

**RECORD OF PROCEEDINGS**

**JEFFERSONVILLE COUNCIL**

**REGULAR SESSION**

HELD: JUNE 27, 2024

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THE COUNCIL OF THE VILLAGE OF JEFFERSONVILLE CONVENED IN REGULAR SESSION FROM 7:00 PM TO 9:47 PM IN THE VILLAGE OFFICE, 8 N MAIN ST., JEFFERSONVILLE, OH 43128. MAYOR MIKE KIRCHNER CALLED THE MEETING TO ORDER WITH THE FOLLOWING MEMBERS AND VISITORS PRESENT:

ROGER SPAHR	PRESENT	JACOB DAWSON	PRESENT
ROBERT MINSHALL	PRESENT	ERIKA WOLFE	PRESENT
DANNY MAXIE	PRESENT	SUE BURNSIDE	PRESENT

**EMPLOYEES:** STEPHANIE STEWART & BRYAN RILEY WERE PRESENT. LAW DIRECTOR DAVID KIGER WAS PRESENT.

**MINUTES:** 13 JUNE 2024 MEETING WERE APPROVED MOTION BY DAWSON/WOLFE VOTE – 6 YEA 0 NAY.

**FINANCIALS:** MAY 2024 RECEIVED & REVIEWED BURNSIDE/MINSHALL VOTE- 6 YEA 0 NAY.

**VISITORS/CITIZENS:** KATURA BENNETT, LARRY GATHERS & SCOTT SIMS.

KATURA BENNETT, HER DAUGHTER IS A LIFEGUARD AT THE POOL, EXPRESSED HER CONCERNS REGARDING SAFETY & STAFF. (SEE LETTER)

KIGER- SIMS (PUD) PLANNED UNIT DEVELOPMENT SUBDIVISION ENGINEERING PLANS ARE LAID OUT AT THE BACK OF THE CHAMBERS. PDF IS AVAILABLE. AFTER THE PLAT IS ACCEPTED SIMS CONSTRUCTION WILL COMMENCE. MAXIE- ON THE STREETS COMING OUT TO STATE ROUTE 41, WILL THE SIDEWALKS BE ON BOTH SIDES? SIMS- YES, & TRAFFIC SLOW DOWN CLOSE TO THAT DUE TO SOME CONCERNS. DAWSON- WERE THE LOWERED TAP FEES RECEIVED WELL BY THE DEVELOPERS? SIMS- YES, THANK YOU ALL.

**NEW BUSINESS:** NONE.

**CONTINUING BUSINESS:**

- 2<sup>ND</sup> READING TO VACATE THE ALLEY AT 30 MAPLE ST. MOTION BY DAWSON/MINSHALL VOTE – 6 YEA 0 NAY.
- 1<sup>ST</sup> READING TO VACATE THE ALLEY BETWEEN LARRY DETTY PROPERTY AT 44 N. MAIN ST & 45 N. MAIN ST. MOTION BY BURNSIDE/MAXIE VOTE – 6 YEA 0 NAY.
- PRELIMINARY PARTICIPATORY LEGISLATION DOCUMENT FOR THE UPCOMING PAVEMENT PROJECT IN THE VILLAGE. THE VILLAGE GIVES CONSENT TO THE DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT. THE VILLAGE SHALL COOPERATE WITH THE DIRECTOR OF TRANSPORTATION. THE VILLAGE AGREES TO PARTICIPATE IN THE COST OF PAYMENT RESURFACING, UP TO \$540,000.00. THE VILLAGE WAS AWARDED BY (OPWC) OHIO PUBLIC WORKS COMMISSION IN THE FORM OF A GRANT FOR THE FULL AMOUNT. THE VILLAGE AGREES TO PAY 100% OF THE COSTS OF THOSE FEATURES REQUESTED BY THE VILLAGE WHICH ARE DETERMINED BY THE STATE AND FEDERAL HIGHWAY ADMINISTRATION TO BE UNNECESSARY FOR THE PROJECT. THE VILLAGE AGREES CHANGE ORDERS AND EXTRA WORK CONTRACTS REQUIRED TO FULFILL THE CONSTRUCTION CONTRACT SHALL BE PROCESSED AS NEEDED. THE STATE SHALL NOT APPROVE A CHANGE ORDER OR EXTRA WORK CONTRACT UNTIL FIRST GIVES NOTICE IN WRITING TO THE VILLAGE. THE VILLAGE SHALL PROVIDE ADEQUATE MAINTENANCE OF THE DESCRIBED PROJECT. MOTION BY MAXIE/MINSHALL TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH ODOT VOTE – 6 YEA 0 NAY RESOLUTION 11-2024.
- ARCHITECTURAL RENDERINGS IS AN ADD ON OPTION THAT COUNCIL DECIDED TO GO WITH. THE VILLAGE HAS TO PAY \$3,500.00 TO GET THE TWO MODERNIZED STORE FRONTS. AN ADDITIONAL

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\$1,750.00 IS NEEDED FOR SMALL NATION. MOTION BY SPAHR/WOLFE TO PAY THE BALANCE DUE VOTE – 6 YEA 0 NAY.

- MOTION BY MINSHALL/DAWSON TO APPROVE THE ELECTRIC AGGREGATION CONTRACT .0719KW/H VOTE – 6 YEA 0 NAY.
- CHRIS SHEA & JOEL ONEY CLOSED ON THE PALMER PROPERTY AT W. WALNUT ST. SHEA & ONEY PURCHASED THE PROPERTY FOR \$36,000.00, HOWEVER WITH CLOSING COSTS THE TOTAL PURCHASE PRICE WAS \$37,365.50. MOTION BY DAWSON/BURNSIDE FOR THE VILLAGE OF JEFFERSONVILLE TO PAY SHEA & ONEY THE TOTAL PURCHASE PRICE \$37,365.50 VOTE – 6 YEA 0 NAY.
- (OWDA) OHIO WATER DEVELOPMENT AUTHORITY LOAN FOR \$120,420.00 AT 3.85% INTEREST WITH A TERM OF 5 YEAR BALLOON FOR THE DESIGN & PLANNING FOR THE UPGRADE OF THE FORCE MAIN & LIFT STATION. MOTION BY SPAHR/DAWSON TO AUTHORIZE THE MAYOR TO ENTER INTO A LOAN WITH OWDA VOTE – 6 YEA 0 NAY RESOLUTION 12-2024.
- PERSONNEL COMMITTEE MEETING (DAWSON)- MEETING ON THURSDAY, JUNE 20, 2024 DISCUSSED THE EMPLOYEE HANDBOOK, OVERTIME & COMMUNICATION WITH THE EMPLOYEES. RILEY HAD SAID THE MAYOR INSTRUCTED THE EMPLOYEES TO CLOCK IN & OUT FOR ALL THE TIMES THEY'RE NEEDED TO GO TO THE WATER TREATMENT PLANT AFTER WORK. THIS WOULD FALL UNDER THE CALL IN POLICY IN OVERTIME. DAWSON SAID COMMUNICATION NEEDS TO IMPROVE SO WE CAN WORK TOGETHER TO GET THINGS DONE. MINSHALL DISCUSSED HAVING DIFFERENCE OF OPINIONS & DISAGREEMENTS BUT WE NEED TO MOVE PAST THAT & WORK TOGETHER. DAWSON CONCLUDED THAT MEETING SCHEDULING ANOTHER PERSONNEL COMMITTEE MEETING FOR WEDNESDAY, JUNE 26, 2024 TO GET THE EMPLOYEES TOGETHER. DAWSON, KIGER & MINSHALL SET DOWN WITH EACH EMPLOYEE INDIVIDUALLY. NO NAMES WILL BE DISCUSSED TO KEEP THEIR ANONYMITY & NO RETRIBUTION. ALL SEVEN OF THE EMPLOYEES THAT WERE MET WITH DID AGREE THAT THE COMMUNICATION NEEDS TO IMPROVE, IT IS GETTING OUT OF HAND. RECOMMENDATIONS TO COUNCIL: 1. THE OVERTIME POLICY IN THE HANDBOOK NEEDS CHANGED, EFFECTIVE SATURDAY, JUNE 29, 2024, NO OVERTIME UNTIL EMPLOYEE HAS WORKED OVER 40 HOURS IN THAT WEEK. CALL-INS WILL BE CREDITED FOR A MINIMUM OF 2 HOURS. 2. ADD IN THE EMPLOYEE HANDBOOK, EFFECTIVE SATURDAY, JUNE 29, 2024, THE MAINTENANCE CREW IS TO WEAR LONG PANTS, EYE & EAR PROTECTION, GLOVES, HIGH VIZ VEST OR SHIRT & STEEL TOE BOOTS. THIS IS TO BE ADDED AS REQUIRED GEAR IN THE EMPLOYEE HANDBOOK. 3. EMPLOYEES NATHANIEL LOUDERBACK & CODY MOORE WRITE UP TO BE REMOVED FROM THEIR PERMANENT FILES & PERMANENT RECORDS, AS THEY HAVE NO IDEA AS TO WHY THEY WERE BEING WRITTEN UP THEY WEREN'T GIVEN INSTRUCTION TO IT. A LOT OF CONFUSION. THEY NEED VERBAL COUNSELING TO MAKE CLEAR AS TO WHAT WAS DONE WRONG. 4. ALL BROKEN METERS TO BE RETURNED IF THEY ARE ON WARRANTY. ANGIE MANN TO BE GIVEN MORE AUTHORITY FOR THE MAINTENANCE AND PURCHASE OF THE WATER METERS. 5. FOR COUNCIL TO REVISIT THE NEPOTISM POLICY IN THE HANDBOOK. BURNSIDE- CAN THE WATER PLANT BE MANNED MORE DURING WORKS HOURS SO THE EMPLOYEES DON'T HAVE TO GO THERE IN THE EVENINGS, TO CUT DOWN ON OVERTIME? DAWSON- DEPENDING ON WHICH PUMPS HAVE TO BE TURNED ON OR OFF & HOW LONG IT HAS TO BE MONITORED FOR SO THE CLEAR WELL DOESN'T OVERFLOW, DEPENDS ON HOW MANY TIMES THEY HAVE TO GO AT NIGHT & HOW LONG THEY HAVE TO STAY THERE FOR. ALL OF THIS GOES AWAY WHEN THE TELEMETRY IS FIXED. KIGER- EACH OF THE EMPLOYEES WERE ASKED, IS IT REQUIRED FOR YOU TO GO AT NIGHT TO CHECK THE WATER PLANT & CLEAR WELL? THE ANSWER WAS, YES. THE QUESTION IS HOW MANY TIMES? THAT IS THE UNCLEAR ANSWER. THEY ALL SAID IT

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DEPENDS ON VARIOUS CONDITIONS. SPAHR- 120,000 GALLONS OF WATER IS USED PER DAY. WHY DURING THE DAY, WE CAN'T REPLENISH THE TOWER & HAVE THE CLEAR WELL FULL SO WE WOULDN'T NEED ANYBODY THERE DURING THE NIGHT. IN THE MORNINGS, KEEP A DAILY TRACK OF WATER USAGE SO YOU'LL KNOW HOW MANY PUMPS NEED TO BE ON IN THE EVENINGS. KIGER- WHEN THE EMPLOYEES ARE CALLED IN TO DO WORK & THEY HAVEN'T WORKED 40 HOURS YET, THAT'S A NORMAL 2 HOUR PAY ADDED TO THE TIME CARD. DAWSON- IF THE EMPLOYEES ARE GOING TO THE WATER PLANT EVERYDAY ON A REGULAR BASIS THAT IS NOT A CALL-IN. THAT IS NORMAL WORKING DUTIES. KIGER- SAFETY ATTIRE IS IMPORTANT FOR THE EMPLOYEE'S SAFETY & THAT INCLUDES THE PURCHASE OF HEARING PROTECTION WHILE ON THE MOWERS. KIGER ASKED ANGIE MANN TO ORDER PARTS, RETURN METERS & HAVE DIRECT COMMUNICATION WITH THE EMPLOYEES ABOUT WHAT SHE NEEDS TO GET THE METERS FIXED. COUNCIL NEEDS TO VET RELATIONSHIPS WHILE DOING HIRING/FIRING. MOTION BY SPAHR/WOLFE TO ACCEPT ALL 5 RECOMMENDATIONS FROM THE PERSONNEL COMMITTEE & THE CHANGES BE ADDED IN THE PERSONNEL POLICY HANDBOOK VOTE – 6 YEA 0 NAY. MOTION BY DAWSON/MINSHALL TO GO INTO EXECUTIVE SESSION AT 8:07 PM FOR PERSONNEL ISSUES. JUST COUNCIL. STEWART, RILEY & KIRCHNER TO LEAVE ALL IN FAVOR. EXECUTIVE SESSION ENDED @ 8:57 PM BACK IN REGULAR SESSION MOTION BY DAWSON/WOLFE ALL IN FAVOR. DAWSON- BIG BROTHER @ THE POOL INSTALL VIDEO & AUDIO WITH WIFI. AS MANY CAMERAS AS POSSIBLE WITH FULL COVERAGE. ORDERED & INSTALLED ASAP & ONLY DURING THE SEASON. MOTION BY DAWSON/SPAHR VOTE – 6 YEA 0 NAY. MOTION BY DAWSON/WOLFE TO ORDER ALL OF THE PROPER SAFETY EQUIPMENT NEEDED FROM THE OSHA VIOLATION & THAT NEEDS TO BE DONE 28 JUNE 2024. VOTE – 6 YEA 0 NAY. SPAHR- THE HOLE ON MCARTHUR RD., IF THEY'RE UNABLE TO GET IT FINISHED WITHIN A COUPLE OF WEEKS THE VILLAGE NEEDS TO CLOSE THE HOLE. MAXIE AGREED. THE MAYOR WILL MAKE THE CONTACT. STEWART- IS THERE A MONEY CAP ON THE EQUIPMENT? KIGER- IF MONEY NEEDS TO BE MOVED AFTER THE PURCHASE OF THE SAFETY EQUIPMENT, GET COUNCIL APPROVAL.

**OTHER BUSINESS:** NONE.

**VILLAGE ADMINISTRATOR:** THE VILLAGE HAD 3 OR 4 SEWAGE BLOCKAGES IN THE LAST WEEK DUE TO BABY WIPES BEING FLUSHED. KIGER- GET THE COST OF A GRINDER FOR EACH OF THE FACILITIES, PUT A GRINDER ON THE MAIN & INSTALL AT THEIR EXPENSE. WRITE A LETTER & ADD A SPECIAL ASSESSMENT ON THEIR REAL ESTATE TAX FOR PUBLIC NECESSITY. YOU HAVE TO DOCUMENT WELL. FIND THE SOURCE & KIGER WILL WRITE THE LETTER. RILEY- BEER BOTTLES ARE BEING PULLED OUT OF THE DUMPSTER BEHIND THE BAR & ARE GETTING BROKE IN THE ALLEYS AROUND THE VILLAGE. SPAHR- HAVE THE BAR OWNER GET A LOCKED DUMPSTER. KIGER- THE VILLAGE HAS A DUMPSTER ENCLOSURE ORDINANCE, DUMPSTERS HAVE TO BE ENCLOSED. BURNSIDE AGREED. RILEY- TO SWITCH THE PUMPS OUT ON THE LIFT STATION, THE GRINDER PUMPS ARE \$6,600.00 EACH. TO PURCHASE THE 2 NEEDED & HAVING 1 AS A BACKUP IT WILL COST \$19,926.00. GET THEM ORDERED.

**FISCAL OFFICER:** A LADY AT THE LIBRARY HAS ASKED STEWART IF A GUY FROM CEDARVILLE CAN BRING HIS FOOD TRUCK TO THE VILLAGE SINCE THE CAFÉ IS NOW CLOSED. COUNCIL DOESN'T HAVE AN ISSUE WITH THIS. FAYETTE COUNTY PUBLIC HEALTH HAD THEIR HEALTH FAIR POOL PARTY ON JUNE 24, 2024 THERE WERE 364 ATTENDEES, 5 WERE EMPLOYEES THAT WERE REMOVED FROM THE ATTENDEES, THE CONCESSION VOUCHERS TOTALED \$197.00 & TWO FAMILY OF 4 POOL MEMBERSHIPS WERE PURCHASED. AT THE RATE OF \$3.00/PERSON FOR ENTRY THE FAYETTE COUNTY HEALTH DEPARTMENT OWES \$1,774.00 FOR THEIR POOL PARTY. THE DEPARTMENT OF TAXATION STATE CONTACTED

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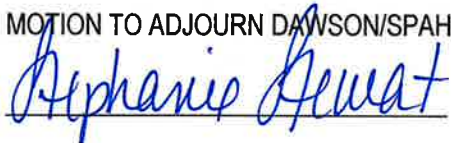
STEWART BECAUSE STEWART HAD PUT IN FOR AN EXEMPTION FOR THE SMALL WATER TOWER. THE STATE APPROVED; IT IS NOW TAX EXEMPT.

**EXPENDITURES:** REVIEW, MOTION, APPROVAL. MOTION BY BURNSIDE/DAWSON TO PAY THE BILLS. ALL IN FAVOR VOTE – 6 YEA 0 NAY.

**LAW DIRECTOR:** COUNCIL EXCUSED KIGER AT 9:20 PM.

**COUNCIL:** DAWSON- I'VE BEEN WORKING & MAINTAINING THE WEBSITE & WOULD LIKE TO ALLOW ANGIE TO HAVE ACCESS TO IT TO HELP DAWSON MAINTAIN THE WEBSITE. SPAHR- GOOD IDEA. BURNSIDE- REALLY UPSET ABOUT THE POOL. THE LIFEGUARDS NEED INSTRUCTED ON WHAT TO DO. WOLFE- THE LIFEGUARDS HAVE TRAINING; THEY KNOW WHAT TO DO. SPAHR- THE LIFEGUARDS NEED A STANDARD SET OF RULES. WOLFE- NEED TO RUN A TIGHTER SHIP. RILEY- HAS HAD CONTACT WITH A GUARD ABOUT ISSUES WITH A MANGER. THEY'RE ALL PLAYING A BLAME GAME. SPAHR- HAVE ALL OF THE LIFEGUARDS COME IN & HAVE A SIT DOWN WITH ALL OF THE POOL EMPLOYEES. MAXIE- SPOKE WITH HEATHER ABOUT THE CAT PROBLEM IN THE VILLAGE, SHE WILL REACH OUT TO BRAD. STEWART- THE HUMANE SOCIETY IS SCHEDULED TO COME TO JEFFERSONVILLE TO DO THE CATCH & RELEASE. RESIDENTS ARE WELCOME TO CATCH THE CATS & BRING THEM INTO THE HUMANE SOCIETY. MAXIE- WHAT MOVIE IS PICKED OUT FOR TOMORROW NIGHT? RILEY- I HAVE 4-5 FAMILY MOVIES TO CHOSE FROM. MAXIE- MONDAY, JULY 1, 2024 IS THE PUBLIC POOL PARTY FROM 6-8 PM ALL COUNCIL IS WELCOME. SPAHR- AGREES WITH BURNSIDE THE SIT DOWN WITH THE POOL EMPLOYEES NEEDS TO BE QUICKER, THE PROBLEM NEEDS STRAIGHTENED OUT. RILEY- GO TO THE POOL & HAVE THE MEETING. PARK & RECREATION MEETING WAS SCHEDULED FOR SATURDAY, JUNE 29, 2024 AT 10:30 AM.

MOTION TO ADJOURN DAWSON/SPAHR AT 9:47 PM. ALL IN FAVOR VOTE – 6 YEA 0 NAY.



FISCAL OFFICER



MAYOR

ALL FORMAL ACTIONS OF THE COUNCIL OF VILLAGE OF JEFFERSONVILLE CONCERNING AND RELATING TO THE ADOPTION OF RESOLUTIONS AND/OR MOTIONS PASSED AT THIS MEETING WERE ADOPTED IN A MEETING OPEN TO THE PUBLIC, IN COMPLIANCE WITH THE LAW, INCLUDING SECTION 121.22 OF THE OHIO REVISED CODE.