

# Village of Harveysburg

## Village Council

May 9, 2022 – 7:00 PM

### Present:

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

### Absent:

- Kim Herberth – Councilwoman
- Mayor Richard Verga

### Village Staff Present:

- Chase Kirby – Village Solicitor
- Richard Pottenger – Police Chief
- Heather Matuszak – Clerk of Council

### Visitors / Guests:

- Charles Camp – Harveysburg Resident
- Alma Plummer – Harveysburg Historical Society

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*This is a summary of the meeting of the Harveysburg Village Council held May 9, 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 7:02pm.  
Roll Call: Nelson, Bennett, Carruthers, Juniel, Tipton

Motion made by Mr. Tipton to excuse the absent member of council: Kim Herberth and Mayor Verga.  
Second by Mr. Juniel. Vote – Bennett, Carruthers, Juniel, Tipton – Aye, Nay – Nelson. Motion passed.

### Disposition of Previous Minutes:

Motion made by Mr. Bennett to approve the April 25, 2022 minutes as written. Second by Mr. Juniel.  
Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

### Mayors Report: Mr. Verga

NONE

### President of Council Report: Mr. Tipton

Mr. Tipton reports that via phone call Mayor Verga appointed Chase Kirby as the new Village Solicitor/Prosecutor.

Motion made by Mr. Tipton to accept and approve the appointment of Chase Kirby as the Village Solicitor/Prosecutor with a salary of \$850/month. Second by Mr. Juniel. Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton states that Mr. Kirby would like to become a village employee so he may pay into OPERS.

Motion made by Mr. Tipton that the Village of Harveysburg hire Chase Kirby as a village employee and accept his contract for employment. Second by Mr. Juniel. Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Chase Kirby reads his Oath of Office.

**Fiscal Officer:** Ms. Wilkie

Mr. Tipton reports the depository agreement with LCNB expires May 12, 2022. We need to vote to renew the depository agreement for another two years.

Motion made by Mr. Nelson to approve the depository agreement with LCNB for two years. Second by Mr. Juniel. Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton reports that Mayor's Court brought in \$16k last month which is a record since Ms. Wilkie has been here.

Mr. Tipton states Ms. Wilkie spoke with Mr. Trovillo about the mower. Mr. Trovillo would prefer not to sell it so there is a backup in the event our current mower fails. We are good on road funds and can keep it for now. We can rotate the mowers to extend their life.

Motion made by Mr. Tipton to remove the mower from GovDeals and keep it for Village property. Second by Mr. Nelson. Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Mr. Tipton reports the truck was sent to Grove City and payment was sent with it.

Mr. Tipton reports that LCNB has the paperwork to add Joe Nelson as a signer for the account. Ms. Wilkie will pickup the paperwork for all to sign.

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

**Village Attorney Report:** Mr. Kirby

Mr. Kirby reports that Mr. Webb has heard back from the Auditor's Office regarding the annexation and the next step is to send it out to the Warren County Commissioner's.

Mr. Kirby states that the Doyle case will be postponed. The current Public Defender is stepping down so she will need to be assigned a new Public Defender before the case can proceed. He states he will not be offering a plea deal in the case and plans to take it to trial.

Mr. Kirby takes a moment to introduce himself to Village Council.

**Guests:**

NONE

**Old Business:**

Mr. Tipton reports that Choice One is beginning the road evaluation for the PASER study.

Mr. Tipton reports that Choice One has also been in town for the preliminary survey work for PY37, the 2023 storm sewer project. We should have 30% plans done by July and then Choice One will present the project plans to Village Council.

Mr. Tipton states there is not an update for the Renaissance Festival turn lane.

Mr. Tipton states that as of May 6<sup>th</sup>, Tim Hobgood is no longer the building inspector. We will be working with Steve Rivera and he will be available for inspections on Tuesdays and Thursdays going forward. Inspections will be performed at current rates and invoiced by Mr. Rivera to the Village.

**New Business:**

Mr. Tipton states we have many overgrown yards/lots, specifically the Fox, Burton and Jones properties.

Mr. Tipton states there has been no approval or rejection for the demolition projects that were applied for.

Mr. Tipton states he has not received an update about Warren County Broadband yet. They stated an update should come soon.

Mr. Nelson states that he spoke with Bridgewired two weeks ago. They stated that if they received enough interest from Harveysburg residents that they would seriously consider bringing their internet service to Harveysburg.

**Police:** Chief Pottenger

Chief Pottenger begins his report:

-All vehicles are running well

-Citing speeds over 70mph on SR73, 106 citations written in April

-We have received multiple calls for mental health issues and taken a couple for 72-hr evaluation

-We have conducted multiple wellbeing checks

-We need to adopt the Ohio Basic Code for 2022

-Chief Pottenger has spoken to the mother of two boys in the Village who have been panhandling on several occasions. She did not seem to be aware of the situation and was going to correct it immediately. Chief Pottenger let her know this would be the last warning and if the boys continued the behavior the next step would be juvenile court.

Mr. Tipton asks Mr. Kirby what the difference in ORC and OBC is. Mr. Bennett states we have been adopting the Ohio Basic Code for years. Mr. Carruthers states it is difficult to look something up in the OBC versus trying to find something in the ORC.

Chief Pottenger states that as far as he knows all small villages use the OBC.

Mr. Kirby states he believes it is easier to receive a portion of the money from OBC versus the ORC does not benefit the Village as much.

Motion made by Mr. Nelson to purchase four books for the 2022 Ohio Basic Code. Second by Mr. Juniel. Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

Motion made by Mr. Bennett to adopt the 2022 Ohio Basic Code for the Village of Harveysburg. Second by Mr. Nelson. Vote – Nelson, Bennett, Carruthers, Juniel, Tipton – Aye, Nay – None. Motion passed.

**Committees:**

Community Relations – Movie night will not happen because the library would like to proceed with their own plans.

Finance - None

Grants - None

Planning and Zoning – Meeting May 24<sup>th</sup> at 6:30pm

Records - Mr. Nelson states we should have a meeting in the next couple months.

Trees - None

Motion made by Mr. Carruthers to adjourn at 7:36pm. Second by Mr. Juniel. 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

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Pat Bennett

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Charles Juniel

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Jim Nelson