

**Village of Bolivar  
Council Meeting  
October 5, 2023**

Pledge of Alliance is said. Prayer by Tim White. Roll Call – App, Bellinger, Dively, Lawver, Oberlin, White.

Council Meeting Minutes for July and August, Special Meeting and Finance Meetings. No corrections are needed. The meeting minutes for September are not ready yet. Motion to accept minutes.

Oberlin motions and White seconds. Confirm July and August. Roll Call – All Yes.

Payment of the bills for September \$38,055.50. No questions or concerns. Receipts for September \$71,796.41. No questions or concerns.

No corrects or concerns over the agenda.

**PUBLIC SPEAKS**

**Chris Berens:** Update on the monument, it is done it's up! So, we had a really big month last month of finishing it. It was an endeavor. Let's just say it. Thank you to Levi and to Gary for getting it up over here. Looks good, if you haven't taken your time to look at it take a look at it. There are 37 things on it that represent Bolivar. Thank you to Loretta who came the other night to our pack. When they were all just the nine were displayed and it's funny to think of it when you all started out with this pink monument that looked awful! There are no two of them alike. They don't even come close to each other, like for example Dover is all done in a horizontal pattern. New Philly of course has Tusc. park on it. But on the carousel, there are no two things on the carousel alike. It's just it's intense so when you have the opportunity to go, go. They are doing a scavenger hunt next year...so anyways um we were recognized for having the only mother-daughter team and Piper was recognized for being the youngest painter in the county! Awesome! But if you're in 8<sup>th</sup> grade and you could paint like that child, yeah she is amazing just absolutely amazing. So, thank you to all who you know paid attention to it and contributed and sorry for any mess that we made but we really didn't leave a mess. OK other things, back to the park. Picnic tables are up benches are in route. One is out at Dale's house, the other one is somewhere in this world. The two of them are coming. Levi and I talked about having some painting done, have Piper do it and do some painting on that fence. The more I thought about it the more it scared me for two things; number one I think it would distract from the monument and two I think it would be an open invitation to come paint the fence. So, we're going to wait till next spring I assume, and put-up planters and stuff on the fence. Trees will come next about March. We're still well within our monies of the grant. Lowes told me to wait until spring to plant trees. Information board? I'm still really curious as to why we paid \$1000 for that. Who Can read it? I don't see the point in it. We need some bigger print on that.

Barb Kline: Ok, I'll look at it.

Chris Berens: The new copier here, why?

Tedd Finlayson: It's old. I brought that over and put that there for when we need to make copies.

Discussion on spending money. It's not a new copier. There was a box that made it look like it was new.

Chris Berens: The job description you have for the fiscal officer, where, who created that?

Tedd Finlayson: I did.

Chris Berens: Was it copied from somewhere?

Tedd Finlayson: A lot of it. Came out of revised code, some from larger cities that have information.

Chris Berens: "Deal effectively and deal with stress" How do you know the person you are hiring can do that? You can say they can do that, but you really don't know. Then it says you finally submit a resume and application. Submit to a drug test. My question is does everyone have to submit to a drug test?

Maria App: It's subject. Our policy book does say random drug testing.

Chris Berens: "Be in a positive mental state." Who are we to judge that? That's against the law.

Steve Babik: I would just interject here. If you want to make statements that's fine but you can't expect the council to sit and answer questions. What you're doing is asking questions. It's not going to be a situation where we say something that isn't true or isn't accurate because we haven't had the chance to look into it and that creates issues for the Village.

Chris Berens: He has, he said he did.

Steve Babik: That's my point, you can make statements in public speaks but you can't sit here asking a bunch of loaded questions about why?

Chris Berens: You can ask questions and you don't have to answer.

Steve Babik: Correct of course.

Chris Berens: But I mean we can't say "Are you in your mental positive mental state today?"

Dan Oberlin: With all due respect you've had 10 minutes. With the previous mayor, we set a time of 3 minutes. We haven't set a time yet, but it should be 3 minutes. We've got a lot to do and get through. I'm sorry.

Chris Berens: TOUGH. I'm sorry but I'm here just like you.

Maria App: The revised codes says you have a right to attend but not be heard. So, I mean if we wanted to get technical.

Chris Berens: Yes, I know that. Believe me, I know that. It's just getting old. Sorry. I know Tedd can spend money, but you know our Village is hurting.

Barb Kline: We are staying within our budget which was set this time last year.

Chris Berens: Well, you're changing it for next year. I get that. You have too.

Maria App: You don't have to remind me of the rules. This is why we are looking at it again. We will go over it and decide as a council.

Tedd Finlayson: Ok, that's all then Chris? Robert nothing to bring up tonight? Ok, Zack, nothing?

## **No Old Business**

### **MAYOR SPEAKS**

Tedd Finlayson: The first one on there we thought we had another Fiscal Officer, Meghan Bowen. I got a text earlier that she's turned it down and is going to take another job. So, we'll go back into the search again.

Next one, an update on how the meeting went to discuss the future of the school property. I guess I'm just disappointed with the turnout we only had 10-11 people there. There was some really good positive feedback from the ones that were there on possibilities on the school property.

Barb Kline: What were some of the possibilities they were looking at?

Tedd Finlayson: Well, they're still looking at green space. Most of them out there want walking trails, and playgrounds. Those kinds of things.

Barb Kline: One thing that I don't know if it was Levi and I were talking or somebody else can't remember, but the one thing we need to think about if we do turn that into green space or even when it's turned over to don't, we need to have liability insurance on that property?

Steve Babik: Yes, we should.

Barb Kline: Ok, we need to keep that in mind. Do we have/need liability insurance on Water Works? Does anyone know?

Maria App: There should be, I believe.

Dan Oberlin: The ball teams have their own.

Barb Kline: Yes, but there are other kids up there.

Maria App: Oh. Ask Lori Peadro.

Barb Kline: Ok. It was just something that hit me.

Tedd Finlayson: OK one thing that I have found out talking to Steve and I think I brought that up; is that the Village can't give it away. Revised code says that you must sell it to the highest bidder. Not even the highest or best just the highest bidder. So, if we don't keep it for our own use and decide to sell it or keep part of it for our own use and sell part of it then part to even auction and it's got all the...

Barb Kline: Can we zone it a specific way before we sell it so it has to be used in a certain way?

Steve Babik: You could put in the deed; You put a deed covenant in it that would be for a period of time that it shall only be used for this purpose. So, you could advertise for bids and you could still sell it competitively but then whoever purchases it understands that the deed is going to have a restrictive covenant that it can only be used for a particular purpose and in doing so you limit what the uses are so it doesn't turn into whatever you don't want.

Loretta Dively: And that's after its torn down, correct?

Tedd Finlayson: Yes, it must be in our, we have to own it before we can change any of the deeds.

Barb Kline: Maria, you said it R 2 zoning already.

Maria App: Yes, it should be.

Barb Kline: So, it's R 2 limited to single-family homes or is it any kind of residential?

Maria App: R 1 is single-family homes and R 2 it's pretty open but no commercial.

Steve Babik: I wouldn't change the zoning because it doesn't follow like the purpose of zoning is land use and you don't want to spot zone where you pick one just because instead just put a deed restriction at that everybody knows that the outset you can't buy ...

Barb Kline: Just curious what we had there. I get your point.

Tedd Finlayson: Rob you were there, what'd you get out of it?

Rob: I thought it went well. As far as those that showed up. I guess I kinda liked some of the ideas that were thrown around, like a YMCA or something like that. Rec center. Like you said if we could, change up zoning when we get that far. Other than that, I thought you had a lot of great input.

Tedd Finlayson: I'd love to have another one, but nothings really changed. Nothing new to put out.

Will Bellinger: Once we own it, then have another meeting. Then it will get more real.

Maria App: Do we have access by Grand to get into that property? Or is that owned by Westland over there?

Tedd Finlayson: Yeah, we have plenty of access over there. A little over 6 acres if you take in part of Plain and King Street. They aren't plotted out or anything yet. There is a good amount of land there. I did talk to 3 appraisers, I'd love to have that appraised to know what we're talking about as far as looking for grants looking for options. If it goes to auction you know, what the Village would be concerned for possibly we could get out of that and I know that Wesleyan Church would love to get it for a dollar but I'd give two you know (Laughter) Right now so I've had lots of people interested in buying that so whenever it gets closer, and they were really not too specific on when they start tearing it down, once it's emptied out of all the storage in there is out. So they've got all the storage if they're able to get that done and the intermediate and primary school done sooner. Take the stuff out and they'll start their abatement for the lead and asbestos at that time and do all the things they need to do to tear that down. So, it's really kind of fluid, we don't have a set date on that but keep your eyes open for the noise.

Chris Berens: Teachers we're also given the opportunity to, or we will be given the opportunity to go in and get anything from our rooms that mean anything to us. (Sentimental value) ...

Dan Oberlin: I'd love to see that auctioned. I mean any of it, it shouldn't be given away.

Tedd Finlayson: When I talked to the board, they didn't have any idea on when or how. They know a lot of people want some of the old mementos and stuff. But, they're still working out what to do and how to do it, and who to do it to. You know so I'm thinking that should come out pretty soon.

There's a lot of well, stuff in there that should stay with the Village, I think. But a lot of stuff that could go to people. There is funding in the state budget for the teardown and it didn't get taken out! They are all set with that money.

OK the next one, Tuscarawas County Budget and Commissions agreement resolution supporting documents that were provided in the September meeting.

Barb Kline: Yes, any questions or concerns before we do a vote? It's just the amounts and rates that the commission sets for money that they send us. We don't really have a say and I'm not sure why they make us vote on it, but it's required. And then we have to send it back signed. Do I have a motion?

Maria App: I'll make a motion.

Tim White: I'll second.

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

Tedd Finlayson: Next one up is, you have a renewal contract with our insurance company. Supporting documents were provided in the September meeting. Also needing some signatures on that to return them.

Barb has the document.

Barb Kline: Does anyone have any questions or concerns on that one?

Maria App: I just have one question on that, it's not a big deal. When it comes to the part-time employees, I think that number is a little bit different.

Barb Kline: I'm sorry, I didn't catch that.

Maria App: I think it should be \$11 instead of \$7. That would include Wyatt, Gary and .....inaudible.

Barb Kline: Yea, we have two auxiliaries, right? No 3.

Further discussion on part-time workers to full-time workers.

Maria App: Fill in the total expenditures.

Barb Kline: I just get that from UAN right?

Maria App: Yes, from the prior year. So, do we need to make a motion?

Steve Babik: The legislation, yeah and then we can read it, you pass it by emergency and then it's the legislation that gets passed.

## **COMMITTEE REPORTS**

### **Finance**

Will Bellinger: Finance for September; interest earning was \$2162.36. For trick-or-treat candy for the police, Chris was nice enough to donate that for the Police Department this year. We discussed trash going up. We're going to discuss further about possibly increasing the rate by \$0.50 a month,

further discussion on that. They're looking at getting risers for the manhole covers after the paving. Looking at getting some lighting outback. Having AEP install it and amazingly if I'm correct for \$24 installed and a \$250 a year and then they maintain it. We're going to have a special meeting next Wednesday the 11th at 5:30 to hammer out the budget for 2024. The mayor is looking into the Zoar contract for the Police Department because its costs have gone up. So basically, it's costing us to have police coverage, so we're looking at renegotiating that contract. That's it for finance.

## **PLANNING AND ZONING**

Will Bellinger: Planning and zoning we had two meetings. The first one was September 11<sup>th</sup>. We really just sort of discussed the property. And then this last meeting on Monday the big thing was the mayors looking into the sign out there at the three-way stop. That may be on a property owner's property. He's doing some research to see if there were easements or whatnot, but it's been out there for a long time so we're going to dig into that further. That's it for zoning and planning.

## **SAFETY**

Bruce Lawver: Real briefly, calls for service for the month of September, 46 calls. Also, the department is going through recertification via the Ohio Collaborative. August 18th fires recertification, August 15th that is through Sugar Creek PD at no cost. I think we spoke on uniform allowance to be approved. (Barb Kline: Yes) Reference for security code for finance already spoke to installing the floodlight in the parking lot and the cost associated to it. We'll be moving the camera in the Mayor's office to a degree to utilize it in a more effective manner. Where it's more focusing on the door and capturing a better likeness of those people coming through to the Mayors office and the fiscal office. There also was a refill of the Cintas first aid center which we have two of them.

Barb Kline: Levi will they be billing me for that, for the refills?

Levi Kaser: Yes

Barb Kline: Ok

Bruce Lawver: I have nothing further.

## **STREET AND ALLEY:**

Dan Oberlin: We met on the 21st at 5:30 with me, Mayor Finlayson and Loretta Dively. No residents attended that evening. We briefly talked about the Welcome to Bolivar sign. That was cleaned up and it was straightened out. They did a wonderful job. We talked about the next Monday which is complete, the grinding was done and the paving was going to be done on

Canal Street; Starting on Canal Street and along with several other streets. Oh yeah, we're working on some sidewalks which will be done before we lose our good weather here which is coming up pretty soon. On Poplar and Walnut down to the parking lot to the school. Parking downtown we discussed, but nothing was really decided, it was brought up but at one time we were talking about making Water Street a one-way street between Canal and Park and that is not feasible because of the width to make a diagonal parking. So, we are kind of at a loss for parking. That's about all that was discussed, that's all I have.

Tedd Finlayson: Since the weather starting to turn, I got a couple of things here that were just brought up. The guy that owns the scar box down here, he's got paving and striping. We were looking at the blacktop area between Canal Street and the Santa Claus house, and it's really in bad shape you know that. He said he'd like to help the town out and put in a quote to recoat that. Get rid of all the weeds and things and repaint everything. He wanted to do the outside of the office here, but we just had that paved. He said he could do that for \$1200. I don't know if you guys are interested that would probably be a \$3500 job on that...

Further discussion on when the stripping is going to be done on the roads that were just paid.

Tedd Finlayson: Is that ok? Can I have a motion to accept that quote for \$1200?

Dan Oberlin: Oh yea, I'll make a motion we accept that bid.

Tim White: I'll second!

Levi Kaser: Is this paving?

Tedd Finlayson: It will be sealing the road.

Maria App: Do we have anything in writing?

Tedd Finlayson: Yes, two. Pass that around.

Dan Oberlin: Just one more thing, Shade Tree. Come Spring I want to have a few quotes and have how many trees we want to replace on Park Ave. I'd like to get that done with whatever money we have for that.

Tedd Finlayson: We had one ordinance for the parking, shutting down the streets for the Strawberry Festival and Car Show. We put in there for the Christmas on the Canal but we didn't specify any dates.

Dan Oberlin: November 11<sup>th</sup>. The earlier the better getting those closed off.

Tedd Finlayson: He wants a suggestion on a time. We can wait until the next meeting.

Tim White: If Strawberry Fest is the first Thursday of the month and that's our council meeting, we should change the date of the council meeting.

Barb Kline: I would like to start working on a calendar for next year. Putting in all the meetings and looking at which ones need to be moved because of conflicts, or other holidays. Remind me and I'll adjust, and we can talk about that at the next meeting! That way everyone knows well in advance when the meetings are.

Loretta Dively: Yes, I'd like that.

Tim White: We have another meeting, so we'll discuss that.

Barb Kline: Ok, great. We can then discuss that and get that done for the next meeting.

Maria App: Love Co. should be able to get us a quote for the stripping. I don't know, did we get any other quotes on the sealing? Or who else is there? What are your thoughts?

Tedd Finlayson: Well, it's \$1200 for the street and then \$600 for this other spot by the building. But we did that already. So, we'd take that out.

Levi Kaser: We have the stencil for the handicap, so we can do that.

Tedd Finlayson: Yeah, if you want to save \$50, we can have them take that out. He was going to everything down, to the parking spots.

Maria App: Do we want or need to get more prices?

Will Bellinger: No, just \$1200.

Tedd Finlayson: I'll get another quote, but it'll probably be too late with the weather and everything. So, we can just move on then.

Maria App: Why don't we just approve up to \$1200 and say someone else comes in at \$1000 it's already been approved?

Will Bellinger: That's a good idea.

Tedd Finlayson: That would be great.

Barb Kline: Ok, Motion?

Will Bellinger: Ok, I'll make a motion to approve \$1200 to do that work. And for a second quote to be done.

Loretta Dively: I'll second.

Barb Kline: Ok, roll call: App, Bellinger, Dively, Lawver, Oberlin, and White. All Yes.

## **PARKS AND REC**

Loretta Dively: I really don't have anything. But we should probably maintain the ball fields at Water Works. I don't know what all it would take in the winter but just in case, we should keep an eye on it.

Will Bellinger: Levi, that's really up to you. Is it expensive?

Levi Kaser: No.

Barb Kline: Mostly time right?

Levi Kaser: Not too much time and we are allowed to use their steiner to mainly set up the fields and maintain.

Dan Oberlin: What do they put on them to cover them? I know at the rest home, they always cover them.

Levi Kaser: I had talked to the baseball head honcho to come down and just give a run-down of what we need to do to maintain it. They only had one dad who takes care of the fields and now it's kinda no one. It's doable for sure.

Barb Kline: Is that something we need to vote on or can we just approve it?

Will Bellinger: The mayor can approve it as long as it's under \$1000.

Barb Kline: Levi it's down to you.

### **STREET ADMINISTRATOR**

Levi Kaser: Update on the crosswalk sign at Canal and Walnut. Now pulling all that stuff down and going to move it to the correct distance from Walnut and Canal. Once that's all there it will be painted, and I assume paint that crosswalk. Other than that, we started leaf pickup. We got a lot of calls about that. I told people after we do compost, we'll get on that.

Barb Kline: Usually when we do leaf pickup is when we stop the compost don't we?

Maria App: Usually, the leaf pick-up doesn't start until Mid-October. So, the fact that we are starting early is a benefit. I'm not sure why people are complaining.

Tedd Finlayson: On our website, it says the compost will stop the first week of October and leaf pickup begins in the fall.

Maria App: It had been Thanksgiving, but we extended it.

Barb Kline: I had it updated to say once we get snowfall, and the plow needs to be put on then that's when leaf pick-up ends. Instead of a specific date. WE can't do both leaves and snow.

Levi Kaser: Dan had talked about planting trees on Park sometime. We should probably cut some down then if we are going to add more.

Barb Kline: Didn't we cut some down on Park? Last year I thought.

Dan Oberlin: Several yes.

Discussion around what trees were cut down.

Barb Kline: Maybe the plan really should be to go around and identify where we've taken trees out and where the biggest need is to put trees back.

Dan Oberlin: I talked to the people at the end of your street there. We had those 4 or 5 big White Oak. Where the Austin's used to live. Should we ask that, they maintain that property? If they don't want trees. I'll tell you what, several people don't want trees. I'll quiz some of those people and see if they do or don't want them.

Barb Kline: I recommend you work together on that.

Levi Kaser: Smitty's is coming back to get the work done that they didn't get done.

Barb Kline: Didn't they already send me a bill? Didn't I pay that? I'll have to double-check that. I wait until the work is done.

Levi Kaser: So, with that, they asked who they need to get a hold of. I said they need to call me. They didn't finish their job. I was supposed to get quotes for the trees behind Matt (Dewers?) and I

couldn't get a hold of anyone. So, let me do my job and I'll get a hold of their administrator and take care of what needs to be done.

Dan Oberlin: Oh, OK.

Barb Kline: Levi anything else?

Levi Kaseri: No.

#### **FISCAL OFFICER**

Barb Kline: Wanted to give you guys an update that I did have Paula in the office two days this week helping me get the budget questions answered. She helped me identify items that were causing us to be out of balance. We still have \$20.31 to find, but I reassured her I thought I could handle that on my own. She will be available to help me as needed on go-forward basis. Once a week if I need it and twice if we do hire a new fiscal officer. She said we could even do like one day she comes in the office and the second day she would do remote. That way it would save us the cost of her travel time but she's worth her weight in gold. Ok, that brings us to Steve.

#### **SOLICITOR**

Steve Babik: OK so I have the legislation that's identified here and a couple others as well. The first one is, and there were some changes to these, I'll let you know when we get to them. So, the first one that all of you should have a copy of, it was emailed to you. This is in the past as well so it's not sequential with how I have them, first up there was an ordinance to establish the pay range and adopt job description and duties for the combined appointed office of village fiscal officer.

Maria App: I don't have a problem with it. Is this a reading or an emergency Steve?

Barb Kline: I have this as a second reading, but I could be wrong.

Steve Babik: So, I want to try to streamline how we do these. I want to make sure that when we have legislation that we're reading it by the full title. So, it doesn't, I did not put emergency in any of these except for those that I think are truly, that is an emergency. So, this does not have it. Unless it's urgent, I would call this a first reading. Just because this will be the first time that I have read this letter legislation by its full title. If it is urgent and I'm just throwing that off by saying that, then the council can suspend the rules which would just require a separate vote to suspend the rules and then a motion second with the vote to pass, So, we can still accomplish it but just to kind of like I said streamline how it's done that would be first reading of this: An ordinance to establish the pay range and adopt job description and duties for the combined appointed office of Village fiscal officer.

Maria App: I want to say I appreciate you too Steve for getting this out. So, we as council could look at legislation prior to the council meeting, ample time to look it over.

Steve Babik: It's only possible because Barb was kind enough last week to send me a list to say here's what we need. Because there's a lot that goes on that I'm not here for so when I have that then I can typically sit down and craft the legislation. I can send it to everybody blind copied so that you're not going to accidentally hit reply all and create an issue. So, it's just, I think we're working together to try to streamline how it's done and I think it will work. The next one, is again I would call this a first reading, it does not have an emergency clause. It's a resolution to authorize the mayor and two council persons of

the Village of Bolivar to execute an agreement for indigent defense services with the Tuscarawas County Public Defender Commission.

Barb Kline: And that one we have time. That can be a first reading because I have to the end of the year to get that one back. But the PEP one, I have to have back in the next week.

Steve Babik: So, that was the first reading of the indigent defense services. Which is good, that will allow me the opportunity to correct the misspelling of the word Tuscarawas in the title. Which I just did, lol, and I printed that out. The title remains the same notwithstanding the missing A. The next one, is again first reading of a resolution to authorize the mayor of the Village of Bolivar to execute an agreement with Gueye and Associates Incorporated.

Barb Kline: Are we OK with this being a first reading?

Will Bellinger: Yes.

Barb Kline: Ok, thank you.

Steve Babik: And GPD was kind enough, we were going to meet with them at 5:00 this evening to go over some changes. In lieu of that they accepted all of our proposed changes. So, we were able to get that on for tonight.

Barb Kline: Yes, that was awesome.

Steve Babik: The next one is the first reading of a resolution to authorize the mayor of the Village of Bolivar to execute a memorandum of agreement with Guy and

Associates and the Ohio Auditor of State.

Next one, first reading of a resolution to authorize the mayor of the Village of Bolivar to complete and execute the PEP renewal questionnaire.

Barb Kline: That one is going to have to go as an emergency.

Steve Babik: OK so we can't do the emergency because it's not in there. So, what we can do is suspend the rules.

Maria App: I'll make a motion to suspend the rules.

Will Bellinger: I'll second.

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

Maria App: I'll motion to pass.

Will Bellinger: I'll second.

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

Steve Babik: I think I threw it off the emergency clause was in it, but I removed it because I'm deferring to the council rather than making everything a motion.

Second to last, it does have an emergency clause in it and it is a resolution to transfer money between unrestricted funds in accordance with revised code 570514 to 15 and declaring an emergency.

Maria App: I'll make a motion.

Tim White: I'll second.

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

Steve Babik: The last one I asked you if you would read that.

Barb Kline: OK. A resolution to enter into a contract with Steven P. Babik of Babik LLC for legal services pursuant to RC 733.48 and RC 705.11 and declaring an emergency.

Tim White: I'll make a motion.

Dan Oberlin: Oh, are we voting on that now, tonight? To accept it tonight? We aren't going to discuss it?

Will Bellinger: We can.

Barb Kline: I thought we did in finance.

Dan Oberlin: We briefly discussed it.

Steve Babik: If you'd like again, I can leave the room.

Dan Oberlin: No, No. I don't have a problem with that. One-year contract correct?

Loretta Dively: Can I second that!

Dan Oberlin: It's a 35% increase.

Barb Kline: He was too cheap last year; I'll tell you that.

Roll Call – App, Bellinger, Dively, Lawver, and White. All Yes. Oberlin – No.

Steve Babik: I have to bring this up, just because it's been a topic of discussion. Which is, I have received from Barb request for clarification on whether or not tax records are confidential such that they cannot be disclosed. And when I say disclosed, I mean disclosed to the fiscal officer. The relevant statute indicates that they are confidential but that they may be disclosed in accordance with official business. Then researching the role of the tax administrator to the discretionary role that's created by a village by statute which is permitted it is within the treasurer's office. The treasurer is the clerk-treasurer which then is the fiscal officer when you're the elected position of clerk and treasurer or combined clerk-treasurer, if this makes sense. So tax administrator is here the treasurer fiscal officer clerk-treasurer would be here working in that department or under that. My opinion was that because of the chain of reporting and the chain of command that as long as the what the why, and the who are answered, what's being asked for why is it being asked and who is asking for it. That it would be able to be disclosed up in that chain of reporting because that is good government. In my view where you have checks and balances you have accountability within a department. So, one it would be checks and balances that it should be disclosed to somebody. Should someone have an oversight over that not to give random information out to random people about tax returns. And then second is you can enter into

a contract, I wouldn't suggest it, but a lot of municipalities contract with freedom. If you contract with the regional income tax authority then you don't necessarily have this formal tax administrator because RITA's doing it and then it would be likely a fiscal officer who's receiving the information. So, if RITA can share with the fiscal officer then why is it that a tax administrator could not. I don't know for sure that RITA can but I'd be surprised that a municipality would operate in the dark and not have access to their own information through RITA. That was my opinion to Heather, in the past and Maria confirmed to me, that she had received an opinion that it is not to be shared to the fiscal officer. So, the first question I had is this urgent, is this something that must be addressed immediately? Because if it is, if it's the audit or something like that get them information that they need so they can do the job. I don't think that there's any urgency to it so my approach to it is I think we should go with how it's been done. Stick with custom I can continue to look into it. If there is an urgency then we'll address it but what I don't want to have happen is to get it wrong, information to be released that shouldn't, or anything like that. So, I just want to make everybody aware of that kind of Rep that was developed. There's no urgency so I don't see any need to knee jerk and possibly do something wrong.

Robert Lloyd: I'm pretty easy to find. I circle Bolivar many times a day.

Tedd Finlayson: I took a piece of paper down, a W-9 and handed it to your secretary. Asked her to fill it out and give it back to Barb.

Robert Lloyd: Oh Kelly, Ok.

Tedd Finlayson: And we've never heard anything back.

Robert Lloyd: Oh, I didn't know anything about it.

Maria App: Quick question, for Steve, the W-9 would that be from Kevin and \_\_\_\_\_ from a year ago?

Barb Kline: Yeah. I got an IRS...the IRS said that when I submitted it, it was missing the EIN. I don't know how, it usually won't print if it's missing. So, I'm not sure how I was even able to print it and that I was even able to provide it to them.

Maria App: I'd even question the IRS because maybe they don't even understand that they are a corporation.

Barb Kline: Then they don't even need it. I just assumed they knew what they were doing when they sent me the letter.

Maria App: Yea, they are an S Corp.

Steve Babik: Other than that, I don't have anything else.

Maria App: Did we already handle CAPS and minimums? I'm sorry, I'm a little foggy.

Barb Kline: Oh, you know what, it's not on here.

Maria App: Do we have that on the agenda? I'm pretty sure it's the 3<sup>rd</sup> reading.

Barb Kline: I was going over old agendas and basing it off of that.

Steve Babik: OK so there was an ordinance to fix caps and minimums that was brought during the special meeting.

Barb Kline: Was that a third? I thought it was a second reading for some reason.

Steve Babik: This would be the second reading of an ordinance to establish the hourly pay rate caps and maximums and minimums I'm sorry CAPS/Maximums and Minimums for employees of the Village of Bolivar.

Barb Kline: So, today is the 2<sup>nd</sup> reading. I was off by one.

Steve Babik: I guess the zoning map. I don't usually track these. So yeah, and this would be the second reading of an ordinance to replace the official zoning map for the Village of Bolivar and declaring an emergency. Well, we're going through the reading, we don't need to have it be an emergency.

Maria App: What did we just approve last week there were two things. At our special meeting on the 28<sup>th</sup>.

Barb Kline: I didn't bring my notes with me.

Just to be safe a second reading is being done.

Steve Babik: An ordinance to replace the official zoning map for the Village of Bolivar.

Barb Kline: I think we've made it through our agenda now.

Tedd Finlayson: Anything else?

Tim White: So, I check my mail in my mailbox you know, I see there's some of you here who have some pieces of paper in your slots...(laughter) Please check your mail.

Confirmation that this would be the 3<sup>rd</sup> reading of the Zoning Map.

Tim White: I'll make a motion.

Loretta Dively: I'll second.

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

Tedd Finlayson: One real quick good thing; the tornado siren has been updated to go with the calling from 911 dispatch center. We do have the bill from Staley \$7300 and some dollars, \$5000 from that grant we wrote, Reeves \$1800 from the Township and put in a grant to have PEP insurance for \$1000 bucks to help cover that. They said they never found it, never got a receipt, they said they mailed it but I haven't received it. Anyway, they're going to cut another check and send it in, so we got all that done for free.

Conversation on how awesome that is!

Tedd Finlayson: Can I have a motion to adjourn.

Tim White: I'll make a motion.

Loretta Dively: I'll second.

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

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Mayor, Tedd Finlayson

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Fiscal Officer, Barb Kline