

# Village of Harveysburg

## Village Council

March 14, 2022 – 7:00 PM

**Present:**

- Kim Herberth – Councilwoman
- Charles Juniel – Councilman
- Pat Bennett – Councilman
- Randy Carruthers – Councilman
- Mark Tipton – President of Council
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**Absent:**

- Mayor Richard Verga
- Jim Nelson – Councilman

**Village Staff Present:**

- Mary Wilkie – Fiscal Officer
- Mark Webb – Village Solicitor
- Richard Pottenger – Police Chief
- Heather Matuszak – Clerk of Council

**Visitors / Guests:** NONE

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*This is a summary of the meeting of the Harveysburg Village Council held March 14, 2022, at 7:00 PM.  
Upon request, a recording of the meeting is available for review.*  
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Mark Tipton, President of Council, calls the meeting to order at 7:08pm.

Motion made by Mr. Juniel to excuse the absent members of council: Jim Nelson and Mayor Richard Verga. Second by Mr. Bennett. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

**Disposition of Previous Minutes:**

Motion made by Mr. Tipton to approve the February 28, 2022 minutes as written. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

**Mayors Report:** Mr. Verga

NONE

**President of Council Report:** Mr. Tipton

Mr. Tipton reports that he spoke with Chris Jones from Warren County. He is responsible for their road maintenance. He is going to assist in getting a plan together for maintenance of the Village roads and streets.

Mr. Tipton reports he spoke with Matt Schnipke, Warren County Director of Economic Development, who is leading the Broadband Consultancy Project for the Warren County Commissioners Office. It will be a month before we find out more information regarding the project. It will be a county wide effort instead of focusing on smaller areas in Warren County.

**Fiscal Officer:** Ms. Wilkie

Ms. Wilkie reports that the Village has purchased the Ford F-250 discussed in the previous meeting. We traded in the red pickup.

Motion made by Mr. Bennett to pay bills. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

**Village Attorney Report:** Mr. Webb

Mr. Webb reports that he has followed up with Mr. Dan Kinney and he is set to come out between March 28<sup>th</sup> and March 30<sup>th</sup> to remove the cables. Mr. Kinney asked for a map outlining where cables and downed wires are located for removal.

Mr. Webb reports the annexation is progressing and we are waiting on Massie Twp. to resign the agreement.

Mr. Webb states he is waiting on a call back regarding the Ohio Basic Code. He will email council members when he gets the information on what it will cost. He suggests having at least a couple copies available.

Mr. Webb reports that he sent out a letter to the owner of John's Garage requesting permission to access the property. He is awaiting a response.

Mr. Webb reports that he will attend County Court for a case that was bound over.

**Guests:**

NONE

**Old Business:**

Mr. Tipton states he has not had luck for the AED Grant search. He was notified of a price increase for AEDs.

Ms. Herberth reports that a Thank You card was sent to the Lebanon Public Library for the donation of printing services to the Village. This card was sent on the behalf of Mayor Verga and the Village Council.

Mr. Tipton states he missed the deadline for signing up to attend the OML conference in Mason. If a council member would like to attend the conference in Columbus or another location, there is still time to sign up.

Ms. Wilkie states the Local Government Conference is coming up and it is all virtual. It is for villages, townships, and municipalities, and is very informative. She can provide more information to council members who are interested.

## **New Business:**

Mr. Tipton would like to request that council approve signing a letter of engagement with Mike Weinstein, Patriot Engineering, who will lead the efforts for asbestos abatement, the water tower demolition and the John's Garage exploration.

Motion made by Mr. Tipton to sign a letter of engagement with Mike Weinstein of Patriot Engineering. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton states he attended the Warren County Health District Advisory Council Meeting and the main topic from that meeting was the tire recycling event April 2<sup>nd</sup> in Mason and April 23<sup>rd</sup> in Morrow. The flyer has been posted in the Village Post Office with dates, times, and locations.

Ms. Herberth reports that she was contacted via Facebook by a resident who wanted to know if it was planned to do the Harveysburg Village yard sale this year. Ms. Herberth posted on Facebook to gauge interest on how many people would like to have it this year. There was a response of at least 25 people. Ms. Herberth states that to her knowledge Ms. Brewer is not interested in running it anymore and she would be glad to plan it this year.

Ms. Herberth plans to spread word via social media. It will be advertised at zero cost to the Village.

Ms. Herberth would also like to speak with Phil Trovillo to see if we can coordinate getting the spring dumpster here after the yard sale so residents will have the option to throw away anything they couldn't sell.

Mr. Carruthers asks about whether we receive one or two free dumpsters per year. Mr. Tipton states that last year we received one and we had to pay for the second dumpster. Mr. Carruthers addresses Chief Pottenger about keeping builders/non-residents from throwing their trash into the dumpsters this year because that has been an issue in the past.

Mr. Tipton asks Mr. Webb if he has found out whether the Village can designate a towing company. Mr. Webb is still looking into this. He states if we are allowed that we will have to do the bidding process.

Mr. Tipton states that we need to name a primary and alternate for the Warren County Regional Planning Commission.

Motion made by Mr. Carruthers to appoint Pat Bennett as the primary representative for the Warren County Regional Planning Commission. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

Motion made by Mr. Bennett to appoint Randy Carruthers as the alternate representative for the Warren County Regional Planning Commission. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton would like council to consider making a resolution when an individual takes an oath of office. This will create a record when an individual has been sworn into a committee, such as, BZA, Planning or Records.

Mr. Webb agrees that it would be a good idea to keep track of appointments and create a record.

Mr. Tipton reports that from the Street & Buildings meeting he has a list of tools/equipment totaling approximately \$2,000. Mr. Tipton shows the list of tools/equipment and their pricing on the screen for council to view.

Motion made by Mr. Bennett to approve \$2,000 towards the tools and equipment for the Village Garage. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton states they will be placing the mower back up for sale on GovDeals for \$4-5k. This money will make up paying for tools. It is now the right time of year to put it back up for sale.

**Police:** Chief Pottenger

Chief Pottenger begins his report:

-Vehicle #2 had two batteries replaced and a bypass fitting replaced by County. The cost was \$350. The cost was over what is allowed (\$250). Chief Pottenger called Mayor Verga for permission to pay the additional \$100.

-Vehicle #1 has been returned with new mount and onboard computer.

-He would like to request approval for the holsters (5), mics (5), and D-rings (12) to accompany the new radios. Equipment will be provided by County and the cost will be \$60/holster, \$110/mic, and \$13/d-ring. The total cost will be \$1,006.

Motion made by Mr. Bennett to approve the \$1,006 for holsters, mics and d-rings for Harveysburg PD. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

-We are still citing speeds over 70mph on SR 73. They have been slightly lower the past couple weeks, but still high enough to be cited.

-The Lieutenant is still looking into what OPOTA mandates he is certified to teach. Using eOPOTA, officers can complete many mandates online. The Ethics paperwork will be distributed to all officers at the department meeting on March 26<sup>th</sup>. They will sign the receipt and it will be placed into their folders.

-We still need to adopt the 2022 Ohio Basic Code for Village enforcement.

-Two officers resigned: Officer Zeigert and Officer Payne. Chief Pottenger is making arrangements with both officers to return PD issued property.

-He would like approval to order ammunition through Kiesler before March 31, 2022. After this date, the price is expected to increase by 20% with the next contract. If we order now, delivery is expected to take a year. Cost for 1,000 rounds of 9mm and 40cal is under current contract for \$419 and 250 rounds of 12ga #4 buck is \$128. The total cost would be \$547. Chief Pottenger would like to double the order for 9mm and 40cal based on the expected increase in the cost of ammunition.

Mr. Carruthers states he recently purchased 100 rounds of 9mm ammo for \$44. He would like to know what grain the ammo is that Kiesler will provide because he feels the price isn't giving much of a deal as it stands. He paid 0.44 cents/round and the current deal is 0.42 cents/round.

Chief Pottenger responds that the 9mm ammo is FMJ 115gr. He states he also checked with Vance's and they were priced significantly higher than Kiesler.

Mr. Carruthers states he agrees on doubling up on the order to have a stockpile if needed.

Mr. Tipton disagrees and states we don't not to thousands of rounds of ammo stored. He states you can order ammo from AIM surplus in Monroe. He shows 9mm training ammo starting at \$18 for a box of 50 rounds on the screen. This would be cheaper at 0.38 cents/round. They have 12ga ammo for 0.60 cents/round.

Mr. Carruthers states that with suppliers such as AIM it is not always guaranteed they will have what you need in stock.

Mr. Tipton states he understands, but the officers only qualify once a year.

Chief Pottenger states we certify once per year, but they should be doing additional training.

Chief Pottenger asks if they supply Federal ammunition. Mr. Tipton checks and they currently do not have Federal training rounds, but they do have Remington training rounds. Chief Pottenger states he would be satisfied using Remington training rounds.

Mr. Tipton states he buys ammunition from AIM Surplus once a month. In his experience, it fluctuates up and down regularly. He does not see the need in purchasing 1,000 rounds of ammo when we don't have control over it. He states he has asked for inventory records and have not received them. He states we should buy a box of ammo for each officer which would cost \$120, and that would satisfy the need for qualifications.

Chief Pottenger states he provided an inventory, and the ammo was not included because the officers have been using Chief Pottenger's personal ammo for the past two years.

Mr. Tipton states he has never received a copy of inventory. Chief Pottenger states he told him this in his office. Mr. Tipton reiterates that he has never received documentation in written form.

Mr. Tipton states he is for the on demand use of ammo instead of stockpiling ammunition.

Mr. Carruthers states that in training it is easy to use up the ammunition if officers miss targets and he does not want our department to be in short supply of ammo. He asks how many rounds we need for qualification.

Chief Pottenger states it is 26 rounds per officer for qualification. He states buying on demand leaves out any room for training.

Mr. Carruthers asks if it is within the budget of police for additional ammunition.

Mr. Tipton states he does not believe it is within the scope of the police budget to pay for it unless it is presented as part of their training. The training the PD will cover has never been discussed.

Mr. Bennett states we want our officers well trained.

Mr. Tipton asks Ms. Matuszak how the Sheriff's Department handles training.

Ms. Matuszak states the Sheriff's Department covers all costs of ammunition for qualification and training purposes for their officers. They train quarterly and qualify once per year.

Mr. Bennett and Mr. Carruthers both agree that we should cover the cost for ammunition for training.

The consensus between council members is to purchase ammunition needed from AIM Surplus so it is available immediately instead of waiting a year to get ammunition delivered. Chief Pottenger agrees that he can get part of what he needs from AIM.

Motion made by Mr. Bennett to open a PO for \$500 for the purchase of ammunition. Second by Mr. Juniel. Vote – Bennett, Carruthers, Herberth, Juniel, Tipton – Aye, Nay – None. Motion passed.

**Committees:**

Community Relations – None  
Finance - None  
Grants - None  
Planning and Zoning – None  
Records - None  
Trees - None

Motion made by Mr. Juniel to adjourn at 8:02pm. Second by Mr. Carruthers. Passed by voice vote.

Attest:

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Heather Matuszak, Clerk of Council

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Mayor Richard Verga

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Mark Tipton, President of Council

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Kim Herberth

\_\_\_\_\_  
Randy Carruthers

\_\_\_\_\_  
Pat Bennett

\_\_\_\_\_  
Charles Juniel

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Jim Nelson