

VILLAGE OF BOLIVAR

COUNCIL MEETING

October 3, 2024

The Bolivar Village Council met in regular session at 121 Canal Street SE on Thursday October 3, 2024. The meeting was called to order by Mayor Robert Lloyd at 7:01 pm.

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

A motion to approve the September 5, 2024 regular meeting minutes was made by Diveley and seconded by Pancoe. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes.

A motion to approve the September 2024 bills totaling \$111,692.43 was made by Bellinger and seconded by White. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes. Maria noted this amount includes the purchase of the new police cruiser.

Receipts for the month of September totaled \$94,510.43 which includes \$2,193.04 of interest from Star Ohio and Huntington.

Additions/Correction to the Agenda – Mayor Lloyd requested a motion to add a resolution presented to him by Omega to apply for additional funding for the water line replacement project. Bellinger made the motion to add to the agenda, White seconded. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes.

Public Speaks –

Curtis ask when the composting services will end this year. Robert stated it will be the first Monday in October shortly before leaf pickup begins.

Richard Wigfield stated that Kimble has missed trash and recycle pickup recently. Robert said they are running late and have been seen picking up at 3am at the Bell stores which is causing concern. Maria said they are running late on pickups and she has spoken with them several times recently. She said they will get the trash and recycling picked up and to just leave it out or call the office and she will follow up with Kimble.

Richard attended the last street and alley meeting saying he will be having some improvements done at his property. He said his contractor will need the village to cut the asphalt and requested the Village patch when they are done. Robert said the village generally uses cold patch and Richard requested they use hot patch as it works

better. Robert will look into the needs of the village and determine if a load of hot patch is warranted.

Richard said there is a mutual problem with drainage on his street. Tim White commented the need for risers on Eberly alley. Maria stated Eberly alley risers were brought up a couple of months ago and that attention to the matter is needed soon.

Chris Berens wanted to know if the Village has paid the \$1.00 fee for the elementary school property. Robert stated this has not been billed or paid. Chris then ask why the Village is removing playground equipment when they do not yet own the property. Robert explained there is an agreement with the school to leave the equipment instead of removing, and that based on that agreement, the village agreed to remove any equipment deemed unsafe. Several council members and Robert met at the property and flagged the equipment deemed unsafe, and scheduled the removal.

Chris requested village officials look into the growing number of signs being displayed at the 3 way stop entrance to the Village. She stated the 7 day display zoning requirement is not being adhered to.

Chris said Robert visited her property in July to access the drainage problem. She asked when something will be done. Robert stated he will need to access where the property lines are located to see if the problem is on village property.

Chris commented on a brochure from the Bolivar Library. She said all Tuscarawas County Libraries are currently collecting items to help the Friends of the Homeless.

Chris stated the Police candy needs for this years' trick or treat are covered.

Old Business – None

MAYOR –

Robert announced that the leaf vac services will start around the 7th or 8th of October. They will continue until snow begins, likely the end of November. The rules for leaf pickup are:

- Place leaves at the edge of the roadway
- Do not pile up around mailboxes, cars or other objects
- Please remove basketball hoops from the roadway/alley

Robert stated composting season will end the first Monday of October.

Robert asked for a motion to make Thursday, October 31, 2024, from 5:30pm to 7:00pm, Trick or Treat day for the Village. Bellinger made the motion and White seconded. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes.

Robert stated as a reminder that no signs are allowed in the curb strip (between roadway and sidewalk); this includes the 3 way stop.

Robert reminded everyone of the need to clean up after your dog, when walking.

Robert announced the county will connect the Village to their water values on October 8, 2024.

COMMITTEE REPORTS

FINANCE – Finance committee recommends the upgrade of the Village computers. Bellinger requested a motion to approve the purchase of 9 computers using ARPA funding in the amount of \$9,500. White made the motion to allow, Diveley seconded. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes.

Planning and Zoning – Bellinger briefed council that 2 zoning meetings have been held. The zoning committee is revising the zoning regulations section by section with zoning inspector Matt Bailey. They will submit recommendations to council for approval as they are finalized.

Safety – Loretta reported 50 calls were received for the month of September. She also reported that Eric Minor may need to be out on medical leave for a time.

Chief- None

Street & Alley- White reported the committee met on September 29, 2024. White, Nussbaumer, Oberlin, Lloyd, Diveley and Richard Wigfield were present.

Plans to possibly make Strawberry alley a two way were tabled until the spring.

Mr. Wigfield addressed the flooding problem at his property.

White said a quote for the removal of 4 dead trees in the Village came in at \$2,225.

White suggested the solar stop signs, due to the size, be placed at the intersection of Park Avenue and Bolivar Street. The size limit will not allow them to be placed on SR212.

Committed requested a maintenance check of the leaf vac. Robert stated the leaf vac is fully up and running.

Shade Tree- None

Parks and Recreation – Dan Oberlin stated soccer and football practices are on-going.

Street Superintendent – Defer to Legislation for hiring of position.

Village Administrator – None

Fiscal Officer – Maria stated the Village website has a link dedicated to disaster preparedness. She also stated that October 6-12 is National Fire Prevention week.

Zoning Inspector – None

Law Director- Solicitor Steve Babik

Legislation:

An Ordinance to transfer Officer Michael Frame of the Village of Bolivar Police Department from Auxiliary to Part-Time employment; and declaring this an emergency retroactive to September 5, 2024. Bellinger made a motion to allow and it was seconded by Pancoe. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes. **Ordinance 0-20-2024.**

An Ordinance to authorize the hiring of Rodney Tusing as Street Superintendent; and declaring this an emergency. Diveley made the motion to hire Rodney Tusing and it was seconded by White. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes. **Ordinance 0-21-2024.**

A second reading of a Resolution to allow the Mayor and two council persons of the of the Village of Bolivar to execute an agreement for Indigent Defense Services with the Tuscarawas County Public Defender Commission.

A first reading to enter into a contract with Stephan P. Babik of Babik LLC for legal services pursuant to R.C. 733.48 and R.C. 705.11. Steve stated no change with anything except the dates for calendar year 2025.

A first reading of a Resolution to make 2025 Temporary Appropriations for current expenses and other expenditures of the Village of Bolivar as provided by R.C. 5705.38.

A first reading of an Ordinance authorizing a contract with Fitzpatrick, Zimmerman, & Rose Co., L.P.A. as police prosecutor for the Village of Bolivar, Ohio Effective January 1, 2025, establishing a rate of compensation (from 80.00 to 90.00 per hour) for a two year period ending December 31, 2026.

A Resolution accepting the alternative formula for distribution of local government and local government revenue assistance funds as proposed by the Tuscarawas County Budget Commission and as prescribed in Section 5747.53 of the Ohio Revised Code and declaring this an emergency. Motion made by Bellinger and seconded by White. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes.

Resolution R-12-2024.

A Resolution for the Mayor of the Village of Bolivar to prepare and submit an application to participate, and execute contracts as required, in the Ohio Public Works Commission, local transportation improvement presented from Omega to apply for additional funding for the water line replacement project as an emergency. Motion to suspend rules and regulations made by Bellinger and seconded by White. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes. Motion to pass made by Bellinger and

seconded by White. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes. **Resolution R-13-2024.**

Lori requested clarification on the rate of pay for the street superintendent position and the contract amount for Babik, LLC. Maria stated the street superintendent's rate of pay will be \$24 per hour, 32-40 hours per week. Steve stated no change to his contract set at \$875 per month.

A motion was made to adjourn the meeting until the next scheduled meeting on Thursday, November 7, 2024, 7PM, at 121 Canal Street SE, by White and seconded by Pancoe. Roll Call: Bellinger yes, Diveley yes, Oberlin yes, Pancoe yes, and White yes.

Meeting adjourned at 7:39 pm.

Mayor, Robert Lloyd

Fiscal Officer, Maria App