

EAST PALESTINE VILLAGE COUNCIL MONDAY JUNE 8, 2015 85 N. MARKET ST 7PM

Mayor Zuch called the meeting to order, present were Atty. Beagle, Mr. Cohen, Mr. Elzer, Mr. Figley, Mr. Tyger and Mrs. Wisser. Also present was Village Manager Pete Monteleone, Clerk Misti Martin and W/W Superintendent John Jurjavcic. The minutes of the May 26, 2015 meeting were approved on a motion by Mr. Cohen seconded by Mrs. Wisser. The May 2015 Department Reports were approved on a motion Mr. Elzer seconded by Mr. Cohen. There was no clerks report.

AGENDA: John Herbert – Deer & Ticks . Mr. Herbert said he given council information on feeding deer in and out of the city limits. He said it is harmful to the deer but harmful to people because of the ticks they carry which carry Lyme disease. He said the residents of East Palestine need to be informed that they should not feed the deer.

MAYOR: Mayor Zuch brought up the subject of the need to have contractors who work in town be registered with the Village. Mr. Elzer said utility contractors should also have to be registered. Building/Zoning Inspector John Simon said a lot of the companies working currently do work from storm damage and that you might see them around for a year or so and then they switch names because they got into trouble doing bad work. Mr. Elzer said we don't want the responsibility of saying a specific company does good work but we do need to make sure they are registered and have insurance. Simon said in Salem the contractors have to pay fifty dollars a year to be able to work there. Atty. Beagle asked if this meant we (the Village), would be telling people who is qualified and Mayor Zuch said no. Monteleone said they would have to fill out paperwork and show proof of insurance not if they are qualified. Mr. Figley said that when an application for a building permit is made, if they are not registered they will not get approved for a permit. Atty. Beagle asked who would tell the resident if a contractor is qualified, Mr. Elzer said we just want them to be registered (insurance), whether or not they are qualified is the homeowner's responsibility. Mr. Figley asked what would be accomplished by this and Mayor Zuch she just wanted to help keep the residents as safe as possible when it comes to having work done. Jurjavcic said he had some work done by the "storm chasers", they showed him proof of insurance and they did a good job but if the contractor doesn't have insurance and they get hurt they can go back on the contractor. Atty. Beagle said the residents need to understand what registered means. At this point Fire Chief Brown thanked the businesses and organizations around town who showed their support to the Department during the house fire yesterday. Mr. Elzer and Mayor Zuch said the department did a fantastic job. Mr. Cohen said the response time to the fire was incredible as he was on his porch at the time and saw the whole thing.

MANAGER: Monteleone said the pool had generated \$6810.00 through June 7th and last year the pool didn't open until June 7th. At this point the pool is \$10,413.00 ahead from last year in revenue. He also said the EPCF had given a donation of \$15,000.00 for the Splash Pad and they also donated the remaining money needed which was just over \$8,000.00. John Jurjavcic said the estimated damages to the UV system was around \$130,000.00 and should be covered by insurance. Monteleone said there was a resolution on the agenda allowing them to enter into a contract with the low bidder (Foust Construction) for the West St. sidewalk project.

LAW DIRECTOR: Atty. Powers was not present.

STREET: Mr. Figley said he would like to see legislation that would require utility contractors who dig up the street for repair saying they have to use 6 inches of concrete, 2 inches of blacktop and square off the sides and Monteleone said he would work with Attorney Powers on it. Mr. Figley also said the lines need painted at Brookdale Ave and Bacon Ave. He said it is very bad. He said there is a problem at Main and Market, he feels there should be no right on red there because of the semi trucks and also the lines there need re painted. Mr. Elzer said he feels there shouldn't be any right turn on red at all downtown. Mr. Cohen asked if we had control because that is a state route and Monteleone said he could do it.

S/P/R/C: Mr. Cohen said they received a request for a liquor license transfer from Casa De Fiesta to The El Paso, he said he spoke to Chief Dickey who had no issues with the transfer. Mr. Cohen made a motion to approve the liquor license transfer, seconded by Atty. Beagle. All in favor. Atty. Beagle asked if the Fire Department had a counselor that the men and women could speak with after a tragedy occurs and Chief Brown said Rev. McTrusty is the departments designated chaplain and he is always available.

DEVELOPMENT: NO REPORT

UTILITY: Mrs. Wisser asked about scheduling a Utility Committee before the next meeting on the 22nd. Mr. Elzer stated there is already a finance meeting then. It was decided they would cancel the finance meeting and schedule a Utility Committee meeting instead at 6:15. Mr. Tyger said the budget they were going to discuss at the finance meeting was only the temporary budget and could be discussed during the regular meeting. Monteleone asked council if they wanted him to work with the Law Director on an ordinance for a rate increase and they said yes.

FINANCE: NO REPORT. In reference to the budget Mr. Elzer asked why the water/sewer requests were in the budget if it's an enterprise fund and Monteleone said because there are line items for the enterprise fund, it's to keep it separate. In reference to raising the sewer rates and it being an enterprise fund Mr. Cohen asked if there was a way to keep the revenue from the increase separate so it only goes for the sewer project. Monteleone said eventually the sewer problem would be taken care of and that money could then go for manpower or equipment. WW Superintendent John Jurjavcic said he thought the Finance Director could create a new line item in the budget but if they need to use that money it's because there is a problem at the plant that needs fixed.

THERE WERE NO VISITORS COMMENTS ON CURRENT LEGISLATION

VISITORS: John & Dot Herbert, Mary Anne Tyger, Dan Scott, Mark Walker, Chief Joshua Brown, Chief Kevin Dickey, John Davis, Gary Frazier, Michael Frazier, Shirley Glavan, Brett Todd, John Simon, Katie White.

LEGISLATION: Atty. Beagle made a motion to amend the agenda to remove the emergency ordinance in reference to the West St. Sidewalk project-contract with Foust Construction as it was listed on the agenda in error, seconded by Mr. Cohen. Atty. Beagle introduced Ord. 11-2015 for a second reading and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance adopting the budget and estimated resources for the Village of East Palestine, Ohio for the fiscal year beginning January 1, 2016.** Atty. Beagle introduced Res. 7-2015 seconded by Mr. Cohen. **A resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor.** Atty. Beagle called for a vote on Res. 7-2015. Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. 6 yes to pass. Atty. Beagle introduced Res. 8-2015 and made a motion that it be read by title only seconded by Mr. Cohen. **A resolution authorizing the Village manager to enter into an agreement with the apparent low bidder for the construction of the West Street sidewalk project (ODOT PID No. 88459), and declaring an emergency.** Atty. Beagle made a motion to suspend the rules and declare an emergency. Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. Atty. Beagle called for a vote on Res. 8-2015. Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. 6 yes to pass.

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