

RECORD OF PROCEEDINGS
Minutes of CADIZ VILLAGE COUNCIL Meeting
December 21, 2017 PAGE 1 of 6

The Cadiz Village Council met December 21, 2017 in regular session at 7:00 PM in Council chambers. Attending were Council members: Terry Capers, Thomas Crawshaw, Jim Drexler, Mike McPeak, Dan Ossman, Mayor Ken Zitko, Clerk-Treasurer Amy Ossman, Village Administrator Charley Bowman and Solicitor Costa Mastros. Councilman Sickie absent due to work scheduling.

Mayor Zitko brought the December 21, 2017 Council meeting to order, opening with the Pledge of Allegiance to the flag.

At this time, Mayor Zitko initiated the swearing in ceremony for newly elected councilmen Chace Smith and John Vermillion, and re-elected councilmen Terry Capers and Dan Ossman.

Mayor Zitko then thanked outgoing councilmen Jim Drexler and Larry Sickie for their service, and offered congratulations to the new members.

APPROVAL OF MINUTES: Mayor Zitko asked for approval of the minutes of the December 7, 2017 council meeting. Councilman McPeak moved to approve the minutes of the December 7, 2017 Council meeting, with Councilman Crawshaw seconding and vote all ayes.

COMMITTEE REPORTS

Administrator: Village Administrator Charley Bowman reported as follows: (See attached)

1. Microcystins (HAB) Readings
2. Water Meter replacement (billing software)
3. Building Demos

Mr. Bowman then introduced Greg Schunk from Mannik Smith, who gave an update on the letter from ODNR for the requirements and emergency action plan for the Sally Buffalo dam. There had been an plan completed in 2009 by Hamilton & Associates, which had been submitted to ODNR who in turn provided return comments, which were never acted upon. ODNR inspects every 5 years, and they were here in October. They were looking at Sally Buffalo Dam, as well as Sparrow. Schunk offered the following points:

1. ODNR wants to lower the water level by 2/3 in case of emergency
2. Sparrow has primary spillway, emergency spillway, but no lake drain
3. Sally Buffalo – Class 1 Dam (water, height, downstream)
4. Sparrow – Class 1 Dam (consider changing to Class 3)
5. 2017 report will be issued in March 2018
6. Class 1 Dam = \$1000/Class 3 Dam = \$200-\$400
7. Spillway pipes are not in compliance
8. Raise the wing walls at Sparrow to prevent undermining
9. Clean out vegetation; use smaller stone to prevent wildlife burrowing
10. Reports need to be stamped/signed by an Engineer
11. Immediate need: Emergency Action Plan (EAP), OMI, Inundation Study for Sally Buffalo Dam
12. 5 year window for completion after March 2018

After much discussion, members were all in agreement to start improvements on the capital side, with maintenance issues possibly being completed in house. Members thanked Mr. Schunk for the report.

Mayor Zitko then requested motion to approve the Administrator's report; so moved by Councilman Drexler, with second from Councilman Capers; vote all ayes.

Councilman Crawshaw then made motion to go into executive session to discuss property and personnel, also requesting that new members Smith and Vermillion accompany the group, as well as Chief McCann. A second to the motion from Councilman McPeak; vote all ayes. Members returned with no action taken.

RECORD OF PROCEEDINGS
CADIZ VILLAGE COUNCIL
December 21, 2017
Page 2 of 6

Police: Councilman Crawshaw informed members that Officer Thomas was leaving the department to pursue another opportunity. He then made motion to advertise for 1 full-time officer’s position plus up to 6 part-time positions; motion seconded by Councilman Capers with vote of all ayes.

Emergency Services: Councilman Capers reported the next meeting will be held January 3, 2018.

Property: Councilman Ossman expressed his thanks to Mr. Bowman and Solicitor Mastros for all their help in getting various uptown properties cleaned up. Councilman McPeak recalled member’s attention to the E. Market Street parking lot, which was tabled at an earlier meeting. He wanted to re-visit the subject, and possibly do away with the sidewalk plan that was discussed. Mr. Bowman stated that the sidewalk was for a reason, and that no matter what was done, it would still require maintenance and upkeep. Councilman Crawshaw suggested to possibly having a Landscape Architect take a look at the property, or to have the “Shade Tree Commission” take it over, and Bowman added to possibly have it taken to the Planning Commission. Solicitor Mastros suggested withdrawing the Ordinance.

Lights: 1 light reported to AEP

Streets: No report

Finance: No report

Cemetery: No report

Employee Relations: No report

Youth & Recreation: Councilman Crawshaw called members attention to the “upsetting” memo from Village Administrator Bowman regarding Sally Buffalo rental licenses. (See attached) The memo states that there were unpaid rentals, unsigned agreements, and lot debris. Bowman added that there were currently 20 campers who had not signed an agreement, one of those being a board member, and also that there were a number of things that needed tightened up at the Park. He wanted to get the Park staff, Park board, and council all on the same page in order to get things cleaned up. After some discussion, all members were in agreement that a solution needed to be reached.

Old Business: Mayor Zitko reported that the modular Post Office had been set at Westgate. The electric needed to be hooked up, and hopefully in a few weeks it would be opened.

New Business: Village Administrator Bowman reported that the CIC had met earlier this evening, and that they were asking Village Council to split the cost of installing the kitchen oven hoods with them. The cost was fairly high, as they had to be installed with fire suppression under State regulations. The cost came in at \$24,000.00, with a 50-50 split being \$12,500.00 each. Councilman Crawshaw made motion to split the cost, with second from Councilman Capers and vote of all ayes with Councilman Drexler abstaining.

At this point, Solicitor Mastros called members attention to the Industrial Park property that had been leased to Letourneau. They had intentions to purchase the property, but did not. Another company, “Two Guns Construction” has shown interest in leasing for 6 months, with the CIC acting as the Village agent for the property. (See ordinance 2017-68)

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Claims Ordinance 2017-24

Councilman Capers made motion to approve Claims Ordinance #2017-24 with second from Councilman McPeak. Councilman Drexler made motion to amend Ordinance 2017-24 to include an invoice to Bill Marks Construction in the amount of \$3650.00 for the remainder of the original remodeling. Councilman Capers made motion to approve Claims Ordinance 2017-24 as amended, with second from Councilman McPeak; vote all ayes with Councilman Crawshaw abstaining.

Ordinance #2017-52
3rd Reading

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE VILLAGE OF CADIZ, OHIO TO ENTER INTO A CONTRACT WITH THE HARRISON COUNTY PROSECUTING ATTORNEY'S OFFICE FOR LEGAL SERVICES AS POLICE PROSECUTOR DURING CALENDAR YEAR 2018

Councilman Crawshaw made motion to adopt Ordinance 2017-52, with second from Councilman McPeak; vote all ayes.

Ordinance #2017-53
3rd Reading

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK-TREASURER TO ENTER INTO AN AGREEMENT FOR MEDICAL, DENTAL, VISION AND LIFE INSURANCE

Councilman Crawshaw made motion to adopt Ordinance 2017-53, with second from Councilman Ossman; vote all ayes.

Ordinance #2017-54
3rd Reading

AN ORDINANCE AMENDING THE MEMBERSHIP SECTION OF THE BY-LAWS OF THE SALLY BUFFALO PARK BOARD

Councilman Crawshaw made motion to adopt Ordinance 2017-54, with second from Councilman Capers; vote all ayes.

Ordinance #2017-55
3rd Reading

AN ORDINANCE PROVIDING FOR THE DEFINITION OF EMPLOYEE PAY PERIODS FOR THE CALENDAR YEAR 2018

Councilman Crawshaw made motion to adopt Ordinance 2017-55, with second from Councilman Capers; vote all ayes.

Ordinance #2017-57
3rd Reading

AN ORDINANCE ESTABLISHING HOUSE NUMBERS FOR CERTAIN RESIDENCES AND BUSINESSES WITHIN THE VILLAGE CORPORATION LIMITS FOR THE YEAR 2017

Councilman Drexler made motion to adopt Ordinance 2017-57, with second from Councilman Ossman; vote all ayes.

**Ordinance #2017-58
3rd Reading**

**AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO
CONTRACT WITH MANNIK SMITH GROUP ENGINEERING FOR GENERAL
ENGINEERING SERVICES**

Councilman Capers made motion to adopt Ordinance 2017-58, with second from Councilman McPeak; vote all ayes with Councilman Crawshaw abstaining.

**Ordinance #2017-59
3rd Reading**

**AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK-TREASURER TO
ENTER INTO AN AGREEMENT WITH MR. CHARLEY BOWMAN AS THE
VILLAGE ADMINISTRATOR FOR THE VILLAGE OF CADIZ FOR A CONTRACT
TERM OF TWO YEARS**

Councilman Crawshaw made motion to adopt Ordinance 2017-59, with second from Councilman Drexler; vote all ayes.

**Ordinance #2017-60
3rd Reading**

**AN ORDINANCE REZONING 144 WEST SPRING STREET FROM C-1
COMMERCIAL TO R-1 SINGLE FAMILY RESIDENTIAL**

Councilman McPeak made motion to adopt Ordinance 2017-60, with second from Councilman Ossman; vote all ayes.

**Ordinance #2017-61
3rd Reading**

**AN ORDINANCE REPEALING ORDINANCE 2016-11, ORDINANCE 2006-13,
ORDINANCE 2015-35 (SECTION 3 ONLY) AND ADJUSTING THE WATER
OPERATING BASE RATE TO REFLECT MONTHLY WATER BILLING**

Councilman Crawshaw made motion to adopt Ordinance 2017-61, with second from Councilman Ossman; vote all ayes.

**Ordinance #2017-62
2nd Reading**

**AN ORDINANCE AMENDING EMPLOYEE HANDBOOK SECTIONS 5.8; HOURS OF
WORK, 6.1 HOLIDAYS; 6.2 PERSONAL DAYS, AND 6.3 VACATION**

**Ordinance #2017-64
1st Reading**

**SUPPLEMENTAL APPROPRIATION ORDINANCE AMENDING ORDINANCE 2016-71
REVISING APPROPRIATIONS FOR THE VILLAGE OF CADIZ FOR FISCAL YEAR
2017 AND AWARD OF CONTRACT TO RK LANDSCAPE DESIGNS AND
CONSTRUCTION, LLC., AND DECLARING AN EMERGENCY**

Councilman McPeak made motion to withdraw Ordinance 2017-64 from consideration to pursue other avenues; second from Councilman Capers and vote all ayes.

**Ordinance #2017-68
1st, 2nd, 3rd Reading/Emergency**

**AN ORDINANCE AUTHORIZING THE CADIZ CIC AS THE VILLAGE AGENT AND
AUTHORIZING AND DIRECTING THE MAYOR AND CLERK-TREASURER TO
SIGN AN AGREEMENT WITH THE CADIZ CIC REGARDING THE SAME FOR THE
PURPOSE OF LEASING REAL ESTATE TO “TWO GUNS CONSULTING AND
CONSTRUCTION” LOCATED IN THE INDUSTRIAL PARK AND DECLARING AN
EMERGENCY**

Councilman Crawshaw made motion to suspend the rules and have the 2nd and 3rd reading of Ordinance 2017-68 for the health, preservation and welfare of the citizens of the Village of Cadiz; second from Councilman Drexler with vote all ayes.

**Ordinance #2017-68
2nd, 3rd Reading**

**AN ORDINANCE AUTHORIZING THE CADIZ CIC AS THE VILLAGE AGENT AND
AUTHORIZING AND DIRECTING THE MAYOR AND CLERK-TREASURER TO
SIGN AN AGREEMENT WITH THE CADIZ CIC REGARDING THE SAME FOR THE
PURPOSE OF LEASING REAL ESTATE TO “TWO GUNS CONSULTING AND
CONSTRUCTION” LOCATED IN THE INDUSTRIAL PARK AND DECLARING AN
EMERGENCY**

Councilman McPeak made motion to adopt Ordinance 2017-68 with second from Councilman Ossman and vote of all ayes.

**Ordinance #2017-69
1st, 2nd, 3rd Reading/Emergency**

**AN ORDINANCE APPROVING THE PERMANENT APPROPRIATION OF FUNDS
FOR THE YEAR 2018 AND DECLARING AN EMERGENCY**

Councilman Drexler made motion to suspend the rules and have the 2nd and 3rd readings of Ordinance 2017-69 for the health, preservation and welfare of the citizens of the Village of Cadiz; second from Councilman McPeak with vote all ayes.

**RECORD OF PROCEEDINGS
CADIZ VILLAGE COUNCIL
December 21, 2017
Page 6 of 6**

**Ordinance #2017-69
2nd, 3rd Reading**

**AN ORDINANCE APPROVING THE PERMANENT APPROPRIATION OF FUNDS
FOR THE YEAR 2018 AND DECLARING AN EMERGENCY**

Councilman Crawshaw made motion to adopt Ordinance 2017-68 with second from Councilman Drexler and vote of all ayes.

At this time, Councilman Drexler made motion to rescind Ordinance #2017-26 for reasons being an over-appropriation of funds; motion seconded by Councilman Crawshaw and vote all ayes.

Councilman Drexler then made motion to rescind Ordinance 2017-28 for reasons being an over-appropriation of funds; motion seconded by Councilman McPeak and vote all ayes.

Public Comment: No one appeared for public comment this evening

Mayor Zitko announced the following meetings:

End of Year Council	December 29, 2017 @ 11:00 AM
Next Regular Council	January 4, 2017 @ 7:00 PM

Meeting adjourned.

APPROVED: _____
Kenneth Zitko, Mayor

ATTEST: _____
Amy Ossman, Clerk-Treasurer

DIGITAL COPY OF MEETING ON FILE