

ZOAR VILLAGE COUNCIL MEETING January 14, 2020

Councilman David Irwin administered the oath of office to Scott Gordon in the Organizational meeting just prior to this meeting.

Mayor Scott Gordon administered the oath of office to elected officials Hans Fischer and Tom Klingaman.

The Zoar Village regular council meeting was called to order by Mayor Scott Gordon at 6:15 pm.

Roll Call	David Irwin	Present	Judy Meiser	Present
	Tom Klingaman	Present	Gayle Potelicki	Present
	Hans Fischer	Present	Joe Potelicki	Present

Motion to approve the 12/10/19 regular meeting minutes as received and amended was made by Gayle and seconded by Joe. Roll call: All yes.

The following bills were presented for signature to be paid in January 2020.

Scott Gordon	150.00	Jan Mayor salary
Patricia Smith	450.00	Jan Clerk
OPERS	108.00	Jan Clerk
AEP	310.41	Dec Street Lighting
FIA Card Services	11.20	Copies
Village of Bolivar	612.50	Dec Police
Indian River Graphics	38.34	Website Domain

Motion to acknowledge receipt of financial statements and pay the monthly bills for January as made by Joe and seconded by Judy. Roll Call: All yes.

Public Speaks:

Scott implemented a policy allowing public speaks a three-minute time limit. He stated anyone needing more time should contact him or the Fiscal Officer and be placed on the agenda.

Chief Shawn Lynch distributed the annual report for the Bolivar Volunteer Fire Department. Mayor Gordon requested that Shawn attend the February 11th regular council meeting for discussion and questions, giving council time to review the report. Shawn agreed to attend the February meeting. Shawn also presented council with the EMS contract which will run through the end of 2024. Council will take action on this ordinance at this meeting.

Lori Feeney attended as a free-lance writer for the Bargain Hunter.

Scott expressed condolences to the family of Dick Lebold who passed in December. He said Dick will be greatly missed and that he was a leader for the community for many years.

Scott thanked Paul Worley for his service as Councilman in 2019.

Fiscal:

Patty requested permission to pay the bills to avoid late fees etc. throughout the year prior to the council meeting if necessary. Joe made a motion to allow and it was seconded by David. All were in favor.

Patty stated she had placed blanket purchase orders in place for expected expenditures for the year. These are reflected in the Appropriations report.

2019 books are closed and electronically uploaded to the State Auditor's Office. Hard copy financial report will be available at the February 11th regular council meeting. This information will run in a legal advertisement in the Times Reporter also.

Street Committee:

Scott noted several tree limbs were down in the cemetery. He plans to get a quote from Anywhere Tree Service to remove the tree on Village property near Hess Mill. Scott said the fence may have to be removed on the homeowners' property to remove the tree. Scott said Anywhere Tree will remove and re-install the fencing as part of their fee.

Safety Committee:

None.

Planning Commission and Historic Preservation Commission:

Scott introduced a Zoning Ordinance revision. There will be a first reading on this at this meeting. A Public Hearing will be scheduled in the future.

HPC continues work on a new design guide for construction projects in the Historic District. Judy commented that the original door on the front of the tavern should have been incorporated in some way when the new siding was being installed. She suggested they could have framed in a "fake" door to reserve the original architecture of the building.

Cemetery Board:

None.

Solicitor Report:

None.

Mayor's Notes:

Scott visited with Doug Frautschy to discuss conflicts of interest after comments were made at the December meeting. Doug stated there are 3 levels of conflict of interest: The following summary should answer any concerns put on the table at the December meeting.

1st level conflict of interest: Elected Officials or their family members that own a business with which the Village contracts.

2nd level conflict of interest: Elected Officials or their family members work for a company, with which the Village contracts, but who are not in a managerial/decision making position.

3rd level conflict of interest: Elected Officials or their family members serve in or work for a company or not for profit organization with which the Village does not contract, but cooperates for the common good of the Village. (Scott stated this is the case with ZCA)

Doug stated the 1st level is the highest level and the Village must be very careful. The 2nd level is where the elected official can disclose a relationship and abstain from any voting or discussion. The 3rd level is where an elected official may disclose but may not have to abstain from voting and discussion.

Scott added that the elected official must ask themselves if they are objective when voting and if they elect to abstain they must state why they are abstaining so council can discuss and decide if there is a conflict of interest.

Judy stated the conflict of interest with David and Tom's family working for ZCA. She stated Police protection is paid by the Village in some instances for ZCA events. Doug stated if ZCA is making money, then David and Tom should disclose the conflict per the above paragraph.

Hans asked Doug what is the penalty for a 1st level violation. Doug stated a 1st level violation is a felony. He further stated at the highest level the elected official must not even enter into discussion. These rules are set by the ORC and the Ethics Commission.

Scott provided a handout with map for discussion of the contract work to be done by the Environmental Design Group on the master plan for the Village. He said this work will provide the information needed to go after grant monies for the trails through the Village. Scott said this is perfect timing since the USACE will begin work on the levee this year.

The USACE will hold a Public meeting January 23, 2020 from 5:30 to 7:30pm at the Zoar Schoolhouse. Scott encouraged all to attend.

Scott asked for volunteers to serve on a search committee for a new Fiscal Officer. Judy, Gayle, and Tom agreed to serve on the committee. Scott also asked that Barb and Lori print the need for a Fiscal Officer in their stories.

Judy provided alley names to Officer Jeff Stearns.

David will research what can be done with the mold in Village Hall record room boxes. He will see if an additional dehumidifier with help.

Scott said next months' meeting agenda will include a discussion on Annexation and projects targeted for completion this year in the Village.

Ordinance 2019-17: Fire Contract. 4th Reading by title only.

Ordinance 2019-18: Police Contract. 4th and Final reading. Judy motion to pass seconded by Joe. Roll Call: All yes. Ordinance passed.

Ordinance 2019-19: EMS Contract. 4th and Final reading. Tom motion to pass seconded by Joe. Roll Call: All yes.

Ordinance 2019-24: Authorizing the Mayor and Fiscal Officer to advertise for bids for Fire Protection Services. 3rd and Final reading. David motion to pass seconded by Tom: Roll Call: Judy abstaining, Hans No, all other yes. Ordinance passed.

Ordinance 2019-26: Ordinance authorizing the Mayor and Fiscal Officer of the Village of Zoar, Ohio to enter into a contract to update the Village open spaces section of the Master Plan. Motion to suspend rules and regulation made by Gayle and seconded by Joe. Roll Call: All yes. Motion to pass as an emergency Joe and seconded by Judy. Roll call: Hans abstaining-all other yes. Ordinance passed.

Resolution 2019-27: Re-allocation of funding and transfer of funds from General to Federal Grant. Motion to pass Gayle seconded by Judy. Roll Call: All yes.

Ordinance 2020-01: Permanent Appropriations 2020. 1st Reading.

Ordinance 2020-02: Ordinance authorizing the Mayor and Fiscal Officer to advertise for bids for the 2020 mowing season. Motion to suspend rules and regulations made by Joe and seconded by David. Roll call: Judy abstaining. All other yes. Motion to pass as an emergency made by Joe and seconded by Tom. Roll call: Judy abstaining. All others yes. Ordinance passed.

Ordinance 2020-03: Ordinance to appoint Doug Frautschy for a period of 2 years for solicitor services. 1st Reading.

Ordinance 2020-04: Ordinance to engage in contract with Harold Raines for a period of 2 years to provide burials services at the Zoar Cemetery. Motion to suspend rules and regulations made by Joe and seconded by Hans. Roll Call: All yes. Motion to pass as an emergency made by Joe and seconded by Hans. Roll Call: All yes. Ordinance passed.

Ordinance 2020-05: Zoning Ordinance amendment. 1st reading.

Meeting adjourned by Joe and Judy.

Patty Smith, Fiscal Officer

Scott Gordon, Mayor

Date: _____