

Regular Council Meeting of August 2, 2022

- A. Mayor Duane Pouder opened the meeting at 6:00 P.M.
- B. The Lord's Prayer was given.
- C. The Pledge of Allegiance was recited.
- D. Roll call was taken with Robin Meinerding, Eric Rust, Chiane Tedrow, and Zach Pruitt was present. Brad Horsley and Nicole Whitesel were absent.

- E. **Consent Agenda:**
 - 1. Approval of the Agenda
 - 2. Department Head Reports
 - 3. Accounts Payable with "now and then" July 1-31, 2022
 - 4. Statement of Balances August 1, 2022
 - 5. August 1, 2022 Municipal Income Tax Report
 - 6. August 1, 2022 Debt Report
 - 7. General Fund and Payroll Bank Statements
 - 8. Village Council Minutes July 2022

Councilman Eric Rust motioned to consent of agenda and Councilwoman Chiane Tedrow second. The voice vote passed unanimously.

Councilwoman Chiane Tedrow motioned to excuse Councilwoman Nicole Whitesel from the meeting and Councilwoman Robin Meinerding second. The voice vote passed unanimously.

Councilman Eric Rust motioned to excuse Councilman Brad Horsley from the meeting. Councilman Zach Pruitt second. The voice vote passed unanimously.

F. Village Citizens: Village citizen Homer Stammen spoke and said he was asked about the mulch on the walking path close to Stateline. They want to know if we are going to receive mulch from Frank Miller again this year and if the village employees were going to take care of it or if the village could get scouts or volunteers to lay mulch. Street supervisor, Rick Reichard stated we received mulch from Frank Miller 2 years ago and he believes Frank Miller stopped donating mulch because there are too many people asking for donations. He also stated he thinks the area is too large to keep maintained. The village had a community service worker last week working down there and did a great job cleaning it up. Councilwoman Chiane Tedrow stated they could take some of the park fund and contact Frank Miller to see if they will sell it at a cheaper rate. Rick will follow up with Tyler and get back with council on what they will do to make it look better.

Joshua Kimbrell from Winchester Indiana is intrigued with what is going on with our parks. He stated that parks are a vital thing and thinks the community really needs these

parks for the kids to have something to do instead of out getting in trouble. He wants to address more as the meeting continues.

Steve Mader has concerns with the property at 115 N Sycamore Street. The shrubs and weeds are impeding the alley and scratching vehicles as they drive through, plus all the stuff sitting around the property. Chief Mark Ater stated she was addressed today about the situation and received paperwork. Street Supervisor Rick Reichard stated they will take care of the alley first thing in the morning.

G. Project:

Darren Reeves from Mote and Associates updated Mayor, Council and Residents on current projects.

1. Tom's Construction has completed the punch list, not to our satisfaction because there is still some rutting in it. They are planning on coming back in the fall and over seed because the seed is not germinating, because it was too hot when they seeded the first time. Plus they are going to regrade it. There was also a washout because they used dirt instead of packing stone. There is an 11 month warranty. If it cracks within the 11 months Mote and Associates will go back on Tom's Construction bond to get it fixed. He presented a payout for the retainage because it has to be closed out by August 15, 2022. Everything now will fall under warranty work. The reseeded will not be billed again because instructions from council were to not seed until September but with the funding ending August 15, 2022 everything had to be finished in order for payment to be made. Councilman Eric Rust motioned to pay Tom's Construction \$12097.07 for the 10% retainage fee. Councilman Zach Pruitt second. The voice vote passed unanimously

2. Street department building- Mote and Associates went after 3 quotes to finish the interior of the building. Longenecker Construction declined to give a quote because he has too much work. Another quote they received from Josiah R. Davis Construction LLC out of Union City Indiana for \$95,000 and the third quote were from Smith's General Contracting LLC for \$45,184.37.

Councilman Eric Rust motioned to pay Smith's General Contracting LLC in the amount of \$45, 184.37. Councilman Zach Pruitt second. The voice vote passed unanimously. Smith's General Contracting LLC stated construction should be completed September 15-18, 2022.

Councilman Eric Rust asked Darren if he had any updated prices on roads. He did not and council was expecting Choice One to be at the meeting with their pricing. Rick Reichard stated they never contacting him to come to the village to look at any roads. Darren stated he will get with Rick with some updated road pricing. Rick also stated Ohio Valley Gas is coming to the village to lay new gas lines and are planning on tearing up many streets in town, North Street being one of them from Stateline to 5 point. Rick stated we should make them go on the behind the sidewalk and not tear up the new road. Rick will contact Ohio Valley Gas and have them come to our next council meeting to discuss options.

Mayor Duane Pouder will contact Choice One Engineering and see if they have done any street assessments and see if they can come to our next meeting.

Matt Longfellow stated the State will help sometimes with streets if they are in the area if you work with the county. He stated to contact the Darke County ODOT and see if we can get on the state contract. Elm Street is really bad and is not on the schedule until 2025 to be redone and that is if other roads that are traveled heavier in the county do not need done. If so then Elm Street gets pushed back farther than 2025. If you contact the county, and work with the county and have the money Darke County ODOT will come in if they are in the area and do road repair such as mill and fill and base repair.

Rick stated we need to have load limit signs on Deerfield to prevent Semis from driving on it and tearing it up. Councilman Eric Rust stated we need to start ticketing them to keep them off of it.

H. Administrative Reports:

None

I. Committee Reports:

Chiane Tedrow held a Park Committee meeting. She will send the meeting minutes via email. The Park has received a grant for \$10,729 for new equipment. This is a reimbursement grant. They are looking for ways to gain revenue to help support the parks. She met with Mark Henderson the day after the last council meeting. On July 22 the park was awarded the grant. There have been numerous people contacting them about community support to help keep the parks cleaned.

There were questioned asked about why are we putting all the money in Eastside Park and nothing into railroad park. Councilwoman Chiane Tedrow stated that she would love to put money into both parks but as of right now the funds are not there and she believes Eastside Park is the one that needs the most attention first because it is a bus stop and there are kids there everyday getting on and off the bus.

John Hannah stated he doesn't want to see Eastside Park closed down. He takes pride in the Village with his rentals and wants to see the village thrive. This is his home town and takes pride. He stated there are a lot of citizens that have an emotional attachment to this park. Both parks need attention but he thinks it is a wrong thing to do to wrestle over which park should get money for improvements. He volunteered to be put on the Park Board and help keep the park clean and keep the equipment from being damaged. He believes there should be shelter for the children at the bus stop for protection of the weather. Councilman Eric Rust mentioned his children stood at the Peppermint bus stop everyday in the weather with no shelter as they still do now. He also stated if he knew the mention of closing the park down would get this much community support he would have mentioned it years ago to get the community to step up and help support it. He also stated

he doesn't mind keeping the park open under the stipulation the community is willing to help keep maintaining it as they say they will. The street department has a lot more to do besides maintaining the park and when it is getting tore up every day they do not have the man power or the time to spend on just the park. Chief Ater said he has had multiple churches offering youth groups to come and help with the park and they were under a misconception that the village had the funds and the manpower to maintain this park.

Chiane also stated she has multiple volunteers to pick up the equipment after it is ordered, when the equipment arrives there are people that can put it together and have the park ready in a couple of weeks after receiving it.

We will have to have another council meeting this month to get everything together to get the park in better condition as soon as possible. Mayor Duane Pouder said we need a bigger plan on how we are going to get the park cleaned up and keep it maintained.

J. Ordinances and Resolutions:

There was one Resolution but there were not enough council members to vote on an emergency resolution.

K. Old Business:

1. Mosquito Spraying is scheduled for August 17, 2022 at 9 pm and a third spraying will be September 7, 2022 at 9 pm.

L. New Business:

1. Purchase Order Request- Councilman Eric Rust motion to pay \$884 to Route 47 Auto Sales for a new air condition compressor for the medic. Councilwoman Robin Meinerding second. The voice vote passed unanimously.
Councilman Zach Pruitt motioned to pay Public Entities Pool of Ohio in the amount of \$1,000 for the insurance deductible for the Leese Civil Litigation Case and \$1,000 for the insurance deductible for the Wilson Civil Litigation Case. Councilman Eric Rust second. The voice vote passed unanimously.
Rick sent in a quote from Kleem for a new sign at the edge of town and council tabled the quote until next meeting because they are getting another quote from Hydrojet.
2. Councilman Brad Horsley sent in a letter of resignation. Councilman Eric Rust motioned to accept Councilman Brad Horsley's letter of resignation. Councilwoman Chiane Tedrow second. The voice vote passed unanimously.
3. EMT Paul Werts sent in a letter of resignation. Councilman Eric Rust motioned to accept Paul Werts letter of resignation. Councilwoman Chiane Tedrow second. The voice vote passed unanimously.
4. 223 Caroline rezoning- We need a resolution to rezone 223 E Caroline from an R4 to an R3. This will be tabled until the next council meeting

5. Gin's Flags and Moor food tent asked to set up food tent in Railroad Park for a couple weekends on a Friday and Saturday. Council would like to wait until we acquire an ordinance on permits to allow them to do so. Chief Ater stated he will contact other city and villages to see how they handle this type of vendors. Council tabled until the next meeting.

6. We have not found a zoning chairman. Homer stated he will be available for reference. Zoning committee needs to have a meeting and add another member. The Zoning committee needs to find someone to write zoning permits and take all the phone calls.

7. Chief Mark Ater presented to council a Policy Management System, which is for litigation policies. The Police Department received a Final Certification from the Ohio Collaborative Law Enforcement Agency for the Use of Force and Recruitment and Hiring. There is a policy and procedures that revamps their policies and keeps them updated for the national standards. Union City Indiana and Union City are trying to join this together to cut cost of the program. There are no commitments yet and they are still discussing details. It is \$6300 a year that will be split with the Indiana Side and there is only a 1 year contract. Numerous villages and towns and the Darke County Sherriff uses this program.

8. Street Superintendent is requesting street lights down the lane to the sewage plant. Council suggested getting quotes from AEP for installation.

9. The Village will be flushing fire hydrants and pressure testing of the hydrants on Monday, August 8, 2022. Ohio Rural Water will be bringing a valve to help the street department with the pressure testing.

10. Chief Mark Ater recommended taking Patrolman Nicholas Baker off probation and recommends a \$.50 an hour raise, retro back to July 11, 2022. Councilman Eric Rust motioned to take Nicholas Baker off probation with a \$.50 an hour raise. Councilwoman Chiane Tedrow second. The voice vote passed unanimously.

M. Emergency Business/Ordinances:

N. Call of Council:

Councilman Eric Rust asked if there were any updates on shirts for the council members. There are no updates.

O. Communications and Announcements:

Next Council Meeting will be September 6, 2022 at 6 pm.

Stateline Heritage Days starting August 4-6, 2022

Lions Club 75th anniversary celebration on Sunday August 7th at Harter Park and at Artisan Park

P. Executive Session:

Councilman Zach Pruitt called an executive session for legal litigation. Council went into executive session at 8:06 pm. Council resumed regular council meeting at 8:25 pm.

Q. Adjournment or Recess:

Councilman Eric Rust motion to adjourn. Councilman Zach Pruitt second. The voice vote passed unanimously. Council adjourned at 8:32.

Duane Pouder, Mayor

Tonya Coning/ Fiscal Officer