

Regular Council

February 7,

22

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

ROLL CALL

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

Other officials present: Chief Pauley, and Attorney John Studenmund.

Residents and others present: Michael Mitchell of 410 Fox Road, Keith Bacin of 419 Cedarwood Drive, Jeff Carter of Kell Hardware 15 West Main Street/180 Castor Road, Andrew Ballitch of 1614 Pin Oak Trail Mansfield, Grant MacDonald of 580 Fox Road, Shellie Wong of 305 East Main Street, Bryan Beal 3406 Whitetail Drive Lexington, Mary & Steve Webster of 305 East Main Street, Emma & Kurt Hasten of 150 Otterbein Drive, Nicky Wong of 27 East Main Street, David & Kim Chronister of 11 Avon Drive, Mike Whitehead of 36 North Second Street Newark, Steve Sidwell of 14011 Marne Road Newark, Mark Rufener of 52 North Main Street Mansfield, Tom Rose of 52 Morgan Drive, Brian Ballitch of 77 Otterbein Drive, Dan & Lora Schmitz 2100 Owens Road Lexington, Katie Serrao of 183 Frederick Street, Lauren Mills & Senah Wolf of 4307 Algire Road Bellville, Michael D. Mitchell of 410 Fox Road, and Nick Patel of 26 West Main Street.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Motion by GETZ to approve the minutes of January 18, 2022 Regular Council Meeting.

Seconded by LITTLE.

Roll call. Yeas: 6; Nays: 0; Abstain: 1 (Jarvis)

Motion carried.

FIXING TIME OF ADJOURNMENT

Motion by JARVIS to set the time of adjournment for 8:45 p.m. Seconded by KEARNS.

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

Motion carried.

EXECUTIVE SESSION

Motion by JARVIS to adjourn to Executive Session to discuss pending or imminent court action.

Seconded by O'BRIEN.

Roll call. All yeas: 7-0.

Motion carried.

Mayor White requested Attorney Studenmund and Administrator Smallstey to also attend the Executive Session.

Council adjourned to Executive Session at 7:32 p.m.

Motion by JARVIS to reconvene to Regular Council Session.

Seconded by LITTLE.

Roll call. All yeas: 7-0.

Motion carried.

Council reconvened to Regular Session at 7:46 p.m.

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.

Jeff Carter of Kell Hardware requested the Village to purchase a snow blower for use on sidewalks at the square and bridge. Mr. Smallstey reported he has already ordered a snow blower.

Keith Bacin of Cedarwood Drive complimented the Street Department and their work during the latest snowstorm. Mr. Bacin noted that many people have recently returned to walking and Village sidewalks were treacherous.

Mike Mitchell of Fox Road agreed that the sidewalks are 95% covered with snow. Mr. Mitchell asked if there was an Ordinance the Village could enforce.

There were several complaints from the audience regarding the Village's website. They had difficult times maneuvering around the site as well as not being kept up-to-date.

Complaints were made regarding lack of notice of meetings approving the proposed gas station.

Many guests were against the new gas station proposal saying it is not an asset for the village that is a bedroom community and does not need three gas stations. Comments were also made comparing the endeavor to the eyesore of the old Decker's property that previously was a gas station.

COMMITTEE REPORTS

RULES AND PERSONNEL: Meeting was held prior to Council.

FINANCE: Bills have been read and approved.

SAFETY SERVICE: Meeting scheduled this Wednesday for budget items.

PUBLIC UTILITIES: Committee meets March 7th after Council to discuss budget.

STREETS & SIDEWALKS: Committee meets after February 21st Council to discuss Budget.

BUILDINGS & GROUNDS: Park Board meets tomorrow 2.8 at 7:00 p.m.

FINANCE REPORT

No report.

ADMINISTRATIVE DIRECTOR'S REPORT

As reported by Administrator Andrew Smallstey:

Thank you to all our service departments for their work during recent snow storm. I received numerous compliments from our residents.

We have fulfilled our contract with ODOT for 2022 road salt contact of 500 tons. The remainder of salt will be purchased through Richland County contract.

I want to remind residents of the parking ban that exists when snow levels reach two inches or more. Also note street crew plows away from the curb to prevent snow from piling up in front of resident's driveways but in doing this the snow tends to pile up around mailboxes. It is the resident's responsibility to clear out snow around their mailboxes.

The state mandated FMSCA Clearinghouse drug and alcohol annual queries have been completed for 2021.

Council President and Planning Commission Representative read the following recommendation:

The Village of Lexington Planning Commission met on September 15, 2021 and January 26, 2022 to review the commercial development of parcel lot #0482715603000, also known as 15 East Main Street, Lexington, Ohio as applied for by Englefield Oil. The applicant has satisfied several conditions issued by the Planning Commission to adhere to conditional zoning requirements for the Central Business District in the Village of Lexington as established in the Codified Ordinances of the Village of Lexington.

The Village of Lexington Planning Commission has recommended Certificate of Appropriateness and zoning approval for this commercial request contingent upon satisfaction of additional requirements set forth by Richland Soil & Water Conservation and the Richland County Building Department.

Motion by JARVIS to approve
Certificate of Appropriateness
and Zoning Application.

Lack of a second to the motion; the motion failed.

Councilman Little noted Highridge silt fencing was not repaired after storm and now more of the fencing has fallen.

MAYOR'S REPORT

As reported by Mayor Brian White:

I appreciate all the work our Service Departments did during the snowstorm.
I presented Eagle Scout Patrick Bischel with a certificate last Sunday.
Planning Commission meets this Wednesday at 7:00 p.m. for approval steering committee's work for future of Lexington. We will meet in Chambers.
I attended meeting regarding American Rescue Act Plan.
CIC is looking for funding to assist with design and improvement within the restrictions of their lease for property across the street.

POLICE CHIEF'S REPORT

As reported by Chief Brett Pauley:

I corrected the traffic speed citations reporting error in my annual report and will have an update at later meeting.

PARLIMENATARIAN REPORT

As reported by Councilman Adam Gongwer: No report.

ORDINANCES AND RESOLUTIONS

Ordinance NO. 22-03 by Mr. Wise

AN ORDINANCE AUTHORIZING THE ADMINISTRATIVE DIRECTOR TO CONTRACT WITH POGGEMEYER DESIGN GROUP, INC. (PDG) FOR THE RESURFACING OF CERTAIN VILLAGE STREETS, AND DECLARING AN EMERGENCY.

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

Seconded by LITTLE.

Roll call. All yeas: 7-0.

Motion carried.

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

Seconded by LITTLE.

Roll call. All yeas: 7-0.

Motion carried.

Motion by WISE to adopt.

Seconded by LITTLE.

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DISCUSSION: Resurfacing the following: Darby, Highridge, Pembroke, and alleys Castor, Kell, and Welch Place. Councilman Kearns asked if the bid is low or needed to add to it. Mr. Smallstey confirmed the bid is good. Mr. Smallstey added the Village, in conjunction with Richland County Engineer, will be resurfacing Orchard Park Road.

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

OLD BUSINESS

No comments were heard.

NEW BUSINESS

No comments were heard.

MISCELLANEOUS

No comments were heard.

Motion by GONGWER to adjourn
before the appointed hour.

Seconded by O'BRIEN.

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

Meeting was adjourned at 8:37 p.m.

Respectfully submitted,

Brenda J. Wilson
Clerk of Council

Brian White
Mayor