



**Village of Commercial Point
Council Meeting Minutes
April 4th, 2022**

President Pro Tempe Geiger called the meeting to order at 7:00 pm. Administrative Assistant Baldwin took roll call with the following members present: Ms. Geiger, Ms. Joiner, Mr. West, Mr. Crego and Mr. Mitchem. Ms. Wolfe was not present.

A motion was made to approve the March 21st Committee of the Whole Minutes by Mr. Crego and seconded by Ms. Joiner. All members present were in favor. The motion passed.

A motion was made to approve the March 21st Council Meeting Minutes by Ms. Joiner and seconded by Mr. Mitchem. All members present were in favor. The motion passed.

Administrative Reports:

- A. Mayor's Report – He was not present.
- B. Village Solicitor's Report – Solicitor Cartee discussed legislation on the agenda. He asked to have a motion to amend the agenda to add Ordinance 2022-12 under First Read and to place Resolution 10-2022 back on the agenda under Third Reading. He advised Council that substitute language needs to be voted on prior to approving Resolution 10-2022 and 11-2022.
- C. Police Chief's Report – He was not present.
- D. Village Administrator's Report – Administrator Grosse discussed a few projects for the Street Department. He asked if anyone see's potholes that need repaired to let him know. He discussed the wastewater treatment plant and informed Council that on April 11th, there will be a virtual EPA meeting regarding the permit.
- E. Village Engineer's Report - He was not present.
- F. Zoning Administrator's Report – He was not present.
- G. Fiscal Officer's Report – Fiscal Officer Hastings said Shred Day is May 14th from 9:00 a.m. – 12:00 noon and we could use a couple of volunteers.

Legislative Reports:

- A. Tracy Joiner – A motion was made to amend the agenda and add Ordinance 2022-11 under First Readings by Ms. Joiner and seconded by Ms. Geiger.
Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

A motion was made to add Resolution 10-2022 onto the agenda under Third Readings by Ms. Joiner and seconded by Mr. Crego.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

- B. Ryan Mitchem – He had nothing to report at this time.
- C. Jason West – He had nothing to report at this time.
- D. Ross Crego – Mr. Crego said he would like to set up a Hazardous Material Collection Day in the village and asked who should initiate it. Fiscal Officer Hastings said he could initiate it. He also discussed 4 North Alley and said it looks like a salvage yard. Fiscal Officer Hastings said Zoning Administrator Kuzelka has already contacted the owner and believes he was given 30 days to clean it up.
- E. Nancy Geiger- She had nothing to report at this time.



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Citizen Comments:

There were no citizen comments.

Business Items:

A motion was made to amend council rules 4.2 and 4.03 by Mr. Crego and seconded by Ms. Joiner.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West -Yes.
The motion passed.

Legislation:

First Reading:

Resolution 13-2022 A RESOLUTION TO CORRECT A LINE ITEM IN THE 2022 PERMANENT BUDGET RELATED TO THE APPROPRIATION TO ACCOUNT NUMBER 5101-539-530 (WATER FUND PLANT EXPANSION BUILDINGS AND OTHER STRUCTURES) TO CHANGE THE APPROPRIATION FROM \$1,327,549.14 TO \$1,111,199.14.

President Pro Tempore Geiger did a first reading, title only.

Fiscal Officer Hastings explained there was a miscalculation on the original excel sheet.

Ordinance 2022-12 AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN ELECTRIC LINE-RIGHT OF WAY AGREEMENT WITH SOUTH CENTRAL POWER COMPANY OVER A 2.709 ACRES PARCEL OF PROPERTY OWNED BY THE VILLAGE OF COMMERCIAL POINT, DECLARING THE EASEMENT NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

President Pro Tempore Geiger did a first reading, title only.

Ms. Geiger asked for discussion. She asked what the difference is between a Right-of-Way and an Easement and if something needs moved, who pays to move it. Solicitor Cartee gave Council the background information on this ordinance. There was also discussion between council and Administrator Grosse. Mr. West asked why this is a timely ordinance. The Township Architect explained the reason behind the urgency. More discussion was held.

A motion was made to suspend the readings by Mr. Crego and seconded by Mr. West.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - No, Mr. Mitchem - Yes and Mr. West -Yes.
The motion failed.

Second Reading:

Ordinance 2022-10 AN ORDINANCE WAIVING THE RESIDENCY REQUIREMENT FOR JOHN R. GROSSE, VILLAGE ADMINISTRATOR, PURSUANT TO OHIO REVISED CODE SECTION 735.271.

President Pro Tempore Geiger did a second reading, title only.

Third Reading:

Resolution 10-2022 A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE FISCAL OFFICER TO DONATE \$1,000.00 TO THE COMMERCIAL POINT COMMUNITY MEN'S CLUB FOR A PUBLIC FIREWORKS DISPLAY AT THE 2022 COMMERCIAL POINT HOMECOMING.

President Pro Tempore Geiger did a third reading, title only.

A motion was made to substitute the language by Ms. Joiner and seconded by Mr. Mitchem.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

A motion was made to adopt Resolution 10-2022 by Mr. West and seconded by Ms. Joiner.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

Pending Administrative Action:

Resolution 11-2022 A RESOLUTION AUTHORIZING FARMERS' MARKETS ON CERTAIN VILLAGE OWNED PROPERTY ON SATURDAY, MAY 21, 2022; SATURDAY, JUNE 25, 2022; SATURDAY, JULY 16, 2022; SATURDAY, AUGUST 27, 2022; AND SATURDAY, SEPTEMBER 10, 2022.

President Pro Tempore Geiger did a first reading, title only.



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A motion was made to substitute the language by Mr. Crego and seconded by Mr. Mitchem.
Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

A motion was made to adopt Resolution 11-2022 by Mr. West and seconded by Ms. Joiner.
Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

Resolution 14-2022 A RESOLUTION TO TRANSFER MONIES WITHIN THE GENERAL FUND FROM THE TRANSFERS OUT ACCOUNT 1000-910-910 AND TRANSFER SAID MONIES TO THE CONTRIBUTIONS TO OTHER ORGANIZATIONS ACCOUNT 1000-715-650.

President Pro Tempore Geiger did a first reading, title only.

A motion was made to adopt Resolution 14-2022 by Ms. Joiner and seconded by Mr. Mitchem.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

Additional Items:

Ms. Joiner thanked everyone for their support in the scheduled activities. She discussed the cost of banners needed for these projects. She also discussed possible movie nights and the cost involved with those. Ms. Geiger will reach out to the school to see if we can use their license. Council seemed in favor of granting an estimated \$1100 for banners needed. Solicitor Cartee will prepare legislation for the next meeting.

Mr. West asked for clarification how the motion failed on the firehouse legislation. Ms. Joiner informed him that she voted no and that five council member votes are required to suspend readings of legislation. Ms. Joiner asked to discuss it further. She expressed her confusion and asked for clarification. Council held discussion. Ms. Joiner said as the party who shut down the legislation, she would like to make a motion to bring it back onto the agenda for another vote.

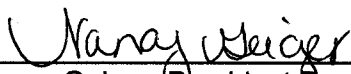
A motion was made to reconsider the vote on the motion to waive the three readings by Ms. Joiner and seconded by Mr. West.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

A motion was made to adopt Ordinance 2022-12 by Ms. Joiner and seconded by Mr. Mitchem.

Roll call vote: Ms. Geiger - Yes, Mr. Crego - Yes, Ms. Joiner - Yes, Mr. Mitchem - Yes and Mr. West - Yes. The motion passed.

A motion was made to adjourn the meeting by Mr. Crego and seconded by Ms. Joiner. All members present were in favor, the motion passed and the meeting was adjourned.



Nancy Geiger, President Pro Tempore



Wendy Hastings, Fiscal Officer