

## Regular Council

August 7,

23

The meeting was called to order at 7:30 p.m. Mayor Brian White presiding.

### **ROLL CALL**

The following Village Council members were present: Zack Alleshouse, Adam Gongwer, Bob Jarvis, Wynn Kearns, Kim Little, Jeff O'Brien, and Todd Wise.

Other officials present: Attorney John Studenmund, Chief Troy Weaver, Village Administrator Andrew Smallstey., and Finance Director James Banks.

Residents and other guests: Keith Bacin of 419 Cedarwood; Greg DeKrell of Complete Access; Reporter Katie Ellington Serrao for Richland Source; Mike Mitchell of 410 Fox Road, and Brigitte Barret-Clarke of 252 Oxford Road.

### **PLEDGE OF ALLEGIANCE**

### **APPROVAL OF MINUTES**

Motion by O'BRIEN to approve the minutes of July 10, 2023 Regular Council Meeting.

Seconded by KEARNS.

Roll call. Yea: 6; Nays: 0; Abstain: 1. ( Wise )

Motion carried.

### **FIXING TIME OF ADJOURNMENT**

Motion by JARVIS to set the time of adjournment for 8:50 p.m. Seconded by GONGWER.

Roll call. Yeas: 7; Nays: 0; Abstains: 0.

Motion carried.

### **COMMUNICATIONS FROM CITIZENS**

Mayor White requested any Village resident wishing to address Council concerning Council business to please stand, state their name and address for the record, and their purpose for attending Council.

Keith Bacin of Cedarwood asked about the feasibility of moving the digital speed signs. He believes drivers know where the speed signs are; why not have pattern change to where the traffic is disregarding the speed limit. Mr. Bacin noted since the schools have built out farther on Frederick Street it may behoove the Village to have the digital sign posted in that area for the sake of the children. Mr. Bacin also suggested posting the digital signs at Main and Castor Roads since that is a high crash zone and Maple Street while school is in session. Chief Weaver will review all potential locations for the digital speed sign.

### **COMMITTEE REPORTS**

RULES AND PERSONNEL: No report.

FINANCE: July bills have been checked and approved.

SAFETY SERVICE: No report.

PUBLIC UTILITIES: No report.

STREETS & SIDEWALKS: Committee held meeting August 1<sup>st</sup> to discuss sidewalk repairs and Plymouth Street crosswalk.

BUILDINGS & GROUNDS No report.

### **FINANCE REPORT**

As reported by Finance Director James Banks:

Finance reports for May and June were given to Council Members.

Motion by LITTLE to approve

May and June 2023 Finance Reports.

Seconded by WISE.

Roll call. Yeas: 7; Nays: 0; Abstains: 0.

Motion carried.

**ADMINISTRATIVE DIRECTOR’S REPORT**

As reported by Administrator Andrew Smallstey:

2023 Street Resurfacing has been completed. The asphalt inspectors caught the improper asphalt mix being used through 538 tons that was applied to our streets. The Village will be receiving a payment reduction for the error. Councilman Kearns asked if the refund will apply to this year’s budget. Mr. Smallstey replied negatively, adding that putting it toward 2024 budget was the Street Supervisor’s request.

The Pickleball/Basketball Court construction project bid was opened on July 20<sup>th</sup>. The bid was roughly \$6K higher than the original quote but \$4,500.00 under the engineer’s estimate. The difference between the quote and the bid was a six-month time frame and change in material prices. The difference will be adjusted in the ARPA funds being used and will not affect the General Fund. Completion day is expected for October 31<sup>st</sup>.

As part of the resurfacing project, D. L. Smith was pouring curb ramps and curbing at Mayfair and Otterbein, and also replaced curbing at Pembroke and Holiday Hill. Curbing was also done on Plymouth Street just north of the square and a new section of sidewalk between Nickel & Bean and East Main Chiropractic. This leaves no open sidewalk gaps in the immediate downtown area. The curb lawn section in front of the former Key Bank is on ‘to do’ list for extra concrete to complete the full no gaps.

We have had some minor issues with water meter replacements. USG provides all support for any complaints.

From Planning Commission a request for driveway easement has been made by Complete Access.

Motion by LITTLE  
to provide easement for Complete Access  
located at 144 Plymouth Street.

Seconded by O’BRIEN.

Roll call. Yeas: 7; Nays: 0; Abstains: 0.

Motion carried.

Motion by LITTLE  
to approve renewal with Hummel Group Insurance  
for 2024 Village property and liability.

Seconded by ALLESHOUSE.

Roll call. Yeas: 7; Nays: 0; Abstains: 0.

Motion carried.

Two recent water breaks were located next door 7/11 Convenience Store and the corner of Maple and Delaware Streets.

Councilman Little asked if the Village has amended their small “house” ordinances. Mr. Smallstey replied he is currently working with Richland County and attempting to create legislation that is similar with other cities/villages of Richland County.

**Mayor’s Report**

As reported by Mayor Brian White:

We held Steering Committee on the 27<sup>th</sup> of July. Next meeting will be held late September. Look to Shelby for work done by the Edge group.

August 5<sup>th</sup>, I worked with United Way and Day of Caring. We did a lot of yard work at the Catalyst Life Services in Mansfield.

**POLICE CHIEF’S REPORT**

As reported by Chief Weaver:

We scheduled two interviews for Police Officer position this week. I will know more next week.

**PARLIMENATARIAN REPORT**

As reported by Parliamentarian Councilman Gongwer:

Voting tomorrow.

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September, we return to business attire and meet twice a month.  
All petitions out for Mayor and Council positions are due this Wednesday by 4:00 p.m.

**ORDINANCES AND RESOLUTIONS**

**Ordinance NO. 23-22 by Mr. Alleshouse**  
**AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE DIRECTOR OR MAYOR TO EXECUTE THE CONTRACT WITH SPORTSCAPE BUILDERS, LLC., MARYSVILLE, OHIO FOR THE PROJECT KNOWN AS BICENTENNIAL PARK COURTS, VILLAGE OF LEXINGTON, AND DECLARING AN EMERGENCY.**

Motion by ALLESHOUSE to waive rules of Council requiring that an Ordinance comes from a standing committee.

Seconded by GONGWER.

Roll call. All yeas: 7-0.

Motion carried.

Motion by ALLESHOUSE to waive rules of Council requiring that an Ordinance is read on two separate occasions.

Seconded by GONGWER.

Roll call. All yeas: 7-0.

Motion carried.

Motion by ALLESHOUSE to adopt.

Seconded by GONGWER.

DISCUSSION: NO DISCUSSION.

Roll call. Yeas: 7; Nays: 0; Abstains: 0.

Motion carried.

**OLD BUSINESS**

Councilman Gongwer asked for update on striping the lot across the street for parking. Mr. Smallstey replied no updates.

Councilman Kearns updated Members regarding the cemetery.

- New rates were approved effective August 1, 2023. The website is being updated and notices sent (Snyders, etc.).
- Rules and Regulations draft is complete and to be reviewed August 14, 2023.
- Lot transfer form draft complete and to be reviewed August 14, 2023.
- Signage: Councilman Gongwer received a complaint and the board reviewed July 31, 2023. Now that the Cemetery has been properly named, we are investigating a sign-post style sign. We will get a sign made, and I ask for Streets Department to help erect.
- LGS reconciliation was held up due to name change, to be made 2019 to February 2023.

Councilman Kearns noted the earliest grave in the yard is dated 1816; thus, establishment of the cemetery will be 1816.

Motion by JARVIS to recommend Planning Commission Review and refer back to Council all current zoning districts in the Village.

Seconded by GONGWER.

Roll call. Yeas: 7; Nays: 0; Abstains: 0.

Motion carried.

**NEW BUSINESS**

Motion by JARVIS to adjourn to Executive Session to discuss purchase or sale of property.  
Seconded by GONGWER.

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Roll call. Yeas: 7; Nays: 0; Abstains: 0.  
Motion carried.

Mayor White requested Attorney Studenmund and Administrator Smallstey to also attend the Executive Session. Mayor White stated that no further action will be taken.

**Council adjourned to Executive Session at 8:03 p.m.**

Motion by JARVIS to reconvene  
to Regular Council Session.  
Seconded by GONGWER.  
Roll call. Yeas: 7; Nays: 0; Abstains: 0.  
Motion carried.

**Council reconvened to Regular Session at 8:47 p.m.**

**MISCELLANEOUS**

No comments.

Motion by GONGWER to adjourn  
before the appointed hour.  
Seconded by ALLESHOUSE.  
Roll call. Yeas: 7; Nays: 0; Abstains: 0.  
Motion carried.

**Meeting was adjourned at 8:47 p.m.**

Respectfully submitted,

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Brenda J. Wilson  
Clerk of Council

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Brian White  
Mayor