

# RECORD OF PROCEEDINGS

0073

Minutes of

Regular

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Tuesday, January 24 2012

The Pandora Village Council met in regular session on Tuesday, January 24, 2012, at 7:00 PM at the Municipal Building with Mayor, John Schlumbohm, presiding.

Members Present: Vance, Fricke, Hall, Buess, Swary  
Members Absent: Painter

The meeting was opened with Pledge of Allegiance.

Motion was made by Mr. Fricke, seconded by Mr. Vance to approve the January 10, 2012 Minutes. Voting: All Yea.

The following bills were presented for payment:

|                                      |                 |
|--------------------------------------|-----------------|
| 10204 First Federal Bank of Ottawa   | 5,500.00        |
| 10205 American Electric Power        | 416.39          |
| 10206 Clemans, Nelson & Assoc.       | 35.00           |
| 10207 Ft. Jennings State Bank        | 887.73          |
| 10208 MASI Environ. Services         | 215.80          |
| 10209 Medical Mutual of Ohio         | 6,377.50        |
| 10210 Putnam County Sentinel         | 46.00           |
| 10211 Daniel Rader                   | 720.00          |
| 10212 Shell Fleet Plus               | 627.76          |
| 10213 Tawa Tree Service              | 480.00          |
| 10214 Treasurer, State of Ohio - EPA | <u>1,050.00</u> |
|                                      | \$16,356.18     |

Payroll Account:

|                      |                 |
|----------------------|-----------------|
| 2063 Stanley Schneck | 1,422.19        |
| 2064 Lana Burry      | 852.05          |
| 2065 Aaron Basinger  | 165.42          |
| 2066 Paul Bishop     | 132.19          |
| 2067 Eric Rayle      | 1,077.63        |
| 2068 Scott Stant     | 1,085.66        |
| 2069 Rick Morrison   | 902.12          |
| 2070 Marvin Steiner  | <u>1,323.13</u> |
|                      | 6,960.39        |
|                      | \$23,316.57     |

Motion was made by Mr. Hall, seconded by Mrs. Buess to approve the bills as presented. Voting: All Yea.

RESOLUTION NO. 2012-610:

A RESOLUTION RETAINING ATTORNEY, SCOTT L. BASINGER, AS VILLAGE SOLICITOR FOR THE VILLAGE OF PANDORA, OHIO FOR THE YEARS 2012 AND 2013.

Motion was made by Mr. Fricke, seconded by Mr. Swary to place Resolution No. 2012-610 on its second reading. Voting: All Yea.

ORDINANCE NO. 533-2012: ANNUAL APPROPRIATION ORDINANCE

Motion was made by Mr. Swary, seconded by Mrs. Buess to place Ordinance No. 533-2012 on its second reading. Voting: All Yea.

David Lee and Dean Luginbill, representing the St. John Mennonite Church, discussed the proposed ordinance in which the church desires to recoup some of their expenses for the installation of the water and sewer lines from the church to the village. They discussed the calculations which were used, as based on EPA information, for water and sewer tap-in fees to be charged to future residents and/or businesses. These fees would be collected by the village and then paid to the church. The village would also charge and retain water and sewer tap-in fees as per the village's water and sewer ordinances. After some discussion, the Council desired to make some changes to said ordinance. The Council also requested Mr. Lee submit detailed calculations regarding their tap-in fees to be attached to said ordinance. The revised ordinance will be presented at the next meeting.

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**ORDINANCE NO. 534-2012:**

REAFFIRMATION OF EMERGENCY ORDINANCE NO. 528-2011 ACCEPTING AN APPLICATION FOR ANNEXATION TO THE VILLAGE OF PANDORA, OHIO, OF TERRITORY SITUATED IN THE NORTHEAST QUARTER OF SECTION 21 AND THE SOUTHEAST QUARTER OF SECTION 16, RILEY TOWNSHIP, PUTNAM COUNTY, OHIO, ATTACHED AS EXHIBIT A.

Motion was made by Mr. Vance, seconded by Mr. Fricke to suspend the rules by which Ordinance No. 534-2012 be read on three separate occasions. Voting: All Yea. Motion was made by Mr. Swary, seconded by Mr. Hall to adopt Ordinance No. 534-2012 as an emergency measure. Voting: All Yea. This ordinance was adopted due to the fact the date previous Ordinance No. 528-2011 was approved by Council was not within the proper time frame to accept annexation.

Township Trustees, Bill Schroeder and Gene Amstutz, Township Clerk, Marcia Schutz, and Fire Chief, Jason Kinsinger, were present for the semi-annual meeting with the Council. Village Administrator, Stanley Schneck, stated as soon as the weather breaks, the concrete work for the addition to the fire station will begin. Mr. Kinsinger stated the Fire Department is not planning on any major expenditures for the year.

The Village Administrator reported on the matter of Ordinance No. 532-2011-Flood Damage Reduction. Since the adoption of this ordinance it has come to our attention there is one residence which is in the flood plain and is in non-compliance with the flood program. Discussion was had as to this matter. There is a possibility this residence could be exempt from this infraction if this residence is above the minimum flood elevation. It was the consensus of the Council for the Village Administrator to contact the owners of this property and explain the situation. The Village will have this property surveyed as to elevation and will incur the costs of said survey.

Village solicitor, Scott Basinger, stated there was a hearing on Tuesday, January 17, 2012 in the Putnam Court of Common Pleas as to the Peth property. The results of this hearing was this property will be scheduled for Sheriff's sale or the Judge will force the issue for the property to be sold.

**RESOLUTION NO. 2012-611:**

EMERGENCY RESOLUTION FOR REQUEST FOR ADVANCE FOR 2011 REAL ESTATE TAXES COLLECTED.

Motion was made by Mr. Vance, seconded by Mr. Hall to suspend the rules by which Resolution No. 2012-611 be read on three separate occasions. Voting: All Yea. Motion was made by Mr. Swary, seconded by Mr. Fricke to adopt Resolution No. 2012-611 as an emergency measure. Voting: All Yea.

**RESOLUTION NO. 2012-612:**

EMERGENCY RESOLUTION FOR TEMPORARY REDISTRIBUTION OF INCOME TAX REVENUE.

Motion was made by Mr. Vance, seconded by Mr. Hall to suspend the rules by which Resolution No. 2012-612 be read on three separate occasions. Voting: All Yea. Motion was made by Mr. Fricke, seconded by Mrs. Buess to adopt Resolution No. 2012-612 as an emergency measure. Voting: All Yea.

Mayor Schlumbohm presented his appointment of committees for 2012:

**PERSONNEL:** Chairperson-Kevin Swary, Lisa Buess

**FINANCE:** Chairperson-Lisa Buess, Rick Fricke

**STREETS, ALLEYS, SIDEWALKS, CURBS, SIGNS, LIGHTS, AND MARKINGS:**

Chairperson-Mark Painter, Kevin Vance

**FIRE AND LAW ENFORCEMENT:** Chairperson-Kevin Vance, Mark Painter

**BUILDINGS AND GROUNDS:** Chairperson-Jon Hall, Rick Fricke

**WATER, SEWER, DRAINAGE, AND SANITATION:** chairperson-Rick Fricke, Jon Hall

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RECORDS COMMISSION: Chairperson-John Schlumbohm, Secretary-Lana Burry, Stan Schneck, Scott Basinger, Rick Fricke  
 REPRESENTATIVE TO PUTNAM COUNTY CIC AND LVB PORT AUTHORITY: Stan Schneck  
 REPRESENTATIVE TO TAX INCENTIVE REVIEW COUNCIL REGARDING CRA: Stan Schneck(Council), Lana Burry(Council), Mark Depue(School)  
 ZONING COMMISSION: Harlan Basinger-5 years; Carey Arthur-4 years; Diana Braidic-3 years; Angela Gray-2 years; Don Buess-1 year.  
 ZONING BOARD OF APPEALS: Judy Stall-5 years; Jon Hall-4 years; Lennis Core-3 years; Nate Neuenschwander-2 years; Kevin Swary-1 year.  
 ZONING INSPECTOR: Stan Schneck  
 CRA HOUSING COUNCIL: Rick Fricke-1 year(Council); Mark Painter-2 years(Council); Gary Hilty-1 year(Mayor); James Ridge-1 year(School Board); Mark Depue-2 years(School Board)  
 HOUSING OFFICER: Stan Schneck  
 A/L COMMUNITY CENTER BOARD: CHAIRMAN-Brian Miller; BUILDING-Kevin Vance; OPERATIONS-Roy Hermler; TRUSTEE-Kevin Swary; TRUSTEE-Leah Johnson; TREASURER-Teresa Kinsinger; SECRETARY-Dwain Hall.  
 FIRE PREVENTION OFFICER: Jason Kinsinger  
 FLOOD PLAIN ADMINISTRATOR: Stan Schneck  
 Motion was made by Mr. Fricke, seconded by Kevin Swary to approve the Mayor's Appointments for 2012. Voting: All Yea.

Mayor Schlumbohm presented his State of the village report. Some of the highlights are as follows: 1) lagoon system is now a controlled discharge system as opposed to continuous discharge. 2) New industry, Advanced Drainage Systems, housed in the former Pandora Manufacturing building. At present they have approximately 20 employees. 3) The village spent approximately \$275,000 in capital expenditures: St. John Mennonite Church project-12"water line in the Industrial Park and forced main sewer line to the church; purchase of new truck; street and gutter repairs; EMS building repairs and handicap parking at the Community Center.

With no further business to discuss, the meeting was adjourned upon a motion by Mr. Vance, seconded by Mr. Swary. Voting: All Yea.

SIGNED:   
 Mayor

SIGNED:   
 Fiscal Officer