

Village of Thornville
Regular Council Meeting Minutes
Village Office, 3 South Main Street
October 14, 2014

Council Members Present:

Brandt Hawkins, Council President
Lynne Snider
Dale Brussee

Other Village Officials:

Beth Patrick, Village Administrator
Brian Zets, Village Solicitor
Melissa Tremblay, Fiscal Officer
Sharon Brussee, Clerk of Council
Darrell Ball, Chief of Police

Guests:

Jim Royer Seamus Mulligan, National Gas & Oil Cooperative
Brandon Garling, National Gas & Oil Cooperative

Call to Order/Pledge of Allegiance

The Village of Thornville regular Council meeting was called to order by Council President Brandt Hawkins on October 14, 2014 at 7:00 p.m. by saying the Pledge of Allegiance.

Roll Call:

Roll call was taken with all members present with the exception of Councilwoman Mary Renner and Councilwoman Heidi Robinson, who were not present due to family and health matters.

A **motion** was made by Councilwoman Lynne Snider to excuse Councilwoman Mary Renner and Councilwoman Heidi Robinson and was seconded by Councilman Dale Brussee. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Review and Approval of Agenda October 14, 2014:

A **motion** was made by Councilman Dale Brussee to amend the agenda to move Item #10 (Payment of Bills) under Item #6 (Brandon Garling- National Gas and Oil Cooperative) and was seconded by Councilwoman Lynne Snider. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Review and Approval of Minutes for September 22, 2014:

A **motion** was made by Councilwoman Lynne Snider to approve the September 22, 2014 Council minutes and was seconded by Councilman Dale Brussee. A roll call vote was taken with Council President Brandt Hawkins and Councilwoman Lynne Snider voting yea, and Councilman Dale Brussee abstained because of absence due to work. **Motion passed 2 yeas and 1 abstained.**

Brandon Garling – National Gas and Oil Cooperative:

Mr. Brandon Garling from National Gas and Oil Cooperative presented their new offer to Council for installing an automated meter reader on the water tower. He provided pictures of another site that had the automated meter reader installed. He stated the type of equipment they would install would not interfere with the cellphone carriers that are currently on the Thornville water tower. He stated National Gas and Oil Cooperative had paid up to \$1,500 in legal fees for another community. He reviewed the first proposal, and then presented the latest offer. Mr. Garling a lot of changes had been made to the language to this latest proposed contract from the previous contract that had been presented. He added they will pay an annual payment of \$300, and they would pay any overage. It was asked if the equipment would be bolted to the water tower. Mr. Mulligan responded that it weighs approximately 35 pounds and provided information how it would be installed. It was asked by Village Administrator Beth Patrick how many customers do National Gas and Oil Cooperative have in the area. Mr. Mulligan responded about 2,500 customers in the south side of Buckeye Lake. It was asked by Councilman Dale Brussee where they would prefer the meter installed. Mr. Mulligan responded they would prefer on the side facing Buckeye Lake. Village Administrator Beth Patrick stated that Village Solicitor Brian Zets would need to review the other contracts that the Village has with the cellphone companies currently residing on the tower. It was asked by Village Administrator Beth Patrick on the timeframe that

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National Gas and Oil were looking to installing the meter. Mr. Mulligan responded they hoped by the end of the year. Village Administrator Beth Patrick responded that would probably not happen because there would need to be an ordinance passed for this, and she would have to check with the cellphone carriers to see if there would be any interference with their services. It was asked if National Gas has any customers within the Village, and the response was no.

It was asked by Councilman Dale Brussee if Mr. Royer had any questions before Council went into Executive Session. Mr. Jim Royer suggested sending the specs to everyone on the tower to get ahead of the game so time isn't wasted later on.

Presentation and Payment of Bills:

Village Administrator Beth Patrick presented the bills to Council.

With no discussion held, a **motion** was made by Councilwoman Lynne to pay the bills and seconded by Councilwoman Lynne Snider. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Executive Session:

A **motion** was made by Councilman Dale Brussee to go into Executive Session to consider the purchase of property for public purposes per ORC 121.22 (G) (2) and to consider pending or imminent court action per ORC 121.22 (G) (3) and ask that Village Administrator Beth Patrick and Village Solicitor Brian Zets accompany Council into said meeting and seconded by Councilwoman Lynne Snider. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Council went into **Executive Session** at 7:18 p.m.

A **motion** was made by Councilman Dale Brussee to come out of **Executive Session** and was seconded by Councilwoman Lynne Snider. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Council exited **Executive Session** at 7:49 p.m.

Mayor's Report

No Mayor's Report.

• **Clum Stop Work Order**

Discussion was held regarding the Clum Stop Work Order. It was asked by Councilman Dale Brussee if the Stop Work Order goes away if the property leaves the Village. Solicitor Brian Zets responded that it would because the property would no longer be in the Village's jurisdiction. Village Administrator Beth Patrick provided the timeframe of the ordinance process. Councilwoman Lynne Snider voiced her concern that the detachment would no occur before the corn is harvested. Councilman Dale Brussee stated that his dilemma was that Mr. Clum had defied the Stop Work Order when it was issued, and he defied it all the way. Further discussion was held regarding on how to proceed. It was stated by Councilman Dale Brussee to let it go, and he added that part of the problem is that the Village was without a Zoning Inspector to do the follow-up. Discussion was held about when the Stop Work Order was issued. The response was that it had been sent certified mail and returned 3 times on May 23. The Zoning Inspector then took the Stop Work Order to the property-owner. Solicitor Zets stated that when the corn was planted, then the property-owner was in violation of Zoning Code, and the Stop Work Order was issued to make him stop doing what he was doing. It was asked by Councilman Dale Brussee if there was an expiration date on the Stop Work Order, and Solicitor Zets responded no, the corn is still growing. Council President Brandt Hawkins to enforce the Stop Work Order the corn had to be planted after the first refusal of the certified letter. It was reiterated by Solicitor Zets that the property-owner was in violation of

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Zoning, when the crop was planted. It was asked by Village Administrator Beth Patrick whose decision this should be regarding the violation of the Stop Work Order. Solicitor Zets stated that it was a Zoning issue, and should be referred back to the Zoning Commission.

- **Monthly Water Report to Perry County Commissioners for September 2014:**
With no discussion held, a **motion** was made by Councilwoman Lynne Snider to receive the Monthly Water Report to Perry County Commissioners for September 2014 and seconded by Councilman Dale Brussee. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

- **Monthly Water Report to Council for September 2014:**
With no discussion held, a **motion** was made by Councilwoman Lynne Snider to accept the Monthly Water Report to Council for September and seconded by Councilman Dale Brussee. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

- **Mayor's Court Report for September 2014:**
With no discussion held, a **motion** was made by Councilman Dale Brussee to accept the Mayor's Court Report for September 2014 and was seconded by Councilwoman Lynne Snider. A roll call vote was taken with all members voting yea. **Motion 3-0 passed.**

Discussion was held regarding a dog-at-large. Police Chief Darrell Ball provided that information.

Administrator's Report:

Village Administrator Beth Patrick presented the Administrator's Report.

- Discussed minimum 2015 wage going up, and has adjusted the 2015 Pay Ordinance.
- Received notification from ODOT – Cargill is the Village's salt supplier this year, and discussed the cost of road salt and when the salt will delivered.
- ODOT did the lettering by the school.
- Crack and seal was done at Foster Dr. Craig Dr., South West St. and all of the new pavement on N. Main St., Thornhill Dr. and the gutters in Foster Manor.
- Pool and park concession stands and shelter house have been winterized.
- Leaf collection will be done from October 28 through November 21.
- Working on Subdivision Regulations.
- Solicitors Zets contract.
- 2015 Pay Ordinance has been completed.
- 2015 Appropriations will be worked on next week.

Bank Reconciliation:

With no discussion held, a **motion** was made by Councilman Dale Brussee to receive the Bank Reconciliation and was seconded by Councilwoman Lynne Snider. A roll call vote was taken with all members voting yea. **Motion passed.**

Zoning Report:

Councilman Dale Brussee state there was no October meeting due to lack of a quorum.

Unfinished Business:

None.

New Business:

Ordinance 14-11 AN ORDINANCE ASSENTING TO CLUM KEYSTONE INHERITANCE TRUST'S SEPTEMBER 5, 2014 DETACHMENT PETITION. 1st Reading.

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Council Comments:

Councilman Dale Brussee made a **motion** to withdraw Council's request for Zoning to work on Ag District since there is really no property to establish an Ag District and was seconded by Council President Brandt Hawkins. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Council President Brandt Hawkins had no comment.

Councilwoman Lynne Snider had no comment.

Citizens Comments:

Sharon Brussee invited Council to the Team Deidee Community Dinner at the Thornville United Methodist Church on October 18.

Jim Royer voiced his concern regarding the discussion with National Gas and Oil about the Village providing electricity. He recommended National Gas and Oil metering and pay for their own electricity. He added this way it would not put an extra burden on the Village's circuits that may or may not be able to handle this. Councilman Dale Brussee stated that Village would also have to monitor the bill, and he agreed with Mr. Royer. He also voiced his concern about the placement of the meter.

Meeting Announcements:

None.

Adjournment:

A **motion** was made by by Councilman Dale Brussee to adjourn the meeting and was seconded by Council President Brandt Hawkins. A roll call vote was taken with all members voting yea. **Motion passed 3-0.**

Meeting adjourned at 8:12 p.m.



Gavin Renner, Mayor



Sharon Brussee, Clerk of Council