

**VILLAGE OF COMMERCIAL POINT
COUNCIL MEETING MINUTES
September 9, 2013**

Mayor Hammond called the meeting to order followed by the Pledge of Allegiance. Mayor Hammond then asked for a Moment of Silence to honor our Men and Women; Past and Present; for their Military Service to our Country. Fiscal Officer Hastings took roll call with the following members present: Mr. Shelton, Mr. Cruz, Ms. Gooden-Kinney, Mr. Wissinger and Ms. Evans. Chief Jordan and Engineer Grosse were also in attendance.

Mr. Wissinger made a motion, seconded by Ms. Gooden-Kinney to approve the August 5, 2013 Regular Council Meeting Minutes. All members were in favor. The motion passed.

Ms. Gooden-Kinney made a motion, seconded by Mr. Shelton to approve the August 5, 2013 Public Hearing Minutes. All members were in favor. The motion passed.

Mr. Shelton made a motion, seconded by Mr. Wissinger to approve the August 19, 2013 Special Council Meeting Minutes. All members were in favor. The motion passed.

Administrative Reports:

A. Mayor's Report - Mayor Hammond had no report, however he shared a thank you note he received from the family of Betty Vanderslice. "I would like to thank Officer Murphy for his compassion, professionalism and handling during his call to my home on August 15, 2013. He responded to the call of the passing of my mom, Betty Vanderslice, when I found her that morning in her bed. Officer Murphy knew exactly what to do, who to call and waited with me and my daughters until the funeral home arrived. We thank Officer Murphy for helping us through that horrible morning. Donna Hart and daughters."

B. Village Engineer's Report – Engineer Grosse informed Council that he had met with the property owners of the Lehman Farm property on St. Rt. 104 regarding the proposed new well field site and a proposed development site. He said they asked for a letter stating the Village's surplus capacity. Engineer Grosse wanted the approval from Council before he documents this information for this property owner. He said it is public information, however would like Council's approval. He informed Council this is no commitment to serve this property, just an informational letter. He said the letter would be a generic letter that can change the next day if someone would come in and need more capacity. Engineer Grosse said if they come back and say they need a commitment, just like other developers, commitment means dollars. They would have to pay upfront before any commitment would be made. Engineer Grosse said he estimates about 200,000 gallons of water/sewer a day in surplus as of now. He said Chestnut Estates is going to be using more due to the new phase that is going in now and Walker Point also might be needing more in the near future. Mr. Cruz asked how many houses 200,000 gallons a day would serve. Roughly about 100 homes. Mr. Cruz asked if this was public knowledge. Engineer Grosse said it was. He and Mayor Hammond felt the need for Council's approve since this is outside of the corporation limits and didn't want Council to see a write up in the paper or someplace else and not know anything about it. Mr. Shelton made a motion, seconded by Ms. Gooden-Kinney for Engineer Grosse to draft a letter and send to the Lehman Farms Property owners. All members were in favor. The motion passed.

Engineer Grosse said phase 3 of the sidewalks is completed. He feels the contractor did a good job. A few minor issues have been resolved with favorable comments from the residents. Mayor Hammond asked Engineer Grosse to inform Council about the contract with Dynahoe for the new culvert in front of Mrs. Goldhardt's home. Engineer said a contract has been signed and work will begin soon. We will be putting in a new culvert, curb and gutter as well as a new sidewalk in front of the Goldhardt's on Front Street. Mr. Wissinger asked for the cost. Engineer Grosse said between \$ 25,000 - \$ 26,000. Engineer Grosse said that was the last item on the priority list for this year. The addition of cleaning out the ditches was added and he is waiting for quotes to come in.

Mr. Shelton asked Engineer Grosse whether W. Scioto St. had been previously stripped. Engineer Grosse said he wasn't sure and would have to check some of the pictures he has from the past. He said he would add this to the project including stop bars and other stripping throughout the Village. Mr. Cruz asked what standards this piece of road has to meet to have stripping down the middle. Engineer Grosse said he would look into it and bring back the bids and recommendations to Council.

C. Village Solicitor's Report – No report.

D. Police Department Report – On file at the Municipal Office.

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E. Village Administrator's Report – Nothing to report. Ms. Gooden-Kinney asked Village Administrator Shelton where we stood with online bill payment. Ms. Shelton said it is being worked on and hopefully coming soon.

F. Fiscal Officer's Report – Fiscal Officer Hastings gave the following report: Fund Balance's as of August 30, 2013 – General Fund - \$ 767,763.01, Street Construction Main & Repair - \$ 165,916.63, State Highway - \$ 17,587.01, Parks and Rec - \$ 3,875.00, Permissive Motor Vehicle - \$ 7,482.21, Housing Development - \$ 14,956.07, Water Operating - \$ 1,472,268.61 Sewer Operating – \$ 1,244,502.48, Garbage Operating - \$ 14,619.41.

Legislative Reports

A. Legislative Authority Reports

1. Vidal Cruz – Nothing to report
2. Nicole Evans – Nothing to report
3. Kimberly Gooden-Kinney – Ms. Gooden-Kinney made a motion, seconded by Mr. Wissinger to move the COW meeting from September 16, 2013 to September 23, 2013. All members were in favor. The motion passed.
4. Jason Thompson – Nothing to report
5. Randy Shelton – Mr. Shelton informed Council that he would be absent from the October 7, 2013 Regular Council Meeting due to being out of town for work.
6. Clarence Wissinger – Nothing to report

At this time, Mayor Hammond opened the meeting for Citizens Comments.

Mr. Struckman asked Council if they had a chance to look into the trimming of the trees throughout the Village that he had requested in a previous meeting. Mr. Wissinger said the Foxfire development was pretty bad. Mayor Hammond said he had spoken with Mr. Ray Graves who lives in Foxfire, and he is going to be trimming his own trees. Mayor Hammond said he had a complaint from the schools that the busses are hitting trees along the guardrails by the Post Office. Mr. Struckman said everywhere in the Village where trees need to be trimmed, would be appreciated. Mayor Hammond said we could engage a professional tree trimming business if needed. Mr. Wissinger asked how high the trees needed to be trimmed off of the ground. Mr. Struckman said he would like for them to be at least 12 feet off the ground. Mayor Hammond suggested finding out the areas where the trees need to be trimmed and getting with Engineer Grosse on getting a few quotes from professional tree trimmers. Mr. Cruz recommends, once the trees that need to be trimmed are identified, send a letter to the homeowners giving them the first option to trim the tree themselves. If they choose not to trim their trees, let them know the Village will take on the responsibility of getting them trimmed. Mr. Shelton said the first thing that needs to be done is a ride-a-long with Mr. Struckman to see what needs to be trimmed. Mr. Shelton volunteered to do the ride-a-long. Mr. Struckman said they received a price to trim the trees at Southern Point of \$ 20,000. He said it is not cheap! Engineer Grosse said the only good thing now is that we do not allow any trees to be planted in the right away. Mr. Struckman volunteered to help the Village haul the away the trimmings. Engineer Grosse suggested passing legislation not allowing trees to be planted in the right away for all homeowners going forward. Mr. Cruz asked if anywhere the Village has a right away, is that also an easement? Engineer Grosse said they were two different things. Anything out front is a dedicated right away, property owner owns the property. Easements, we do not prohibit residents from putting anything on them, however if we need to gain access to the property, we will gain access.

At this time, Mayor Hammond asked for a motion to set the date and time for Trick-or-Treat. There was some discussion on the times. Ms. Gooden-Kinney said she had received some comments on running it for 2 hours and that an ending time of 8:00 p.m. was too late. Mr. Shelton said around 7:30 p.m. the traffic starts to slow down. Ms. Gooden-Kinney made a motion, seconded by Mr. Wissinger, to hold Trick-or-Treat on October 31, 2013 from 6:00 p.m. – 7:30 p.m. There was discussion on why cutting the time down to an hour and a half. No one was in favor of the motion. The motion failed. Mr. Shelton made a motion, seconded by Mr. Cruz to host Trick-or-Treat night on October 31, 2013 from 6:00 p.m. – 8:00 p.m. All members were in favor. The motion passed.

Mr. Cruz made a motion, seconded by Mr. Shelton to adjourn the meeting. All members were in favor. The meeting adjourned.

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Joe Hammond, Mayor

Wendy L Hastings, Fiscal Officer