**RECORD OF PROCEEDINGS**

Minutes of The Regular Meeting

Held May 22, 2023, @ 7:00 P.M.

Council met in Regular session with Austin Scheiner, Jason Hower, Nance Speice, Kevin Wannemacher and Allen Wobler present. Lora Lyons and Jennifer Zartman were absent.

Guests Present: Police Officer Kyle Wobler, Jim Munger from McDonalds’ Design & Build and Jim Caswell, applicate for the Class 3 Laborer position with the Village.

The Minutes May 8, 2023 meetings were read. Councilman Wobler a motion to approve the minutes. Councilman Hower seconded and the motion passed unanimously.

Mayor Scheiner welcomed Jim Munger from McDonalds’ Design & Build. Jim reported to Council that his crew began repairing the front of the Village Hall. Jim described that more damage (rotted wood) was discovered under the sheeting than he had expected. Jim explained that his crew could repair the additional damage for no more than $4,500.00 for time and materials. Councilman Wobler made a motion to have McDonalds’ Design & Build complete the work on the front for the Village Hall for the cost of time and materials not to excced $4,500.00. Councilman Hower seconded and the motion passed unanimously.

Mayor Scheiner introduced Jim Caswell. Jim addressed Council stating that he has completed an application for the open Class 3 Laborer position with the Village. Jim gave a synopsis of his previous job experiences. Mayor Scheiner stated that he would be reviewing the applications that have been submitted and would be contacting the applicates for interviews soon.

**EMS: Coordinator Zartman** was not present. **Mayor Scheiner** reported the following to Council:

1. Coordinator Zartman was not able to attend the meeting and did not submit a report.

**Fire Department: Chief Hefner** was not present. **Mayor Scheiner** reported the following to Council:

1. There has been two runs this month.
2. Benton and Harrison Townships are not interested in purchasing the old cruiser to use as a Fire Department vehicle. Mayor Scheiner stated he wanted to table the use the old cruiser a for a few months. In the meantime, the old cruiser could be parked in different locations in the Village as a deterent.

**Police Department:** **Mayor Scheiner** reported the following to Council:

1. Chief Miller will be contacting Smally Body Shop to schedule the repair for his cruiser.

**Street:** **Mayor Scheiner** reported the following to Council:

1. The worm playground equipment that was removed to install the new playground equipment has been reinstalled. Additional mulch is needed to put around the worm. Mayor Scheiner suggested purchasing the mulch from Graber Sawmill in Grabill, Indiana. The cost is $15.75 per yard. Councilman Hower made a motion to purchase no more than $500.00 in mulch from Graber Sawmill to complete the playground area at the Village Park. Councilwoman Speice seconded and the motion passed unanimously.
2. Mayor Scheiner informed Council that Council did not make a motion to accept Tony Gonzales’ resignation at the last meeting. Mayor Scheiner stated that Tony’s last day was May 16, 2023. He had given his two week notice on May 1, 2023 .Councilman Wobler made a motion to accept Tony Gonzales’ resignation as a Class 3 Laborer for the Village effective May 16, 2023. Councilman Wannemacher seconded and the motion passed unanimously.
3. Mayor Scheiner informed Council that he has received two quotes for Evard Street. The first quote is from Jesse Noffisinger for a stone base of 20’x150’, 12” thick for $6,900.00. The second quote is from Ryan Bowman Excavating, LLC, for 200 ton of rock plus installation for $4,000.00. Councilman Wobler made a motion to accept the quote from Ryan Bowman Excavating, LLC, for up to $4,000.00 for stone and installation for Evard Street. Councilman Wannemacher seconded and the motion passed unanimously.
4. Councilwoman Speice asked about repairing the walking path at the Village Park. Mayor Scheiner stated that he could have Brooks Construction Company, Inc., give a quote on repairing or repaving the path or a roller could be rent to roll the path. No decision was made.

**Zoning: Zoning Inspector Gonzales** was not present.  **Mayor Scheiner** reported the following to Council:

1. Mayor Scheiner informed Council that Zoning Inspector Gonzales has given several verbal warnings to residents for violations. He has spoken to the resident at the corner for Oak and Gibson Streets regarding scheduling a time to move the fence that was installed on the right of way. He has been informed that a new home could be build at the corner of Townline and Gibson Streets. Zoning Inspector Gonzales has also been made aware of potential new home based business that will require a zoning variance.
2. Mayor Scheiner informed Council that the Zoning Board of Appeals (or variance committee) has lost two members that have moved from the Village. Mayor Scheiner is recommending replacing Dan Raab and Kathie Wobler with Jennifer Rust and Brian Vest. Councilman Wannemacher made a motion to replace Dan Raab and Kathie Wobler with Jennifer Rust and Brian Vest on the Zoning Board of Appeals. Councilman Wobler seconded and the motion passed unanimously.

**Committee Reports: Mayor Scheiner** reported the following to Council:

1. The Village of Payne Garage Sales will be June 2, 2023 through June 4, 2023. The sign up dealine is May 25, 2023 to be included on the map of garage sales. Maps will be available early the week of May 29, 2023.
2. Mayor Scheiner stated that additional quotes for a concrete drive a Buckeye Park are not available yet.
3. Mayor Scheiner informed Council that he received a quote from Ryan Bowman Excavating, LLC to grade and seed Buckeye Park. The quote for two days of work is $1,600.00 per day plus the grass seed and straw. Councilman Wannemacher made a motion to have Ryan Bowman Excavating do the final grade and plant grass at Buckeye Park for a cost not to exceed $4,000.00. Councilman Wobler seconded and the motion passed unanimously.
4. Mayor Scheiner informed Council that he spoke to Dee at the ODNR concerning the bleacher shades. Dee stated that for the grant, bleacher shades are not required, a pavilion built over the bleachers could be used, but she needs to be officially informed of the change. Councilman Wobler will contact Johnny Schwartz who build pavilions for the Village in 2021 for a quote on pavilions.

**Correspondence Letters:**

1. Mayor Scheiner informed Council that a letter was received from the Paulding Common Pleas Court offering the property at 214 Maple Street to the Village. However, when he called the Land Bank had already spoken for the property. The Land Bank will begin working to improve the property.
2. Mayor Scheiner stated that he will be meeting with Dylan Worden from Mid-States Solar and an attorney/accountant from the firm Dylan recommended by Zoom regarding funding. Mayor Scheiner informed Council that there are webinars about the solar panel program available May 24, May 31 and June 1, 2023. Councilman Wobler, Wannemacher and Councilwoman Speice expressed interest in attending the May 31, 2023 webinar.

**OLD BUSINESS:**

1. Mayor Scheiner informed Council that the LMI Survey results are expected tomorrow. He will forward the results to Council.
2. Mayor Scheiner corrected a statement made at the May 8, 2023 meeting. The garbage rates increased from $10.00/month to $10.95/month not $10.10/month as he stated at the May 8, 2023 meeting. Councilwoman Speice made a motion to accept the increase the garbage rate to $10.95/month. Councilman Wannemacher seconded and the motion passed unanimously.
3. Mayor Scheiner explained to Council that the 1.7 Mill Fire Levy that can be placed on the ballot in November would generate approximately $24,700.00 this year for the Fire Fund.
4. Because Councilman Wannemacher and Fiscal Officer Rhonda Stabler were unable to meet before the meeting, Mayor Scheiner delayed the Credit Card Compliance until the June 12, 2023 meeting.

**NEW BUSINESS:**

1. Mayor Scheiner informed Council that RITA has sent the non-filing program authorization. The Village has participated in the letter only program in the past. A letter and administrative subpoena program is also available. Mayor Scheiner recommended remaining with the letter only program because the collection rate for the Village is very good. Councilman Wannemacher made a motion to remain with the RITA letter only non-filing program. Councilman Hower seconded and the motion passed unanimously.
2. Mayor Scheiner presented Council with an Indigent Burial Agreement between the Village and Dooley Funeral Home that is retroactive to January 1, 2023. After reviewing the agreement, Councilman Wobler made a motion to accept the Indigent Burial Agreement between the Village and Dooley Funeral Home. Councilman Wannemacher seconded and the motion passed unanimously.
3. Mayor Scheiner discussed the open Class 3 Laborer position with Council. Mayor Scheiner explained that Gavin Taylor the part-time Street Department employee applied for the job in November when Tony Gonazles was hired. Gavin is still interested in the full-time Class 3 Laborer position. Mayor Scheiner stated that since Gavin has been performing very well as a part-time employee, he is recommending hiring Gavin as the full-time Class 3 Laborer position at $15.44 per hour with a six-month probationary period. Councilman Hower made a motion to hire Gavin Taylor for the Class 3 Laborer position at $15.44 per hour with a six-month probationary period. Councilman Wannemacher seconded and the motion passed unanimously. Mayor Scheiner stated that the BPA is interested in hiring a part-time employee. Mayor Scheiner said since Gavin would now be full-time, a part-time Street Department employee would also be needed. To make the position more attractive, Mayor Scheiner suggested adding one employee who would work 20 hours for the Street Department and 20 hours from the Water/Sewer Department. He added that the BPA had already approved adding a 20 hour position paid from the Water/Sewer Fund. Councilman Wannemacher made a motion to add a position that would work 20 hours for the Street Department and 20 hours for the Water/Sewer Department. Councilman Hower seconded and the motion passed unanimously.
4. Mayor Scheiner introduced Resolution 2023-H, a resolution requesting the County Auditor to certify to the Village of Payne the total current tax valuation of said Village and the dollar amount of revenue that would be generated by 1.7 mill for a replacement levy for the operation of the Village’s Fire Deparment and declaring an emergency. Councilman Wobler made a motion to suspend the rules. Councilwoman Specie seconded and the motion passed unanimously. Councilwoman Speice read Resolution 2023-H. Councilman Wobler made a motion to adopt Resolution 2023-H. Councilman Wannemacher seconded and the motion passed unanimously.
5. Mayor Scheiner introduced Resolution 2023-I, a resolution of necessity to levy a replacement tax in excess of the ten-mil limitation for the purpose of the operation of the Village’s Fire Department and declaring an emergency. Councilwoman Speice made a motion to suspend the rules. Councilman Wobler seconded and the motion passed unanimously. Councilwoman Speice read Resolution 2023-I. Councilwoman Speice made a motion to adopt Resolution 2023-I. Councilman Wannemacher seconded and the motion passed unanimously.
6. Mayor Scheiner informed Council that he will be on vacation June 12-16, 2023.

**BPA: Mayor Scheiner** reported the following to Council:

1. The Plainfield Drive Waterline Replacement project is complete. There was an overage of $6,246.83.

**Good and Welfare:**

Mayor Scheiner and the Village of Payne Council would like to thank the Paulding County Master Gardeners for the beautification work at the Village Park. Mayor Scheiner and the Village of Payne Council would also like to thank Councilwomen Lyons and Speice and Mary McCollum for planting flowers in the flower pots in the downtown area.

Mayor Scheiner and the Village of Payne Council would like to thank Street employees Tony Gonzales and Gavin Taylor, Water/Sewer employee Brant Heck, Councilman Jason Hower, Brophy for their time and assistance in installing the new playground equipment and mulch at the Village Park.

Mayor Scheiner and the Village of Payne Council would like to thank the residents of Merrin and Oak Streets for their participation in the LMI Survey by completing the surveys and the Councilmembers and BPA who went door to door to complete the surveys so that the information could be submitted by the deadline.

Councilman Wannemacher made a motion to accept the financial reports as presented by the Fiscal Officer. Councilman Hower seconded the motion, and the motion passed unanimously.

Councilman Wannemacher moved to approve the payment of bills presented, Councilman Wobler seconded, and the motion passed unanimously.

With no further matters to discuss, Councilman Wobler moved to adjourn, Councilman Wannemacher seconded, and the motion passed unanimously, and the meeting adjourned at 8:22 p.m.

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Mayor Austin Scheiner Fiscal Officer Rhonda Stabler