

Council Minutes

April 1, 2019

Council Members in attendance: Council President Dave Heitmeyer, Rick Recker, Sue Schroeder, Sue Christman and Tony Wobler. Mayor Kevin Benton, Administrator Justin Barnhart, Fiscal Officer/Tax Administrator Renee Spangler, Solicitor Barry Schroeder, Police Chief Dennis Cupp, Brian Wagler, Kyle Stecschulte, Paulette Mills, Mike Bruns, Dan Hardy, Larry Place, Cher Barnes, Mark Dresbach, Curt Croy, Terry Homan, George Walton and Russ Teders. Al Pingle was absent.

Mayor Kevin Benton called the meeting to order at 7:30 p.m. He led everyone in the pledge of allegiance.

A motion to waive the reading of the minutes of the March 18, 2019 meeting and accept them was made by Dave Heitmeyer and this motion was seconded by Rick Recker. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

Parks and Recreation Committee met prior to the council meeting tonight and Chairman Sue Christman stated that the committee went over different options for Bennett Park, A Walking Path going from Bennett Park to The Community Center, a Pavilion for shade and a Basketball Court and a Splash pad for City Park. She said Paulette Mills from Poggemeyer Design Group will be trying to secure grant money to help fund these projects. Paulette is going to work on getting prices for these projects.

RESOLUTION 3098: A RESOLUTION UTHORIZING THE ADMINISTRATOR TO CONTRACT WITH WARD CONSTRUCTION FOR THE RECONSTRUCTION OF THE TENNIS, BASKETBALL AND PICKLEBALL COURTS LOCATED AT BUCKEYE PARK IN REGARDS TO THE VILLAGE OF LEIPSIC; PUTNAM COUNTY, OHIO; AND DECLARING AN EMERGENCY. Was read for the first time

Mike Bruns said the base bid that came in for the tennis court reconstruction at Buckeye Park as \$116,245.20 which was under budget and was the only bid received. The contractor is Ward Construction. The base plan includes totally redoing the tennis courts along with all the pavement markings and restriping. Alternate one is to put the basketball poles back in and not replace them and Alternate two is if the Village replaces the basketball poles and have them bolted to the cement. Alternate two would require the removal of the existing concrete and pouring new bases for the poles and cementing them in place. Dave Heitmeyer asked what kind of basketball poles will be put in, will they be Lifetime or Gorilla ones that are heavy duty. Mr. Bruns responded yes. Dave Heitmeyer said the only reason he asks is for a lifetime basketball pole they have a guarantee if they break and they are adjustable. Mr. Bruns said the only difference is the ones we have right now are incased in concrete, and some parks like to do that, so they don't come up missing. Rick Recker said so if we go with the Alternate 2 option then we need to pay an additional \$13,000.00, Mr. Bruns responded correct. Justin Barnhart said he was planning on just using the basketball poles we currently have so we can stay within the budget and have Steve Mangas refinish them. Mr. Bruns said then the only problem is you may not have your true ten-foot height. With the paving being redone the height might be a little off.

RESOLUTION 3099: A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO ENTER INTO A CONTRACT FOR THE COMPLETION OF A CANOE/KAYAK LAUNCH AT THE YELLOW CREEK RESERVOIR IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO; AND DECLARING AN EMERGENCY. Was read for the first time.

Mr. Bruns told council we received two bids on the boat dock system the best and lowest bid came from Stachler Concrete for basically a \$15,000.00 bid. He said what is a little bit different with this circumstance is when we first started with this project it was with the easy dock system for about \$110,000.00 but that was when the village came back and decided to redo the tennis courts so we had to decrease that portion of it and got it down to about \$15,000.00. However, there is still some concern, we are still waiting on ODNR Approval at this point because they have some concern of the accessibility of it, being that their easy dock system is, easier to make it accessible. So, we are still waiting to see if they are going to approve their portion which is the \$14,700.00.

Troy Recker was present at council from Bockrath and Associates and he is handling the paving project for 2019. Justin Barnhart said since Ward's came in almost \$30,000.00 below the estimate there is money available to make other paving decisions but need needed to be made by council. Troy said that Mill St., Ohio St, and Orchard Drive were the streets included in that bid. Troy said that Mr. Barnhart expressed interest in adding Rush St and Buckeye Drive these are non-curbed Roads with paving and he wanted that to become a curbed road. Mr. Recker said if we want to match the existing Rush St, we would need to do a 24-foot pavement. Mr. Recker said but typically when you are going from a curbed road to an uncurbed road there is quite a bit of grading, he said most often you are better off on doing total reconstruction. Troy also stated that Mr. Barnhart gave him some other roads to take a look at, those are Road 7/Werner St., Troy mentioned half that road is in the Village of West Leipsic, and West Leipsic is planning on applying for funding this year but it won't be available till next year. Troy said they are trying to encourage Mr. Barnhart to hold off a year. Some other Streets that Mr. Recker said could be added for paving were Willow St. he said this is a small street attached to Ohio St. he estimated just under \$18,000.00, Broadway St. off Orchard Drive estimated under \$22,000.00, Rush St. and Buckeye Dr. these two would be going from uncurbed to curbed recommends to do some pavement repairs and overlay and berming, so bot those roads would cost somewhere around \$40,000.00, then Eastom St. would need Milling this would be \$48,000.00. Mr. Recker said most of the Streets except the ones that have curbing could be add ins. Mr. Barnhart said if added Willow St. that would be about the amount, we need for the \$25,000.00 and then \$10,000.00 patchwork on Werner St. Mr. Barnhart said this would take care of the large potholes. Rick Recker asked would this take care of the road area down by City Park. Mr. Recker also mention that part of Willow St. is curbed, so if the village wants to see Willow St. widened and curbed then this may not be the time to pave it. Dave Heitmeyer made a motion to make a change order and add Willow St. and Werner St. to the paving except the curbing and Al Pingle seconded the motion. Roll call on the motion Tony Wobler Yea, Sue Christman Yea, Sue Schroeder Yea, Dave Heitmeyer Yea, Al Pingle Yea, Rick Recker Yea.

AMENDED ORDINANCE 3078: AN ORDINANCE GRANTING TO HANCOCK-WOOD ELECTRIC COOPERATIVE, INC., ITS SUCCESSORS AND ASSIGNS, THE RIGHTS TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE VILLAGE OF LEIPSIC, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR DISTRIBUTION OF ELECTRIC ENERGY TO PARTS OF THE VILLAGE OF LEIPSIC AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER AND OTHER PURPOSES AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH AND ACROSS SAID VILLAGE OF LEIPSIC, STATE OF OHIO SUBJECT TO AND IN COMPLIANCE WITH THE CERTIFIED TERRITORIES FOR ELECTRIC SUPPLIERS ACT (OHIO REVISED CODE SECTIONS 4933.81 TO 4933.90) Was read for the third time. A motion was made by Dave Heitmeyer to amend Ordinance 3078 and this was seconded by Rick Recker. Amendment one states that this is not an exclusive franchise agreement this will just keep it to Hancock Wood's territory. Al Pingle asked that was the original intent correct, Mr. Barnhart said to his understanding it was. Tony Wobler asked so both their territories will be honored in this and if an industry would come in a shared territory, they both would have the opportunity at that time to negotiate with any new business. Mr. Barnhart said the territory we have been discussing is in Hancock Wood's Territory. John Recker from AEP addressed the council and said he disagrees with the assertion that it's in the shared or overlapped territory. Mr. Recker said that the way that it is written is if a company were looking at what id currently Hancock

Wood's territory becomes through annexation part of the Village of Leipsic, he said the way it is written is that property would stay Hancock Wood Territory. So, then the Village is then saying the only company that can provide service would be Hancock Wood. Mr. Recker said he appreciates the way the Ordinance was tightened up, but AEP Ohio would still recommend the Village not pursue that type of Ordinance. Curt Cory said he doesn't have the right to service AEP's territory unless he comes to this council and ask to serve it, Mayor Benton said how much harder will these companies work to if they own these territories and to keep them secure. Curt Cory said not even that to properly upgrade their infrastructure to properly handle those potential customers. Mayor Benton said he doesn't have a problem with the territorial thing since you are both here, Mr. Benton said a while back Paulding Putnam approached the village and we aren't connected to them so why would the Village even do that. Mayor Benton said he would just like for each company to be protected in such a way to where you credit for the business and work you put into it. Dave Heitmeyer said his take on this is, AEP will be coming to the Village of Leipsic in a few years anyways to reup there's, John Recker agreed, Mr. Heitmeyer said it would be no different than if Curt came in and would be like what about this. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea. A motion was made by Dave Heitmeyer to accept Ordinance 3078 and this was seconded by Rick Recker. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

RESOLUTION 3091: A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO DISPOSE OF SURPLUS ITEMS THROUGH THE PUTNAM COUNTY PUBLIC AUCTION MAY EIGHTEENTH TWO-THOUSAND-NINETEEN IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO. Was read for the third time. A motion was made by Rick Recker to accept Resolution 3091 and this was seconded by Sue Christman. Roll call on this motion, Tony Wobler Yea, Sue Christman Yea, Sue Schroeder Yea, Dave Heitmeyer Yea, Al Pingle Yea, Rick Recker Yea.

RESOLUTION 3092: A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO SELL TWO FIRE APPARATUS NO LONGER NEEDED AND VALUED AT OVER ONE-THOUSAND DOLLARS IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO. Was read for the third time. A motion was made by Sue Christman to accept Resolution 3092 and this was seconded by Sue Schroeder. Roll call on this motion, Rick Recker abstained, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

RESOLUTION 3093: A RESOLUTION AUTHORIZING THE ADMINISTRATOR AND FISCAL OFFICER TO EXECUTE A CONTRACT WITH THE PUTNAM COUNTY YMCA FOR OPERATIONS OF THE LEIPSIC COMMUNITY POOL IN TWO-THOUSAND-NINETEEN IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO. Was read for the third time. A motion was made by Dave Heitmeyer to accept Resolution 3093 and this was seconded by Al Pingle. Roll call on this motion, Tony Wobler Yea, Sue Christman Yea, Sue Schroeder Yea, Dave Heitmeyer Yea, Al Pingle Yea, Rick Recker Yea.

RESOLUTION 3094: A RESOLUTION DIRECTING THE VILLAGE ADMINISTRATOR TO PROPOSE A BUDGET AMENDMENT TO COVER THE COSTS OF REPAIR TO A STORM WATER TILE, THE WORK TO BE COMPLETED BY THE VILLAGE PERSONNEL IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO. Was read for the third time. A motion was made by Tony Wobler to accept Resolution 3094 and this was seconded by Dave Heitmeyer. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

RESOLUTION 3096: A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PAINTING AND REPAIR OF WATER STORAGE STRUCTURES IN 2019 IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO; AND DECLARING AN EMERGENCY. This will just be for the inside of the ground tank. Was read for the second time. A motion to suspend the rules and read Resolution 3096 for the third-time tonight was made by Dave Heitmeyer and seconded by Sue Schroeder. Roll call on this motion,

Tony Wobler yea, Sue Christman yea, Sue Schroeder yea, Dave Heitmeyer yea, Al Pingle yea, Rick Recker yea. Resolution 3096 was read for the second and third time. A motion was made by Dave Heitmeyer to accept Resolution 3096 and this was seconded by Rick Recker. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

RESOLUTION 3097: A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL. Was read for the second time.

RESOLUTION 3100: A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DEITERING LANDSCAPING LLC FOR THE DEMOLITION OF 123 S. BELMORE ST. AND 202 E MAIN ST. IN REGARDS TO THE VILLAGE OF LEIPSIC, PUTNAM COUNTY, OHIO; AND DECLARING AN EMERGENCY. We had three companies that bid, and the Lowest bidder was Brett Deitering from Deitering Landscaping. Beth Cogley from All Excavating was present and she asked council to take into consideration the work they have done for the Village in the past, and that the one demo does involve a marriage wall between the building that had the fire and the other building that is a business. She said to make sure whoever the contractor is doing the demo needs to have the appropriate insurance and not just in volume. Brett Deitering said he would like to have the opportunity to tear these buildings down for the village, Rick Recker asked Brett if his insurance has the de-marriage wall Insurance, Brett said he is looking into this. Dave Heitmeyer said if he is the lowest bid, I agree with that but if he is unable to get that type of insurance then we revisit and go with the next contractor. Mr. Barnhart said so if we aren't provided with the proper insurance that would cover the marriage wall we will not award the contract. Was read for the first time. A motion to suspend the rules and read Resolution 3100 for the second and third-time tonight was made by Dave Heitmeyer and seconded by Rick Recker. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea. Resolution 3100 was read for the second and third time. A motion was made by Dave Heitmeyer to accept Resolution 3100 and this was seconded by Sue Christman. Roll call on this motion, Tony Wobler yea, Sue Christman yea, Sue Schroeder yea, Dave Heitmeyer yea, Al Pingle yea, Rick Recker yea.

Arbor Day Proclamation Mayor Benton proclaimed April 26, 2019 as Arbor Day in the village of Leipsic. The commemoration will take place at 10am in Bennett Park with a tree planting.

Council has one seat on the planning commission which must be an appointed council member. The appointment is needed to serve at a meeting to be held on April 5, 2019 at 9:00am. Dave Heitmeyer made a motion to appoint Tony Wobler and Rick Recker seconded the motion. Roll Call on the motion Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler abstained.

ORDINANCE 3101: AN ORDINANCE ESTABLISHING A FREE EQUIPMENT AND CAPITAL FUND (245) TO ACCOUNT FOR MONEYS RECEIVED OR COLLECTED BY THE VILLAGE OF LEIPSIC AND IN ACCORDANCE WITH THE LIMITATIONS OF A VOTER APPROVED 2 MILL PROPERTY LEVY TAKING EFFECT JANUARY 1, 2018 AND DECLARING AN EMERGENCY. Was read for the first time.

ORDINANCE 3102: AN ORDINANCE AMENDING ORDINANCE 3062 AS THE THIRD SUPPLEMENT TO THE 2019 ANNUAL APPROPRIATIONS AND DECLARING AN EMERGENCY. Was read for the first time. A motion to suspend the rules and read Ordinance 3102 for the second and third-time tonight was made by Dave Heitmeyer and seconded by Rick Recker. Roll call on this motion, Tony Wobler yea, Sue Christman yea, Sue Schroeder yea, Dave Heitmeyer yea, Al Pingle yea, Rick Recker yea. Ordinance 3102 was read for the second and third time. A motion was made by Dave Heitmeyer to accept Ordinance 3102 and this was seconded by Sue Schroeder. Roll call on this motion, Rick Recker yea, Al Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

Liquor Permits will expire June 1st for the Village Mr. Barnhart asked council if they are all good with the who holds liquor permits within the Village of Leipsic, hearing no opposition.

Lee Rausch provided an estimate for the CDBG money in the amount of \$85,000.00. Mr. Barnhart said this would include the intersection of Eastom St. Liberty St, Mathias St. he said there must be a sand problem around the sewer, so we need to fix area. Mr. Barnhart said this would also include Central Avenue this road is being the football field. Mr. Barnhart said he was talking with Lee Rauch about trying to make this street look good since it is in such a visible spot, they talked about putting in a one-inch curb or a lip. Mr. Barnhart asked if there was any objection in proceeding with that concept and with going for the CDBG grant. Tony Wobler asked how much they would need to widen that to make that happen, Mr. Barnhart said they want at least twenty to twenty-two feet and currently it's about six-teen foot. Al Pingle said we have several other streets that need curbs as well, Mr. Barnhart said this curbing doesn't cost that much it's just a lip, he said but if it works then we could try it on Rush St. Rick Recker said so you want to do curbs on the street behind the football field, Mr. Barnhart said no we are trying a different approach, he said we will never be able to put curbs on that street the way it sits. Mr. Barnhart said the zero to one-inch curb on this street would be a perfect spot to test it out. Mr. Barnhart said this is a step towards curbs. Mayor Benton asked so will these one-inch curbs go the whole length, Mr. Barnhart said yes. Mr. Barnhart told council we need to apply for this grant by Friday. Paulette thinks we need to do no Curb on Central Ave, and then add the Mathias St. as an alternate.

Kyle Stechschulte said that the fire department is sending out letters to business to see if they would like to advertise for the fire convention. These ads will go in the book and they will be printing 1000 books, this is a great opportunity for local business to get their names out there.

Ben Smith was present with his neighbor lady that goes to Patrick Henry, she's doing a school project.

Al Pingle asked Dennis Cupp how things are going out on St. Rt. 65, Mr. Cupp said from what he understands it has changed somewhat. Mr. Cupp said they had a traffic detail that included the Village of Leipsic Police Department, the Putnam County Sherriff's office and the State Highway Patrol to kind of slow some things down, some people aren't stopping at stop signs and the posted speed signs are being disregarded as well. Dennis said that he was told that Matrix is supposed to be bringing another one hundred workers in April, May and June. So, they are going to alternate weeks in those three months to let people know we are still out there.

At 8:46P.M. Rick Recker made a motion to go into executive session to discuss contract issues, purchase or sale of land, and a public utility expansion for the purpose of economic development and Dave Heitmeyer seconded the motion. Roll call on this motion Tony Wobler yea, Sue Christman yea, Sue Schroeder yea, Dave Heitmeyer yea, Al Pingle yea, Rick Recker yea.

At 9:18P.M. Dave Heitmeyer made a motion to come out of executive session and Tony Wobler seconded the motion. Roll call on the motion Rick Recker yea, Alan Pingle yea, Dave Heitmeyer yea, Sue Schroeder yea, Sue Christman yea, Tony Wobler yea.

With no further business to come before the council, a motion for adjournment was made by Rick Recker and seconded by Dave Heitmeyer. Roll call on the motion Tony Wobler yea, Sue Christman yea, Sue Schroeder yea, Dave Heitmeyer yea, Al Pingle yea, Rick Recker yea. Meeting adjourned at 9:19P.M. The next council meeting will be April 15, 2019 at 7:30 P.M

APPROVED: _____

ATTEST: _____