Village of Commercial Point
Council Meeting Minutes
April 15, 2019

Mayor Joiner called the meeting to order, followed by the Pledge of Allegiance. AA Baldwin took roll call with the following members present: Mr. Townsend, Ms. Wolfe, Mr. O'Neil, Mr. Grassel. Mr. Thompson and Mr. Moore were not present.

Mr. O'Neil motioned seconded by Mr. Grassel to approve the April 1, 2019 Meeting Minutes. All in favor, motion passed.

Administrative Reports:

A. Mayor- Nothing to report
B. Village Engineer-Engineer Grosse discussed the corporation signs and said he is working with ODOT on the location for placement. He said they are still working on PAA's for the developments. He said the WP4 development will remain on the table.
C. Village Solicitor- Not present
D. Police Department- Chief Jordan covered the March report. He said in WP they have had concerns of speeders and have placed the speed trailer. He said offices have been working the area but no citations have been issued. He said from what he has seen with all of the vehicles it may appear that vehicles are going faster than they actually are.
E. Village Administrator-VA Crego said the Foxfire paving project is out for bid and the bid opening is Thursday April 18th at 9:00am. He said he believes there are 5 bidders. He said afterwards they should have something for council at the next meeting. He said there are two paving projects from last year which have already been awarded to Roese Brothers. He said the locations of those projects are at State Rt 762 at 33 E Scioto Street and the other project is the 5 foot walk path connecting Chestnut Estates to Pettit's. He said the Belshazzar Street improvements due diligence report came back with a number of $250,000 for that project. He said with councils approval he would like to go ahead with the engineering portion to bid it out next year. He said he is putting together a repair list for potholes. He asked that if one is identified, please do not verbal it to him, please send it to him via text or email so he has a record. He said regarding sidewalks, they are looking into making an extension going up Front Street and looking at what they will need to do to connect to Foxfire. He said now they are looking at getting estimates on repairs. He said we have several areas in the village in need of ditch and drain repairs. He said some may have seen information on Facebook regarding dye testing to see where the flow was. He said dye testing has been done many times. He said it did not effect the water at all. He reminded everyone that Shred Day is April 27th from 10:00am-1:00pm and he said it is a good time for council members to meet the people they represent in the community. He said he needs to make sure everyone is aware in the near future we are going to be dealing with a request for a CRA and there are two boards that we do not have in place and he really needs everyone especially council because they have appointments to make to look up the CRA information so they can do the part they need to do so it can take place when the applications come in.
F. Zoning Inspector- Nothing to report
G. Fiscal Officer- AA Baldwin advised we still need volunteers for Shred Day because AA Baldwin and FO Hastings will not be able to attend.

Legislative Reports:

1. Ben Townsend- Nothing to report
2. Scott O'Neil- Nothing to report
3. Jason Thompson- Not present
4. Laura Wolfe-Nothing to report

5. Bruce Moore- Not present
6. Aaron Grassel-Nothing to report

Business Items:

Gene Hollins of Frost Brown Todd LLC introduced Patrick Woodside from the Cincinnati office. Mr. Woodside is a Public Finance and Economic Development attorney who has been helping with the TIFF work we have done in the past. He said going forward if everyone moves forward with the contract he would continue with that, Mr. Hollins would be the general Village Solicitor, Municipal Law and Jesse Shamp would assist in Mayor's Court. He said Jesse will help cover some of the meetings due to his scheduling conflict with Canal Winchester meeting on the same night. He opened for questions. He said villages usually have contracts on a two year cycle but they will have a contract until the end of this year and then if they want to continue, look into a two year contract. Mr. O'Neil said in part 1B, attend other meeting, who are the blanks going to be? Mr. Hollins said it is blank before it is not his choice, it is up to this group to figure out internally. He said their client is the village. He said sometimes it means certain representatives of our client, the village need to work things that are not legal issues and that one he does not want to make resumptions who they would answer to. Mr. O'Neil said since they can't vote on it tonight it is something they should discuss and write it in before they vote on it. He said items 1C, draft and revise ordinances/resolutions upon request of the FO/Clerk of Council. If council also desires to have one created will that fall under this too? Mr. Hollins asked what the current process is. He said technically, your Clerk of Council is the responsible party, who is the FO, ultimately responsible for drafting the legislation. He said the reason he would view their role as helping the Clerk of Council perform their job in drafting legislation. Mr. O'Neil said he understands but their Rules of Council say legislation can be brought forth by any council member and he was not sure if it was something if they email him and he drafts it or if that is something extra or included. Mr. Hollins said it is not extra just making sure everyone understand the process. He said the Clerk of Council is in control of the agenda, she is control of how things get drafted. Mr. O'Neil said the last question he has is 1E, was asked to him by Mr. Moore, is there only 1 point of contact or if he has a question and Bruce has a question can each call or email those questions? Mr. Hollins said starting point the client is the village. He said on a day to day basis it is not the elected officials we address the legal issues for, it is the administrative staff, the day to day business. He said the only issue some of the council members have expressed is one point of contact, if that POC does not deem it necessary to call him, the question goes unanswered. So the council expressed that they have the ability to be able to call him. Mr. Hollins said in other communities, they have sent group emails, confidential and everybody gets to see the questions and answer and it works well. Mr. Grassel said complex litigation is a bit vague. He said in his mind is standard and asked how they define significant. Mr. Hollins said Mayor's Court Prosecutions is included. He said civil litigation is covered by insurance, they do not even get involved. Municipal is handled in Circleville. Chief Jordan said anything that goes to Common Please Court the County Prosecutors office handles it and municipal court is handled by Mr. Kenworthy. Chief Jordan said he was very impressed with Jesse Shamp, he made everything run like a well oiled machine. Mr. O'Neil asked if there was a 24 hour number to Mr. Shamp if the officers needed it. Chief Jordan said he would have them contact him before they would contact him.

Legislation:

For First Reading:

Resolution 18-2019 A RESOLUTION TO RATIFY THE REALIGNMENT OF MONIES WITHIN THE GENERAL FUND FROM THE TRANSFERS OUT ACCOUNT 1000-910-910 AND TRANSFER SAID MONIES TO THE CAPITAL OUTLAY ACCOUNT 1000-110-590. Mr. O'Neil motioned seconded by Mr. Townsend to approve.

Roll Call: Mr. Townsend-Yes, Ms. Wolfe-Yes, Mr. Grassel-Yes, Mr. O'Neil-Yes. All in favor, motion approved.

Resolution 19-2019 A RESOLUTION TO TRANSFER MONIES WITHIN THE WATER FUND FROM THE OTHER-OTHER ACCOUNT 5101-539-690 AND TRANSFER SAID MONIES TO THE ENGINEERING SERVICES ACCOUNT 5101-539-346. Mr. O'Neil motioned seconded by Ms. Wolfe to approve. Roll Call: Mr. Townsend-Yes, Ms. Wolfe-Yes, Mr. Grassel-Yes, Mr. O'Neil-Yes. All in favor, motion approved.

Resolution 20-2019 A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND/OR MAYOR OF THE VILLAGE OF COMMERCIAL POINT TO ENTER INTO A CONTRACT EFFECTIVE IMMEDIATELY AND CONTINUE THROUGH DECEMBER 31, 2021 WITH FROST BROWN TODD LLC FOR SERVICES AS VILLAGE SOLICITOR AND DECLARING AN EMERGENCY

For Second Reading:

Ordinance 2019-05 AN ORDINANCE APPROVING THE ANNEXATION OF 34.026+/- ACRES FROM SCIOTO TOWNSHIP TO THE VILLAGE OF COMMERCIAL POINT AND AMENDING THE ZONING MAP AND DECLARING AN EMERGENCY

For Third Reading:

Ordinance 2019-04 AN ORDINANCE AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND/OR MAYOR OF THE VILLAGE OF COMMERCIAL POINT TO ENTER INTO A PRE-ANNEXATION AGREEMENT WITH S & G COMMERCIAL POINT, LTD AND MICHAEL EDWARD STRUCKMAN, TRUSTEE OF THE MICHAEL EDWARD STRUCKMAN TRUST. Mr. O'Neil motioned seconded by Mr. Grassel to approve. Roll Call: Mr. Townsend-Yes, Ms. Wolfe-Yes, Mr. Grassel-Yes, Mr. O'Neil-Yes. All in favor, motion approved.

Tabled Item:

Ordinance 2019-03 AN ORDINANCE AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND/OR MAYOR OF THE VILLAGE OF COMMERCIAL POINT TO ENTER INTO A PRE-ANNEXATION AGREEMENT WITH KEAVIN R. HILL, TRUSTEE OF THE KEAVIN R. HILL REVOCABLE TRUST AND MARONDA HOMES, INC. OF OHIO

Mr. O'Neil motioned to adjourn, seconded by Mr. Townsend . All in favor, meeting adjourned.

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Gary Joiner, Mayor

Wendy Hastings, Fiscal Officer

*Minutes provided by Paula Baldwin, Administrative Assistant