

# VILLAGE OF BOLIVAR

## COUNCIL MEETING

**August 2, 2021**

The Bolivar Village Council met in regular session at the Bolivar Fire Department on **Monday, August 2, 2021**. The meeting was called to order by the mayor at 7:00 pm. The Pledge of Allegiance was said. Lawver opened the meeting with a prayer. Bellinger, Finlayson, Oberlin, and Vincent all answered to roll call. Lloyd arrived during the Finance Committee report at 7:28pm.

The Mayor asked for a motion to accept the minutes of the June 28, 2021. Lawver moved, seconded by Bellinger. In a roll call vote, Bellinger, Finlayson, Lawver, Oberlin, and Vincent all voted yes.

The Mayor read the bills for the month to date in **July 2021 which totaled \$126,702.02**. Vincent moved, seconded by Oberlin, to approve the bills. In a roll call vote Bellinger, Finlayson, Lawver, Oberlin, and Vincent all voted yes.

There was one correction to the agenda; The special session of council that was scheduled on July 1, 2021 to discuss concrete work at the fire department was cancelled. No action taken.

**PUBLIC SPEAKS** – Cathy Wallace, Branch Supervisor for the Village of Bolivar Library and Brian Herzog of the New Philadelphia Library was present to announce the summer reading program was a success. There were 81 kids who participated reading 1,093 books and 51 adults participated reading for 422 hours. Mr. Herzog announced the new WIFI and panic buttons have been installed in the Bolivar branch.

Chris Berens was present requesting copies of the agenda and budget reports for each meeting. Ms. Berens also asked if the Tuscarawas County Health Department has sprayed yet for mosquitos in the village. Village Administrator Hubble advised the Village has followed the Health Department's protocol for spraying and have filed complaints with the department but were informed by the Health Department that unless West Nile virus has been found within the area they will not spray as the Health Department has determined the chemicals in the spray are not only killing the mosquitos but are killing the honeybee population as well. The Health Department has installed traps around the area and if the West Nile virus is detected they will spray with a plant-based chemical that should not harm the honeybees.

Loretta Diveley was present to advise she was approached by several residents regarding the upcoming water meter readings and was inquiring as to when the billings will begin. Fiscal Officer App advised the last quarterly bill will be in September 2021 and the first monthly bill will be in October 2021 for three months. A leaflet should be included with the next billing explaining the process. Residents should note the reading on their current sewer bill should be the approximate amount of your monthly water bill. The Mayor further noted the rates are still being analyzed by RCAP. Village Administrator advised there are 2 meters left to be installed at the fire department and Hennis Care Center.

**OLD BUSINESS** – Fiscal Officer App reported the following June 2021 month end reports as the reports included in the June 28, 2021 council meeting was not final. The payment of the bills was \$79,493.67, Star Ohio interest was \$25.16 and Huntington Bank interest was \$6.88.

**MAYOR** – Recommended moving the start time of the Safety Committee to 5pm to have ample time to discuss issues at hand. Lawver moved seconded by Bellinger to move the start time of the Safety Committee to 5 pm. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Oberlin – yes. Vincent – yes. Motion passes.

Reminded residents to move their trash/recycle totes to the proper areas of the property – either inside their garage or alongside the home. The totes cannot stay at the curb all week; the totes can be placed at the curb 24 hours before and 24 hours after pickup. The Mayor referenced the Civil Citation Ordinance and advised he will begin to enforce this ordinance if the totes are not removed from the curb in a timely fashion.

Commended the Bolivar Main Street association for another successful car show. The Mayor also announced the association is looking for residents to become an active member with the association.

Announced the air compressor being sold on govdeals.com has a current bid of \$4800.00 with a reserve of \$10,000.00.

### **COMMITTEE REPORTS**

**FINANCE – Vincent** reported the interest in July 2021 for STAR Ohio was \$24.24 and Huntington Bank was \$7.06.

Requested council to give the Fiscal Officer authorization to update the Verizon account and upgrade all eligible cell phones. Vincent moved, seconded by Finlayson to give the Fiscal Officer authorization to update the Verizon account and upgrade all eligible cell phones. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Oberlin – yes. Vincent – yes. Motion passes.

Lloyd arrived at 7:28pm.

Presented **Ordinance O-17-2021 to authorize the Fiscal Officer of the Village of Bolivar to apply for and accept any eligible funding from the U.S. Department of the Treasury authorized under the American Rescue Plan Act. Including by not limited to, reimbursing the city for any revenue losses in any given year from 2020 - 2024 and for any additional expenses incurred related to the COVID-19 pandemic and declaring an emergency.** The Village will receive \$101,000.00 split into two equal payments, one in 2021 for \$50,500.00 and one in 2022 for \$50,500.00. Solicitor Timberlake advised this ordinance would need to be passed by emergency measure. Vincent moved, seconded by Oberlin to suspend the rules and pass by emergency measure. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes. Vincent moved, seconded by Lloyd to accept Ordinance O-17- 2021 to authorize the Fiscal Officer of the Village of Bolivar to apply for and accept any eligible funding from the U.S. Department of the Treasury authorized under the American Rescue Plan Act. Including by not limited to, reimbursing the city for any revenue losses in any given year from 2020 - 2024 and for any additional expenses incurred related to the COVID-19 pandemic. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes.

Requested a special session of council to discuss the financial outlook, use of relief funds, and planning for probationary raises and 2022 annual raises, begin project goal setting, and discuss grant opportunities. A special session of council was scheduled on August 16, 2021 at 6:30pm in Council Chambers.

Requested approval to remove trees from in front of the Frank's residence and Flickinger residence at a total cost of \$6300.00 from Smitty's. Appropriations will need to be amended to allocate funds to cover the expense. Vincent moved, seconded by Finlayson to approve **Resolution R-10-2021 to amend appropriations in the amount of \$6300.00 to cover the expense of the tree removal.** In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Oberlin – yes. Vincent – yes. Motion passes. Vincent moved, seconded by Lawver to approve the expense of \$6300.00 for tree removal. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Oberlin – yes. Vincent – yes. Motion passes.

**PLANNING-** requested approval to appoint Kyle Porter as Zoning Inspector for the Village. A motion was made by Bellinger, seconded by Oberlin to appoint Kyle Porter as Zoning Inspector for the Village. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Oberlin – yes. Vincent – yes. Motion passes.

Reported the committee is continuing discussion on the downtown parking issues.

**SAFETY – Bellinger** reported the new Chevy Tahoe has arrived. Chief Haugh has received a quote from USP Signs & Graphics for \$760.00 for lettering. Bellinger moved, seconded by Vincent to approve the expense of \$760.00 for lettering for the new Tahoe. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes.

Announced the Mayor is in continued negotiations with the Fire Chief on the language of the new fire contract.

Discussed the quote for the trunk box and the light for the new Tahoe. The Mayor advised the initial quote that was approved with Lalley Chevrolet. It was later determined that Lalley Chevrolet doesn't participate in the state purchasing process, so they went with Ganley Chevrolet whose quote was less than Lalley Chevrolet's quote. Ganley's quote did not include the trunk box and light that was included in the Lalley Chevrolet quote. If the budget allows, the Mayor would like to make the purchase of the trunk box and light. Fiscal Officer App advised she would need to review the open purchase order before she can determine if the expense is in the original quote. The Mayor advised this can be further discussed at the next meeting once the Fiscal Officer has time to review.

**CHIEF- Haugh** advised there were 121 calls for so far in July.

Reported that a plaque was purchased by Chief Haugh and Jeff Stearns to be presented to Gary Sears at the picnic this week for the generous donation given to the police department for the purchase of the vests.

The new cruiser (Tahoe) will have the radio and other equipment installed this week. Once the lettering has been completed the new cruiser should be in service within the next two to three weeks.

Reported he and Village Administrator Hubble worked with Scott Robinson, director of the Community Foundation to obtain a grant from the Triple A Foundation in the amount of \$5000.00 to help cover the cost of the equipment for the new cruiser.

**STREET & ALLEY – Lloyd** nothing at this time as all topics were previously discussed.

**STREET SUPERINTENDENT-** Kyle Porter – reported the stumps have been ground on the bike path project. Topsoil and seed need to be purchased to complete the project. The Mayor advised he will apply for a matching grant through the Ohio Erie Canal Coalition for the purchase of topsoil and seed. Applications will open in November. The Mayor requested to put this project on hold until the grant has been applied for.

**SHADE TREE –** nothing at this time.

**RECREATION – Lawver –** nothing at this time.

**FISCAL OFFICER – App –** nothing additional at this time.

**VILLAGE ADMINISTRATOR – Hubble**

Reported Spano is continuing with the meter project and still have some restoration work to do. The large meters for Hennis and the Fire station have been ordered from Core & Main and should be here in the next 2 weeks. The contract with the resident at 640 LaDyne is ongoing. A walk through before completion of project will be completed to make sure all is right. She has started a sheet of needed restoration work to follow up on and has requested that any resident who needs additional work done to contract her.

Reported July 24<sup>th</sup> was the Bolivar Main Street Association Canal Cruise In. There were approximately 125 cars but not all cars registered so the count is not a total of all that came. Special thank you to Will Bellinger and his wife, Kyle Porter the Village of Bolivar, and Bolivar Main Street for all their help. This was a great success.

Announced August 7<sup>th</sup> from 11am-2pm will be the Commercial Savings Bank Community Party at Giant Eagle. There will be food, corn hole, balloon artist, bounce houses, touch a fire truck and face painting. Everyone is invited.

August 16<sup>th</sup> at 4:30pm will be the ribbon cutting ceremony for the newly constructed walking at bridge that connects the village trail to the rest of the canal through the Stark Parks system. Council is invited.

September 11 and 12, 2021 is the annual Century Ride event which benefits the Ohio and Erie Canal Coalition, the signs will go up on Friday and be taken down on Sunday.

Alzheimer's Association is to walk on the Towpath trail through the village on September 18<sup>th</sup> there would be around 50 people. They will start at Fort Laurens.

Announced she is working on sidewalk inventory, Although the Village cannot be responsible for all the sidewalk repairs, there are sidewalk contracts available if interested. The Village will cover the cost of removal and the resident pays for the supplies. Please email Street Superintendent or Village Administrator.

#### **LAW DIRECTOR – Solicitor Timberlake**

**Presented Resolution R-11-2021 to deposit and expend the funds received from the American Rescue Plan.** Vincent moved, seconded by Bellinger to accept Resolution R-11-2021 to deposit and expend the funds received from the American Rescue Plan. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes.

The Opioid legislation settlement is in the works, no documentation has been received yet. At that time the settlement will need to be received at this time.

**Resolution R-09-2021 to request the County Commissions to recognize Fort Laurens as the oldest Ohio revolutionary war fort on their website.** Solicitor Timberlake will speak with the Commissioners on this request. Lloyd moved, seconded by Lawver to allow the Solicitor to work with the County Commissioners to recognize Fort Laurens as the oldest Ohio revolutionary war fort on their website. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes.

Solicitor Timberlake has been working with the resident's legal counsel on 640 LaDyne to enter into a contract to get the water meter installed on their property. She is requesting council to approve an Ordinance to be passed by emergency to authorize the Village Administrator to enter into this contract. The homeowners will bear the cost of the installation on the outside of their residence and relieve the Village of any future responsibility. Finlayson moved, seconded by Vincent to suspend the rules and pass by emergency measure. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes. Finlayson moved, seconded by Bellinger to approve **Ordinance O-18-2021 to authorize the Village Administrator to enter into a contract with the residents of 640 LaDyne for the outside installation of the water meter paid for by the homeowners and to relieve the Village of any future responsibility.** In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes.

. **First reading by title only** to include Veterans Day and Juneteenth to the policies and procedures manual. Solicitor Timberlake will have language at the next meeting.

Council will continue discussion on proposed changes in the vacation policy at the next committee meetings.

The September meeting will fall on Labor day so council decided on moving the September 7, 2021. Bellinger moved seconded by Vincent to move the September meeting to Tuesday, September 7, 2021 at 7:00pm at the Bolivar Fire Department. In a roll call vote: Bellinger – yes, Finlayson – yes, Lawver – yes, Lloyd – yes, Oberlin – yes. Vincent – yes. Motion passes.

The mayor asked for a motion to adjourn until the next regular council meeting on September 7, 2021, at 7:00 p.m. at the Bolivar Fire Department. Lawver moved, seconded by Bellinger to adjourn until September 7, 2021. In a roll call vote, all members present voted yes. The meeting adjourned at 8:02 p.m.

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Mayor Timothy Lang

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ATTEST: Maria A. App, Fiscal Officer

**Approved: September 7, 2021**