**RECORD OF PROCEEDINGS**

Minutes of The Regular Meeting

Held June 11, 2018 @ 7:00 P.M.

Council met in Regular session with all Councilmembers present, except Andrew Zartman.

Guests Present: Aden Baker, Paulding Progress; Matt Miller, Solicitor.

The Minutes from the May 30, 2018, meeting were read, and approved as read.

**EMS:** Coordinator Schuerman was present and reported to Council that there were 8 runs in May, and there have been 2 runs made in June with one missed run on a Thursday night that went to Antwerp.

Coordinator Schuerman stated that Squad 54 is out of service due to the front Vista screen being so dim that it can’t be seen. The cost of fixing the screen will be $1230 plus $190 for programming. Additional problems with the squad are: the auto eject does not work ($401 to fix, $142 in labor), and the inverter randomly shuts off ($1437 to fix, $95 in labor). Total approximated costs to repair everything is $3500. The Fiscal Officer stated she would need to appropriate the money and it wouldn’t be available until after the next Council meeting. However, the Council did not want the squad out of service for that length of time due to it being an emergency vehicle, so they gave approval for Coordinator Schuerman to make the appointment to fix the squad prior to the approval of a resolution and Auditor’s Certification.

Coordinator Schuerman reported that she has 5 people from Payne signed up for the next EMS Basic Class. In addition, there is a person from Defiance that has expressed interest, meeting the six person minimum. If she can confirm the one from Defiance, then there will be a class starting at the end of June. She has one more application to submit, and stated that Fireman Travis Zartman will be taking the class. The cost per person is $1800, and the Fiscal Officer stated that $4,000 will need to be appropriated.

**Fire Department, Chief Leroy Anderson** was present and informed the Council that the hose testing has been finished. Six hoses were bad, but he won’t be replacing them as the department has enough hoses.

Chief Anderson then stated that some people in the department will be attending a class in Antwerp given by the Finley Fire Department on Wednesday, June 13th.

Chief Anderson updated Council on the MARCS radios. All radios have been installed and programmed, and he will be setting up a training with J&K to go over the use of the radios as each radio have individual unit numbers in them.

**Police Dept. Chief Miller** was not present.

**Zoning:** Inspector Tom Sinn was not present.

**Correspondence Letters:**

1. Mayor Wobler informed Council that he received an e-mail from ODOT regarding the Safe Routes to School grant application. The process has been delayed, but a decision should be made by the end of June.
2. Mayor Wobler informed Council that he received an e-mail regarding bike to school day. The Village did participate, and Councilwoman Lyons will be filling out the survey.
3. Mayor Wobler informed Council that he received a letter regarding a floodplain meeting. He forwarded the e-mail to the BPA.

**OLD BUSINESS:**

1. Mayor Wobler informed Council that AMS has filled the potholes, but some of the water cut-offs had too much stone, so they will return to complete the project.
2. Mayor Wobler gave Council an update on the Community Garden proposal, stating that he has been in contact with the Chamber of Commerce which is requesting more information for their insurance company prior to committing to the project. The idea was floated that maybe a church would sponsor it. The garden will probably not happen this year, but the Village may prepare some land in order to have a community garden next year. The Solicitor stated that should the Chamber of Commerce agree to sponsor the garden, then the Village would want to have a Land Lease Agreement for a nominal amount in order to indemnify itself against liability. The Mayor stated that the insurance company said the Village should be named as a secondary insured by any entity sponsoring the project.
3. Mayor Wobler informed Council that the Community Watch signs have been installed by a person performing community service. The speed limit and no parking signs for Brian’s Drive still need to be installed, as the Village only has one 25 mph speed limit sign.

**NEW BUSINESS:**

1. Mayor Wobler stated that Lyn Collis was sworn in as Councilwoman on June 3rd.
2. Mayor Wobler informed Council that the driveway accessing the brush pile needs to be addressed as it is extremely bumpy. AMS tried rolling it when they were here, but it was too hard. The suggestion was made to fill in the low spots with stone, and Councilman Head suggested asking the Benton Township Trustees if we could use some of their stone. The Mayor stated he would ask.
3. Mayor Wobler presented Resolution 2018-J for a second reading. This is a Resolution to Proceed regarding a Fire Department levy. President of Council, James R. Miller, read the resolution for the second time. Miller made a motion to accept Resolution 2018-J as presented, Head seconded, and the motion passed unanimously.
4. Mayor Wobler presented Ordinance 2018-5 for a second reading. This is an Ordinance establishing a 1% income tax for the Village. President of Council, James R. Miller, read the ordinance for the second time. Head made a motion to accept Resolution 2018-J as presented, Scheiner seconded, and the motion passed unanimously.
5. Mayor Wobler inquired if Council would be willing to sell the steps to the trailers on 100 S. Maple Street. It was decided to give the steps away as long as the person took all the trailer steps and not just the metal ones. The Mayor stated he talked to Ohio Gas concerning the risers on the property and they agreed to remove the risers and make the lines inactive. He then opened the bid for trailer removal. Said bid was from Upgrade Properties. The proposal was removing the trailers and supplying all the materials to rehabilitate the property for $10,999. It was decided the bid was too high and the Village will rebid the project and put ads in the paper again. Councilwoman Collis suggested calling Koharts to see if they would remove the trailers for free, and the Mayor stated he would call them to see if they would remove the trailers.
6. Mayor Wobler updated the Council on the playground equipment installation. He stated that there are only 3 spring toys left to be installed, and a border needs to be ordered for a cost of $2630. He will also be purchasing paint in order to paint some of the equipment. In addition, he will be purchasing a small television set to hook up to the cameras at the park. He has used donation money for the purchases to finish the park.
7. Mayor Wobler informed Council that he received a letter regarding Birdstone, Inc., et al, Chapter 11 bankruptcy. The letter was given to the Solicitor for review.
8. Mayor Wobler informed Council that he contacted the electric company regarding the lights at Townline and Maple; Townline and Laura; and Proxmire Drive. He also contacted the elevator regarding two of their lights being out. Doug at the elevator will call in those two lights.
9. Mayor Wobler informed Council that the Mayor Court receipts for May were $190.00.
10. Mayor Wobler read a letter from the Chamber of Commerce thanking the Village for its donation for the Christmas lights refurbishing.
11. Mayor Wobler spoke to Council regarding the S. Main St. property set aside. He would like to set aside the property at 100 S. Maple as a park. He asked if there were any suggestions for names for the proposed park. It was suggested that the Village have a naming contest in order to get the residents involved. Lyons made a motion to have a contest for the best name to use for the new park at 100 South Maple Street, Scheiner seconded, and the motion passed unanimously. The Mayor stated he has a large swing set, a small swing set, and a merry-go-round for the park. He also would like to sell the property on South Main street as a neighbor is interested in buying it. When the Village first acquired the property, it was appraised for $8,000. However, with the property being in the flood plain, the Council agreed to try to sell it for $5,000 or best offer. The Fiscal Officer mentioned the land was set aside and there may be some legal steps that will have to be done prior to selling the land. The Mayor sated he would call Mary Fitch at the ODNR and inquire about selling the property.
12. Mayor Wobler informed Council that Steve Denning approached him regarding an easement to a piece of property he is in the process of selling to the Gutterman. Mr. Denning stated the buyer intends to put a pole barn on the property and would need access to the property. However, Mr. Denning also stated that he could sell another 10 feet of property for the new owner to access the property. Council decided they would prefer Mr. Denning sell the extra land as the easement would be for access near the ball fields and they do not want there to be any issues when the ball fields are in use. Councilman Scheiner stated the new owner would probably need to acquire a variance from the zoning board in order to build a pole barn on the property.
13. Mayor Wobler informed Council about the electric pole that was damaged by the wind at the park. There was a breaker box and light also on the pole. A claim has been started for the damaged pole, and Treece Electric is working on fixing the pole.
14. Mayor Wobler informed Council that he contacted ODOT regarding the installation of a guardrail at the end of West Merrin Street per the Solicitors advice, but he has not heard back from them yet.
15. Mayor Wobler informed Council that he received a contract for MacAllister Machinery Company to perform the annual maintenance on the generators. Miller made a motion to accept the contract for the annual maintenance on the generators, Collis seconded, and the motion passed unanimously.
16. Councilwoman Lyons requested approval to purchase reflective stickers for the Neighborhood Watch posters that will be given to the registered safe houses. Head made a motion to purchase 50 stickers for a cost of around $35.00, Scheiner seconded, and the motion passed unanimously.

The Solicitor was given the floor and stated that he has been checking into Frontier’s claim to be able to charge the Village buyout fees when the Village cancels their Frontier services. He said a representative at Frontier stated that the Village has been with them since 1968, and a renewable contract was signed by a Rodney with no known last name. The Solicitor stated he does not believe Frontier can legally charge the Village the buyout fees, but will ask Frontier to waive the fees once the Village cancels their service.

**Good and Welfare:**

1. Mayor Wobler suggested using the name of Payne Helping Hands for the community volunteer workers group. Council agreed.
2. The Mayor and Council would like to thank Winston Gross for his 25 years of service as the Village’s Water Superintendent.

Scheiner moved to pay the bills, Miller seconded and the motion passed unanimously.

Miller moved to go into executive session for personnel and legal reasons at 7:45 p.m., and Scheiner seconded. The motion passed unanimously.

Lyons moved to go back into regular session at 8:36 p.m., and Head seconded. The motion passed unanimously.

With no further matters to discuss, Miller moved to adjourn, Scheiner seconded, the motion passed unanimously, and the meeting adjourned at 8:36 p.m.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor Steve Wobler Fiscal Officer, Zoe McMaster