

**COUNCIL MINUTES**  
**April 6, 2015**

St. Clairsville City Council met at the Recreation Center on Monday, April 6, 2015 with the following present

Terry Pugh, Council President	Robert Vincenzo, Mayor
John Bukmir, Council, 3 <sup>rd</sup> Ward	Cindi Henry, Finance Director
Libby Heintzleman, Council-At-Large	Tom Murphy, Planning & Zoning Administrator
Perry Jones, Council-At-Large	Dennis Bigler, Service Director
Jake Olsavsky, Council, 1 <sup>st</sup> Ward	Al Davies, Law Director
David Trouten, Council, 4 <sup>th</sup> Ward	Jeff Henry, Police Chief
Frank Sabatino, Council, 2 <sup>nd</sup> Ward	Don Smithberger, Electric Superintendent
Jim Weisgerber, Council-At-Large	Shelley Fortney, Utility Office Manager

The meeting was called to order by Council President Terry Pugh

**Minutes:** Minutes of the March 16, 2015 regular meeting were distributed to Council. A motion to accept the minutes was made by John Bukmir and seconded by Jake Olsavsky.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzleman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

Minutes of the March 26, 2015 special meeting were distributed to Council. A motion to accept the minutes was made by John Bukmir and seconded by Libby Heintzleman.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzleman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

**CITIZENS HEARING:** There were no Citizens present who wished to address Council.

**REPORTS**

**Service Director, Dennis Bigler**

- Street sweeping of all City streets will begin on Monday. Citizens are asked to sweep aggregate from sidewalks and driveways into the street so the sweeper can pick it up. They are also asked to keep their cars out of the street until the sweeper has gone through.
- Asphalt should be available for patching by mid-April.

- A price has been received for needed guardrail. The city is looking into doing the work to reduce the cost

**Mayor, Robert Vincenzo**

1. Announced the resignation of Law Director, Al Davies who has been appointed Judge for the Eastern Division Court. He recommended that Council approve Attorney Richard Myser to fill the Law Director position

**Monthly Police Report - March 2015**

Calls & Complaints	98
Accidents	17
On Roadway	12
Private Property	5
Arrest	29
Traffic	20
Criminal	2
Domestic	3
Juvenile	3
Warrant	1
Parking Tickets Issued	62
Traffic Citations Issued	20
Warnings given	26
Domestic Calls	3
Alarm Drops Answered	4
Assist Other Agency	9
Miles put on cruisers	6,935miles
Gasoline used	674 gallons

**Police Chief, Jeff Henry**

- The Clerk has a letter from The Belmont County Health Department. They contacted Our office and asked if it would be possible to have a walk on the one mile loop on Main Street. They will start at the Courthouse heading west on Main Street until they reach the mile turn around marker at St. Mary’s School. They will cross the street and head east on Main Street back down to the North Sugar Street, East Main Street intersection. They will continue this loop until they have completed 3 laps and end at the Courthouse. Tentative date is Saturday, June 20<sup>th</sup> at 6:00 p.m. The purpose is to obtain a grant for Health and Fitness. The cost to the city will be at least two officers at the crosswalks. Depending on the schedule we might not have any cost at all. Cumberland Trail Firefighters have offered to help.

- There is a Memorandum of Understanding between the Sheriff's Office and all of the Police Agencies in Belmont County. They are going to incorporate the Drug Task Force into a Major Crime Unit. We already have an agreement to be a member of the Task Force. This agreement will supersede that one and we will fall into this agreement if Council approves. Nothing is going to change other than the name and possibly maybe they can go after more grants to fund it. The Spy Task Force & Drug Task Force are going to be in that, they are forming a Major Crime Unit. If we need help with a crime somebody from Martins Ferry or the Sheriff's Office or wherever will come to assist us. **David Trouten:** That takes the place of your Drug Task Force? **Jeff Henry:** The Major Crimes Task Force will umbrella the other groups. **Al Davies:** So everything falls under the Major Crimes Task Force? **Jeff Henry:** Yes. **David Trouten:** So the Drug Task Force still does its own thing? **Jeff Henry:** Yes and Mac McFarland will still be the leader of that task force but then they will have other task forces in it. All our people that are on the Drug Task Force are Special Deputies. Ultimately Dave Lucas the Sheriff is responsible but if something happens the City is also responsible if we are doing something in another town. Every City and Village that I am aware of will be a member of this Major Crimes Task Force. If we are not happy with it all we have to do is drop out. The only funding there is right now is I pay an officer to go on a call out to assist the SOB Team. We have two members on the SOB Team and we have two members on the Drug Task Force from our Department. We have to pay but we get in return if I need the SOB Team here it is here at no cost. **David Trouten:** What is the SOB Team? **Jeff Henry:** Special Operations, it is like the Swat Team.

**Finance Director, Cindi Henry**

- I emailed to you Ordinance No 2015-17 this is just an accounting thing that has to be done. It is where I have to book the entire amount of the new cruiser lease. It is a formality.

**Planning and Zoning Administrator, Tom Murphy**

- The second reading of the Nancy Mack Sub-Division this evening
- A reminder to everybody and the public that it is permit time of the year. Shelley's Office did send out a reminder in all the bills. I sent out a notice to all the contractors that I work with and reminded them about getting permits first. I have also sent a press release to the newspaper.

**COUNCIL COMMITTEES**

**Finance, Libby Heintzleman** - Cindi covered my report

**Utilities, Frank Sabatino**

- The Utility Committee met this evening
- **Don Smithberger, Electric Superintendent:** I would just like to mention this is getting into the time of year when we would usually ask people to trim, we don't have to get in too much for meters but just for regular maintenance. We are starting to see a lot of signs on poles and it is going to be yard sale time and oil/gas etc. I just want to remind people

there is an ordinance against that and they could appear in Mayor's Court. We are not discouraging signs just don't put them on the poles.

- **Shelley Fortney, Utility Office Manager:** It is April which is the beginning of spring, Pool meters are available so they are first come first served. We have four of them it is a 24 hour service so that we can see how much water is used filling your pool for the season and we waive the sewage charge.
- **Frank Sabatino:** We also discussed that our crews are busy working on some issues down in the Wastewater Department. We will keep Council informed of that.

**Police, Perry Jones**

- Because of the Special Meeting on March 26<sup>th</sup> we had to change the Police Committee Meeting and we will be meeting on Thursday at 2:00.

**Street North Side, David Trouten** - No Report

**Street South Side, Jim Weisgerber** - No Report

**Safety, Libby Heintzelman** - No Report

**Building and Grounds, John Bukmir** - No Report

**Planning Commission, Jim Weisgerber** - No Report

**Fire District, Frank Sabatino**

- The Fire Board met in a Regular Session on the 18<sup>th</sup> of March and the contract with the Fire Fighter's Association was approved and signed.
- Our next meeting will be next Tuesday, April 14<sup>th</sup> at 3:30 at the Main Station

**Recreation, David Trouten**

- I will be asking for Executive Session to discuss personnel issues on that.

**Park District, Perry Jones**

- The Park District canceled their last meeting so their next meeting is next Monday

**ORDINANCES & RESOLUTIONS**

**Law Director, Al Davies**

- As the Chief alluded to earlier we did prepare Resolution No. 2015-18 a Resolution to authorize the St. Clairsville Police Departments participation in the Belmont County Major Crime Unit otherwise known as BCMCU and declaring an emergency. Attached to the resolution is the memorandum to develop which all the participating municipalities will be executing. This Resolution also grants authority to the President of Council because we need somebody from the Legislative side of City Government to sign as well as the Chief of Police. Everybody is always interested in fighting crime and keeping everybody safe so I thought this would be a good piece of legislation to pass on emergency.
- In regards to Executive Session we do need Executive Session for two purposes, one under Ohio Revised Code Section 121.22 (G) (1) which is to discuss issues concerning the appointment and replacement of a Public Employee or Official and those two positions in question are the Recreation Director and the Law Director. We also need to

go in under Ohio Revised Code Section 121.22 (G) (4) to provide Council an update concerning bargaining negotiations with the AFSME bargaining unit.

There was presented and read to Council on its second reading by title only, ORDINANCE NO. 2015-12, AN ORDINANCE ACCEPTING THE FINAL PLAT OF THE NANCY MACK PROPERTY SUBDIVISION TO THE CITY OF ST. CLAIRSVILLE, OHIO

There was presented and read to Council on its first reading by title only, ORDINANCE NO. 2015-17; AN ORDINANCE TO ESTABLISH ADDITIONAL PERMANENT APPROPRIATIONS FOR THE NORMAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ST.C CLAIRSVILLE, STATE OF OHIO, FOR THE PERIOD JANUARY 1, 2015 THROUGH DECEMBER 31, 2015, AND DECLARING AN EMERGENCY. Libby Heintzelman moved that the rules requiring ordinances and resolutions to be read on three separate readings be suspended and declaring an emergency; Perry Jones seconded the motion.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

There was presented and read to Council on its third and final reading by title only, ORDINANCE NO. 2015-17. A motion was made by Jim Weisgerber and seconded by Perry Jones that Ordinance No. 2015-17 be passed by Council.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

Ordinance No. 2015-17 was declared adopted.

There was presented and read to Council on its first reading by title only; RESOLUTION NO. 2015-18; A RESOLUTION AUTHORIZING THE ST. CLAIRSVILLE POLICE DEPARTMENT'S PARTICIPATION IN THE BELMONT COUNTY MAJOR CRIME UNIT (BCM CU) AND DECLARING AN EMERGENCY. Libby Heintzelman moved that the rules requiring ordinances and resolutions to be read on three separate readings be suspended and declaring an emergency; Perry Jones seconded the motion.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

There was presented and read to Council on its third and final reading by title only, RESOLUTION NO. 2015-18. A motion was made by Jim Weisgerber and seconded by Perry Jones that Resolution No. 2015-18 be passed by Council.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

Resolution No. 2015-18 was declared adopted.

#### **CORRESPONDENCE:**

The Clerk read a letter from Jaclyn Yahn or the Belmont County Health Department asking permission to hold a 5-K “Wellness Walk for Women” On Saturday, June 20 at 6:00 pm. The walk will start at the Belmont County Courthouse and walk west on Main Street until they reach the mile turn around marker at St. Mary’s School. They will cross the street and head east on Main Street back to the N. Sugar Street, East Main Street intersection where they will turn around. They will continue this loop until they have completed “3 laps” and end at the Courthouse. A motion was made by Jake Olsavsky and seconded by Jim Weisgerber to all the Wellness Walk on June 20<sup>th</sup> in St. Clairsville.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

#### **EXECUTIVE SESSION:**

- A motion was made by Jim Weisgerber and seconded by Perry Jones to go into Executive Session under Ohio Revised Code Section 121.22 (G) (1) which is to discuss issues concerning the appointment and replacement of a Public Employee or Official and those two positions in question are the Recreation Director and the Law Director. We also

need to go in under Ohio Revised Code Section 121.22 (G) (4) to provide Council an update concerning bargaining negotiations with the AFSME bargaining unit.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

**RETURN TO REGULAR SESSION:**

A motion was made by Jim Weisgerber and seconded by Perry Jones to return to regular session.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

**Law Director:** Mayor Vincenzo proposed to Council for their consideration Richard Myser to replace Al Davies as City Law Director. A motion to accept the nomination of Richard Myser for City Law Director and Perry Jones seconded the motion.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Olsavsky	Yes		
Roll Call Vote:	Seven (7) Yes	Zero (0) No	Motion Approved

**NEXT MEETING:** Monday, April 20, 2015 at 7:30 at the Recreation Center

There being no further business to come before Council a motion to adjourn was made by Jim Weisgerber and seconded by Perry Jones.

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Kathleen M. Kaluger, Clerk

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D. Terry Pugh, Council President