

RECORD OF PROCEEDINGS

VILLAGE OF MCCONNELSVILLE COUNCIL

REGULAR SESSION

Held: January 3, 2012

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The Village of McConnelsville convened in regular session from 6:30 P.M. to 9:37 P.M. in the McConnelsville Village Office.

Swearing In

Mayor Finley swore in Mary Gessel and Mark Dille to their Council position for the term of January 2012 through December 31, 2015.

Mayor John W. Finley called the meeting to order with the following members and visitors present:

Councilman Tom Bragg	Present
Councilman Rhett Matheney	Present
Councilman Mark Dille	Present
Councilman Terry Robison	Present
Councilwoman Michele Blackburn	Present
Councilwoman Mary Gessel	Present

EMPLOYEES: Chief of Police Rocky Woodburn, Fiscal Officer Ellen M Henry, Village Administrator Scott Brown, Solicitor David Tarbert

VISITORS: Leona Jewell, Ronald Surella, Marsha Smith and Mike Mullens.

Invocation

Invocation given by Mayor Finley.

Pledge of Allegiance

Lead by Mayor Finley.

OLD BUSINESS

Minutes of December 20, 2011

Councilman Robison made a Motion to approve the minutes of the previous meeting, seconded by Councilwoman Gessel.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Abstain; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

NEW BUSINESS

Bills of the Village

Councilman Bragg made a Motion to approve the bills, seconded by Councilman Matheney.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

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Monthly Financial Reports and Bank Reconciliation

Council signed off on the December Monthly Financial Reports and Bank Reconciliation.

Public Participation

Ronald Surella with Chase Bank addressed council regarding credit cards and bank services that could be of value to the village. Mr. Surella introduced Mike Mullens; who handles public funds through Southeast Ohio and Marsha Smith; who is their Treasury Management Specialist.

Ms. Smith passed out a packet to council explaining their credit card services and processing. Ms. Smith stated Chase owns their own credit card company; and they are not a third party processor.

Ms. Smith explained if we use the I-terminal; you access the credit card process through the internet and there is no equipment fees. There is a monthly maintenance fee of \$10; and that is the only fixed cost, you pay when transactions are processed. There is a transaction fee and a percentage to process. The transaction fee ranges from 15 to 20 cents per item and normally there is a less than 2% processing fee.

Ms. Smith explained they do not have a contract; therefore, if we try it and find it doesn't work for us, there is no cost to drop the program. There is a monthly minimum; if we process less than \$25.00 per month, there would be a \$25.00 per month minimum fee.

Village Administrator Brown questioned if it would work with our current software program. Ms. Smith stated no, you have to post it like a normal check.

Village Administrator Brown questioned how we received the money. Ms. Smith stated it will be an EFT draft to the Village's account from Chase Bank. If you do not have a Chase account, there is a 48 hour turnaround to receive the money.

Councilwoman Blackburn questioned how it worked with our PC. Ms. Smith stated we would have to purchase a card reader and they cost approximately \$30-\$40.

Ms. Smith stated if we would set it up to pay on our website, you would have to log onto the website daily and pull the report for those who paid the evening before.

Ms. Smith explained if the Village chose to take a credit card out for their own use; you earn 1 ½ percent on what you spend. Ms. Smith stated a lot of public entities use it. Ms. Smith stated there is a corporate liability; no individual is liable. Ms. Smith stated he could have an individual card for each department. There is no fee the first year; however there is a \$95.00 annual fee after the first year. The money earned can either be paid back to the village by a check; or, it could be applied towards the next month's bill. Ms. Smith stated it is a mastercard logo.

Mayor Finley referred this to the Finance Committee for review. Mayor Finley commented he felt it would be a good benefit for our residents.

State of the Village Address

See attached.

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Elect President Pro-Tem

Councilman Matheney nominated Councilwoman Blackburn as President Pro-Tem, seconded by Councilwoman Gessel.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Abstain; Councilwoman Mary Gessel, Aye.

Appointment of Committees

Mayor Finley stated council received copies of the reorganization of committees and addition of sub-committees. Mayor Finley stated these will change each year to familiarize each member with the different committees. (See attached listing.)

Councilwoman Gessel noted that each member is on a specific committee; however, they are all free to attend any committee meeting they choose to.

Mayor Finley stated he wanted each chairman to set a date to meet each month.

Mayor Finley stated the sub-committees added were Technology and Website; he would like to improve our current website and infrastructure within the village; and, Community Clean-up; a matter very near and dear to his heart.

Mayor John W. Finley

Mayor Finley reported December Income Tax receipts as \$10,003.84. Mayor Finley reported December Mayor's Court receipts as follows: Village - \$4,414.15; Morgan County Treasurer - \$75.00; Treasurer of State - \$708.00 for a total of \$5,197.15. Mayor Finley reported December Parking Meter receipts as follows: Fines - \$424.09; Meters - \$1,356.36 for a total of \$1,780.45.

Mayor Finley stated it is now past time to send in a letter to the Department of Commerce Division of Liquor Control.

Councilman Matheney stated he talked to the owner regarding council's concerns. The owner was very cordial and understanding.

Mayor Finley questioned what the committee came up with regarding the parking meters and business owners parking in front of their businesses.

Councilwoman Blackburn stated she had asked a business owner why they parked in front of their business and they said it was for convenience. Councilwoman Blackburn stated she explained to them that they were taking business away from themselves.

Mayor Finley asked them to keep an eye on it and if there are more complaints; we will look further in it.

Mayor Finley reported the shelter house at the Kiwanis-Jaycee Park was completed and finished prior to the end of the year.

Mayor Finley reported he spoke with the owners of Englefield Oil; they are very helpful and have already received a quote from a local contractor to remove that facility and clean it up.

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Mayor Finley reported he finally obtained the number to the owners of the Ashland Oil property. He discussed the situation with them; and, they are forwarding the information to the appropriate people. They will be getting back in touch with the Mayor.

Mayor Finley stated he has been informed a resident would like a copy of our Street Light Contract; in which we do not have one. We are receiving some requests for street lights in different areas of the village. Mayor Finley stated we need to review this and the locations; get quotes and pricing. Mayor Finley turned this matter over to the Streets and Alleys Committee for review.

Mayor Finley reported we received a quote for the pool floor from the Preferred Floor Company; it came in much less than the first one. Mayor Finley asked Councilman Matheney to expand on this situation.

Councilman Matheney stated there is a grant we are trying to get for the pool and it is a 50/50 grant; and, we have to spend \$30,000 and receive \$30,000 in grant funds. Councilman Matheney stated this quote on the flooring is much less than the first one; and, this is a very reputable company. They do all the work for Miba Bearings.

Councilman Matheney stated we need to do an ordinance on emergency tonight to get this grant in process. Councilman Matheney feels with this dollar amount of money, we can do the bathrooms, floors, new lighting, and vents in the ceiling.

Councilman Bragg stated he felt we need to do the pumps also. Councilwoman Blackburn concurred.

Village Administrator Brown questioned if the pool floors be could be painted just like the building? Everyone thought this was a good idea; however, were unsure of the expense. Councilman Matheney stated he felt the most expense on it would be the blasting of the old paint off.

Resolution 12-1

Mayor Finley read Resolution 12-1 by title only; granting permission to the Village Administrator to apply for this grant up to and including \$60,000; with fifty percent being reimbursed.

Councilman Bragg made a Motion to suspend the rules requiring three separate and distinct readings and place on emergency measure, seconded by Councilwoman Blackburn.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Councilman Robison made a Motion to adopt Resolution 12-1 on emergency measure, seconded by Councilman Bragg

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Resolution 12-1 was duly adopted.

Mayor Finley stated if we do the pool floors in conjunction with Miba's job, we could possibly save another \$1,000.

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Village Administrator Brown stated he needed to hold a Public Meeting regarding the grant for the pool.

A Public Meeting has been scheduled on January 17, 2012 from 6:00 to 6:30 PM. Mayor Finley stated he would like the committee to get together and get the priority list together.

Mayor Finley reported the Lumina Police Cruiser went down last week; therefore, we had to bring the Ford back into service. Mayor Finley stated the Chief's cruiser is stopping on him at different intervals while driving down the road.

Mayor Finley stated the only cruiser immediately available is 2012 Dodge Charger from Dunning Motor Sales in Cambridge at a cost of \$23,814 without equipment. Mayor Finley questioned if Council wished to pass this on emergency measure to buy it; or did they wish for him to get bids.

Mayor Finley stated there was a Ford Escape for \$17,783; with additional cost for the light bar and equipment; however, he was not certain how soon we could receive it.

Councilman Matheney stated if we could, he would like to see us save the five or six thousand dollars and wait for the Ford Escape package.

Chief Woodburn stated they are going to tear down the Intrepid and see what exactly is wrong and what the cost to repair it would be. If it is too costly, they are going to wait for a replacement and not fix it.

Mayor Finley stated he wants to buy two cruisers anyway; and felt we could go ahead with the Charger.

Councilman Matheney stated he did not think we were going to budget for two this year; that we purchased one last year and were going to purchase one more this year. Councilman Matheney stated he felt the Escape would be better on gas mileage also.

Councilman Robison questioned what the Chief's recommendation was.

Mayor Finley stated he felt we will have to purchase two this year; even if we have to take a loan. Mayor Finley stated the Escape is probably four to six weeks away and the Charger we can get immediately.

Councilman Dille questioned how we received the current quotes we have. Mayor Finley stated he and the Chief called and talked to each of the companies direct.

Councilman Bragg asked Chief Woodburn to call and get a definite time frame we could receive the Escape in; before the next meeting.

Councilman Bragg stated he would like to wait until the next meeting to make a decision; Councilman Matheney concurred as he would like to see us purchase the Escape.

Mayor Finley reported he received pricing on replacing the door and redoing the front of the Fourteenth Street Building at a cost of \$16,738 from Wolf Creek Contracting LLC.

Councilman Bragg questioned why we needed a new door. Mayor Finley stated the current door is not insulated and he would like to take it from two doors down to one.

It was questioned if it wouldn't be cheaper to replace it with two new doors. Mayor Finley stated we could do two doors; however, he felt we would have more heat loss.

Mayor Finley stated we would wait a couple weeks to let council think it over; and possibly get a cost from a local dealer on the doors.

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Mayor Finley reported there will be a meeting August 14th and 15th called Small Town Big Futures.

Mayor Finley reported we received approval of an extension on the ARC grant today.

Ordinance 11-33

Mayor Finley introduced Ordinance 11-33 for the third and final reading, AN ORDINANCE ADOPTING THE VILLAGE OF MCCONNELSVILLE ELECTRIC AGGREGATION PROGRAM PLAN OF OPERATION AND GOVERNANCE PURSUANT TO SECTION 4928.20, OHIO REVISED CODE.

Councilman Matheney made a Motion to pass Ordinance 11-33 on the third and final reading, seconded by Councilman Bragg.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Ordinance 11-33 was duly adopted.

Ordinance 11-34

Mayor Finley introduced Ordinance 11-34 for the third and final reading, AN ORDINANCE ADOPTING THE VILLAGE OF MCCONNELSVILLE NATURAL GAS AGGREGATION PROGRAM PLAN OF OPERATION AND GOVERNANCE PURSUANT TO SECTION 4929.26, OHIO REVISED CODE.

Councilman Bragg made a Motion to pass Ordinance 11-34 on the third and final reading, seconded by Councilwoman Blackburn.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Ordinance 11-34 was duly adopted.

Ordinance 11-39

Mayor Finley introduced Ordinance 11-39 for the third and final reading, AN ORDINANCE ESTABLISHING PAY INCREASES FOR ALL EMPLOYEES.

Councilman Robison made a Motion to pass Ordinance 11-34 on the third and final reading, seconded by Councilman Dille.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Ordinance 11-39 was duly adopted.

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Village Administrator Report

Village Administrator Brown read over his water report (see attached). VA Brown stated the lowest amount of usage ever was in the month of December. McConnelville only used 65% of the water produced through Malta's wells.

Village Administrator Brown reported he met with Fred Smith from MS Consultants last Wednesday and they reviewed the CSO Project. Mr. Smith plans to attend the next meeting and discuss the Firms fees and retainer. He is currently planning on holding a preconstruction meeting with Zemba and the lenders before the next council meeting. VA Brown stated they invite all the lenders to the preconstruction meeting and he felt this was a positive improvement.

Village Administrator Brown reported everything with the relining portion of the CSO project was completed except for 75 linear feet and 3 manholes. The river has not receded enough yet to go back and finish the project. VA Brown stated the data at the sewer plant shows January is a low flow month, so hopefully that happens this year so we can get the project completed; however, if not it will be spring before they can get back in.

Village Administrator Brown reported the Eight Street Water Line Project is now complete and their goal is to have the remaining Fourth Street, Fifth Street, Seventh Street, Sandy Bank, and Poplar Projects completed by Memorial Day.

Village Administrator Brown reported the contract with Synagro will expire in the spring. He is currently negotiating a new contract, and will present it to council once it is final. We are currently paying seven cents a gallon; this includes hauling of the sludge and they do all of the paperwork to the EPA for the village.

Mayor Finley stated maybe we should ask our Engineer about other companies and get a competitive quote.

Mayor Finley stated he would like everyone to get together during daylight hours and take a tour of the Sewer Treatment Plant sometime in January. He wants everyone to see the operation that goes on. Mayor Finley commented the Village Administrator has done a great job; along with Damon and Tim. Mayor Finley stated all three are doing a fantastic job for the village.

Mayor Finley stated he would like to see the same thing done with Malta's Water Plant. Discussion was made that maybe they would go there before the next council meeting. Council was to think about it and confirm the date and time.

Streets and Alley Committee

Mayor Finley stated he would like to have the committee look into a skateboarding ordinance.

Public Utilities Committee

Mayor Finley reported he received a letter from Morgan-Meigsville Water Authority regarding an extension line they are going to put on SR 78 East. This is being funded by OEPA; is a 6 inch tie in at SR 78 and SR 607 with a 2 inch meter and pit. They will provide all labor and material for the tie in.

Mayor Finley stated we will have to pass an ordinance to allow them to tap into our lines.

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Mayor Finley turned the matter over to the committee for review and to bring an ordinance to next meeting if they choose to do so. Mayor Finley asked the committee to get with VA Brown to get his advice.

Finance Committee

Councilwoman Gessel stated the committee will be scheduling a meeting on the possibility of credit cards.

Public Safety Committee

Councilman Dille stated he has frequently seen a resident of Pine Bark Lane on a wheel chair going down the State Highway. Councilman Dille feels something needs to be done about it.

Chief Woodburn stated he mentioned it to VA Brown.

VA Brown stated he sent a letter to WODA with no response.

Mayor Finley questioned if he has received a response from them regarding the payment for the sewer problems. VA Brown stated no.

Mayor Finley turned the matter over to the Village Solicitor.

Councilman Bragg questioned Chief Woodburn if they had anything on the break-in at the radio building at the Hawk Tank. Mayor Finley stated that was a Fire Department building; and that the village just granted them permission to put it there.

Mayor Finley stated that is one reason he would like to see cameras on some of our properties.

Executive Session

Councilwoman Gessel made a Motion to go into Executive Session to discuss personnel and property issues, seconded by Councilwoman Gessel.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Council went into Executive Session at 8:38 P.M.

Councilman Matheney made a Motion to come out of Executive Session, seconded by Councilman Bragg.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Council came out of Executive Session at 9:34 P.M.

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Ordinance 11-41

Mayor Finley introduced Ordinance 11-41 for the second reading, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACTUAL AGREEMENT WITH ATTORNEY DAVID TARBERT.

Councilman Matheney made a Motion to pass Ordinance 11-41 on the second reading, seconded by Councilwoman Blackburn.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

Ordinance 11-41 was passed on the second reading.

Other Business

Mayor Finley passed out a chart he had made up with information regarding the water. Mayor Finley stated this was just an FYI.

Adjournment of Meeting

Councilwoman Blackburn made a Motion to adjourn, seconded by Councilman Dille.

Votes were: Councilman Tom Bragg, Aye; Councilman Rhett Matheney, Aye; Councilman Terry Robison, Aye; Councilman Mark Dille, Aye; Councilwoman Michele Blackburn, Aye; Councilwoman Mary Gessel, Aye.

The meeting was adjourned till January 17, 2012 at 6:30 P.M. at the McConnelsville Village Office.

John W. Finley
Mayor

Ellen M. Henry
Fiscal Officer

All formal actions of the Village of McConnelsville concerning and relating to the adoption of resolutions and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.