

RECORD OF PROCEEDINGS

Minutes of Council

Meeting

BARRETT BROTHERS - DAYTON, OHIO

Form 6101

Held April 5, 2021

MINUTES OF APRIL 5, 2021 COUNCIL MEETING

Meeting Called to Order at 7:02 P.M. by President Warner.

Roll Call: Council Members Samantha Cahill, Mike Conway, Linda Hall, Richard King, Jeff Patterson, Howard Wade, and Jennifer Warner.

Absent Member(s): None.

Quorum Declare: 7 present, 0 absent.

Also attending were Chief of Police, Chris Floyd; Clerk of Council, Jimmy John Hall; Mayor, Ray Martin; Public Service Director, John Mitchell; Public Service; and Recreation and Special Events Manager, Shelton Stanley.

Prayer: Ms. Hall.

Pledge of Allegiance: Mr. Wade.

Motion to Adopt the Agenda by Mr. Patterson and seconded by Ms. Cahill.

Roll Call: All yeas.

Motion Carries 7-0.

Motion to Excuse Becky Arnott-Shipleby by Ms. Hall and seconded by Mr. Wade.

Roll Call: All yeas.

Motion Carries 7-0.

Motion to Adopt the Minutes of the March 15, 2021 Council Meeting by Mr. Wade and seconded by Ms. Cahill.

Roll Call: All yeas.

Motion Carries 7-0.

Recognition of Guests: Lisa Wooton, Erica Bogner Gary McNeal, Richard Whittenberger, James Graham, Todd Miller, Pat Miller, Bonnie Hamilton, and Tyler Daniels.

Discussion:

- Bonnie Hamilton said back in December a neighbor had plumbing issues which resulted in their drive way being dug up and followed up with her previous question three weeks ago. So far, nothing to fix the drive way has been done.
- Mr. Mitchell said the sidewalks and gutters will be done in next week or two near converse and will finish her drive way, including taking out the entire section and replace it.

Old Business:

New Business:

Second Reading of Ordinance 21-026 authorizing supplemental appropriations in the Medline and MTB Funds.

Motion to Suspend Second Reading by Ms. Hall and seconded by Mr. Patterson.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Ordinance 21-026 authorizing supplemental appropriations in the Medline and MTB Funds, and declaring an emergency.

Discussion: None.

Motion to Adopt Ordinance 21-026 by Ms. Cahill and seconded by Mr. Conway.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Resolution 21-028 authorizing the Building and Zoning Director to enter into an agreement with Dude Solutions for cloud-based software in the amount of \$28,755.09.

Discussion: None.

Motion to Adopt Resolution 21-028 by Ms. Hall and seconded by Mr. Wade.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Resolution 21-029 adopting the recommendation of the West Jefferson Tax Incentive Review Council.

Discussion:

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- Mr. Conway asked who makes up the Committee.
- President Warner said the Auditor, a member of the School Board, Finance Director, Public Service Director, and Madison Count Chamber of Commerce, David Kell.

Motion to Adopt Resolution 21-029 by Ms. Hall and seconded by Mr. Wade.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Ordinance 21-030 approving the execution of a community reinvestment area agreement among the Village of West Jefferson and West Jefferson I, LLC., and declaring an emergency.

Discussion:

- President Warner asked what property this refers to.
- Mr. Mitchell directed Councils' attention to a map stapled with the legislation.
- Ms. Hall asked if the entire is area going to be 'spec' buildings.
- Mr. Mitchell said yes.
- Mayor Martin said Core5 will not be building on this parcel.

Motion to Adopt Ordinance 21-030 by Ms. Cahill and seconded by Mr. King.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Resolution 21-031 authorizing the extension of the Families First Coronavirus Response Act Policy, and making the policy effective retroactively to April 1, 2021, and extend through June 30, 2021.

Motion to Adopt Resolution 21-031 by Ms. Hall and seconded by Mr. Patterson.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Ordinance 21-032 authorizing supplemental appropriations of \$160,000.00 in the General Fund to allow current and anticipated amounts for payments to Jefferson Township Fire Department, and declaring an emergency.

Discussion: President Warner said these are funds that are due now and what is anticipated to be due by the end of the year.

- Mr. Wade asked if this is due every year.
- President Warner said these are due every year and required fees from various warehouses.
- Ms. Cahill asked if there are any remaining appropriations, then does it go back to the General Fund?
- Mr. Mitchell said that is correct. This a development fee that helps the Fire Department out based on square footage and up to the fifty-thousand-dollar mark.
- President Warned stated that the Developers are paying this fee and it comes to Council and Council disperses the fee.
- Mr. Mitchel said that is correct.
- Mr. Conway said the fee is going to the Fire Department not the township and the Village is doing something for the Fire Department.

Motion to Adopt Ordinance 21-032 by Mr. Wade and seconded by Mr. Conway.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Ordinance 21-033 an Ordinance to approved current replacement pages to the West Jefferson Codified Ordinances, and declaring an emergency.

Discussion: Several questions were addressed to the Clerk of Council.

- Mr. Hall said the last time there were replacement pages, Council decided not to print each Council Member a Codified Ordinances book. The link to the book was provided in an email and can be done again. In the past, previous Clerks did the replacements once per year and the current Clerk was asked to replace the pages quicker. Now it is being done every quarter.
- Mr. King asked if the pages will go on the web site.
- Mr. Hall said they are supposed to be updated on the web site by the company who does this. An email was sent to them with no response so far.

Motion to Adopt Ordinance 21-033 by Ms. Hall and seconded by Mr. King.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Resolution 21-034 authorizing the Public Service Director, John Mitchell, to apply for and sign an agreement with the Ohio Department of Natural Resources (ODNR) for Capital Improvement Park, Recreation/Conservation Project Pass Through Grant Agreement.

Motion to Adopt Resolution 21-034 by Ms. Cahill and seconded by Ms. Hall.

Roll Call: 7 yeas, 0 nays.

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Motion Carries 7-0.

Resolution 21-035 authorizing the Mayor and Service Director to enter into an Indemnification Agreement and to sign off on the Plat of Waterline and Sanitary Easements.

Discussion:

- Mr. Mitchell said this is an agreement to take over the water and sanitary sewer lines and to protect the Village from a pending lawsuit.
- Ms. Cahill asked if the Village has any chance of being sued by the EPA.
- Mr. Mitchell said no.

Motion to Adopt Resolution 21-035 by Ms. Hall and seconded by Mr. Patterson.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Ordinance 21-036 declaring the improvement of certain real property located at the C5-WJS LAND, LLC site in the Village of West Jefferson, Madison County, Ohio to be a public purpose; declaring such property to be exempt from real property taxation; designating specific public infrastructure improvements that, once made, will directly benefit the parcels for which improvement is declared to be a public purpose; requiring annual service payments in lieu of taxes; establishing a municipal public improvement tax increment equivalent fund; authorizing the execution of a tax increment financing agreement; and providing related authorizations pursuant to Ohio Revised Code Sections 5709.40(B), 5709.42, 5709.43, 5709.832 and 5709.85, and declaring an emergency.

Discussion:

- Mr. Wade asked to identify the property in this Ordinance.
- Mr. Mitchell said this is across the street from the original Amazon.
- Mayor Martin said this is also an opportunity to extend 29.
- Mr. Conway asked who would pay for this extension of 29, the State?
- Mr. Mitchell said the Developers would pay for this to the end of their property.
- Mr. Conway asked who would pay for this from their property to 142?
- Mr. Mitchell said that would be the Village.

Motion to Adopt Ordinance 21-036 by Mr. Conway and seconded by Mr. King.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Ordinance 21-037 an ordinance approving the execution of a Community Reinvestment Area agreement among the Village of West Jefferson and C5-WJS LAND, LLC., and declaring an emergency.

Motion to Adopt Ordinance 21-037 by Mr. Patterson and seconded by Mr. Conway.

Roll Call: 7 yeas, 0 nays.

Motion Carries 7-0.

Committee Reports:

Finance: Committee Chair, Ms. Hall, said nothing at this time.

Police: Committee Chair, Ms. Cahill, said nothing at this time.

Employee Benefits: Committee Chair, Mr. King, said nothing at this time.

Public Service: Committee Chair, Mr. Wade, said nothing at this time.

Development: Committee Chair, President Warner, said nothing at this time.

Parks and Recreation: Committee Chair, Mr. Patterson, said nothing at this time.

Special Events: Committee Chair, Mr. Conway, said nothing at this time.

Department Reports:

Mayor's Report and Recognition: Mayor Martin said the VFW is still planning a 4th of July Feast, the Village App is up and online, the Director of Finance's report has been printed out for you, and there is an Eagle Scout working on a Village sign.

Discussion:

- Ms. Cahill asked if the lift chair in the Administration Building is fixed.
- Mayor Martin said it was fixed temporarily. They had to replace the batteries and the mother board. We are in need of parts and they are difficult to get for such an old piece of equipment.

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Director of Public Service Report: Mr. Mitchell said there is a lot to discuss. First, Route 29 between I-70 is closed for the next 120 days to work on a project. Next, we might need to re-due the pool legislation to change the pool fees. The other thing about the pool is we tried to fix the leaks last year. That helped but now the entire deep end of the pool needs to be fixed for about \$7,700 and a two-year warranty. Third, the Community Center roof has been completed. Also, the paving program bids are in and we are paving on May 3rd. Fifth, we are also doing some concrete curb and gutter, and sidewalk work on Converse. Next, the bids for Lily Chapel Road Project have been submitted. We did two different bids. One was a base bid where we shut down the road completely. The other bid worked around the construction with one lane opened. In the former bid base, the complete shutdown will take only about 3 weeks. This is faster and safer for the construction work and workers. After everything has been decided, in a pre-construction meeting, then we can have a meeting with the Village citizens to explain the process. Lastly, in the next month or so there will be a Public Service Committee meeting about water tower issues, the Village will need to have Parks and Recreation, and Special Events meetings soon.

Recreation and Special Events Manager: Mr. Stanley said the Easter program was very successful, the fence at Converse is finished except for the dugout, the turf is installed at home plate, travel baseball has started, the fishing derby dates are on the calendar, and Lunch n' Learn schedule is done.

Director of Finance Report: Report handed out.

Chief of Police Report: Chief Floyd said the speed alert sign is up and running, the body camera has been installed, and everybody qualified with the new hand guns.

Recognition of Clerk and Council:

Discussion: President Warner invited comments from Clerk and Council.

- Mr. Conway if there is any update from the State concerning cub cuts at Russ'.
- Mr. Mitchell said none.
- Mr. Conway asked when we can move back to the Chambers.
- Chief said that is up to the County.
- Mr. Conway asked if we can have all the Committee Meetings on Friday April 9th.
- Various people spoke about different dates and times for Committee Meetings.

Additional Business: None.

Motion to Pay the Bill by Ms. Hall and seconded by Mr. Conway. Passed by acclamation of Council.

Motion to Approve "Then and Now" Certificates over \$3,000.00: None.

Motion to Adjourn at 8:07 P.M. by Mr. Patterson and seconded by Mr. Wade. Passed by acclamation of Council.

Jimmy John Hall
Clerk of Council

Jennifer Warner
President of Council