

EAST PALESTINE VILLAGE COUNCIL MEETING- OCT 8, 2012- 7PM COMMUNITY CENTER

Mayor Zuch called the meeting to order. Present were Atty. Beagle, Mr. Elzer, Mr. Figley, Mr. Cohen, Mr. Tyger and Mrs. Wisser. The monthly department reports for September were approved on a motion by Mr. Elzer, seconded by Mr. Cohen. The minutes from the September 24, 2012 meeting were approved on a motion by Mr. Tyger, seconded by Mrs. Wisser.

AGENDA: CHRIS JACOBS FROM THE SOLID WASTE DISTRICT. Mr. Jacobs stated he is the director for the Solid Waste District. He stated they had some additional funding this year and they wanted to work with the trash haulers to begin a curbside recycling program at no cost to the residents. They sent out letters to the haulers in the three local counties and CSI is the only one who responded. They want to work with the Village to buy curbside bins that can be used for any hauler who chooses to participate. The haulers would go to the Solid Waste District and tell them how many bins they would need and they would also buy additional bins for the Village to have on hand. The bins would be village property. It would be a two-bin system, one for paper the other for glass, plastic, and metal and the bins could be tailored to East Palestine. The bins will be property of the Village. Mayor Zuch asked if the large bins would stay downtown, Mr. Jacobs said they would because some people have a large volume, and people from out of town come in to use them. Mr. Jacobs stated the Carrolton and East Liverpool currently use the bins. He said the originally were trying to get Columbiana, East Palestine, and Salem to do a franchise system with one hauler, but that causes problems for local haulers. The haulers would need a very large volume to justify running a separate truck. Mr. Figley asked Ms. Hamner of CSI if she would have to run a separate truck at no cost to the residents and she said yes but it would cost them as a company. Mr. Figley asked why she was doing it, and she said because it's the right thing to do. There are new companies starting out managing post consumer recyclables and without people bringing them product they will not stay in business. Doing this would save space in the landfills. Mr. Jacobs said that is why the Solid Waste District was formed in 1988, to reduce the amount of waste going into landfills. In some cases the government subsidizes it, but in this case CSI is subsidizing it. Mr. Elzer asked how soon he needed an answer from Council, Mr. Jacobs said his board did not meet until December. Mr. Elzer asked Atty Smith if legislation was needed and she said it depended on what Mr. Jacobs needed. She said she could do a resolution, Mr. Jacobs said it did not need to be that formal, just some level of commitment or even just a motion. Mr. Elzer made a motion to accept Mr. Jacobs offer for the recycling program, seconded by Mrs. Wisser. Mr. Tyger- y, Atty Beagle-y, Mr. Cohen-y, Mr. Figley - no. 5 yes to pass.

CLERK: NO REPORT

MAYOR: Mayor Zuch presented Mr. Kim Sansenbaugher with a certificate and letter of appreciation for 40 years of service to the East Palestine Fire Department. The Historical Society is doing apple butter this week and they need volunteers to help peel the 34 bushels of apples. Mr. Dan Boggs of the Historical Society said the one of the only original streetlights from town donated by Mr. Ken Krissa was erected at the Log Cabin. The Police Department has had several new appointments. Kevin Dickey was sworn in as Police Chief, Officer Don Johnson was sworn in as a sergeant and K-9 handler, Officer Brian Moore was sworn in as corporal, Officer Matt Elser was sworn in as full time patrolman, Rick Southall was sworn in as an auxiliary patrolman and Village Manager Pete Monteleone was sworn in as an auxiliary patrolman. Monteleone will work as patrolman on an as needed basis and will not collect additional wages.

MANAGER: He was contacted by John Lehi from Claybrook. They have finished the topcoat on the road and have asked the Village to accept the road. They are wrapping up the Moore Lane project, everything has gone well. He stated that modifications were made to the original plan. They were just going to patch the ditch with concrete and then blacktop. The patching took up approximately 1/3 of the road and they checked into paving the entire road instead of patching. After looking into it with Mr. Figley and John Jurjavic they took out the concrete, and decided to pack down the stone and asphalt and pave over that. The engineers said it would not jeopardize the integrity of Moore Lane. They looked at James and Grant with the same process with the only difference being those were still just patch and not complete paving. The changes saved approximately \$9000. Mr. Figley stated the Manager did a good job saving a lot of money. Monteleone stated he needed 3 council for a committee for a wage reopener with the FOP and Teamsters. Mr. Cohen, Mr. Tyger and Atty. Beagle agreed to do it. Mr. Cohen asked if there was any report from Buckeye Mineral. Monteleone stated they had signed the 30-day contract with them and it was up September 30. He spoke with them last week, and that all of the mapping was before the drillers and nothing had been rejected. He stated he signed another 30-day contract with them and will touch base with them again this week.

LAW DIRECTOR: NO REPORT

STREET: Mr. Figley stated that the alleys in town are in bad shape and he would like to look into a small grader to help with the problem. It would cost anywhere between \$3000 to \$4000 to \$20,000. He would like to begin work on the alleys by spring. He asked Finance Director if the alleys fell under the street levy fund and she said yes. Mr. Cohen asked what the grader would do. Monteleone stated that the alleys that have the large hump in the middle that it would grind those off and level them. Mr. Figley suggested weight limits on the alleys as the large garbage trucks are tearing them up and possibly making it mandatory for pickup to be in the front only. He asked Ms. Hamner how much alley pickup takes place and she said approximately 80%. Mr. Figley asked the manager to look into limiting the large trucks being in the alley. Mrs. Wisser asked why customers have to put their trash in the alley. Ms. Hamner stated that it is a service industry, for some people it's a hardship. Their sidewalks are bad, there are tree roots or people have large hills in the front of their homes and it's just easier for them. Rich Bolon asked if it was possible to make people move their containers to the back once the trash is picked up. Mayor Zuch stated that battle has been fought for a long time. She said council has dealt with the garbage issues many times over the years and have been able to get some of the bad offenders to clean up. She said there is only so much the police can do. Mr. Figley said if it bothers people, something has to be done about it. Kip Reeves asked how the police could enforce it if there is no ordinance, and Mayor Zuch said basically they cant. Mr. Figley said you can give them 24 hours and if its not put back there is a fine. Mr. Figley said that's why he got on council, to fix up the houses and that hasn't been done. That's why he voted no on the recycling program, he's not against recycling but he wants to work on the other issues. Mrs. Wisser asked if they could make an ordinance. Monteleone stated most of the time; those ordinances are unenforceable, because if they choose not to pay, it costs more to prosecute them than the ticket itself. Mr. Figley asked what happened to Mayors court. Mr. Cohen stated that Mayors courts are basically illegal in the state of Ohio. Mr. Figley stated that cleaning up the town is not a laughing matter. Atty Beagle stated that so much of it should be relying on the people, but legislation is not always the answer. She said the residents have to want to do it. Mr. Figley said if they (council) can take the time for recycling, why cant they take the time to make people mow there grass and clean up. Mr. Cohen stated that every community has a portion of town that doesn't mow, or clean their properties.

Mr. Figley said if we make an ordinance with a large fine and people don't move their trash cans then it would be worth prosecuting. Atty Beagle stated that a certain amount of it has to be voluntary, you cannot mandate everything. Mr. Figley said it's Council's job to take care of issues if they are bothering the residents. Atty Beagle said they would have to add a lot of people to the PD if they want them policing everything that has been discussed lately, and Mr. Figley said if that's what needs done then we have to do it. Atty Beagle said they are police officers and Mr. Cohen said you can't hire more police officers just to police the trashcans. Mr. Cohen said you can't legislate to the point of micromanaging; it is better to do it through education, but you will always have people that won't listen. Mr. Cohen said that he doesn't think it necessary that every time someone is unhappy with something in town, that legislation should be drafted. Mr. Elzer said that a lot of good is happening in town, look at everything in the last year. He said things are happening every day. Mr. Figley asked for examples. Mr. Elzer said to drive down the streets, we have a police dog, we have cameras in the park, and things we have never had. Betty Reeves stated that a lot of the problems are with rental properties, and the property owner should be responsible for making tenants clean up the properties.

PARK: Mr. Cohen reminded everyone about the park levies coming up in November. They are renewal levies and no new taxes and without them the park cannot operate. He spoke with Larry Wales and he has fliers to pass out the weekend before the election and they will need volunteers. Don Smith and volunteers completed the staining of the front porch of the community center. He stated the Haunted Trail Saturday was a success and was well attended with no problems and the Pam Figley and Jill McGee provided food for the volunteers. Atty Beagle said the new steps at the police station look great, and things like that help people want to take pride in their properties. She said the building behind the police station (Telischak building) that is in bad shape. Christopher Court needs work. Monteleone said he is very proud of the police department. It was all done with pre-existing budget and no added expense with the labor being done by the officers. He said another difference is the flagpole on rt 14, it has been sanded and painted and looks beautiful. Mayor Zuch stated they have begun work on the Telischak building.

DEVELOPMENT: NO REPORT

UTILITY: Mrs. Wisser stated that she, the Finance Director and the Manager met with a gentlemen from Direct Energy for the gas aggregation program. She asked what came of that meeting, as she had to leave early. Monteleone stated they authorized him to look for a competitive rate for the village. There will be a fixed rate until January and he is shopping for a fixed rate for after January. Mr. Figley asked about the Jarrett property on Clark St. Mr. Elzer said it was auctioned off six weeks ago to an individual who is working on it but will not give any information on the property. Mr. Figley asked if there was anything new on the Brittain project. Atty Smith said the last time she spoke with Atty Powers that he said it wasn't completely dead and were still discussing some options and it is still within the 18-month window. Mr. Elzer said the legislation he received from Atty Smith, that there was nothing in it about the 10 miles. She said she would check into as he was probably missing a page. Mrs. Wisser said that EPYSA wants to run a water line to the ball field on the hill and they have purchased all of the materials needed and were previously told the water dept would do it when they had time. She said she spoke with Brian Moore and that he would like to have it done by spring. But she doesn't think the water department will have the time. Monteleone said not at this moment no, but if she could meet with him and Jurjavcic they could try to get it scheduled. Mr. Figley stated he would like to see a drawing for that water line and Mrs. Wisser said she would check with Brian Moore. Mrs. Wisser questioned the new Drug Free Workplace policy, if it is something new. Monteleone stated it is something new and Chief Dickey is trained to do the testing when it begins. There is a cost benefit to it; the Village will save 7% on the premiums. Monteleone said it is random testing.

FINANCE: Mr. Tyger stated that they received \$ 10,000 check for ambulance billing, and they are going to start rebilling. This issue needs put to bed so the budget can be balanced.

VISITORS: Katie Schwendeman, Chief Dickey, Dan Scott, Dianna Elzer, Lisa Hamner, Chris Jacobs, John & Dot Herbert, John & Bonnie Davis, Danny Boggs, Traci Thompson, Chuck McGuire, Jerry Coblentz, Rich & Kay Westover, Mark Rhodes, Jim Williams, Kip Reeves, Betty Reeves, Shirley Wilson, Brent Wilson, Tami & Bob Harris, Jim Mackall, Larry & Terri Ward, Ben Terwilliger, Rich Bolon, Emery Coon, Kim & Cheryl Sansenbaugher, and Brett Sansenbaugher.

LEGISLATION: Atty Beagle introduced **Ord 23-2012** for a second reading and made a motion that it be read by title only. All in favor. **An ordinance providing for the authorization of the village manager to solicit bids and further sell personal property, identified as a 1983 Chevy truck, vin #1GBHK34W2DV109201, deemed not needed for municipal use with the approval of the board, officer, and /or director having supervision thereof and /or municipal council, and in accord with methods of sale authorized by Ohio revised code 721.15, et seq., and declaring an emergency.**

Mr. Cohen made a motion to adjourn, seconded by Mr. Figley. All in favor, meeting adjourned.

MAYOR MARGO ZUCH

MISTI J. MARTIN-CLERK