

July 8, 2019

Mayor Brett Essex called the meeting to order on Monday, July 8, 2019 with all members present except Kearns.

Moved by Baier, second by Wootton that council dispense with the reading of the June 10, 2019 minutes and approve as distributed. Motion carried.

Visitors: Dick Payne, Tom German, Jim Lenner.

REPORTS

Zoning Officer: Zoning Officer Brent Gates gave the June monthly report.

- 1) Reported that Circle K had a sign that was backlit, which is not permitted by the zoning code. Circle K is working to change the sign.

Fire Chief: Fire Chief Brent Gates gave the June monthly report.

- 1) Reported that there were 76 total EMS runs for the month.
- 2) Reported that there have been 324 EMS transports year to date.
- 3) Reported that there were 19 fire runs and 1 non-fire run.
- 4) Reported that there have been 99 fire runs year to date.

Village Administrator: Village Administrator Charlotte Colley gave the June monthly report.

- Water Production for June– 6,215,620 gallons
- Wastewater Flows for June– 8,452,600 gallons

- 1) Reported that the Plant Superintendent met with a property owner from outside of the Village limits, but within the Village's Source Water Protection Area, to discuss the use of silt fence and erosion control plantings on creek banks to help with a large amount of silt coming into the Village's raw water source from disturbances at this property. The Owner was willing to make some changes and work with the Village.
- 2) Thanked Scott Zemba, his son and his football teammates for volunteering to clear the hillside on the north side of US 40, east of the S bridge and west of SR 83.
- 3) Reported that the operations crew did water meter reads in June, and investigated a sinkhole on Village Property.
- 4) The Operations Crew and the Water Treatment staff worked to successfully empty, fill and test the elevated storage tank. This went smoothly with few problems with water pressure for residents because of the capacity of the new water tank.
- 5) Reported that the will was granted a \$120,000 0% interest loan from OPWC to upgrade the clarifier at the water plant. Additionally, the Village submitted a preliminary grant application to the Governor's Office of Appalachia for the remaining \$54,100 and funding has tentatively been approved.
- 6) Reported that the 2019 Road Improvement Project list has been finalized.
- 7) Reported that a planning group is working on Storyfest 2019 to occur Sunday, September 1, 2019 in the Village.
- 8) Special Projects Manager Jim Lenner reported that he worked on projects for the Village for a total of 13.5 hours in June. Most of this time was spent working with the

developer of Garland Commons and a legal advisor on future use of the property and the current/future TIF.

Infrastructure Committee: Dickson reported that the committee met prior to the council meeting.

- 1) Reported that the committee was updated on the emergency purchase of the Water Treatment Plant service pump. The west high service pump variable frequency drive stopped working and needed to be replaced as soon as possible. The cost of the replacement was \$18,000 and was covered under the Water Capital Improvement line item. The replacement also provided an additional VFD to be utilized as a backup at a cost of \$1000.
- 2) Committee recommends passage of Ordinance I-7-19-1, which updates the Right-of-Way Ordinance to adapt to changes in state laws.
- 3) Committee recommends passage of Resolution 7-19-3 which will allow the Village to advertise for bids for the 2019 Road Improvement Project.

Finance Committee: Stevic reported that the committee met at 12:30 PM on July 8.

- 1) Committee recommends passage of Resolution 7-19-3 which will allow the Village to advertise for bids for the 2019 Road Improvement Project.
- 2) Committee recommends passage of Resolution 7-19-1 and 7-19-2, which will establish pass through fund accounts at the Muskingum County Community Foundation for the K9 program and for the Celebrate New Concord fund.
- 3) Baier asked why the Celebrate New Concord fund was establishing an endowment fund?
- 4) Colley stated that Celebrate New Concord fund is fully funded by donations to the organization and the Village simply acts as a pass through for distribution of those funds. By creating an endowment fund with the MCCF, that fund will be able to grow and collect interest, which can then be used to fund future CNC seasons.
- 5) Committee recommends passage of Resolution 7-19-4, which allows for funds to be transferred to various account codes.

OLD BUSINESS

Mayor Essex asks for a motion on old business. Lyle asks Village Solicitor Scott Eickelberger if he has reviewed the council rules ordinance. Eickelberger states that he has and he thinks that it is legally sound and a good start. Adjustments can be made in time if needed. Lyle asks if committee descriptions will be added to the rules. Dickson and Baier state that committee descriptions will be written but not as part of the council rules. Baier states that he would like to thank Lyle for her input in clarifying the council rules.

Moved by Baier

Seconded by Dickson

Ordinance J-8-19-1, an ordinance establishing council rules for the Village of New Concord, Ohio, second reading.

Wootton	yea
Baier	yea
Dickson	yea

Stevic	yea
Lyle	yea
Kearns	absent

Dickson make a motion to dispense with the third reading and adopt the council rules as presented as an emergency. Baier seconds. Colley states that the Ordinance will now be Ordinance J-7-19-1.

Moved by Dickson

Seconded by Baier

Ordinance J-7-19-1, an ordinance establishing council rules for the Village of New Concord, Ohio, final reading.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

NEW BUSINESS

Moved by Stevic

Seconded by Dickson

Ordinance I-7-19-1 an ordinance updating the ordinance regulating the use or occupation of all public right-of-ways in the Village of New Concord, the issuance of right-of-way permits to persons for such use or occupancy and to set forth the policies of the Village related to its public right-of-ways (ROW), repealing Ordinance I-3-19-1 and declaring an emergency.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Moved by Dickson

Seconded by Stevic

That **Ordinance I-7-19-1** be approved as read.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Wootton

Seconded by Stevic

Resolution 7-19-1, a resolution authorizing the Village Administrator to enter into an agreement with the Muskingum County Community Foundation to establish a New Concord K9 fund and declaring an emergency.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Stevic

Seconded by Wootton

That **Resolution 7-19-1** be approved as read.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Dickson

Seconded by Wootton

Resolution 7-19-2, a resolution authorizing the Village Administrator to enter into an agreement with the Muskingum Community Foundation to establish a Celebrate New Concord fund(s) and declaring an emergency.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Wootton

Seconded by Dickson

That **Resolution 7-19-2** be approved as read.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Dickson

Seconded by Stevic

Resolution 7-19-3, a resolution authorizing the advertisement for bids for the 2019 Road Improvement Project and declaring an emergency.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Stevic

Seconded by Dickson

That **Resolution 7-19-3** be approved as read.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Wootton

Seconded by Baier

Resolution 7-19-4, a resolution transferring various sums of money in the year 2019 from various funds listed herein to various account codes listed and declaring an emergency.

Wootton	yea	Stevic	yea
Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

Moved by Baier

Seconded by Wootton

That **Resolution 7-19-4** be approved as read.

Wootton	yea	Stevic	yea
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Baier	yea	Lyle	yea
Dickson	yea	Kearns	absent

Motion Passes

APPROVAL OF BILLS: See list
Moved by Dickson, seconded by Baier that the bills be approved for payment. All voted yea. Motion carried. Bills list on file in the Clerk's office.

ANNOUNCEMENTS:

- Farmer's Market- Mondays- 4-7 PM
- Celebrate New Concord- Shubach Big Band- Tuesday, July 9th- 7 PM- Village Park
- New Concord Fireman's Festival- July 12th- HB7- 7 PM- Fireworks- 10 PM- July 13th- 5K- 9 AM- Parade- 1:30 PM- Chicken Dinner- 4 PM
- Planning Commission meeting- Thursday, July 18th-Cancelled
- Celebrate New Concord- 80s on Board- Tuesday, July 23rd- 7 PM- Village Park
- NCAARD Movie Night- The Grinch- Saturday, July 27th- 9 PM- New Concord Area Pool
- Village Council Meeting – Monday, August 12th – 6:30pm – Village Hall

MISCELLANEOUS:

EXECTUCTIVE SESSION: Dickson motions, Baier seconds, to move into executive session to discuss pending litigation. All vote in favor. Motion carried.

ADJOURNMENTS: Motion by Dickson, second by Baier to adjourn executive session. Executive session adjourned at 7:35 PM. Motion by Wootton, second by Stevic to adjourn meeting. Meeting adjourned at 7:36 PM.

Mayor

Fiscal Officer