

The Regular Meeting of the Apple Creek Council called to order on July 2, 2018 by Mayor Betty Keener with the following council members answering to roll call:

Rick Conrad-present, Mike Harwood-present, Rodney Mackey-present, Robert McCarthy-absent, Charlie Lewis-present, and Steve Stoffer-present.

Council President Mackey made a motion to approve the minutes of the June 18, 2018 meeting, as always, they are available for the public to review. The motion was seconded by Councilman Lewis, roll call was as follows: Council President Mackey-yes, Councilman Lewis-yes, Councilman Conrad-yes, Councilman Harwood-yes, and Councilman Stoffer-yes.

VISITORS: Bill Bradish from Palmer Energy was present to explain the Gas Aggregation prices. He has prices for one and two-year contract. He is recommending just a one-year contract with Volunteer starting in November 2018. This would save the average customer \$90.00 per year. Councilman Stoffer made a motion to allow the Mayor to sign the contract for the gas aggregation during the week of July 9th through the July 13. The motion was seconded by Councilman Harwood. Roll call was as follows: Councilman Stoffer-yes, Councilman Harwood-yes, Councilman Conrad-yes, Council President Mackey-yes, and Councilman Lewis-yes.

POLICE: Lieutenant Estacion was present, did not have the month end report due to the Chief being on vacation so it will be reviewed at the next meeting. He explained that golf carts are not allowed on the Village's streets. They would have to have everything a car has to be allowed on the road. He also explained that the dog who bit a person on Mill St. is being quarantined for ten days.

PARK: Dale would like a thank you letter sent to Methodist church, now that they painted the benches and the gazebo. They also planted some flowers and mulched. Mayor Keener said she will send a thank you. The church paid for all the materials as well. Getting the park ready for Johnny Appleseed. Johnny Appleseed is July 27 and 28th. The parade will start a 1 pm on Saturday July 28th, starting at the Ford garage.

STREETS AND MAINTENANCE: Mayor Keener reported that the storm sewers are repaired and ODOT will be starting to work on St. Rt. 250 soon. Today we received written approval from Mr. Arnold to scope the retention basin on his property. Mayor Keener left a voice mail today at the engineer's office to contact us as we are ready to proceed with the video. It will not be the engineers doing the video but an outside company doing the work. We have no start date for this until we hear back from the engineers. Verbally we did not discuss any repairs with Mr. Arnold. Mr. Arnold stated he would give us permission to video it but if there are any repairs we will need to talk. Keith Wellman asked what Mr. Arnold said about having both of the pipes cemented shut. Mayor Keener stated we are not going there yet, we are taking baby steps. Keith stated while you are going through baby steps I am going through everything from six years ago. He stated he understands things take time but I have been patient for 6 years and I am still having issues. I ran a thing down my down spouts and I am going to have it dug up. I guess there used to be ditch in front of my house. He doesn't know where his down spouts are going. If they ran into the ditch they are probably filled with dirt and not draining right. That could be why it backs up during a rain. Also, Keith wanted to know if we talked to Precision Products. The Mayor asked for the Solicitor to explain why the village should not be the one to contact them. Solicitor Jeff Musselman explained we did not talk to them because of private cause of action. If it's neighbor to neighbor, the village is trying to mediate, there is only so much the village can do. Keith feels there is a civil issue and they are four contributing to the problem, ATI, Mr. Arnold's property, the Village, and the company. Mayor Keener reported we will be armed with more information once we get the video to ask him if this problem is because of concreted pipes. When did you do that, was it long ago, did it flood before the concreted pipes? We need to get more information. This is a private issue at this point the village does not have structural damage at this point the mayor stated. While Rob said we would be involved in a civil suit we don't know that. To be a plaintive we would have to discuss it as a council, Mayor and with the solicitor present. We are willing to help our residents, but we can only take it so far. We're willing to pay the \$3500 for the video process, but after that we're not sure. The solicitor suggested we wait until the video comes back and move forward after that. Keith feels everyone involved has been negligent. Betty asked them to get pictures, videos and anything else they have to the Village Hall. Councilman Harwood stated he would recommend they talk to the county because Precision Products would have needed a permit to add the addition on the building and would have to put on the drawings what they were doing with the water.

Robert Tyler wanted to know if there was an easement on his property on Mill St. Solicitor looked it up at the Wayne county web-site and could not find anything. He will do further research and get back with us. Dale Orr reported there are a lot of people blowing their grass clipping onto the street. Then is plugs up the catch basins. It is illegal to blow them into the street. If the police department notices this happening they will give the people a warning.

WATER & SEWER: Nothing.

JEDD#1: Nothing

JEDD#2: Nothing.

CORRESPONDENCE: Nothing.

UNFINISHED BUSINESS: Budget hearing July 16, 2018.

NEW BUSINESS: Historical Society open house July 28th from 10 am to 3 pm.

Johnny Apple Seed Festival July 27th & 28th. Parade line up is noon and starting the parade at 1 pm. Friday July 27th is from 4pm to 10 pm and Saturday July 28th from noon to 10 pm.

COMMITTEE REPORTS: None

FINANCE:

COUNCIL BILLS 7-2-18				
A11A210 POLICE				
A17A240 Mayor & AD.				
A17A242	Dix Comm	Advertisement		\$28.70
A17X2752	East Union Twp.	Jedd #2		\$335.84
A17A243	Magic Garage Door	Repairs		\$744.76
A17A241	Postmaster	Stamps		\$200.00
A17A241	Quill	Chair		\$199.99
A17A237	Taggart Law Firm	Solicitor		\$407.00
			TOTAL	\$1,916.29
B16B240 Streets O&M				
B16B244	John Deere Fin	Welding rod & paint		\$33.98
B16B243	Kokosing	Asphalt		\$1009.76
B16B243	Mast Lepley	Axle Parts		\$13.99
B16B241	Quill	Monitor		\$82.48
B16B243	Smetzer	Tire Repair		\$20.95
			TOTAL	\$1,116.16
B43A240 PARKS				
B43A243	John Deere Financial	Parts for Bathroom		\$4.99
B43A243	Mt. Services	Portable Pot		\$80.25
B43A242	Quill	Monitor		\$82.48
			TOTAL	\$167.72
E15A240 WATER				
E15A245	John Deere Fin	Paint		\$36.93
E15A235	Postmaster	Stamps		\$70.00
E15A241	Quill	Monitor		\$82.48
			TOTAL	\$189.41
E25A240 SEWER				
E25A243	Custom Machine	Work		\$12.00
E25A245	John Deere Fin	Oil & parts		\$85.19
E25A235	Postmaster	Stamps		\$70.00
E25A241	Quill	Monitor		\$82.48
			TOTAL	\$249.67

MOTION TO PAY THE BILLS: by Council President Mackey. The motion was seconded by Councilman Harwood. Roll call was as follows: Council President Mackey-yes, Councilman Harwood-yes, Councilman Conrad-yes, Councilman Lewis-yes, and Councilman Stoffer-yes.

Motion to go into executive session for personnel Section 121.22 (G) (1) by Councilman Harwood. The motion was seconded by Council Stoffer. Roll call was as follows: Councilman Harwood-yes, Councilman Stoffer-yes, Councilman Conrad-yes, Council President Mackey-yes, and Councilman Lewis-yes. At 7:25 pm.

Motion to come out of executive session at 7:40, by Councilman Stoffer. The motion was seconded by Councilman Harwood. Roll call was as follows: Councilman Stoffer-yes, Councilman Harwood-yes, Councilman Conrad-yes, Council President Mackey-yes, and Councilman Lewis-yes.

While in executive session council discussed the change from Opers to Police and Fire. Also formed a committee to review and update the employee handbook. They have decided to have a committee of 3, which the members will be Council President Mackey, Councilman Stoffer, and Councilman Harwood.

Other action from executive session as follows:

Council President made a motion to change the Appropriations by \$60,097.48 to pay the Village's employer share to Ohio Police and Fire dating back to 2011 when Jason Woodruff was added full time. The motion was seconded by Councilman Harwood. Roll call was as follows: Council President Mackey-yes, Councilman Harwood-yes, Councilman Conrad-yes, Councilman Lewis-yes, and Councilman Stoffer-yes. Going back to new business.

Also, to send \$34,052.88 to Ohio Police & Fire for the employee share that was refunded from OPERS.

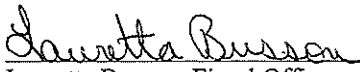
The Mayor asked if State Representative Scott Wiggam could use Mayer Carson Hall free of charge for a Meet and Greet. Councilman Harwood made a motion to allow Scott Wigman to use Mayer Carson Hall. The motion was seconded by Councilman Stoffer. Roll call was as follows: Councilman Harwood-yes, Councilman Stoffer-yes, Councilman Conrad-yes, Council President Mackey-yes, and Councilman Lewis-yes.

MOTION TO ADJOURN: by Councilman Harwood. The motion was seconded by Councilman Stoffer. Roll call was as follows: Councilman Harwood-yes, Councilman Stoffer-yes, Councilman Conrad-yes, Council President Mackey-yes, and Councilman Lewis-yes.

Meeting Adjourned at 7:44 pm.



Betty Keener, Mayor



Laretta Busson, Fiscal Officer