

VILLAGE OF LODI

REGULAR COUNCIL MEETING

**Monday, February 19, 2007
7:00 P.M.**

Lodi Village Council met on the above date for a Regular Meeting with the following Council Members present: Miller, Landis, Hershberger, Graham, Carpenter, and Rice.

Also in attendance were Village Solicitor Ted Lesiak, Mayor Thomas Longsdorf, Clerk/Treasurer Annette Geissman, Police Chief Steve Sivard, Fire Chief Roland Jenkin, Assistant Fire Chief Andy Wurstner, EMS Chief Dave Young, Utility Superintendent Don Eaken, and Zoning Inspector Gary Matjasic.

CONSIDERATION OF MINUTES

A motion was made by Carpenter and seconded by Rice to approve the minutes of the January 15, 2007, Regular Council Meeting.

Upon roll call: YEAS: Carpenter, Rice, Miller, Landis, Hershberger, and Graham
NAYS: None

A motion was made by Miller and seconded by Hershberger to approve the minutes of the February 1, 2007, Safety Committee Meeting.

Upon roll call: YEAS: Miller, Hershberger, Landis, Graham, and Rice
ABSTAIN: Carpenter

A motion was made by Carpenter and seconded by Landis to approve the minutes of the February 5, 2007, Special Council Meeting.

Upon roll call: YEAS: Carpenter, Landis, Miller, Hershberger, Graham, and Rice
NAYS: None

A motion was made by Carpenter and seconded by Landis to approve the minutes of the February 5, 2007, Council Committee Meeting.

Upon roll call: YEAS: Carpenter, Landis, Miller, Hershberger, Graham, and Rice
NAYS: None

A motion was made by Miller and seconded by Landis to approve the minutes of the February 7, 2007, Special Council Meeting.

Upon roll call: YEAS: Miller, Landis, Hershberger, Graham, Carpenter, and Rice
NAYS: None

PUBLIC PARTICIPATION:

Shanda Patalon, of 117 Grove Street, expressed her opinion and asked Council not to appoint EMS Chief Young in the permanent position of Chief when they vote on his one year probationary period as EMS Chief.

PUBLIC HEARINGS:

PUBLIC HEARING TO CONSIDER THE STRUCTURE ON THE PROPERTY LOCATED AT 122 BANK STREET, LODI, OHIO, AS AN UNSAFE BUILDING AS DEFINED IN CHAPTER 1284 OF THE LODI ZONING CODE – Mr. Donald Mountain, the owner of the property located at 122 Bank Street, was present and requested an extension of time to make needed repairs to the property. Council members reminded Mr. Mountain that he had promised to make necessary repairs to the structure three years ago and they still have not been made. Tiffany Ransom, a resident of 122 Bank Street, was present and discussed concerns with the apartment she resides in within the building. Tiffany discussed concerns with ceilings caving in, the floor rotting underneath her bathtub, and the fact that her children can no longer stay there due to the presence of black mold. Mr. George Harper, also a tenant of the building, was present. Mr. Don Finley, Attorney for Wayne Savings and Loan, was present and informed Council that Wayne Savings Bank is considering whether or not to proceed with foreclosing on the property. Mr. Finley will notify Council if the foreclosure goes through. After discussion regarding safety issues for the tenants of the building, a motion was made by Carpenter and seconded by Hershberger, to declare the building structure located at 122 Bank Street as unsafe as defined in Chapter 1284 of the Lodi Zoning Code. Upon roll call: YEAS: Carpenter, Hershberger, Miller, Landis, Graham, and Rice. NAYS: None. A motion was then made by Carpenter and seconded by Landis to order the tenants of

122 Bank Street to vacate the property no later than sixty days from the date of this meeting. Upon roll call: YEAS: Carpenter, Landis, Miller, Hershberger, Graham, and Rice. NAYS: None. There being no further public participation, the Public Hearing ended.

PUBLIC HEARING TO CONSIDER A PROPOSED TEXT AMENDMENT TO THE CURRENT VILLAGE ZONING CODE, SECTION 1276.06 (n) – This section of the Zoning Code pertains to the use of portable signs. A permit will be necessary in order to display a portable sign. The Ordinance will outline all requirements. It was determined that the Zoning Board needs to have the ability to extend the thirty day limitation. However, no more than an additional thirty days will be allowed. There being no public participation, the Public Hearing ended.

LEGISLATION:

SECOND READING OF AN ORDINANCE OF THE VILLAGE OF LODI, MEDINA COUNTY, OHIO, AMENDING SECTION NO. 1276.06 (n) OF THE PLANNING AND ZONING CODE.

A motion was made by Carpenter and seconded by Landis to approve the second reading of the Ordinance.

Upon roll call: YEAS: Landis, Graham, Miller, Hershberger, Carpenter, and Rice

NAYS: None

SECOND READING OF AN ORDINANCE AND JOINT RESOLUTION OF THE COUNCIL OF THE VILLAGE OF LODI, MEDINA COUNTY, OHIO, AND THE LODI BOARD OF PUBLIC AFFAIRS AUTHORIZING THE MAYOR, SUPERINTENDENT OF THE BOARD OF PUBLIC AFFAIRS, AND CLERK TO ENTER INTO CONTRACTS WITH THE HIGHEST AND BEST BIDDER FOR THE SALE OF PERSONAL PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES AND DECLARING AN EMERGENCY. A motion was made by Rice and seconded by Miller to suspend the three reading rule and pass the Ordinance as an emergency.

Upon roll call: YEAS: Rice, Miller, Landis, Hershberger, Graham, and Carpenter

NAYS: None

A motion was made by Miller and seconded by Landis to pass the Ordinance upon the second reading.

Upon roll call: YEAS: Miller, Landis, Hershberger, Graham, Carpenter, and Rice

NAYS: None

AN ORDINANCE AND JOINT RESOLUTION OF THE COUNCIL OF THE VILLAGE OF LODI, MEDINA COUNTY, OHIO, AND THE LODI BOARD OF PUBLIC AFFAIRS AUTHORIZING THE SUPERINTENDENT OF THE VILLAGE BOARD OF TRUSTEES OF PUBLIC AFFAIRS TO ENTER INTO A CONTRACT WITH NORTH AMERICAN SALT COMPANY FOR THE PURCHASE OF SALT FOR WATER TREATMENT PURPOSES AND DELCARING THE SAME TO BE AN EMERGENCY. A motion was made by Landis and seconded by Miller to suspend the three reading rule and pass the Ordinance as an emergency.

Upon roll call: YEAS: Landis, Miller, Hershberger, Graham, Carpenter, and Rice

NAYS: None

A motion was made by Landis and seconded by Hershberger to pass the Ordinance.

Upon roll call: YEAS: Landis, Hershberger, Miller, Graham, Carpenter, and Rice

NAYS: None

COMMITTEE REPORTS:

MILLER – SAFETY

A motion was made by Miller and seconded by Landis to authorize Fire Chief Jenkin to apply for a Fire Marshall Grant of up to \$10,000.

Upon roll call: YEAS: Miller, Landis, Hershberger, Graham, Carpenter, and Rice

NAYS: None

A motion was made by Miller and seconded by Landis for an expenditure of \$2381 for Technical Rescue Operations Team 2007 allocations.

Upon roll call: YEAS: Miller, Landis, Hershberger, Graham, Carpenter, and Rice

NAYS: None

A motion was made by Miller and seconded by Landis to authorize EMS Chief Young to apply for an EMS grant.

Upon roll call: YEAS: Miller, Landis, Hershberger, Graham, Carpenter, and Rice

NAYS: None

A motion was made by Landis and seconded by Hershberger for an expenditure of \$40 for Dave Young, Kate Heil, Halle Burgess, and Melody Miller to attend HIPPA Training.

Upon roll call: YEAS: Landis, Hershberger, Graham, Carpenter, and Rice

ABSTAIN: Miller

LANDIS - ZONING

Landis reported that the Zoning meeting scheduled for February 14, 2007, was cancelled due to inclement weather conditions. The meeting has been rescheduled for February 28, 2007, at 7:00 P.M.

HERSHBERGER – PUBLIC PROPERTIES

A motion was made by Hershberger and seconded by Carpenter for an expenditure of \$5,999.23 to Ward Heating and Cooling to install a new furnace and provide service to three hanging heaters at the fire house.

Upon roll call: YEAS: Hershberger, Carpenter, Miller, Landis, Graham, and Rice
NAYS: None

GRAHAM - PARKS

Graham reported that burned papers found at Lodi Community Park may have come from a paper recycling bin located at Lodi Elementary School. The bin lid opens in a manner which would allow someone to remove paper from it.

CARPENTER – STREET/STORM SEWERS AND SIDEWALKS

A motion was made by Carpenter and seconded by Hershberger to authorize the Clerk to advertise for bids for street repair materials in the month of March. Utility Superintendent Don Eaken will notify the Clerk when he would like the bids advertised.

Upon roll call: YEAS: Carpenter, Hershberger, Landis, Miller, Graham, and Rice
NAYS: None

A motion was made by Carpenter and seconded by Landis for an expenditure not to exceed \$10,000 for repairs to the Street Department leaf vacuum truck.

Upon roll call: YEAS: Carpenter, Landis, Miller, Hershberger, Graham, and Rice
NAYS: None

A motion was made by Carpenter and seconded by Landis for an expenditure of \$3,200 to Palotta Ford to replace the transmission in the Street Department F550 Dump Truck.

Upon roll call: YEAS: Carpenter, Landis, Miller, Hershberger, Graham, and Rice
NAYS: None

RICE – FINANCE/LEGISLATION

A motion was made by Rice and seconded by Carpenter to pay the monthly bills.

Upon roll call: YEAS: Rice, Carpenter, Miller, Landis, Hershberger, and Graham
NAYS: None

A motion was made by Rice and seconded by Carpenter to approve the monthly financial reports.

Upon roll call: YEAS: Rice, Carpenter, Miller, Landis, Hershberger, and Graham
NAYS: None

A motion was made by Rice and seconded by Miller for an expenditure of \$1633 to Medina County Emergency Management for 2007 county wide Emergency Management cost allocations.

Upon roll call: YEAS: Rice, Miller, Landis, Hershberger, Graham, and Carpenter
NAYS: None

A motion was made by Rice and seconded by Miller to write off the first three accounts on the list of Life Force Management write offs. Village Solicitor Ted Lesiak will attempt to collect the last two accounts on the list (see attached list).

Upon roll call: YEAS: Rice, Miller, Landis, Hershberger, Graham, and Carpenter
NAYS: None

Rice reported that he has provided Council Members with a quote to make roof repairs at the fire house. He asked Council to review the quote and stated that he would like to have bid specs prepared to bid the project this year.

CLERK/TREASURER

Clerk/Treasurer Annette Geissman reminded Council that a public meeting will be held Monday, February 26, 2007, at Lodi Elementary School to discuss the CDBG Grant Council will be applying for this year.

MAYOR

Mayor Longsdorf reported that the Lodi Area Chamber of Commerce has presented a plaque to the Lodi Village Employees thanking them for all their help during 2006.

Mayor Longsdorf reported that many compliments have been received regarding the Street Department's snow removal during and after the recent snow storm.

Mayor Longsdorf reported that he would like to combine the Fire and Rescue departments into one department. Discussions will begin at the next Council Committee Meeting.

Chief Sivard reported that Cloverleaf Local Schools would like to include Archer Street in the route currently used to train new bus drivers. It was determined that Archer Street may need to be declared a truck route in order to accomplish this.

A motion was made by Carpenter and seconded by Graham to go into executive session to discuss Fire/EMS Personnel Issues. Village Solicitor Ted Lesiak was invited to attend the executive session.

Upon roll call: YEAS: Carpenter, Graham, Miller, Landis, Hershberger, and Rice
NAYS: None

A motion was then made by Landis and seconded by Graham to come out of executive session with no action taken.

Upon roll call: YEAS: Landis, Graham, Miller, Hershberger, Carpenter, and Rice
NAYS: None

A motion was made by Rice and seconded by Graham to go back into regular session.

Upon roll call: YEAS: Rice, Graham, Miller, Landis, Hershberger, and Carpenter
NAYS: None

A motion was made by Graham and seconded by Rice to extend the probationary period for EMS Chief Dave Young until March 19, 2007.

Upon roll call: YEAS: Graham, Rice, Miller, Landis, Hershberger, and Carpenter
NAYS: None

There being no further business to come before Council, a motion was made by Rice and seconded by Landis to adjourn the meeting.

Upon roll call: YEAS: Rice, Landis, Miller, Hershberger, Graham, and Carpenter
NAYS: None

Mike Landis, Council President

Annette Geissman, Clerk/Treasurer

Thomas Longsdorf, Mayor