

**VILLAGE OF HEBRON
COUNCIL MEETING MINUTES
NOVEMBER 9, 2022
6:00 PM**

This meeting was held both remotely and in person.

CALL TO ORDER

Mayor Layton called the meeting to order at 6:00pm

PLEDGE OF ALLEGIANCE

Mayor Layton asked everyone to join in the Pledge of Allegiance.

ROLL CALL

Councilmembers in attendance: Council President Dr. Valerie Mockus, Councilmembers Stacy Stoner, Annelle Porter, Kenney Nauer, and Randy Wolf. Councilmember Paige Seymour was excused from this meeting.

Others in attendance: Mayor James Layton, Village Fiscal Officer/Interim Administrator Deborah Morgan, Village Solicitor Wesley K. Untied, Police Chief Larry Brooks, and Clerk of Council/Administrative Assistant Christina Furbee.

Visitors in attendance: Misty Bond, Mindy Starr, Jim Ward, Attorney Drew Piersall

Remote Visitors: Brian Coghlan, Mike Crane

ACKNOWLEDGE VISITORS

Mayor Layton acknowledged the visitors in attendance and said there will be an opportunity to speak during the meeting if they wish.

NOTICE: MEETING DOCUMENTATION

Mayor Layton said the minutes for this meeting are being recorded and a written summary will be available by request at a later date.

APPROVAL OF MINUTES

10-26-22 Council Meeting

Mrs. Porter moved to approve the October 26, 2022 Council Meeting minutes as presented, seconded by Dr. Mockus. A roll call vote was taken with all Councilmembers present voting in favor.

11-2-22 Special Council Meeting

Dr. Mockus moved to approve the November 2, 2022 Special Council Meeting minutes as presented, seconded by Mrs. Porter. A roll call vote was taken with all Councilmembers present voting in favor except Mrs. Stoner who abstained.

VISITOR COMMENTS

Misty Bond, 524 Golden Pond Avenue, Johnstown introduced Mindy Starr, 524 E. Main Street, Hebron. Ms. Bond said she and Ms. Starr are here to present earnings from the 2022 Hebron Pie Festival to the beneficiary. She presented a check to \$2,000 to Jim Ward of the Lakewood Education Foundation (LEF). Mr. Ward said the LEF provides funding and support to Middle and High school programs, such as a literacy program and Reality Store, that are not normally covered under the normal budget. He thanked Council and Pie Fest representatives for the donation and said it will be put to good use.

Ms. Bond said to help recognize those who sponsored this year's event, they are hoping for a motion from Council. Ms. Starr asked if Council would approve hanging the 2022 Pie Fest banner

on the gazebo at the corner lot in downtown Hebron. She said the banner lists the event sponsors, including the Village of Hebron and the Hebron Historical Society museum.

Mr. Nauer moved to approve hanging a Hebron Pie Fest banner on the gazebo at the downtown corner lot, seconded by Mr. Wolf. A roll call vote was taken with all councilmembers present voting in favor.

Ms. Bond said will be looking for volunteers and support for next year's Pie Fest She suggested moving the event to July, as there have been some conflicts with other events and kids going back to school in August.

DEPARTMENT REPORTS- Police Department

Police Chief Larry Brooks said the monthly Police report was distributed to Council. He said a stolen vehicle was recovered, and an arrest was made for a burglary on Canal Road.

Chief Brooks said he will be meeting with the new Law Director to discuss upcoming changes for misdemeanor crimes.

Chief Brooks said there have been some issues with placement of the new Flock camera system. He said the Ohio Department of Transportation is resistant to allowing the signs to be placed in their rights of way. He said Hebron and other areas were told they cannot do so, but they are working on trying to resolve the issue.

Chief Brooks said the Hebron Police Department received no complaints or issues regarding Halloween. He said the Police Department was very visible and trick or treating went well.

Chief Brooks said Zachary Hampton was sworn in as a part-time Police Officer today. He said fulltime Officer Zach Raaker will be moving to part-time status and Officer Hampton will become fulltime at that time.

Chief Brooks said the Police Department will likely keep the black police vehicle they mistakenly received, as they have not been able to locate a white one to replace it. He said the Department is still looking at some options.

It is time again for No-Shave-November, a program to raise money to help needy children at Christmastime, and Chief Brooks said the Hebron Police Department is again participating. He said Walmart donated \$1,000 to the cause and the Officers enjoy shopping for the children.

Dr. Mockus said she received a call from a resident at the end of September who was given a traffic ticket for accelerating before reaching a speed limit sign. She noted this month's Police report showed 20% of drivers were at least 6 or more mph over the speed limit before they got to the speed limit sign. Dr. Mockus asked if Chief Brooks would be willing to record a video to explain the speed limit law to residents. She said residents responded well to a similar video that was posted on the Village Facebook page to explain the sewer cleaning and televising project. Chief Brooks said he is very willing to record a video to help inform citizens.

Dr. Mockus said a resident complained about 4-wheelers and asked if they are allowed to be rode on the streets. Chief Brooks said they are not allowed to be rode on streets. Dr. Mockus asked if chickens are permitted in the Village. Mr. Wolf said there is an ordinance about farm animals. Chief Brooks said Mrs. Nicodemus, the previous Community Development Coordinator, dealt with an issue involving chickens a few years ago. He said he will look into it.

LEGISLATION

ORDINANCE 22-22- AN ORDINANCE TO AMEND THE ZONING DESIGNATION FOR PARCEL 075-344898-00.000 OTHERWISE KNOWN AS NATIONAL ROAD HEBRON OHIO 43025- **Third Reading**

Mr. Wolf moved to adopt Ordinance 22-22 as presented, seconded by Mrs. Porter. A roll call vote was taken with all councilmembers present voting in favor.

ORDINANCE 23-22- AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE LICKING COUNTY PLANNING COMMISSION FOR THE ADMINISTRATION OF FLOODPLAIN REGULATIONS- **Third Reading**

No motion was made. The legislation did not pass.

ORDINANCE 25-22-AN ORDINANCE TO MAKE APPROPRIATIONS FOR FISCAL YEAR 2023 EXPENSES AND OTHER EXPENDITURES FOR THE VILLAGE OF HEBRON, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2023-Second Reading

RESOLUTION 22-14- A RESOLUTION AUTHORIZING THE MAYOR OF HEBRON TO ENTER INTO AN AGREEMENT WITH THE LAW DIRECTOR FOR NEWARK, OHIO FOR PROSECUTION OF MISDEMEANORS-Third Reading

Mr. Nauer moved to adopt Resolution 22-14 as presented, seconded by Mrs. Stoner. A roll call vote was taken with all councilmembers present voting in favor.

RESOLUTION 22-15- A RESOLUTION AUTHORIZING THE MAYOR OF HEBRON TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH DAVID MOSER ATTORNEY FOR FISHEL, DOWNEY, ALBRECHT, & RIEPENHOFF LAW FIRM FOR CODE ENFORCEMENT-Third Reading

Dr. Mockus moved to adopt Resolution 22-15 as presented, seconded by Mr. Nauer. A roll call vote was taken with all councilmembers present voting in favor.

ORDINANCE 26-22 -AN ORDINANCE TO AMEND ORDINANCE 21-21 & ORDINANCE 02-22 TO PROVIDE FOR ADJUSTMENTS OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2022 AND DECLARING AN EMERGENCY-First Reading

Mr. Wolf moved to suspend the readings of Ordinance 26-22, seconded by Mr. Nauer. A roll call vote was taken with all Councilmembers present voting in favor.

Mrs. Porter moved to adopt Ordinance 26-22 as presented, seconded by Mr. Wolf. A roll call vote was taken with all councilmembers present voting in favor.

ORDINANCE 27-22 - AN ORDINANCE TO AMEND A SECTION OF THE CODIFIED ORDINANCES OF THE VILLAGE OF HEBRON, OHIO TITLED GENERAL SEWER USE REQUIREMENTS PURSUANT TO 933.02 AND DECLARING AN EMERGENCY-First Reading

Dr. Mockus asked what is being modified. Village Solicitor Wesley Untied said rather than amending legislation every time the guidelines change, this ordinance will automatically amend to the applicable rates. Mrs. Morgan said a previous redline document was provided to Council. Brian Coghlan of V3 Companies, Ltd said the EPA requires guidelines be reviewed every 2 years and updated every 5 years. There was some discussion about the process and changes in the parameters. Councilmembers requested the redline document be redistributed to them for review.

Executive Session

Dr. Mockus moved to go into Executive Session per Ohio Revised Code 121.22 at 6:33pm to consider the employment, dismissal or discipline of a public employee, seconded by Mrs. Stoner. A roll call vote was taken with all councilmembers present voting in favor.

Dr. Mockus moved to reconvene into regular session at 7:19pm, seconded by Mrs. Stoner. A roll call vote was taken with all councilmembers present voting in favor.

COUNCIL ACTION ITEMS

October 2022 Bank Reconciliation

Dr. Mockus moved to acknowledge receipt, review and approval of the October 2022 Bank Reconciliation, seconded by Mrs. Stoner. A roll call vote was taken with all Councilmembers present voting in favor.

Pretreatment and Sewer Use Regulations

Mrs. Morgan said this item was moved from an Action Item to legislation and was presented earlier in the meeting.

2023 Solicitor Contract

Mayor Layton said the Village Solicitor has not been given a raise since 2016.

Dr. Mockus moved to draft legislation increasing the compensation for the Village Solicitor by 15%, seconded by Mrs. Porter. A roll call vote was taken with all Councilmembers present voting in favor.

Dr. Mockus said there was previous discussion about aligning the Solicitor's pay with Village employees' pay each year. Mrs. Morgan said though they would be handled by separate legislation, Council can address both issues at the same time each year.

2023 Employee Compensation

Dr. Mockus moved to direct the Village Solicitor to draft legislation to increase employee pay, including Police Department employees, by 3% beginning with the first full pay in 2023, seconded by Mrs. Porter. A roll call vote was taken with all Councilmembers present voting in favor.

Employee Holiday Luncheon

Mayor Layton said if Council is interested in holding an Employee Holiday Luncheon again this year, the proposed date is December 16th.

Mrs. Porter moved to approve the expenditure for an Employee Holiday Luncheon on December 16, 2022 @ 11:30am, seconded by Mrs. Stoner. A roll call vote was taken with all Councilmembers present voting in favor.

ADMINISTRATOR'S REPORT

Village Fiscal Officer/Interim Administrator Deborah Morgan said she does not have a formal report to present at this meeting. She said she has been focusing on zoning at this time, and working with the Water Superintendent to get the Utility Billing in line. She said she has also been working with the Public Works Superintendent and will have some items to discuss at the Combined Council Committees Meeting. Mrs. Morgan said she has scheduled a staff meeting with Department Heads and their staff on Monday, November 14th at 10 a.m. so that she can speak to all employees. She said Dr. Mockus will attend and any other interested Councilmembers are invited as well.

COUNCILMEMBERS' REPORTS

Mr. Wolf said the West Licking Fire District report was sent to Council. He said a West Licking Fire levy was passed for a 1.5 mill increase.

Mrs. Stoner said she is happy to see Mrs. Morgan taking on the Interim Administrator role.

Dr. Mockus said she is glad to see the Lakewood School Levy passed. She said she attended a recent meeting of the Lakewood STEAM club. She said the STEM (Science, Technology, Engineering, Math) education program is being updated STEAM, to add Art into the program. She said their current activity is to create a city to manage, and Hebron was chosen as the footprint to create their city.

Dr. Mockus said the topic of holding an Open House for businesses at the Fire House was previously mentioned. She asked if Council is still interested. Mrs. Porter said when an audience is so defined, the public may feel eliminated. She suggested maybe changing the way the Open House is presented so that all feel welcome.

Mr. Nauer said Burch Street and 9th Street have been repaved. He said the crosswalk at Burch Street was re-concreted and is still not correct. He said Public Works Superintendent CJ Ward contacted the contractor and they plan to make the corrections.

Mr. Nauer said he will meet with Mr. Coghlan and Mr. Ward about drainage on Hamilton Road. He said he is concerned about the Public Works department doing the work because it needs to be exact to get it right, and they will have to dig down about 6', which could be dangerous. Mrs. Morgan said unless a quote is obtained and a Purchase Order is opened before the end of the year, funds would need to be reappropriated next year.

Mrs. Porter noted the last Council Meeting in November is scheduled on the night before Thanksgiving. She asked if this will create an issue for anyone. Councilmembers indicated they will be able to attend and the meeting should be kept as-is.

MAYOR'S REPORT

Mayor Layton said he will get with Mr. Nauer, Mr. Ward and Mr. Coghlan to discuss drainage and the possibility of flooding yards on Cumberland Street. Mrs. Morgan said the Planning & Zoning Board voted to allow Cumberland Street residents to file another variance if they choose to do so, and the application fee will be waived. Mayor Layton said if the drainage issue can be fixed, he thinks the residents will be willing to put in a sidewalk where the Village wants it to be. There was some discussion about sidewalk requirements, drainage, and approved plans. Dr. Mockus said Mr. Coghlan previously mentioned charging a nominal fee in lieu of enforcing a sidewalk. She said if this is done and the Village decides later that a sidewalk needs to be placed, we will have collected some of the money and there will be a record of the fee collected which would be helpful if another property owner comes in with a similar request.

Mrs. Porter said she would like to be included in discussions with new developers. Mayor Layton said he will let her know once they get past the initial discussions about finances, etc. He added that Hebron's requirements are very specific in the Zoning manual, unless they request a variance.

Mr. Nauer said another well is being drilled just east of Evans Park. Mayor Layton said Mrs. Nicodemus previously approved a drilling request for oil and gas. Mr. Nauer said Mrs. Furbee is looking at the zoning ordinances to see what is allowed. Mrs. Morgan said she assumes the Water Superintendent should be contacted whenever drilling is going to take place.

REVIEW OF EXPENSES

Councilmembers acknowledged review of the list of expenditures. There were no questions or concerns about the expenses.

MEETING/EVENT SCHEDULE

November 11, 2022, CLOSED for Veteran's Day
November 16, 2022 6pm, Combined Council Committees Meeting, Council Chambers
November 23, 2022 6pm, Council Meeting, Council Chambers
November 24-25, 2022 CLOSED for Thanksgiving

ADJOURN

Mr. Wolf moved to adjourn the meeting at 7:56pm, seconded by Mrs. Stoner. A roll call vote was taken with all councilmembers present voting in favor.

_____(on file)_____
James Layton, Mayor

Attest:

_____(on file)_____
Deborah Morgan, Village Fiscal Officer