

# VILLAGE OF BOLIVAR

## COUNCIL MEETING

December 1<sup>st</sup>, 2022

The Bolivar Village Council met in regular session at Village Hall on Thursday, December 1<sup>st</sup>. The meeting was called to order by the mayor at 7:00 pm. The Pledge of Allegiance was said. White opened the meeting with a prayer. Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all answered yes to roll call.

The mayor asked for a motion to accept the minutes of the November 7<sup>th</sup> meeting. No corrections or additions. Finalyson moved, seconded by White. In a roll call vote, all voted yes.

The mayor asked for a motion to approve the payment of the bills for the month of November, which totaled \$61,986.37. Motion made by Bellinger, seconded by Diveley to approve the bills. In a roll call vote, Lawver, White, Oberlin, Bellinger, Finlayson, and Diveley all voted yes.

Mayor Lang asked if there were any corrections or additions to the agenda. There were none.

### **PUBLIC SPEAKS –**

Terri Davis recently acquired property on Tuscarawas and Fox Alley. She wanted to thank Barb and Kyle after sharing with them the situation of the alley. Kyle looked to see who was responsible for the repairs needed and found that the Village was responsible and made repairs. She asked if there were any plans in the future to resurface Fox Alley. There was a study and did not make the cut for 2022. The mayor hopes it makes the cut in 2023. The county engineer does a study of the village and makes recommendations. Once the engineer comes back Kyle hopes to work with Matt to get streets/alleys that weren't resurfaced in 2022 will be done in 2023. However, Kyle did say it will depend on the economy and the budget as to which streets get resurfaced. Terri stated she understood and appreciates his efforts.

Chris Berens provided an update on the project with the monument. We have now received \$2,800 in donations but still \$3,600. We are making small strides but need more responses. The prototype of the monument by Kurt Wolf is coming along and will be down at PAC to show people. Chris has black and white pictures of various buildings around the village, such as the school, and St. John's UCC Church are a couple of the pictures that will be on display. Three Tusky Valley art students will be participating on the project. One student is from the Intermediate, one from the Middle and one from the High School. They will be doing the artwork on the monument. Kurt and Chris will be working with the students. The monument will be in the new park and right now the monument is to be painted on all four sides. The students are unable to sign the contracts, so the mayor is working with Mainstreet Association to help with the contracts and work out a scholarship for each of the participating students. Kara Wolf and Bob will be

working through the details. Kara and Sharon Eslich both agreed they would assist us with raising funds. Hopefully they will be able to do so as we are nearing the deadline. Any funds remaining after we have provided the students with scholarships will go to the Tusky Valley Arts Department to be split between the three schools. The plan is to paint at the Village Hall. Depending on the weather they will either use the council chambers or the garage.

#### **OLD BUSINESS – None**

#### **MAYOR –**

- Mayor Lang wanted to thank everyone that showed up and helped make sure Christmas on the Canal was a success. Special thanks to the Tsantis girls, Barbie, and Tim White for everything they did. Didn't get a head count but there were a lot of people in attendance. We did have snow up until the parade started, the jeep club showed up all decked out with Christmas decorations. We have all the Christmas decorations up prior to the festivities. They have been fighting gremlins in the lights and gfi's. They had them all fixed and working Wednesday night. However, this morning there were a few out. They will continue to work on it.
- Mary asked if we were going to have a house decorating competition. Mayor Lang stated he is unable to remember the last time we had that. He did state that we should look into having it next year.
- Mayor Lang spoke with Scott Gordon from the Village of Zoar after our meeting last month regarding the police contract that would be expiring at the end of the year. Mayor Lang told Scott that he wanted to continue with the same terms for a two-year contract. It was discussed in finance and in order to prevent a lapse in a contract we need to pass the new contract tonight.
  - Zoar Village Police Services Contract would be an agreement between the Village of Bolivar Ohio and the Village of Zoar Ohio for the provisions of police protection to the Village of Zoar by the personnel of the Bolivar Police Department. The term would be a two-year period commencing the first day of January 2023 through the 31<sup>st</sup> day of December 2024. Village of Bolivar shall provide at least one qualified police officer, a marked police cruiser, speed detection equipment necessary for the proper enforcement of state statutes and Village of Zoar ordinances for approximately one hour per day for approximately 30 hours per month. Then an officer is on patrol and is required to be in the Village of Zoar in excess of one hour conducting business on behalf of the Village of Zoar, Zoar agrees to compensate the Village of Bolivar for the additional time on patrol. The cost of service would be \$28.00 per hour.
    - If everyone is in agreement to suspend the rules to pass the ordinance tonight so there is no lapse. A motion was made by Finalyson, second by

White. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes.

- A motion to vote for the contract was made by Lawver, seconded by Bellinger. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes. Steve assigned this to Ordinance 38, 2022
- Mayor Lang received a phone call from Glazer of ODOT regarding a contract with the Village of Bolivar for the maintenance of State Route 212. The information was included in the handout by Barb. The contract would give ODOT permission to maintain and repair along with snow and ice removal to State Route 212. He requested this to be considered a first read for approval.
- Mayor Lang let the council know that we will need a special meeting with the council for the approval of temporary appropriations. He also recommends we have a second reading of the ordinances read during tonight's meeting. Mayor Lang requested a motion to hold a special meeting on December 15<sup>th</sup> at 6:30 for the passage of temporary appropriations. Motion with a first by Lawver, seconded by White. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes.

## **COMMITTEE REPORTS**

### **FINANCE – See Finance Agenda**

- The month of November bills paid totaled \$61,986.37
- Interest for the month of November: \$1435.40
- New committee assignments were handed out for 2023.
- \$500 deductible for the repair of the cruiser
- Mayor requested a motion to end our contract with IT Secure Now. A motion was made by Bellinger and seconded by Diveley. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes.
- 1<sup>st</sup> reading to purchase a new copier and enter into a service contract with Blue Technologies

**Planning Commission – Nothing to report**

**Safety –**

- Discussed the upcoming expiration of Eric Minor's probationary period on 12/21. They are satisfied with his performance and recommend a probationary raise. Recommendation is to do a first reading tonight on the Ordinance of \$1.00 per hour.
- Still working with Troy Automotive on the final cost of the repairs of the cruiser
- Discussed the expiration of the contract with the Village of Zoar.

#### **Chief –**

- Merry Christmas and be safe!

#### **Street & Alley –**

- Tedd was unable to attend the last meeting.
- Kyle gave updates:
  - Transitioned the snowplow last Tuesday and posted it on the Best of Bolivar Facebook page. However, he did put the leaf vac back on and did final pickup on Wednesday and is now done for the season.
  - Library work: The new water fountain installation is now complete with the exception of a little patching, spackling, and painting needing done but the majority of the work is complete. There is a sewage smell coming from the men's restroom at the library, that has been an ongoing issue and is not sure what that will entail to correct.
  - He replaced some GFC outlets and bought new lights that he keeps having to tinker with to get them working.
  - He has done a lot of work inside the garage, if anyone wants to come see they can.
  - Jeremy that we just hired at the last meeting, has found a better paying job and turned in his resignation. Luckily, we did bring on Jeremy Wigfield to help.
- Tedd stated under old business that ChemPure completed the storm drain project and have been paid. Kyle stated he plans to do this yearly on various streets.
- The council asked if the parking light pole had ever been delivered. Rexel finally responded yesterday, and they said they are checking into it and will get back to us.
- Tedd mentioned that we have a corporation limit sign on the north end of town that is short by approximately 50 feet. Steve Babik stated that is good to accurately properly portray where the corporate limits are but there is no law stating it since it is inside not outside.

- Tedd asked about the fire station building if it were ADA compliant and it is. There is an ADA entrance at the front of the building.
- Discussion between council and residents in attendance regarding planning trees for Arbor Day. Kyle mentioned that this year the majority of the tree budget will be to planting trees.
- Tedd also mentioned that the Ohio Canal way strategic program deadline is January 7<sup>th</sup> for applying for grant money for canal trails. Mayor Lang recommended we work on this at the next Streets and Alley meeting.

**Street Superintendent –**

**Shade Tree –**

**Recreation – Nothing to report**

**Fiscal Officer –**

- Matt and Barb completed the public records training, and they obtained certificates. Also, completed ethics training.
- Request committee chairs to please provide their meeting minutes as soon as possible even if they are handwritten.
- Requested to hire an office cleaning company or person to come in and clean the offices once a month. Currently Kyle and Barb do the cleaning, but it is hard to keep up with the cleaning and their regular duties. The police chief requested not to have his office cleaned.

**Village Administrator –**

- Matt stated that the resolution for OMEGA was passed out in your packets. Requested a vote to pass it this evening so he can have it submitted. It provides OMEGA permission to serve as lead on behalf of Tuscarawas County. We are requesting grant money to cover the cost of paving the trail head. Motion made by Finalyson, seconded by Oberlin. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes.
- We couldn't locate the intra fund transfers so we will provide the printouts at the December 15<sup>th</sup> meeting.
- Resolution to do a supplemental appropriation to our permanent appropriations to increase the general fund by \$15K and Streets Maintenance and Repairs fund by \$3K. He requested the resolution so we can send it off to the county auditor's office. Mayor asked if there was any need for further discussion, no one raised questions or concerns.

A motion was made by Bellinger, seconded by White. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes.

**Law Director – Solicitor Steve Babik**

- He stated his appreciation for picking him. He stated he does not know all the answers but will look them up if needed.
- House bill 140 that just passed changes the language of how levies must be written. In terms of \$100 must now be written in terms of \$100,000. Also, the term taxable value must now be written as auditor’s appraised value.
- Pending House bill 563 looks to be picked up by the legislature that would limit the ability of municipalities to regulate short term rentals such as air bnb’s or vrbo’s.

**3<sup>rd</sup> Readings:**

- Ordinance to enter into a contract with Steve Anderson of Fitzpatrick, Zimmerman, and Rose. Motion made by White, seconded by Finalyson. Roll call vote, Bellinger, Finlayson, Lawver, White, Oberlin, and Diveley all voted yes. Steve assigned this as Ordinance 40.

The mayor asked for a motion to adjourn until the next regular council meeting on January 5th, 2022, at 7:00 p.m. at Bolivar Fire Station. Motion to adjourn by Oberlin and seconded by White. In a roll call vote, all members present voted yes. The meeting adjourned.

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Mayor Tim Lang

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ATTEST: Barb Kline, Fiscal Officer

**Approved:**