

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

ROLL CALL

The following Village Council members were present: Wynn Kearns, Keith Bacin, Michael Benson, Rodney Earick, Kim Little, Jeff O'Brien and Todd Wise.

Other officials present: Law Director John Studenmund, Finance Director James Banks, Chief Troy Weaver, and Administrator Peter Them.

Residents and other guests: Jesse Halfhill of 2681 Marion Avenue Road, Charles Comstock of 199 Essex Road, Theresa Coleman of 17 Devon Drive, Rick Curtner of 128 Delaware Street, and Cliff Mohler of 302 Fox Road

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Motion by O'BRIEN to approve the minutes of September 2, 2025, Regular Council Meeting.

Seconded by LITTLE.

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

Motion carried.

FIXING TIME OF ADJOURNMENT

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

Roll call. Yea: 7; Nays: 0; Abstain: 0.

Motion carried.

COMMUNICATIONS FROM CITIZENS

Mayor Jarvis 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.

Cliff Mohler of Fox Road asked if the rut in front of his house could be repaired. The road has deteriorated, and his mailbox can no longer remain upright. The post office will not deliver mail without a mailbox.

Teresa Coleman of Devon Drive filed formal complaint with Council regarding the 24' trailer parked in her neighbor's backyard. Ms. Coleman asked when will the Village address this eyesore. Mr. Them stated recreational vehicles ordinances are currently being updated and hope to have completion by the end of this year. Mr. Studenmund offered to visit the property and view the trailer parked there.

Charles Comstock of Essex Road asked what zoning changes are being made to 65 South Mill Street? Mayor Jarvis advised that this will be addressed later in the meeting.

COMMITTEE REPORTS

Rules & Personnel: Waiting on date given for next Rules & Personnel meeting.

Finance: No report.

Safety Service: No report.

Public Utilities: No report.

Streets & Sidewalks: No report.

Buildings & Grounds: No report.

FINANCE REPORT

As presented by Finance Director James Banks:

All accounts have been balanced for August.

Motion by LITTLE to approve
Finance Report as presented by Mr. Banks.
Seconded by BACIN.
Roll call. Yea: 7; Nays: 0; Abstain: 0.
Motion carried.

ADMINISTRATIVE DIRECTOR'S REPORT

As presented by Mr. Peter Them:

Final walk through for 2025 resurfacing project was completed today. Will receive inspection report at the end of the week.

Julian & Grube, auditors are here for 2023 and 2024. The State auditors will be conducting the next audit.

The Village has lost their Class III Wastewater Operator; the employee retired. We have Class I Wastewater Operator in training and will continue his education for Class II. There is an extended time gap measured in years between the license steps because of the years of experience required by the licensing body. We have contracted McGhee's Technical Water Services to meet the EPA compliance requirements. They are providing the operator at Class III level.

Public Utilities will meet before Council on October 6th at 6:00 p.m. KEM has prepared new Storm Water regulations and requirements. KEM will attend this meeting.

Trees will be removed on the square in near future.

Depot will be getting new windows for dining area

Valves and hydrants continue to be maintained and replaced.

I have provided an expense summary report through September 14th, 2025. Some accounts are nearing completion, but many remain steady for this time of the year.

Councilman O'Brien asked about radar speed sign on Orchard Park Road. Mr. Them reported the equipment is damaged beyond repair. Will order another in 2026. Mr. O'Brien shared the PTO will be holding Halloween event at Mid-Ohio Race Car Course on October 25th. Mr. O'Brien asked about the dog waste disposal and bags for Patriot Park. Mr. Them advised research has been made but the final type has not yet been purchased.

Councilman Little noted a catch basin in need of repair at Valley Hi and Fenway intersection. Mr. Little noted sidewalks need to be installed at Valley Hi. Mr. Little noted the vac truck is leaking oil.

Councilman Bacin asked about recent street repair at Plymouth Street and Lutz Avenue. He has noted the repaired patch is sinking. Mr. Them stated the Village did not repair; it was the contractors who were paving the streets. Mr. Them noted he will wait for couple weeks before notifying the company. Mr. Bacin asked employee's name who left the sewer plant. Council President Kearns replied Mike Lifer. Mr. Bacin asked what license Brad Ross holds. Mr. Them stated Water Level I. Nothing with wastewater. Councilman Bacin asked if the Village is up to code with the cyber security. Mr. Them replied yes, we are level 80 when only 20 is required. Mr. Bacin asked about the election signs on Delaware Street. Mr. Curtner, a resident of Delaware Street offered to removed the old signs. Mr. Bacin complimented the overhauled railroad playground equipment at Community Park. Councilman Bacin asked if the old Sharrock building will need new roof. Mr. Them stated he has gathered quotes but still waiting on an interested tenant. Mayor Jarvis added the building was shown to possible tenant last week. The Village typically holds Trick or Treat the Thursday before Halloween.

Motion by EARICK to hold
Trick/Treat October 30th
From 5:30 p.m. until 7:00 p.m.
Seconded by WISE.
Roll call. Yea: 7; Nays: 0; Abstain: 0.
Motion carried.

Planning Commission met last August and recommended allowing Kimmy's Cucina three extra signs, not five as requested to be posted as permitted, during business hours and removed at close of business.

Motion by WISE to allow variance for signs
at business, Kimmy's Cucina,
on yearly permit renewal.
Seconded by O'BRIEN.
Roll call. Yea: 6; Nays: 0; Abstain: 1 (Bacin).

Loan Depot, new business tenant, is looking to install a new sign at back entrance of The NOTE. Asking to move ground mount sign from current location to Mill Street back entrance. Sign is approximately five feet by four feet wide. Councilman Bacin questioned if this is possible, recalling Village Ordinance. Attorney Studenmund explained that it is Planning Commission's intent to bring more business to the Village, and the new sign request would be at the back entry and not in front. Attorney Studenmund stated this is a unique and good plan for the Village. Mr. Bacin questioned the number of businesses located at The NOTE building and asked if those businesses request a sign also? Attorney Studenmund stated he saw no foreseeable problems. Council President Kearns noted there is another sign located at the site, observing that it is an interchangeable sign. Mr. Bacin agreed, if all businesses are treated equally.

Motion by WISE to allow install for Loan Depot
Signage in back lot of The NOTE
Seconded by O'BRIEN.
Roll call. Yea: 6; Nays: 0; Abstain: 1 (Bacin).

MAYOR'S REPORT

As reported by Mayor Jarvis:

Halloween Walk scheduled for October 25th from 12:00 p.m. till 4:00 p.m.
I have not received any updates from ODOT or engineers regarding the work on Safety Corridor. There has been no pre-construction meeting. I spoke with Shelley & Sands and the concrete work is expected to be done this fall. If the paving is unable to be completed this fall due to the closing of the asphalt plants, the project will be completed in 2026. I will share if anything changes.

The firm, Arcadis, will be helping with the lead service line project. Grant monies, for the Village, through Arcadis, in the amount of \$900,000.00 have been budgeted for the Village to help with the costs of this project. We are currently working with KEM on this project.

Councilman Bacin asked about the proposed skate park. Mayor Jarvis replied that B.J. Price has not contacted him with any updates. Mayor Jarvis advised that there will probably not be a skate park but maybe they will want the old equipment.

POLICE CHIEF'S REPORT

As reported by Chief Weaver:

We will replace the speed sign on Orchard Park in 2026.

We are moving the trailered speed sign to Fox Road.

We have cleaned out two old cruisers and will be putting them up for auction shortly.

Councilman Bacin asked if we are donating our old police vests to Chief Compton Troy Twp.

Chief Weaver replied this is being considered, based on vest expiration dates, with two staying behind for back-up.

Councilman Bacin asked if the Mayor had a vest. The Mayor replied no and stated that he did not want one.

Councilman Bacin asked if the police have received any recent noise complaints regarding semis traveling through town. Chief Weaver replied that there have been no complaints. Mr. Bacin noted the Jake Brake law has been in effect for two years.

Councilman Bacin asked if bicycles with motors have restrictions. Attorney Studenmund stated the Safety Services committee can address this issue.

PARLIMENATARIAN REPORT

As reported by Parliamentarian Keith Bacin: No report.

ORDINANCES AND RESOLUTIONS

Resolution No. 25-26 by Mr. Kearns

A RESOLUTION AUTHORIZING THE SALE OF TWO POLICE PATROL VEHICLES BY THE VILLAGE'S ACCOUNT ON GOVDEALS, AND DECLARING AN EMERGENCY.

Motion by KEARNS to waive rules of Council requiring that a Resolution comes from a standing committee.

Seconded by O'BRIEN.

Roll call. All yeas: 7 – 0.

Motion carried.

Motion by KEARNS to waive rules of Council requiring that a Resolution is read on two separate occasions.

Seconded by O'BRIEN.

Roll call. All yeas: 7 – 0.

Motion carried.

Motion by KEARNS to adopt.

Seconded by O'BRIEN.

DISCUSSION: Usual method for selling old cruisers. Auction begins October 1st.

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

Motion carried.

**Ordinance No. 25-27 by Mr. Kearns
AN ORDINANCE AMENDING THE ZONING DISTRICT FOR 65 SOUTH MILL STREET.**

HELD TO FIRST READING

Mayor Jarvis explained that the property owner hopes to add two new apartments and convert one building to an additional apartment. There is currently one apartment at that location. Zoning change is necessary for additional apartments.

**Ordinance No. 25-28 by Mr. Kearns
AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE LEXINGTON-TROY TOWNSHIP UNION CEMETERY TO PROVIDE GRAVE EXCAVATION SERVICES UPON REQUESTS DURING THE CALENDAR YEAR 2025 FOR A PERIOD OF THREE (3) YEARS AND DECLARING AN EMERGENCY.**

Motion by KEARNS 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 KEARNS 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 KEARNS to adopt.

Seconded by LITTLE.

DISCUSSION: Village Street Department digs the graves when called by the Cemetery Sexton. Approximately 20 to 25 graves per year, typically grouped instead of single excavation. Rate established as \$200.00 per grave

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

Motion carried.

OLD BUSINESS

No comment.

NEW BUSINESS

Councilman Bacin suggested Council pass legislation regarding E-Bikes as Class-3 (bicycle). Chief Weaver will have breakdown of our Ordinance/Laws/Rules. Attorney Studenmund noted that the Village’s traffic ordinances are updated yearly. Mayor Jarvis added police officers already have the authority to pull over the E-Bikes if they are exceeding the speed limit.

MISCELLANEOUS

Councilman O'Brien, who serves on the Mental Health Board, reported on the tax levy in November for Mental Health services.

Motion by BACIN to adjourn
before the appointed hour.

Seconded by WISE.

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

Motion carried.

Meeting was adjourned at 8:39 p.m.

Respectfully submitted,

Brenda Barton
Clerk of Council

Bob Jarvis
Mayor