

Village of Harveysburg

Village Council

April 11, 2022 – 7:00 PM

Present:

- Kim Herberth – Councilwoman
- Jim Nelson – Councilman
- Pat Bennett – Councilman
- Randy Carruthers – Councilman
- Charles Juniel – Councilman
- Mark Tipton – President of Council

Absent:

- Mayor Richard Verga

Village Staff Present:

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

Visitors / Guests:

- Charles Camp – Harveysburg Resident
- Rob Camp – Harveysburg Resident
- Mary Popp – Harveysburg Resident
- Gregory Popp – Harveysburg Resident

.....
*This is a summary of the meeting of the Harveysburg Village Council held April 11, 2022, at 7:00 PM.
Upon request, a recording of the meeting is available for review.*
.....

Mark Tipton, President of Council, calls the meeting to order at 7:03pm.

Roll Call: Nelson, Herberth, Carruthers, Juniel, Tipton

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

Disposition of Previous Minutes:

Motion made by Mr. Juniel to approve the March 28, 2022 minutes with the change under Charles Camp from Massie Twp. FD to Village Council. Second by Mr. Tipton. Vote – Nelson, Herberth, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Councilman Pat Bennett joins the meeting at 7:08pm.

Mayors Report: Mr. Verga

NONE

President of Council Report: Mr. Tipton

Mr. Tipton reports that Tim Hobgood, Harveysburg Building Inspector, put in his 30-day resignation. The Village received a bill from him in the amount of \$2,800. He has only performed \$280 worth of services. Mr. Hobgood was told that he would be paid when services had been performed and not a total upfront. Mr. Hobgood was not happy with this decision and ultimately decided to resign from the position.

Mr. Tipton states he has been in contact with Warren County to find a new building inspector for the Village and expects to hear back from them within the week.

Mr. Tipton advises that he has set a planning meeting for April 26th at 6:30pm.

Fiscal Officer: Ms. Wilkie

Ms. Wilkie reports that everything has been turned in that had been approved at the last meeting such as the appropriations for the year.

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

Village Attorney Report: Mr. Webb

Mr. Webb reports that KAS Cable has completed their removal of cables in the Village.

Mr. Webb states the annexation was approved by Massie Twp. on March 29th. We are ready to resubmit to the Auditor and Recorder to finalize the annexation on Old 73.

Mr. Webb reports that Jordan Wright's Bureau of Workers Compensation case was dismissed on April 4th. We need to get in front of something like this happening in the future. We paid the max compensation for injury leave.

Mr. Webb states he has received no response from the owners of John's garage or the school. The letters were sent out mid-March.

Guests:

NONE

Old Business:

Mr. Tipton states that we are waiting on one more part for the snowplow before we take the truck up to Ace Truck Body in Grove City to be assembled.

Mr. Tipton reports that KAS Cable removed all their cables and informed him that the low hanging ones left were from Century Link. He has been told that Century Link is hard to get in touch with and get them out for maintenance.

Mr. Tipton states that another tire recycling event is being held on April 23rd in Pleasant Plain. It cost approximately \$75 for overtime. We plan to post the event early on Facebook and put flyers up at the Post Office to notify residents. We were able to remove 24 tires from the Village with the last recycling event.

Motion made by Mr. Carruthers to approve 3 hours of overtime pay to Joe Nelson for the April 23rd tire recycling day. Second by Mr. Juniel. Vote – Bennett, Herberth, Carruthers, Juniel, Tipton – Aye, Nay – None, Abstain – Nelson. Motion passed.

Mr. Tipton states Choice One was in last week regarding the 2025 projects. It will be a storm sewer from the corner of Main St. and Stewart St. all the way back to Grant St. He states we will be fighting inflation costs. The inflation cost in Ohio this year is 15%. For every \$100,000 spent, it will now be \$115,000. Choice One was upfront about the inflation cost and asked if the Village had the money to cover inflation costs. The current contracts have a 10% inflation built into them already. The cost of the project has increased from \$430k to \$480k.

Mr. Tipton states that the Renaissance Festival turn lane is still in the engineering phase. The Village still needs to hire a consulting engineer to review the plans and perform an acceptance criterion. He states he spoke with Choice One and they stated they could assign a separate engineer to the Village so there would not be conflict between the engineer provided to the Renaissance Festival. He needs to confer with Mr. Webb about being able to do this since he has yet to hear back from the Warren County Engineer's Office.

Mr. Tipton states that the flowerpots are still available to anybody who would like one.

Mr. Tipton reminds Council about reading the Ohio Ethics Law and turning in the signed sheets.

New Business:

Mr. Tipton presents the PASER study to the Council. This would allow Choice One Engineering to grade the roads visually, within the Village, based on a set scale. The cost would be \$2,800, and they would provide a detailed report of their findings. This professional grading would allow the Village to apply for grants for road repair.

Motion made by Mr. Nelson to enter into agreement with Choice One Engineering to complete the PASER study for the Village of Harveysburg. Second by Mr. Bennett. Vote – Nelson, Bennett, Herberth, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton states that Choice One sent the Village an agreement to consider for them to become the Village's engineer. We would have to put it up for open bid. This would require an advertisement in Dayton Daily News and a job outline of what is expected.

Motion made by Mr. Nelson to put the engineer contract up for bid. Second by Mr. Juniel. Vote – Nelson, Bennett, Herberth, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Webb completes the second reading of Ordinance O-01-22.

Police: Chief Pottenger

Chief Pottenger begins his report:

-All vehicles received oil changes. Vehicle #1 had the brakes replaced.

-Officers still citing speeds over 70mph on SR73. There have been approximately 90 citations written in March.

-TASER training is planned for officers that need certified. LIDAR training will be scheduled for all officers for traffic stops. Officers are continuing online OPOTA training. The Ohio Ethics Law information has been placed into all officers' boxes.

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

-Wright is still on injury leave.

-HPD performed a prison transport to and from Lancaster to attend Warren County courts. The sentence on charges was 3 days concurrent with the inmate's current sentence.

Chief Pottenger presents a Public Safety Response of HPD Officers in regard to responding to fire calls during their scheduled police shift.

Mr. Webb states he would like some time to research the issue of our police responding to fire calls. He states that the other jurisdictions he serves would not approve these actions. He will look up the legality to see if there are any issues involved.

Chief Pottenger asks Mr. Webb what he can do to get in front of another situation like the Wright case. Mr. Webb states we need to start having employees signing contracts.

Committees:

Community Relations – None

Finance - None

Grants - None

Planning and Zoning – Meeting April 26th at 6:30pm

Records - None

Trees - None

Motion made by Mr. Nelson to adjourn at 7:48pm. Second by Mr. Juniel. Passed by voice vote.

Attest:

Heather Matuszak, Clerk of Council

Mayor Richard Verga

Mark Tipton, President of Council

Kim Herberth

Randy Carruthers

Pat Bennett

Charles Juniel

Jim Nelson