

**VILLAGE OF BALTIMORE
COUNCIL MEETING
February 27, 2017
7:30 p.m.**

Mayor Bradley Nicodemus opened the meeting at 7:30 p.m. with the Lord's Prayer and the Pledge of Allegiance.

ROLL CALL: Members of Council present were Jim Hochradel, Tony House, Dwayne Mohler, Mike Hamilton and Bob Hankison. Councilperson Keller was absent. Also present were Mayor Bradley Nicodemus, Police Chief Mike Tussey, Solicitor Jeff Feyko, VA Teri Wise and Fiscal Officer Kathryn Jenkins.

APPROVAL OF MINUTES: House moved to approve the minutes of February 13, 2016 and Hankison seconded the motion. Minutes were approved with a 5-0 roll call.

APPROVAL OF AGENDA: Mayor asked Ordinance 2-27-2017-2 (Parking on Cliff Street) be added to the meeting agenda. Hankison moved to accept the agenda as amended and House seconded. The agenda was accepted as amended with a 5-0 roll call vote.

VISITORS: John McNally and members of his family, Greg Vannatta and Steve Kenney.

PUBLIC COMMENT: Prior to the public comments, Mayor Nicodemus swore in Officer John McNally and Chief Tussey presented him with his badge. He will serve as a part-time officer for the Village of Baltimore.

Greg Vannatta - resident on Mill Street was just attending to listen. Mayor stated the information he was looking for would be in the next section of the agenda.

Mr. Kenney had no comments.

VILLAGE ADMINISTRATOR – Report attached including matrix of VOB employees goals. Below are some highlights of the report:

- Hydrant replacement or repair project is over 90% complete.
- Meter replacement project will begin with installation at 28 properties identified as problematic in regards to monthly readings.
- Planning and Zoning committee has finished reviewing Draft #2 of the VOB Zoning Codes and will be ready for the final and 3rd draft review on Thursday, March 9th.
- Letters have been sent to the Fairfield Health Department and Brant Laird, owner of record for 206 S. Mill Street, which included a copy of Ordinance 10-24-2016-2 and a copy of the utility billing for this address which currently shows \$2,748.30 due. The date for disconnection is Monday, March 13 so it is well within the notification time period of 15 days as specified by the ordinance. The disconnection process will be to first locate the connection within the ROW, dig it up and install a check valve. This check valve will be used then to either shut off or turn on sewer services. The connection is about 8 feet under so it will take the team around ½ day to dig, install and fill and around \$200 in materials. Chief explained that they have gathered

enough information to be able to issue a “disorderly conduct” citation. If no response, then the next citation will be classified as a “persistent” citation which is a misdemeanor. VA Wise reported letters have been sent to both the property owner and the Fairfield County Health department notifying everyone that on Monday, March 13, 2017 the Village will be disconnecting the sewer service to this property per Ordinance 10-24-2016-2. The officers are having issues serving him with the citation.

- Administrative Assistant applications have all been scored and interviews will be on March 1st and 2nd. We received around 39 resumes.

FINANCE COMMITTEE: Chairperson House stated the committee met tonight to discuss financials and the fund discrepancy for the CDBG matching engineering costs. If the money is needed, it is in the permissive tax fund. The **next meeting will be fourth Monday of March (3/27) at 6:00 p.m.**

SERVICE COMMITTEE: Chairperson Mohler reported they met on the 20th of February and the minutes have been distributed. Highlight of topics discussed were Acker’s Ditch and the extension of the sidewalks on 1-2 block area on Market Street. **Next meeting will be March 20th at 5:30 p.m.**

SAFETY COMMITTEE: Chairperson Hankison stated the Safety Committee has scheduled a meeting to address the Baltimore Festival committee requests. Also on the agenda is the noise issue compliant with RP3. The next **Safety Committee meeting is the 2nd Monday in March – March 13th @ 6:00 p.m. right before Council.**

RULES COMMITTEE: No report or meeting scheduled.

FIRE BOARD REPORT: Meeting was held on February 16th (minutes distributed at the last Council meeting) and the main topic of discussion was the new medic purchase – it will be 9 to 10 months out before they get it. The Fire Board is ready to start advertising for bids. **Next meeting will be Thursday, March 16th at 6:30 p.m. at station 610.**

PLANNING COMMISSION: The Mayor stated the 3rd draft of the VOB Zoning Codes will be ready for review at the next regularly scheduled meeting of the VOB Zoning and Planning Committee. The **next meeting will be Thursday, March 9th at 6:30.**

SOLICITOR: The solicitor said that there are 2 new pieces of legislation on the agenda for the evening and both have been discussed in previous council meetings. He circulated last week an updated draft in connection with the tabled ordinance for the water and sewer rules and regulations for everyone’s review. He also requested an executive session to discuss a potential litigation matter.

POLICE: The Chief was having issues with his printer so he presented an oral report:

- Car 751 was parked in the usual parking space and the windshield was damaged by a rock or hard object so it needed replaced.
- He discussed the training updates for Officer Patten report out
- Range booking has begun and should be done soon. At that time he will email the VA the information. All inquiries to use the range are responded with a letter explaining the rules of the range.
- Chief continued conversation on 206 S Mill and the proactive actions the team was taking

MAYOR: The Mayor gave his report:

- Friday, on the 25th he attended the Blue and Gold Banquet for the Boy Scouts and it was enjoyable to see the progress of all of the scouts.
- He continues to review the water and sewer billing information. Some of the potential issues or oddities he thought we had, he was able to resolve. He will continue reviewing the information.
- He attended the Ohio Economic Incentives Conference in Gahanna last Friday with the VA where they discussed creative finance avenues for projects.
- Met with Randy to discuss several IT issues here at the Village including email issues; new software and hardware needs; Office 360; etc. He also has been experimenting with using a tablet to aid in the reduction of paper. While it is working pretty efficiently, he is experiencing slight issues with making handwritten notes on the documents and to make sure notes made by one person do not mark up another person's copy.
- He has not yet had time to meet with the Families First – new Fairfield County involvement group. They would like to see what they can do for the residents of Baltimore.
- Superintendent sent in some paperwork regarding the proposed school levy and he will probably invite him to the last meeting in March to discuss the levy further and ask questions about his projects. Levy is on the ballot in May.
- The Mayor discussed his intent to send a letter to Library Board of Directors regarding the reassignment of the Librarians since concerned citizens stated the librarian in our community is more than a librarian – they are a member of our community.
- Board of Health meeting next Monday which he will be attending.

Hochradel asked if he had contacted the Secretary of State Office yet and the Mayor stated he was on hold for a long period of time and had to disconnect but he will try again to make contact.

FISCAL OFFICER: Nothing to add since everything was discussed in Finance Committee.

MOTIONS: Mohler moved the Council go into an executive session following regular business per the request of the VS to include Council, Mayor and VA. Hochradel seconded the motion. No discussion so vote was taken and the motion passed by a 5-0 vote.

Mohler made a motion to approve the January Financials and Hankison seconded the motion. No discussion so vote was taken and the motion passed by a 5-0 vote.

ORDINANCES and RESOLUTIONS:

ORDINANCE 2-27-2017-1

“AN ORDINANCE AMENDING CHAPTER 240 (EMPLOYEE MANUAL OF PERSONNEL POLICIES AND REGULATIONS) OF THE BALTIMORE CODIFIED ORDINANCES AND THE DECLARATION OF AN EMERGENCY” - Sponsor – Hamilton

This ordinance was in regards to a family member securing a job with the Village by adding the following clarification statement to the current ordinance verbiage: *“except that this provision shall not apply if the immediate family member does not directly report to any elected official”*.

Motion was made by Hamilton to bypass Committee. Second was made by Hankinson. No discussion. Roll call vote was 5-0 and motion to bypass committee was approved.

Motion was made by Hamilton to suspend the three reading rule. Second was made by Hankinson. No discussion. Roll call vote was 5-0 and motion to suspend 3 reading rule was approved.

Motion was made by Hamilton to adopt Ordinance 2-27-2017-1. Second was made by Hankinson. No discussion. Roll call vote was 5-0. Ordinance 2-27-2017-1 adopted February 27, 2017.

ORDINANCE 2-27-2017-2

“AN ORDINANCE AMENDING SECTION 452.16 OF THE BALTIMORE CODIFIED ORDINANCES (PARKING PROHIBITED ON CERTAIN STREETS) AND THE TRAFFIC CONTROL MAP TO PROVIDE FOR NO PARKING ON A PORTION OF CLIFF STREET, AND THE DECLARATION OF AN EMERGENCY” - SPONSOR - HANKINSON

Hankinson stated the ordinance had been discussed at last Safety meeting where it had been agreed that the area is so narrow with parking on both sides of the street that it becomes a safety issue. The ordinance can go for a second reading and not be passed by emergency.

SUSPENDED ORDINANCE:

ORDINANCE 7-11-2016-1

"AN ORDINANCE AMENDING CHAPTER 1026 OF THE BALTIMORE CODIFIED ORDINANCES (WATER AND WASTEWATER RULES AND REGULATIONS) IN ORDER TO UPDATE AND CLARIFY VARIOUS PROVISIONS" - SPONSOR-KELLER

No action taken will remain suspended until Committee meets to discuss further.

OLD BUSINESS:

- **Eagle Scout Project** – Still on track for completion of project by March.
- **Evan Schaffner payments for concession stand.** Remaining balance due for the 2016 season was paid in full (\$225.00).
- **Acker’s Ditch Project** – Mayor stated that he doesn’t think it is a good idea to do this project this year since it was not on the 2017 project list and no budget allowances were made for the \$12,000 - \$17,000 front-end costs of the grant and what could be possible additional costs at the back end which at this time are unknown. We are trying this year to budget and plan and not just have to find the money. This was not a project that was submitted through the planning process last year. Also we would not be receiving the full \$300,000 since \$20,000 will be allocated to the County to administer the project.

This property just came into the Village with this issue and it will not be beneficial to many and at this time we would be draining a ditch that serves no material purpose to the Village at this time. He felt it was just not fiscally wise and this project would not make us good stewards of our resident's tax dollars. The timing is wrong at this time based on our current financials.

He has had concerns as to what would happen to the properties south and if issues such as blow holes would arise or other issues. At this time there are no plans for any development along that area and it is currently an open field. In fact things may be different or would have to be changed if development of that area took place based on how the area would be platted.

If we are going to find money for a project in the Village it should be for property not just added or annexed. He was looking for input from the Council on what their thoughts are on the subject since he believes we should continue to move forward with the items planned in the budget and not disrupt the budget for this project. He believes it is important for Council to consider the ramification of the Village resources and stewardship responsibility of spending tax payer's money on this project.

Hamilton asked how much of this is within the corporation within the last year and how many people were against the project. The Mayor stated he believed all was within the corporation now and yes there were 2 people to the south that were not in favor or had concerns about the project.

Mohler expressed his concerns stating that waterlines and roads are more important at this time especially since the issue had been there for a while and the County or Township chose not to do anything and stated it was the property owners' issue at this point. The issue has come to light again since the property was just recently annexed to the Village.

Hankison agreed since during the Finance Committee meeting there was an in-depth conversation about the budget and debt obligations for the Village.

House stated because of the debt obligations he was not in favor at this time since we cannot take on any more debt than we can pay for right now.

Mohler made a motion to suspend the Acker's ditch project and Hamilton seconded. The vote was 4-0 with Councilperson Hochradel abstaining. Motion was passed to suspend the Acker's Ditch project.

NEW BUSINESS: Hamilton brought up the upcoming marijuana situation. Hochradel asked if it would be possible to keep any facility within the village in the Limited Manufacturing district. Mayor will reach out to Holly at Fairfield County Planning to see if she had any experience as to what other communities are doing with this issue and to see if some sort of regulations can be placed in our Zoning Codes. Mayor will keep on top of the issue and monitor progress of the proposed law.

VISITOR COMMENTS: None

The Mayor called for a short five (5) minute recess and then Council will go into Executive Session.

LAST CALL: None

Council went into Executive Session at 8:25 p.m.

ADJOURNMENT: Council came out of Executive Session at 8:45 p.m. and went back into regular session. There was no further business so House made a motion to dismiss and Hankinson seconded. A voice vote unanimously called for adjournment.

The Mayor adjourned the meeting at 8:59 p.m.

Kathryn Jenkins, Fiscal Officer

Bradley Nicodemus, Mayor