

## VILLAGE OF BOLIVAR

### COUNCIL MEETING

August 1, 2024

The Bolivar Village Council met in a regular session at 121 Canal Street SE on Thursday, August 1, 2024. The meeting was called to order by President of Council Will Bellinger at 7:00 pm. Mayor Lloyd was absent.

The Pledge of Allegiance was said. White opened the meeting with a prayer. Bellinger, Diveley, Nussbaumer, Pancoe, and White all answered yes to roll call. Oberlin was absent.

A motion to approve the July 11, 2024, regular meeting minutes was made by White and seconded by Diveley. Roll Call: Bellinger yes, Diveley yes, Nussbaumer yes, Pancoe yes, and White yes.

A motion to approve the July 2024 bills totaling \$74,016.11 was made by Pancoe and seconded by White. Roll Call: Bellinger yes, Diveley yes, Nussbaumer yes, Pancoe yes, and White yes.

Receipts for July totaled \$107,375.71.

Additions/Correction to the Agenda – None.

#### **Public Speaks –**

Chris Berens said Robert came to her home and accessed the drainage problem in her yard.

Chris said she is happy to hear the council is looking into providing additional police patrol hours, saying evening patrol hours are needed.

George Workman said he has not seen anyone come and investigate the drainage problem at his home that he reported to the council at the July meeting. He again stated the drain in his yard is too low and needs a riser. George said it was not possible to mow around the drain and again requested assistance from the village.

**Old Business** – Loretta Diveley requested information about a proposed duplex new construction across the street from Chris Berens' home. Bellinger stated there has been no request for any building permits at this location. Matt Bailey commented that the Tuscarawas County building and zoning department would manage new construction

permits as the village of Bolivar does not have a building department. According to the Tuscarawas County regional planning website, Solicitor Steve Babik stated that Tuscarawas County does not have a building or zoning department. Matt Bailey said no one had approached the village requesting a zoning or building permit for new construction at this property. He further stated that the Village of Bolivar without the protection of a county-certified building department could cause a liability concern.

**MAYOR** – None

## **COMMITTEE REPORTS**

**FINANCE** - Bellinger stated that \$2,294.78 in interest was received in July.

Finance recommends approval of the quote from Mast Tree Service for the removal of trees on Water Street and the Cemetery. Total amount \$1,950.00. Will pass resolution at tonight's meeting in legislation as a resolution for the contract.

Maria reported ARPA funds remaining unencumbered for \$2,656 can be used for the initial cost of the Gworks software upgrade for water billing. She said there is no urgency to encumber this final amount at this point and the council can wait to see what needs may arise. Bellinger questioned the timeline for the ARPA funds. Patty said the money will need to be fully encumbered by the end of 2024 and fully expended by the end of 2025.

Maria stated that four landlords in the village are due a credit of \$444 each because of incorrect billing. Additionally, several accounts were overcharged late fees. The total amount of refunds to correct the problems is \$2,145. Bellinger made a motion to apply the credits and correct the overbilling, the motion was seconded by White. Roll Call: Bellinger yes, Diveley yes, Nussbaumer yes, Pancoe yes, and White yes.

**Planning and Zoning** – Bellinger stated the next zoning meeting will be held this Monday, August 5, 2024, at 5:30 pm at the village hall.

**Safety** – Diveley reported 41 total calls for July. Discussion to move Michael Frame from auxiliary to part-time patrol and allow for up to sixty additional part-time hours per month, starting in September, at a rate of \$16.50 per hour. Bellinger said tonight will be a first reading and pass as an emergency next month giving the Fiscal Officer time to review the budget.

**Chief-** The new police cruiser has been received. The earliest Chief Haugh can get the vehicle outfitted is November. He is looking into expediting this if possible.

**Street & Alley-** None

**Shade Tree-** None

**Parks and Recreation –** None

**Street Superintendent –** None

**Village Administrator –** Chuck stated the village will need to advise customers of the presence of Fluoride in purchased water from the county. Stephanie Long will provide an informational note in the next billing cycle.

**Fiscal Officer –** Patty said the amount of work Maria can accomplish in a short period is amazing. The village is blessed to have her back.

**Zoning Inspector –** Matt said he continues learning how things work in the Village of Bolivar and Tuscarawas County. He has received complaints concerning a billboard that was previously permitted. The variance for this billboard does not have an expiration date so the matter may stand. Matt said his focus is to get policies in place so that moving forward the village will be compliant with zoning rules and regulations.

**Law Director- Solicitor Steve Babik**

**Legislation:**

A third reading of a Resolution to grant temporary permission to place two (2) picnic tables and four (4) benches on the sidewalk area of 157 Canal Street, Bolivar, Ohio between April 1, and October 31. Requires property owner to execute a hold harmless indemnification defense agreement for the village and comply with all ADA requirements. Renewal will be required yearly. Motion to pass made by Bellinger and seconded by Pancoe. Roll Call: Bellinger yes, Diveley no, Nussbaumer yes, Pancoe yes, and White yes. **R-8-2024.**

A third reading of an Ordinance to grant Bolivar Main Street Association permission to place and maintain an 8' x 12' shed on Village property known as parcel No. 37-00160-001. Motion to pass made by Bellinger and seconded by White. Roll Call: Bellinger yes, Diveley yes, Nussbaumer no, Pancoe yes, and White yes. **O-17-2024.**

A third reading of a Resolution to Supplement and Amend the 2024 Annual Permanent Appropriations. Will have the final reading at the September 5, 2024, meeting.

Amending of agenda and a first reading to amend O-23-2017 to authorize an additional 60 hours of police patrol per month.

Amending of agenda and first reading to transfer officer Michael Frame from auxiliary to part-time patrol officer.

Amending of agenda to include an ordinance, as an emergency, to contract with Mast Tree Service for tree removal on Water Street and the village cemetery. The total cost is \$1,950. Approval motion was made by Bellinger and seconded by Pancoe. Roll Call: Bellinger yes, Diveley yes, Nussbaumer yes, Pancoe yes, and White yes. **O-18-2024.**

A motion was made to adjourn the meeting until the next scheduled meeting on Thursday, September 5, 2024, at 121 Canal Street SE, by Pancoe and seconded by White. Roll Call: Bellinger yes, Diveley yes, Nussbaumer yes, Pancoe yes, and White yes.

The meeting adjourned at 7:40 pm.



Mayer, Robert Lloyd



Fiscal Officer, Maria App