

Regular Council

June 5,

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: Adam Gongwer, Bob Jarvis, Wynn Kearns, Kim Little, Jeff O'Brien, and Todd Wise.

Other officials present: Attorney John Studenmund, Chief Brett Pauley, Captain Troy Weaver and Village Administrator Andrew Smallstey.

Residents and other guests: Keith Bacin of 419 Cedarwood; Greg DeKrell of 144 Plymouth Street; Charles Comstock of 199 Essex Road; Robert Heckathorn of 150 Sherwood Drive, Ben Morgenstern of 19 ½ Delaware Street, and Brian H. Moore of 1147 State Route 97.

Motion by O'BRIEN to excuse  
Councilman Alleshouse.

Seconded by GONGWER.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF MINUTES**

Motion by WISE to approve the minutes  
of May 15, 2023 Regular Council Meeting.

Seconded by KEARNS.

Roll call. Yea: 5; Nays: 0; Abstain: 1 (Jarvis).

Motion carried.

**FIXING TIME OF ADJOURNMENT**

Motion by JARVIS to set the time of adjournment  
for 8:15 p.m. Seconded by KEARNS.

Roll call. Yeas: 6; 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.

Greg DeKrell, owner of Complete Access of 144 Plymouth Street, requested permanent easement located on the backside of his property. An easement would allow a wider area for semi-trailers who are loading or delivering. Mr. DeKrell has a survey. Mr. Krell will have prepared paperwork to meet with Planning Commission on June 28<sup>th</sup>. David Morgenstern of Delaware Street is an avid walker of the bike trail and has noted the difficulties the trucks have experienced.

Brian Moore, representative for Blueberry Festival Committee requested the following:

- parade permit Thursday 9:00 p.m., August 17<sup>th</sup>, from Walnut Drive to Park Drive;
- parade permit Sunday 2:00 p.m., August 20<sup>th</sup>, from Lexington High School to Clever Street to Frederick Street onto Plymouth Street to Community Park;
- approval for Sponsor Banners on Skate Park fence and yard signs in the park with festival dates starting Wednesday August 16, 2023;

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- Approval for OhioHealth banners [same as 2022 banners] lining ROW between Plymouth Street and ballfields;
- Noise ordinance waiver for Thursday the 17<sup>th</sup>, Friday the 18<sup>th</sup>, and Saturday August 19, 2023 until midnight.

Motion by O'BRIEN to approve  
all requested waivers.

Seconded by LITTLE.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

**COMMITTEE REPORTS**

RULES AND PERSONNEL: No report.

FINANCE: Met before Council.

Motion by GONGWER  
to replace 326.5 hours of  
sick leave for Officer Davis.  
Seconded by O'BRIEN.

DISCUSSION: Chief Pauley stated this would also include the \$600.00 bonus for not using sick leave.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

Motion by LITTLE to approve  
funding salary structure for SRO.  
Seconded by GONGWER.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

SAFETY SERVICE: Councilman O'Brien, as head of Safety Service, thanked Chief Brett Pauley for his service/dedication to the Police Department.

PUBLIC UTILITIES: No report.

STREETS & SIDEWALKS: No report.

BUILDINGS & GROUNDS: Park Board meets tomorrow at 6:pm at Bicentennial Park.

**FINANCE REPORT** No report.

**ADMINISTRATIVE DIRECTOR'S REPORT**

As reported by Administrator Andrew Smallstey:

The public fill station, at 205 South Mill Street, is complete and available for use. Users will be able to access water and pay simultaneously.

Contract is signed for 2023 Street Resurfacing project with Kokosing. I do not have a time frame for the work but will ask at the next pre-construction meeting.

We repaired streetlight poles that have been out since winter. The malfunction was found in front of the former bank property located at East Main and South Mill Streets.

I would like to extend my congratulations to the Chief on his upcoming retirement. We have spent 31 years of service to the Village together in various capacities. We experienced many ups and downs, significant challenges, and enlightening moments over the years. Working for him and with him, I am a better person as a result of both. I wish him the best as he moves into a new phase and exciting time.

With prior auditors' approval I request a motion to pay Chief Pauley two separate checks for his retirement buy-out.

Motion by GONGWER to approve  
Chief Pauley buy-out in two check format.

Seconded by LITTLE.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

Councilman O'Brien asked if parking stripes will be added across the street's new lot at former Decker's Depot. Benches? Other items? Mr. Smallstey replied the task is not completed. With much more to come, including but not limiting to, tables, planters, other items.

Councilman Little had several sheds in violation. The following need correction: 187 Foxcroft, 121 Woodside, corner of Sherwood Drive and Lexington/Ontario Road. The house on Short street still has window violation. Mr. Smallstey reported that housing is under a different authority. Mr. Gonger commented a plumbing inspection had been made to permitting agency.

Councilman Wise requested the crosswalk at Sherwood Drive and Plymouth Street be revamped. Mr. Wise also asked for another crosswalk where the soccer fields and baseball fields come together. Mr. Smallstey will review laws regarding crosswalks and install with thermoplastics.

Council President Jarvis commended Andy on the monthly expense report.

### **Mayor's Report**

As reported by Mayor Brian White:

Request for Chief to stick around after Council; there is cake.

Motion by LITTLE to appoint  
Captain Weaver as new Chief of Police.

Seconded by O'BRIEN.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

I attended an EMA open house on May 17<sup>th</sup>.

Held our Arbor Day celebration on May 19<sup>th</sup> recognizing Village resident, Lew Ryan. A tree was planted at the square.

Thank you goes to VFW for support and participation in our Memorial Day parade.

I have sent out over 60 letters inviting all to join our new Steering Committee revitalizing our East Main Corridor.

### **POLICE CHIEF'S REPORT**

As reported by Chief Brett Pauley & Incoming Chief Weaver:

Chief Weaver: No report.

Chief Pauley thanked Council for his 31 years+ working for the Village of Lexington. There has been ups and downs but in all a rewarding experience.

### **PARLIMENATARIAN REPORT**

As reported by Parliamentarian Councilman Gongwer:

Motion by GONGWER to move July  
Council date to the 10<sup>th</sup> and not the 3<sup>rd</sup>  
due to holidays.  
Seconded by LITTLE.

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Roll call. Yeas: 6; Nays: 0; Abstains: 0.  
Motion carried.

**ORDINANCES AND RESOLUTIONS**

None.

**OLD BUSINESS**

None.

**NEW BUSINESS**

Motion by KEARNS to change name of  
joint Village/Township Cemetery from  
Lexington Union Cemetery, AKA  
Lexington Cemetery Association, to  
Lexington-Troy Township Union Cemetery.

Subjected to Troy Township approval.

Seconded by O'BRIEN.

Roll call. Yeas: 6; Nays: 0; Abstains: 0.

Motion carried.

Councilman O'Brien thanked Councilman Kearns for his extensive work and dedication for the Cemetery Board. Mr. O'Brien said it was a mess prior to Wynn's help.

**MISCELLANEOUS**

Councilman Little asked that Planning Commission or Rules and Personnel review Village Ordinance regarding number of sheds. Mr. Little thinks that allowing two sheds is too much. Mr. Smallstey commented there are two guidelines that are in conflict, one states one shed, one states two sheds.

Motion by GONGWER to adjourn  
before the appointed hour.

Seconded by KEARNS.

Roll call. Yeas: 6; Nays: 0; Abstains: 0

Motion carried.

**Meeting was adjourned at 8:13 p.m.**

Respectfully submitted,

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Brenda J. Wilson  
Clerk of Council

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Brian White  
Mayor