



COUNCIL MEETING MINUTES
August 23, 2021 · 6:30 PM
Council Chambers

Mayor: Jody Carney **Administrator:** Nathan Cahall
Director of Finance: Renee' Sonnett **Director of Law:** Paul-Michael La Fayette
Council Members: President pro tempore J. Rucker, L. Giaimo,
S. Heineman, S. Pine, F. Reed, M. Terry

Call to Order: Pledge of Allegiance

Approvals: Agenda: Council Meeting – August 23, 2021
Ms. Pine motioned to approve the agenda, seconded by Mr. Reed. All in favor.

Minutes: Council Meeting – August 9, 2021
Ms. Pine motioned to approve the minutes as amended, seconded by Ms. Giaimo. All in favor,
Mr. Rucker abstained.

Visitors:
None.

Reports:
Mayor

- This Thursday, the Lions Club is hosting their annual live auction. It will be held at 6pm at Pastime Park.
- Meeting with Staff later this week to discuss Fall and Winter events to establish a timeline.
- Following up with Mr. Cahall on some citizen requests.
 - No Parking signs on Carriage and Lantern will be installed tomorrow.
- This Saturday is the Ohio Department of Natural Resources “Explore the Creek” day. This event is open to residents and to Council.

Finance Director

- Nothing to report.

Chief

- Reminder that the UPCO car show will be this Saturday uptown from 2:00 PM to 7:00 PM.

- Reminder that the Madison County Safety Expo will also be this Saturday. Sgt. Prather will be attending to represent Plain City.
- The Police Department will be hosting Diversity Training on August 30, 2021. Chief McKee invited the West Jefferson Police Department to attend the training as well.
- The PD has received several applications for the Admin Assistant Position, and the Chief will be scheduling interviews sometime after August 30, 2021 once all the applications have been received.
- Canine Officer Hirtzinger celebrated his 5th year of service at the Police Department. Chief McKee thanks him and canine Andor for their dedicated service.

Village Administrator

- The bid opening for the sale of the old municipal properties will be in the paper on Thursday. Bid opening will be on September 30.
- The Hamlet developer filed their final development plan this week, unannounced. Staff is meeting with them later this week.
- The Uptown Parking Lot pre-construction meeting is on Friday. The contractor has already ordered materials. The schedule will also be received Friday. The construction contract has a completion date of the end of 2021, except for an allowance if light fixtures are backordered (order confirmation is necessary).
 - Mayor Carney requested that the schedule be distributed to the residents and business owners around the parking lot.
- Tonight, there is a contract award request for the streetscape project. Once approved, the pre-construction will be held.
- The property on Jackson Street has been closed on. More improvements on the site will be coming.
- Camera crews are cleaning and taping the sanitary sewer lines. Inspection reports are coming in. Smoke testing also started today and progressing quickly. There are several areas that quickly and cheaply can have I&I reduced.
 - Mr. Rucker asked about the backflow during the sanitary sewer work. Mr. Cahall responded that lines are being cleaned out and is talking to residents as issues occur. There has been some water coming into basements from houses who have sump pumps tapped into the sanitary sewer line.
- Budget kickoff will be held on Wednesday at Personnel & Finance/CIP board meeting this week. Also presented will be the draft Compensation plan.
- The North water line project is out to bid. Hopefully more bids are going to come in next week.
- There was a sinkhole on Park Street where the sanitary sewer line failed. Crews have fixed the issue.
- Mr. Cahall confirmed that road salt has been purchased with the 2021 budget. Mr. Reed asked some budget questions about salt purchases.

President Pro Tem

- Next Worksession is September 1.

Solicitor

- Nothing to report.

Capital Improvements

- Meeting on Wednesday at 7pm for a joint meeting with Personnel & Finance.

BZA

- No meetings were held in August.

Planning & Zoning

- Next meeting will be September 15.

Parks & Recreation Committee

- Nothing to report.

Personnel & Finance

- Meeting on Wednesday with a full agenda.

Fire

- Ms. Pine will be attending the meeting on September 2.

Design Review Board

- Next meeting is Wednesday at 6:30pm to review a couple of applications.

Rules

- It is difficult to develop rules without having a full committee meeting, per Open Meeting Rules. Mr. Reed would like to resign from the Rules Committee and will be able to communicate with other members. He could serve as a facilitator and do some of the work of the Council rules creation.
- Mr. Terry asked why the Rules Committee cannot just hold open meetings.
 - Mr. Reed responded that the discussion is very robust, and the discussion will most likely be daily. With scheduled meetings, the discussion must be held until the meeting, and then further action has to wait until the next meeting. Mr. Terry responded that he is in favor of hold open meetings but is also ok with Mr. Reed resigning from the Rules Committee.
 - Mr. Holthus added that he concerned about the purpose of the resignation, and the purpose that would entail circumventing the Sunshine Laws. Even with a resignation, there would have to be a replacement due to the committee being established with three members.
 - Council decided that Mr. Reed should remain on the committee, and the committee will schedule open meetings. The first meeting will be held at 5:00pm on September 1.

Old Business:

Second Reading: Resolution 28-2021 A Resolution Authorizing and Directing the Village Administrator to Enter into a Pre-Annexation Agreement with Norman A. Beachy and Lois F. Beachy, Trustees

Mr. Terry motioned to approve Resolution 28-2021, seconded by Ms. Giaimo.

Yay – Pine, Reed, Terry, Giaimo

Nay – Heineman, Rucker

New Business:

Liquor License Notice to Legislative Authority – Transfer of Ownership to Mi Sombrero Express Inc

The liquor license is being transferred from a restaurant in Whitehall to a new restaurant being opened at 900 Village Boulevard. Mr. Reed had no objection to the liquor license and stated that this might allow a DORA but would have to verify the location requirements. Council does not want a further hearing.

1st Reading: Resolution 29-2021: A Resolution Authorizing the Village Administrator to Accept the Bid of, and Execute an Agreement with Wolf Creek Contracting for the Plain City Uptown Streetscape Project, and Requesting a Waiver of the Second Reading

Mr. Reed noted that he has seen other communities stamp bricks that were sold in streetscape and suggested the Village do something similar in the future.

Ms. Pine motioned to waive the second reading for Resolution 29-2021, seconded by Ms. Heineman. All in favor.

Ms. Pine motioned to approve Resolution 29-2021 as an emergency, seconded by Ms. Giaimo. All in favor.

1st Reading – Resolution 30-2021: A Resolution Authorizing and Directing the Village Administrator to Execute a Community Reinvestment Area Abatement Agreement for the Property Located at 160 W Main St.

1st Reading – Resolution 31-2021: A Resolution Authorizing and Directing the Village Administrator to Execute a Community Reinvestment Area Abatement Agreement for the Property Located at 156 W Main St.

1st Reading: Ordinance 25-2021: An Ordinance to Approve Current Replacement Pages to the

Plain City Codified Ordinances and Declaring an Emergency

Walter Drane is the firm that keeps the Village's codified ordinances up to date. Every year, the firm sends us a packet on codified changes. The changes include changes in state statute that need updated in our codified ordinances. Mr. Terry would like, in the future, to be provided with the before and after of exactly what is changed.

Mr. Holthus added that a few months ago, the Ohio Legislature revised the Chapter that designated LLCs, and the chapter changed. This ordinance includes these adjustments.

Mr. Reed does not want to declare an emergency. The ordinance was requested to be passed as an emergency because the code is technically outdated.

Ms. Pine motioned to waive the second reading for Ordinance 25-2021, seconded by Mr. Terry. All in favor.

Ms. Pine motioned to approve Ordinance 25-2021 as an emergency, seconded by Ms. Giaimo. All in favor.

1st Reading: Ordinance 26-2021: An Ordinance Amending Village Ordinance Sections 1327.10 and 1327.11 Concerning the Uptown Plain City Historic District

Mr. Reed will be requesting further discussion. The wording in the appeal section has slightly changed in the right direction, but he would like further discussion on who can appeal and the definition of "affected". This will be a Worksession discussion item.

Ms. Pine noted that only the highlighted sections in the document were changed, not the wording that Mr. Reed brought up. Mr. Terry confirmed that the ordinance only changed based on the discussion had at previous Council meetings. Mr. Cahall added that staff was expecting further discussion on the proposed changes before a second reading and potential implementation.

There is a Design Review Board meeting this week, but these applications will be following the rules that were established at the time of filing.

Discussion Items:

No discussion items.

Executive Session:

Ms. Pine motioned to enter Executive Session, seconded by Ms. Giaimo. All in favor

Pursuant to Ohio Revised Code Section 121.22 G (3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action.

Mr. Terry motioned to exit Executive Session, seconded by Ms. Pine. All in favor

Meeting adjourned at 7:56pm.

Clerk

Mayor