

Regular Council Meeting of July 6, 2021

- A. Mayor Duane Pouder opened the meeting at 6:00 P.M.
- B. The Lord's Prayer was recited.
- C. The Pledge of Allegiance was recited.
- D. Roll call was taken with Michael Coning, David Champ, Eric Rust, Chiane Tedrow, Brad Horsley and Nicole Whitesel was present.
- E. **Consent Agenda:**
 - 1. Approval of the Agenda
 - 2. Department Head Reports
 - 3. Accounts Payable with "now and then" June 1-30, 2021
 - 4. Statement of Balances July 1, 2021
 - 5. July 1, 2021 Municipal Income Tax Report
 - 6. July 1, 2021 Debt Report
 - 7. General Fund and Payroll Bank Statements
 - 8. Village Council Minutes June 7, 2021

Councilman Michael Coning motioned to consent of agenda and Councilman Eric Rust seconded. The voice vote passed unanimously.

Councilman Brad Horsley motioned to go into executive session for personnel "employee employment" and Councilman Michael Coning seconded. The voice vote passed unanimously. Council went into executive session at 6:02 P.M.

Council came out of executive session at 6:41 P.M.

Councilman Brad Horsley motioned to accept the resignation of Patrolman Bradley Barker and Councilwoman Chiane Tedrow seconded. The voice vote passed unanimously.

Councilman Brad Horsley motioned to accept the resignation of Councilman David Champ and Councilman Eric Rust seconded. The voice vote passed unanimously.

F. **Village Citizens:**

Paul Hartzell, 625 E. Elm Street asked when the Village was going to spray for mosquitoes. They are a problem in his area. Rick Reichard stated he would discuss with VA/Fiscal Officer Karen Stubbs.

Staci Caixba, 701 Lynwood Court, thanked Police Chief Mark Ater for trying to deal with the dog issue but something more is needed. The dog is running loose every single day and I am tire of it. She stated she didn't want to be mean or rude but she doesn't

know if the dog is registered or has had its shots. She has had some health issues in the past and does not want to be knocked down by the dog. She also stated that she does not walk anymore because of the dog. She has contacted the Darke County Dog Warden and he will not do anything. Police Chief Ater stated they have been cited and it has been filed with the court. Chief Mark Ater also stated if we can capture the dog, we will take to the pound. Councilman Brad Horsley suggested that she call the Darke County Commissioners, they are the Darke County Dog Warden's employer.

Candy Rust, Park Advisory Chairman informed council she has cancelled the Truck Show for July in Railroad Park. Vendors were not available so they will try to reschedule in September. Gary Yoder has volunteered to be appointed to the Park Advisory Committee. Candy Rust also stated the Park Advisory Committee meeting has been moved from July 14, 2021 to July 21, 2021. The old basketball goals have been found and the committee will clean them up and put them in Railroad Park. Councilman Brad Horsley motioned to appoint Gary Yoder to the Park Advisory Committee and Councilman Eric Rust seconded. The voice vote passed unanimously.

Homer Stammen, 902 E. Elm Street thanked the Public Service Department for filling in the potholes.

G. Project:

Mike Bruns from Mote and Associates presented council with a project status update. An application will be submitted to OPWC for a \$500,000.00 grant for the water plant project. The Village has qualified for a 1.5 million dollar loan at 1% interest. Mote and Associates have submitted an Engineering/Surveying Services Proposal in the amount of \$8,800.00. Councilman Eric Rust motioned to approve the Engineering/Surveying Services Proposal in the amount of \$8,800.00 and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously. Detention Pond will be scheduling a pre-construction meeting sometime in July. An Engineering/Surveying Services Proposal was submitted for bidding services to crack seal First Street, Main Street and Deerfield Street and mill/fill and/or chip seal Deerfield Street and Division Street. Councilman Eric Rust motioned to accept the Engineering/Surveying Services Proposal and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously. The South Peppermint Village Reconstruction Project will need some Village participation meetings to show the need to qualify for grant funding. This should begin in late fall.

H. Administrative Reports:

Nothing

I. Committee Reports:

Street committee minutes are in council's packet. Councilman Brad Horsley asked if we were going to appoint another council member to the street committee since the resignation of Councilman David Champ left an open spot. Councilwoman Chiane Tedrow volunteered to replace David Champ. Councilman Brad Horsley motioned to appoint Councilwoman Chiane Tedrow to the street committee and Councilwoman Nicole Whitesel seconded. Councilman Michael Coning, Councilman Eric Rust,

Councilman Brad Horsley and Councilwoman Nicole Whitesel, yea, Councilwoman Chiane Tedrow abstain, motion carried.

J. Ordinances and Resolutions:

Resolution 2021-08-Emergency Reading-"A RESOLUTION ADOPTING FOR THE VILLAGE OF UNION CITY, OHIO SECTION 125 PREMIUM ONLY PLAN, PLAN YEAR ENDING AUGUST 31, 2022", and declaring an emergency. Councilman Brad Horsley motioned to declare an emergency, suspend the rules and advance by title only and Councilman Michael Coning seconded. The voice vote passed unanimously.

Resolution 2021-08-Second Reading-"A RESOLUTION ADOPTING FOR THE VILLAGE OF UNION CITY, OHIO SECTION 125 PREMIUM ONLY PLAN, PLAN YEAR ENDING AUGUST 31, 2022", and declaring an emergency.

Resolution 2021-08-Third Reading-"A RESOLUTION ADOPTING FOR THE VILLAGE OF UNION CITY, OHIO SECTION 125 PREMIUM ONLY PLAN, PLAN YEAR ENDING AUGUST 31, 2022", and declaring an emergency. Councilwoman Nicole Whitesel motioned to pass Resolution 2021-08 as an emergency and Councilman Eric Rust seconded. The voice vote passed unanimously.

Resolution 2021-09-Emergency Reading-"A RESOLUTION AUTHORIZING THE FISCAL OFFICER OF THE CORPORATION OF UNION CITY, OHIO TO AMEND THE 2021 REVENUE AND APPROPRIATIONS", and declaring an emergency. Councilman Brad Horsley motioned to declare an emergency, suspend the rules and advance by title only and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.

Resolution 2021-09-Second Reading-"A RESOLUTION AUTHORIZING THE FISCAL OFFICER OF THE CORPORATION OF UNION CITY, OHIO TO AMEND THE 2021 REVENUE AND APPROPRIATIONS", and declaring an emergency.

Resolution 2021-09-Third Reading-"A RESOLUTION AUTHORIZING THE FISCAL OFFICER OF THE CORPORATION OF UNION CITY, OHIO TO AMEND THE 2021 REVENUE AND APPROPRIATIONS", and declaring an emergency. Councilwoman Chiane Tedrow motioned to pass Resolution 2021-09 as an emergency and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.

Resolution 2021-10-Emergency Reading-"A RESOLUTION AUTHORIZING THE MAYOR AND/OR VILLAGE ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED", and declaring an emergency. Councilman Brad Horsley motioned to declare an emergency, suspend the rules and advance by title only and Councilman Michael Coning seconded. The voice vote passed unanimously.

Resolution 2021-10-Second Reading-"A RESOLUTION AUTHORIZING THE MAYOR AND/OR VILLAGE ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED", and declaring an emergency.

Resolution 2021-10-Third Reading-"A RESOLUTION AUTHORIZING THE MAYOR AND/OR VILLAGE ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED", and declaring an emergency. Councilman Michael Coning motioned to pass Resolution 2021-10 as an emergency and Councilwoman Chiane Tedrow seconded. The voice vote passed unanimously.

K. Old Business:

1. Kelly Smith has asked again if the Village would be willing to accept the donation of the property he owns on S. Division Street. Councilman Brad Horsley stated the Village purchased 500 E. Elm Street from an Auditor's sale in the amount of \$1.00 and found out it was contaminated and ended up costing the Village thousands of dollars. The property is an empty lot across from the Street Department. Utility Supervisor Rick Reichard stated the Village could fence in the area and use as a storage area for vehicles, extra salt or gravel. Councilman Michael Coning motioned to accept the donation of the lot owned by Kelly Smith on S. Division Street and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.
2. Evaluation of Trees in Village. Council was provided pictures of 17 trees that need attention in the Village. Some of the trees are dead, some are half dead, and most are in Railroad Park. Councilman Eric Rust motioned to advertise for bids to take the trees down and Councilwoman Chiane Tedrow seconded. The voice vote passed unanimously.
3. Picnic tables at Railroad Park. Utility Supervisor Rick Reichard stated that Park Advisory Chairman Candy Rust has asked that the picnic tables be put back out in the park. Council concurred that if they can be secured to the ground so they cannot be moved and flipped over they didn't object.

L. New Business:

1. Renewal of Health Insurance thru United Healthcare. Councilman Brad Horsley motioned to renew the Village Health Insurance with United Healthcare and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.
2. Council needs to adopt the Section 125 Premium Only Plan for the Village. Councilman Brad Horsley motioned to adopt the Section 125 Premium Only Plan and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.

3. Levy for streets, council needs to discuss. A 2 mill levy would generate an estimated \$30,455.00. VA/Fiscal Officer could not answer how much it would cost the average homeowner, she will obtain that information. Council concurred to table the levy discussion until the next meeting.

4. Water rate increase-UCI. UCI will increase the Village's rate 2% beginning October 1, 2021. Councilman Eric Rust motioned to increase our utilities 2% and Councilman Brad Horsley seconded. The voice vote passed unanimously. VA/Fiscal Officer to prepare Ordinance and present to council at the next meeting.

5. Application of Alfred E, Studt III for Fire/Rescue. Councilman Brad Horsley motioned to approve the application of Alfred E. Studt III and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.

5. Purchase Order Requests:

Police Levy Fund-Safety Systems-\$8,841.26-Councilman Brad Horsley motioned to issue a purchase order in the amount of \$8,741.26 to Safety Systems and Councilwoman Chiane Tedrow seconded. The voice vote passed unanimously.

Police Levy Fund-Ganley Chevrolet-\$37,963.80-Councilman Brad Horsley motioned to issue purchase order in the amount of \$37,963.80 to Ganley Chevrolet and Councilwoman Chiane Tedrow seconded. The voice vote passed unanimously.

Public Service-Kiser's Truck & Auto-\$1,825.00-Councilman Brad Horsley motioned to issue purchase order in the amount of \$1,825.00 to Kiser's Truck & Auto and Councilwoman Chiane Tedrow seconded. The voice vote passed unanimously.

Drug/Police Levy Fund-Cincinnati Safety-\$5,819.42-Councilman Brad Horsley motioned to table to next meeting and Councilman Eric Rust seconded. Councilman Michael Coning, Councilman Eric Rust, Councilwoman Chiane Tedrow and Councilwoman Nicole Whitesel, nay, Councilman Brad Horsley, yea, motion failed. Councilwoman Chiane Tedrow motioned to issue purchase order in the amount of \$5,819.42 to Cincinnati Safety and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously.

M. Emergency Business/Ordinances: None

N. Call of Council:

Utility Supervisor Rick Reichard requested to purchase building materials to frame an office and bathroom in the new street barn. Councilman Michael Coning motioned to approve up to \$1,000.00 to purchase building materials and Councilman Eric Rust seconded. The voice vote passed unanimously.

Councilwoman Chiane Tedrow informed council the Village received the Darke County Park District Grant in the amount of \$5,090.00. The bid she obtained from AAA State of Play they will no longer honor and the playground equipment has went up in price and the Village may have to obtain additional fund.

Police Chief Mark Ater informed council the Fire/Rescue Department received a EMS grant in the amount of \$4,500.00. This is a reimbursable grant.

O. Communications and Announcements:

P. Executive Session:

Q. Adjournment or Recess:

Councilman Brad Horsley motioned to adjourn, and Councilwoman Nicole Whitesel seconded. The voice vote passed unanimously. Council adjourned at 7:50 P.M.

Duane Pouder, Mayor

Karen Stubbs, VA/Fiscal Officer