

VILLAGE OF BALTIMORE
COUNCIL MEETING
June 12, 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 Chuck Keller, Mike Hamilton, Bob Hankison, Jim Hochradel, Tony House, and Dwayne Mohler. Also present were Mayor Bradley Nicodemus, Police Chief Mike Tussey, Solicitor Jeff Feyko, VA Teri Wise and Fiscal Officer Kathryn Jenkins.

APPROVAL OF MINUTES: Keller moved to approve the minutes of May 22, 2017 with Hankinson seconding the motion. There was no further discussion. Minutes were approved as written by a 6-0 vote.

APPROVAL OF AGENDA: The Mayor amended the agenda to identify the sponsors of legislation as follows: Resolution 6-12-2017-1, sponsor Hochradel; Ordinance 6-12-2017-2, sponsor Hankinson; Resolution 6-12-2017-3, sponsor House and Ordinance 6-12-2017-4, sponsor Keller. Keller moved to approve the agenda as amended with Hamilton seconding. The agenda was approved as amended by a 6-0 vote.

VISITORS: Ernie Mock, William Putnam, Jamie Mock, Barb Mock, Karen Santore, David Chesnut

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

Firing Range

- Ernie Mock, Lancaster resident asked if meeting minutes could be more readily available. He said he had one item to talk about: the shooting range. In the 4/24 meeting minutes, it was stated that there would be No Sunday shooting, limited. Saturday shooting would not disappear until new contracts signed. On May 12, Mr. Mock cited the Sunshine Law asking the Chief for copies of all contracts. He received 10 contracts on May 15. Of the 11 total contracts, 27% list range hours of 0800 to 2000, closed Sat. & Sun. the entire year. The remaining 73% of contacts list same range hours and effective 7/1/2017, closed Sat & Sun. He said that the Chief knew Jan 1, 2017 that range was planning to be closed Sat. & Sun. beginning 7/1/2017. Mr. Mock states that he sees no need for a delay.
- Bill Putnam, Baltimore resident – He wanted to wait to speak later.
- Jamie Mock, Fairfield County resident – She thanked Council for no shooting on the Sat. per her request. Asked if it could be closed this Sat. for a birthday party at 2pm.
- Barb Mock, Fairfield County resident – She said that she was hoping for more respect from Council than has been shown.
- Karen Santore, Fairfield County resident – She said that the Commissioners offered soil for buildup of wall for range. Where is dirt coming from? She stated she hoped the soil was not from the jail since the soil is contaminated with arsenic. Mayor said he didn't think soil is from jail, he will evaluate dirt to make sure not from jail site.
- David Chesnut, Fairfield County resident –He would like to see ballistics reports. How much money does it (firing range) make? How does it (firing range) serve our community? Where is the benefit?
- Karen Santore, Fairfield County resident – suggested Fairfield Fish & Game has a gun range and they (Baltimore Police) might be able to use theirs.

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

- Pool – Last week's attendance was down due to the cool weather, but we should see an increase this week. Chasing another leak at the back of property. Leak locator is coming to help locate it.
- Elevated tower maintenance should conclude this week.
- Water – 25 more radio read meters have been installed since last Council meeting.
- The delay in being open during lunch is due to additional training time needed.
- GE was in last week at the WWTP. Overnight deep cleans of Trains 1 & 2 were completed along with other maintenance and safety training.

Councilperson Keller inquired about the building catty-cornered from Town Hall since he heard it was being sold. He also noted he received complaints about cars parking along the north side of Johnson Park in the grass.

The Mayor then asked the VA to begin including weather data in the tracking of pool attendance. He also noted the food cart (previously at Car Company) had moved to Johnson Park to sell hot food since the pool was not at this time. The vendor asked Officer-On-Duty if that was okay and they told him it was.

Pool concession stand is not Village run and the contract to operate it had expired and the previous operator did not want to continue on. The opportunity was offered to Village organizations as a fundraising opportunity but none wanted to take it on. Megan and Josh Butcher will operate the concession stand this year and supply data to VA to help in creating future bid requests.

VA did note that Summer Place is not a public road so if vendor is there, he should not be. Discussion followed and it was decided to send the issue of food carts/ trucks to the Safety Committee agenda since Councilperson House asked if we had a contractor registration for food carts? Councilperson Hochradel asked if allowing them would result in an adverse effect on restaurants since we should protect the established businesses downtown.

FINANCE COMMITTEE: Chairperson House said no meeting has been held since the last Council meeting. **The next meeting will be the fourth Monday of June – June 26th at 6:00 pm.**

SERVICE COMMITTEE: Chairperson Mohler said no meeting has been held since the last Council meeting. **The next meeting will be held the third Monday of June - June 19th at 5:30 p.m.**

SAFETY COMMITTEE: Chairperson Hankinson stated the committee met this evening. The Chief spoke about purchasing self-aid kits for Police Department. He said that if they were acquired through the local hospital they would only cost about \$1600; this includes 4 cruiser kits, 11 personal kits, and free training. The kits do not have expiration dates and the replacement items can be purchased separately.

The Chief also stated they are looking to purchase newer used vehicles by 2018.

Mr. Ernie Mock of Lancaster, Ohio spoke to the Committee about the firing range and distributed photos as well as reports to Committee members. **The next meeting will be held the second Monday in July - July 10th at 6:00 pm.**

RULES COMMITTEE: Chairperson Keller stated there were no agenda items to discuss so the meeting was cancelled for this evening. **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 a meeting will be held this **Thursday June 15th.**

PLANNING COMMISSION: A public hearing was held this evening at 7:00 p.m. to consider amendments to the Village of Baltimore Zoning Codes and Maps. **Next public hearing on the Zoning code will be in two weeks on Monday, June 26th before Council meeting.**

SOLICITOR: The solicitor stated there are four new pieces of legislation on the agenda. He asked for a brief executive session after regular business for litigation, personnel and land acquisition matters to include Council, Mayor, Chief and VA.

The Mayor stated that habitable dwelling legislation will be presented at the next Council meeting.

POLICE: (see attached report)

- The Chief said that Officer Deskins had completed his probationary period and he was pleased with Officer Deskins' positive interactions with the residents.
- Chief attended self-first-aid for officers training. He has scheduled training for all officers.
 - Trauma kits are a remake of military kits.
- Officer Patten will be working traffic enforcement on random days in traffic complaint areas.

- Working on an end of life/replacement plan for cruisers by end of 2018. Currently one cruiser is down with transmission issues and another's air conditioning not working
- MADD fundraiser will be held Tuesday, August 1st at 4:30pm at OUL. It is a corn hole tournament. The Chief wants to try to get a couple of two-man Police and Fire teams to enter.

MAYOR:

- He said that he was also pleased with Officer Deskins' positive interaction with residents.
- Movies in the Park have been well attended. With a continuing leak at the pool grounds, they had to move screen which turned out to be a better location.
- The Opera House is open the 2nd and 4th Saturdays of the month.

FISCAL OFFICER: She said that there was a preliminary 2018 budget with two funds that did not balance. She said that she was awaiting approval of changes to bring these funds into balance.

MOTIONS: Keller made a motion to go into executive session following regular business to discuss litigation, personnel and land acquisition matters with Mohler seconding. There was no further discussion. Motion was approved by a 6-0 vote.

ORDINANCES and RESOLUTIONS:

First Readings:

RESOLUTION 6-12-2017-1

“A RESOLUTION AUTHORIZING THE VILLAGE’S PARTICIPATION IN THE GRANT APPLICATION PROCESS FOR THE CDBG PY 2017 CRITICAL INFRASTRUCTURE GRANT PROGRAM ADMINISTERED BY THE FAIRFIELD COUNTY REGIONAL PLANNING COMMISSION, FOR VARIOUS PROJECTS, AND THE DECLARATION OF AN EMERGENCY”

Sponsor: HOCHRADEL

- Sponsor Hochradel made the motion to suspend the three reading rule. Councilperson Mohler seconded. There was no further discussion. Motion to suspend the three reading passed by a 6-0 vote.
- Sponsor Hochradel made a motion to adopt Resolution 6-12-2017-1. Councilperson Mohler seconded. There was no further discussion. Resolution 6-12-2017-1 adopted by a 6-0 vote.

ORDINANCE 6-12-2017-2

“AN ORDINANCE TO AMEND THE 2017 APPROPRIATIONS ORDINANCE”

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 passed by a 6-0 vote.
- Sponsor Hankinson made a motion to adopt Ordinance 6-12-2017-2. Councilperson House seconded. There was no further discussion. Ordinance 6-12-2017-2 adopted by a 6-0 vote.

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 first reading of the resolution was tonight. Resolution will be held for second and third readings and for 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

- Sponsor Keller stated the first public hearing was tonight at 7:00pm. He said they would have second and third hearings prior to the next two Council meetings.

OLD BUSINESS:

- **Marijuana for medical purposes** - Councilperson Mohler asked if it had affected the crime rate in Colorado. Mayor stated he knew a Police Officer with nine years experience in Colorado and he could ask him to come speak if everyone wanted him to. Councilperson Hochradel suggested we wait until State makes a decision, and to look at a moratorium until then.
- **Surveillance cameras and fence at WWTP and Firing Range** – Mohler and House think they are necessary. Council suggested we need to appropriate amount to spend on cameras. Fence from jail – Chief is supposed to find out tomorrow whether we can obtain it from there. Councilperson House will pursue a quote for cameras.

NEW BUSINESS:

- Councilperson House stated there are bushes on the sidewalk at the alley and Cliff St. intersection on the left side. The bushes are into the sidewalk so anyone using it has to walk in the road. They need to be torn out or removed. VA to check to see if they are in the ROW.
- Councilperson House also brought to Council a concern from the car repair shop at the end of Oak Street. The business owner stated he has complained twice about the great big potholes at the end of Oak Street and they have not been fixed yet. He is concerned that his new business will suffer if these potholes are not repaired. VA reminded Council we had an email link on our Village website everyone can use to report potholes. Any requests received by the VA are forwarded immediately to the Street Department so the location can be added to their list for repairs. VA will follow up.

VISITOR COMMENTS: None

LAST CALL:

Mayor reminded everyone that there will be public tours of the new jail June 17th.

Councilperson Keller stated that The VFW wanted to thank the Chief for Memorial Day escort.

Mayor then asked Council to take a short recess at 8:43pm. before going into Executive Session.

Council reconvened at 8:55 pm and then went into Executive Session.

Council returned to regular session at 10:15 pm at which time Councilperson House made a motion to grant Officer Bill Putnam sick pay for the period of May 30, 2017 to July 7, 2017. If necessary the Council will meet after the July 7th date to decide how to move forward. Hamilton seconded the motion. There was no further discussion so a vote was taken and the motion passed 6-0.

Officer Putnam was asked to produce a doctor's slip for Friday, June 2 by VS Feyko and he did so.

Council then returned to Executive Session at 10:20 pm.

Council came out of Executive Session at 11:00 pm. With no further business to discuss, Keller made a motion to adjourn for the evening and Hankison seconded. A voice vote unanimously called for adjournment. 6-0

The Mayor then adjourned the meeting at 11:01 pm.

NEXT MEETING: The next meeting will be held the fourth Monday in June – June 26th at 7:30pm