

**Village of Commercial Point
Council Meeting Minutes
November 2, 2015**

Mayor Hammond called the meeting to order, followed by the Pledge of Allegiance. Mayor Hammond asked then 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. Laxton, Mr. Geiger, Mr. Sadler, Ms. Evans. Solicitor Hess, Engineer Grosse and Chief Jordan were also in attendance. Mr. Wissinger was absent.

Mr. Sadler made a motion, seconded by Mr. Geiger to approve the October 5, 2015 Regular Council Meeting minutes. All members approved with the exception of Mr. Laxton who abstained. The motion passed.

Administrative Reports:

D. Police Department Report-On file with the Municipal Office. All 5 officers were out for Trick or Treat, everything went well, increased sidewalk traffic. Officer Waas doing well and is working on her own. Officer Waas interacts well with others, good candidate for part-time position.

A. Mayor's Report-Mayor Hammond was out on trick or treat. He liked that Officer Kelly was at the Village office passing out candy.

B. Village Engineer's Report-Engineer Grosse said the sidewalks turned out well, he has received a couple comments from people on where sidewalks should have gone. Engineer Grosse said it is not his intention to leave anyone out, said it is a successful sidewalk project. Engineer Grosse said he did not get two curb ramps in Walker Pointe and one ramp in West Scioto Green completed. The contractor emailed Engineer Grosse the final draw he will review the number and if funds are available he will try and complete the curb ramps, if not it will be a priority for Spring. Mr. Shelton asked if we have time this year. Engineer Grosse said not at this time due to the contractor's schedule. Engineer Grosse said the center part of town is completed. Striping will take place in the Spring including the crosswalks. Mayor Hammond said present council or future council may want to look at the parking lot in front of the Post Office, there is not a dedicated street; it is just a cut through. Mayor Hammond suggested putting a curb to not allow for cut through. Mr. Geiger said they use that for the Go Cart Races. Engineer Grosse discussed the Waste Water Treatment Plant, not the expansion but dealing with the sludge. Engineer Grosse discussed proposed improvements with the designers and he does not feel we need all pieces. He talked about the new procedure; he was able to decrease numbers to \$2,000,000-\$2,500,000 from \$4,000,000 for the project. Engineer Grosse said the improvements would take us to a capacity of 500,000 gallons a day. Engineer Grosse asked Council to approve for him to move forward. Engineer Grosse said by our employees completing the work on the building addition at the plant, saved the Village \$15,000-\$20,000. They did a great job. This will allow us to handle the sludge of our existing plant without expansion. Ms. Evans asked about the financing options. Engineer Grosse said it would be part of the planning piece. Engineer Grosse reported we have limited storage, if we have more storage it will get us to the expansion piece. Mr. Geiger asked if this would lessen the cost when we are ready for the expansion. Engineer Grosse said it would get us to where we need to be now and hopefully for some expansion. Ms. Evans said we need to move forward in order to get financials. Engineer Grosse

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agreed we need to move forward on now, not later. Mr. Sadler said a motion was made on 5/4/15 to move forward. Engineer Grosse said he will keep the council up to date. Engineer Grosse said he has been working with Mr. Chesterfield from the City of Columbus, regarding water availability. Engineer Grosse said John Thompson has been working with some of the farmers, specifically Natalie Blue, who is the administrator of the farm that we are trying to obtain permission to do test wells. This location is farther away; ½ to ¾ miles South of plant. Once we find water, we have to expand the plant. Mr. Sadler asked if it is the same aquifer as now. Engineer Grosse said yes and looking to hit Teays River Valley. Ms. Evans wants to make sure there is a current level of comfort with the capacity we have for Chestnut Estates residents. Engineer Grosse said they have been given a report that shows what we feel our capacity was and can handle, with a recommendation of what we can safely serve without doing anything else to our plant or well field. Engineer Grosse said beyond that they understand there will need to be improvements made. Mr. Sadler asked would the new wells be in the flood level. Engineer answered yes, however they would be higher. Ms. Evans asked for a report on what we can provide Chestnut Commons. Ms. Evans asked if there is language to protect the village if we cannot supply sources? Solicitor Hess said working together through taps and TIF's, yes. Engineer Grosse met with Strawser Paving regarding street repairs but has received no response. Engineer Grosse is calling other contractors for quotes. He said potholes are developing in the street that need repaired. Engineer Grosse will contact previous contractor Kevin Stewart. Engineer Grosse is asking to repair Edmonds Dr. in Walker Point. He said there is a large crack in the street. Engineer Grosse said he has had conversations with the HOA in Walker Pointe regarding cleaning up the ponds. Engineer Grosse spoke to Mike Mullens, manager for Walker Point. Engineer Grosse sent him a letter advising the pond needed cleaned up and functional. Engineer Grosse said that Chestnut Estates needs to clean the cattails from the pond.

C. Village Solicitor's Report-Solicitor Hess reported there are three pieces of legislations, two for 2nd reading. First is Resolution 20-2015 to make temporary appropriations for Fiscal Year ending December 31, 2016 and Ordinance 2015-12 adopting to codified section 425.15 of the codified ordinances, this is in reference to heavy equipment parking on the roadway. Solicitor Hess said if this was to pass tonight it would not go into effected for 30 days because it does not have emergency language. Solicitor Hess said he is not asking for a vote tonight and it will go for a third reading at the next meeting. Solicitor Hess said Ordinance 2015-13 is up for first reading. He said there has been several discussions with Intelliwave. Solicitor Hess said this is just to help move the process along. He said engineering and legal issues still need to be worked out. This ordinance allows the Mayor and or Village Administrator to enter an agreement once legal and engineering approve. At this time, Mr. Sadler asked for updates on pending litigation and appeals. Solicitor Hess said that would be discussed in Executive Session.

E. Village Administrator Report- Nothing to report

F. Fiscal Officer's Report-Nothing to report

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Legislative Reports:

- A. Legislative Authority Reports
 - 1. Randy Shelton-Nothing to Report
 - 2. Nicole Evans-Nothing to Report
 - 3. David Sadler-Nothing to Report
 - 4. Mark Geiger-Nothing to Report
 - 5. Brad Laxton-Nothing to Report

Business Items:

- A. Solicitor Hess and Engineer Grosse have had conversations with Intelliwave to move forward with easement process. Solicitor Hess and Engineer Grosse have received a rough copy drawing. Engineer Grosse has received a better copy of the map and will review and have possible approval of right of way permit. Mr. Shelton asked Engineer Grosse if everything would be ready for a special meeting before the Council of the Whole Meeting? Engineer Grosse said right of way permit doesn't need legislation and hopefully will be ready before Council of the Whole Meeting.
- B. Solicitor Hess said Time Warner is interested in running lines in the Village starting in Genoa Crossing. Solicitor Hess and Engineer Grosse will have a meeting with their representative this week. Solicitor Hess wants to discuss their request and know where their lines are going. He said their proposal has lines going under existing streets. Solicitor Hess wants to make sure there are no open cuts or trenches. Engineer Grosse said they will be doing a lot of work in the Village, Engineer Grosse wants each one to post a bond to guarantee property is restored.
- C. Solicitor Hess said easement has been granted for Frontier and as of yet no progress has been completed. Solicitor Hess spoke to his contact and there have been some health problems for the individual. They hope to start soon. Solicitor Hess has not received a timeframe on when they will start, they are planning on using the easement. Solicitor Hess reported they have not paid the fees associated with this.
- D. Mayor Hammond said the Go Kart event plan had been presented. Mayor Hammond said everything Council has asked for had been carried forward. Mayor Hammond recommends allowing them to move forward. Mr. Sadler asked about the accident in the previous year and if there was an investigation. Mr. Sadler does not want a dangerous track. Mayor Hammond said the track was improved last year. At this time Mr. Hammond asked for an approval of the event. Mr. Laxton made a motion to approve the Go Kart event plan, Mr. Sadler seconded. A roll call vote was taken: Mr. Geiger-Yes, Ms. Evans-Yes, Mr. Shelton-Yes, Mr. Sadler-Yes, Mr. Laxton-Yes-Accepted and the motion passed.
- E. Solicitor Hess recapped the committee meeting and Presentation by Westport Homes. Solicitor Hess asked for a recommendation to move forward. Mr. Shelton clarified that Solicitor Hess is asking for recommendation for a motion to move forward based on a few hurdles that need addressed. Solicitor Hess said those issues will be addressed at the Public Hearing and adding an

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ordinance. Mr. Shelton made a motion to move forward, Mr. Sadler seconded. A roll call vote was taken: Mr. Laxton-Yes, Mr. Geiger-Yes, Mr. Sadler-Yes, Ms. Evans-Yes, Mr. Shelton-Yes- Accepted and the motion passed.

Legislation:

Second Reading

Resolution 20-2015-- A resolution to make temporary appropriation for current expenses and other expenditures of the Village of Commercial Point, Ohio during the fiscal year ending December 31, 2016. Mayor Hammond read for title only.

Ordinance 2015-12-An ordinance adopting Commercial Point code section 425.15 of the recreational vehicles and boats. Mayor Hammond read for title only.

First Reading

Ordinance 2015-13-An ordinance granting approval of an easement to Intelliwave, LLC. Mayor Hammond read for title only.

Additional Items

At this time Mayor Hammond asked for additional items, nothing reported.

- F. At this time Mayor Hammond asked to move into Executive Session to discuss Imminent Court Action. Mr. Shelton made a motion to move to Executive Session, Ms. Evans seconded. A roll call vote was taken: Mr. Laxton-Yes, Mr. Geiger-Yes, Mr. Sadler-Yes, Ms. Evans-Yes, Mr. Shelton-Yes- All members approved. The motion passed and council entered Executive Session at 8:01pm.
- G. Council came out of Executive Session at 9:45pm.

Ms. Evans made a motion to Adjourn. Mr. Sadler seconded. All in favor, meeting adjourned.

Joe Hammond, Mayor

Wendy Hastings, Fiscal Officer

*Minutes provided by Paula Baldwin, Administrative Assistant