

The Bolivar Village Council met in regular session on Monday, November 4, 2013. Mayor Hubble called the meeting to order at 7:00 p.m. The Pledge of Allegiance was said and a moment of silent prayer was held. Haueter, Lang, Lloyd, Marburger, Slutz and Vincent answered roll call. Lloyd moved-seconded by Vincent to accept the minutes from the previous meeting, bills paid, and financials. In a roll call vote, all members voted yes. The Clerk read the bills received for payment. Lloyd moved-seconded by Haueter to pay the bills for October totaling \$54,866.04. In a roll call vote, all members voted yes.

PUBLIC SPEAKS – John Nussbaumer had a question regarding Issue 2 if it passes. He wanted to know what happens if it passes as a yes vote. The mayor believes it would go to a court for a decision. Attorney Daisher said she could not comment right now.

Dick Lebold would like to thank Bolivar for buying candy for Halloween party at school. It's the first time since he can remember ever running out of candy. It was a great time. He also announced November 30th would be the annual Christmas on the Canal. This year there won't be a wagon ride this year. Dick is looking for a donation of forty dozen cookies for the event. He would also like people in Bolivar to decorate for Christmas.

Bill Huth passed out a handout and addressed a statement previously made by mayor in regards to the "400 trucks" and the 3% increase of traffic. Mayor asked Attorney Daisher if she could address the issue and she was advised not to at this time. Huth ignored attorney's recommendation and continued speaking. The Mayor reiterated after being challenged again that she would not make a comment because she was advised not to do so. A debate continued as Mr. Huth challenged the Mayor. He went on with an additional question regarding financials. The Mayor confronted Mr. Huth about what he had posted on his website regarding the Village gaining \$730,000.00 from the sale and she said that was false. Mr. Huth questioned her as to why it was false. The Mayor turned the answer over to the Clerk to address the question. The Clerk stated after the land and the home was paid off, the Village received approximately \$555,000.00. Mr. Huth interjected after making other payments it would be that. The Clerk attempted to explain and clarify what was paid off and when. Attorney Daisher also intervened to explain the payoff process. It was stated by the Clerk a land payment in excess of over \$52,000.00 was paid in March, and the balance was paid in May. In addition, the home payoff took place in May as well. Again, an estimated net amount received without verifying the actual financials was \$555,000.00, not \$730,000.00 as Huth quoted and distributed to council. He had no further questions.

Mrs. Huth referenced the Mayors comment in the newspaper regarding the National Stone, Sand and Gravel Association. Huth stated on October 28 a spokesperson called the Association on October 28, 2013 and the company didn't know of any such report. She went on to say that someone was supposed to call them back from the company but no one has as of yet, so the "assumption" is there is no such report. The Mayor stated we don't base things on assumption. Attorney Daisher interjected that the report is broken down by state so they could see the state average for Ohio and is a local number. Mrs. Huth said the "agitators" being referred to in Mayors article live in Bolivar except for Shaun Greene who lives outside of Bolivar.

Zach Salapack stated Mr. Wenger had no problem with three readings and wondered why the Village pursued an emergency vote. Zach felt very frustrated not having his concerns heard and now everyone is fighting. Zach asked again, "what was the emergency" if Mr. Barger and Mr. Wenger had no problem with it? Attorney Daisher interjected that the emergency issue questions have already been addressed previously and the reasons are stated in the ordinance. The Mayor added that she too lives on State

Route 212 and understands their concerns. She said she does not want to come off as condescending in any way. Mayor Hubble stated there were several public meetings and hearings. Only one time has she limited public speaking due to other meetings being a public mockery. The Mayor continued to respond and express her concerns.

MAYOR HUBBLE – Halloween party was a great success. There were over 200 young attending. The Mayor and Attorney Daisher were judges. In other news, there were two other issues to discuss with council. The first is in regards to the Franks case. The federal court ruled in the villages favor in that case. An appeal has been filed by the plaintiff. The second item is in regards to the newsletter. She understands there was some question about misuse of funds. After calling the State Auditor, she learned there is no active investigation. A complaint was filed, viewed and passed on to legal but no ongoing investigation.

The Mayor previously temporarily appointed Maria App as Clerk-Treasurer. Mayor would like to formally appoint Maria App to complete the unfulfilled term of Shelly Crowe. Lloyd moved seconded by Slutz to suspend the rules. In a roll call vote all voted yes. Lloyd moved seconded by Marburger to pass by an emergency **ORDINANCE #O-77-2013**. In a roll call vote all members present voted yes.

FINANCE – Lloyd motioned seconded by Haueter to approve \$345.00 to the Ohio Municipal League for the 2014 membership dues. In a roll call vote all members present voted yes.

Lloyd moved seconded by Vincent to approve the purchase of a new copier, printer, scanner, fax combo not to exceed \$800.00. In a roll call vote all members present voted yes.

Lloyd moved seconded by Vincent to approve part time employee, Robert Williams, to work an additional eight hour day per week until Thanksgiving to assist with leaf pickup. In a roll call vote all members voted yes.

PLANNING – Dick Lebold announced the next planning meeting will be on November 7, 2013 at 5:30p.m.

SAFETY – Slutz moved seconded by Haueter to make permanent the position of Sergeant and increase the rate of pay for Chad Hilty by .50 per hour. Slutz moved, seconded by Lloyd to pass **ORDINANCE O-78-2013** as an emergency.

Slutz moved, seconded by Vincent to order new patches for police uniforms in the amount of \$298.00. The last time any have been purchased was in 1997. In a roll call vote all members voted yes.

Slutz reported there were 127 calls and cleared in the month of September.

ADMINISTRATOR/CHIEF - Chief Haugh recognized Dave Franks and said he is doing a great job with leaf pickup. In other news, the Chief reported that they caught the bank robber.

STREET – NONE

STREET SUPERINTENDENT – Franks reported the new heater has been installed in the back garage. Also, if anyone has basketball hoops along the road, please remove them so there is no damage done to them by leaf vac.

SHADE TREE – Dave Franks reported trees have been taken down at library and at Walnut Street. Once ground freezes he will get stump grindings.

RECREATION – NONE

CLERK-TREASURER - NONE

LAW DIRECTOR – Jillian stated she received a petition to vacate an open alley on Pine Street Alley Extension. The alley has never been used, but also never closed. We are permitted to close alley based on petition of land owners.

There was a 1st reading by title only for AN **ORDINANCE O-79-2013 TO VACATE THE OPEN PINE STREET ALLEY EXTENSION FROM DIETRICH ALLEY TO EAST STREET IN THE VILLAGE OF BOLIVAR.**

Attorney Daisher would like to note, since signatures were obtained, we wouldn't need a 60 day notice. Another issue of concern is the public utility. Rules of easement will still apply and remain open for utility use.

There being no further business, Lloyd moved, seconded by Haueter to adjourn until December 2, 2013. In a roll call vote, all members voted yes. The meeting adjourned at 7:42 p.m.

BILLS PAID:

Internal Revenue Service	\$1515.80
Ohio PFPD	\$1800.18
Huntington Bank	98.25
R. Williams	1720.00
S. Long	533.50
Ohio Child Support	706.14
TC Public Defenders Office	2000.00
Campbell Oil	762.78
Ream Haager	15.00
Vicky Gross	90.00
Copeco	54.83
R. Hubble	20.00
Cintas Corp	29.00
Zoar Market	30.00
Newton Signs	144.31
Tractor Supply Co.	118.97
Frontier	376.17
R. Tolley	121.63
Lynn Urfer Tree Service	2450.00
Cross Equipment	213.21
Tusc County Sewer	104.94
Staples Credit Plan	350.78
Weathermakers Heating & Cooling	1714.00
Ohio Municipal League	345.00
M. App	1444.18
D. Franks	2278.14
R. Haugh, Jr.	1927.47
C. Hilty	1812.26
M. Myers	431.72
R. O'Conner	44.78
Columbia Gas	66.20
Enger Auto Parts	128.90

Fitzpatrick Zimmerman & Rose	3526.00
Carrot Top Industries	306.89
Uline	1158.88
PNC Bank	137.45
Tusc County Treasurer (health)	2137.64
Capital One Tire	261.69
American Electric Power	2866.43
Crowne Chemical Corp	114.00
Treasurer State of Ohio	831.36
R.S. Hubble	434.99
Charles Williams	514.14
Cintas Corp	29.00
Verizon Wireless	133.44
Tractor Supply	84.96
Ream Haager Lab	18.00
Huntington Bank Service Fee	52.75
TOTAL:	36,055.76

Rebecca S. Hubble, Mayor

ATTEST: _____
Maria A. App, Clerk/Treasurer