

Village of Bolivar Council Meeting Minutes September 7, 2023

The mayor calls the meeting to order 7:08. Stand for the Pledge of Allegiance. Tim White prayer.

Roll Call – App, Bellinger, Dively, Lawver, Oberlin, White – All Here.

Acceptance of the meeting minutes for the months of July and August. Wait until next meeting to accept those. It's a lot to go through.

Payment of the bills for the month of August was \$42,184.23. Receipts were \$143,986.05. No questions or comments. No adjustments or amendments to the agenda. None.

Courtney Wallace and Brian Herzog from the Library System.

Courtney Wallace: I'm the branch supervisor here if you haven't met me yet. This is our assistant director Brian. I decided I would talk. First off, I want to thank you guys so much for supporting us as a council and the community for working with the library. I really appreciate working with Levi, the new Street Super. He's been so great to work with. He's super quick to respond to me with any questions I have in regard to the library. He's been there fixing things left and right which is great. Also, Gary has been super great. He's been working to make the grounds look great. He also came in, our maintenance person was out, he came in jumped up on a ladder for me and figured out how the lights worked and got those fixed for me. Thank you! Second, I wanted to share some summer reading highlights with you. Bolivar did a great job and this community reads! Overall, we read 2,306 hours just as Bolivar alone. That's what was counted. We did have some sheets turned in afterwards that I couldn't count. So, you guys really read even more as a community. So, good job you guys! We also hosted 42 programs at the library this summer and we have 532 people who came through the door. We were pretty busy! I was a long summer but overall so good. Third, I wanted to mention and get this on your radar. Next year is the libraries 25th anniversary at our location! So, the library will be turning 25 and we will be starting to plan a big celebration! We love to have the community and the councils support for that. So even if we could get some like the Mayor coming to read for story time! We would like to do something with you and partner because you guys have supported us throughout all of this. We are also going to be doing a time line of our history. So, thank you so much and we just really appreciate all of your support.

Tedd Finlayson: You said you did 42 programs? What kind of programs did you do?

Courtney Wallace: We had lots of story times, we did the RC flying group, we worked with them. We had an animal encounter program, we had a Cricut Maker space, 3D Printing, all kinds of stuff. And Art!

Tedd Finlayson: Great! Well thank you! Anyone have any questions? Are you just doing like a one-time thing or like every month for the 25th?

Courtney Wallace: We are looking at one big celebration in June when the actual anniversary is. Then we are looking at doing things, since 25 is silver, so we are going to add silver anniversary events throughout the year. So, the staff and I are just starting to talk to about it and branding it that way. We want to do some of the throw backs to some of the things that have happened in our history. We are

looking at all of that as a group. We also partnered with the schools and so the Bolivar Lions paid for an art rail. It is finally up and we have art from our Tusky Valley Students. That is displayed in the library as well and that happened right at the beginning of the summer. We have been working with the schools to add more art into things. We've been very busy.

Loretta Dively: So, what does that mean, an art rail?

Courtney Wallace: It's an art rail that is currently displaying our elementary students. We have ten art pieces that are on display. I work with the teachers and they give me the projects when they are done. We are supposed to work with the middle school and then high school next!

Tedd Finlayson: Thank you for coming and filling us in on all of that!

PUBLIC SPEAKS

Chris Berens: The monument is done! I wish we would have counted the hours done in here! The mother/daughter team was awesome. We have 37 items from around Bolivar on this. Tomorrow it goes down to Strausburg to get the sand on it. Then Wednesday down at PAC I believe 6-8 there's a show down there. It would be so nice to Bolivar represented there.

Discussion on what all is on it. Who did what as far as paint. A lot of hard work and dedication. Hand painted. Explanation on where it will be placed. Near the Mayor's office.

Chris Berens: Still have a concern that we're not having hours here; we had a gentleman come on Friday morning for a permit. We had no one here to help him out. So, Levi came from where ever he was working. We need to work on those hours a lot. If it's true, a man came into your office Barb that was kind of beat up. Cameras over there, is that not a serious issue. She's here by herself and a man walks in who had been in a fight walks in. I just don't understand what we're hiding that we don't want a camera over there. Is this for security reason, or a God Forbid reason? Water bills for August. I was one of those people who didn't one. Was there anything in the envelope that we should have received that I missed?

Barb Kline: There was a letter on the back about the trash ordinance and that moving forward as well as the water payments themselves and how to handle them, preventing getting a late fee. We can get you a copy of that.

Chris Berens: I know I wasn't the only one who hasn't received theirs.

Barb Kline: I highly recommend giving me a call. They are sent out on the 15th of the month and if by the 20th you do not have you bill please give me a call and I can help you over the phone. You can also go onto the Bolivar Website and click on the link to pay the bill. You don't to actually pay the bill, there is a fee to pay it. You can also view it. You can see how much your bill is, it will give you all of the information you need. You can easily drop it off at the drop box out from of the building. I do not recommend mailing it. Many people have called complaining about getting a late fee. I can not control the post office. There is a lack of speed. We aren't getting any of the bills back. We do have return addresses on them. I do not know where they are disappearing too.

Chris Berens: It's going both ways. Yours aren't coming back and ours aren't getting out.

Barb Kline: Yes, I know. I don't know what to tell you. We personally walk them down to the post office and drop them in the slot ourselves. I don't know what more I can do from there.

Chris Berens: One other thing then, regarding the office. FedEx came today. I happened to be leaving and no one was here. Luckily, I sent them your way. Those hours aren't working for Bolivar.

Levi Kaser: It was for me anyway.

Barb Kline: Same with the permits. I can't do them only he can do them.

Chris Berens: Ok then, are the signs correct out there regarding the permits?

Levi Kaser: No. There should be an ordinance #.

Chris Berens: If I'm correct; it used to \$50, then \$75 now \$500! I'm sorry we're Bolivar!

Maria App: You want people who are felons who are from Cleveland going to door to door?

Chris Berens: I want people to have an opportunity that want to go door to door to have that. This kid didn't have \$500 so...If the signs aren't correct then we need to update those.

Discussion on where the signs are. Getting those updated. Having yard signs. Loosen reigns some for those who want to sell their house.

Barb Kline: How about if we put the letter that people may not have received I'll post it in the display box outside of the Village Office.

Tedd Finlayson: We'll look at those signs tomorrow.

Barb Kline: Is that it?

Chris Berens: It is!

ZANE ANDERSON

Zane Anderson: I'm coming back to you about my Eagles Scout project which is the old Bolivar cemetery behind the elementary school and church. I have some sketches to show you what it is going to look like. This one doesn't show the concrete. But there will be. A bench as well. But I do need to ask you three questions regarding the pad and bench.

1. I need to know where people are buried.

2. Where the property line is.

Tedd Finlayson: We can get on the county website for the JIS. It's pretty accurate on there. Bolivar had to give up some property for the church. For the parking lot. We'll look at it, but I'm pretty sure where you're at is right along the pavement line.

Zane Anderson: Do you also have a list of the people who are buried there?

Tedd Finlayson: Not that I am aware of; just those ones that are on that board.

Zane Anderson: Do you if someone planted the tree's there? If I remove them is someone's older family member going to come and yell at me? I want to remove those. Also, I need you to sign this so I can legally start doing my project.

Tedd Finlayson: I can sign this. I don't really see any issue with the trees.

Zane's father: We would like to those down and grind down the stump. We can't do it another way due to graves. But put something up there that's going to be nice with no maintenance.

Tedd Finlayson: Does anyone have any issue with him taking the tree's out? Anyone want to motion to approve?

Tim White: I'll make the motion.

Loretta Dively: I'll second. Sounds great!

Roll Call: App, Bellinger, Dively, Lawver, Oberlin, White – All Yes

The project will all be done by October. It's going to be done well. We will be using stainless steel. Laser engraved. It will be facing the church as it is now.

Zane's Father: Do we have any type of zoning map? We are still looking for funding. We do have a couple of more places to go for that and we want to use Bolivar people.

Barb Kline: Are you using a Go Fund Me? How are you collecting the funds?

Zane's Father: I don't know anything about that computer stuff! What we are going to do is have them write it out to Troup 86 which is in Dover and put it in our Troup and then we'll allocate the funds as he goes cement guy, tree guy etc. He's got all of the labor donated. We need \$3000 more.

Will Bellinger: If you go onto Go Fund Me's page it will tell you how to do it and set it up. It's not hard.

Zane's Father: We'll check that out. Right now, what this is doing is teaching this young man how to get up in front of you strange people and talk! So, we're going to face to face! We went to another meeting Tuesday night. Army Nave, etc. If you know if anyone, a business owner and veteran etc who would want to donate.

Barb Kline: If you can type something up I can put it on the website.

Will Bellinger: It might be a good idea to put a Go Fund Me together and then we can put that up on the Best of Bolivar. Then when you go around talking to people you say here's the link. People love the ease. You should get way more donations rather than trying to collect checks.

Dan Oberlin: I'll bring it up at the Bolivar Main Street Monday and see if they are willing to help out.

Zane's Father: That would be great! Also, I'll have to let you all know but any extra money we get will be going to a charity of Zane's choice. We are going to go over to the church, is anyone here from that church? Randy? Who do we need to contact, we want to see if we can just use the parking lot right there by the sign to do stuff. We aren't going to ruin the parking lot anything. But if a guy brings a dump truck and a mini excavator comes in. I didn't want to park in the alley?

Randy Haugh: I'll get you with Patrick, but you'll be fine.

Zane's Father: So, we're all good if we start tomorrow? I don't want someone to say "hey there's this guy..." etc.

Tedd Finlayson: Well if you find something stop and let us know!

Laughter. Agreement.

Zane's Mother: I do also want to add that Zane was in the Bolivar Cup Scout Troup from first grade through and when they hit 5th grade this is the year they cross over. That year is when the Boy Scouts closed down. We did have to move to a Dover Troup. Zane was really wanting to do something here.

Zane's Father: When he get's his Eagle he will be a 1% er of people who finish!

OLD BUSINESS

None

MAYOR SPEAKS

Visiting Clerk

First this is the updated wage for the visiting clerk. 40 hours from point to point and federal rate for the mileage.

Will Bellinger: Where do we stand with that?

Barb Kline: She's been out one time. I've worked with her in the past. She's very nice and very knowledgeable.

Tedd Finlayson: And he's different from the guy in Las Vegas.

Barb Kline: Yes. That's over the phone.

Will Bellinger: How many hours was she here?

Barb Kline: She was here 10 – 2 plus drive time.

Will Bellinger: Is her plan once a week, twice a week?

Barb Kline: As I move through items I'll just give her a call as I need her and set up a time when she can come. It probably won't even be once a week. I spent the whole week getting ready for tonight.

Tedd provided us with a fiscal officer position job description. It's in your packet. You are going to want to spend some time going through that. I will as well. We need to determine what is on there that shouldn't be, what should be. Etc. Then we can spend some time revising that. I would like to introduce you to Meghan. She's been in the office now for 3 weeks. Time flies! She's awesome. I can't say more

good things about her. She's thorough, she's diligent. She's got a great background in accounting and is going to be a huge asset. She's going to be throwing her hat into the ring for the fiscal officer position.

Tedd Finlayson: Anyone have any questions for Meghan here? No.

New/Updated Welcome Packet and Zoning Motion

You'll see I handed out a Welcome Packet for everybody to review. We've had some calls, Barbs had some calls from new people who have moved into town. This is a draft version if you see anything in the next day or two. Let us know. We tried to look at it with Holly and the chief. If I moved into town, what would I want to know about Bolivar. There was a lot of stuff in the old one that we kept. Some stuff we added. Took some out. Names changed and accurate up through today anyway. Barb put some information in there for people signing up for water and trash. One call, the public alert system. Just let us know. We'll get a digital copy from Holly and then we can just get that printed out as needed.

Maria App: Comment, for the zoning inspector it says TBD. Isn't that Levi?

Tedd Finlayson: He's never been appointed yet! He's been doing work with me.

Maria App: Shouldn't we appoint someone!

Tedd Finlayson: Yes, it's a good idea! Add another hat! Can we have someone make a motion.

Maria App: I'll make a motion.

Tim White: I'll second.

Tedd Finlayson: If you're doing zoning and writing permits you don't just look at one thing. That book, you got to look to do it right. The people can't have it right away. They'd have to come back later that day or the next day, next week etc.

Roll Call – App, Bellinger, Dively, Lawver, Oberlin - No, White – All others yes. Motion passes.

Employee Time Clock

Tedd Finlayson: Thank you, congratulations. Next one, we were talking about the time clock at the last meeting. I was looking here at this web based one "On The Clock". I have put it on several computers. I am not an expert by any means. Randy has seen it, Levi, Heather. You have seen it also (Barb). I haven't heard anything bad about it. It's really easy for someone who is hourly to just clock in and off then the salary, it can track PTO, holidays, sick time those kinds of things. I wasn't sure if you were interested in it, if we should move forward with it. \$3.50 a person per month.

Barb Kline: Actually, it ends up being less than being a government entity.

Meghan Bowen: It ends up being \$2.45 a person, government agencies get 30% off. I've seen a lot of web based and app-based time clocks and this one is actually really good. I've used a lot of these in the past. It has the option to track location. It limits the option to alter and change a clock in. Let's say Levi forgets to clock in. He clocks in when he remembers and clocks out when it's time but he has to go to the fiscal officer and state he messed up clocking in can you please change this. So, there are definitely benefits.

Maria App: This doesn't do like GPS tracking does it?

Barb Kline: Only if they use their phone. It would grab the GPS location of when the person clocked in.

Maria App: How would you track someone like Gary? He doesn't have a computer and he's not gonna put it on his phone.

Barb Kline: He can use Levi's.

Will Bellinger: Multiple people can sign in from the device since it's an app.

Tedd Finlayson: They would all have the same permission let's say from Levi's computer in his office since that IP address is secured.

Maria App: So, they aren't clocking in for each other, they all individually clock in?

Tedd Finlayson: Yes. They all have their own log in and passwords. They have a finger print reader as well. It's extra \$75.

Maria App: The police have a separate tracker. So, we can take two out of the equation.

Tedd Finlayson: I didn't want them exempt.

Dan Oberlin: I got a stupid question; what's wrong with the time clock we have?

Maria App: That's exactly what I thought! Amen.

Dan Oberlin: Is it that much better than what we are doing?

Maria App: It's one person who needs this, in my opinion. That one person who can't physically come here. This doesn't integrate with UAN anyway.

Barb Kline: The time clock on my end is just a pain. The clocking in and out is just so close it's very hard to read.

Maria App: Just use a blank paper. They can all use that side door, come right in easy to get to. I'm one vote, that's how I feel, we don't need to big brother, micromanage, know when they are logged in and out, again it doesn't integrate with UAN, you still have to manual enter, room for human error, then we have to update policy books section 4.1. There's 5 other people voting here.

Will Bellinger: Levi have you been using it?

Levi Kaser: I've logged in and used it a little.

Discussion around the clock itself. Putting a camera pointed to the clock. How long the trial is on the web-based solution.

Will Bellinger: why don't we have everyone use it for the next 2 weeks and see what everyone thinks. We'll just stop it at the end of the two weeks have a discussion around it and then we can decide from there.

Dan Oberlin: I'm ok with that.

Maria App: It's \$2.49 per person.

Meghan Bowen: \$2.45 per person, per month.

Randy Haugh: So, we're out?

Will Bellinger: Yea, why would we spend money to double check them?

Randy Haugh: I just wanted to make sure.

Will Bellinger: Yea, we can see if this work well for Heather. And if the other employees seem to use it and like then we can discuss that.

Special Meeting – School Property Discussion

Tedd Finlayson: I set up a special meeting on the 14th at 7:00 at the Bolivar Fire Department to discuss the school property and get some information out.

Chris Berens: Is this then for public. Ok.

Open discussion on this meeting type. Open to the public. If council members need to be there. Is this going to be a special meeting? How many council members need to be there. Council members can attend but as the public with no conversation/discussion. We are asking the public's opinion. We as council members are attendees. We are asking for opinions on what we should do with the property grounds after the Village takes it over. It's been advertised in the paper. It is a public meeting.

Tedd Finlayson: I got a letter from the Board of Education, I want to read that. Tell the public what the council has discussed on the future of the property and to ask for opinions.

DISCUSSION ON WHAT NEEDS TO BE TALKED ABOUT AT THE NEXT SAFETY MEETING

Full-Time/Part-Time Benefits – Fiscal Officer Job Posting

Tedd Finlayson: We got to talking about full time/part time, sick leave, vacation. 32-40 hours.

Maria App: The only thing that's different is the sick time, it is accrued. You wouldn't get the full amount of what a person who works 40 hours vs a person that works 32. But all of the other things are the same.

Tedd Finlayson: So, vacation leave, you'd pay someone that full amount at 40 hours if they only work 32 hours?

Maria App: Well, ultimately that's up to council. I would not be against voting for that.

Will Bellinger: I agree

Tedd Finlayson: I worked out the numbers it's .058 per hour of work, if they work 40 hours they earn that much.

Maria App: Yea that's a simple number to plug into UAN, I wouldn't be opposed to that.

Will Bellinger: Where are posting this? Are we putting this online, where would you recommend putting this online?

Maria App: As long as it's monitored and it's not let go of.

Barb Kline: Right now, it's in the Bargain Hunter and the Repository.

Tedd Finlayson: The Times Reporter.

Maria App: We need to update the pay rate that's been listed as well it's listed \$22-\$26 an hour and it's really \$20-\$26.

Discussion around what size the ad is and how long it's been out. Saving money on where it's posted and have it directed to the website. You can put as much as you'd like on the website and it's free for the Village. Additional information discussed on the new hours when the new fiscal officer is hired. More in office time. Will asks if the job has been posted on Indeed? Talk about Indeed being expensive and the bill was large last time it was used. Indeed, has to be closely monitored to manage overage in fees. There is in fact a deadline on the job posting. Confirmation on the pay rate range. \$20-\$26.

Committee Reports

Finance

Will Bellinger: For finance we covered bills and receipts. The interest earnings were \$2,194.53. The Tusc County budget will be discussed at the next special meeting. We need to determine a date for that. Let's do that now.

Barb Kline: We have to do it before the end of the month. I still need to get some work done. Nothing too quick.

Maria App: The 28th?

Barb Kline: That sounds good to me.

Agreements. The 28th of September at 5:30. Discussion on getting that out in the paper. For how long, is there enough time.

Will Bellinger: Discussion will be on the budget, fiscal officer position, contracts. Renewal contract for Watch Guard.

Barb Kline: That needs passed as an emergency. We are already under contract just needs renewed

Steve Babik: We can do a voice vote on that.

Will Bellinger: I'll move to make a motion to keep our contract with them. \$1110. Anyone want to second that?

Loretta Dively: I'll second.

Roll Call – App, Bellinger, Dively, Lawver, Oberlin and White. All Yes.

Will Bellinger: We discussed the larger water bill. We are going to require them to pay that. Appropriation changes, do we need to do that tonight?

Barb Kline: No, we are going to do it at the special meeting or next financial meeting.

Will Bellinger: Tree trimmings. Levi do we need to do that tonight? (Yes) We have tree trimming bids all the way up and down 212. Lowest was J and S for \$7,020. I'll make a motion to go ahead and do the tree trimmings for \$7,020. *Do we have to go by emergency on that?

Steve Babik: Is it a written contract? There's no legal obligation to approve contracts by resolution of ordinance. It's good practice. Every one is then very clear on who is approved to do what. And what was assigned. You can voice vote it and it's just as good as having a resolution to authorize signature. Best way is a resolution with an authorized signature.

Will Bellinger: But, we don't have to that by resolution?

Steve Babik: No. Because it's not legislation.

Will Bellinger Motions again and White 2nds the motion.

Maria App: Quick discussion, do we have liability insurance on that? Liability for workers comp, things like that.

Steve Babik: And are they giving us a contract to sign?

Tedd Finlayson: Just a quote.

Dan Oberlin: 2 Flaggers.

Steve Babik: Just a quote that they give us and we sign? (Yes) Ok.

Discussion on tree stump grinding. If it's happening. Just tree trimming.

Roll Call - App, Bellinger, Dively, Lawver, Oberlin and White. All Yes.

Levi Kaser: The price of the zero turn is \$10,182.00 and the trade in value of what we have is \$9000 (Which we don't use at all) \$1,082 and some odd cents.

Will Bellinger: Can we do this by voice vote Steve if we are trading something in?

Steve Babik: I think we need legislation. It will have to by emergency but we need the legislation first. I would have to draft it. I can do it by emergency for the special meeting. Disposition would be John Deer...

Discussion on if this timing would work. To be sure that the deal is still going to be good. Levi to email all information to Steve. To be done at September Special meeting.

Will Bellinger: Does anyone have any questions or anything to add for finance?

None

PLANNING AND ZONING

Will Bellinger: We had a meeting August 7th talked about the lack of Bolivar subdivision regulations. Talked about creating new ones. Tedd gave some examples, we'll discuss more at the next meeting. I also wanted to discuss more about rules around home businesses. Clarify and define that. Working on possible new zoning application. Tedd talked about the possibility of a new sub division by Delaware St.

Tedd Finlayson: Massillon Materials

Will Bellinger: Next meeting will be Monday September 11th at 5:30. Changed due to Labor Day.

Nothing else for planning and zoning.

SAFETY

Bruce Lawver: There were 58 calls for service for the police department. The computer cabinet did arrive yesterday and it was installed. It's up and working. I didn't know if you wanted to discuss the school bus stops at all?

Randy Haugh: So, there are three bus stops; the current school now where it's located 7:25 in the morning, 3:15 in the afternoon, Water Street and Brace and St. Johns there on Walnut Street. In our school zone flashing lights are down (removed) since the school is closed. We are going to further discuss ways to slow the residents down. Technically the speed limit is 35.

Bruce Lawver: Nothing further.

Barb Kline: We still have Rachel Tolley?

Randy Haugh: Yes.

Tedd Finlayson: She'll have to reinstated/reappointed technically. January.

Maria App: I'd like to see her added to the next special meeting. Retroactively pay her for the raise she received. That was approved in September of 21. And Chuck, I know he got a raise but he was also a part of the mix up of the employees that didn't get a raise. 2% in 2021.

Tedd Finlayson: The only other thing I wanted to bring up was the with the Tornado Siren. 911 emergency dispatch, we tried to do that Tuesday morning and we ran into problems. He's going to come back tomorrow at 8:00 am to try and get that hooked up. Hopefully it's good and we're going to try the siren out if there isn't bad weather. If it looks like it could be bad something coming in, we'll hold off. Hopefully should be done by 11am

Barb Kline: We need to get something out on the Best of Bolivar at least to let people know that thing is going off.

Tedd Finlayson: I was hoping to have that one call, but I haven't figured that out yet.

Discussion on the weather that morning. Probably going to rain. He cannot get out on the ladder if that's the case.

STREET AND ALLEY

Dan Oberlin: Street and Alley we met on August 17th 5:30. We talked about Canal street trash cans. There were extra cans, then they were done away with. We need them. We are going to ask Bolivar

Main Street to finance putting them in. Talk more about funding that. Trees and brush were removed and trimmed on the bike runs through Bolivar. Moving the Bolivar Main Street sign in front of the antique store, going to put it in the flower bed to get it off of the sidewalk. Mowing yards are not being mowed as we discussed. We still haven't made a decision on that. Have we been mowing any of those lately? Any unkept yards?

Barb Kline: The King residence was taken care of and I've already sent it over to the county to be assessed by county, I believe it's in the process of going through probate.

Dan Oberlin: Mowing the Zimmerman land, that's not being done. Paining yellow lines on 212, that's being done.

Will Bellinger: They are going to do it, they just don't know when.

Dan Oberlin: Sidewalks can be changed on Poplar and on Park Ave. between Park and Pine...quite a long strip....Plains. Some residents have actually done their own. We talked about the fence behind the monument. Where we at on that fence? We kinda decided on what we were gonna do.

Levi Kaser: We approved it. I have to pour the concrete first.

Dan Oberlin: Complaints on that sign area. It needs weeded but I don't understand, it's all gravel. I saw Wyatt and Gary both working on that.

Levi Kaser: The sign is being power washed.

Dan Oberlin: Ok, that's all I got. Next meeting will be September 21st here at 5:30.

Tedd Finlayson: That sign you are talking about, that Welcome to Bolivar sign. It was brought up that the owner of the one property, part of that sign is on his property. I did talk to him about options on what he can do. Tearing it down and moving it, the Village buying a little of land from him, a lot of it is in the right away.

There is further discussion on how long the sign has been there. YEARS. Possibly 2012/2013. It was looked in ordinances and other documents of when it was put it in, nothing was found. However, there is power that was installed, it was a larger job. It does not show up on the JIS map.

Steve Babik: If you go onto someone's property you actually and continuously with hostility notoriously occupy someone's property for a certain amount of time it becomes yours. Squatters in Southern Ohio...(laughter) someone can go build a cabin on an acre of someone else's land and but a fence up!

Barb Kline: We do need to look and see when it was put up.

Maria App: I was put on council in 2003 and I think it was put up before that.

Tedd Finlayson: I didn't look that far back!

More talk about the year it was put up. Who was on council. The Mayor will continue to look.

Steve Babik: To be clear that doesn't work for governmental property!

Tedd Finalyson: We did also talk about after the paving is done they are going to be covering up about 90% of the striping and that that we have out there. I did have a quote, the only one that called back

was Love Co. and they were \$2932.20 to paint the stripes and the parking spots, the stop bars and things like that. They just used regular traffic paint, not the really expensive stuff. I also asked Park Ave South to 212 to Fort which is almost nonexistent, was another \$1200 to get that painted. Wanted to know how you guys felt about getting that painting done and getting them lined up.

Discussion again on what part of Canal street is being paved, clarification.

Will Bellinger: What's the difference between this paint and good paint?

Tedd Finlayson: Cost a lot more and last a lot longer.

Talk about cost, how long it last, getting a quote. It looked good before. Tedd will get a quote and if he can get it in time it can be discussed at the special meeting.

Nothing else for Street and Alley

PARKS AND REC

Loretta Dively: Yes, the bicycle ride, it's called Century Ride, it's through Canal Way Coalition. There are going to be 60-62 bicyclist and part of them will stop off at Massillon and then come on down. They will then shuttle them back to Cleveland where they started. Some are doing a 1-day ride and some a 2-day ride. I had a zoom call with George and he was talking about having a water stop at Fort Laurens and we won't need any police as they are going to be straggling in little by little. Here to Philly and then somewhere in there they will be all together and need a police escort there. It just sounds great. The 16th and 17th is when this is happening.

Discussion on the Civil War reenactment happening then as well.

Loretta Dively: Dan had given me dimensions for a Pickleball Court that possibly we could put where the tennis courts are at the school.

Tedd Finlayson: You can get two courts for Pickleball out of one tennis court correct?

Dan Oberlin: Yes. You can also play both games. One for Pickle and one for Tennis!

Everyone agrees. Pickleball is popular but nice to have that option of both. It's been a long time since anyone has played Tennis there.

Nothing more for Parks and Rec. from Loretta.

Tedd Finlayson: I'd like for your group to look into Water Works Park, where the ball fields are. I think the Village actually owns that, I think we need to be doing more up there. We just do mowing. Levi had suggested it wouldn't take much to take care of the fields up there during the week. If you can look into that, see what more the Village can do to do help him.

Discussion around the football field. Mowing. Loretta talked to him, Dan had given her his number. He is happy with everything. They have over 150 kids! Practicing many times, a week. All the kids at once!

Levi Kaser: If we are going to be doing the clocking in at my computer we should probably have a camera there as well. We've went over everything else.

VILLAGE ADMINSTRATOR

Levi Kaser: Meeting with Aaron Ray, for a combined project he came down here and he showed me what he wanted to do, in a drawing.

Bruce Lawver: Why isn't that being brought to council? What does he want?

Levi Kaser: I just wanted him to come in and put a bug in our ear.

Clarification: Levi just wanted to talk to him about the potential of coming here to the council. Starting that conversation. When and which meeting should he come too.

Levi Kaser: If I can get a quote from Smitty's for taking down the two trees by the school, if council would allow me to get that quote and go ahead with that to get those handled.

Tedd Finlayson: I think you'll need to get a couple of quotes and bring them back to council to discuss. There are a few other trees that are around, we'll probably get a better quote.

Levi Kaser: Yes, there are a few that need taken down. Purchasing the lot beside the Village Hall for storage and materials needed. From the back of that red building to the dumpster. Tedd and I have talked about what that would possibly take. (No one owns it).

Tedd Finlayson: I am working with the Department of Natural Resource's on that now.

Barb Kline: So we wouldn't actually be purchasing it, it would be deeded to the Village?

Tedd Finlayson: Hopefully yes! I don't think they can sell it.

Levi Kaser: We wouldn't be putting anything permanent on that ground, just dividers. We are working with the Baseball Association. We are reaching out to Frontier Communication and King residence on properties being maintained by they Village. Why do we keep doing this?

Barb Kline: The King residence I added the latest invoice to the assessment against them for the water and so forth that wasn't paid for and so I added that on with the county. Frontier Communications, I'll be sending that out to them.

Tim White: Is there anyone living in the King Residence?

Barb Kline: I don't believe so. It's in probate.

Levi Kaser: I talked to a guy today about buying the church up here, the old catholic church for sale. Could probably go into zoning with this but I thought I'd bring this up. He's was talking about possibly turning that into a wedding venue. I know it's hard, also one of the options was to turn it into a bed and breakfast, is there some type of way for us to allow that?

Will Bellinger: There's no parking there, that's the problem.

Discussion on how to make room.

Levi Kaser: That's all.

Nothing from Barb Kline.

SOLICITOR

Steve Babik: Ok, I'll try to make this quick! So, the first thing that isn't on my list but when we were discussion the trade in that I hate to throw a wrench in but revised code 721.15 governs disposition of property. I thought because it was being traded in it wouldn't apply, but, if you look at section B of that it applies to when you are trading something in requires advertising and bids for 2 weeks and you account in the advertising for the fact that people who may submit a bid may factor in the trade in value. So, we would actually have to advertise that for 2-4 weeks. Then we can award it to the best and lowest bidder even though its being traded in.

Barb Kline: Why wouldn't you go with the highest trade in value?

Steve Babik: Selling price is a means of buying for the lowest price. We want the lowest price for trade in. We have to advertise. I will also say there a host of conflicting Ohio Attorneys General opinions as to whether or not home rule powers make these provisions of the revised code applicable to a non-charter village. My position has always been to follow the revised code because it says what it says. But it's not entirely clear on whether or not you can assert the home rules powers, this is a matter of health safety, welfare such that it's local police powers. Generally, we can do it we just have to advertise for bids. Specifically have to advertise. 2 weeks minimum.

Will Bellinger: So if we do the 2 weeks we can still get it done before the 28th.

Steve Babik: Again, I apologize when it came up it didn't click but when it's worth \$1000 or more, we are trading it in I didn't think it would apply but it does. Just a reminder and I know we discussed this before but disposal of real property, real estate also has to be advertised. So, if we are talking about what will be done with the school property, this says highest bidder. So, we don't even get discretion in that statue so who ever offers the highest amount is the one who purchases that municipal real estate. Just a heads up for the public meeting, I know there were proposals on being donated to us or sell it to this organization etc. We may be restricted to the extent of what we can do. The flex-time; I don't have legislation on that as I do have some issues. I guess for the sake of time I'll briefly summarize...

Will Bellinger: Do we have anything we need to vote on?

Steve Babik: Yes. First thing is the Ordinance to authorize a contract for cleaning personnel at the Village Hall declaring an emergency. As a matter of back ground there has been repeated discussion on whether or not this was done. We do have cleaning services, so the purpose of the legislation is to retro actively approve that so there is no question that is was approved by council to set the amount for that and at the same time if the council chooses to set a termination date if that is not going to be continuing indefinitely. So that is item one, I do have the emergency clause in there that doesn't mean it needs to be done by emergency we can do this in three readings. The next one is and Ordinance to approve a visiting fiscal officer also declaring an emergency because I believe this is retroactive. So, you should have a copy of that. There was one change made from the one that was sent around and that was by inadvertently put the word vacant. It's not vacant.

Will Bellinger: You want to vote on that one?

Barb Kline: I think we should.

Steve Babik: I would encourage that.

Will Bellinger: I'll make that motion.

Maria App: I'll second.

Roll Call - App, Bellinger, Dively, Lawver, Oberlin and White. All Yes.

Steve Babik: Next item; I was informed by the Mayor that there is no official zoning map in Village Hall. The official map was lost or does not bare the official seal. So, this Ordinance is to replace the official zoning map for the Village of Bolivar. That is an act pursuant of section 1J3 of the zoning code which is explicitly states that it cannot be used to modify or amend the zoning map just to replace a lost or damaged zoning map. Declaring this an emergency but the council can choose to 3 readings.

Will Bellinger: I would do three readings. Note this as the 1st reading.

Steve Babik: Next Ordinance is to establish the hourly pay rate, the caps and minimums for Village of Bolivar employees. That would be the first reading.

Barb Kline: Yes.

Will Bellinger: Next would be an ordinance to amend a previous ordinance to increase the total cost of the Tusc. County paving estimate for the Village of Bolivar and declaring an emergency is the title. My understanding is the aggregate cost of the original cost of the paving was \$82,295.64 and increase in the cost was received by the Mayor and added as exhibit A to the legislation indicating that now the cost would be \$119,041.00. So, a pretty significant increase. Over \$30k some thousand dollars.

Maria App: Why did it go up 45%, so much?

Tedd Finlayson: When the ordinance was originally done it was only 4 streets. We had talked and added that 12 or 13 total streets...

Barb Kline: Ah ok, so it was a mistake on our side.

Tedd Finlayson: Only 4 were turned into the county instead of the 12 but they accepted the 12. That's what we got for the estimate was \$119K

Barb Kline: Ok, so this is going in as an emergency? Or regular.

Steve Babik: Can we do that as regular?

Barb Kline: Ok, so first reading.

Steve Babik: I didn't realize that we were expanding the full scope from the 4 streets to the 12.

Barb Kline: Email Steve the specifics on that Tedd.

Steve Babik: And I believe that's all I have.

Maria App: And we're holding on GPD?

Steve Babik: Yes, there are additional conversations that need to be had on that. If you wanted to get into that we could, there's no vote needed. The flex-time issue is that the FLSA issues a full work week as 40 hours. As a public entity you can do comp time where you don't have to pay time and a half if some exceeds 40 hours but you designate comp time in an equivalent amount to time and a half at 1.5 hours in excess of the 40 hours. So, if you have a flextime schedule and it's separate from comp time you would presumably be doing it in 1 to 1 and if it extends past a week and someone works 48 hours in one week and carried that 8 over as comp time and not flex time you would technically be giving that person 12 hours. It's no longer flex time it's comp time. Otherwise you're not complying with the FLSA 40-hour work week. Why have comp time at all, which would then violate the FLSA. Flex time I understand that benefit of pushing that out over a month and for some jobs like law enforcement or fire you're allowed to create bigger work weeks because of the nature of their job. 24 on/24on/24 off. For other nonexempt employees if you push it out over a month it becomes a tracking nightmare because somebody has to log all of the flex hours, it becomes an issue with comp time because they need to be

compensated at 1.5 per hours in excess of 40, carried over passed that week. Next issue that comes up is pay out. If it's FLSA comp time they get paid out for the comp time because it's earned and to be paid. Presumably we don't want to pay out flex time, we just want that to flex it over a set period. I don't know that, I understand the benefit of pushing it out over a month. In practice though I would say flex-time is better in a week by week policy.

Barb Kline: Since a pay period is two weeks, can we push it out 2?

Steve Babik: No. Just like you couldn't say "I want you to work 70 hours this week and 10 next".

Barb Kline: Ok

Maria App: Do you see any problem with how it currently stands in our policy book then?

Steve Babik: I think that it needs to be clarified in the policy book.

Maria App: Yea, there are two paragraphs that contradict each other.

Steve Babik: Correct, so I think that needs to be cleaned up as it relates to creating a month by month flex time. There are attorneys out there I know from experience; a disgruntled employee goes in and says "here's my claim", and the attorney says "that's not a good claim but tell me about the hours you worked to the hours you were paid". "Oh, now we've got our claim!" \$50k in attorney fees etc. you'll end up finding the answers!

I can work on the language in that in the policy book. That is all I have unless anyone has any questions.

Tedd Finlayson: Anything else, we still have a couple hours until midnight!

Laughter

Dan Oberlin: Motions to adjourn.

Tim White: I'll 2nd.

Roll Call - App, Bellinger, Dively, Lawver, Oberlin and White. All Yes.

Meeting adjourned.

Mayor, Tedd Finlayson

Fiscal Officer, Barb Kline