

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

**MEETING MINUTES
May 15, 2017**

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

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

Mr. John Huffman moved to excuse Ms. Marie Hendel from the meeting. Ms. Joan Maxwell seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays.

Recorder: Fiscal Officer Jeff Weidner

Guests: Mr. Brad Beatley
Mr. Jack Beatley, 70 W. Northwood, Columbus
Mr. Roger Brown, Code Enforcement Officer
Ms. Pat Cochenour, 347 Westview, Russells Point
Ms. Sharon DeVault, 209 E. Elliott, Russells Point
Ms. Dianne Gauder, Clerk of Court/Mayor's Asst.
Mr. Greg Iiams, 211 Clermont, Russells Point
Mr. Rob Eshenbaugh, Solicitor
Mr. Tim Reese, Street Superintendent
Mr. Dustin Wickersham, LC Commissioner
Ms. Linda Whiteley, 1211 Francis Marion Circle, Moncks Corner, SC

Minutes: **April 17, 2017 Council Meeting**

Ms. Joan Maxwell made a motion to remove the approval of the April 17, 2017 Council Minutes from the table. Mr. John Huffman seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays.

Mr. John Huffman moved to approve the April 17, 2017 Council Meeting Minutes as submitted. Ms. Libby Stidam seconded the motion.

Discussion: As noted in the May 1, 2017 meeting, Mr. Wallace questioned the solicitor as to the validity of the vote cast in the April 17th meeting by Mr. Huffman to excuse his wife, Ms. Kelly Huffman. In addition would the vote be valid since only four council members were present, including Mr. Huffman. Solicitor Eshenbaugh stated that the vote could be taken, however Mr. Huffman should have recused himself from the vote, but the vote took place and was not questioned at that time, so it is now on record and complete.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, abstain; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 4 yeas – 0 nays – 1 abstain.

May 1, 2017 Council Meeting

Ms. Libby Stidam moved to approve the May 1, 2017 Council Meeting Minutes as submitted.

Mr. John Huffman seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays.

Reports: **Fiscal Officers Report -**

Mr. Weidner referred Council to the April 2017 bank reconciliation; cash fund reports, and payment register. The reconciliation report shows the Village books reconciled with the bank statement. The Village has a pooled cash balance of \$3,496,242.61.

Mr. John Huffman moved to approve the Fiscal Officers Report as submitted. Ms. Libby Stidam seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays

Finance Committee Report -

The finance committee met May 8, 2017. The committee made a recommendation to council to amend appropriations and allow the purchase of a new Ford Explorer cruiser at a cost of \$33,000 for the police department.

Mr. John Huffman made a motion to amend the appropriations to allow for the purchase of a new Ford Explorer at a cost of \$33,000. Ms. Kelly Huffman seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays

The committee also discussed the purchase of a 90 inch mower deck for the new toolcat. The committee wished to do further research on this purchase prior to making any recommendations. Mr. Reese addressed those questions during the meeting, and further agreed that the department is in more need of a post driver. Mr. Reese will be getting prices for a new post driver for the committee's review.

Board of Public Affairs –

After the recent storm drainage repairs that took place on Lincoln Blvd., Mayor Reames received a thank you from an adjacent property owner for taking care of the problem.

Street Department Report –

Mr. Reese reported that the storm water project on Lincoln Blvd. is complete. The project consisted of replacing collapsed clay tile with new 8 inch tile that was placed approximately 5 feet in depth. He also reported that a drain tile located on Morse was jetted to try to clean it out, but they were only able to get a distance of around 14 feet. The department is also working on road patching.

Code Enforcement Report –

Mr. Brown reported on recent zoning permits, notices of violation, and contractor registrations.

Parks & Recreation Report –

IL High School Seniors and other volunteers will meet Thursday, May 18, 2017 to plant trees in the John & Mary Rudolph Nature Area. Mayor Reames asked for council to approve the use of the mulch piled in the rear of the municipal building to fill the holes left from the trees that are being removed from her yard, and the yard of Ms. Sharon DeVault that are being transplanted in nature area. This would also require the use of one of the village employees and the toolcat to transport the mulch to their properties. Council had no issue with providing the mulch and the village's services for transport.

Grass seed has been purchased for the area around the shelter house at the municipal building. The suggested gravel ramp for easier handicap access to the shelter has been placed on hold for now.

Police Report –

Chief Freyhof thanked council and residents for their support in the recent police levy. The Chief is still working on finding a replacement for Officer Warren Ellis but has three candidates that he will be conducting background checks on. Officer Jerrod Bowman informed council of his decision to accept an offer from the City of Kenton Police Department. His resignation will be effective May 30, 2017.

The department has obtained all the required equipment to issue E-Citations, which is a faster and more efficient way to generate reports and issue citations in a police vehicle. In order for the department to use the equipment, the ordinance outlining the Mayor’s Court will need to be updated to accept E-Citations. The Chief and Solicitor are working on the changes required.

Logan County Commissioner Report –

Mr. Dustin Wickersham, Logan County Commissioner presented the village with a check in the amount of \$1,012.50 for the Community Recycling Rewards program. The amount represents \$7.50 per ton of recycled material.

He also reported that the county has started a Land Bank Committee. This committee will review various properties across the county for excessive back taxes and forfeitures that are likely not to sell at Sheriff’s Sale. Properties are then seized; back taxes are removed from the parcel, and then can be sold to adjacent property owners or developers at a marketable price. All proceeds from the sale are kept by the land bank to fund operations.

Mr. Wickersham also mentioned having the Logan County Building Authority provide the village with a periodical listing of projects that have been approved in the area.

EXECUTIVE SESSION:

Mr. John Huffman made a motion to go into executive session at 7:51 p.m. to discuss the employment and compensation of a public employee and allow the presence of Chief Joe Freyhof and Solicitor Rob Eshenbaugh. Ms. Kelly Huffman seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays.

Mr. John Huffman made a motion to come out of executive session at 8:02 p.m. Ms. Kelly Huffman seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays.

Mr. John Huffman made a motion to offer a full-time Police Officer position to Auxiliary Officer Greg Praither. Ms. Kelly Huffman seconded the motion.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays.

PROCLAMATION:

The Mayor presented proclamation designating May 22 through June 4, 2017 as the national Click It or Ticket mobilization enforcement period.

The Mayor also read a proclamation that was issued by President Kennedy in 1961 designating the week of May 13-19, 1962 as Police Week.

ORDINANCES & RESOLUTIONS:

A. Ordinance 17-1150, Litter & Weeds

AN ORDINANCE TO AMEND CHAPTER 521.11, ENTITLED “LITTER; WEEDS”, INTO THE RUSSELLS POINT CODIFIED ORDINANCES IN THE VILLAGE OF RUSSELLS POINT, OHIO.

Mr. John Huffman made a motion to accept Ordinance 17-1150 by title on the first reading. Mr. Dave Wallace seconded the motion.

Discussion: Council requested that the weed height of eight inches or more be changed back to twelve inches. It was also questioned as to whether the property near the John & Mary Rudolph Nature Area, still owned by the Rudolph family, would be subject to this requirement since it is no longer farmed.

The Vote: Mr. John Huffman, yea; Ms. Kelly Huffman, yea; Ms. Joan Maxwell, yea; Ms. Libby Stidam, yea; Mr. Dave Wallace, yea.

The motion passed: 5 yeas – 0 nays

CITIZEN COMMENTS:

A. Mr. Jack Beatley, 70 W. Northwood, Columbus

Mr. Brad Beatley

The Beatley's have started a business on their property located at 304 Taylor Street in Russells Point called The Best Shed Company. They have been speaking with the Code Enforcement Officer, the Mayor's Assistant, and the Village Solicitor in regards to non-compliance issues with zoning regulations regarding placement of sheds, signage, etc. for the business. These zoning violations are primarily due to the property being zoned as B-2 retail. Discussions between the Beatley's and the village led to a logical solution of changing the zoning from B-2 to B-3 since the setbacks and other requirements are less stringent in a B-3 area and would more likely meet the goal of the Beatley's. The Beatley's requested that a stay on the zoning regulations be issued until such time the Planning Commission and Council have reviewed the zoning change request.

Code Enforcement Officer Brown further explained that the Beatley's would either be required to obtain a variance to operate this type of business; or submit a complete zoning application packet which will be denied, then ask council for a stay to allow the Planning Commission time to review. He also added that the Beatley's have submitted a zoning application but the packet is incomplete, as it does not contain all the required documentation, such as a CCA Business Income Tax Registration Form. In addition, things continue to change on the property such as signage including the number and placement of structures.

Solicitor Eshenbaugh outlined the process of a zoning change. He stated that an application would need to be completed and submitted to the Planning Commission; a public hearing will be held; then the Planning Commission makes their recommendation to Council for approval. A variance would be another option, however Solicitor Eshenbaugh also pointed out that the new business is operating under the prior marina license, which is only good for one parcel. A variance would be required for each lot.

Mayor Reames identified issues in regards to safety. She noted that the sheds are not anchored, and are left unlocked and unattended. Mr. Beatley reported that they have been locking the sheds and they are discussing ways of anchoring them with their vendors.

Council requested the following:

- Beatley's file a complete zoning application, including the income tax registration form.
- A copy of the Beatley Marina license
- A Notice of Violation be issued if not in compliance by July 17, 2017

OLD BUSINESS:

A. Riverside Trail Extension (Clean Ohio Grant)

Council was provided with a map showing the location of the trail extension and the access ramps. Bid packets are being prepared and the construction of the trail could start as early as August.

NEW BUSINESS:

A. Dead Tree at 160 Chase Ave.

Code Enforcement Officer Brown inspected the location of a reported dead tree located at 160 Chase Ave. It was determined that the tree is not in the right-of-way and is the property owner's

responsibility. The Code Enforcement Officer will contact the property owner to inform them of tonight's discussion to see if they will remediate the issue without further action.

- B. MK Venture Suit
Mayor Reames will be deposed next week in regard to the MK Venture complaint against the village.
- C. Pancake Breakfast
The Indian Joint Fire District will hold a Pancake Breakfast on June 3, 2017 from 7:00 to 11:00 a.m. at the firehouse.

Ms. Joan Maxwell made a motion to adjourn the meeting and seconded by Ms. Kelly Huffman.
The meeting was adjourned at 9:37 p.m.

Next Ordinance: 17-1151 Next Resolution: 17-890

Scheduled Meetings:

- A. **Council Meeting: Monday, June 5, 2017 at 7:00 p.m.**
- B. Board of Public Affairs Meeting: Tuesday, May 22, 2017 at 5:30 p.m.

Fiscal Officer Jeff Weidner

Mayor Robin Reames

Date Passed