

The Regular Meeting of the Apple Creek Council called to order on December 2, 2019 by Mayor Rodney Mackey with the following council members answering to roll call:

Rick Conrad-present, Paul Dillon-present, Mike Harwood-present, Robert McCarthy-present, Charlie Lewis-present and Steve Stoffer-present,

Councilman Lewis made a motion to approve the minutes of the November 18, 2019 meeting, as always, they are available for the public to review. The motion was seconded by Council President Stoffer. Roll Call was as follows: Councilman Lewis-yes, Council President Stoffer-yes, Councilman Conrad-yes, Councilman Dillon-yes, Councilman McCarthy-yes, and Councilman Harwood-yes.

VISITORS: None.

POLICE: Chief Woodruff was present and handed out his monthly report. The numbers are staying up but there is nothing significant to report. The auxiliary hours are down a little bit due to the resignation of auxiliary officer Dennis Felter. West Field Insurance Company "armed security" is now a Police Department; therefore, Felter no longer needed his commission at the Village of Apple Creek. The letter of resignation was effective December 1, 2019. The Christmas Tree Lighting Ceremony is on December 6, 2019 from 6 pm to 8 pm. And Breakfast with Santa is on December 14, 2019 from 8 am to 11 am. Council President Stoffer asked about the trash at a residence on Maple Street. Chief Woodruff stated that the people that were living there are now evicted and the new tenants had a lot of trash to clean up but it is being taken care of. Chief Woodruff mentioned the camper beside the bank on the Amstutz property. Council President Stoffer stated that he was going to bring this up because someone is living in it. Chief Woodruff explained that the individual only lives in it part time but when he is here; he causes the Police issues with the people he brings in from Wooster. Councilman Harwood mentioned that he thought there was an Ordinance against this. Councilman Harwood asked if the camper had valid plates and Mayor Mackey stated that it doesn't need plates because it fits in the back of a truck. Chief Woodruff stated that it is a travel trailer and that the individual has a cover over it so the Apple Creek Police cannot see it without stepping on the property. Mayor Mackey mentioned the Nuisance Ordinance and believes that there is a section in it that allows certain people of authority to go on private property to look at things that are a "nuisance". Laurie Busson, Fiscal Officer, stated that the Nuisance Ordinance is 2009-23. Chief Woodruff and Solicitor Jeff Musselman looked at this Ordinance. After review, Chief Woodruff responded to Mayor Mackey; stating that Mayor Mackey was half incorrect. The property owner can deny the Police access to their property and then the Police would have to get a search warrant to gain access to the property. Chief Woodruff read aloud Ordinance 2009-23 Sections C1 and C2. Chief Woodruff stated that as of right now; there is no Ordinance prohibiting what is going on there. Chief Woodruff went on to address the valid license plate question brought up by Councilman Harwood by reading under Section Motor Vehicles being defined as "having an internal combustion engine cannot sit in the Village without being licensed; therefore, it does not apply to the camper situation. It was the consensus to look through Ordinances and go over it in the next meeting. Mayor Mackey mentioned the burned garage on Cemetery Street and the collapsed wall of the old slaughter house to Solicitor, Jeff Musselman, and asked him to construct and send the property owners letters regarding their responsibility of cleaning things up.

PARK: Nothing.

STREETS AND MAINTENANCE: Street Superintendent, Kim Arwood, reported that he is still picking up leaves; will be going out again on December 3rd 2019.

WATER & SEWER: Mayor Mackey reported he brought in Wayne County to look at our facilities to see if they can help out until we find a contractor to service the Village of Apple Creek. Mayor Mackey contacted NEFCO in Akron for their help with connections to aid us in finding a Water and Sewer Contractor to replace Kevin Dean from Dean's Backflow; who is ending his contract as of December 31st 2019. Street Superintendent, Kim Arwood, reported that the AEP powerline at Water Plant had to be replaced due to the wire blowing out the pump switches. Arwood and Kevin Dean of Dean's Backflow are currently turning the pump on and off manually in order to keep the water tower from going dry or overflowing. Arwood also reported the Dollar General had a plumber in on Friday to take care of the water meter that wasn't hooked up to anything but was still leaking. The water had to shut off to the whole building; which included the Dollar General, the Post Office, CBS Tax Service, and Dunlap Family Physicians Aultman. The water was supposed to be shut off from 12 pm to 1:15 pm but ended up being shut off from 12 pm to 4:15 pm due to the plumber needing to go get supplies three or four times.

JEDD#1: Nothing.

JEDD#2: Nothing.

CORRESPONDENCE: Note from Ohio EPA – Citizen Advisory Public Hearing for Wiles Storage Pond will be December 4th at the OARDC Fisher Auditorium @ 6 pm.

UNFINISHED BUSINESS: Nothing.

NEW BUSINESS: None.

COMMITTEE REPORTS: None.

FINANCE:

COUNCIL BILLS 12-2-19				
A11A210 POLICE				
A11A241	Treasurer of State	MARCS Radio Contract		\$210.00
A11A233	MCTV	Telephone		\$92.76
A11A213	Gall's	Uniforms		\$551.71
			TOTAL	\$854.47
A17A240 Mayor & AD.				
A17A233	MCTV	Telephone		\$92.76
A17A241	Water Watts	Thermostat/Ballast		\$182.00
A17A233	Wells Fargo	Copier Lease		\$205.45
A17A245	John Deere Financial	Spreader		\$34.99
A17E271	East Union Township	JEDD #2		\$386.78
			TOTAL	\$901.98
B16B240 Streets O&M				
B16A233	MCTV	Telephone		\$49.39
B16B243	John Deere Financial	Spreader		\$59.99
B16B243	John Deere Financial	Safety Gear/Tarp Straps Etc.		\$265.25
B16B243	Yoder Hydraulics	Snow Plow Cylinder Fitting		\$113.28
			TOTAL	\$487.91
B43A240 PARKS				
G57X272	Josh Raymond	Park Deposit Refund		\$40.00
B96A242	Santmyer Oil	Fuel		\$722.56
B96A244	Santmyer Oil	Backhoe Fuel		\$432.18
B96A246	Santmyer Oil	Fuel Cruisers		\$1,962.09
			TOTAL	\$3,156.83
E15A240 WATER				
E15A245	Treasurer of State	Public Water License		\$933.12
			TOTAL	\$933.12
E25A240 SEWER				
E25A233	MCTV	Telephone		\$108.28
			TOTAL	\$108.28

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

Motion to go into executive session for Personnel section 121.22 (G) (1) by Councilman Harwood. The motion was seconded by Council President Stoffer. Roll call was as follows: Councilman Harwood-yes, Council President Stoffer-yes, Councilman Harwood-yes, Council President Stoffer-yes, Councilman Conrad-yes, Councilman Dillon-yes, Councilman Lewis-yes, and Councilman McCarthy-yes. At 7:09 pm.

Motion to come out of executive session at 7:53 pm, by Councilman Conrad. The motion was seconded by Councilman McCarthy. Roll call was as follows: Councilman Conrad-yes, Councilman McCarthy-yes, Councilman Dillon-yes, Councilman Harwood-yes, Councilman Lewis-yes, and Council President Stoffer-yes.

No action from executive session.

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

Meeting Adjourned at 7:54 pm.