

**VILLAGE OF COMMERCIAL POINT  
COUNCIL MEETING MINUTES  
May 5, 2014**

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. Mr. Shelton took roll call with the following members present: Mr. Shelton, Mr. Wissinger, Mr. Sadler, Mr. Geiger, Mr. Laxton and Ms. Evans. Solicitor Hess was in attendance. Fiscal Officer Hastings and Engineer Grosse were absent.

- A. Mr. Sadler made a motion, seconded by Mr. Shelton to approve the April 7, 2014 Regular Council Meeting Minutes. A roll call vote was taken: Mr. Geiger – Yes; Mr. Laxton – Yes, Mr. Sadler – Yes, Mr. Wissinger – Yes, Ms. Evans – yes, Mr. Shelton – Yes. The motion passed.
- B. Mr. Brad made a motion, seconded by Mr. Sadler to approve the April 21, 2014 Special Council Meeting Minutes. A roll call vote was taken: Mr. Geiger – Yes; Mr. Laxton – Yes, Mr. Sadler – Yes, Mr. Wissinger – Yes, Ms. Evans – yes, Mr. Shelton – Yes. The motion passed.
- C. Mr. Geiger made a motion, seconded by Ms. Evans to approve the April 28, 2014 Special Council Meeting Minutes. A roll call vote was taken: Mr. Geiger – Yes; Mr. Laxton – Yes, Mr. Sadler – Yes, Mr. Wissinger – Yes, Ms. Evans – yes, Mr. Shelton – Yes. The motion passed.

Administrative Reports:

- A. Mayor's Report – Mayor Hammond congratulated Mr. Jim Muskera on achieving his Class I Water and Class I Wastewater licenses. He is now fully licensed giving us a total of two fully licensed Plant Operators. Next, Mayor Hammond said Village Administrator Shelton, Superintendent Thompson, Engineer Grosse along with Mayor Hammond have been discussing the replacement of the Ford Ranger utility truck with a 2013 Chevrolet, 4wheel drive, extended cab with tool box included. He said the Ranger is a little small for everything that we need to put into it. Mayor Hammond gave the specifics of what the three quotes were that Superintendent Thompson received. Jack Maxton was the lowest cost. Mayor Hammond said if there were no objections from Council, he would like to move forward with this purchase. Mr. Wissinger asked where the money would be coming from to pay for the truck. Mayor Hammond said 50% from water and 50% from sewer. Mr. Wissinger asked if this was budgeted for. Mayor Hammond said yes. Mr. Shelton said this was not coming from the General Fund monies. Mr. Sadler asked if this was state pricing. Mayor Hammond asked Village Administrator Shelton if state pricing was given. She replied that he has the account information for the state pricing and she thinks he did get state pricing. Mayor Hammond said it didn't require a motion or anything, he just wanted to keep Council informed. Mr. Sadler wanted to make sure that Council was not objecting or approving of this purchase. Mayor Hammond said that was correct, however he said he would keep Council informed and that is what he is doing.
- B. Village Engineer's Report – Mayor Hammond gave the following report: The Street Paving Project will be in the newspaper on May 6, 2014 with a bid opening scheduled for May 29, 2014 at 11:00 a.m. The estimate of the project is \$ 71,000. On April 24, 2014 Wendy and Engineer Grosse met with Drue Lehman to sign the agreements on the well field. All documents are signed and the well field site has been submitted to the OEPA. There is a meeting on May 12, 2014 at 1:00 p.m. with OEPA to review the site. Once the OEPA approval is received, test wells will be drilled. Proposals will be forthcoming at the COW meeting. Finally, there are two major storm items that need to be repaired. A catch basin in Genoa Crossing and a large catch basin on West Scioto Street. Engineer Grosse is estimating the repair costs to be between \$ 3,000 - \$ 5,000. Mr. Shelton asked where the catch basin repairs money comes from. Mayor Hammond said it isn't water and sewer. Mr. Wissinger asked if it was part of the roads budget. Mayor Hammond said no. Mr. Geiger asked if the cost was for both or for each project. Mayor Hammond said he thought for both, however said Mr. Geiger could call Engineer Grosse for clarification.
- C. Village Solicitor's Report – Nothing to report
- D. Police Department Report – Nothing to report tonight. Report will be available at the COW.
- E. Village Administrator's Report – Nothing to report
- F. Fiscal Officer's Report – Fiscal Officer Hastings was absent. All Council members were given the financial statement for the month. Mayor Hammond said if there were any questions, to please contact Wendy tomorrow. There was some discussion on where the money comes from for the catch basins as well as the road repairs on Walker Road. More discussion will be held at the COW meeting regarding funding for projects. Mayor Hammond said he was under the understanding that catch

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basin repairs does not come out of water and sewer funds. Ms. Evans asked that the agenda for the next COW meeting includes proposed road projects as well as other repairs that are needed.

Legislative Reports

A. Legislative Authority Reports

1. Randy Shelton – Nothing to report
2. Nicole Evans – Nothing to report
3. Clarence Wissinger – Nothing to report
4. David Sadler – He had an opportunity to visit the Utility Plant. He was impressed with the facility. He said Superintendent Thompson informed him of the process and how everything works. He was very impressed.
5. Mark Geiger – Nothing to report
6. Brad Laxton – Nothing to report

Mayor Hammond asked if there were any citizens who wanted to address Council. Mr. Scott O'Neil addressed Mayor Hammond and Council, and I quote, "Mayor Hammond and Village Council people, Greetings, my name is Scott O'Neil and I am a resident and registered voter of the Village of Commercial Point. After recent events within the Village, residents have approached me with concerns about the performance of our Mayor, Joe Hammond. Mayor, there is a feeling with the residents within the Village that you have not represented our community with their best interest at hand. That you have violated the Ohio law by not performing your duties as required by the Revised Code 3.07. With this in mind, I have obtained more than 20% of the qualified elector's signatures, only required 15% of the electors demanding your removal as Mayor. Mayor Hammond, stop the unnecessary spending of tax money. Do the right thing and resign. If not, I will be submitting a complaint to the Common Pleas Court here in Pickaway County with the request that you be suspended under the Ohio Revised Code until the hearing can take place in the Common Pleas Court. That is all I have. Thank You."

At this time, Mr. Jim Kuzelka asked Council when Genoa Crossing was going to be on the pecking list for road repairs. He said it has been there for 10 years and the roads have not been touched. He said some road surfacing was done, however Council chose to do repairs to Foxfire roads instead. He asked all of Council if before they did the budget numbers, if they drove around the Village to see what really needed to be repaired. He said it is obvious that no one came to Genoa Crossing. He said they would have seen the storm drain that needs to be repaired. He feels Council is repairing streets that have already been repaired. He said Genoa Crossing is part of the Village and needs to be looked at. Mr. Laxton said something he feels is in need of repair might not be what others feel needs repaired. Mr. Kuzelka feels we need to continue on with the income tax so that repairs to our streets can continue to be done. He said no one is coming in asking for the tax to be reduced like they used to. People are seeing things being done with the use of the income tax money. He said if we do away with some of the tax money and things are getting done around the village, that's when you will have disgruntled residents. Mr. Geiger asked Mr. Kuzelka if he would be willing to show him what needs to be repaired. Mr. Kuzelka said he would be glad to and gave him his phone number.

At this time, Mr. Larry Stone from Station House 81 wanted to thank Council for their support in what happened last week with regards to Officer Murphy. He said there has been a lot of accusations, and he just wanted to say that he really likes the Village and he is not anti-police. He said he loves the police and supports the fire department. He said if anyone wanted to talk to him, he is an open book. Again, he wanted to thank them for their support. He feels he made a very legitimate complaint that wasn't false. It was a substantiating complaint with witnesses. He thanked Council for their time and is in hopes that we can get past this and have a great community.

At this time, Mrs. Virginia Goldhardt asked about police coverage on Sunday. Mayor Hammond said we do have coverage on Sundays. She said she lives right up the street from Station House and she knows they have motorcycle runs on Saturday and Sunday afternoons. She does not mind all the noise of them going past her house, however what she does not appreciate is when they park across the street from her home and urinate on the building owned by Boggs. She said it happened at 4:50 p.m. last night. She feels it is wrong and if we had an officer on duty, this wouldn't happen. She felt it was very inconsiderate. She said this is not the first time this has happened. Mayor Hammond asked Chief Jordan if it wasn't illegal to urinate in public. Chief Jordan said yes it is illegal. Mayor Hammond asked if we have officers out on Sunday. Chief Jordan said there have been some Sunday's where officers have been on duty. Mayor Hammond said if an officer witnesses this type of action, appropriate discipline will take place.

At this time, Mr. Mike Havens of Doughboyz said he doesn't live in the Village but does run his business here. He said that he has worked with other Councils and Mayors with his business in Ashville. He said this Council and this Mayor

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have been more on top of things than he is used to. He feels they are more concerned about businesses in the Village and what goes on. He said Mayor Hammond has been supportive and open to suggestions than any other Mayor he has dealt with. He just wanted to thank Council for their support of the local businesses. He said as for the police department, he is the same as Mr. Stone. He feels Chief Jordan does a great job. He said we had an issue and he thinks and hopes it is all in the past. Thanked Mayor Hammond and Council once again for supporting the businesses.

Legislation:

- D. Resolution 05-2014 **A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND/OR MAYOR OF THE VILLAGE OF COMMERCIAL POINT TO ENTER INTO A CONTRACT ON BEHALF OF THE VILLAGE OF COMMERCIAL POINT FOR THE SERVICE AND MAINTENANCE OF THE HVAC SYSTEM AT THE MUNICIPAL BUILDING.** Mayor Hammond did a third reading of this Resolution. He explained that our current contract will expire this month. Mr. Wissinger made a motion, seconded by Mr. Laxton to adopt Resolution 05-2014. A roll call vote was taken: Mr. Geiger – Yes; Mr. Laxton – Yes, Mr. Sadler – Yes, Mr. Wissinger – Yes, Ms. Evans – yes, Mr. Shelton – Yes. The motion passed.
- E. Resolution 07-2014 **A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE VILLAGE OF COMMERCIAL POINT TO PROCLAIM MAY 17, 2014 “RELAY FOR LIFE DAY” AND DECLARING AN EMERGENCY.** Mayor Hammond asked for a motion to suspend the three readings. Ms. Evans made a motion, seconded by Mr. Geiger to waive the three readings. A roll call vote was taken: Mr. Geiger – Yes; Mr. Laxton – Yes, Mr. Sadler – Yes, Mr. Wissinger – Yes, Ms. Evans – yes, Mr. Shelton – Yes. The motion passed. Mr. Sadler made a motion, seconded by Mr. Geiger to adopt Resolution 07-2014. A roll call vote was taken: Mr. Shelton – Yes, Ms. Evans – Yes, Mr. Wissinger – Yes, Mr. Sadler – Yes, Mr. Geiger – Yes, Mr. Laxton – Yes. The motion passed.

At this time, Mr. Sadler had a few items he wanted to discuss. The first one was the damaged sidewalk in front of the building that was burned down on Front Street. He asked what recourse Council has. Mayor Hammond said he would speak with Engineer Grosse to see what if anything can be done. He said the second thing was from the concerned parent who wrote the letter regarding speeding on Front Street. He said he would speak with Chief Jordan after the meeting.

Ms. Evans said there was discussion about doing a shred it day. She was wondering if there was any progress on this. She offered her assistance. Mayor Hammond said if there was no objection, he would contact Shred-It and see if and when they are available. Ms. Evans asked about the sign at the Scioto Street/ST Rt. 762 intersection by the Hawk. She wanted to know if the Men’s Club owned it. Mr. Kuzelka said yes the Men’s Club owned it and it is used for public service. He said they do not allow any private entities to use the sign. He feels Council would be allowed to post their meeting dates and times if they choose. He said Dan Hooley is the person we would need to contact for permission and gave out Mr. Hooley’s number.

Ms. Evans 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

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Wendy L Hastings, Fiscal Officer