

Mayor Subler called the Council meeting to order at 7:00 p.m.

Roll call found the following Council Members present: Mr. Paulus, Mr. Berger, Mr. Dammeyer, Mr. Beasley, Mr. Griesdorn, and Mr. Steinbrunner. Also present were Village Administrator Hale, Fiscal Officer Ordning, and Village Attorney Tom Guillozet.

Mayor Subler requested that the agenda be amended to add an Executive Session for a conference with attorneys for the public body concerning disputes involving the public body that are the subject of court action. Mr. Dammeyer made a motion to accept the consent agenda items which included approval of the following:

- Approval of Agenda as amended to include an Executive Session as requested by Mayor Subler
- Approval of Minutes from the January 23, 2019 Regular Meeting
- Approval of expenditures as of February 13, 2019

Mr. Beasley seconded the motion. Vote: all yeas with Mr. Berger abstaining from approval of the minutes. Motion carried.

Under public discussion, Mayor Subler read a proclamation, recognizing February 16 through 23, 2019 as FFA Week in the Village of Versailles.

For the first item of new business, Mayor Subler stated that the issue of rezoning the properties located at 706 East Main Street, 732 East Main Street and 45 Maple Street has been going on for almost two years. He said Village Council properly went through the process which included the referendum being placed on the ballot where the citizens of Versailles voted in favor. The property owners need to move forward or risk a potential loss in buyer and the Village could lose a new business. Because of these reasons, the legislation is being presented as an emergency measure. Mr. Paulus made a motion to have Ordinance No. 19-01, an ordinance to rezone properties located at 706 East Main Street, 732 East Main Street and 45 Maple Street, all within the Village of Versailles, Ohio to B-1 classification and declaring an emergency be read in full a first time, seconded by Mr. Berger. Vote: all yeas. Motion carried. Village Attorney Guillozet read, in full, Ordinance No. 19-01 a first time. Mr. Paulus made a motion to have Ordinance No. 19-01 declared an emergency measure and read in full, a second and third time. Mr. Beasley seconded the motion. Vote: all yeas. Motion carried. Village Attorney Guillozet read, in full, Ordinance No. 19-01 a second and third time. Mr. Paulus then made a motion to accept Ordinance No. 19-01 as an emergency measure, seconded by Mr. Berger. Vote: all yeas. Motion carried.

The next item of new business, Ordinance No. 19-04, an ordinance approving, adopting and enacting the 2019 edition of the Model Ohio Municipal Code – Administrative Code, as revised through August 2, 2018, published by American Legal Publishing for the Village of Versailles, Ohio; repealing ordinances and resolutions in conflict therewith; publishing the enactment of new matter; and declaring an emergency was considered and read by title only a first time. Mr. Paulus, stating that a copy of the ordinance was received prior to the meeting made a motion to read Ordinance No. 19-04 a second and third time, by title only, and declared an emergency, seconded by Mr. Beasley. Vote: all yeas. Ordinance No. 19-04 was read a second and third time by title only. Mr. Paulus made a motion to adopt Ordinance No. 19-04, seconded by Mr. Steinbrunner. Vote: all yeas. Motion carried.

Next was consideration of Ordinance No. 19-05, an ordinance approving, adopting and enacting the 2019 edition of the Model Ohio Municipal Code – Traffic Code, as revised through August 2, 2018, published by American Legal Publishing for the Village of Versailles, Ohio; repealing ordinances and resolutions in conflict therewith; publishing the enactment of new matter; and declaring an emergency was considered and read by title only a first time. Mr. Paulus, stating that a copy of the ordinance was received prior to the meeting made a motion to read Ordinance No. 19-05, a second and third time, by title only, and declared an emergency, seconded by Mr. Berger. Vote: all yeas. Ordinance No. 19-05 was read a second and third time by title only. Mr. Paulus made a motion to adopt Ordinance No. 19-05, seconded by Mr. Berger. Vote: all yeas. Motion carried.

Council then considered Ordinance No. 19-06, an ordinance approving, adopting and enacting the 2019 edition of the Model Ohio Municipal Code – General Offenses Code, as revised through August 2, 2018, published by American Legal Publishing for the Village of Versailles, Ohio; repealing ordinances and resolutions in conflict therewith; publishing the enactment of new matter; and declaring an emergency was considered and read by title only a first time. Mr. Paulus, stating that a copy of the ordinance was received prior to the meeting made a motion to read Ordinance No. 19-06 a second and third time, by title only, and declared an emergency, seconded by Mr. Steinbrunner. Vote: all yeas. Ordinance No. 19-06 was read a second and third time by title only. Mr. Paulus made a motion to adopt Ordinance No. 19-06, seconded by Mr. Beasley. Vote: all yeas. Motion carried.

The next item of new business was consideration of Resolution No. 19-07, a resolution approving a new job description for the position of Street Foreman for the Village of Versailles and declaring an emergency. Village Administrator Hale explained that Brian Gehret has moved to the Water/Wasterwater plant which left the Street Foreman position needing to be filled. He said that he had interviewed two applicants for the position. To fill the position, the job description for the Street Foreman position needed to be updated. Village Attorney Guillozet read by title only a first time, Resolution No. 19-07. Mr. Paulus, stating that a copy of the resolution was received prior to the meeting made a motion that Resolution No. 19-07, be read a second and third time, by title only and declared an emergency, seconded by Mr. Beasley. Resolution No. 19-07 was read a second and third time, by title only. Mr. Beasley then made a motion to adopt Resolution No. 19-07 seconded by Mr. Steinbrunner. Vote: all yeas.

Ordinance No. 19-08; an ordinance revising and adopting an updated hourly compensation table for the Village of Versailles and declaring an emergency was read by title only for a first time. Mr. Paulus, stating that a copy of the ordinance was received prior to the meeting made a motion to read Ordinance No. 19-08 a second and third time, by title only, and declared an emergency, seconded by Mr. Beasley. Vote: all yeas. Ordinance No. 19-08 was read a second and third time by title only. Mr. Beasley made a motion to adopt Ordinance No. 19-08, seconded by Mr. Paulus. Vote: all yeas. Motion carried.

Next was consideration of Ordinance No. 19-09, an ordinance authorizing the Village's participation in the Treasurer of Ohio's Market Access Program; authorizing the preparation and filing of an application for that program and the execution and delivery of a standby note purchase agreement with the Treasurer, and other necessary and appropriate documents, and declaring an emergency was considered and read by title only a first time. Mr. Paulus, stating that a copy of the ordinance was received prior to the meeting made a motion to read Ordinance No. 19-09, a second and third time, by title only, and declared an emergency, seconded by Mr. Berger. Vote: all yeas. Ordinance No. 19-09 was read a second and third time by title only. Mr. Steinbrunner made a motion to adopt Ordinance No. 19-09, seconded by Mr. Beasley. Vote: all yeas. Motion carried.

Next was the consideration of the appointment of Street Superintendent/Foreman. Village Administrator Hale stated that the position was offered on an interim basis. This is to allow for both the employee and the Village to make sure the job assignment works for both. Mr. Dammeyer made a motion to authorize the Village Administrator to appoint Mr. Mike Wagner as the interim Street Department Superintendent/Foreman. Mr. Griesdorn seconded the motion. Vote: all yeas.

The last item of new business was a recommendation from the Personnel & Policies Committee regarding cell phone reimbursement policy. Village Administrator Hale stated that the Personnel & Policies Committee met on February 12th to discuss the cell phone policy for Village employees. The recommendation is for Village employees to own their cell phone with the Village reimbursing them for a portion of the cost. This would be savings for the Village and eliminate the need for employees to carry two cell phones. It would also place the responsibility of phone replacement, repairs, ect on the employee. Mr. Beasley made a motion to accept the recommendation from the Personnel & Policies Committee regarding the cell phone reimbursement policy and to have legislation prepared as an emergency for the change in the Employee Personnel Manual, seconded by Mr. Berger. Vote: all yeas. Motion carried.

With all scheduled business complete, Mr. Griesdorn made a motion to enter into Executive Session for conference with an attorney for the public body concerning disputes involving the public body that are the subject of a court action; seconded by Mr. Berger. Vote: all yeas. Motion carried. Members entered Executive Session at 7:42 p.m. Members returned from executive session at 8:18 p.m. and reported no decisions had been made.

Moving on to Administrative Reports, Village Administrator Hale distributed his Administrator's Report to members and reported on the following items: We continue to have issues with slow trains and stopped trains blocking crossings within the village. We are currently maintaining a log of dates and length of time crossings are blocked and I plan to provide those to Congressman Warren Davidson along with representatives from CSX Railroad. We have advertised for the Street Laborer Position that will be open due to the retirement of Terry Haines. Preference will be given to candidates with a CDL and construction and excavation experience. I have reviewed the entire Shade Tree Ordinance and will be bringing the changes to the Tree Commission at our next meeting. Tom Guillozet and I have met and discussed the proposed changes. I have made additional changes to the draft ordinance based on Tom's advice. I believe the language change provides more clarity and reduces uncertainty in the ordinance. I have had brief conversations with Councilman Corey Griesdorn regarding the possibility of creating a dog park within the village. We have discussed different possible locations and one location that would seem to make the most sense would be between the basketball court and playground out at the Indian Creek Park. We would need to create a committee and have more discussion on the need and desire of a Dog Park in the Village. Heather Luebke has suggested we could do a poll regarding the interest in a dog park on Facebook. The Village has contracted with Foster Tree & Landscaping to begin the annual electric line tree trimming. Citizens may notice workers trimming trees around power lines over the next few weeks. After discussions with HB Hole regarding the vacant Cemetery Board position, I contacted Gary Condon at Nickol Monument

who stated he would accept the vacant position. I have contracted with the law firm of Zashin & Rich to complete a review of the Versailles Police Department's Standard Operating Policies (SOP) manual. The cost of the review is not expected to be higher than \$1500. EMS administrator Matt Harvey was contacted by a Loramie Township trustee regarding their desire for the Versailles EMS to cover Loramie Township. Currently the Loramie Township Levy brings in \$42,192 annually. While it may seem that to cover the entire Township might be too far, Matt Harvey has stated he feels the longest response time would be 30 minutes and he has discussed this with the Loramie Township trustee and they are acceptable to that response time. According to Matt, some areas of Loramie Township have had even longer response times and that is part of their concern. I will report back to Council when I have more information. Matt Harvey and I are still working through the purchase of a new ambulance. At this point we plan to finance the ambulance through Second National Bank, however a bond will need to be established. We are currently working with a bond counselor. Street personnel have switched the end caps on West Street Bridge as directed by ODOT. The end caps were installed incorrectly by the original contractor. The end caps are now all compliant. The Village has received three sample LED retrofit kits for the decorative green light poles in the streetscape areas of the Village. The Electric Department will be installing the kits to see how the new white LED's appear with regards to lumen output. We may need to try different options to get the desired light output. Once we have established the correct hue, we will begin LED units and all of the decorative light post. Electric Dept. personnel finished the electric service installation to the new sludge chemical feed building at the WWTP last week. We are working through the details of an inspection and hope to get the system up and running as soon as possible. The 2007 Ford Explorer that was provided to the Versailles Police Department via a court order from the Darke County Court System was sold via auction on GovDeals January 31st. The vehicle sold for \$1001.00 and the money was deposited into the General Fund. The Village has listed the 1997 Ambulance on GovDeals for Matt Harvey and the EMS. The auction will end on Feb. 26th. As of this writing the bid is currently at \$1600.00 for the unit. Scott Bernholt has asked for an estimate to extend water and sanitary sewer mains along SR185 for a tract of land he is wanting to sell at the Baker Road and SR185 intersection.

Village Attorney Guillozet reported that he is working on the annexation agreement with Margaret Hayes.

Mayor Subler requested Fiscal Officer Ording to report the Village expenses related to the referendum filed with the Darke County Board of Elections, the associated extensive public records request, and the pending legal suit. Fiscal Officer Ording stated that actual bills paid totaled \$22,861.50 with time value spent on referendum related matters at \$3,402.20 as of February 13, 2019.

Committee and Board reports were as follows:

- Finance & Audit – meeting February 27, 2018 at 6:30 p.m.
- Personnel & Policies – met February 12th to discuss the cell phone reimbursement policy
- Planning Commission - meeting March 4, 2019 at 6:30 p.m.
- Cemetery Board – next meeting is scheduled February 19, 2019 at 7:00 p.m. at Greenlawn Cemetery. Mr. Berger expressed appreciation for the service of Mr. Lewis Stahl as Cemetery Board member for over 17 years. His knowledge and dedication for the cemetery will be missed by all. Mr. Gary Condon will be sworn in as the new board member.
- Tree Commission – meeting February 27, 2019 at 6:15 p.m.

With no further business to conduct Mr. Dammeyer made a motion to adjourn the meeting, Mr. Berger seconded the motion. Vote: all yeas.

Mayor Subler adjourned the meeting at 8:48 p.m.

Jeffry A. Subler, Mayor

Kathy Ording, Fiscal Officer