

MALVERN VILLAGE REGULAR COUNCIL MEETING

September 5, 2023

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Meeting opened with the Pledge of Allegiance.

ROLL CALL: Mayor DeLong, Burgess, Wackerly, Thompson, Hubbard and Holmes were in attendance. Craig DeLong was absent. Kaltenbaugh and Neading were in attendance and Murdock attended via Zoom.

Motion by Holmes, second by Wackerly to approve the minutes from the regular meeting of August 21, 2023. All council members approved.

CITIZEN COMMENTS:

LEGISLATURE:

Motion by Wackerly, second by Hubbard for the third reading of Ordinance 3-2023, An Ordinance setting forth the conditions a property owner(s) outside the Village must meet to obtain water service from the Village, including but not limited to annexation into the Village of Malvern, Carroll County, Ohio. All council members approved. Motion by Wackerly, second by Hubbard to adopt Ordinance 3-2023. All council members approved.

Motion by Burgess, second by Hubbard for the third reading of Ordinance 6-2023, An Ordinance adjusting the water rate for calendar 2024 inside and outside the corporate limits of the Village of Malvern, Carroll County, Ohio. All council members approved. Motion by Burgess, second by Hubbard to adopt Ordinance 6-2023. All council members approved.

Motion by Burgess, second by Holmes to suspend Rule 731.17 for Resolution 2023-19 and Resolution 2023-20. All council members approved.

Motion by Burgess, second by Holmes to adopt Resolution 2023-19, A Resolution authorizing a Roadway Use and Maintenance Agreement for Horizontal Drilling Projects and Infrastructure with EOG Resources, Inc. regarding Lee Road NW and authorizing the Mayor to sign the Agreement on behalf of the Village of Malvern, Carroll County, Ohio. All council members approved.

Motion by Burgess, second by Holmes to adopt Resolution 2023-20, A Resolution authorizing the mayor of the Village of Malvern to prepare and submit an application to participate in the Appalachian regional commission and/or Ohio governor's office of Appalachia programs and to execute contracts as required. All council members approved.

PARK: Hubbard discussed that everything is good for Dancing in the Park.

Kaltenbaugh asked if the vendors were going to be setup in the space near the electrical box. Burgess was unsure.

Thompson asked what time Dancing in the Park was going to start, she had not seen a printed schedule. Neading verified times were noon to 11:00 PM based on information from MCDF's website. She also asked if the mud under the parent/child swing had been remedied, DeLong had asked the Service Department to resolve the issue. Thompson asked if Linda could be ordered bug spray, the mosquitos in the park are getting worse. Neading will order the spray.

FISCAL OFFICER/TAX DEPARTMENT: Neading provided council with RITA report, Appropriation, Revenue, Fund Status, Revenue, and Payment reports as of 9/5/2023. She also discussed that she has been working with Pam Ewing on grant applications and information for the Phase 2 Waterline Project. Neading discussed the State audit and reported that it was complete with no significant findings. The draft report was prepared, but the audit was not public until it was finalized. Neading asked council if they wanted a formal exit meeting with the auditor. Council agreed that it would not be necessary.

VILLAGE ADMINISTRATOR: Kaltenbaugh noted that the park was ready for Saturday's Dancing in the Park. He also discussed the Service Department has been patching holes throughout town. They have helped the Sheriff's Department with the trucks getting hung up in town. Kaltenbaugh further discussed that he has heard a lot of complaints regarding the Waterline Project. He explained that the Village needed new lines and that he understands the process has been difficult but there is nobody to blame. The project

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overall was more difficult than anticipated, there are many bad valves and re-routed water that has made the project longer and more difficult than originally anticipated. He further discussed that it is not Council or the Mayor's fault. He also reiterated that the project was very necessary for the town. Kaltenbaugh has asked Tucson to fill holes daily, but he does not believe they have kept up with keeping the holes filled. Kaltenbaugh noted that the project is nearing completion. He further discussed that when the Village does large projects they have to be bid out. The Village has to accept the lowest bid, unless there is a major known issue with the company or a significant reason that the bid should not be accepted. He expressed that Tucson is a good company, but our lines have been extremely difficult. Kaltenbaugh discussed that in the park all of the lighting and electrical has been checked and is working properly. He discussed Sycamore Road and reported that EOG is going to provide funding for the road to be paved. At this point it is still not clear who is responsible for the road, and that at the end of the legal determination, whoever is responsible is starting with a new road. EOG provided the funds to Brown Township as they had the quotes and company to complete the work. Kaltenbaugh noted that Albers and Albers has completed their legal review of the annexation of Sycamore Road and the decision is with the courts now. Kaltenbaugh also discussed that the Service Department has had more overtime than usual. There is a communication issue between the water tower and the water plant. They are checking levels outside of normal working hours to ensure that everything is operating as it should. Kaltenbaugh would like to speak with the State regarding the lighting on the bridge being an issue due to the re-routed trucks as part of the State bridge project. He also noted the bridge seems to be getting rougher, but Kiehl and Wise from the county have been out several times to ensure that it is safe and in good operational condition. Kaltenbaugh received a call from OMEGA regarding a grant for Phase 2, we have re-opened Phase 2 currently and are seeking grant funds that are currently open in an effort to fund the project.

Thompson asked if mosquito spraying would be completed prior to Dancing in the Park. Kaltenbaugh will have the Service Department complete the spraying prior to Saturday.

Wackerly discussed that the Cherry Street property with the water issue has not been resolved. Kaltenbaugh will contact the property owner. He believes prior to his time, the lines had been cleaned out using the Vac-truck.

Burgess discussed a water pressure issue on Locust. Property owners are complaining about low pressure. She further explained that one property owner had upgraded their lines and it still did not resolve the issue. Kaltenbaugh will look into the issue.

MAYOR: DeLong discussed the gas/oil leak in the park and noted that it has been repaired. He reported that the results of the Status Control Radio study, for the communication from the water tower to the plant, are not back yet. He discussed that the gravel has been put down in the municipal parking area behind the Fire Station. He further discussed that the parking is for business use/access, not for overnight parking. He was contacted by AEP regarding the article in the paper following the last meeting. They would like a listing of street lights that are out throughout town including the location and tag numbers. DeLong has not heard back from the Township regarding the burial plot. He discussed that RCAP was in town checking lines that would fall within Phase 2. They are looking for lead lines, and if they find any they can be replaced using grant funding at no cost to the property owner. If they are not identified by RCAP at this time, it will be an expense to the property owner if new water lines are installed.

COUNCIL: Holmes discussed the Sheriff needing to be more involved with the traffic control through town. He witnessed a car passing other cars going down Porter Street. He also discussed the Wallace property and noted that it had been mostly cleaned up and looks better.

Wackerly asked to clarify the Ambulance call to the Service Garage for the medical emergency for the Cintas employee. It was further discussed that it took 31 minutes for the ambulance to reach the garage. The Cintas supervisor was able to make it from Canton to the garage before the ambulance made it. It was also clarified that the medical emergency was due to unknown causes.

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FINANCE: Motion by Burgess, second by Hubbard to pay the village bills from the appropriate funds for \$112,585.65 pre-approved by the Finance Committee 8/31/23 and \$2,622.35 on 9/5/23. Also, \$8,871.43 in payroll pre-approved by the Finance Committee and paid 8/31/2023. All council members approved.

QUESTIONS:

ADJOURNMENT: Motion by Thompson, second by Hubbard to adjourn. All council members approved.

Next regular council meeting will be Monday, September 18, 2023 at 7:00 p.m. at the Malvern Village Hall.

Mayor

Fiscal Officer