

**VILLAGE OF BALTIMORE**  
**COUNCIL MEETING**  
**June 26, 2017**  
**7:30 p.m.**

Mayor Brad Nicodemus opened the meeting at 7:30 pm with the Lord's Prayer and the Pledge of Allegiance.

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

APPROVAL OF MINUTES: Hochradel moved to approve the minutes of June 12, 2017 with House seconding the motion. As there were no changes or additions noted the Mayor called for a vote. Minutes were approved as written by a 5-0 vote.

APPROVAL OF AGENDA: The Mayor amended the agenda to identify the sponsors of legislation as follows:

- Ordinance 6-26-2017-1, sponsor Hochradel
- Ordinance 6-26-2017-2, sponsor Hankinson
- Ordinance 6-26-2017-3, sponsor House

Hamilton moved to approve the agenda as amended with Hochradel seconding. There was no further discussion. The agenda was approved as amended by a 5-0 vote.

VISITORS: Ernie Mock, Karen Santore, Kaylor Inskeep, Greg Vannatta, and Brian Bibler.

The Mayor reminded everyone they would have a total of 5 minutes each to address council.

**Firing Range**

- Ernie Mock, Lancaster Resident– He is still opposed to the gun range even though Chief Tussey has mentioned increasing the mound to 15-20 feet. He knows there are bullets embedded in trees at 23 feet so he doesn't see what good a 20 foot mound is going to do. He would like Council members to do a search on NRA No Blue Sky and look at implementing that into whatever is done at the range.
- Karen Santore, Fairfield County Resident – She and others toured the range with Chief Tussey.
  - She said that it is not well maintained. While that does not directly affect the range, she believes that people tend to act in a different way if there is a more professional appearance.
  - She said it is really close to the creek where she played when she was growing up. There are two places where the creek can be crossed which could provide access for trespassers.
  - She was surprised by how the stations were marked. She thought this also looked unprofessional.
  - There is no sound baffling.
  - The mound does not appear to be 11' 6" tall. She is concerned about the weeds particularly on the brim which look to be waist high. She stated that someone had mentioned that the way they determine if anyone is down range is to climb on top of the mound and look. She feels that the line of site is minimal due to the overgrown woods beyond.
  - She feels that the rifle range is even worse and looks more dangerous.
  - She saw two "No Trespassing" signs which she feels is an inadequate number. She said the two locked gates could be accessed using a bolt cutter and the fencing does not surround the whole area. She was able to access the gun range by walking down to the lock entering from there. Security is lacking. She feels cameras would be an excellent addition. She did not notice any lighting.
  - She did not notice any restroom facilities which would make it unsanitary.
  - She feels there needs to be a Baltimore representative present to check people in and out and count the rounds. The people using it are not primarily from this area, so they have little regard for the maintaining the area. More supervision is needed.
- Kaylor Inskeep, Baltimore Resident – His grandchildren live on the back side of the gun range. His daughter-in-law was told that when you hear shooting, the kids should come inside. That doesn't work. Safety is an issue. There needs to be someone in charge.

- He was unhappy regarding the letters sent about the meter change-outs that indicated the water would be shut off. The letter said that two previous letters had been sent and also a sticker had been put on the door. It was a rude letter. All you had to do was knock on the door or call. He wants to be treated with respect.
- He lives on Basil St. and would like someone to take a look at the back alley where the gravel gets washed out. Somebody could break an axle. A load of gravel would probably solve it.

Councilperson Hochradel said that it is actually Canal St. itself on the north side.

- Greg Vannatta – He is just looking.
- Brian Bibler – nothing.

VILLAGE ADMINISTRATOR – (see attached report) Highlights of the report are below:

- At the request of the Mayor we are tracking pool attendance and the after-5 pool attendance.
- The Alt Park sign has been repaired and we are reaching out to the garden club to get flowers planted around it.
- The remainder of the radio read meters have been ordered and Brad from the wastewater treatment will be working part-time in the water department on those installations.
- She has been in contact with Muni-Link to set up a timeline for installation.
- The Consumer Confidence Report has been submitted to the EPA and is available on our website.
- While hoisting a pump for inspection, the hoist broke and the pump fell, causing \$5,000 of damage to the pump.
- We have ordered a larger sludge bag that should have capacity for one year.
- Zoning violations - The Police Department served 2 residents with notice of intent to pursue condemnation procedures and one to disconnect sewer service.
- We want to congratulate Brian Bibler who will be the new Fiscal Officer. He starts on July 10<sup>th</sup>.
- Next week the crew will be doing mortaring, scraping and painting on the Village Office exterior.
- Overspray from the water tower painting will be cleaned up within 10 to 12 days.

Councilperson Hamilton clarified that it was the hoist cable, not the hoist that broke causing damage to the pump.

FINANCE COMMITTEE: Chairperson House said a meeting was held prior to Council meeting. They discussed the 2018 budget, security cameras and current zoning fees. **The next meeting will be the fourth Monday of July – July 24th at 6:00 pm.**

SERVICE COMMITTEE: Chairperson Mohler said a meeting was held on June 19<sup>th</sup>. Items discussed included cameras at the wastewater treatment plant and overspray from the painting of the elevated water tower. **The next meeting will be held the third Monday of July - July 17<sup>th</sup> at 5:30 p.m.**

SAFETY COMMITTEE: Chairperson Hankinson stated that no meeting had been held since Council last met. **The next meeting will be held the second Monday in July - July 10th at 6:00 pm.**

RULES COMMITTEE: Committee Member Hochradel stated that no meeting had been held since there was no agenda. **The next meeting will be held the second Monday in July - July 10th at 6:45 pm.**

FIRE BOARD REPORT: Council Representative Dwayne Mohler noted that the minutes of the May 18, 2017 meeting are out. The medic unit is on schedule. Some minor truck repairs had been made. **The next meeting will be held the third Thursday in July – July 20<sup>th</sup> at 6:30pm.**

PLANNING COMMISSION: No meeting has been held since Council last met. The second Public Hearing on the Zoning code changes was held this evening at 7:00 p.m. **The third Public Hearing on the Zoning Code changes will be held in two weeks on Monday, July 10<sup>th</sup> before Council meeting.**

SOLICITOR: The solicitor stated there are three new pieces of legislation on the agenda, some with emergency language. He asked for a brief executive session after regular business to discuss personnel and litigation to include Council, the Mayor and the VA.

POLICE: (see attached report)

- Officer Harget presented the report to Council in Chief Tussey's absence.

- There have been several repairs on the patrol cars, including brake, transmission and air conditioning issues.
- Officers have been patrolling the South Basil area due to complaints about dirt bikes. A dirt bike rider was caught and the dirt bike was impounded.

MAYOR:

- This past weekend over \$1000.00 was collected for the flag fund in a four-hour period.
- He walked through the Pint House to see the renovations and said there should be soft opening in late July and opening in early August.
- The Festival Committee had two questions. They are asking for assistance in getting the trailer containing all of their items to the park and getting it unloaded. Historically the Village has helped. The Village workers contacted prefer coming in a couple of hours on the Sunday before which would be overtime. The consensus of Council members was that overtime on Sunday was acceptable.
- Regarding the pool pass for Nights and weekends should it include access for the 4<sup>th</sup> of July also? Council agreed to include the 4<sup>th</sup> and 5<sup>th</sup> of July in honoring these passes.

FISCAL OFFICER:

She said that she didn't have anything to report at this time.

MOTIONS: Hamilton made a motion to go into executive session following regular business to discuss personnel and litigation matters to include Council, the Mayor, VA, Fiscal Officer and the Police representative. House seconded the motion. There was no further discussion. Motion was approved by a 5-0 vote.

ORDINANCES and RESOLUTIONS:

First Readings:

**ORDINANCE 6-26-2017-1**

**“AN ORDINANCE ACCEPTING ANNEXATION OF 2.950+/- ACRES (CHAFFIN PROPERTY), DIRECTING THE VILLAGE SOLICITOR TO PROSECUTE PROCEEDINGS NECESSARY TO EFFECT IT, AND THE DECLARATION OF AN EMERGENCY”**

**Sponsor: HOCHRADEL**

- Sponsor Hochradel made the motion to suspend the three reading rule. Councilperson Hamilton seconded. There was no further discussion. Motion to suspend the three reading rule passed by a 5-0 vote.
- Sponsor Hochradel made a motion to adopt Resolution 6-26-2017-1. Councilperson Hamilton seconded. There was no further discussion. Resolution 6-26-2017-1 adopted by a 5-0 vote.

**ORDINANCE 6-26-2017-2**

**“AN ORDINANCE TO AMEND CHAPTER 1406 (INTERNATIONAL PROPERTY MAINTENANCE CODE) OF THE BALTIMORE CODIFIED ORDINANCES IN ORDER TO ADOPT AN UPDATED REVISION REGARDING UNSAFE STRUCTURES AND EQUIPMENT, AND THE DECLARATION OF AN EMERGENCY”**

**Sponsor: HANKINSON**

- Sponsor Hankinson made the motion to suspend the three reading rule. Councilperson House seconded. There was no further discussion. Motion to suspend the three reading rule passed by a 5-0 vote.
- Sponsor Hankinson made a motion to adopt Ordinance 6-26-2017-2. Councilperson House seconded. There was no further discussion. Ordinance 6-26-2017-2 adopted by a 5-0 vote.

**ORDINANCE 6-26-2017-3**

**“AN ORDINANCE TO AMEND THE 2017 APPROPRIATIONS ORDINANCE”**

**Sponsor: HOUSE**

- Sponsor House made the motion to suspend the three reading rule. Councilperson Hankinson seconded. There was no further discussion. Motion to suspend the three reading rule passed by a 5-0 vote.
- Sponsor House made a motion to adopt Resolution 6-26-2017-3. Councilperson Hankinson seconded. There was no further discussion. Resolution 6-26-2017-3 adopted by a 5-0 vote.

**SECOND READING**

**RESOLUTION 6-12-2017-3**

**“A RESOLUTION TO ADOPT THE 2018 TAX BUDGET AND THE DECLARATION OF AN EMERGENCY”**

**Sponsor: HOUSE**

- Sponsor House said that the second reading of the resolution was tonight. Resolution will be held for a third reading and a public hearing.

**ORDINANCE 6-12-2017-4**

**“AN ORDINANCE TO AMEND PART 12 (PLANNING AND ZONING CODE) OF THE BALTIMORE CODIFIED ORDINANCES”**

**Sponsor: KELLER**

- The second public hearing had been held tonight at 7:00 p.m. The third public hearing would be held prior to the next Council meeting on July 10<sup>th</sup>.

OLD BUSINESS:

- **Marijuana for medical purposes** – The Mayor said that the level 2 timeline has passed and he didn't know of a suitable property in Baltimore for a level 1 (grow facility.) Council agreed that this item should be removed from the next agenda.
- **Surveillance cameras and fence at WWTP and Firing Range** – Cameras were discussed in the Finance Meeting and there will be more information once the proposal is received. Still checking on the possibility of getting fencing from the jail.
- **Cliff St. bushes** – Courtesy letters were sent out and the bushes will be trimmed.
- **Oak St. potholes** – Have been addressed. As far as was known, in front of garage is not in right of way and therefore not the Village's responsibility. Councilperson House said that it is platted as Oak St., but not paved and that it is in the street right of way. The VA will follow up on this.

NEW BUSINESS:

- Councilperson Mohler brought up an issue with bushes in the alley between Oak and the alley beside Murphy's - the corner of Oak and Washington at the west end. VA will make sure it is on the list.
- Councilperson House asked why the VA is doing the work of the zoning officer. He hasn't seen any action from him and wants to know why. Mayor stated that he has been sick for a while but should have called. He is in NIMR training for his day job. The Mayor had asked him to contact Teri but he hasn't yet. The Mayor will contact him as to his current status.

VISITOR COMMENTS:

- Ernie Mock – He took a tour with Chief Tussey and he removed the overflowing trash can and had in fact removed all of the trash cans. Now if something is brought in, it must also be taken out which Mr. Mock thinks is a good move.

LAST CALL:

Mayor then asked Council to take a 5-minute recess at 8:26 p.m. before going into Executive Session.

Council reconvened at 8:35 p.m. and then went into Executive Session.

Council returned to regular session at 9:03 p.m. and at that time, a motion was made by House to change Darren Meade's pay from per session of Mayor's Court to a monthly fee of \$220.00 and add him to our payroll (includes PERS). Hamilton seconded the motion and with no further discussion, a vote was taken and it passed 5-0.

With no further business to discuss, Hamilton made a motion to adjourn for the evening and House seconded. A voice vote unanimously called for adjournment.

The Mayor then adjourned the meeting at 9:05 pm.

NEXT MEETING:

**The next meeting will be held the fourth Monday in July -- July 10<sup>th</sup> at 7:30pm**



Kathryn Jenkins, Fiscal Officer



Bradley Nicodemus, Mayor