

## Village of Kirkersville Council Meeting Minutes

April 5, 2023

Mayor Ashcraft called the meeting to order at 7:00 P.M.

Council in attendance: Mark Davis, Dave Engel, Jim Kincaid, Carrie Slone and Nick Takach

Also Present: Fiscal Officer Shirley Roskoski and Solicitor Brian Zets

### **Agenda**

It was moved by Takach, seconded by Kincaid to approve the agenda. Following vote on the motion is recorded: yea, 5; Davis, Engel, Kincaid, Slone and Takach. Nay, none.

### **Minutes**

It was moved by Takach, seconded by Davis to approve the minutes of March 1, 2023. Following vote on the motion is recorded: yea, 5; Davis, Engel, Kincaid, Slone and Takach. Nay, none.

### **Public Poll**

Steve Malone said he owns the car lot on the corner. He is cleaning it up and will be redoing the asphalt. He again asked Council if they would be willing to sell their adjoining lot to him, possibly having a minimum bid.

Randy Stoll, Engineer, and his associate, Andi Lindsey, were present to discuss the street paving project. Andi said the original estimate was for \$109,620.00 and the current cost estimate is now at \$227,884.00. She gave council some options of work that could be done to keep the cost down around the original estimate. She said we went back and looked at the scope of the project. It was originally a four inch depth repair with an average width of twenty four feet. We went back and looked at a two inch depth repair instead of a four inch with a twenty two feet wide on the road and twenty feet wide on the road. Twenty feet wide would be from white edge of pavement line to white edge of pavement line. Twenty two feet would give you about a foot on each side. Since the OPWC funds need to be used by this July, whether you would like to redefine your scope and only do the 2 inch repair or keep the original repair of four inches. Andi said when we went out and looked at the roads in October there were some deep potholes and some alligatering, lots of cracks and things like that that we thought would benefit from some full depth repair. The Shelly quote included that as well.

Council member Takach said the alternative will not fix those deeper potholes or anything. It will just be pulling off two inches and putting two inches back on.

Andi said we won't know until they go to remove the asphalt if that will take care of all the cracks in the pavement.

Randy said concrete and asphalt prices have increased tremendously.

Council member Engel asked if we could change the scope of the project. Just do the bridge to Stone Street with the four inch depth repair.

Randy asked do you want to throw more money into the project or do you want to reduce the scope down to make it work with the original estimate. Once we know which way you want to go we can figure out which makes the best sense.

Andi said they have already reached out to OPWC about doing just the two inches instead of four and they replied that that would be fine.

Randy said there is no grant money available for the sanitary sewer upgrades. We are on the list for a two percent loan. The whole project cost is around \$500,000.00. The most important items are the screen, the sampler and the flow meters.

Todd Ward, Red Rock was present to give an update on his project. He said the Water and Sewer District has a maintenance road for their well fields and have offered that up to be used as the second fire entrance to Red Rock's property. Todd said they are talking to the school district about a compensation agreement. He said they do not want to put the village in a bad spot of the school gets greedy. They are also working on the wetland impact study.

### **Mayor**

Mayor Ashcraft said the Jessica Forsthoefel resigned her seat on council.

It was moved by Takach, seconded by Kincaid to accept the resignation of Jessica Forsthoefel. Following vote on the motion is recorded: yea, 5; Davis, Engel, Kincaid, Slone and Takach. Nay, none.

It was moved by Kincaid, seconded by Takach to appoint Holly Branham to the open seat on council. Following vote on the motion is recorded: yea, 5; Davis, Engel, Kincaid, Slone and Takach. Nay, none.

Mayor Ashcraft swore in Holly Branham.

Mayor Ashcraft said the fines for the month were \$2,843.00.

### **BPA**

Mayor Ashcraft said everything is good. There is legislation tonight to raise the disconnect fee.

Council member Davis asked about the amount of water going through the flow meter.

Randy said we are averaging 70,000 gallon per day. If we have a heavy rain it is going over 100,000 gallons per day.

Mayor Ashcraft said the leak is probably coming from the feeder canal.

## **Police Chief**

Chief DeLawder gave his monthly report.

## **Streets**

Mayor Ashcraft said he received a quote from Slone Tree Service to remove a tree in front of Brian Denton's house. That cost is \$2,825.00. It was moved by Engel, seconded by Kincaid to approve the \$2,850.00 to cut down the tree. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

Council member Kincaid said he received two quotes for mowing. Daubemire's was for \$650.00 per mow and Gro-Green was for \$480.00 per mow. He is recommending Gro-Green. It was moved by Takach, seconded by Engel to go with Gro-Green for the mowing season. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid and Takach. Nay, none. Slone recused herself.

## **Fire Board**

Council member Kincaid said he attended a construction meeting at Station 4. We have about an eight to ninety thousand dollar overrun due to soil instability. That was in addition to the one hundred thousand dollars we had already approved. We did get a Safer Grant and are in the process hiring nine more people.

## **Planning and Zoning**

Council member Engel said he will discuss that under legislation.

## **Solicitor**

Brian said the CRA application was filed with the State today. With respect to Red Rock, myself, the Mayor and David met with Nate Green from Red Rock. We are looking at is Red Rock going to ask for a property tax abatement. There are conversations going on now so we will have to get the compensation agreement with the school together.

I worked on Ordinance 02-2023. This has to do with the reconnection fees. This came from the BPA. I suggest that the BPA start looking at the other fees to see if they need to be updated.

I have been working with Jack because development seems to be everywhere. There's 7 Eleven and the Tire Supply going in at Flying J.

Council member Davis asked what does the tax abatement look like for Red Rock.

Brian said I think Todd had mentioned at one of the meetings that they are looking at fifteen years at one hundred percent. There will have to be payments to the school to compensate them. We are trying to fit that all together to see how that will work.

## **Finance**

Council member Davis read the following fund balances: General 129,115.74, Street 39,396.67, State Highway 24,778.54, Drug Law Enforcement 3,964.11, Indigent Drivers 400.00, American Rescue Plan 58,053.42, Enforcement and Education 80.00, Mayor's Court Computer 600.92, and Sewer Operating 336,922.79.

## **Legislative Actions**

It was moved by Engel, seconded by Takach to remove Ordinance 15-2022 from the table. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

It was moved by Engel, seconded by Takach to include a new Exhibit A, Village of Kirkersville, Ohio Zoning Fee Schedule, amended April 2023. Basically, we have increased many of the fees. They were last approved in 2008. I worked on this at some length and Jack Cristy reviewed the fees also. The biggest change was taking a nonresidential certificate of zoning or building compliance, the construction of warehouses, things like that. Taking a flat fee of \$250.00 and increasing that. The applicant will also be responsible for legal and engineering expenses. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

Third Reading- Ordinance 15-2022 – An Ordinance amending and updating the Village of Kirkersville Zoning fee Schedule. It was moved by Kincaid, seconded by Takach to adopt Ordinance 15-2022. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

First Reading – Ordinance 03-2023 – An Ordinance establishing and creating a new Village of Kirkersville Sanitary Sewer Connection Fee.

First Reading – Ordinance 04-2023 – An Ordinance to reappropriate funds for current expenses and other expenditures of the Village of Kirkersville, State of Ohio, during the fiscal year ending December 31, 2023 and declaring an emergency.

It was moved by Takach, seconded by Kincaid to suspend with the rules. Following vote on the motion is recorded: yea, 6; Davis, Engel, Kincaid, Slone and Takach. Nay, none.

It was moved by Kincaid, seconded by Davis to adopt Ordinance 04-2023 as an emergency.

Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

First Reading – Resolution 04-2023 – A Resolution accepting the bid of H. W. Martin and Sons to lease (For Farming Purposes) +/- 10.50 acres of land owned by the Village of Kirkersville, authorizing and directing the Mayor and Fiscal Officer to execute a lease agreement with H. W. Martin and Sons, and declaring an emergency.

It was moved by Engel, seconded by Kincaid to suspend with the rules. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

It was moved by Takach, seconded by Slone to adopt Resolution 04-2023 as an emergency.

Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

First Reading – Resolution 05-2023 – A Resolution authorizing the Mayor and the Fiscal Officer to enter into a lease agreement with Modern Office Methods, Inc. for a copier for the Village of Kirkersville and declaring an emergency.

It was moved by Takach, seconded by Engel to suspend with the rules. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

It was moved by Takach, seconded by Slone to adopt Resolution 05-2023 as an emergency.

Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

**Bills**

It was moved by Takach, seconded by Davis to pay the bills in the amount of \$20,032.23. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

**Old Business**

Council member Takach said I met with the folks who volunteer with ODNR. They walked around to see how many colony cats were in the village. They asked if I would help them liaise with the village to allow them to trap here so that they could trap the cats, spay and neuter them and then release them back into the village. Also, to work with the residents that are feeding them.

**New Business**

Shirley said we have an ODOT agreement for snow and ice removal which was approved in 2021 and can be renewed for another tow years by written agreement. It was moved by Engel, seconded by Takach to renew the ODOT agreement for another two years. Following vote on the motion is recorded: yea, 6; Davis, Engel, Branham, Kincaid, Slone and Takach. Nay, none.

Mayor Ashcraft asked Mark to get with Shirley to talk about pay raises.

Mayor Ashcraft said the tornado siren is working now. We had to replace two batteries.

**Council Poll**

Council member Takach thanked Dave and Planning and Zoning for updating the zoning fees.

Mayor Ashcraft said all the alleys have been graveled.

**Adjournment**

There being no further business, it was moved by Davis, seconded by Engel to adjourn. Following vote on the motion is recorded: yea, 6; Davis, Engel, Kincaid, Slone and Takach. Nay, none. Meeting adjourned at 8:27 p.m.

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Fiscal Officer

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Mayor