

RECORD OF PROCEEDINGS

Minutes of

Council

Meeting

GRAPHIC VILLAGE - CINCINNATI, OH

Form 6101

Held

5 December 2022

MINUTES

REGULAR MEETING OF COUNCIL

5 DECEMBER, 2022

Called to Order:

President Conway called the Village of West Jefferson Council Meeting to Order and asked for a Roll Call at 7:10 P.M.

Roll Call:

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

Quorum Declare: 6 present, 1 absent.

Motion to Excuse Mr. Jeff Patterson moved by Ms. L. Hall and seconded by Mr. Wade.

VOICED VOTE AFFIRMED

Motion Carries 6/0/0.

Also attending were: Rebecca Arnott-Shiple, Director of Finance; Josh Beasley, Attorney-at-Law; Chris Floyd, Chief of Police; Jimmy John Hall, Clerk of Council; David Kell, Madison County Director of Development and Planning; Ray Martin, Mayor; John Mitchell, Public Service Director; and Jackie Tiberio, Assistant Director of Finance and HR manager.

Prayer: Ms. L. Hall.

Heavenly Father, we give you thanks for this day, for its blessing from your hand, and your manifold blessings in our lives. Be pleased to continue to be with us as we meet. In Jesus Christ name we pray. Amen.

Pledge of Allegiance: Ms. Warner.

I (we) pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all.

The Agenda:

Motion to Adopt the Agenda moved by Ms. Cahill and seconded by Ms. Warner.

VOICED VOTE AFFIRMED

Motion Carries 6/0/0.

The Minutes:

Motion to Approve the Minutes of the 21 November, 2022, Regular Meeting of Council moved by Ms. Warner and seconded by Mr. King.

VOICED VOTE AFFIRMED

Motion Carries 6/0/0.

Committee Reports:

Ms. Tiberio gave a brief report from the Finance Committee Meeting. In sum, the employee birthday holiday is being placed in the 'personal day' category and Martin Luther King Day is being added.

Department Reports:

Report from Mayor:

Mayor Martin reported the activities happening throughout the Village. In the first place, the light bases for Taylor Blair Rd. are in place. In the second place, the Christmas Parage is Saturday, 10

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December 2022 at 5:30 P.M. If Council would like to be on the float, then please be there at 5:00 P.M.

Report from Director of Public Service:

Mr. Mitchell reported as the Mayor explained, the foundation pour for the light bases are finished and will take about thirty days to cure. Lastly, all the Christmas lights are up. Everything looks good.

Mr. Wade asked when the park arch will be finished.

Mr. Mitchell responded possibly this week.

Report from Recreation and Special Events Manager:

Mr. Mitchell reported there is a dance this weekend and it is a dollar donation at the gate but not required. The Shop Hop was a great success. Christmas in the Park is this Friday and Saturday.

Report from Director of Finance:

Ms. Arnott-Shipley reported, first, today is UAN Year End Training. Second, we are now starting year end procedures. Third, we had four revenue items: (1) Madison Council Annual Bonding Station Payment for \$25,461.60; (2) City of London Quarterly Contract Building Services for \$28,000.00; Dalmation (Sic.) Fire Community Building Permit for \$42,487.80; and Fed One Development Fees for \$90,000.00. Fourth, we had no payment items (report attached).

Report from Chief of Police:

Chief Floyd reported a lot of applications for new police officers are going to Franklin County. This is making our hiring difficult. They are going there for the money. Next, this time of year is difficult for police due to more robberies. Also, "No Shave November" raised about \$700.00 and given to the Humane Society. Additionally, we have also received some sizable checks for "Shop with a Cop" and "Adopt a Family." This is designed to take some young kids shopping. This is a positive experience for the kids as most of the time they associated seeing a police officer with a negative event. Lastly, we had 130 traffic stops, 104 on Main St., resulting in 104 citations.

Report from Development Director: None.

Director of Development and Planning:

Mr. Kell reported we are working on brining more tools to the County, creating a Port Authority, and a land bank. These are all in the report, broken down by municipalities.

Recognition of Clerk and Council:

Mr. J. Hall reported on two items. First, the table name plates and titles are on there way. Last, we have a new reporter from Madison Messenger. Sarah will be attending regularly.

Recognition of Guests: None.

Old Business:

A. SECOND READING OF ORDINANCE 22-089, AN ORDINANCE AMENDING, MODIFYING, ALTERING, OR CORRECTING ZONING CODES IN THE CODIFIED ORDINANCES OF WEST JEFFERSON, OHIO.

Motion to Adopt Ordinance 22-089, moved by Ms. Warner and seconded by Mr. Wade.

Reading of Ordinance 22-089, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

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VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

B. SECOND READING OF ORDINANCE 22-094, SETTING RESIDENTIAL RATES FOR THE COLLECTION OF REFUSE AND RECYCLING, AMENDING RESOLUTION 19-105.

Motion to Adopt Ordinance 22-094, moved by Ms. Cahill and seconded by Ms. Warner.

Reading of Ordinance 22-094, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, L. Hall, King, Wade, and Warner.
VOTE NAY: Conway.
ABSTAIN: None.

Motion Carries 5/1/0

C. SECOND READING OF ORDINANCE 22-096, AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF WEST JEFFERSON DURING THE FISCAL YEAR ENDING DECEMBER 31, 2023.

Motion to Adopt Ordinance 22-096, moved by Ms. Warner and seconded by Mr. Wade.

Reading of Ordinance 22-096, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

New Business:

A. PUBLIC HEARING CONCERNING FOREST TRUCKING.

Deliberations: President Conway opened up Council deliberations at 7:34 P.M.

Deliberations: President Conway closed Council deliberations at 7:35 P.M.

B. RESOLUTION 22-103, TO APPROVE AMENDING THE FINAL DEVELOPMENT PLAN IN A M-1 AND M-2 DISTRICT CONCERNING FOREST TRUCKING, RECOMMENDED BY THE PLANNING AND ZONING COMMISSION ON 7 SEPTEMBER 2022.

Motion to Approve Resolution 22-103, moved by Ms. Warner and seconded by Ms. L. Hall.

Reading of Resolution 22-103, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

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C. *FIRST READING OF ORDINANCE 22-097, SETTING THE PAY RATES FOR VILLAGE EMPLOYEES, AND REPEALING ANY ORDINANCE OR SECTION OF AN ORDINANCE THAT MAY BE IN CONFLICT WITH IN THIS ORDINANCE.

Motion to Wave the First Reading, moved by Ms. Warner and seconded by Ms. Cahill.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

Motion to Adopt Ordinance 22-097, moved by Ms. L. Hall and seconded by Mr. Wade.

Reading of Ordinance 22-097, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

D. RESOLUTION 22-098, TO APPROVE THE SITE PLAN IN A PLANNED COMMERCE DISTRICT (PCD) CONCERNING LOVE'S TRAVEL STOP & COUNTRY STORES, INC., RECOMMENDED BY THE PLANNING AND ZONING COMMISSION ON 9 NOVEMBER 2022.

Motion to Approve Resolution 22-098, moved by Mr. Wade and seconded by Ms. Warner.

Reading of Resolution 22-098, as above.

Deliberations: President Conway opened up Council deliberations.

Mr. Mitchell explained several months ago a site plan was approved and this is part of the Exeter and Shaw property. This will take up about 9 acres. We did a traffic impact study and its been accepted.

(Inaudible 33:40)

Mayor Martin added there will not be a truck wash at this site.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

E. *FIRST READING OF ORDINANCE 22-099, TO APPROVE CURRENT REPLACEMENT PAGES TO THE WEST JEFFERSON CODIFIED ORDINANCES.

Motion to Wave the First Reading, moved by Ms. L. Hall and seconded by Ms. Cahill.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.
VOTE NAY: None.
ABSTAIN: None.

Motion Carries 6/0/0

Motion to Adopt Ordinance 22-099, moved by Ms. L. Hall and seconded by Mr. King.

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Reading of Ordinance 22-099, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.

VOTE NAY: None.

ABSTAIN: None.

Motion Carries 6/0/0

F. RESOLUTION 22-100, AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PRE-ANNEXATION AGREEMENT WITH CASTO PARTNERS LLC, PURSUANT TO THE ANNEXATION OF 0.873ACRES OF LAND LOCATED IN JEFFERSON TOWNSHIP, MADISON COUNTY, STATE OF OHIO, AND ADJACENT TO THE VILLAGE OF WSET JEFFERSON.

Motion to Approve Resolution 22-100, moved by Ms. L. Hall and seconded by Ms. Cahill.

Reading of Resolution 22-100, as above.

Deliberations: President Conway opened up Council deliberations.

Mr. Mitchell explained CASTO wants to develop the property where the old boot shop is and possibly bring in a convenience store and restaurant.

Mr. Nathan Painter explained we have not seen a pre-annexation piece of legislation for this small parcel, the statue does not require it, and we would rather not have it; however, we will defer to Council. A pre-annexation is not necessary.

Mr. J. Hall responded we understand that it is not required in the statue and this was pointed out to our Law Associates but they still wanted to use this step. Those recommendations are: (1) Resolution for Pre-Annexation; (2) Resolution for Municipal Services; (3) Resolution to Consent; (4) Resolution to Accept and Ordinance Declaring Zoning. Numbers 1 and 3 are not required in the statue although we have been asked to follow this process.

Mr. Beasley requested from the Clerk the checklist for review.

Mr. Mitchell explained often times the developer, on larger properties, ask for a pre-annexation agreement.

Mr. J. Hall responded there might appear to be some ambiguity but our Law Associates merely gave us options; however, since the developer doesn't want it, then maybe it should be voted down.

Mayor Martin asked if the pre-annexation is voted down, the next legislation will be okay?

Mr. Painter responded the municipal services agreement will tell the County Commissioners that the Village will provide the same to the site for development and approve the petition for annexation.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: None.

VOTE NAY: Cahill, Conway, L. Hall, King, Wade, and Warner.

ABSTAIN: None.

Motion Fails 0/6/0

G. RESOLUTION 101, SETTING FORTH STATEMENT OF MUNICIPAL SERVICES THE VILLAGE OF WEST JEFFERSON WILL PROVIDE TO THE 0.873 +/- ACRES OF LAND, LOCATED IN JEFFERSON TOWNSHIP, AND PROPOSED TO BE ANNEXED TO THE VILLAGE OF WEST JEFFERSON VIA AN EXPEDITED TYPE 2 ANNEXATION PURSUANT TO R.C. 709.021 AND 709.023; AND THE BUFFER REQUIREMENTS THE VILLAGE OF WEST JEFFERSON WILL ENFORCE AS PROVIDED BY R.C. 709.023(C).

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Motion to Approve Resolution 22-101, moved by Mr. Wade and seconded by Ms. Warner.

Reading of Resolution 22-101, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.

VOTE NAY: None.

ABSTAIN: None.

Motion Carries 6/0/0

H. RESOLUTION 22-102, ADOPT AGREEMENT FOR INSPECTION, PLAN REVIEW, BUILDING OFFICIAL AND ADMINISTRATIVE SUPPORT SERVICES.

Motion to Approve Resolution 22-102, moved by Ms. Warner and seconded by Ms. Cahill.

Reading of Resolution 22-102, as above.

Deliberations: President Conway opened up Council deliberations.

Ms. West explained this is an addendum to the London agreement.

Ms. Cahill asked is London paying this addition?

Ms. West responded in the affirmative.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.

VOTE NAY: None.

ABSTAIN: None.

Motion Carries 6/0/0

I. *FIRST READING OF ORDINANCE 22-104, AN ORDINANCE AMENDING ORDINANCE 19-050, PASSED MAY 20, 2019, (THE EMPLOYEE HANDBOOK), BY AMENDING AND/OR ENACTING CERTAIN POLICIES.

Motion to Wave the First Reading, moved by Ms. L. Hall and seconded by Ms. Warner.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.

VOTE NAY: None.

ABSTAIN: None.

Motion Carries 6/0/0

Motion to Adopt Ordinance 22-104, moved by Ms. Warner and seconded by Ms. L. Hall.

Reading of Ordinance 22-104, as above.

Deliberations: President Conway opened up Council deliberations.

Deliberations: President Conway closed Council deliberations to vote on the main motion.

VOTE YEA: Cahill, Conway, L. Hall, King, Wade, and Warner.

VOTE NAY: None.

ABSTAIN: None.

Motion Carries 6/0/0

Additional Business: None.

Pay the Bills:

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Motion to Pay the Bills moved by Ms. Cahill and seconded by Ms. L. Hall.

VOICED VOTE AFFIRMED

Motion Carries 6/0/0.

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

Adjourn:

Motion to Adjourn at 8:09 P.M. moved by Ms. L. Hall and seconded by Mr. King until 7:00 P.M. 19 December 2022, Regular Meeting of Council.

VOICED VOTE AFFIRMED

Motion Carries 6/0/0.



Jimmy John Hall
Clerk of Council



Mike Conway
President of Council

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