

**INDIAN LAKE OHIO  
VILLAGE OF RUSSELLS POINT  
COUNCIL MEETING**

**MEETING MINUTES**

**July 15, 2019**

Mayor Reames called the Meeting to order at 7:00 p.m.

Roll Call: Ms. Marie Hendel, present; Mr. John Huffman, present; Ms. Kelly Huffman, present; Mr. Greg Iiams, present; Ms. Joan Maxwell, present; President Pro-Tem, Mr. Dave Wallace, present.

Recorder: Fiscal Officer Jeff Weidner

Guests: Mr. Roger Brown, Code Enforcement Officer  
Mr. Joe Freyhof, Police Chief  
Ms. Sharon DeVault, 209 Elliott Rd., Russells Point  
Ms. Dianne Gauder, Mayor's Court Clerk  
Mr. Mark Coy, Maintenance Department

Minutes: **July 1, 2019 Council Meeting**

*Mr. John Huffman moved to approve the July 1, 2019 Council Meeting Minutes as submitted. Ms. Joan Maxwell seconded the motion.*

*The Vote: Ms. Marie Hendel, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Mr. Greg Iiams, yea; Ms. Joan Maxwell, yea; Mr. Dave Wallace, yea.*

*The motion passed: 6 yeas – 0 nays*

Reports: **Fiscal Officers Report -**

Mr. Weidner referred Council to the June 2019 bank reconciliation, cash summary reports, and payment register. The reconciliation report shows the Village books reconciled with the bank statement. The Village has a pooled cash balance of \$4,262,729.85. Since it was the end of the quarter council was provided a copy of the revenue and appropriation status reports.

*Mr. Greg Iiams moved to approve the Fiscal Officers Report as submitted. Mr. John Huffman seconded the motion.*

*The Vote: Ms. Marie Hendel, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Mr. Greg Iiams, yea; Ms. Joan Maxwell, yea; Mr. Dave Wallace, yea.*

*The motion passed: 6 yeas – 0 nays.*

Council was informed that he has not received anything from the LC Board of Elections in regard to whether the Sensible Marijuana initiative petition has enough valid signatures to be placed on the next General Election ballot. There was also confusion between the Board of Elections and the Secretary of State as to who the village should pay the \$10.00 fee collected by the petitioners. The check was originally made out to the Board of Elections but after further investigation, the check was voided and issued to the Ohio Elections Commission.

**BPA Report -**

Mr. Weidner reported that the board reviewed a quote from Choice One Engineering to conduct a topographical survey, design plans, and bid packet for drainage at the municipal building property. The quote was for \$10,450 with an additional \$5,650 if they are retained to oversee construction. There was no mention of any services for applying for funding from outside sources. Mr. Weidner has since obtained a new quote with an addition \$500 for preparing funding applications. The new quote will be presented to the board at their next meeting.

**Code Enforcement Report –**

Roger Brown reported on recent permits, contractor registrations, and notices of violations. It was also reported that the LC Health Department has condemned the structures on 636 High Ave. and 533 Grand Ave.

**Police Report –**

Chief Freyhof reported on recent activities of the department. He has found two used cruisers that are available to replace the 2008 Charger, a 2014 Ford utility for \$15,000 that would need to be upfitted, the second was a 2016 Ford utility that was used for demonstration purposes for \$25,000. The 2016 is equipped but the radios, radar, and computer would need to be installed for an estimated cost of \$2,600. This will be discussed further in the upcoming finance meeting.

**Parks & Recreation Report –**

The replacement parts that are needed for the municipal building playground equipment will cost \$1,137 which includes \$375 freight. Mayor Reames is looking into a grant from Walmart to help pay for the new border around the equipment.

**Indian Lake EMS Report –**

Mayor Reames reported on the recent EMS meeting, the progress of the new building, and the drafting of a credit card policy for the department. It was also reported that two of the three squads are out of service and the department will be temporarily using the Village of Huntsville's third squad as a replacement.

**Lands & Buildings Report –**

Mr. Weidner updated council on the progress of the municipal building repairs. Due to the location of some heavy machinery that is stored in Honda warehouse space, some of the repairs will not be able to be completed until a later date. Mayor Reames reported that the next yard waste disposal date for residents will be Sunday, August 11, 2019 from 10:00 a.m. to noon.

**Maintenance Department Report –**

Mr. Coy reported that the department has been working to get mowing and trimming caught up after the recent rain and flooding. The department has also setup a schedule for mosquito fogging which will be every Monday and Thursday weather permitting.

**ORDINANCES & RESOLUTIONS:**

A. **Ordinance 19-1172; Contract with Dinkler Law Office for Services of Village Solicitor**  
**AN ORDINANCE AUTHORIZING THE MAYOR OF RUSSELLS POINT, OHIO TO ENTER INTO A CONTRACT WITH LYNNETTE DINKLER, DINKLER LAW OFFICE, LLC, FOR SERVICES OF VILLAGE SOLICITOR.**

On various occasions council was made aware of the delayed responses of the current solicitor, Brian Zets, from Isaac Wiles Burkholder and Teetor and has indicated that if response time does not improve that they would like to investigate contracting with a different attorney. During a recent conversation with Ms. Dinkler of Dinkler Law Office, LLC regarding an issue, it was discovered that she also serves as solicitor for another entity and has represented the Village of Russells Point in another capacity in the past through The Ohio Plan Insurance. Ms. Dinkler provided a resume and list of various accomplishments, along with a proposed contract which was provided in council packets for their review.

Council was also made aware that the current contract with Isaac Wiles is a two-year contract expiring April 2, 2020 however the village may terminate the contract with a thirty-day notice and the village would not be liable for payment of the remainder of the contract after the thirty-days. In addition, the current contract obligates the village for payment of \$675.00 per month for five (5) hours with an hourly rate for additional services. The proposed contract mirrors the term and termination

procedures; however the village is not required to pay a minimum monthly fee but does carry a higher hourly rate.

The disadvantage is Ms. Dinkler is unavailable on the nights that council currently meets. This can be remedied by the attendance of an associate attorney from the firm, a special meeting of council if Ms. Dinkler is needed in person, or council has the option of moving their meeting dates.

Council was asked if they would like to proceed with the hiring of Dinkler Law. Mr. Iiams noted that he thought council should meet Ms. Dinkler in person before deciding. After further discussion, the following motion was made:

*Mr. John Huffman made a motion to waive the three-reading rule. Ms. Kelly Huffman seconded the motion.*

*The Vote: Ms. Marie Hendel, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Mr. Greg Iiams, nay; Ms. Joan Maxwell, yea; Mr. Dave Wallace, yea.*

*The motion passed: 5 yeas – 1 nay.*

*Mr. John Huffman made a motion to accept Ordinance 19-1172 by title. Ms. Kelly Huffman seconded the motion.*

*The Vote: Ms. Marie Hendel, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Mr. Greg Iiams, nay; Ms. Joan Maxwell, yea; Mr. Dave Wallace, yea.*

*The motion passed: 5 yeas – 1 nay.*

*Mr. John Huffman made a motion to issue a thirty-day notice to Isaac Wiles Burkholder & Teetor, LLC to terminate the current contract. Ms. Marie Hendel seconded the motion.*

*The Vote: Ms. Marie Hendel, yea; Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Mr. Greg Iiams, yea; Ms. Joan Maxwell, yea; Mr. Dave Wallace, yea.*

*The motion passed: 6 yeas – 0 nay.*

Special Council Meeting: Council set a date of July 22, 2019 at 7:00 p.m. for a special council meeting so that council can meet Ms. Dinkler and to confer with her regarding threatened court action.

## **CITIZEN COMMENTS:**

### **OLD BUSINESS:**

#### **A. LC EMA – Recent Flooding**

The EMA has not made any declaration for organic waste. Mayor Reames will contact the Kipker family that farms the village's property near the water plant to see if the corn stalks that flooded into residents' yards could be placed back in the field and tilled under. Currently the waste has been collected from many of the residential properties and has been placed in an area near U.S. Rt. 33 on village property.

The village also received forms from the LC EMA to start the Public Assistance Damage Assessment which must be turned in by Monday, July 22, 2019. This will require information from all departments involved to submit information of time worked, equipment used, etc.

### **NEW BUSINESS:**

#### **A. Road Closure**

A portion of Main Street will be closed from 8:00 a.m. to 5:00 p.m. on Saturday, August 3, 2019 for Harborfest.

#### **B. Finance Committee Meeting**

Council was reminded that there will be a Finance Committee Meeting in lieu of the Strategic Planning Committee on Thursday, July 18, 2019 at 6:30.

C. American Flag

Mr. Iiams presented the village with a new American Flag for the flagpole in front of the municipal building.

*Ms. Joan Maxwell made a motion to adjourn the meeting and seconded by Mr. John Huffman. The meeting was adjourned at 8:04 p.m.*

Next Ordinance: 19-1173 Next Resolution: 19-919

Scheduled Meetings:

A. **Council Meeting: Monday, August 5, 2019 at 7:00 p.m.**

B. Board of Public Affairs Meeting: Monday, July 22, 2019 at 6:00 p.m.

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Fiscal Officer Jeff Weidner

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Mayor Robin Reames

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Date Passed