certificate of insurance. They are actively practicing and their first game will be on April 17. Franks interjected council still needs to formally vote on the association using the fields. Vincent moved, seconded by Lloyd to allow the Bolivar Baseball Association to use our ball fields. In a roll call vote, all members present voted yes. A recap was provided that four (4) trees are being removed by the ball fields.

FISCAL OFFICER – App read a heart-felt thank you note from the Mayor recognizing the employees and public officials for their donation in memory of her father. The Mayor presented the gift of money to her church to be applied towards a mission project dedicated in memory of her father. Once the project is designated, the Mayor will give a report back to everyone that donated.

LAW DIRECTOR – The first item is an **Ordinance to edit our public records policy in the Policies and Procedures manual; Section 17.4**. There have been many questions as to what a public record is and what isn't. It would be better to have a guideline that the Village can post at the office and on the website as to what is or isn't a public record to alleviate having everyone researching it on their own. Armstrong asked if council would like to have this as a **first reading**; the response was yes. Vincent asked whether the section about "a reasonable time frame" should be defined. The response was no, as it's not defined in the statute; the statute is stated as such. It also depends on the scope of the request that would determine the amount of time needed to retrieve documents. Armstrong clarified it's a state law, not a Village of Bolivar policy.

The second item, as requested by council, is a sample ordinance regarding the waiver of benefits and a payment for that. Armstrong ready by title **AN ORDINANCE TO EDIT SECTION 12.3 OF THE POLICIES AND PROCEDURES MANUAL**. The amounts were left blank and asked whether council was ready to have further discussion tonight or not. Lloyd wanted to clarify if the benefit was in lieu of the insurance benefit. Council proceeded with the proposed ordinance as a **second reading** and added the language for \$1.50 per hour for any employee who chooses to waive their health insurance. The final version of the ordinance will be available at next month's council meeting.

In other business, Armstrong asked Franks if the village has received any of the agreements back yet for the Parkview project. Franks stated we received one so far with the initial deposit payment. Armstrong reiterated all agreements need signed prior to beginning the work. Franks confirmed he has been in

contact with each of the residents and will follow up with them to collect the signed agreements.

Franks brought up another issue regarding work on a waterline that has been performed. A letter has previously been sent to the individual; as of yet he has not received a response. Armstrong suggested that another letter be sent out with the dollar amount in an effort to resolve this matter; if no response it will be deferred to Armstrong.

Franks stated, "The Village of Bolivar is only responsible to the shut off valve. Anything from the shut off valve to the home is the homeowner's responsibility. We can't treat Mr. Tomblin any differently than we would treat anyone in this room or anybody else in this village".

Before adjourning, App brought forth an ordinance, in regards to the crossing guard, that was approved at the last meeting that needs corrected. App discussed the corrections with council. Armstrong stated the Ordinance O-15-2017 could be amended to provide that Debbie Bollinger is going to be a part time fill in crossing guard, as opposed to the main crossing guard. Armstrong stated if council approves the changes, someone would need to make a motion to suspend the rules. Lang moved seconded by Gettan to suspend the rules. In a roll call vote, all members present voted yes. Lloyd moved, seconded by Lebold to **amend and approve ORDINANCE, O-15-2017, TO HIRE DEBBIE BOLLINGER AS A (FILL IN) CROSSING GUARD; ESTABLISHING AN EMERGENCY.** In a roll call vote, all members present voted yes.

There being no further business, Lang moved, seconded by Gettan to adjourn until the next meeting on **MONDAY, MAY 1, 2017.** In a roll call vote, all members present voted yes.

Mayor Rebecca S. Hubble

ATTEST:

Maria A. App, Fiscal Officer

Approved: May 1, 2017