

**ZOAR VILLAGE COUNCIL MEETING**  
**September 8, 2020**

The Zoar Village regular council meeting was called to order by Mayor Scott Gordon at 6:00 pm. This meeting was held via telecommunication.

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

Motion to approve the 8/11/2020 regular meeting minutes as received and amended was made by Judy and seconded by Joe. Roll call: All yes with Gayle noting that David was not invited to the annexation meeting as requested in the minutes.

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

Scott Gordon	150.00	Sept Mayor salary
Patricia Smith	450.00	Sept Clerk
OPERS	108.00	Sept Clerk
AEP	254.79	Aug Street Lighting
Eddy's Convenient Lawn Care	700.00	Contract Mowing
FIA card Services	110.70	Certified Mailing
Village of Bolivar	763.00	Police July
EDG	4,083.91	Trail Connection
Auditor of State	255.00	UAN Fees

Motion to acknowledge receipt of financial statements and pay the monthly bills for September was made by Judy and seconded by Tom. Roll Call: All yes except Gayle who abstained stating she is not happy with the process and billing of the EDG trail connection grant.

There was a discussion where Hans and Judy suggested that Tom may want to abstain his vote to pay Eddy's Convenient Lawn Care for mowing. Tom stated he has spoken with the Ohio Ethics Commission and his vote stands. Hans and Judy requested a written copy of any document Tom has received from the Ohio Ethics Commission allowing his vote on this matter stating he needs a written opinion from the Ethics Commission. Tom again stated his vote stands. Scott requested Doug clarify with the Ohio Ethics Commission Tom's relation with the Eddy's and his vote concerning payment to the Eddy's.

**Public Speaks:**

None

**Fiscal:**

Patty stated she is working on the budgets due to the County Auditor. She has several resolutions on the agenda that will be addressed at this meeting.

**Street Committee:**

David replace a stop sign, trimmed trees on 2<sup>nd</sup> street, and painted the sign post across from the Post Office. Judy suggested council approve money for David to purchase safety vests for him and whomever is volunteering to assist David as he maintains the Village. Judy made the motion to allow no more than \$50.00 to purchase 2 vests. The motion was seconded by Joe and all were in favor.

**Safety Committee:**

None

**Planning Commission and Historic Preservation Commission:**

Scott reported that there was a Public Hearing held on August 31, 2020 for three permit applications: (1) A rear yard set-back for a garden shed at 171 E. 2<sup>nd</sup> Street (approved); (2) A Conditional Use Permit for a Bed & Breakfast at 126 Park Street (approved); and (3) A Conditional Use Permit for outdoor dining on the new front porch of Donnie's Tavern (approved).

**Cemetery Board:**

None.

**Solicitor Report:**

None.

**Mayor's Notes:**

Council discussed possible uses for the Cares Act money. Scott will obtain bids for deep cleaning of the Village Town Hall and the Schoolhouse. Scott will also get firm pricing on the purchase of HEPA air sanitizers and the UV light devices that remove bacteria and viruses. Council also discussed giving struggling businesses assistance with some of the funding. A special meeting will be held at the Zoar Lake on September 15, 2020 to focus specifically on the use of the funding. Scott asked for a motion to pass Resolution 2020-09 at this meeting to secure the funding through the County Auditor's Office.

Council discussed hiring Mark Gaynor as Cemetery Administrator. It was suggested Mark be paid \$50 for each grave lot sold.

The ZVFD attorney earlier sent a revised Fire Contract incorporating all the changes requested by the Safety Committee. The contract also requested a 3-year term beginning March 1, 2020 instead of 2 years requested by the Village. Just prior to the meeting, the village received a revised contract from the ZVFD attorney that specified a 5-year term. John Malcom stated the 3-year term in the previous contract was a misunderstanding between the Fire Department and their attorney. He stated the Fire Department would like a 5- year term but would settle for no less than a 4-year contract. He stated that "this can be done the easy way or the hard way, either accept the 4-year term or the Village will not have Fire Protection. This led to a very heated discussion with President of Council Gayle Potelicki stating that this is nothing but contractual blackmail and moving that council bring this to a vote. John Malcom accused Gordon of being one of the worst mayors he's ever met saying "take it or leave it" and then disconnecting from the meeting call. Gayle made a motion to stop negotiations with the ZVFD and seek a contract with the Bolivar VFD. Gayle demanded this come to a vote. Councilman Tom Klingaman seconded the motion. Roll Call: Judy-Recuse, Hans-No, Gayle-Yes, Joe-Yes, David-yes, Tom-Yes. The motion to discontinue contract negotiation with the ZVFD passed. Doug stated the Village will not be able to disburse funds without a contract.

Scott apologized for his oversight in not inviting David to the annexation meeting with Hans and Jon Elsasser. Council discussed the annexation of Hickory Lane saying, "we either need to move forward or get this issue off the table". Judy presented information on the size of the water lines and condition of the fire hydrant on Hickory Lane. Judy said council had better back off and not pursue the annexation as this would be a big project the Village cannot afford. Gayle also presented information she obtained from the Ohio Fire Marshall and the Cleveland Fire Department. Gayle moved the annexation process terminate completely. The motion was seconded by Judy. RC: All yes except Hans who voted no.

Discussion on Trails connection group led to table Resolutions 2020-12 and 2020-13 with 1<sup>st</sup> reading until additional information is received.

Scott obtained a bid to clean up the downed limb in the cemetery. He was later approached by a Homeowner on Hess Mill who said he would clean up the limb if he could have the wood for firewood. Scott agreed.

Search committee for new Fiscal Officer has interviews set up for the coming week.

**Resolution 2020-09:** Resolution requesting fund distribution through the CARES ACT from the County Auditor. 4<sup>th</sup> and final reading. Motion to pass made by Hans and seconded Tom. RC: Judy-Abstain, David- No, Gayle, Joe, Tom, and Hans – all yes. Resolution passed.

**Resolution 2020-12:** Resolution accepting the Amounts and Rates as Determined by the Budget Commission. Motion to suspend Rules and Regulations made by Judy and seconded by Tom. RC: All yes. Motion to pass as an emergency made by Gayle and seconded by Judy. RC: All yes. Ordinance passed.

**Resolution 2020-13:** Resolution authorizing an advance from the General Fund to the Federal Grant Fund to allow expenses to be satisfied and reimbursement from grantor. 1<sup>st</sup> reading.

**Resolution 2020-14:** Re-allocation of monies to support advance in the General Fund. 1<sup>st</sup> reading.

**Ordinance 2020-15:** Kenstar Contract Refuse. 1<sup>st</sup> reading.

**Ordinance 2020-16:** Fire Contract. No Action. Discontinued negotiations. Ordinance not needed.

**Ordinance 2020-17:** Ordinance to hire Mark Gaynor as Cemetery Administrator. 1<sup>st</sup> reading.

Meeting adjourned by Judy and seconded by Gayle.

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Patty Smith, Fiscal Officer

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Scott Gordon, Mayor

Date: \_\_\_\_\_