

## COUNCIL MEETING

May 17, 2023

Council met in regular session at 5:30 p.m. with Mayor Rick presiding.

Mr. W. Bauer asked everyone to join him in a moment of reflection for their own intentions. The Pledge of Allegiance to the Flag was recited by all.

Council Meeting was held in Council Chambers. The meeting was open to the public and live-streamed on Facebook.

Roll Call: Council Members Present: Mr. C. Yoho, Mr. R. McDowall, Ms. B. Van Dike, Mr. J. Tonsic, Mr. W. Bauer, and Ms. K. Miller. Mr. M. Raddish was excused.

Others Present: Mayor Rick, Council Clerk Rachel Osborne, Clerk-Treasurer Scott Varney, Village Engineer Matt Glass, Law Director Jason Dodson, and Assistant Law Director Natalie Rothenbuecher.

Motion by Mr. C. Yoho, second by Mr. R. McDowall to appoint Ms. B. Van Dike for President Pro-Temp. Vote. Unanimous ayes. Motion carried.

Motion by Ms. B. Van Dike second by Mr. W. Bauer for the approval of the agenda as presented. Vote. Unanimous ayes. Motion carried.

Motion by Mr. W. Bauer, second by Mr. R. McDowall to adopt the minutes from May 3, 2023, Council meeting. Vote. Unanimous ayes. Motion carried.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION – No Comments.

### COMMITTEE REPORTS –

UTILITIES – Mr. Bauer had no report.

SAFETY – Mr. Yoho had no report.

PARKS – Mr. McDowall had no report.

PLANNING AND ZONING – Ms. Miller announced there will be a P&Z Meeting on May 30<sup>th</sup> at 7 p.m. here in the council chambers.

FINANCE/AUDIT – Ms. Van Dike reported she has one piece of legislation to read.

STREETS – Mr. Tonsic had no report.

Mayor Rick announced the Work Session will be held Wednesday, May 31, 2023, at 5:30 p.m. with all committees reporting.

OLD BUSINESS - None.

### NEW BUSINESS –

Ms. B. Van Dike presented Resolution 2023-37 sponsored by Finance Committee as follows:

AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR THE CURRENT EXPENSES

AND OTHER EXPENDITURES OF THE VILLAGE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023, AND DECLARING AN EMERGENCY.

Ms. B. Van Dike made a motion to suspend the rules requiring three readings; Mr. R. McDowall seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Ms. B. Van Dike to adopt Resolution 2023-37, a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: Carl Housley, 67 First Avenue, asked the council what the current balance of the Fire Levy Fund is.

Clerk-Treasurer Scott Varney stated he would get back to him with that information at the next meeting.

Pamela Anderson, 69 Second Avenue, questioning the ordinance on travel trailers parked in driveways. Anderson stated her trailer has been parked in her driveway for years and knew nothing about this ordinance until she received a notice on her door a few days ago.

Mayor Rick stated the ordinance states mobile homes have to be parked in the rear of the yard. Mayor Rick stated 152.029 mobile homes and trailers ordinance will be discussed at the next Planning and Zoning Meeting, and the Law Director will present the committee with some alternatives.

Wayne Anderson, 69 Second Avenue, asked the council if he could leave his mobile trailer parked in his driveway.

Mayor Rick stated Mr. Anderson could leave the mobile trailer parked there for now.

COMMENTS from Council: Mr. Yoho stated he was approached by the Athletic Booster Club they would like to put scoreboards down at Lions Park for the ballfields, and their concerns about the field dressing they think is tearing up the boy's uniforms.

Mayor Rick stated they will look into it and discuss it at their next work session.

Ms. Van Dike brought in a sample bag with information from a free women's self-defense class sponsored by Summit County Prosecutor Sherri Bevan Walsh to give to Chief Higgins which was discussed at the last work session.

COMMENTS from the Law Director: Dodson provided information that was asked at a prior council meeting by Mr. Mencer regarding the completion time for the Testa Development. Dodson stated Phase 1 has to be started within a year of them executing the Development Agreement, which was signed at the end of August last year. Testa must complete Phase 1 infrastructure improvements one year after that, so one year from this August Testa will have to have Phase 1 infrastructure in and done, which includes roads, sewer, water, stormwater, curb, and gutters.

Mr. Bauer asked if Testa has to do anything this August.

Dodson stated yes. Testa must begin pushing dirt on site and satisfy a set of conditions Glass gave them regarding the improvement plans, post a bond, and sign a construction agreement with the Village by the end of August. Dodson stated his firm sent an email outlining that information to Testa earlier this week.

COMMENTS from the Village Engineer: No Comments.

