

RECORD OF PROCEEDINGS
Lithopolis Village Council Meeting Minutes
June 14, 2004

Council met in regular session Monday, June 14, 2004 at 7:00pm.

Council Members Present: Linda Deem, Charles Finks, Terri Gilmore, & Michael Long

Council Members Absent: Ginger Brenning & Vincent Argobright

Others Present: Eric Sandine – Mayor, Jon Browning – Solicitor, Eric A. Long – Fiscal Officer,
& Patrick Gilfillen – Chief of Police

Linda Deem called the council meeting to order and led the Pledge of Allegiance to the Flag of the United States of America.

Fiscal Officer Long noted that Mayor Sandine is across the street in the other building meeting with a property owner and that he would be over for the meeting shortly.

PUBLIC

Roddy Williams and Michiko Campbell of the engineering firm Strande and Associates is present.

Fiscal Officer – Eric A. Long presented Council with minutes for the 05-10-04 and 05-24-04 meetings.

Michael Long moved to approve the minutes as presented.

Second by Terri Gilmore.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Fiscal Officer Long also presented Council with financial statements as of 05-31-2004 and informed anyone that had any questions, comments, or concerns regarding anything in there to email or call him.

Fiscal Officer Long presented Council with the following blanket certificates for Council's approval.

Columbia Gas \$ 1,534.63, MASI \$ 1,593.50, USPS \$ 1,769.80, Citgo \$ 4,049.46, Marathon \$ 1,349.82, Cintas \$ 33.56, Browning & Cooke \$ 10,343.45, Mayors Ct Magistrate \$ 2,542.80, Nationwide \$ 5,284.86, Quill \$ 2,063.77, Nextel \$ 847.22, SBC \$ 1,946.39, South Central \$ 5,176.21, & Village of Lithopolis \$ 209.13

Fiscal Officer Long stated that these amounts reflect the difference in what has currently been spent year to date with these vendors and what was appropriated to spend for the entire year on each item. Fiscal Officer Long noted that technically these need to be approved by Council before payments can be made since bills are no longer presented at every meeting.

Michael Long moved to approve the blanket certificates as presented by the Fiscal Officer.

Second by Linda Deem.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried***

Fiscal Officer Long presented Council with a bill from Ohio Water Works for \$ 15,200 for Council's approval, for radio read meter software. Fiscal Officer Long stated that these items were purchased in January, but a bill had not been received until this one.

Michael Long moved to approve payment of the Ohio Water Works bill for \$ 15,200.

Second by Linda Deem.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Police Report – May 2004

3,439 miles logged, 580 paid hours worked, 57.5 aux hours worked, 26 total citations, & 73 dispatched calls.

Chief Gilfillen stated that part time police officer Eric Wilson resigned and stated that he has two candidates to fill the position.

Administrators Report – May 2004

1,689,300 gallons water pumped from wells, 314 hours used, 9 water repairs, & 8 sewer repairs.

Fiscal Officer Long noted that Administrator Anderson was on vacation this week but that he left a report for everyone.

Mayor Sandine arrived.

Mitchiko Campbell and Roddy Williams of Strande & Associates handed out a folder outlining what their firm can provide. Roddy stated that they are an engineering firm located in Lancaster looking for an opportunity to serve the Village. Roddy informed everyone to feel free to call him if they have any questions.

Charles Finks moved to refer to the Public Works Committee for further consideration.

Second by Michael Long.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Larry Friel and George Gantzer arrived. Larry stated that he is going to lease the building at 45 East Columbus Street from George Gantzer and wishes to open a restaurant in that location. Mayor Sandine informed Mr. Friel and Mr. Gantzer that the property in question is not currently zoned for business use. Mr. Friel stated that he wanted to open in the next month or so. Mayor Sandine stated that the property would need to be rezoned because the current zoning code does not allow business in the village center district. Mr. Gantzer stated that the location in question housed a restaurant several years ago. Mayor Sandine stated that while that may have been the case, but once the new zoning code was passed without that business in operation it was not grandfathered in. Mr. Friel stated that he wants to open a restaurant named Texas Magic BBQ and that he has applied for a liquor permit that he should have soon. Fiscal Officer Long inquired about the liquor license and stated that it was his belief that the Village does not have any licenses available. Mr. Friel stated that the inspector had been out and that it should be a done deal very soon.

Mayor Sandine stated that there are 3 options to resolving the issue. 1) Council can rezone the entire village center as business district 2) Move ahead with draft zoning code revisions and include the rezoning of one lot. 3) Owner can initiate petition to rezone the property in question. Mr. Friel and Mr. Gantzer will meet with Mayor Sandine this Friday to discuss further.

Mayor Sandine stated that he presented zoning code changes to Council at the last meeting and asked if anyone had any questions. Mayor Sandine stated that now would be the time to change the Village Center to Business District. Charles Finks believes that there are pro's and con's to such a change. He stated that the pro's would obviously include encouraging business growth, but that one con would definitely be parking.

Charles Finks moved to refer the idea to Public Works Committee for further consideration.

Second by Terri Gilmore.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Mayor Sandine stated that the owner of the property across from Wagnalls Run on Washington Street would like to annex into the Village. Mayor Sandine stated that it is the owners intent to open a Vet Hospital at this location. Mayor Sandine stated that the owner would like to split the property in two, leave it is as agri/residential. Mayor Sandine stated that the Village will need to hold a public hearing on the proposed zoning code changes. Fiscal Officer Long stated that he would co-ordinate the date and time and let Council know.

Ordinance # 13-04 Third Reading

An ordinance accepting the annexation of certain property being 5.371+- acres, 5.05+- acres, .57+- acres, and 1.009+- acres, pursuant to RC 709.023(D) as submitted November 17, 2003.

Mayor Sandine asked if anyone had any comments, questions, or concerns regarding Ordinance # 13-04. None heard.

Charles Finks moved to approve Ordinance # 13-04.

Second by Michael Long.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Resolution # 04-04 Third Reading

A resolution in the matter of an agreement with the Village of Lithopolis for Road Maintenance on a described portion of Lithopolis Road NW.

Mayor Sandine asked if anyone had any comments, questions, or concerns regarding Resolution # 04-04.

None heard.

Terri Gimore moved to approve Resolution # 04-04.

Second by Linda Deem.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Mayor Sandine stated that the Fridley property appraisal came back at \$ 210,000 and asked for everyone's thoughts. Council Member Terri Gilmore stated that she is a realtor and believes that the Village should have a realtor if they decide to move forward. Mayor Sandine stated that he believed the Village solicitor could act as our realtor. Solicitor Browning stated that he would find out if that is the case. Terri stated that she would like to see the actual appraisal so that she could go through it and review it. All Council members stated that they were okay in waiting until the June meeting to make a decision regarding purchasing the property.

John Grosse from RD Zande arrived.

John stated that the new water tank is not going to be ready when the new plant goes online, therefore the Village will need to rely on the old tank until the new one is ready. John stated that it doesn't appear that the electricity at the old tank is hooked up and that it will need to be in order to get it online with the new plant. John provided Council with a written status of all Village projects.

Mayor Sandine stated that we need to rewrite the agreement for the easement on the tower property. He stated that the easement reads that it is a 20' easement, but it needs to be 30'. Eric stated that allegedly the Township notified the School Board that they couldn't grant an easement through a structure such as the concession stand located on the property in question and that a variance would be required. Mayor Sandine stated that he spoke with Regional Planning and they stated that no variance is required. Mayor Sandine stated that the School Board is to get some papers over to him and we would go from there. He stated that he spoke to Board Member Mike Allen and that Mike stated that it is not the School Boards intent to stall the project, that they just want to make sure that they are covered. Mayor Sandine stated that he replied to Canal Winchester regarding increasing the village's wastewater limit and hasn't heard back from them yet.

Council Member Linda Deem stated that the Village Market this week will have a Health Fair theme and that she is trying to plan a July arts fair.

Council Member Charles Finks stated that we need to begin the process of renaming the portion of Lithopolis Road that recently annexed so that it would become Columbus Street.

Michael Long moved that Council adjourn.

Second by Charles Finks.

Vote: Ayes: Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****