

VILLAGE OF MOSCOW REGULAR SESSION OF COUNCIL

August 2, 2021

Regular Council meeting called to order, pledge of allegiance at 6:00pm by Mayor Suter, with roll call by Bill Gilpin

English - Absent Forbes - Present Roark – Present
Turner - Present Gorth - Present Caudill - Present
Mayor Suter – Present Andrew Gephardt, Administrator - Present
Bill Gilpin, Fiscal Officer –Present Emily Supinger, Solicitor –Present

Also present – Deputy Brown, Rick Beasley, Lisa Nichols, Larry West, Joe DaGiau, Mickey Hanselman, Cheryl Richards, Jeff Richards, Caroline Moore, Steve Kappes, Doug Lipscomb, Tony Koester, Dennis Skeene, Tracey Suter, Audrey Koester, Amanda Hurst, Matthew Hurst, Tony Nichols

*Motion to accept the minutes of the July 6, 2021 tax budget and council meetings by Gorth, seconded by Caudill

English – absent Forbes – yea Roark - yea
Turner - yea Gorth - yea Caudill - yea MC

*Motion to pay bills by Gorth, seconded by Caudill

English – absent Forbes – yea Roark - yea
Turner - yea Gorth - yea Caudill - yea MC

GUEST SPEAKER: None

ADMINISTRATOR REPORT: Andrew Gephardt absent, Mayor Suter reports:

- **Playground Equipment:** Equipment has arrived; installation soon
- **CDBG:** Will go out to bid soon
- **Water Fountain:** New fountain for park is on order
- **Ice Cream Social:** Need a date and chairperson for the event

Cindy Gorth volunteered to chair the ice cream social to be held on September 26 at 1pm.

FISCAL OFFICER’S REPORT: Bill Gilpin reports:

Reported that the 2022 tax budget has been delivered to the county auditor; this evening’s legislation was reviewed; 50% of the ARPA money should be received soon. The owners of the Zimmer Station have appealed their 2020 tax assessment that could result in a refund of money by the village. It was noted that the power plant represents 89.5% of the village’s real estate tax collections and will have a very significant impact on village finances in the future.

SOLICITOR’S REPORT: Emily Supinger reports:

Reported that the CDBG grant is now being proposed by the county to be administered by the village as a sub-recipient; the county prosecutor’s office will create an agreement for the village to consider. The opioid litigation that the village is in included in has a proposed settlement that will result in the village receiving some funds as part of the settlement.

Mickey Hanselman asked what the opioid money could be used for. Emily Supinger replied that it is still unknown what the allowable uses may be.

MAYOR’S REPORT: Mayor Suter reports:

Reported that the river wall project will be starting soon and that it is a grant through the state capital grant at no cost to the village. The project will continue every other year in 100 foot sections.

Zimmer update: the plant owners have offered to do a PILOT (payment in lieu of taxes) rather than continuing to pay real estate taxes; they have also indicated that they will be redeveloping the property possibly as a solar battery storage facility.

Mickey Hanselman asked if the village could offer an incentive to locate the batteries inside the village limits. Mayor Suter replied that all options will be explored.

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READING OF ORDINANCES AND RESOLUTIONS:

ORDINANCE 2021-21 – AN ORDINANCE ESTABLISHING THE “AMERICAN RESCUE PLAN ACT OF 2021 FUND” WITHIN THE VILLAGE BUDGET

*Motion to waive the readings of Ordinance 2021-21 by Gorth, seconded by Caudill
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill – yea MC

*Motion to adopt Ordinance 2021-21 by Caudill, seconded by Gorth
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill - yea MC

ORDINANCE 2021-22 – AN ORDINANCE AMENDING AND RESTATING ORDINANCE 2021-06 ESTABLISHING A SANITARY SEWERAGE CHARGE FOR PROPERTIES SERVED BY OR CONNECTED TO THE VILLAGE OF MOSCOW SANITARY SEWAGE SYSTEM AND DECLARING AN EMERGENCY

*Motion to waive the readings of Ordinance 2021-22 by Gorth, seconded by Caudill
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill – yea MC

*Motion to adopt Ordinance 2021-22 by Caudill, seconded by Gorth
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill - yea MC

*Motion to adopt Ordinance 2021-22 as an emergency by Forbes, seconded by Gorth
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill - yea MC

ORDINANCE 2021-23– AN ORDINANCE AMENDING AND RESTATING ORDINANCE 2021-07 ESTABLISHING A CHARGE FOR SOLID WASTE REMOVAL AND RECYCLING SERVICES IN THE VILLAGE OF MOSCOW AND DECLARING AN EMERGENCY

*Motion to waive the readings of Ordinance 2021-23 by Gorth, seconded by Caudill
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill – yea MC

*Motion to adopt Ordinance 2021-23 by Gorth, seconded by Caudill
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill - yea MC

*Motion to adopt Ordinance 2021-23 as an emergency by Gorth, seconded by Caudill
English – absent Forbes – yea Roark - yea
Turner - yea Gorth – yea Caudill - yea MC

RESOLUTION 2021-24 – A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN INDEPENDENT CONTRACTOR AGREEMENT WITH SHEILA DUFAU

Discussion: Phil Turner noted that the village will be collecting the payments and also expressed some other changes he would like to see to the contract being: change the cancellation notice to 90 days; reduce the maximum hours for set up and operations; have the village buy the software to assist with any possible changes in the future. Emily Supinger noted that the information will be public record and available to the village at any time. Mayor Suter suggesting tabling the resolution and having the finance committee meet and craft an updated version of the contract. Emily Supinger will update items noted and send a new version to finance to use.

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*Motion to table Ordinance 2021-24 by Turner, seconded by Roark

English – absent	Forbes – yea	Roark - yea	
Turner - yea	Gorth – yea	Caudill - yea	MC

OLD BUSINESS:

Joe DaGiau asked Cindy Gorth to get him information on items needed for the ice cream social.

Joe DaGiau noted that the CDBG grant project calls for a blacktop walking trail and feels that it should be a concrete sidewalk instead.

Rick Beasley asked Phil Turner how he felt about the project; answer was that he really doesn't want it but looked at the bigger picture and granted an easement for it to come across his property.

Mayor Suter noted that the grant application was originally for a sidewalk but the engineer changed it do to cost issues; the county will not change the scope of the project, the only other choice would be to cancel the project.

Audrey Koester asked who would maintain the pavement that would go in front of her house. Mayor Suter indicated that the project will not go that far; it will run from Wells Street to the park.

Steve Roark asked if there were going to be any fences or handrails. Mayor Suter replied no, that they were removed by the engineer.

Dennis Skeene asked about the new utility charges. Mayor Suter noted that the fees went into effect on July 1 with the first bills going out soon.

There were questions about recycling service coming to the village. Mayor Suter reported that Rumpke has declined to offer recycling service to the village due to location and density.

NEW BUSINESS:

Mickey Hanselman reported that she has researched the Ohio Revised Code regarding the use of ATV's and asked the village to enforce those laws. Phil Turner asked if ATV's should be altogether banned. Emily Supinger reported that the village would have to opt in to allow ATV use or it is illegal to ride them on the roadway. Jeff Richards asked if the access road to the property typically used could be closed in the evening. Emily Supinger noted that the village would have to adopt legislation to regulate the ATV's; will prepare a memo with what the village's options would be. Phil Turner noted that there will be issues no matter what. Mickey Hanselman noted that the individuals involved have no regard for the law. Mayor Suter noted that a balance needs to be struck and again urged everyone to call 911 when they witness illegal activity.

PUBLIC INPUT:

Tracey Suter asked that the flag in council chambers be replaced.

Mayor Suter noted that the September council meeting will be held on the 7th due to Labor Day.

Mickey Hanselman noted that one of her neighbors is stockpiling tires.

*Motion to adjourn at 7:26 pm made by Gorth, seconded by Forbes

English – absent	Forbes -yea	Roark - yea	
Turner - yea	Gorth – yea	Caudill - yea	MC

APPROVED BY: _____
TIM SUTER, MAYOR

ATTESTED BY: _____
BILL GILPIN, FISCAL OFFICER