Council July 12, 2021

Present for this regular meeting of the Village of West Liberty Council was: Mayor McKelvey, Mr. Keller, Ms. Yoder, Ms. Kauffman, Mrs. Griffith, Mr. Hyland, and Solicitor Moell. Absent: Clerk Boyd. Guest: Fire Chief Leach, Josh Shoemaker, Gary Hastings, Ken Ruetch, Jeremy Levan, Matt Hull, and Garrett Schoenleben. Lions Club Member Mike Piper. Several neighbors of Bev Yoder’s.

The meeting was opened with Pledge of Allegiance and Lord’s Prayer.

A MOTION was made by Mrs. Griffith seconded by Mr. Hyland to approve the minutes of June 28, 2021 as written/corrected. Tigress should be spelled Tigrees.

A MOTION was made by Mrs. Griffith seconded by Mr. Hyland to approve the following bills in the amount of $33,298.65. Motion Carried.

|  |  |  |
| --- | --- | --- |
|  |  |  |
| Wex | gasoline | 1495.19 |
| WL Bldg Supply | spray | 8.78 |
| Vectren | natural | 56.67 |
| Vectren | natural gas | 182.67 |
| CT Communication | phones | 372.25 |
| Darin Leach | salary | 1323.61 |
| Jill McKelvey | salary | 357.57 |
| Rick Miller | salary | 311.78 |
| Steve Rabenstein | salary | 890.25 |
| Scott Woodruff | salary | 510.76 |
| Cindee Boyd | salary | 1243.6 |
| Postmaster | envelopes and stamps | 312.15 |
| Doug Lash | services | 100.00 |
| Limitless Creations | plaques | 60.00 |
| Mark Nelson | 72 reg 8 SL | 951.81 |
| Shane Oelker | salary | 1480.52 |
| Ohio Child Support  | for Mancini | 302.16 |
| Lee Deloye | 80 reg | 1205.57 |
| Darren Dunham | 6 hrs | 65.27 |
| Nate Fickle | 8 hrs. | 85.85 |
| Brett Mancini | 50 reg 30 vac 2 OT | 752.2 |
| Chris Moell | salary | 424.34 |
| Paul Salyer | 5.5 hrs. | 47.44 |
| Brett Ullom | 8 hrs 3 OT | 169.53 |
| Brett Ullom | 72 reg.  | 886.24 |
| Shane Freehauf | 77 reg 3 Sl | 1081.64 |
| Bill Detrick | salary | 1306.43 |
| Ohio Deferred Comp | for Boyd | 75.00 |
| IRS | WH MC EMP MC | 929.24 |
| Berry Digital | email | 59.76 |
| IRS | WH MC EMP MC | 106.06 |
| IRS | WH MC EMP MC | 1162.7 |
| Darren Dunham | 10.25 hrs. | 111.52 |
| IRS | WH MC EMP MC | 3.72 |
| Vectren | natural gas | 51.04 |
| Vectren | natural gas | 51.04 |
| Ohio Data | emails | 102.42 |
| Cindee Boyd | reimbursed for ballot | 10 |
| Cindee Boyd | postage | 13.45 |
| Cindee Boyd | reimbursed business cards | 21.45 |
| Cont July 12  |  |  |
| Medical Mutual | insurance | 6143.56 |
| DP & L  | electric | 204.34 |
| D P& L  | electric | 297.57 |
| Cindee Boyd | envelopes | 663.35 |
| Fire Safety | equipment grant | 2392.00 |
| VASU | antenna | 47.85 |
| Fire Safety | masks | 158.79 |
| Cindee Boyd | shirt for Scott Woodruff | 11.99 |
| O'Riellys  | batteries | 28.79 |
| SCA | street sweeping | 1000.00 |
| Solomon Garage | brake pads | 282.66 |
| MacDonald Supply | filters | 37.05 |
| Neenah Foundry | grate | 449.00 |
| Federal Field | siren repair | 1316.00 |
| Thomans | water | 13.34 |
| Holder RD oil | fuel | 485.06 |
| Cintas | mat | 38.23 |
| Cintas | uniforms | 234.92 |
| Whites  | packer service | 531.88 |
| Kleem  | sign | 135.93 |
| IDVILLE | badges etc | 144.66 |
|  |  |  |

Jeremy Levan was here to update council on Country Legends concert. The trash will be clean up before during and after the concert and all trash will be put in dumpsters provided by Country Legends. Security is taken care of, along with Fire Dept. and EMS. They have approved parking with surrounding churches on East side of town and striping will be painted in the grass for parking. Portable lights will be brought in for added illumination. The gates will open at 2:00 PM and last band is 9:45 PM.

Fire Chief Leach states he is accumulated about 70 hrs. since July 1st. They had 13 fire runs last week and ordered new hose parts and an extra helmet. Mr. Hudson turned in an application to be on fire dept. They need help during the day. Ms. Kauffman had a concern about Brad working for the village and fire dept. Mr. Leach stated there are no Ohio laws village/city employees doing both jobs. An employee can not be fired for doing this. Mr. Keller wants to extend the invitation to all village employees. Mr. Hyland wants to table this for now. No action taken.

Ken Ruetsch was here to ask about parking on W. Columbus. He has no parking at his home and needs to park in front of his house because he uses a walker. He had a hard time carrying in groceries last week because cars were parked in front of his house. Also vehicles are parking in front of his mailbox. Chief Oelker said he would watch for violators with the ordinance in place now. Mr. Ruetsch also asked if gators allowed on roads like golf carts. Chief Oelker will look at his gator tomorrow.

Ordinance 2021-10 entitled “AN ORDINANCE ESTABLISHING THE SALARIES OF THE FIREFIGHTERS OF THEVILLAGE OF WEST LIBERTY, LOGAN COUNTY, OHIO AND TO PROVIDE FOR THE PAYMENT THEREOF” was read. A MOTION was made by Mr. Hyland seconded by Ms. Yoder to adopt Ordinance 2021-10 on 3rd and final reading. Motion Carried Yeas: 5 Nays: 0.

Garett Schoenleben spoke at length stating he plans on going ahead with his plans as per the Developer and User Agreement that was signed 30 years ago by the Mayor at that time, village clerk and President of council.  He stated there is a shortage of housing in our area.  He stated he is not building the houses he is selling the lots to the people and they will build their own homes.  Mr. Schoenleben plans to begin work next week grading the high spot on the land and feels he does not need our approval since he has a permit from the Ohio EPA and an engineer for the plans as they are.  Mr. Schoenleben showed no proof of such documentation.

 Cont. July 12, 2021

Mayor McKelvey told him he would be doing so at his own risk and told him that we were advised by our Solicitor that any further communications would need to be done through Mr. Moell's office.  Mr. Schoenleben asked if he needed to get a lawyer and he was told by Mr. Moell that he wasn't telling him to get a lawyer just that any further discussion on this subject would need to go through Mr. Moell's office as the discussion tonight was being unproductive. Mrs. McKelvey stated that we do not have a record of the original subdivision plan from 30 years ago and we were working to get a Subdivision Regulations Plan in place. Mr. Schoenleben kept pressing the issue further and Chief Oelker asked him to leave because his time was up. The time ending for Mr. Schoenleben was 7:54.

Mike Piper President of Lion's Club spoke about the dated restrooms that are always in need of repair.  Mayor McKelvey told him that we are looking into a 5 yr. Capital Improvement and maintenance Plan and the new restrooms were on the list.  She asked the Lion's club to get estimates for a new facility.  Mr. Piper also said that Lion's club would not be doing the chicken barbeque this year.  Mr. Hyland asked if the steam engines were going to be out there at Labor Day and Mike said he would find out.

Mr. Gary Hastings spoke about not receiving all the public records he requested 2 months ago.  He has received written but not the recordings.  He asked if Council members received a copy of a letter he wrote addressed to council on May 28th (public records request) asking us to do away with ordinance 505 still on the books. (referring to ORD 529.09 which states no alcohol at Lions Park.) Many council members did not see the letter because President of Council and Clerk are in charge of Public Records Request. Gary stated that he has been repeatedly ignored and has even felt threatened at times by wanting ordinance 505 repealed.  Mr. Hastings stated the State is going to grant him an appeal.  THEN wants the whole process to be refiled with the State from the Lion's club when 529.09 is repealed.  Mike Piper spoke up and reiterated that all the proper steps were taken last fall and that the state issued them their Labor Day alcohol permit and that the ORC supersedes local ordinances anyway.

Safety report:  Ms. Yoder states that people continue to park in front of mailboxes.  Would painting the curb show where not to park?  After discussion it was decided to not incur the additional expense to paint the curbs.  We will educate the public and Chief Oelker said to call the Non-emergency PD number (937)599-3333 to report violators.

Street Dept report;  Re:  noxious weeds.  There is already an ordinance 2003-15 that Code Enforcement Officer Scott Woodruff is working with to determine acceptable grass height.  Mr. Hyland thinks that some things should be taken care of now while weather permits like bad spouting along the building where Sweetie Pie's is located should be taken care of where an ice dam occurred last winter and a dangerously large icicle formed and eventually fell down onto the sidewalk taking with it a string of lights the business association hung.  WLBA is working with Mr. Rod Hager to rectify.  Mr. Hyland would also like to revisit the junk car ordinance proposal that Conrad Hostetler wanted to change in April 2021 and Mr. Hyland was against.  Section 1005#2 of the Village code book would have stronger language regarding junk vehicles.  There is also Ord 1149.05 addressing this issue.  Mr. Moell would like to see a bullet points to see for the purpose of this zoning code. Wording also needs tidied up in the new proposal.

A MOTION was made by Mr. Keller seconded by Ms. Yoder to repeal Ordinance 529.05 which states no alcohol allowed at Lions Park as it's already a state law prohibiting open container in public parks. Motion Carried. Yeas: 5 Nays: 0

Resolution 2021-R6 entitled “A RESOLUTION AUTHORIZING JILL MCKELVEY, MAYOR TO PREPAREAND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (S) AND TO EXECUTIVE CONTRACTS AS REQUIRED” was read. This is allowing Mayor McKelvey to participate in OPWC to apply for Capital Outlay improvement grants with Choice One writing the grant applications.  This will allow funding for improvement projects for the village such as Columbus St bridge, street improvements, New restrooms at Lion's Park, sidewalk to Marie's Candies, 8 projects for water dept.  A MOTION was made by Mrs. Griffith seconded by Mr. Hyland to adopt Resolution 2021-R6. Motion Carried. Yeas: 5 Nays: 0.

 Council June 26, 2021

A MOTION made by Ms. Yoder seconded Mrs. Griffith to allow the Water Dept to renew its Bulk Salt Service agreement thru AOP for another 5 years. Motion Carried. Yeas: 5 Nays: 0. This includes yearly tank cleaning.

Lion's club asked if council would cover 1/2 of the port-a-johns cost from fireworks which would be $750.00. A MOTION made by Mr. Hyland seconded by Mr. Keller to cover the half the cost of port-a-johns. Motion carried.

The village will be receiving half the amount from THE AMERICAN RESCUE PLAN as we were told due to the Township getting the other half.  This will hamper our efforts to expand broadband capabilities in the village as the ARP limits where money can be used.

Chief Oelker and Mr. Hyland have been moving the Purple Heart Recipient project forward.  Mayor McKelvey would like to get the village's 13 Purple Heart Recipients recognized by Nov. and designate West Liberty as a Purple Heart Village.

Police car #2 going in for repair July 25.  Brett Mancini is being deployed to Guam and will be back on duty the middle of Aug.

Council members would like emails to be under .gov domain.

Simon Kenton Bike Tours is having a fundraiser Sept 12 at Depot in Urbana and invited Council to attend.

Beautification nominations still being taken until August 9th.

Ordinance 2007-05 dated March 26 1998 the village gave permission for Vectren to put a gas line through the Columbus St. bridge.

Motion to adjourn at 9:04 pm by Ms. Griffith seconded by Ms. Kauffman.

motion carried.

Next meeting July 22nd.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Clerk Cindee M. Boyd Mayor Jill McKelvey