

REGULAR COUNCIL MEETING
March 14, 2023

PRESIDING: Mayor Peter Wilson

PRESENT: Darcy, Cox, Donnalley, Hiner, Thomas, Beech

ABSENT:

The regular meeting on March 14, 2023, was called to order at 6:30 with Mayor Peter Wilson presiding.

Reverend Shuman Nazarene Church opened the meeting with prayer followed by the Pledge of Allegiance.

MINUTES REGULAR MEETING FEBRUARY 28, 2023

Donnalley made the motion to approve the minutes from the 2/28/23 regular meeting.

Thomas 2nd

All Ayes

Motion Passed

APPROVAL OF BILLS

Darcy made the motion to approve the bills in the amount of \$26,786.06

Temple 2nd

All Ayes

Motion Passed

Darcy made the motion to approve payroll for PPE 3/4/23 in the amount of \$66,874.76

Thomas 2nd

All Ayes

Motion Passed

GUEST (S)

There were no guests present at the meeting.

OLD BUSINESS:

RE: 2023 CHIP AND SEAL PROGRAM

Street Supervisor Oliver reported he submitted the following to the County Engineer for chip and seal during a meeting earlier in the day the estimated cost including gravel but not the county grant available: Willow Grove entrance \$6,200.00, W High to W Pine alley \$2,467.60, W Pine to W Spruce alley \$2,467.60, W Spruce to Alley \$3,301.40, Alley to Alley \$2,520.04, Alley N Market to Beaver \$3,392.53, Alley Jerome to E Spruce \$2,520.04, E Spruce to E Pine alley \$3,536.23, E Pine to E High alley \$3,560.23, Heim Sheet Metal Alley \$6,342.10, Street garage lot \$32,556.43 and the ramp to the street garage \$818.49. The total estimated cost is \$69,682.69. These costs do not include any preparation work needed prior to the chip and seal being completed by the county. Mr. Oliver feels that one of the alleys alone will require 20 tons of blacktop for preparation work. Mr. Oliver reported that the engineers' office told him this list is too big and would need to be cut by 30%. Council President Thomas does not think the village should do any chip and seal this year; the year should be spent do preparation work on the alleys being presented. The department has a durapatcher which could be used for preparation work throughout the year, this way the department would not need to rush to have the work completed. Mayor Wilson asked if the village would still qualify for the bulk rate cost on the emulsion, the emulsion for the durapatcher is not the same as the chip and seal emulsion according to Mr. Oliver. Mayor Wilson asked if it was cost effective too and which has a longer expectancy. Council man Cox explained the chip and seal is the better, however this work this year will not replace the chip and seal but needs to be done for the chip and seal to work. Chip and seal is not road repair as some tend to believe the chip and seal product adheres to the street or alley as it does not fill the bad areas. Council woman Donnalley stated she agreed on not participating in the chip and seal program in 2023.

Thomas made the motion to not participate in the 2023 chip and seal, to instead use the machine properly the village currently owns for preparation work on what was presented for the program.

Cox 2nd

All Ayes

Motion Passed

RE: REPAIRS TO STREET GARAGE

Council man Cox reported the street committee met regarding the work to be done on the street garage, the committee has agreed to set up a maintenance program on the current garage not a remodel as had been mentioned. The committee feels it is in the best interest of the village budget wise to establish the maintenance program. The first work to be completed will be roof repairs. Mr. Cox questioned if the work should be put out to competitive bid or just get quotes. Fiscal Officer Wonner suggested it could be best to get quotes first to establish a scope of work, if the quotes are close to the required bidding threshold, then go through the bidding requirement as required in the ORC. Solicitor Beech agreed this would be the best way to move forward with the roof repairs.

NEW BUSINESS:

RE: JOB DESCRIPTIONS FOR DETECTIVE AND TAC (LEADS TERMINAL AGENCY COORDINATOR) POSITIONS

A job description for both positions was provided to the council in their packets prior to the meeting. It was reported these two positions have always been in the department. There just has not been a separate job description or compensation for the positions.

Thomas made the motion to approve both job descriptions as presented.

Temple 2nd

All Ayes

Motion Passed

RE: ORDINANCE NO. 2144-2023 – UPDATED 2022 PAYROLL ORDINANCE FOR DETECTIVE AND TAC POSITIONS

Council woman Hiner requested this be discussed after the executive session for the compensation of a public employee. All of the council agreed.

RE: CATCH BASIN LEE AVE/CONCRETE REPAIR ON ROSE DR

Street foreman Jim Oliver submitted to council in their packets a requisition form for a catch basin \$200.00 on Lee Ave in addition to 4 yards of concrete for the catch basin and a 12x12x6 area of concrete on Rose Dr \$656.00, the total requisition is \$1,00.00 to cover any addition charges. Council man does not feel the concrete price is high enough and instead of 4 yards it will take 6 yards, he would like to see the amount increased.

Cox made the motion to approve \$2,000.00 for the catch basin/concrete on Lee Ave and concrete work on Rose Dr. Donnalley 2nd

All Ayes

Motion Passed

RE: CLASS ACTION LAWSUIT AGAINST NORFOLK SOUTHERN

Mayor Wilson had sent an article from the newspaper to council regarding a class action lawsuit the City of Salem is expected to file against Norfolk Southern after the train derailment on February 3rd in East Palestine. He would like the council to consider bringing the suit, Mayor Wilson feels it is in the best interest of the village and first responders who were on scene. He has spoken with Mayor Dickey from Salem; the approval would be after their next meeting. Mayor Wilson does think the loss of equipment would be in this lawsuit, when asked by BPA Chairman Bill Hoover if the additional water testing cost would be included Mr. Wilson was not positive. This is something the lawyers would be able to answer. The mayor suggested if the lawsuit were successful a trust fund would be established by

Norfolk Southern for future issues for the first responders. Chief Hall commented that the trust fund would be a nice thing to have since no one knows what is going to happen from this derailment and spill. However, he is not sure on the equipment with the paperwork East Palestine had requested. Mayor Wilson also reported that it has been suggested that the earlier lawsuits be consolidated into one lawsuit. Council man Cox ask if either Center or Elkrun Township has been asked about considering joining, Mayor Wilson said he has spoke to one trustee from Center Township. Council President Thomas suggested each township be invited if the village were to meet with the law firm. It was decided to have the mayor invite the law firm to a future meeting.

RE: HIRING OF RIGHT OF WAY SPECIALIST ENGINEER S MARKET (GRANT) ST BRIDGE

Mayor Wilson reported ODOT is requiring the village to hire a Right of Way specialist for acquiring the piece of land which is needed for the S Market (Grant) St bridge project. Council told him to begin the process since the village does not have any choice since ODOT has required and it is needed for the project.

RE: MCKINLEY SCHOOL REQUEST USE OF CEDAR ST PARK MAY 12TH, 17TH, 18TH, 19TH AND 22ND

Mayor Wilson reported that McKinley School requested the use of Cedar St Park including the restrooms on the dates listed above. The water and street department will open the restrooms and turn on the water at their convenience prior to the requested dates. Council man Cox ask that they make sure all is correct with the hot water heaters prior to the water being turned on. Council had no issue with the school using the parks as requested.

RE: LISBON ALUMNI ASSOCIATION USE OF GAZEBO/SQUARE JUNE 30TH 6:00 – 9:00 PM

Dana Blackburn was present at the meeting representing the alumni association. The association would like to have a Town Tailgater on June 30th 6:00 – 9:00 pm in the squares. The association would need to use the village sound system and microphone for the entertainment they will be providing. There was a comment about having alcohol during the tailgate event, Chief Abraham said there would be no alcohol permitted at an event of this kind. There will be a reverse parade at the fairgrounds during the All School Reunion. Council President Thomas stated she does not have any issues as long as the proper protocol is followed to set it up. Council agreed directing Mrs. Blackburn or someone from the Alumni Association to get with Chief Abraham for the application requirements and approval.

FISCAL OFFICER'S REPORT

The following reports were submitted to council in their packets: February bank reconciliation, February month end fund summary, most current March month end fund summary. Ms. Wonner reported the village overall on revenue and appropriations for this time of the year is looking good, however there are a couple of funds where the amounts are to close and need to be watched. She also reported the Local Government Officials Conference is March 27th and 28th with both in person and hybrid availability. She will be attending hybrid. All vouchers were presented prior to the meeting for review and signatures.

STREET DEPARTMENT REPORT

The street department report was distributed to council in their packets for review.

FIRE DEPARTMENT

Chief Hall reported all the necessary paperwork for cost associated with derailment as discussed at the last meeting has been submitted to East Palestine with the supporting documentation. The village has received notice East Palestine received and sent the information onto Norfolk Southern. Chief Hall also reported CPR certification for the department has been scheduled for March 18th and 22nd Gary Barton will be instructing. The cost is \$50.00 per person. The Chief invited any departments who would like to attend.

PARKS DEPARTMENT REPORT

Council woman Donnalley reported the village has received a few applications for lifeguards, the interview process will be held as these applications are received. This will give those who will need to register for classes the time to complete the courses. She would like to have a parks committee meeting sometime in the beginning of April. Council man Cox reported thanks to Tori Haught and Judy Darcy he was able to contact Superintendent Siefke and McKinley Principal Kemats. The school will be replacing all of the playground equipment at McKinley after school is out. The school will be donating the equipment to the village with the only cost associated being the cost of removal and any fabrication needed to place the equipment in the park. Mr. Cox is hopeful this cost will not be more than \$5,000.00 but can't be positive until start the removal and installation process. Council wanted to pass on their thanks to the school for this donation. Council President Thomas requested the T Mobile Grant be used for sensory equipment at Willow Grove Park with this donation. Council agreed this is a good idea with Mrs. Thomas saying the park is a nice quiet area where the sensory equipment would be a nice addition. Mayor Wilson will complete the necessary application.

BPA REPORT

Chairman Hoover reported the department had received the results of the water testing for the VOC's as recommended by the EPA after the derailment. He is more than happy to report there were no detectable VOC's in any of the testing. This testing will continue until the EPA recommends; they no longer have to be done. Mr. Hoover also reported with the extension of the bike path along SR 154 by the Columbiana County Parks District there are some hydrants that will need to be moved. When the project started the intent was for Marucci and Gaffney to put extensions on the hydrants while doing the project for the parks district, these extensions are on back order and unable to be guaranteed for delivery prior to the completion of the project. The hydrants will not be moved anywhere from 2-4 feet to the north depending on which hydrant and the location of the path. The cost associated with the moving of the hydrants will be absorbed by the parks district in the project. It was also reported with the excavation of the dirt and location of the path in areas the village water line will be 14 foot underground in some places. This is a concern for any future leaks in the area since the department currently does not have the type of equipment needed for a repair that deep. The North End Pressure project is scheduled to be put out to bid at the end of this month as per funding requirements.

ZONING REPORT

The most current approved zoning applications were distributed in their packets.

EXECUTIVE SESSION

Temple made the motion to adjourn into executive session for the compensation of a public employee.

Thomas 2nd

All Ayes with a roll call vote.

Motion Passed

The regular meeting adjourned at 7:25 pm.

Thomas made the motion to reconvene the regular meeting at 7:43 from executive session.

Temple 2nd

All Ayes with a roll call vote

Motion Passed

Hiner made the motion to approve Ordinance 2144-2023, the amended payroll ordinance for the detective and leads terminal agency coordinator (TAC) positions.

Cox 2nd

All Ayes

Motion Passed

Hiner made the motion to start the detective positions at 1% with the increases after being on their respective anniversary date. The TAC dispatcher with the years of experience she has been doing for the village to start at the 5%.

Cox 2nd

All Ayes
Motion Passed

With nothing further to come before council, Mayor Wilson adjourned the March 14, 2023, meeting at 7:48 pm.

Mayor Peter Wilson

ATTEST:

Tracey Wonner, Fiscal Officer