

Buckeye Lake Village Council Meeting Minutes
Held in Council Chambers, streamed live on Facebook
October 11, 2021

Call to Order: By Council President Geiger at 7:13 p.m.

Pledge of Allegiance and Moment of Silence: Led by Council President Geiger.

Roll Call: Present: Linda Goodman (0,0), John Lemmon (0,0), Kitty Zwissler (0,0),
(Consecutive, Total Absences) Don Cable (0,0), Bill French (0,0), John Geiger (0,0)
Absent: Tom Wolfe (0,0)

Staff Present: Mayor Peggy Wells; Jennifer Dennis, Clerk/Treasurer; Samantha Torres, Clerk of Council; Jason Harget, Police Chief; Ryan Wyse, Fire Chief

CITIZEN'S COMMENTS: None.

Approval of Council Meeting Minutes: Motion by Councilor French, seconded by Councilor Zwissler, to approve the September 27, 2021 regular council meeting minutes.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

Approval of Clerk Treasurer's Report: Motion by Councilor Goodman, seconded by Councilor Lemmon, to approve the reconciliations for September and the Treasurer's report dated October 7, 2021.

Discussion: Treasurer Jennifer Dennis told council that reports for October have been completed and that the Recovery Act report that was to be due this month is now pushed back to April 2022.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

APPOINTMENTS AND PRESENTATIONS: Broadband for the village – presenters Matt Armstead and Kyle Yoder from Ohio Transparent Telecom (OhioTT.com) spoke to council about a more affordable, high-quality broadband internet service option for the village. OhioTT started in May 2021, installed equipment in Somerset and are in talks with other communities throughout Ohio, primarily focused on public-private partnerships. Looking to obtain funds from grants from the Federal or State level to support new equipment for more affordable internet in the village and surrounding areas. Councilor Goodman asked what about a senior citizen who is not tech savvy? Which program would be the best / what is the average senior rate? Kyle suggested starting with the lower package at \$29.99 for 25 Mbps internet speed. If that is not enough, it can be bumped up. Most people are going with the middle package at \$49. An internet tower would need to be put up but does not have to be on village-owned property. Only a 50x50 square would be needed with electricity, and that could be privately owned. Other municipalities have their tower on their water tower, as the higher the tower, the better the service and coverage. A 300ft tower gave a 4-mile circle range. No contracts, it is month-to-month service with a \$99 install fee. Their goal is to provide 70% of their profits back. Possibility of using ARPA funds to help residents with the \$99 install fee. They have worked with Peter Voderberrg of BroadbandOhio on applying for a grant from NTIA to find every available source of funding. They are looking to deliver service for the unserved and underserved. Most places have kids who would be able to do schooling from home, working from home, helping seniors who are isolated

from family, telehealth from home. Also able to provide 5G cellular to add hotspots to the fire trucks.

COUNCIL STANDING COMMITTEE REPORTS:

Finance Committee: Budget coming up quickly. Hope to have something for the next meeting for it. Next Finance Committee meeting will be October 25th at 6:30pm. Finance Committee recommends to go ahead with the appropriation that is on the agenda tonight.

Public Safety Committee: Absent, no report.

Public Service Committee: Last meeting held on October 4th at 6:30pm. Ron Bennett, an engineer from ADR, came to the meeting to answer any questions and there was good discussion. Some individuals wanted to have the engineers to expand the Cranberry storm water study. Trash contract for the village is out for bid. Bids are due October 15th. Waiting on permits for the Taco Bell bridge project. Status of Neel Avenue storm water issue. Project is out for bid but there was a significant increase in cost to about \$110,000 due to economic conditions. Should be hearing about North Bank storm water soon. There was a quick review of Park Street project. ADR sent a package out for the Cranberry storm water feasibility study where they expanded the feasibility alternatives with a new price of \$47,500, which is a significant increase from the initial \$6,200 for task one. Next Public Service Committee meeting will be November 1st at 6:30pm where they will talk again about the Cranberry storm water feasibility study. Even if the engineers say that nothing can be done for the storm water, the village still needs to pay to figure that out.

Rules Committee: Meeting held on October 4th with general discussion of public hearings process and council rules relating to ORC 713.11 and 713.12. Talked about, if needed, getting back to committees meeting on off-Monday days that are not council nights. Next Rules Committee meeting to be held on November 1st at 6:00pm with more discussion about the public hearing process, verbiage for meeting on off-Mondays, and process of approval voting process of president and other appointments.

Community Development Committee: Community Development meeting held this evening before the council meeting where presenters from Ohio Transparent Telecom spoke to council about the options they have for getting affordable broadband internet in the village and the possibility of grant funding for it. Next Community Development meeting will be October 25th at 6:00pm with broadband follow-up.

Personnel Committee: Meeting held tonight before council meeting to discuss bonuses related to ARPA funds for staff. Appropriation for bonuses for fire and police department is on the agenda tonight. Will be able to give volunteers of the fire department bonuses as well but need to figure out the process for them to receive it, as it will be a sub-grant. Personnel Committee recommends the bonuses for village office workers to full council. Began discussion for 2022 budget on increasing stipends.

Report of Council President – John Geiger – Special council meeting and public hearing to be held on October 18th at 7pm for the short-term rental draft document about zoning code changes and the application process that was sent to council from the Planning and Zoning Commission (first draft document dated October 7, 2021).

Report of Mayor – There will be a Meet the Candidates night for the mayoral and council candidates at the Fire Department on October 14th from 6:30-8:30pm, with Mayor Layton of Hebron as the moderator. Candidates will be introduced and will have a chance to speak and Mayor Wells welcomes residents to come. Mayor Wells read compliments of the police department on Facebook. Fire Chief Ryan Wyse gave her a list of equipment the fire department really needs. Seven items listed that need to be replaced or purchased for the first time totaling \$14,362.28. There is a staffing shortage at the fire department and they are not always able to have a paramedic go on emergency runs. She said the village needs to get a Fire levy on the ballot in May and find the money to give them raises. Councilor Cable asked if reporting of issues around North Bank to the police has gotten better or worse. Police Chief Jason Harget came to the microphone to say it has stayed the same and to tell residents to please report even small thefts from their porches because it could lead to larger thefts. Police Chief said he is patrolling websites, is out on bike, and walking North Bank area. Councilor Lemmon asked if a golf cart or side-by-side would help him, and Chief said yes.

ORDINANCES

Ordinances for 3rd Reading – None.

Ordinances for 2nd Reading – None.

Ordinances for 1st Reading –

Ordinance 2021-50 – AN ORDINANCE SETTING THE COSTS FOR THE CERTIFICATE OF REGISTRATION FEE AND THE CONSTRUCTION PERMIT FEES FOR THE RIGHT-OF-WAY PROGRAM AND DECLARING AN EMERGENCY.

Motion by Councilor French, seconded by Councilor Goodman, to suspend the rules.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

Motion by Councilor Zwissler, seconded by Councilor Cable, to adopt Ordinance 2021-50.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

Ordinance 2021-51 – AMENDING ORDINANCE 2021-10 PERMANENT APPROPRIATIONS ORDINANCE AND DECLARING AN EMERGENCY.

Motion by Councilor Lemmon, seconded by Councilor French, to suspend the rules.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

Motion by Councilor Zwissler, seconded by Councilor Goodman, to adopt Ordinance 2021-51.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

Ordinance 2021-52 – AN ORDINANCE TO DISPOSE OF UNNEEDED AND OBSOLETE ITEMS THAT ARE OWNED BY THE VILLAGE OF BUCKEYE LAKE, OHIO.

This will move to a second reading.

RESOLUTIONS

Resolutions for 3rd Reading – None.

Resolutions for 2nd Reading –

Resolution 2021-16 - A RESOLUTION AUTHORIZING THE PARKS AND RECREATION COMMISSION TO OVERSEE AND ADMINISTER NEWLY ACQUIRED PARKS PROPERTIES.

Discussion: Councilor Zwissler asked who wrote the resolution. The Solicitor did. Councilor Lemmon asked for point of clarification that this does not give the Parks and Recreation Commission any special power, which is correct. Any contract or money spent will still need to go to the mayor and council. Mayor Wells suggested the need for a seasonal worker to maintain the property (land) that came with the purchase of 118 Third Street by the village. Councilor Lemmon said he has seen other municipalities who have a part time worker under the street department. Councilor Zwissler wondered about the roof and electrical of the 118 Third Street building. Mayor Wells has not received any calls back about those things and the Parks and Recreation Commission can work on that.

This will move to a third reading.

Resolutions for 1st Reading –

Resolution 2021-17 - A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY.

Motion by Councilor French, seconded by Councilor Goodman, to suspend the rules.

**Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0**

Motion by Councilor Goodman, seconded by Councilor Zwissler, to adopt Resolution 2021-17.

**Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0**

Resolution 2021-18 - A RESOLUTION ADOPTING THE LICKING COUNTY COUNTYWIDE ALL NATURAL HAZARDS MITIGATION PLAN AND DECLARING AN EMERGENCY.

Motion by Councilor French, seconded by Councilor Zwissler, to suspend the rules.

**Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0**

Motion by Councilor Zwissler, seconded by Councilor French, to adopt Resolution 2021-18.

**Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0**

UNFINISHED BUSINESS:

I. Short-term rental regulations and application, sent to council by Planning and Zoning Commission on October 7, 2021 – Council will have a Special Council Meeting and Public Hearing about this document on October 18th at 7:00pm.

NEW BUSINESS:

I. The current short term rental moratorium Ordinance 2021-40 is set to expire on October 22, 2021. Originally it was set for 180 days but the original moratorium was amended to 60 days.

Ordinance 2021-53 – AN ORDINANCE EXTENDING THE TEMPORARY MORATORIUM IN ORDINANCE 2021-40 ON THE OPERATION OF ANY SHORT TERM RESIDENTIAL REAL ESTATE RENTALS AND THE DECLARATION OF AN EMERGENCY.

Motion by Councilor Zwissler, seconded by Councilor Lemmon, to suspend the rules.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, French, Geiger
Abstain: 0; Nays: Cable; **Motion Passed 5 – 1**

Motion by Councilor Lemmon, seconded by Councilor Zwissler, to adopt Ordinance 2021-53.

Roll call vote: Yes: Lemmon, Zwissler
Abstain: 0; Nays: Goodman, Cable, French, Geiger; **Motion Failed 4 – 2**

The short-term rental moratorium will not be extended and will expire on October 22, 2021.

II. Motion by Councilor Goodman, seconded by Councilor Lemmon, to pay \$1,000 bonuses through the ARPA funds to the village employees.

Roll call vote: Yes: Goodman, Lemmon, Zwissler, Cable, French, Geiger
Abstain: 0; Nays: 0; Motion Passed 6 – 0

III. Councilor Lemmon passed out flyers from the Parks and Recreation Commission for the Community Clean Up day to be held at Ryan Braden Park on October 16th from 10am-2pm.

COUNCIL MEMBER COMMENTS:

Councilor Goodman: Friends of the Buckeye Lake Library are hosting a Halloween themed 5k/10k fundraiser on October 30th at 8am that is very important for raising money for the everyday operations of the library. Encouraging residents along the path to pass out candy to those participating in the event.

Councilor Lemmon: Thanked everyone and President Geiger for allowing Ordinance 2021-53 onto the agenda tonight. Important to follow the Charter and give residents a right and platform to speak.

Councilor Zwissler: Thanked everyone for their patience in listening to the broadband discussion and presenters. Trunk or Treat at the Harbor Community Center on October 28th from 5:30-7:00pm. Encouraged people to help get the library board to give out COVID-19 tests.

Councilor Cable: Discussions have been direct and heated, and these are tough decisions that will impact people for a long time, including some of their livelihoods. Thanked members of council.

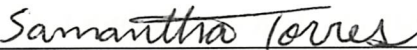
Councilor French: Thanked Councilor Zwissler for bringing up the broadband discussion.

ADJOURNMENT: Motion by Councilor Cable to adjourn the meeting and seconded by Councilor Goodman.

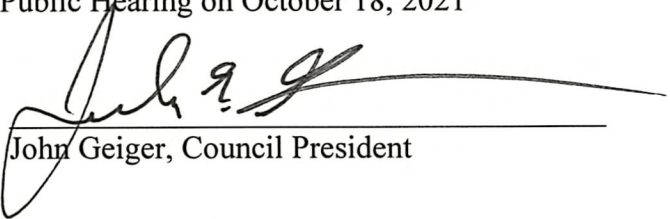
Motion passed unanimously.

Meeting adjourned at 8:44 pm

NEXT MEETING: Special Council meeting and Public Hearing on October 18, 2021
– Regular Council meeting on October 25, 2021



Samantha Torres, Council Clerk



John Geiger, Council President