

E. PALESTINE VILLAGE COUNCIL-REGULAR MEETING-JUNE 11, 2012-7 PM-PARK COMMUNITY CENTER

Mayor Margo Zuch called the meeting to order. Present were Ellen Beagle, Don Elzer, Fran Figley, Scott Rauch, Jim Tyger and Endia Wisser. Ellen Beagle was sworn in at the special meeting on May 31, 2012 so she could have input on choosing the new manager. Mayor Zuch congratulated her and thanked her for taking the job. The minutes of May 29, 2012 and minutes of the special council meeting on May 31, 2012 were approved on a motion by Mr. Rauch seconded by Mr. Figley. Motion carried. Mr. Rauch asked Chief Monteleone about dispatch receiving 1237 calls and 418 **911** calls. He asked if that was the total for the month of April. The Chief said it was something new; he wanted to know the total of phone calls coming into the dispatch office. Mr. Rauch also thanked the PD for 117 traffic stops during the month. Mr. Elzer stated he had to call the Fire Department and said within 5 min, at least 15 fireman and trucks showed up. He also stated they are all volunteers and drop whatever they are doing to go to a fire and wanted to thank them all for doing a nice job. Mrs. Wisser asked Mr. Rauch if he had spoke to Brett about the budget cuts she mentioned at the last meeting and Mr. Rauch said no. Mrs. Wisser said she wants to go over the cuts made to the fire departments budgets a few years ago. Mr. Tyger asked where the ambulance billing stood, and Traci Thompson stated they have been approved by Medicare and are now able to submit all billing to them. Mr. Rauch made a motion to approve the monthly department reports, second by Mr. Tyger. All in favor, motion carried. There were no agenda items.

CLERK Misti Martin thanked Kent Chapman for all of his work in getting an archive of council minutes on the Village website. She also stated that she received a call from a Ms. Ella McBride who is a relative of a young man named Shawn McNally who recently passed away and asked if she could have a tree planted at our park in his memory. The tree was planted Thursday of last week on the right side of the road into the park on the hill. It looks very nice. A memo was given to council about season passes at the pool. There is a senior citizen discount given for a single pass and husband and wife passes. The memo also contained the number of gazebo rentals for the last 5 years. It has been rented a total of 36 times in the last 5 years.

MAYOR ZUCH stated there was a certificate of appreciation in their packet from the Dog Days committee thanking everyone for their support. Mayor Zuch spoke of an article about Salem in the newspaper stating they couldn't open their pool when it was ready because there weren't enough lifeguards. We are fortunate to have Melissa McCartney who runs a water safety course to teach lifeguards. We have had plenty of lifeguards last year and this year and hope she continues on. Mrs. Wisser stated she thought it was \$300 for the certification and \$8 an hour that's where the problem is. Mayor Zuch asked Dot Herbert what the charge is for certification and she said its \$285 and its good for 3 years. Mr. Elzer asked if the lifeguards have to pay for it and Mrs. Wisser said yes. Mrs. Wisser asked what our lifeguards make an hour and Thompson said it is minimum wage

INTERIM MANAGER THOMPSON stated that regret letters were mailed out to the applicants for the vacated council seat. She has a meeting Fri June 15 with Jeanette from OMEGA at 10 a.m. for the CDBG application for the Brittain's project. She also has a meeting Fri June 15th at 1 p.m. with Judy Buckinger from OEPA about the reservoir project and she has called MS Consultants to attend. Mayor Zuch mentioned there was a revised committee list in the packets. Ms. Beagle will take the place of Sunny Hull on his committees.

LAW DIRECTOR SHIRLEY SMITH stated she had no report. Mr. Elzer said they had to go into executive session and did they want to do that before they went any further so if a manager was selected they could be a part of the meeting. Mr. Figley asked Atty Smith were we stand with oil and gas leases. Mr. Figley said they had been waiting on a report for a long time and doesn't want to wait any longer. Atty Smith said we are waiting on them to finalize the leases. Mr. Figley said they don't know anything about them, Atty Smith said that council had received the addendum clauses. There was a lull because George Stover who handles the municipal leases is no longer there. Mr. Figley said they are drawing up leases but we don't know the prices and then asked if Atty Smith knew the prices. She stated she did, but she is still negotiating to get higher numbers and she would not enter into a lease without council first reviewing everything and getting their approval. Mr. Figley said it has been 4 months and doesn't understand why they don't know anything. Atty Smith said she welcomes council's input and will meet with anyone and suggested forming a committee. Mr. Figley says at least council should know the figures and stated that Atty Smith had leased property almost adjoining this property. He said he is getting calls from residents wanting to know what is going on and he doesn't have an answer. Mr. Figley stated he wanted a report by the next council meeting stating where things stand. Mr. Figley wants to know exact prices and who is being negotiated with. Atty Smith said she is negotiating with Shell and Chesapeake. Mr. Figley wants to see the correspondence within the next day or so. Ms. Beagle asked when Atty. Smith anticipated finalizing the agreements, she stated hopefully within the next 2 weeks, and she also said that BP is now showing renewed interest. Mr. Elzer asked if this is the

correct time to enter into a lease. Atty Smith said that there are varying opinions. She has spoke to surrounding municipalities and stated they are all trying to stick together. Two of the municipalities are going to hold out for higher numbers. Mr. Figley asked if anyone else was working with Atty Smith and she said she worked by herself. Mr. Elzer made a motion to go into executive session for personnel reasons seconded by Mr. Rauch. All in favor, motion carried. Mayor Zuch asked Thompson to go into executive session with them. Mr. Rauch made a motion to go back to regular session seconded by Mr. Tyger, all in favor. Motion carried.

Mr. Figley made a motion to nominate Mr. Pete Monteleone as the Village Manager, seconded by Mr. Rauch. Mayor Zuch called for a vote. Ms. Beagle-Y, Mr. Elzer-Y, Mr. Figley-Y, Mr. Rauch-Y, Mr. Tyger-Y, and Mrs. Wisser-Y. Motion carried unanimously. Mr. Pete Monteleone is the new Village Manager.

STREET COMMITTEE: At the last meeting there was a discussion about paving on Wood, Alice, and Garfield. He stated that would be coming out of the street levy money that was passed a few years ago. He stated that Conner Dr. is patched and ready for shoot and chip on Tuesday. Mr. Elzer asked if they money being borrowed for Wood, Alice and Garfield is coming from future street levy funds. He asked if borrowing this money would put us in the hole in the future. Mr. Figley said no. He said for the next 3 years the street levy will bring in approximately \$300,000 a year. At the start of this year we had approximately \$130,000 left from not doing the bridge and other cost saving measures. The contract with the County will cost \$35,000 to \$38,000 and will come off the \$130,000. And after some patching he estimates approximately \$70,000 being left. Mr. Figley estimates the cost of Wood, Alice, and Garfield at approximately \$133,000. Mr. Figley thinks we should use the money, we were going to use it for other frivolous things and he thinks we should do it to give back to the citizens of the community. Thompson stated the County estimates revenue at \$292,000 for 5 more years. The levy is also for bridge repairs and Mr. Figley stated he has surveyed all of the bridges in town and doesn't see anything major other than some routine maintenance needed. A culvert on Liberty street needs repaired on the ends, estimating that cost at approximately \$1000.

SAFETY/PARK/REC/CEMETERY COMMITTEE: Mr. Rauch thanked Thompson for stepping up and doing a fantastic job. Monday June 18, 2012 will be Petes first day and he looks forward to working with him.

DEVELOPMENT COMMITTEE: In the last 3 months we have put in a new councilman, a new police chief and a new city manager. The responses to the inquiries have been incredible. It's very good to be able to choose. He also stated the 14th annual Car Cruise is August 18, 2012.

UTILITY COMMITTEE: Nothing to report on utilities, but Mrs. Wisser was approached by EPYSA. They are trying to run a water line to the two fields to spray them down before games. She said Vance put in a lot of time and money into the fields. She stated they approached someone two years ago, that they have the materials, and manpower to do this. They are waiting to proceed; she asked what they need to do. John Jurjavcic said EPYSA asked the water dept to dig it, but its not going to be a one-day job. Jurjavcic said they a lot of work going on and he has to take care of the water and sewer first. Mrs. Wisser said they are going to rent the equipment and dig it themselves. She asked how they should proceed. Thompson said they should meet with Jurjavcic and the water dept will do the connections. Jurjavcic said its not going to happen today, we won't start digging today and then cant get back for two weeks and have an open hole with all of the kids around. Mrs. Wisser asked what she should tell them and Thompson and Mayor Zuch said to tell them to meet with Jurjavcic. Mrs. Wisser said EPYSA puts a lot of money into the park and thinks this needs done. She said they have been waiting on this for two years. Thompson stated that they just got the materials needed this year, Brock Jurjavcic said actually it was only a couple months ago that they got the materials. Mrs. Wisser said last meeting she made a comment about the park, she said there a lot of changes going to happen in the departments real soon like more structure, but its constructive criticism and doesn't want anyone to take it the wrong way. We just need structure.

FINANCE COMMITTEE: Mr. Tyger said the budget we have now is a wish list. The real one will be turned in in December. He wants to have some meetings on it in July. He cant at the next meeting because he will be absent. He asked if the second meeting in July would be ok for a budget meeting. Budget meeting will be on July 23, 2012 one hour prior to council meeting at 6:00p.m. Thompson said even though it's a temporary budget it still has to be by the next meeting or the July 9 meeting and then it will be balanced after.

VISITORS: Charles Treece, Merle Stewart, Tiffany Inman, Dave Biggins, Chuck McGuire, Dan Scott, John & Bonnie Davis, Tom Brittain, Corey Brittain, Jerry Coblentz, Rick & Karen Gorby, John Simon, Kim Sansenbaugher, Dot Herbert, Mary Ann Morgan, Dianna Elzer, Chief Monteleone, Sgt. Dickey, Scott Wolfe, Katie Schwendemen, Teri Rauch, Laura Beight, Emery Coon, John Jurjavcic, Brock Jurjavcic, Rich Bolon, Park Grim, Larry & Terri Ward, Jon Rettig Jr., and Pam Figley.

There were no comments on current legislation.

LEGISLATION: Ms. Beagle introduced **ord. 10-2012** for a second reading and made a motion that it be read by title only. Seconded by Mr. Tyger. All in favor. **An ordinance adopting the budget and estimated resources for the City of East Palestine, Ohio, for the fiscal year beginning January 1, 2013 and declaring an emergency.** Ms. Beagle introduced **ord. 15-2012** and made a motion that it be read by title only. Seconded by Mr. Rauch, all in favor. **An ordinance providing for the authorization of the interim municipal manager to advertise for public bid the construction of the Alice Street, Wood Street, and Garfield Avenue resurfacing project and to further award and enter into a contract with the lowest and best bidder, as relates to the contract, pursuant to the specifications and bidding requirements, and declaring an emergency.** Mr. Elzer was concerned because this is authorizing to go out for bids and award them and said that council never knows what the numbers are. Thompson said once she gets the bids she would take them back council before it was awarded. Ms. Beagle made a motion to suspend the rules and make this an emergency seconded by Tyger. All in favor, motion carried. Ms. Beagle called for a vote on **ord. 15-2012**. All in favor, motion carried. Ms. Beagle introduced **ord. 16-2012** and made a motion that it be read by title only. Seconded by Mr. Tyger. All in favor, motion carried. **An ordinance providing for the authorization of the interim village manager to solicit bids and further sell personal property, identified as approximately 40 loads of cuttings, located at the Clark Street fire house, deemed not needed for municipal use with the approval of the board, officer, and/or municipal council, and in accord with methods of sale authorized by ohio revised code 721.15, et seq., and declaring an emergency.** Mayor Zuch asked because the ordinance is worded Interim village manager if it will cover Chief Monteleone and Atty Smith said it is the same of the last one. Mr. Figley stated we have appx 40 loads of grindings that have sat there for some time and he has had a lot of questions as to wether the Village could use them or to sell. We are going to get all of the grindings from the streets getting done this year so we will sell whats there and then we will have to find another place to keep the new ones and use them to repair alleys. Atty Smith stated as far as the ordinances that say Interim Village Manager, those will allow Thompson to get bids and then she will do final ordinances allowing Pete to enter into those contracts. Mr. Elzer asked if it is being bid by the load and Mr. Figley said no, it is for the whole pile. Thompson said the buyer would be responsible for loading the grindings. Ms. Beagle made a motion to suspend the rules and declare an emergency, seconded by Mr. Tyger. All in favor. Ms. Beagle called for a vote on **ord. 16-2012**. All in favor, motion carried.

ADJOURN: Mr. Rauch made a motion to adjourn seconded by Mr. Tyger. Motion carried, meeting adjourned.

SIGNED: _____
MARGO ZUCH, MAYOR

ATTEST: _____
MISTI J. MARTIN-CLERK