

Village of Harveysburg

Village Council

October 24, 2022 – 7:00 PM

Present:

- Mayor Richard Verga
- Jim Nelson – Councilman
- Kim Herberth – Councilwoman
- Charles Juniel – Councilman
- Mark Tipton – President of Council

Absent:

- Pat Bennett
- Randy Carruthers

Village Staff Present:

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

Visitors / Guests:

- Debbie York – Harveysburg Resident
- Alma Plummer – Historical Society

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*This is a summary of the meeting of the Harveysburg Village Council held October 24, 2022, at 7:00 PM.
Upon request, a recording of the meeting is available for review.*
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Mayor Verga calls the meeting to order at 7:00pm.

Roll Call: Nelson, Herberth, Tipton, Juniel, Mayor Verga

Motion made by Mr. Nelson to excuse Council Members Pat Bennett and Randy Carruthers. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

Disposition of Previous Minutes:

Motion made by Mr. Nelson to approve September 26th Council Minutes as written. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

Mayors Report: Mr. Verga

Mayor Verga states he met with David Ashcraft, Owner of the Renaissance Festival, along with Harveysburg Police Chief Richard Pottenger, Harveysburg Council Member Pat Bennett, and Massie Township Trustee Member Dave Crisenberry. After a discussion, it is clear Mr. Ashcraft wants to leave Harveysburg and become part of Massie Township for reasons previously mentioned.

Mayor Verga states he was not able to find anything in the Zoning Book stating our policy on the Mayor appointing certain positions and the council approving. Mr. Tipton points out page 103 section 1011 in our Zoning Book stating such. Mr. Nelson states it is also in the Ohio Basic Code.

Mayor Verga states no progress has been made about the Black School. He asks if Mr. Kirby has made any progress. Mr. Kirby states he needs to contact Michelle Cochran for some answers so he can provide the Black School lawyer with a response.

Mrs. Matuszak reads a thank you letter from Alma Plummer of the Historical Society for the Fall Festival. Guest Alma Plummer states the festival was a great success.

President of Council Report: Mr. Tipton

Mr. Tipton states Trebel had their aggregation meeting in Harveysburg on the 20th.

Mr. Tipton states it is time for CDBG money to be allocated to projects. This spring we had ChoiceOne perform a PASER study which rates the roads within the Village. He suggests road rehabilitation for 2023 if we can come up with the money.

Mayor Verga states a notice was placed on one of the properties that needs the lot mowed. Mr. Kirby states we only need to wait 5 days before the Village can take care of it.

Fiscal Officer: Mrs. Wilkie

Mrs. Wilkie asks Mr. Kirby to read Resolution 2022-19: For re-allocation of appropriations of the Police Levy Fund.

Motion made by Mr. Tipton to declare Resolution 2022-19 an emergency and waive the three readings. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

Motion made by Mr. Nelson to accept Resolution 2022-19. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

Mrs. Wilkie states that we still need to find a solution for cleaning the bathrooms. Finance Committee would like to post an ad on the Harveysburg Facebook page to contract someone to clean the bathrooms 4 hours each week for \$15/hour.

Motion made by Mr. Tipton to post an ad on Facebook for bathroom cleaning 4 hours each week at \$15/hour. Second by Mr. Juniel. Vote – Herberth, Tipton, Juniel – Aye/ Nay – Nelson. Motion passed.

Mrs. Wilkie states she received a bill from Lexipol for \$2,828.33. It cannot be paid until council approves.

Mr. Tipton asks if the officers are using it. Chief Pottenger states they are not because the program has not been set up for them to use the training. Mr. Tipton asks if the policy manual is complete. Chief Pottenger replies it is. Mr. Tipton requests that council be able to review the policy manual. Council will not approve the bill until the policy has been reviewed.

Mrs. Wilkie states that September bank reconciliation we have approximately \$300k in LCNB and \$300K in StarOhio. StarOhio earned \$650 and LCNB earned \$10. She asks if council wants to approve moving money from LCNB to StarOhio to earn more interest.

Motion made by Mr. Nelson to move \$150k from LCNB to StarOhio. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

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

Village Attorney Report: Chase Kirby

Mr. Kirby reads Resolution 2022-20: Approving participation in Region 14 governance structure under the OneOhio memorandum of understanding.

Motion made by Mr. Tipton to declare Resolution 2022-20 an emergency and waive the three readings. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

Motion made by Mr. Nelson to accept Resolution 2022-20. Second by Mr. Juniel. Vote – Nelson, Herberth, Tipton, Juniel – Aye/ Nay – None. Motion passed.

Guests:

NONE

Old Business:

Mr. Tipton states the scissor lift has been delivered and the LED lights will be installed tomorrow. He states we will have the lift for a week if we would like to get an HVAC company to look at the A/C unit.

Mr. Tipton states the plow truck was delivered to Buckeye Power for the installation of the saltbox.

Mr. Tipton states we can do leaf pickup anytime as long as they are at the curb. It is \$25/load to discard them at Schwart's. Will be announced on Harveysburg Facebook page.

Mr. Tipton states we had 1300 gallons of propane delivered which cost \$2800.

Mr. Tipton states the storm sewer repair on Main Street was completed.

New Business:

Ms. Herberth states she has been contacted regarding smelly trash and furniture piling in the street and what can be done about it. Mr. Kirby states there is a statute that would apply regarding trash that poses a risk to health and sanitation. This would allow the Village to post a 5 day notice for removal.

Ms. Herberth states she also received concern from the local bus driver who is having trouble negotiating turns because of trash cans or vehicles parked too close to the corners of streets. Chief Pottenger states to have the bus driver contact him and he can ask the owners of vehicles or trash cans to move their items back so the bus driver can negotiate turns without issue.

Police: Chief Pottenger

-Vehicle #3 was involved in a crash. The insurance company is supposed to have an adjuster contact him tomorrow. We are covered up to \$54k on the vehicle minus the \$1k deductible. OSP has not finished the crash report yet.

-This is the last weekend for the Renaissance Festival and the Haunt.

-The kids Halloween party is set for Saturday in the gym from 3-6pm.

-Still citing speeds over 70mph on SR 73.

-There was a report of criminal damage to the soccer fields on Sunday. It is still under investigation. He did receive an email from someone who witnessed something around 10am and the witness was able to provide a description of an ATV.

-There was an incident of an ambulance being tailgated. The driver of the ambulance called in and Harveysburg was able to stop the driver who was tailgating the ambulance and cite the driver.

-He has completed the quarterly report for the grant currently in operation.

-Officers on track to complete training by the end of the year.

-Officers will be providing security at the polls on election day.

-Jordan Wright still on leave.

-He states he assigned an officer to work an off-duty detail inside of the Renaissance Festival. This officer is handling the 911 calls and other non-violent calls originating within the festival. We send a uniformed officer in to assist with any violent acts or calls that will result in an arrest for transportation to the jail.

-Mr. Tipton asks if our officers are working plain clothes. Chief Pottenger states Officer Roat is the only one working plain clothes at the festival. He states she is running security with one of their security shirts on and handling Harveysburg calls. Mr. Tipton asks if she carries a weapon. Chief Pottenger states she probably does carry a weapon.

-Chief Pottenger states he received a letter of resignation from Officer Harding. He has found new employment at Xenia Police Department.

-Chief Pottenger states he received an email regarding a very positive interaction from a citizen with Lt. Perkins.

-Mr. Tipton asks that we get a letter from Sabina PD approving Officer Cruse to work with us. Chief Pottenger states Officer Cruse is not violating any of our policies so it is not needed. Mr. Tipton asks what will happen if he receives a subpoena from us while he is working at Sabina. Chief Pottenger states that it has happened once already, and Sabina allowed him to stay on the clock and come handle court in Harveysburg.

-Mr. Tipton asks if Chief Pottenger has been working the Renaissance Festival this year. Chief Pottenger states he has been sitting in the box office. Mr. Tipton asks if he is working for the festival and not Harveysburg police. Chief Pottenger replies he is doing supervisor duties from the box office.

Committees:

Community Relations – Meeting 11/7 at 7:30pm

Finance - Meeting 11/28 at 6:30pm

Grants - None

Planning and Zoning – 10/26 at 6:30pm

Records - Meeting 11/17 after court

Trees - None

Motion made by Mr. Juniel to adjourn at 8:15pm. Second by Mr. Tipton. 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