

West Union Village Council

March 14, 2023

West Union Village Council met in regular session at 7:00 p.m. on 3-14-2023, at the Municipal Building. Mayor Jason Buda Presiding. Call to order, roll call and pledge to the flag: John R. Lafferty – absent, Mark Brewer – present, Jason Francis – present, Mary Jane Cambell – present, Randy Brewer – present, Donna Young – present, also in attendance: Melissa J. Hall – Fiscal Officer, Shelley Gifford – Treasurer, Jerry Kirker – Village Administrator, JR Kirker – Fire Chief, and Danni Studebaker, EMS Director, Chief Timothy Sanderson - WUPD, Tom Mayes, - Village Solicitor, Visitor – Paul Brown.

**Motion** by Jason Francis, second by Randy Brewer, to approve the Minutes of the regular meeting on 2-28-2023 as distributed, roll call vote: all yea, motion passed.

**Motion** by Jason Francis, second by Randy Brewer, to accept the statement of receipts for Mayor’s Court for the month of February in the net amount of \$1,340.45, roll call vote: all yea, motion passed.

Paul Brown –

1) I want to know if this is his fourth time in a row? *Mayor Buda* – yes. *Paul Brown* - Isn’t it time to go? *Mayor Buda* – asked Tom Mayes, if he had got an answer on that? *Tom Mayes* – yes, you are a self-governing body, you all can dictate to me as to whether or not you want to do it by motion, which you could do tonight. All the Ohio Revised Code says is that we have to give him notice as to why he is being removed and give him a chance to be heard. Most villages have rules of council that dictate how this happens, you don’t really have rules of council, you have the Ohio Revised Code and all it says is that: if there are two consecutive months, which is 4 consecutive meetings, of not attending meetings, council can remove the council member for non-attendance. Since you are a self-governing body, you can set how that process works. We have to give him notice and he would have to receive notice prior to the actual removal and give him an opportunity at the next meeting to convey why he should not be removed. Council has the option of having rules of council drafted. (a printed copy of a Village and City Rule for Council was provided for council to look over.) Tom Mayes suggested they think about adopting Rules for Council in the future. This would establish what they want to do on how to govern themselves.) It would be adopted year after year as to how council would operate certain things. It would establish rules if someone would need to be excused, and so it wouldn’t count against them under this code section. The process would be calling the Fiscal Officer or the Mayor and explain the emergency and then Council would vote by simple majority to excuse them, which would not count toward this code section. *Jason Francis* – if for an example, someone would have a heart attack and was out for 8 weeks, which would be 4 consecutive meetings, could that be excused for that total duration? *Tom Mayes* – If council decides to do so, yes. They would vote on it every meeting and excuse them because they would have a legitimate health concern. Now it may come to a point and council believes they should be back, then council can stop excusing them and that starts the clock. *Jason Francis* asked if we were given a reason as to why he was not at the meeting this evening? *Mayor Buda* – I was not. *Tom Mayes* – If you all want by motion, you can authorize me to draft that legislation and I can do that and send it to the mayor and have notice sent to him. It would have to be unanimous at that point, it is not just a simple majority, it would be a super majority vote to have him removed from council. Council was all in an agreement to have Tom Mayes to draft the letter/document to start the process.

**Motion** by Mark Brewer, second by Donna Young, to authorize Tom Mayes to draft legislation for the removal of John R. Lafferty, roll call vote: all yea, motion passed.

*Shelley Gifford* – While we are on this subject, last meeting you said to cut his pay in half and since he is not here this meeting, there will be no pay, correct? *Tom Mayes* – since it is already in place, and he is not here, “no, he would not get paid.” We did not know that we had this in place. It was passed a while ago and it is being enforced now.

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*Paul Brown* – came to address Councilman Lafferty, if he hadn't done what he done, he would probably be here. *Tom Mayes* – I will draft that legislation and send it to Mayor Buda, and it will need to get delivered to him and then at the next council meeting he can speak on his behalf. *Randy Brewer* – what is the process to get another council member if he is gone?

*Tom Mayes* – Council has 30 days to fill the vacancy, if council does not fill the seat within 30 days, then Mayor Buda would appoint. *Jason Francis* – say he comes next meeting with a good point as to not being here or brings a bad point, who then decides? *Tom Mayes* – Council. Since you don't have the legislation drafted, if you approve it based off his previous absences, that is it. It could be litigated and if it is, it would go over to the Adams County Court of Common Pleas Probate Court, it has jurisdiction over that, then we would approach that in a similar manner as we do if a lawsuit is filed. They may order a stay, and you would be at a five-person council for a period of time. There are many different avenues this can take and I cannot predict all of them. *Mark Brewer* – had a question if a vacation was scheduled and it fell on a meeting night or if you would have training and couldn't be here, do you just let the Clerk know? *Tom Mayes* – I will give these examples for council to review and it tells you who you should tell. (Copy of Rules of Council from 2 entities in Clerk's office. Other examples are available on google.) Council can amend or adopt rules of council. I think it would be beneficial, so it tells you who you should notify. I think it should be along the lines of letting the fiscal officer, mayor and president of council know why you are not going to be here. That way Mayor Buda can let council know why you are not here and then council could make a motion to either excuse you or not. Discussed process on notification for removal from council. *Mayor Buda* – Is that it, Paul? *Paul Brown* – that is all from me. I appreciate it.

Mayor Buda asked Council if they have had a chance to review the bills and if they have any questions. If so, I will need a motion to approve the bills as submitted. Council requested more time to review documents and requested to come back to it.

Second Reading: **ORDINANCE 2023-8** - AN ORDINANCE CHANGING THE NAME OF N. 2<sup>ND</sup> STREET TO VIRGIL DRYDEN WAY AS SHOWN ON THE RECORDED PLAT OF \_\_\_\_\_ PLAT OF THE VILLAGE OF WEST UNION, ADAMS COUNTY, OHIO:

**ORDINANCE 2023-9** - AN ORDINANCE AMENDING THE SALARIES FOR DESIGNATED ELECTED OFFICIALS OF THE VILLAGE OF WEST UNION AND DECLARING AN EMERGENCY: (Village Treasurer)

**Motion** by Mark Brewer, second by Jason Francis, to suspend the Rules for Ordinance 2023-9, roll call vote: all yea, motion passed.

**Motion** by Mark Brewer, second by Donna Young, to accept Ordinance 2023-9, roll call vote: all yea, motion passed.

Report from Jerry Kirker, Village Administrator –

- 1) *National Day of Prayer* – Amanda Greenlee called and requested that May the 4<sup>th</sup> from 6:00 P.M. to 7:00 P.M. be set for National Day of Prayer and asked if we could block Main Street from 5:30 P.M. to 7:00 P.M., as we have done in the past. Asked Council for a motion. *Jason Francis* – Do we advertise the road closure in the Newspaper? *Jerry Kirker* – We will and put it on the website also.

**Motion** by Mark Brewer, second by Jason Francis, to set the **National Day of Prayer on May 4<sup>th</sup> from 6:00 P.M. to 7:00 P.M.**, and closing off Main Street from 5:30 P.M. to 7:00 P.M., roll call vote: all yea, motion passed.

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- 2) *Health Insurance* – Richard Harless is getting quotes for us. It should be about a week or so before he will get all the quotes in to him. After he gets them in, the ones on the Committee will need to meet. *Jason Francis* – Randy, Mark, John, and Jerry are the ones on the Committee. *Mark Brewer* – Can we put somebody in John’s place tonight? *Tom Mayes* – two of the three is a quorum. Committees are a function of council, if council wants to replace that person, they can do so. *Jason Francis* – What does the chair want to do? *Randy Brewer* – I think we will just go with the two of us, unless you want another one there. *Jason Francis* – We do have a licensed insurance agent in the room, I don’t want to volunteer her, but I don’t know if Mary Jane would want to do that, if not, it is no big deal. *Mary Jane Campbell* – If they have any questions, I will be glad to help. *Jerry Kirker* – asked when are we going to have this meeting? *Mark Brewer* – how about an hour before the next council meeting. *Jerry Kirker* – Our next Council Meeting is the 28<sup>th</sup>. *Tom Mayes* – you will need to make a motion to replace John R. with Mary Jane on a permanent basis. Mayor Buda – while we are doing that, I do ask one other thing. I had spoke with Randy and Donna and Donna requested to be put on the Personnel Committee and Randy said he would be okay with that. If it is okay, we can do both together. *Randy Brewer* – **Insurance Committee Meeting set for March 28, 2023 @ 6:00 P.M.**

**Motion** by Randy Brewer, second by Donna Young, to replace John R. Lafferty with Mary Jane Campbell on the Insurance Committee, and Donna Young to replace Randy Brewer on the Personnel Committee, roll call vote: all yea, motion passed.

- 3) *Storm on March 3, 2023* – I want to Thank Police Department, Fire Department, Life Squad for helping here in town with the storm damage. There were a lot of trees down. We were out of electric, right at 24.9 hours according to the Sewer Plant. *Jason Francis* – I want to thank you Jerry for working hard during that time as well. It takes a lot of people. *Mayor Buda* – extended his gratitude as well. *Jerry Kirker* - yes, it takes a lot, and everybody worked good together. After we got finished with our part, we jumped out and helped the Highway Department.
- 4) *Water Leaks* – We finally got our water leaks under control. We have got it down in the sevens, we started out in January at 11-million gallons. *Mary Jane Campbell* – today they were working on the corner putting in an electric pole and they said the fire hydrant there is really leaking a lot of water in the ground, I told them I would mention it tonight. *Jerry Kirker* – I have it scheduled to replace. The water they had in their hole is ground water, we had it tested. Adams County Water Department tested it for us. We do have that hydrant on the replacement list.
- 5) *Water Line Project on North Street* – We are going to advertise it March 22, 2023; March 29, 2023, and we will have a pre-bid meeting on April 4, 2023. We will have the bid openings on April 11, 2023. Once we do that, everything will go to Ohio EPA and hopefully we can get it started by July of this year.
- 6) *Storm Siren* – I talked to them today. *Randy Brewer* – once we get our tornado sirens set, who sets them off. *Jerry Kirker* – the 911 Center. They test them the first Wednesday of every month unless there is a storm coming, then they don’t, but when they get the word, they set them off. *Randy Brewer* – Do they set them off if there is a tornado in the County or if a tornado is heading toward West Union? *Jerry Kirker* – when they get a warning that it is coming our way, then they set it off. If they can’t set it off, I can set it off or JR. Kirker can. *Mark Brewer* – that is if they have electric. *Jerry Kirker* – that is why we got a backup system, if they can’t do it then they contact one of us and then we can do it. *Randy Brewer* – is that the kind we are getting? *Jerry Kirker* – yes, same thing.

Mayor Buda - Does anyone have anything for Jerry?

- 7) *Mowing for the Village of West Union* – *Melissa J. Hall* -asked about the mowing for the Village. *Jerry Kirker* - Randy Adams is planning on signing a contract for the mowing, but if he would change his mind Christine Hayslip will try to do it. *Tom*

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- Mayes* – asked Jerry to send him the fee amount for the mowing and information for him to prepare the contract for the Village. *Randy Brewer* – said he thought last time it was an emergency and maybe that was why they may not have had a signed contract.
- 8) *Sidewalk pathway – Mark Brewer* – in case you get a call, someone talked to me about the grass netting on the hill by the sidewalk, and said that it had rolled and they didn't think the grass would grow there. Yes, it will grow the way it is because the seeds have already fell through netting into the ground. *Jerry Kirker* – the seed was put down first and then the netting.
  - 9) *Potholes – Mark Brewer*- there are potholes over on Spring Street, they took a dumpster up through there and they damaged the Street. *Jerry Kirker* – I have them on Randy Street, I have them on every street, I have them everywhere.
  - 10) *Water issue on a property on Walnut Street - Mark Brewer*- the property on Walnut Street we had talked about with the water issue, did you talk to them? *Jerry Kirker* – we are going to ditch that. I received a message today that it needed cleaned up, they are reading meters right now.

Mayor Buda asked if anyone had anything else for Jerry.

- 11) Discussion on water testing - *Donna Young* – How often is the water being tested? *Jerry Kirker* – It gets tested the first and second Tuesday of every month. On the first Tuesday, it gets tested on the South and Southwest side of town and the second Tuesday it is tested on the North and Northwest side of town.
- 12) Discussion on yard sale - *Donna Young* – there is a continuous yard sale going on before you get to Lacy's old garage on SR. 41, do they have a permit or what is the deal? *Jerry Kirker* – the way I understand it, they have a vendor's license.
- 13) Discussion on potholes - *Donna Young* – On Randy Street as you are going to Ballard Street, has some good sized-potholes that people are complaining about. The Street that formerly said Ballard. *Jerry Kirker* said he had the signs ordered for Ballard Street.
- 14) Discussion on building behind SOMC - *Jason Francis* – the dirt being piled up behind O'Reilly's, is that a new building or is that SOMC. *Jerry Kirker* – SOMC is building their new facility behind Adams County Glass. They broke ground a week and a half ago.

Report from Kent Bryan, CT Consulting – Absent.

Report from Misty Gantzer, Assistant Chief, WULS reported the squad had 79 runs for the month and 408 runs for the year.

- 1) Application for a new member – Jackson Eagan, Basic EMT, we have heard good things about him. He is fresh out of EMT school. Danni requested if we put him on to pay him \$100.00 per shift.
- 2) Request on an increase in pay- Danni wanted me to request an increase in pay for Cheyanne Allen to \$100.00 per shift, she is currently at \$90.00.
- 3) Received a call from Dusty, Adams County EMS Chief and said the Commissioners had spoken with him yesterday and advised him that he was to open the 500 station which is Green Township. He does not have the staffing at the moment, so his plans are starting April 1, 2023 to have the 400 crew, which is the West Union station, to report to the West Union Station and leave there at 8:00 a.m. and go to the Green Station until 6:00 p.m. and return back to the West Union Station and cover our backup runs. I did tell him that there are times when we only have one crew during the day and he requested we call him and give him a heads up and he would keep the West Union crew at West Union. Council had a short discussion about coverage issues.

**Motion** by Mark Brewer, second by Randy Brewer, to hire Jackson Eagan as a basic EMT at \$100.00 per shift and to raise the pay of Cheyanne Allen to \$100.00 per shift starting next pay period, roll call vote: all yea, motion passed.

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- 4) Counter Offer with the Commissioners – *Jason Francis* asked if they had come back with a counter offer. *Tom Mayes* – I sent it and Matt communicated it, but we have not received a response back. I will make another request. *Jason Francis* – So the payment has been delayed as well? *Tom Mayes* – it shouldn't be, shouldn't be any delays in payment. *Jason Francis* – I thought we already signed the agreement. When do we get the first payment? *Tom Mayes* – I would have assumed you would have got it at the beginning of this month. We didn't get anything? *Shelley Gifford* – No. *Tom Mayes* – I will also inquire about that. Even if we come to another pay out, they should be paying it on the current terms and if they come to a payout, we would just deduct what they have paid from the payout. It shouldn't delay any payments being made. *Jason Francis* – if we do not receive a payment by the next meeting, can we go back to the mediator. *Tom Mayes* – No, we would have to file something in front of the Judge, if the agreement is not being honored. I will inquire with Matt and let him know that we have not received anything. *Jason Francis* – Is there an issue that they can't find staffing or is there an issue they can't afford staffing? *JR. Kirker* – I think it is both. *Tom Mayes* – I think there is a shortage nationwide, it may be both. The staff is going where the pay is the highest. It is just like the Police there is a shortage, so they are just going to go where they make the most money. *Jason Francis* – I hope for the County that they are able to either find funds to pay for employees or find staffing because it puts our citizens at risk, when we do not have ample enough of EMS Services to cover the entire County, not just West Union.

Report from *JR. Kirker*, Fire Chief, reported the Fire Department had 23 runs this month and 102 runs for the year.

- 1) ISO rating paperwork – I gave Jason some paperwork on the ISO so he can get it on the website.
- 2) Sealed Bids for Trucks - I have had a couple people contact me about the sealed bids for the trucks and what we are doing with them. Have we started anything on that? *Jerry Kirker* – not yet. I haven't got all the information to Tom yet, working on it. *Tom Mayes* – I will draft it as soon as I get it. The previous one we authorized did we get bids on that? *Jerry Kirker* – we have not got anything on it yet. *Tom Mayes* – you got no bids on it, okay. *JR. Kirker* – there is a guy that contacted me that wants to buy the old engine and the chassie both. *Tom Mayes* – He needs to put a bid in for that and put a bid in for the other when it comes out. *JR. Kirker* – he said he was going to. *Jerry Kirker* – As soon as I get the paperwork to Tom, I got the information today from Melissa and I will get it to Tom tomorrow.

Report from Chief *Tim Sanderson*, WUPD, we had 368 calls this year, 9 roadway and 5 private property crashes, and 7 criminal citations written since the first of this year.

- 1) *Traffic enforcement* - *Jason Francis* – this question is for Tim and Tom, do we have any movement on the traffic enforcement, parking tickets and violations? *Tom Mayes*- I have to get with Lt. Myers, we will get that going. I guess I didn't get a clear answer or I didn't write it down if I did. Is it Council's intention just to create a ticket citation book based off what we already have in place or are you wanting to do something with the square at this time? *Chief Sanderson* – what I found out was that the small citations can't be heard in our court, it has to be done on long form. *Tom Mayes* – I appreciate the information. I will get with Lt. Myers and we will figure that out. I think the intent was that if you lower the amount on the short form, they will just pay it instead of having to fight it. You are always going to have people that want to fight it. *Chief Sanderson* – years ago, it was heard through Mayor's Court, but now we have a Magistrate Court. *Tom Mayes* – I will inquire about the difference between the short form and long form. I appreciate the information on that.

Mayor Buda asked if anyone else had anything more for Chief Sanderson.

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- 2) *Mary Jane Campbell* – When is your last day? *Chief Sanderson* – March 31, 2023.  
*Mary Jane Campbell* – Are you having a party? *Chief Sanderson* – probably not.

Report from Tom Mayes, Village Solicitor -

1) Insurance/Sewer backup inside of a residence – This is going back to the sewer backup inside of the Howlett property. It was fixed but they had 6 to 8 inches of sewage in their basement, which was probably around twenty to thirty thousand dollars, worth of damage. Jerry had made an inquiry to the insurance to help them get that paid for because it was a Village issue, even though the Village fixed it, it was in the Village owned area, but the insurance is pushing back saying you all have immunity, which you do. I knew that, I talked to them and they are not going to budge. I tried all that I could to figure it out. The only thing they came back with is that they will indemnify up to 75% of any payment made by the Village. It is called “Moral Obligation to Pay” coverage that you all pay for, arising out of an occurrence for which no coverage exists elsewhere in this agreement, but for which you are morally obligated to pay provided that such obligation reviewed and agreed to, at a recorded meeting of your governing body, board, commission, or council, and the occurrence must take place after the retroactive date shown in this declaration, which it does. They are putting it back on you, so if you decide to pay that claim, I would want a finite number from them stating how much it costs. If you all decide to pay that claim as Council, the insurance under this policy “Moral Obligation to Pay”, will reimburse you 75% of that cost. Not all of it, just 75%. The email accompanied the attachment she sent was a little bit confusing, because she said this coverage has a \$2500.00 general aggregate limit, but the rest of the email we have to submit a claim for the reimbursement, if it is only \$2500.00 aggregate limit, that is not really going to be very helpful. We have to submit the meeting minutes and all that stuff. The rest was talking about actual damages, not just estimated damages. *Jason Francis* – How much was the total of damage? *Tom Mayes*- between 20 and 30 thousand. They had a finished basement and had 8 inches of sewage in it, new carpet, new drywall, new whatever. *Mayor Buda* – they did inform us that their insurance was paying some on it, they just were not paying the full amount. *Tom Mayes* – yes. I don’t know if we just need to inquire back to the Howlett’s and ask how much they have paid and we will make the claim for as much as we can and if it is just the \$2500.00 aggregate, that is just what it is. That is essentially all the insurance is willing to do. They are not going to cover it essentially because Jerry was diligent and did the right thing, they are not going to cover it. If it would have been an unfinished basement the damages wouldn’t be nearly as much. *Jerry Kirker* – We have paid for this stuff before, or our insurance has back in 1992 and 1993. It was a deal like this, but when we were cleaning sewer lines out, we blew the sewage back up into their houses through their commodes, we didn’t have a problem. Now we do. 20, 30 thousand dollars is a lot of money. *Tom Mayes* – most of their clients they have are looking for a reason not to pay and you are all trying to do the right thing. *Jerry Kirker* – Kent and I talked a little bit about this. The main lines are our responsibility, service lines are the homeowner’s responsibility. The problem was that our main line created the problem for them. *Tom Mayes* – essentially what they are saying is that you didn’t know that there was a problem and as soon as you knew there was a problem, you fixed it and so you have no liability. It would be different if you knew there was sewer bubbling up from that area and you just didn’t fix it, then you would be liable, because you were negligent. Mayor Buda is to contact the homeowners and get an actual cost in writing. Also, get the amount that their insurance has already paid. *Tom Mayes* - said it won’t happen until the next Council meeting, but we will look at it and he will inquire back with them and go from there.

To the floor for each elected official:

Mayor Jason Buda –

- 1) *Yard Sale Permits* - Patty sent us a letter about the yard sale permits, she had some questions. Do you want to answer these questions tonight or come back

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the next meeting and answer her questions? *Donna Young* – With the weather, they surely are not going to have yard sales right now. *Jerry Kirker* – the question out of this that I have is, if you have a vendor's license and you pay taxes through the County, do they need a yard sale permit? *Mayor Buda* – I thought we had this discussion before, and if they had a vendor's license, then they could have them whenever. *Mary Jane Campbell* – If they have a vendor's license, then they are in business, and they were open before we did the new zoning. *Melissa J. Hall* – then is it okay for people who want to have the continuous yard sales, to go and get a vendor's license. *Mary Jane Campbell* – No, now that we have zoning, anyone who tried it now, no. *Mayor Buda* – so everyone can take the letter home and look at it and discuss it next meeting, if that works. *Donna Young* – my issue is what if someone gets hit turning off Lee Street onto SR. 41 because they can't see. *Jason Francis* – if they would stop for six months, then they try it again, they would have to have a permit. I hope they are successful and provide safe facilities for the Village of West Union.

- 2) *Baptist Church issue with the homeless living at the church* – The Pastor was not happy with my response, but I told him he would need to cease and desist immediately, basically get the people out of there. I told him I wanted them out by that afternoon. He said it would take him a couple of days. I will have Tim, Ryan or Jerry to check. *Jerry Kirker* – I checked today when I came through and there was no one in the basement or around the Church. *Jason Francis* – When did you serve them? *Mayor Buda* – It was last week one day. He said that he thought the County Judge could overrule all of this. I told him, it doesn't work that way. *Jerry Kirker* – Ray of Hope was part of that ordeal. I have talked to them on March 1<sup>st</sup> after the Council Meeting and she said she would have them out of there in 30 days, and Buda had talked to them since then.
- 3) *Zoning Board Member* – I spoke with Alice and she would like to serve on the board and it didn't matter which one. Also, I have received a letter and multiple phone calls from people that do not live in the Village wanting to serve. If I am not mistaken, I believe they have to live within the Village. *Mary Jane Campbell* – Don Williams is interested. He used to be on the Fire Department years ago, he said he would serve on either board as needed. Stephen Caraway approached me and said he was interested in serving on the Planning Committee. *Tom Mayes* – I do not believe you want someone that is outside of the Village making Village decisions. The only way would be if they owned property in the Village, they would have invested interest. *Jason Francis* – what if they were apart of an organization that was for bettering the Village, like the Chamber of Commerce? *Tom Mayes* – I have never seen anyone serve on a zoning committee that did not at least own property in the Village. The point of the Zoning Appeals Board is that they serve the Village and they have to answer for the decisions they make and they should have an invested interest for making the decisions. *Jason Francis* asked if we are still advertising. *Jerry Kirker* said he saw it in the weekend paper. *Melissa J. Hall* – I believe it is finished now, unless you want to run it again. *Jason Francis* – We can not meet unless we have a quorum, so we will need to run it again.

Shelley Gifford – Nothing to add.

Melissa Hall – I have a question on who determines what goes on the website. I received a letter addressed to the former clerk. They were wanting to put something on the Village website that would help people coming out of the military to get a civilian job. *Tom Mayes* – It is a transition non-profit company that help people build resumes to submit to civilian employers. To interpret military skills into civilian terms, so they can get a job. Not everything in the military correlates to civilian life. Even if you are an electrician or a plumber or a medic or something in the military, those do not transfer. *Mary Jane Campbell* – normally all we have on there is Village business, correct? *Jason Francis* – maybe we recommend them to

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get in contact with ABCAP, Veterans Services, or Ohio Means Jobs, or the Adams County Chamber of Commerce.

John R. Lafferty – Absent

Mayor Buda – Councilman Lafferty put on the agenda about a funeral procession on Walnut and Market Street. Just so everyone sees that on the agenda. I know he was wanting street closures, but Jerry and I had a discussion about that. *Jerry Kirker* – I can't see closing Walnut Street to Market Street to the Village Cemetery when the funeral procession, by law, you are supposed to stop for them. That is the only thing you have to stop for, is a funeral procession, so why do we need to close the street. *Mark Brewer* – in the past when I was on patrol, we would block SR 32 and SR 41, some big place like that. *Jerry Kirker* – I can see that, but this is Saturday at 2:00 p.m. I can't see bringing people in on overtime to do it. That is the way I feel about it, but it is up to you guys to vote on how you want it. *Tom Mayes* – is it because it is a horse drawn carriage? *Mayor Buda* – I think so. I thought I would mention it since it was on the agenda. I will need a motion to close Walnut Street and Market Street to the West Union Village Cemetery for a funeral procession. Do I have a motion? *Jason Francis* – I think we gave authorization to the Village Administrator. *Tom Mayes* – I think in emergency circumstances. I think it goes both ways, Jerry said no and turned it over to council, council said no. so it is just a no.

Mark Brewer – Nothing to add.

Jason Francis –

- 1) Workers Compensation Grant – Lt. Myers gave some equipment requests, so Mary Jane and I are going to work on that when she has time and see if we can get that submitted and hopefully get that grant.
- 2) Amnesty Days – We had set it for two months, but I do not remember what months. *Tom Mayes* – I think it was in the Spring. *Mayor Buda* – I thought it was April and May, I can ask Patty and find out. *Jason Francis* – are we advertising for that? What are we doing to make it so people in our community are aware? *Tom Mayes* – we will need to do it again because you just did it for that year. *Jerry Kirker* – you advertised it in the paper, so you will need to do that again. *Mark Brewer* – the former clerk had those notes or should be in the minutes. *Jason Francis* – they should be in the minutes. Council discussed when they believed it was last year.
- 3) Tomorrow, Wednesday at 6:00 P.M. the Adams County Chamber will be having our Government Spot Light, it is our membership meeting, it will be at the ODOT garage. We are all welcome to come because we are members with the Village of West Union. Please come, we will have a representative, hopefully from our local county government, but also Lt. Governor Husted will have a representative there as well.

Mary Jane Campbell –

- 1) I already discussed Don Williams.
- 2) I told Jerry about the fire hydrant
- 3) I had a call from someone about zoning about a campground on Haffer Road. I told her that we are only zoning in the Village of West Union, we have nothing to with anything outside of the Village, that is with the County. I referred her to Richard Dryden.
- 4) Received a call about zoning on McArthur Street. I told him that he had already got a permit before the zoning had changed. *Jerry Kirker* – yes, *Mary Jane Campbell* – do you know the square footage of the first ones? *Jerry Kirker* – the first ones he put in are right at 800 square feet. They meet the square footage of living space. *Mary Jane Campbell* – I think in the Zoning, we addressed the issues of duplex, triplex and all that and we talked about how many feet to the



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edge of the line, but in this case where they are multiple units, we didn't address how close those can be. *Jerry Kirker* – no, you would have to address that as a Village. There is nothing other than a commercial building. Commercial building would have to have a firewall, that would maintain to our fire rating, housing doesn't have that. I do have a question, since you are on this, I have read the zoning, two or three times, for residential do you have to have a one-acre lot to build on? *Tom Mayes* – no. *Jerry Kirker* – what is that acre lot? *Mary Jane Campbell* – no it was 70 feet. The acre lot was about trailer parks and apartment complexes. *Tom Mayes* – the only thing I can think of with acreage to it, was if you were doing a mobile home park, multi-unit family structure. *Jerry Kirker* - there was discussion on someone wanting to add tiny homes on thirteen acres of land and asked the solicitor and council for clarification. *Tom Mayes* – recommended that he needs to come with a plat for a subdivision and how he would lay them out with roads and how much space needed for each one. It would be the same thing as what would be done for a mobile home park.

Randy Brewer – Nothing to add.

Donna Young – Nothing to add.

Mayor Buda asked if anyone had anything else to add.

*Jerry Kirker* - I would like to have a personnel meeting sometime before the next meeting or in between now and the next meeting. *Randy Brewer* – we have an insurance meeting before the next meeting at 6:00 P.M. *Jason Francis* suggested doing the insurance meeting and personnel meeting at 6:30 P.M. *Jerry Kirker* – we have to do something on personnel, we are doing things for the Police Department and my department is in just as bad of shape. I am short about 4 people. We have got to figure out how I can get the people in here and get them paid at a decent pay scale. I have office personnel out reading meters. *Jason Francis* suggest Ohio Means Jobs has a summer program for youth, I don't know if you could use them for office work or something like that. OMJ pays them, they just need supervision. *Jerry Kirker* – the reason the office personnel is out because it is meter reading time. If we don't read the meters, we don't collect the money. *Jason Francis* – is that something that a youth could help? Can they be trained on it? *Jerry Kirker* – until we get our new meters in, which are electronic, we are having trouble getting them. I talked to the company today and he is hoping to have 100 meters by Friday, but can not guarantee it. The dead meters we have to read by hand. The whole department needs employees, the streets don't get stuff done, I have street signs blown over from the storm that I can't get to because I don't have the help, there are potholes. *Tom Mayes* – the stuff about reorganization and stuff that Bethel did with those letters, would that be helpful? *Jerry Kirker* – I think we need to look into that. *Tom Mayes* – do you want me to email that to Mary Jane since she is the head of that, so she can take a look at it and maybe you can look at that reorganization and just making them all public utilities. *Jerry Kirker* – yes.

*Jason Buda* – I do have a question about personnel I forgot earlier, the last meeting I discussed the police and their pay. Officer Myers had been in contact with someone who is interested in a job but are wanting \$23.50 an hour. I told him I would bring it up to council and go from there. Personnel can discuss that at their meeting if they want.

*Jerry Kirker* – I have one other thing before we adjourn. I am going to cash in two weeks of vacation time if it is okay with council. We have done it before. It has been a while. I have right at 500 hours vacation. I have been trying to take vacation, two or three days a week.

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**Motion** by Jason Francis, second by Donna Young, to authorize the cash-out of two weeks of vacation time to Jerry Kirker, roll call vote: all yea, motion passed.

Mayor Buda - does anyone else have anything, if not, we will need a motion for adjournment.

*Jerry Kirker* – when did you say your Chamber of Commerce meeting was?

*Jason Francis* – tomorrow at 6:00 p.m. at ODOT. The way we are trying to do our meetings is 8:00 A.M., 12:00 P.M. and 6 :00 P.M., so different businesses with different schedules can attend something. *Jerry Kirker* – the only reason I asked, our Marx radios, and we need help from people at State level with it. *Jason Francis* – this is the perfect opportunity to be heard. That is what the Chamber is here for, to be the voice.

**Motion** by Donna Young, second by Mary Jane Campbell at 8:33 p.m. to adjourn, roll call vote: all yea. motion passed.

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Mayor, Jason Paul Buda

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Fiscal Officer, Melissa J. Hall