



VILLAGE OF MILLERSBURG

6 North Washington Street
Millersburg, Ohio 44654
FAX (330) 674-9044
www.millersburgohio.com

Jeff Huebner, *Mayor*

Nathan Troyer, *Village Administrator*

Karen Shaffer, *CMC, Village Clerk-Treasurer, Tax Administrator*

S. Thomas Vaughn, *Police Chief*

Village Offices (330) 674-1886
Income Tax (330) 674-6891
Police Department (330) 674-5931

The Council of the Village of Millersburg met in regular session on November 27, 2017 at 7:00 p.m. Mayor Huebner called the meeting to order followed by the Pledge of Allegiance. Clerk-Treasurer Karen Shaffer gave roll call and the following members were in attendance: Devone Polen, Brent Hofstetter, Junior Vaughn, Robert Shoemaker, Kelly Hoffee and Ruby Baird. Solicitor Robert Hines was also present.

VISITORS: Steve Casdorff addressed Council regarding his dismissal from the Millersburg Police Auxiliary. Earlier in the year, he was charged with Domestic Violence after an altercation with his wife. As a result he had two Temporary Protection Orders issued against him and served 80 days in jail in Ashland County until a jury trial was held. He was found not guilty by the jury. He was however, charged with Contempt of Court on a matter that happened in the courtroom. He cited numerous other items in the chain of events that occurred during this incident. He did note when the incident occurred he had consumed twelve (12) beers. The Auxiliary had a hearing on the matter and they agreed to dismiss Casdorff as a member of the Auxiliary. He noted that he had asked the Chief to watch videos, speak with his attorney and to talk with him, of which the Chief declined. Mayor Huebner thanked him for his time and noted they would take the matter under advisement.

Bill Baker and Duane Yoder asked Council to consider a change in their liquor licenses for Bags and The Brewery. Currently the licenses are combined for both establishments. They want to separate the businesses. Yoder (Bags) would be the owner of the current licenses and Baker would apply to trex in a A1F manufacturing license for the Brewery. Council would need to approve the application for the trex license. Motion made by Hoffee to approve the application for the A1F trex. Seconded by Shoemaker. Upon roll call, motion carried with Hoffee, Shoemaker, Baird, Vaughn, Hofstetter and Polen voting aye.

Nina Lanning addressed Council regarding the water backup issue that has been experienced by Gary & Cindi Asche (north of Village Motors). With recent heavy rains, she is now having the same flooding problem. Her property is located adjacent to Asche's (north). She has had flooding twice in November with over 1/3 of her yard being under water. Solicitor Hines reiterated the same to Lanning as he has to Asche's. The Village is not legally responsible. Village Motors is the responsible party as they have an underground pipe that is plugged. They have been asked to repair it. Hines suggested that the property owners contact Village Motors. They could also go together and hire an attorney on the matter.

MINUTES: Motion made by Baird to suspend the reading of the minutes of the previous meeting, the public hearing and the Cemetery Committee. Seconded by Hoffee. Upon roll call, motion carried with Baird, Hoffee, Shoemaker, Vaughn, Hofstetter and Polen voting aye. Motion made by Hofstetter to accept the minutes as presented. Seconded by Shoemaker. Upon roll call, motion carried with Hofstetter, Shoemaker, Polen, Vaughn, Hoffee and Baird voting aye.

BILLS: Motion made by Hoffee to pay bill resolution 2017-28 bills' \$233,014.39; payroll \$42,155.41; total \$275,169.80. Seconded by Hofstetter. Upon roll call, motion carried with Hoffee, Hofstetter, Baird, Polen, Vaughn and Shoemaker voting aye.

REPORTS OF OFFICERS

Administrator Troyer: Informed Council the DRB will consider a COA for signage at Route 39 Diner at the December 6, 2017 meeting.

Asked Council if they wished to place a time limit on the new parking lot. Other public parking lots in the Village have times of 2hr; 3 hr; and 24 hour. Council agreed to a 24hr time

limit on the lot. Curb stops were also discussed. The placement would be on the west side of the lot against the building. Troyer will check with the building owner to see if they have any objections.

Informed Council he met with OMEGA representatives on Nov. 22 and went over the requirements, timelines, process etc. of the Transportation Alternatives Program as well as Safe Routes to School for sidewalk construction projects. TAP is a reimbursement program not grant funding. Currently, through the use of Toll Revenue Credits, funding is reimbursed at 95% through projects scheduled to begin in State Fiscal Year 2023 or sooner. Projects scheduled to begin later are 80/20 split unless something changes with the TRC's. According to OMEGA, projects are currently slated for 2021/2022 so we could still be eligible for the 95% reimbursement. Our next steps will be to determine exact project location and have an engineer provide a certified cost estimate for the TAP Letter of Interest (due February). Assuming our project is eligible, we would be invited to submit a full application (due May). Announcements are generally made in early August.

The SRTS Program will require the development of a School Travel Plan. This is done in conjunction with the school district and will cover the entire district. Individual projects will be prioritized within the district STP and pursued accordingly assuming the STP is approved by the State. It would then be sent back to the appropriate Village or Township to approve of the projects and pursue the funding within the SRTS program. OMEGA handles the coordination and creation of the STP. We will be discussing this with West Holmes administration to see if they would like to participate and proceed accordingly.

Informed Council Brian Collett completed 6 months of employment on Nov 15, 2017 and he is recommending he be removed from probation status. Motion made by Polen to remove Collett from probationary status. Seconded by Hoffee. Upon roll call, motion carried with Polen, Hoffee, Baird, Shoemaker, Vaughn and Hofstetter voting aye.

Thanked Colin Miller for the tables and benches at Deer Run Park. Miller made these as part of his effort in obtaining his Eagle Scout. Troyer encouraged everyone to go look these as he did a wonderful job on the project.

Solicitor Hines: Informed Council the opinion from the Attorney General was received on the issue of the Amish hauling passengers in trailers and/or in wagons pulled behind tractors. He will speak with the County Prosecutor and relay further information back to Council. In the case of UTV's, Council would need to pass an ordinance allowing them in the Village. Hoffee noted the main objective is to make sure everyone is treated equally and are following the law.

Mayor Huebner: Asked Council to re-appoint Mike & Tracy McDowell to the Tree City Board for the three-year term of Jan. 1, 2018 – Dec 31, 2020. Motion made by Polen to approve the appointment. Seconded by Hofstetter. Upon roll call, motion carried with Polen, Hofstetter, Vaughn, Shoemaker, Hoffee and Baird voting aye.

LEGISLATION: Mayor Huebner read Resolution 2017-26 "To Approve An Annexation Agreement That Will Ultimately Result In The Annexation Of 5.780 Acres Into The Village Of Millersburg" for the third time by title only. Motion made by Shoemaker to pass and adopt Resolution 2017-26. Seconded by Hoffee. Upon roll call, motion carried with Shoemaker, Hoffee, Polen, Hofstetter, Vaughn and Baird voting aye.

Mayor Huebner read Ordinance 2017-109 "An Ordinance Amending Zoning Map (Zoned Territory) Of The Village Of Millersburg" for the first time by title only.

ADJOURNMENT: Motion made by Polen to adjourn the meeting. Seconded by Hofstetter. Upon roll call, motion carried with Polen, Hofstetter, Vaughn, Shoemaker, Hoffee and Baird voting aye.

Approved Date _____

Karen Shaffer, Clerk-Treasurer

Jeff Huebner, Mayor

