

RECORD OF PROCEEDINGS

Minutes of

Meeting

BARRETT BROTHERS - DAYTON, OHIO

Form 6101

Held

VILLAGE OF HEBRON
COUNCIL MEETING MINUTES
July 26, 2023
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 Valerie Mockus, Councilmembers Stacy Stoner, Annelle Porter, Kenney Nauer, and Randy Wolf. Mayor Layton said Councilmember Paige Seymour was excused from this meeting.

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

Others in attendance remotely: None

Visitors in attendance: Daniel Lawson

ACKNOWLEDGE VISITORS

Mayor Layton acknowledged the visitors in attendance.

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

June 21, 2023 Combined Committees Meeting

Mr. Wolf moved to approve the June 21, 2023 Combined Council Committees Meeting minutes as presented, seconded by Mrs. Porter. A roll call vote was taken with all Councilmembers present voting in favor.

July 12, 2023 Council Meeting

Mrs. Stoner moved to approve the July 12, 2023 Council Meeting minutes as presented, seconded by Mrs. Porter. A roll call vote was taken with all Councilmembers present voting in favor.

VISITOR COMMENTS

Daniel Lawson, 503 Mound Street, said he purchased a golf cart in 2017 and checked with the Police Department who told him there was no law written about golf carts in the Village. He said about two weeks ago, he was approached by a Police Officer who told him he may have to pull him over if he sees him out driving a golf cart again. Mr. Lawson said the state of Ohio made golf carts legal but each municipality has to make its own legislation. He said surrounding communities are golf cart friendly and he hopes Hebron will allow them as well. Mr. Lawson said he will attend the Police Committee Special Meeting to discuss this topic on August 9th at 5pm.

LEGISLATION

None

COUNCIL ACTION ITEMS

Surplus Items

Mayor Layton said a list of items to be declared surplus was sent to Council. He said the list includes items from the Water Reclamation and Public Works Departments. Mrs. Morgan said a Chevy Impala should be added and she believes the Police Department may have items they would like to surplus as well. Mrs. Porter asked if the items for the Public Works Department have been replaced. Mrs. Morgan said the items have been replaced

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with newer versions. Mrs. Morgan said if Council approves the list of surplus items, they will then be placed for online auction on Muncibid.com. There was some discussion about the auction and bidding process. Mrs. Morgan said this item will be presented for review again once the list is complete.

Hebron Walking Map MOU

Councilmembers reviewed the Village of Hebron walking map that was presented to them and discussed plans for printing and distributing the maps. Mrs. Morgan said way signage may eventually be added as well.

Dr. Mockus moved to authorize the Mayor to sign a Memorandum of Understanding with the Licking County Health Department to receive Creating Healthy Communities grant funding in the amount of \$1,000 for the purchase of materials and printing of Village of Hebron walking maps and possible way signage, seconded by Mr. Wolf. A roll call vote was taken with all Councilmembers present voting in favor.

Kerns Water Abeyance Agreement

Mayor Layton said at a previous meeting, Council indicated they are in favor of entering into a 7-year agreement with a resident on Canyon Road to waive the requirement to tap into public water if water lines are run in that direction. He said a copy of the proposed agreement has been provided to Councilmembers.

Dr. Mockus responded to verbiage that states the agreement is "not transferrable" and asked what will happen for a new owner if the property sells. Village Solicitor Wesley K. Untied said the new owner should be made aware via a residential property disclosure at the time of sale and they would have to come to Council and ask for a contract extension.

Dr. Mockus moved to approve a 7-year agreement for waiver of mandatory Water/Wastewater Connection with Timothy and Elizabeth Kerns, 8567 Canyon Road, seconded by Mr. Nauer. A roll call vote was taken with all Councilmembers present voting in favor.

ADMINISTRATOR'S REPORT

Interim Administrator/Village Fiscal Officer Deborah Morgan said she sent out an email after the previous Combined Council Committees Meeting, addressing a list of things she needed to respond to. She said she received a response from Attorney Jarod Rose about the use of side-by-sides by the Public Works Department. He said driving side-by-sides on the streets is not optimal and he is not currently aware of exceptions for public entities; however, Mr. Rose is aware that there is some discussion at the state level dealing with this type of use of these vehicles for public entities, though the house bill still needs to go to Committee. Mrs. Morgan said she instructed the departments to refrain from riding on the streets and sidewalks until there is some resolution to the issue. Mrs. Morgan said the Public Works Department found another way to temporarily water the flowers in the downtown area, by pulling an all-terrain vehicle on a trailer behind a truck. She said if Council chooses to have legislation drafted regarding golf carts and side-by-sides, she suggests considering adding verbiage to allow the Public Entity to utilize these types of vehicles for work purposes. Dr. Mockus expressed concern about crossing multiple lanes of traffic with a Utility Terrain Vehicle on SR 79. She asked if the employees have the latitude to choose to use a truck instead, if they wish. Mayor Layton said they are given that option if they so choose.

Mrs. Morgan said Hebron resident Tyra Roberts mentioned at the Combined Council Committees Meeting that there is an area on SR 79 that needs some attention. Mrs. Morgan said she asked the Police Chief to provide an officer (if they are available) to provide safety for the Public Works staff when performing work in that area. She said she directed staff to reschedule the work if the Police Department is not available.

Mrs. Morgan said she received a response from Attorney Rose about the Police Department's ability to enforce traffic laws in Lake Forest if they have not been dedicated to the Village. Mr. Rose said since the development of the subdivision is not complete, the dedication has not yet taken place; therefore, it is private property and residents do have

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the ability to drive the golf carts on the streets until the streets are dedicated to the Village.

Mrs. Morgan provided pictures of wildflower blooms as follow-up to a question about the status of the wildflowers that were planted at the Hebron Municipal Building and Evans Park.

Mrs. Morgan said she is in the process of working with V3 on having a warrant study done for the traffic signal on 8th and Main Streets. She said the firm will have to be a vendor that has been prequalified by the Ohio Department of Transportation. She said the Village has located two firms and V3 Companies will reach out to obtain pricing.

Mrs. Morgan thanked Village Solicitor Wesley K. Untied for sharing a copy of an article from Columbus Business First. She said the article posed the question "Are there are any cities or municipalities that are particularly difficult or easy to work with?" and the comment about Hebron was "Hebron has been easy to work with and reasonable in their approach in their communication. As they grow, we hope that they will continue to appreciate and welcome new development."

Mrs. Morgan said Zemba Bros is finishing up the sewer cleaning/televising project. She said the footage will be forwarded to Burgess & Niple to analyze the information. She said the lift station level sensor replacements have begun-- Basin Street is near completion, and then they will move to the lift station at the plant. She said the Water Reclamation Facility is working on getting quotes for flooring as well.

Mrs. Morgan said the Water Department had program logic control problems and they are working on that. She said Clarifier 1 has been taken offline for routine maintenance and cleaning, and roof and gutter and downspout repairs have begun. She said the Hopewell Lane storm sewer process has started and door hangers have been hung.

Mrs. Morgan said preparation for the 2021-2022 Audit will begin in a few days, and the Auditors will be on site beginning on August 14th.

Dr. Mockus asked if the Warrant Study for the light at 8th and Main Streets will be completed during the school year. Mrs. Morgan said we are still trying to locate someone that is qualified per ODOT's standards, and that will be a factor as to when the study can be started.

Mr. Wolf asked if the Village has any jurisdiction over streets in the Lake Forest Subdivision. Dr. Mockus said she believes some of the streets in the Lake Forest subdivision have been dedicated to the Village of Hebron. Mr. Wolf said the Village needs to review a list of items before all streets in the subdivision are dedicated to the Village. Mrs. Morgan said the Village does have an updated list and we will not accept or sign off on the project until all items on the list are completed.

Dr. Mockus said the street in the Lake Forest Subdivision that has streetlights with incandescent lighting is Forest Ridge Drive. Mr. Wolf said the lights are very dim. Mayor Layton said the Village is looking into what the requirements are. Mrs. Morgan said there is information in the Hebron zoning code about Planned Residential Development (PRD) lighting. Mr. Nauer said the streets in Lake Forest that were just paved have cracks that go all of the way across the street. Mrs. Morgan said repaving the entire roads is on the list to review, because of their trucks driving on them. Mr. Nauer said the streets that were just repaved have cracks in them. He asked what base was used. Mrs. Morgan said she will discuss it with V3 Companies.

COUNCILMEMBER'S REPORTS

Mr. Wolf said he has not looked to see if the Firehouse in Hebron has been power washed.

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Mrs. Stoner said she received a complaint about a pothole on Refugee Road near the entrance to Evans Park.

Dr. Mockus said she reached out to Mayor Layton and Mrs. Morgan about having plaques on our welcome signs for the Historical Society. She said this may be a good idea for civic organizations in the Village. Mr. Nauer said the Business Association used to have a sign near the Post Office but it was struck by a vehicle. Mayor Layton said he believes the American Legion had a sign as well, but it deteriorated. Mrs. Morgan said Councilmember Pam DeVaul left funds for welcome signs for the Village when she passed away. Dr. Mockus said hopefully the Historical Society will come before Council soon.

Dr. Mockus said she sent an email to Mayor Layton about a menacing dog in the Village. Mayor Layton said he spoke to Chief Brooks about it. He said no police report was made. He said the Police Department said a report needs to be made.

MAYOR'S REPORT

Mayor Layton said he went to the recent Licking County Area Transportation Study and Grow Licking County meetings. He said everyone is excited about all the business coming to Licking County. Mayor Layton said he went to a Framework meeting too.

Mr. Untied said the golf cart/side-by-sides issue is technical, emotional, and an element of entitlement. Dr. Mockus asked what citation would be issued if someone is pulled over. She said she is trying to determine how the Village can back up that we say they cannot drive the vehicles. Mr. Untied said the vehicles are not legal unless the Village passes an ordinance that allows them. Mrs. Morgan said a resident also asked about wheelchairs and scooters. Mr. Rose said those items do not fall under the definition of "slow moving vehicles".

VISITOR COMMENTS

None

REVIEW OF EXPENSES

Council reviewed the current expenditures. There were no questions regarding the expenses.

MEETING/EVENT SCHEDULE

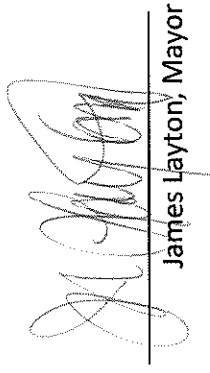
July 30, 2023-11:30am, Fellowship Friday Luncheon, Municipal Complex
August 7, 2023-6:30pm, Planning & Zoning Meeting, Council Chambers
August 9, 2023-5pm, Police Committee Special Meeting, Council Chambers
August 9, 2023-6pm, Council Meeting, Council Chambers
August 16, 2023-6pm, Combined Council Committees Meeting, Council Chambers
August 23, 2023-6pm, Council Meeting, Council Chambers

ADJOURN

Mrs. Stoner moved to adjourn the meeting at 6:55pm, seconded by Dr. Mockus. A roll call vote was taken with all Councilmembers present voting in favor.

Attest:


Deborah Morgan, Village Fiscal Officer


James Layton, Mayor