**The Byesville Village Council met in Regular Session on Wednesday, August 25, 2021, at 5:30 pm, at Village Hall.**

**Those in attendance included Mayor Jay Jackson, Village Administrator Brennan Dudley, Village Solicitor Bill Ferguson and Fiscal Officer Angela Gombeda**

**Mayor Jackson led The Pledge of Allegiance.** **Administrator Dudley offered a prayer.**

**Roll Call: p. – Warner, p. – Haren, p. – Port, p. – Kenworthy, a. – Neff, p. – Albright**

**Motion to Excuse Mr. Neff for personal reasons: Haren 2nd: Port**

**Yea (5) Warner, Haren, Port, Kenworthy, Albright**

***Guest:***

**Mrs. Rost – 102 Sequoia Drive** – Mrs. Rost asked for clarification on the previous meeting. She thought that someone had mentioned a meeting with FEMA and she was asking if it was in regards to greenspace or shielding. It was stated that there had not been a meeting with FEMA and Mrs. Rost said that she must have misheard or misunderstood.

**Brad Dudley – RHS Board** – Mr. Dudley attended the meeting to update council on the projects going on at Rolling Hills School District. He stated that they will be working on a $5M Student Health & Activity Center that will be bid out in the next few months and should hopefully be completed by Fall 2022. They are also working on the design for the new school, which the design phase will take about a year and an additional two years for the building part of the project of the elementary and middle school additions to the current high school. This will place all schools under one roof. The state share of this project is $21.9M and the local share is $32M. Most of the local share will be covered by the power plant. The schools will have a RENEWAL levy for operating expenses. The levy WILL NOT cover any of the building costs.

***Clerk:***

Councilman Haren made a motion, seconded by Councilwoman Warner to approve the July 28, 2021, meeting minutes, as presented.

Yea (5) Warner, Haren, Port, Kenworthy, Albright

Councilman Haren made a motion to approve the bills, seconded by Councilman Kenworthy.

\*Mrs. Warner asked if Mr. Kenworthy could confirm as to whether the ordinance regarding the fire department needing to obtain prior approval had ever been changed or updated. Mr. Kenworthy stated that he did not believe that it had, it had been discussed, but not done. Mrs. Warner stated that she felt that it should be taken to Legislative Committee to discuss changing the current ordinance. Mr. Kenworthy commented that he would address it during committee reports.

Yea (5) Warner, Haren, Port, Kenworthy, Albright

***Administrator:*** Presented by Brennan Dudley

**Water Operations**

**Routine Maintenance and Operation:** Clean and maintain sediment basins, maintain chemical levels, ensure proper backwash and operation of pressure filters and UF units.

**Waterline Projects:** E Spruce is approximately 85% complete. We will need to complete individual connections and resurface the roadway.

**Distribution:** Disconnects/reconnects, OUPS tickets.

**Wastewater Operations**

**Routine Maintenance and Operation:** Pressing and composting as scheduled, routine, and preventative maintenance as scheduled.

**GPS Wastewater line:** Phase III is 85% complete. Awaiting delivery of the lift station.

**Clarifiers:** Village personnel have now completed the annual maintenance on both units.

**Street**

**Routine Maintenance and Operation:** Clean catch basins and culverts, repair leak holes, sweep streets, assist distribution crew as needed.

**Glass Ave:** 99% complete. The contracted portion of the project is complete, and the roadway is open. We are assessing options for sidewalk, curb, fencing.

**Paving Prep:** Village personnel have been prepping roadways for resurface. We are planning on resurfacing Seneca St on Friday 8/13. We will continue to prep and resurface roadways throughout the month of August.

**Salt Bid:** The results on the State sponsored bid are $67.84 per ton for Guernsey County participants. This is considerably lower than previous years. ($88.57 per ton in 2019)

**Misc. Work:** Maintain streets, repair, clean, maintain equipment and facilities, patch holes as material is available. Clean, jet, and repair culverts and catch basins.

**General Administration**

**Routine Administrative Functions:** Oversee operations at the Street, WTP and WWTP departments, review and sign PO’s and invoices, H.R. functions, payroll preparation, work cooperatively with the Mayor, Fiscal Officer, Income Tax, Utilities Clerk, Park Liaison, Building Inspector, Village Council, Police and Fire to ensure the day-to-day operation of the Village.

**Zoning:** 1 Fence.

**Rasor’s Restroom:** Project is 99% complete. Appurtenances are installed and functional. Final inspection has been completed. We want to install a splash guard material to protect the walls. This should be complete by the end of the week.

**One Water Conference:** Jim Moore and I attended the One Water Conference in Cincinnati 7/26 -7/29. The conference included trainings that count toward our required contact hours for our OEPA certifications.

**Opioid Settlement:** We need to pass a resolution this evening submitted by Mr. Ferguson. Mr. Ferguson will have more information in his report.

**ARPA Funds:** Non-entitlement municipalities reduced by the state and given to the townships. We were originally planned to receive $460,000 ($230 x2); the amount has now been reduced to $246,000 ($123 x 2). I have been in contact with the Jackson Township Trustees to request a portion of the Township funds ($280,000) to be spent in Byesville. More specifically on water and sewer projects such as the S 2nd Street waterline and the Marietta Rd sewer line extension. I am awaiting a response to our request.

**Liability Insurance Renewal:** PEP provided a quote of $60,020. This is an increase of approximately $12,000 over last year. The Ohio Plan opted not to provide a bid this year. According to PEP, the increase is due to nationwide losses on property underwriting.

**SAM Renewal:** I completed the renewal of our SAM registration. SAM is the process by which we receive Federal funds including Federally backed grants. The process must be completed annually.

**FCC Renewal:** Performed the renewal of a Fire Department licensed frequency. This license must be renewed every 10 years.

**Executive Session:** For Personnel

***Mayor:*** Presented by Mayor Jackson

We are continuing to work on economic development. The trail project has been approved to move forward and we are preparing to place it out for bid. MVHC will be setting up their mobile unit at the fire department on August 24th. They will be there to provide services to residents. We will also have a worker through Cedar Ridge that will be here to help in various areas on things that need to be completed in the village. We are beginning to work on Fall Beautification. You should have a packet at your place regarding junk vehicles that I would like to be placed with the Legislative Committee to help continue code enforcement efforts.

***Park:*** ---

***Fire/EMS:*** Asst. Fire Chief Bacon: There was a fire the other night/morning in which we needed to use the village’s backhoe. Mr. Bacon stated that Engine 107 had been out for repair, but is back. The air conditioner was out and had a complete rebuild. \*Mrs. Warner said that she would like to make a comment regarding Mr. Bacon stating to her that she does not have access to the Fireman’s Association’s financial records. She informed Mr. Bacon that she contacted the Ohio Inspector General’s office, Ohio Attorney General’s office, as well as the Secretary of State’s office and they stated that she does in fact have access, that she would need to fill out a full disclosure 990 form. Mr. Haren stated that particular form would cover January 1-current day as a whole, not the breakdown of the fireman’s festival. Mrs. Warner said that was explained to her, but she just wanted to make them aware that there were ways for her to gain the access that she had requested. Mrs. Warner also addressed Mr. Dudley stating that she had spoken to him and that he had told her he would ask the Association’s Treasurer to provide those figures for her. He stated that they were not complete as of yet, but he had no problem disclosing that information. He did state that he would have to get permission from the Association to do so. Asst. Chief Rice stated that EMS is working with Jeff Wheeler to cover the home football games and will also be doing the fair coverage on Wednesday and Saturday of the Guernsey County Fair. Mrs. Warner asked if the EMS members would be assisting MVHC when they had the mobile unit set up at the fire department. Mr. Rice stated that they could be available if MVHC would need or request their help.

***Solicitor:*** Mr. Ferguson stated that he had an ordinance that would need to be passed as an emergency due to the deadline being Saturday. This ordinance will allow the village to participate in the lawsuit against opiate manufacturers.

***Village Services:*** ---

***Finance:*** Mrs. Warner asked if Mayor Jackson had purchased laptops for the virtual meetings. Mayor Jackson stated that he had not.

***Police*:** Chief Dolan did not have a report, but stated he was able to answer any questions that council may have for him.

***Legislative***: Mr. Kenworthy scheduled a Legislative Committee meeting for Tuesday, August 17, 2021 at 4:30pm.

Mr. Kenworthy presented the following legislation:

Ordinance 2021-17 An Ordinance Establishing a Recruitment, Retention, and Response Incentive Program for the Village of Byesville Volunteer Fire Department

Mr. Albright stated that he would like to table this matter until after the Legislative Committee Meeting.

Motion to Table: Albright 2nd: Warner

Yea (3) Warner, Albright, Kenworthy

No (2) Haren, Port

Ordinance 2021-18 An Ordinance Amending Chapter 551 of the Codified Ordinances of the Village of Byesville

Motion to Pass: Warner 2nd: Albright

Yea (5) Warner, Haren, Port, Kenworthy, Albright

Ordinance 2021-20 An Ordinance Authorizing the Village to Participate in the Proposed Litigation in the Opioid Settlement

Motion to Suspend the Rules: Albright 2nd: Warner

Yea (5)– Warner, Haren, Port, Kenworthy, Albright

Motion to Pass: Albright 2nd: Warner

Yea (5)– Warner, Haren, Port, Kenworthy, Albright

***Additional Business:***

**Kenworthy: ---**

**Neff:** ---

**Albright: Mr. Albright asked who would be completing the sidewalks and other work that needed finished up at the Glass Ave. project. Mr. Dudley stated that was not part of the original contract and they will be meeting with contractors to complete the rest of the work.**

**Warner: Mrs. Warner wanted to commend the street department guys for working out in the 90 degree weather while working on the asphalt to complete the paving jobs.**

**Haren: Mr. Haren asked to have it on the record that he has requested Mrs. Warner no longer discuss the Fireman’s Association in council meetings due to the Fireman’s Association not being part of council matters.**

**Port: Mr. Port thanked Mr. Bacon for helping to figure out the issue with the video conferencing equipment. He stated that the CIC meeting is coming up, so he will have a report at the next meeting. There will also be a movie night and Michael Mac at the park on August 28, 2021.**

**Media: ---**

Mayor Jackson requested a motion to enter executive session for personnel matters.

Motion to Enter Executive: Kenworthy 2nd: Port

Yea (3) Haren, Port, Kenworthy

Abstain (1) Warner

Mr. Albright stated that it could not be considered a personnel matter because the employee in question is no longer with the village. Mrs. Warner asked Mr. Ferguson for clarification and he stated that the executive was requested in order for administration to provide a report on a personnel matter. He stated that if council did not feel that it was a personnel matter, he would advise administration not to provide a report at this time. Mr. Ferguson stated that the matter could not be discussed publicly. At that time, Mr. Albright excused himself without voting.

***Executive Session: 6:18pm***

***Return to Regular Session: 7:18***

***Meeting Adjourned***:

Motion to Adjourn: Kenworthy 2nd: Warner

Yea (4) Warner, Haren, Port, Kenworthy

Meeting Adjourned: 7:18

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**Mayor Jay Jackson**

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**Minutes prepared by Village Fiscal Officer, Angela Gombeda**