

VILLAGE OF COMMERCIAL POINT
COMMITTEE OF THE WHOLE MINUTES

October 21, 2013

Ms. Gooden-Kinney called the meeting to order. Fiscal Officer Hastings took roll call with the following members present: Ms. Evans, Mr. Shelton, Mr. Wissinger and Ms. Gooden-Kinney. Mayor Hammond and Solicitor Hess were also present. Mr. Cruz, Mr. Thompson and Engineer Grosse were absent.

Mr. Shelton made a motion seconded by Mr. Wissinger to approve the September 23, 2013 COW Minutes. All members were in favor with the exception of Ms. Gooden-Kinney who abstained. The motion passed.

Solicitor Hess reported that he has a meeting scheduled with Engineer Grosse for this coming Wednesday. Topics to be discussed are, trimming of trees in the Village, closing of alleys, old ordinances pertaining to property in the Village. Village Administrator Shelton will also be in attendance. Solicitor Hess said if any member of Council had anything else to add to the list, to please let him know.

Mayor Hammond had nothing to report at this time.

Engineer Grosse was absent so no report at this time.

Ms. Gooden-Kinney asked Village Administrator Shelton if she had anything to report. She did not.

At this time, Ms. Gooden-Kinney asked if anyone had new business they would like to discuss. Mr. Shelton said that he did a ride-along with Mr. Struckman looking at the trees along the sides of the road where issues might arise for the snow plows and school busses. He reported there are several streets with trees growing into the roadway. A guide of 12 feet was used to determine what trees need to be trimmed. Again, Mr. Shelton said there were several trees that would need to be trimmed. He mentioned that he liked Solicitor Hess' idea of getting a tree trimmer to give the Village a bid, giving them specific guidelines to follow. They can mark what needs to be done and give us a quote. Looking for cut and disposal of trees. Mr. Shelton said a lot of these trees are planted in the Village's easement. Mr. Shelton asked if the Village is responsible for trimming these trees being that they are in the easement. Solicitor Hess said that is one thing he and Engineer Grosse will be discussing at their meeting. Mr. Shelton said the trees on St. Rt. 762 are not bad. He said the streets in the subdivisions and the alleys are the ones that need to be addressed. Mr. Wissinger suggested having the residents trim their own trees. Mr. Shelton asked how we would go about getting the word out to the residents. Mr. Wissinger asked if we could insert something in with the water bills. Solicitor Hess said that could be done. Solicitor Hess said he would discuss the different options we have with Engineer Grosse. He said he was sure there were other communities that have dealt with this same topic and hopefully Engineer Grosse will be able to help come up with a solution. Mr. Shelton said he would like to see a notice go out to the residents about trimming the trees on their property with the next water bill that will be mailed out on November 1, 2013. Solicitor Hess will supply the wording for the notice. Ms. Gooden-Kinney feels the financial responsibility for trimming the trees should be the property owners, not the Villages.

Mr. Wissinger would like to set up a Finance Committee to be able to discuss and work on the budget for next year. Ms. Gooden-Kinney said there could be no vote on a committee at tonight's meeting since it is a COW meeting. Fiscal Officer Hastings said all committees would be dissolved by December 31, 2013. Mr. Wissinger asked when the final numbers would be available for next year's budget. Fiscal Officer Hastings said she would have them by the middle of January 2014. Mr. Wissinger would like to do some comparisons with the income tax dollars before the end of the year. Ms. Evans asked if it was necessary to form a committee to last for two months. She asked Mr. Wissinger if he was just looking for another set of eyes to take a look at what he would like to propose. Mr. Wissinger said he would like to take a look at the expenditures vs. revenues and see if there was a way to reduce the income tax. He asked Fiscal Officer Hastings what she suggested. Fiscal Officer Hastings said it was up to Mr. Wissinger if he wanted a committee or he could come up with something on his own to propose to Council. She also confirmed that no committees could be voted on at the COW meeting.

Ms. Gooden-Kinney said she would like to see the Zoning Committee get together to discuss the current zoning ordinance. Mr. Shelton said he had read through about half of the current zoning ordinance with the notes that were made by the previous committee. He would like to set up a meeting with the three members in the next few weeks. Ms. Gooden-Kinney said there was a chance she would not be on Council after this election. She feels very strongly that this is something that needs to be addressed next year. She said she would continue to help where she is needed on the zoning ordinance.

At this time, Ms. Gooden-Kinney confirmed with Administrator Shelton that Engineer Grosse was getting price quotes on the striping of the roads. Administrator Shelton confirmed. Ms. Gooden-Kinney asked if there were any updates on the golf carts in the Village. Solicitor Hess said he gave an update at the last meeting. No updates at this time. Ms. Gooden-Kinney asked for an update on the cleaning of the ditches. Administrator Shelton said we are waiting for a quote to come in. Mr. Shelton asked about the hot patch for the pothole repairs. Mayor Hammond said Engineer Grosse is getting a quote from Dynahoe to include the hot patch as well as improvements to St. Rt. 762 in front of the Citizens Bank. If the quote is acceptable, a purchase order will be issued and the work completed as soon as possible.

Ms. Gooden-Kinney asked for an update from Administrator Shelton on what's been happening at the Utility Plant. Administrator Shelton said everything was running smooth. Ms. Gooden-Kinney said Council has heard nothing regarding the Utility Plant and asked for an update. Mayor Hammond reported that all of the positions are full. Mr. Muskera came on as a full time employee. We have also filled the part time position. Mayor Hammond said a major problem that we had at the plant was the lightning storm. He said a claim has been filed with our insurance carrier. He continued to say all of the updates have been completed, including new media in the filters and new electric lines to the wells put in place. There are no quality of water concerns at this time. We are compliant with the EPA. Hydrants were flushed with no complaints from the residents. Mayor Hammond feels everything is running smoothly. He said all of the items that have been requested have been purchased. A lot of the mechanical items have been done in house. He continued to say the water is being tested daily. There are no issues at this point and time that Mayor Hammond is aware of. At this time, Mayor Hammond asked Mr. Muskera for any additional information he may want to provide. Mr. Muskera said the hydrant flushing went at least 75% better than the last time they were flushed. He said the automatic flush valve in Walker Point has been disconnected for the winter months. Mr. Muskera reported they were getting the Utility Plant ready for the winter months. They have been in compliance with the EPA for quite some time now. One violation they had was an effluent meter. That has been repaired and

now in compliance. Mr. Muskera said the water softness is staying at a level of 130 which is where the EPA requires it to be.

At this time, Ms. Gooden-Kinney reminded Council of Beggar's Night scheduled for October 31, 2013 from 6:00 p.m. – 8:00 p.m.

At this time, Mr. Scott O'Neil of 121 Yukon Dr. asked for an update on the tall grass around the ponds at Walker Point. He said he brought up the complaint on July 1 and August 5 and hadn't heard any updates. Administrator Shelton said as far as she knew, that was a HOA issue and not the Village's responsibility. Mr. O'Neil said he thought it was the Village's responsibility due to being a zoning violation. Administrator Shelton said she was not aware of a zoning violation and that it was up to the HOA to get it taken care of. Mr. O'Neil said he agrees that it is the HOA's responsibility, however he was under the impression that the Village Zoning Inspector was going to take care of it. He was told by Inspector Griensenbrock he was removed from it and that Mayor Hammond was taking care of it.

Mr. O'Neil asked for a phone call when the hot patch work was going to be done in front of his house on Yukon Dr. He said he parks his vehicle on the street and wants to make sure it is moved out of the way for the contractor.

Mayor Hammond informed Council that he did not take over the pond issue at Walker Point. He said Engineer Grosse worked on it and was able to get it mowed. He said it is the responsibility of the HOA to keep it mowed. Mr. Shelton said there are two issues with the ponds at Walker Point. One of them being the grass needing mowed around the pond and the other is the height of the weeds in the ponds. Mr. Shelton feels Engineer Grosse and Zoning Inspector Griesenbrock need to get involved with the height of the weeds. Solicitor Hess said he would add this item to his list that he discusses with Engineer Grosse. Mayor Hammond said the last he knew was Inspector Griesenbrock would take care of the mowing around the ponds. He said that he doesn't interfere with the zoning issues of the Village. Mr. O'Neil said he didn't care who handles it, he would just like to see something done.

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

Kimberly Gooden-Kinney, President of Council

Wendy Hastings, Fiscal Officer