

Council Minutes
VILLAGE OF MADISON
Regular Council Meeting
September 6, 2016

RECORD OF PROCEEDINGS

Mayor Britton called the meeting to order at 7:31PM.

Mayor Britton invited all in attendance to join in the Pledge of Allegiance to the Flag. Mayor Britton requested that everyone observe a moment of silence. Council Members Mr. Frager, Mr. Hamercheck, Mr. Donaldson, Mr. Mabe, Mr. Takacs and Mr. Vest were in attendance. Also in attendance were Administrator Dwayne Bailey, Fiscal Officer Kristie Crockett, Law Director Mr. Szeman, Police Chief Dawn Shannon and Village Engineer Mr. Haibach.

MINUTES

Mayor Britton announced minutes to be approved for the Council Meeting held on August 15, 2016.

Motion for approval made by Mr. Vest, seconded by Mr. Takacs.

Questions/Discussions – Mr. Hamercheck asked if there should be more discussion added to the minutes in regards to ordinance 28-2016. Council felt the minutes did not need amended.

Roll call on approval, 6 yeas. Motion carried.

PUBLIC HEARING: None

FIRST HEARING OF PERSONS BEFORE COUNCIL: None

PAY ORDINANCE

Mayor Britton presented Pay Ordinance No. 2353: \$34,256.50 for payroll and \$485,254.28 for current and upcoming expenses, for a total of \$519,510.78.

Motion for approval made by Mr. Frager, seconded by Mr. Donaldson.

Questions/Discussions – Mr. Frager asked for an explanation on warrant numbers 571-576 that state electronic payment. Mrs. Crockett explained that these are payments from OWDA and OPWC where the funds are paid directly to the contractor. Mr. Vest questioned warrant number 15213 for Doherty Trucking, Inc., he would like verification that the amount paid is correct. Mrs. Crockett will review previous invoices and verify.

Roll call on approval, 6 yeas. Motion carried.

OLD LEGISLATION: None

NEW LEGISLATION:

Ordinance 29-2016: An ordinance authorizing the Mayor to enter into a contract with Newbury Technologies Corp. for computer and network service maintenance, and declaring an emergency. (1st Reading)

Mr. Bailey explained that we want a new IT service provider in place before we terminate with the current provider. Mr. Bailey said that Newbury Technologies Corp. comes very highly recommended and per their contract should they ever become unresponsive they can be

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terminated with a ten day notice. By entering into this agreement, we can terminate with our current contractor. Mr. Donaldson asked how their contract compares with the current contractor. Mr. Bailey said they are the same "dollar for dollar" there will be no impact on the budget through the end of the year. Mr. Vest questioned the timeline in making this happen, Mr. Bailey would like to put this contract in place very soon.

Motion for suspension made by Mr. Vest, seconded by Mr. Mabe.

Questions/Discussion: None

Roll call on the suspension: 6 yeas. Motion carried.

Motion for passage made by Mr. Takacs, seconded by Mr. Frager.

Questions/Discussion: Mr. Takacs asked if there is only one IT provider for all of the divisions within the Village including the Senior Center and Police Department. Mr. Bailey verified that this is true.

Roll call on the motion: 6 yeas. Motion carried.

Ordinance 30-2016: An ordinance authorizing the Mayor to enter into a contract for health insurance with Anthem, establishing employee premium contributions, and declaring an emergency. (1st Reading)

Mr. Bailey explained that this ordinance is for renewing the health care coverage for the employees. We will be staying with the same provider that we have used in the past and the employee contribution will stay the same as well. The renewal date is October 1, 2016. Mr. Vest asked if we are compliant with the CBA for the police union. Mr. Bailey did meet with two of the representatives from the police union, he hasn't received any complaints or feedback from them. The CBA does have a clause that states that the Village will sit down with the union 60 days prior to renewal, however; with the time frame for renewal, obtaining quotes and getting the employee medical statistics we will never comply with the 60 day window. Mr. Bailey met with the two full time officers that are on the health care committee and made them aware of this.

Motion for suspension made by Mr. Vest, seconded by Mr. Frager

Questions/Discussion: None

Roll call on the suspension: 6 yeas. Motion carried.

Motion for passage made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

Ordinance 31-2016: An ordinance providing for additional permanent appropriations and adjustments to various line items for the current expenses and for other expenditures of the Village of Madison, Ohio, for the period beginning January 1, 2016, to and including December 31, 2016, and declaring an emergency. (1st Reading)

Mr. Szeman stated that this is pertaining to a water distribution study-high service district interconnection/CT Consultants.

Mr. Bailey explained that this is a companion document that goes with one of the purchase order requests to perform the water study on the high pressure zone and on how to use the new service connection line at River Road and how to apply it while shutting down the booster station and for future operations while the Dayton Road water tower interior is being worked on. There is funding available in the water fund, however; it was not appropriated before this. Mr. Vest asked if this is included in retainage paid to CT Consultants. Mr. Bailey & Mr. Haibach explained that this is not part of retainage because it is an addition project related expense. Mr. Donaldson

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asked if there would ever be a scenario that we would not need the water tower. Both Mr. Bailey and Mr. Haibach replied that we will always need the water tower, the EPA will not let us operate our system without storage. Mr. Vest asked if the county should participate in this expense since it would benefit them as well should the system ever be turned over to them. Mr. Bailey feels that at this point in time they would not be responsible for any obligation for this expense.

Motion for suspension made by Mr. Takacs, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

Motion for passage made by Mr. Frager, seconded by Mr. Mabe.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

Mr. Takacs would like to see additional quotes on projects that go above and beyond the retainer.

Resolution 18-2016: A resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor. (1st Reading)

Motion for suspension made by Mr. Vest, seconded by Mr. Mabe.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

Motion for passage made by Mr. Takacs, seconded by Mr. Donaldson.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

PURCHASE ORDERS AND OTHER APPROVAL PERMITTED BY MOTION:

A purchase order request to Preston Superstore, not to exceed \$27,000.00 for the purchase of a 2017 Ford Utility Police Interceptor. Chief Shannon stated that she does have the dealership looking for a 2016 model. Depending on the availability within the next week or so, if there is a 2016 model she will purchase that if not, she will purchase the 2017 model. She also addressed a question Mr. Frager had regarding the police fleet.

Motion made by Mr. Takacs, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

A purchase order request to Northeastern Communications in the amount of \$9,039.80 for the equipment build-out of new police cruiser. Chief Shannon addressed the question regarding the Optcom that it will be pulled from the vehicle that will be taken out of service and used in the new cruiser.

Motion for passage made by Mr. Donaldson, seconded by Mr. Frager.

Questions/Discussion: Mr. Vest expressed his concern with Northeastern Communications performance.

Roll call on the motion: 6 yeas. Motion carried.

A purchase order request to Vance's Law Enforcement in the amount of \$5,742.33 for the purchase of five new Tasers (including holsters, supplies, and magazines).

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Chief Shannon said that the current Tasers in house now are old, and Taser does not support repairs should they break. Currently we have three. With the purchase of the new five each full time officer will have one issued. The old Tasers will be placed on GovDeals.com and be sold to law enforcement only. Chief Shannon will also look into putting them on another government website where perhaps they can be sold to another agency that cannot afford them or to possible donate or sell at a reduced cost.

Motion made by Mr. Vest, seconded by Mr. Donaldson.

Questions/Discussion: Mr. Frager inquired about the need to purchase an extra holster. Chief Shannon explained that it is easier for the officers to have an extra one so that during shift change the officer on duty doesn't have to remove his holster to give to the officer coming on duty.

Roll call on the motion: 6 yeas. Motion carried.

A purchase order request to CT Consultants in the amount of \$7,500.00 for the work authorization of Project Title: Water Distribution System Study: High Service District Interconnection. The purchase order is not to exceed &7,500.00.

Mr. Bailey explained that this is the companion to the adjustment to the permanent improvement for the model study for CT Consultants to advise us on the best way to utilize the new source of water from River Road.

Motion made by Mr. Vest, seconded by Mr. Takacs.

Questions/Discussion: Mr. Haibach and Mr. Bailey explained the timeline as well as the process of the study. Mr. Frager asked if the purchase order will state that the project is not to exceed \$7,500.00. Council agreed that we would amend the purchase order to reflect this. Mr. Haibach feels confident that they will be able to perform the study and not exceed the purchase order amount.

Roll call on the motion: 6 yeas. Motion carried.

A purchase order request to Best Buy, not to exceed \$2,500.00 for the purchase and installation of a new 65" Smart TV for the Senior Center.

Mr. Bailey explained that this purchase order is for a replacement television that was accidentally broken by a contractor. The insurance company paid for a portion of the cost, however; there was a deductible that had to be paid. The insurance company is actively pursuing getting the money paid back from the contractor which will then be re-deposited into the senior center fund.

Motion made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

A purchase order request to Brookside Construction Services in the amount of \$9,221.41 for Pay Ap. #2 of the Growing Green on Main Street Project.

Mr. Bailey explained that this is the payment for the completion on the Growing Green on Main Street project less a \$500.00 retainer. The retainer is for the survivability of the plantings.

Motion made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

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A purchase order request to Hassett Roofing, not to exceed \$5,500.00 to repair both roofs on the WWTP buildings.

Mr. Bailey stated that it was brought forth by a member of council that Hassett Roofing should be excused from the bidding. Mr. Bailey would like to amend the purchase order remove Hassett and change the amount of the purchase order to state not to exceed \$6,595.00. We will review the two remaining bids that were received and take the lowest and best from said bids.

Motion made by Mr. Vest to amend purchase order, seconded by Mr. Frager.

Questions/Discussion: Purchase order will state not to exceed \$6,595.00. Mr. Vest addressed a question from Mr. Mabe as to why the original contractor should be disqualified.

Roll call on the motion: 6 yeas. Motion carried.

Mr. Bailey brought forward a change order request for the Hyder Drive base repair project. As he and Mr. Haibach explained the original project was for \$40,040.00. They would like to ask for an additional \$2,150.00 to authorize additional base repairs for said project.

Motion made by Mr. Donaldson, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yeas. Motion carried.

A motion was brought forward for the approval of the road closure due to Septemberfest. The road will be closed on Friday evening and Saturday between Main Street to S. Lake & Route 84. Detour signs will be posted. The businesses on Main Street as well as the fire department will be notified.

Motion made by Mr. Mabe, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 6 yes. Motion carried.

ADMINISTRATOR'S REPORT:

- **Engineer's report** – Mr. Haibach reported that there will be two bid openings next week. The first is on Tuesday September 13th at 3:00 pm for the Parkway culvert project. The second one is on Wednesday September 14th at 3:00 pm for the rebid of the stream restoration in Fairview Cemetery. Mr. Bailey wanted to explain that our retainer with CT Consultants includes a lot of attention that Mr. Haibach gives to our community, much more than he has seen in other communities that he has worked for.
- **Fiscal Officer's report** – Mrs. Crockett reported that she is in receipt of a D1 liquor permit (beer only) for Pizza Roto. The Pasta House withdrew their application for their license. Mrs. Crockett reported that the R.I.T.A. conversion is going well, we are actually a little bit ahead of schedule. Images of the tax payer's tax returns have been requested from CCA, however; CCA stated that this is not something that they normally provide. She will continue to update as more information becomes available.

- **Police Chief's report-** Chief Shannon reported that Officer Sean Day resigned. Also, this weekend is Septemberfest as well as Thunder on the Strip in Geneva-on-the-Lake. There will be more traffic than usual as well as more motorcycle traffic.

COMMISSION AND COMMITTEE REPORTS: None

FINAL HEARING OF PERSONS BEFORE COUNCIL:

Kathy Lynn 209 W. Main Street: Inquired about cost of the lawsuit for the fire department and other attorneys involved in the suit.

NEW BUSINESS:

Mr. Vest reported that there will be a fire board meeting on Wednesday September 21st at 7:00 pm. Mr. Frager asked what is the next step in the lawsuit? Mr. Szeman stated that he would reply by email.

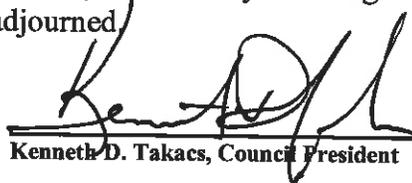
Mayor's Report: -

ADJOURNMENT

Motion to adjourn at 8:48 pm made by Mr. Takacs, seconded by Mr. Frager.
Roll call on adjournment, 6 yeas. Meeting adjourned.



Sam Britton Jr., Mayor



Kenneth D. Takacs, Council President

9-19-16
DATE

Attested:



Kristie M. Crockett, Fiscal Officer

9-19-2016
DATE