

EAST PALESTINE VILLAGE COUNCIL MONDAY JAN 25, 2016 7 PM 85 N. MARKET ST.

Mayor Zuch called the meeting to order, present was Atty. Beagle, Mr. Cohen, Mr. Elzer, Mr. Todd, Mr. Tyger and Mr. Walker. Also present was Village Manager Pete Monteleone, Law Director Dave Powers, Finance Director Traci Thompson and Clerk Misti Martin. The minutes of the January 11, 2016 meeting were approved on a motion by Mr. Walker seconded by Mr. Cohen. There were no department reports or agenda items however Manager Monteleone invited Mr. Chuck Hawk from RITA to speak about a reported information breach. Mr. Hawk stated there was not a breach of information and that what happened along with a list of frequently asked questions and answers can be found on their website. He said in 2012 there were approximately 47,000 accounts on a diskette that was misplaced and they believe the disk was destroyed. After checking all of the information that was on the disk they found none of it was compromised. Every individual affected received a letter from RITA explaining what happened and offered recovery coverage if need be and at this point there have been no issues reported. Mr. Cohen stated that storing information on diskettes is outdated to which Mr. Hawk agreed saying they now use a different method. Mr. Cohen stated that RITA's website says the information is stored off site and asked if it a type of storage facility and if it is secure, Mr. Hawk stated it is secure. Mr. Cohen asked how much longer the information would be in storage before it would be destroyed. Mr. Hawk stated he couldn't answer that question but advised Mr. Cohen to email him with all of his questions and he would forward it to RITA's legal counsel. Mr. Walker asked Mr. Hawk what would happen if the company hired to destroy the information had a security breach, Mr. Hawk stated he couldn't answer that question but he did say that could happen to anyone or any company. There were no agenda items.

CLERK: Clerk Misti Martin stated the first meeting of the 2016 Charter Review Committee would be held at the Municipal Building on Thursday February 11 at 6pm. Mr. Elzer brought up the process of getting on the agenda to speak at council meetings, specifically people being on the agenda to speak on an issue that is also current legislation and that all residents have the opportunity speak on current legislation and do not need to be on the agenda for that same reason, and also that residents do not need to be on the agenda for an issue that the Manager can handle. Clerk Misti Martin stated that the form residents fill out to be on the agenda states that not all requests to be on the agenda will be granted if the manager of department head can handle the issue. Mr. Cohen stated he feels there should be a closer screening process for who gets on the agenda and the problem should try to be solved before it gets to council and that if there is an issue that is current legislation they do not need to be on the agenda. Atty. Beagle stated she doesn't feel there is a problem that if someone already spoke during the agenda portion the Mayor can tell them they can't speak during the current legislation portion. Mr. Elzer asked if the person had to be a resident to speak and the Mayor said she didn't think so. She said they have had people who own property or a business in the village but not be a resident who request to speak at the meetings and she feels that is acceptable because they do pay taxes. Atty. Beagle stated she felt the residency issue can be part of the Managers screening process. Clerk Martin stated she would make sure the information on the agenda request form as to why a resident wants to speak is more detailed. Atty. Beagle stated she would like the Manager to speak to each resident who requests to be on the agenda so that if it is a smaller issue he can handle it instead of putting them on the agenda, Monteleone said he does do that if it is something that he can address.

MAYOR: NO REPORT

MANAGER: Manager Monteleone stated they met with the EPA on the 21st in reference to the ongoing waste water issues. He said they (himself, Denny Griffith, John Jurjavcic, Councilman Todd and Jason Stanton of LSSE) put their best foot forward as to the plans and where things stand. He said we won't know anything concrete until June when we get the new permit.

LAW DIRECTOR: Atty. Powers stated that he prepared an ordinance to sell two trucks by sealed bid; there is also the option to sell the trucks by online auction as opposed to sealed bids. If council would choose the online option he would need to prepare a resolution in advance.

STREET: NO REPORT

S/P/R/C: NO REPORT

DEVELOPMENT: Mr. Elzer reminded everyone that a Development Committee meeting was scheduled for 6:30 prior to the next regular meeting on February 8.

UTILITY: NO REPORT

FINANCE: NO REPORT

VISITORS COMMENTS ON CURRENT LEGISLATION: Mary Beth DiCello asked the Village would pay for the insurance for the part time employees. Manager Monteleone stated this resolution is to bring us into compliance for the Affordable Healthcare Act, if the employee opted to take the insurance they would pay part and the Village would pay part. Mr. Todd asked what the monthly premium would be and Monteleone said it would depend on the employee's age. The amount the village is allowed to charge the employee is capped at \$95.00

VISITORS: Mary Anne Tyger, John & Dot Herbert, Dianna Elzer, Kent Chapman, John Martin, Don Johnson, Terri Ward, Mary Beth DiCello, John Simon, Katie White and Dan Scott.

LEGISLATION: Atty. Beagle introduced Res. 1-2016 and made a motion that it be read by title only seconded by Mr. Cohen. **A resolution authorizing the village manager on behalf of the village to offer permanent part time employees medical insurance coverage as required by the federal affordable health care act.** Atty. Beagle called for a vote on Res. 1-2016. Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Todd-y, Mr. Tyger-y, Mr. Walker-y. 6 yes to pass. Atty. Beagle introduced Ord. 1-2016 for a first reading and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance authorizing the advertising for bids for the sale of two snow plow trucks owned by the Village of East Palestine in conformity with Ohio Revised Code 721.15**

ADJOURN: Mr. Cohen made a motion to adjourn, seconded by Atty. Beagle. All in favor, meeting adjourned.

MISTI J. MARTIN CLERK

MAYOR MARGO ZUCH