

VILLAGE OF MADISON
Regular Council Meeting
October 24, 2022

RECORD OF PROCEEDINGS

Mayor Britton called the meeting to order at 7:04PM.

Mayor Britton invited all in attendance to join in the Pledge of Allegiance to the Flag. Mayor Britton requested that everyone observe a moment of silence. Council Members Mr. Adams, Mr. Donaldson, Ms. Drown, Mr. Lee and Mr. Vest were in attendance. Also in attendance were Administrator Mr. Bailey, Law Director Mr. Szeman, Fiscal Officer Kristie Crockett, Village Engineer Eric Haibach and Chief of Police Troy McIntosh.

MINUTES

Mayor Britton announced minutes to be approved for the Council Meeting held on September 26, 2022.

Motion for approval made by Mr. Vest, seconded by Mr. Adams.

Questions/Discussions – None

Roll call on approval, 5 years. Motion carried.

PUBLIC HEARING: None

FIRST HEARING OF PERSONS BEFORE COUNCIL: None

PAY ORDINANCE

Mayor Britton presented Pay Ordinance No. 2473: \$111,667.98 for payroll and \$142,647.72 for current and upcoming expenses, for a total of \$254,315.70.

Motion for approval made by Mr. Adams, seconded by Mr. Lee.

Questions/Discussions – None

Roll call on approval, 5 years. Motion carried.

OLD LEGISLATION: None

NEW LEGISLATION:

ORDINANCE NO. 22-2022: AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO SECTION 131.05 TO ADJUST PAY GRADE COMPENSATION LEVELS. (1st Reading)

Administer Bailey explained that there were a few employees that bumped the top of the pay grade scale. Each grade had the top rate scale raised by 10%.

Motion for suspension made by Mr. Vest, seconded by Mr. Lee.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

Motion for passage made by Mr. Adams, seconded by Mr. Donaldson.

Questions/Discussion: Administrator Bailey explained that this legislation gives more latitude within the pay grade.

Roll call on the motion: 5 yeas. Motion carried.

ORDINANCE NO. 23-2022: AN ORDINANCE AMENDING ORDINANCE NO. 23-1985 TO AMEND THE BY-LAWS OF THE MADISON RECREATION DISTRICT TO REDUCE THE NUMBER OF TRUSTEES FROM NINE TO SIX. (1st Reading)

Law Director Szeman provided a brief recap of what Mr. Frager presented at the last meeting regarding MJRD. The MJRD has challenges trying to fill the number of board positions and felt that it would be advantageous to have fewer trustees. He also explained that the current legislation states that an elected official from each body (Madison Village, Madison Township and the Madison Local School District) serve on the MJRD. With the new legislation, instead of mandating this, it would be up to each body to determine if they would like someone to sit on the board of the MJRD as opposed to having no choice to sit on the board.

He stated that if Council enacts this legislation, a copy of it will be sent to Madison Township and the Madison Local School District for their independent action. Unless all three communities agree, there will not be an effective amendment to the current by-laws. He verified that the MJRD's Treasurer is bonded.

Motion for suspension made by Mr. Vest, seconded by Mr. Donaldson.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

Motion for passage made by Mr. Lee, seconded by Mr. Adams.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

ORDINANCE NO. 24-2022: AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 14-2006, AS AMENDED, TO MODIFY THE FEE STRUCTURE FOR CONCRETE FOOTERS AT FAIRVIEW CEMETERY, AND DECLARING AN EMERGENCY. (1st Reading)

Administrator Bailey explained that the price of concrete has doubled.

Motion for suspension made by Mr. Vest, seconded by Mr. Donaldson.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

Motion for passage made by Mr. Lee, seconded by Mr. Donaldson.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

ORDINANCE NO. 25-2022: AN ORDINANCE PROVIDING FOR ADDITIONAL PERMANENT APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS FOR THE CURRENT EXPENSES AND FOR OTHER EXPENDITURES OF THE VILLAGE OF MADISON, OHIO, FOR THE PERIOD BEGINNING JANUARY 1, 2022 TO AND INCLUDING DECEMBER 31, 2022, AND DECLARING AN EMERGENCY. (1st Reading) (\$14,481.00 Façade Improvement Program)

Administrator Bailey explained that this is CDBG grant money that was awarded two years ago, the work was just completed.

Motion for suspension made by Mr. Vest, seconded by Ms. Drown.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

Motion for passage made by Mr. Lee, seconded by Mr. Adams.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

ORDINANCE NO. 26-2022: AN ORDINANCE PROVIDING FOR ADDITIONAL PERMANENT APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS FOR THE CURRENT EXPENSES AND FOR OTHER EXPENDITURES OF THE VILLAGE OF MADISON, OHIO, FOR THE PERIOD BEGINNING JANUARY 1, 2022 TO AND INCLUDING DECEMBER 31, 2022, AND DECLARING AN EMERGENCY. (1st Reading) (\$56,750.00 to secure order to 2023 Dodge Charger for the Police Department)

Chief McIntosh explained that 2023 will be the last year for the Dodge Charger's for police sedans. He doesn't think that there are any other sedan's available and will be forced into SUV's. He stated that if we want a Charger, it needs to be ordered now in order to secure it. He explained that this car would be in next year's budget, upon approval, the vehicle would be ordered in the spring. He is asking for approval of the vehicle now, so he can order the last year of the Charger. He stated the alternative to this is to put a vehicle in next year's budget. However; he doesn't think he would be able to get the Charger, we would have to go to a Ford Explorer.

Fiscal Officer Kristie Crockett explained that the monies would be encumbered, as 2022 dollars, to the vendor that is on the purchase order. The money is held and will be carried over into next year. The physical check will not be cut until the car arrives.

Chief McIntosh stated that if approved, the monies would be taken out of the Police Department's 2023 budget in order to place the order.

Councilman Vest stated that he is not in favor of spending money out of this year's budget because it will make the carryover less.

Discussion took place regarding the number of police vehicles and the number of full- time officers.

Mrs. Crockett stated that if this ordinance is approved, regardless of whether or not the purchase order is approved she has to appropriate the dollars into the budget.

Motion for suspension made by Mr. Lee, seconded by Mr. Adams.

Questions/Discussion: None

Roll call on the motion: 4 yeas. 1 nay. Mr. Vest voted no. Motion carried.

Motion for approval made by Mr. Donaldson, seconded by Mr. Adams.

Questions/Discussion: Councilman Adams stated that the Village Officer's are very fortunate to have nice equipment, he feels that purchasing new vehicles is the price of doing business.

Chief McIntosh wanted to make it clear that this vehicle is not an additional vehicle, it is a replacement vehicle for one of the older models so we stay at seven vehicles.

Roll call on the motion: 4 yeas. 1 nay. Mr. Vest voted no.

PURCHASE ORDERS AND OTHER APPROVAL PERMITTED BY MOTION:

A purchase order in the amount of \$2,100.00 to Lake County Sewer Co. Inc. for cleaning N. Lake Street storm sewers and structures. (Services rendered 10/7/2022)

Administrator Bailey explained that due to the heavy rains that occurred, there were drainage issues at the top of Edwards Street. There was a section of pipe that was really silted in, beyond the capability of our jet, so Lake County Sewer was brought in to open it up and vacuum out the silt.

Motion for approval made by Mr. Vest seconded by Mr. Adams.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

A purchase order in the amount of \$45,855.97 to Warren County Port Authority for Pace/Vineyard Hotel Group ESID payment for debt service.

Mr. Bailey provided a brief explanation.

Motion for approval made by Mr. Vest, seconded by Ms. Drown.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

A purchase order in the amount of \$2,295.00 to Southeastern Equipment Co. Inc. for a Werk Brau IMN30BH Bellhole/Cemetery bucket.

Motion for approval made by Mr. Vest, seconded by Mr. Lee.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

A purchase order in the amount of \$56,750.00 to Greve Chrysler Jeep Dodge (to secure 2023 Dodge Charger for Police Department).

Motion for approval made by Mr. Vest, seconded by Mr. Lee.

Questions/Discussion: None

Roll call on the motion: 4 yeas. 1 Nay. Mr. Vest voted no.

ADMINISTRATOR'S REPORT:

➤ **Engineer's report –**

Mr. Haibach reported that he is going to be scheduling a pre-construction meeting for the Hyder/Kim paving improvement project with the contractor, Cole Burton. They have a completion date set as November 30, 2022.

In regards to the Sanitary Sewer Interconnect Project, he reported that the EPA is having a board meeting on October 27, 2022 to approve the Village's financing package.

The contractor, Chivers Excavating is looking to start this project shortly after this meeting. They anticipate starting in early November with their dewatering. A brief discussion took place regarding the flooding that took place with the recent storms.

➤ **Fiscal Officer's report –**

Mrs. Crockett reported that she has been working hard on getting the budget numbers in. She stated that the numbers are coming in slow this year. She anticipates that she will have the budget packets complete within the next couple of weeks and will be able to schedule a Budget Committee meeting. In closing, she reported that she is working on preparing for the year end.

➤ **Police Chief's report –**

Chief McIntosh reported that Officer Harris attended the EROC Driving School, Officer Gubanyar was scheduled to attend this driving class as well however; due to staffing issues he had to be rescheduled for mid-November.

He reported that he has completed the updating of the department's Policy & Procedure Manual.

He reported that he received a phone call from a resident on Eagle Street to express her appreciation for the Police efforts on Eagle Street. She stated that the residents have noticed a difference and are pleased with the recent peace and quiet that they have been enjoying.

In closing, he reported that he will have additional Officers on duty for Trunk or Treat and Trick or Treat.

➤ **Administrator's report –**

Administrator Bailey reported that on Saturday October 29, 2022 will be the M.C.I.C.'s Boo Brew Bar Crawl. The event will be held from 5 -8 pm. The 528 Tavern, Cornerstone Brewery, Duffy's Tavern and Wild Burrito will be participating in the event. Proceeds from this event will help fund the Concerts in the Park and other local charities. Last year the proceeds were split between the Concerts in the Park and the Madison Food Pantry.

Administrator Bailey reported that Trunk or Treat will be on October 31, 2022 from 4 – 6 pm and Trick or Treat will be held from 6 – 8 pm.

Mr. Bailey stated that at the last Council meeting, there was talk regarding the structure at 21 W. Main Street that was damaged by fire by intervening and keeping the building standing. He reported that he has spoken with the owner of the structure and the insurance fell way short of being able to restore the building. The building owner has contracted with a local contractor to take the building down. In the interim, Mr. Bailey reported that he spoke with the Madison Fire District and asked for an opinion on the structure of the building, in order to try to keep it standing. Mr. Bailey read an email received from Fire Chief Baker. Mr. Bailey is concerned with trying to block the demolition of the building and maybe keeping an unsafe issue longer. He stated that the restoration of this building will be extremely pricey. If this building does get taken down, it is in the Historic District so somebody can rebuild something similar to it as long as they match the Historic District colors, etc.

He stated that Madison Village does not require a demolition permit. There are some procedural issues that he would need to clarify with Mr. Szeman. He stated that they could start the demolition tomorrow and there is nothing that he could

say other than trying to invoke the Historical District Zoning Code and put a stop work order on it.

Law Director Szeman stated that he doesn't feel that he has enough information to make a determination, it is an administrative determination as to whether or not the exception under where the Code applies. He stated that the County Building Department cannot issue building permits contrary to our Code. They can issue a demolition permit subject to compliance with applicable laws and regulations.

Discussion was held regarding trying to salvage some of the building for historical purposes.

Several members of Council feel that it is sad to see this building demolished, however; the Village can manage what goes back up at the site.

If the administration is satisfied with the report from the Fire Department and it qualifies for the exemption, then the owner can move forward with the demolition.

Regarding the previous discussion for the healthcare plan, he is looking for a motion to adjust our healthcare policy to exclude spouses that have healthcare available to them at their own employer for this renewal.

A motion from the floor to remove spouses from healthcare effective for January 1, 2023 renewal made by Mr. Adams, seconded by Mr. Lee.

Questions/Discussion: None

Roll call on the motion: 4 yeas. 1 nay. Mr. Vest voted no.

In closing, Mr. Bailey stated that Sheetz is looking to open in December 2022 and Love's hasn't provided a projected date yet.

In regards to the signalization, Mr. Bailey reported that the final design which was amended based on ODOT comments, is currently in front of ODOT review. Assuming they accept this, we will invoice Love's & Sheetz for the design and will forward the plans back to ODOT and they will make the determination in how it will be bid. Mayor Britton stated that the new businesses will be open before the traffic lights will be up. Mr. Bailey anticipates the signals taking at least one year before they are up.

Mr. Haibach stated that there is a chance that ODOT will allow Madison Village to let the project, which will make it go faster.

Mr. Bailey stated that he had a conversation with Mr. Hamercheck and a letter was sent into him about the growth at the interchange and the next step is to controlling traffic is signalization at St. Rt. 307 as well as Water Tower Drive. The Village has asked NOACCA to entertain funding (approximately \$740,000.00) this expansion now rather than later and to put it on their Transportation Improvement Plan.

Councilman Adams expressed his concern with traffic backing up in the area, especially when the truck stops open. He stated that he hopes there is a game plan in place for this.

Mr. Vest asked if there is an option for temporary signalization. Mr. Haibach responded that he can't respond to that at the moment. Mr. Bailey doesn't know that there is a good alternative, he feels that a temporary signal is going to be

pretty expensive. Mr. Haibach added that temporary signals that sit in the same location for an extended period of time tend not to be very effective. Mr. Haibach reiterated his statement that once the plans are approved, if ODOT will relinquish control of letting the project, then Madison Village can make the signalization happen much faster as long as we can secure the equipment. Mr. Bailey stated that he will reach out to his representative from ODOT and see if she has any recommendations on this. Mr. Haibach stated that he will reach out to ODOT regarding the location of speed limit signs.

COMMISSION AND COMMITTEE REPORTS: None

FINAL HEARING OF PERSONS BEFORE COUNCIL: None

NEW BUSINESS

Mayor's Report: -

Mayor Britton announced that there will be a Budget Committee on Monday November 14, 2022 at 9:00 a.m.

Mayor Britton discussed continuing the one meeting a month schedule, unless a meeting is necessary, through the end of the year.

A motion to suspend the November & December 1st Council meeting of each month was made by Mr. Vest, seconded by Mr. Adams.


Questions/Discussion: None

Roll call on the motion: 1 yea. 4 nays. Mr. Donaldson, Ms. Drown, Mr. Lee and Mr. Vest voted no Motion failed.

ADJOURNMENT

Motion to adjourn at 8:22 pm made by Mr. Lee, seconded by Mr. Vest.

Roll call on adjournment, 5 yeas. Meeting adjourned.



Sam Britton Jr., Mayor



Mark V. Vest Council President

11/14/2022
DATE

Attested:



Kristie M. Crockett, Fiscal Officer

November 14, 2022
DATE