

## COUNCIL MINUTES

August 4, 2014

St. Clairsville City Council met at in Council Chambers on Monday, August 4, 2014 with the following present

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

The meeting was called to order by Council President Terry Pugh

**Minutes:** Minutes of the July 21, 2014 Council Meeting were distributed to Council. A motion to accept the minutes was made by John Bukmir and seconded by Libby Heintzelman

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Roll Call Vote	Six (6) Yes	Zero (0) No	Motion Approved

### CITIZENS HEARING:

There were no Citizens present who wished to address Council

### REPORTS:

#### Service Director, Dennis Bigler

- A new offer has been received from American Energy-Utica for \$8,500 per acre for the city's 195 acres. **David Trouten:** The offer we had before we worked with an Attorney. Will be have the same guidelines and will they discuss it with you? **Dennis Bigler:** We will have the same guidelines. **John Bukmir:** Why didn't this company come forward before? **Dennis Bigler:** I told you at the last meeting that I had been having discussions with another company. **David Trouten:** We have to go with the better deal. **Al Davies:** It is Council's position that since no formal action was passed, the prior meeting's motion to go forward with Rice Energy is null and void. **Dennis Bigler:** The proposal will be reviewed for language and conditions and legislation could be brought before council.

#### Mayor, Robert Vincenzo

- Read the Police Report for July
- Asked Council to approve the appointment of Ed Reese to the Board of Zoning Appeals.

A motion was made by John Bukmir and seconded by Perry Jones to approve the appointment.

Roll Call Vote:

Bukmir	Yes	Trouten	Yes
Heintzelman	Yes	Sabatino	Yes
Jones	Yes	Weisgerber	Yes
Roll Call Vote	Six (6) Yes	Zero (0) No	Motion Approved

#### Police Chief, Jeff Henry

- The Sam Mumley 5K race will be held on August 9<sup>th</sup> at 8 a.m. Main Street between Sugar Street and Marietta Street will be closed from 5 a.m. until the end of the race. No parking flyers will be handed out to the residents.

**Finance Director, Cindi Henry**

- Nothing for tonight. Next meeting there will be ordinances for Ruggles and the East End.

**Planning and Zoning Administrator, Tom Murphy**

• The Planning Commission met tonight and voted in favor of the vacation of Newlin Road and the Commission recommended that Council pass the Ordinance presented tonight vacating the road.

**COUNCIL COMMITTEES**

**Finance, Libby Heintzleman - No Report**

• Attended a safety meeting, Council members should try to attend one it was quite an eye opener with a lot of good suggestions

**Utilities, Frank Sabatino**

- Utility Committee met tonight
- Don Smithberger, Electric Superintendent: Still winding down with the meter installation
- Shelley Fortney, Utility Office Manager: The AMI project is nearing completion with some water meters remaining to be replaced.
- Frank Sabatino: The Ruggles Avenue paving project using OPWC funds will be ready soon. There have been numerous waterline breaks in that area.

**Police, Perry Jones**

- Police Committee will meet Thursday at 1:00
- Still hearing from people how nice it is to see the police out more often

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

**Street South Side, John Bukmir - No Report**

**Safety, Jake Olsavsky - Not Present**

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

**Planning Commission, Jim Weisgerber**

- Planning Commission met tonight approved the vacation of Newlin Road

**Fire District, Frank Sabatino**

- The Fire Board met July 23<sup>rd</sup> it was Chief Rice's first meeting. Outlined goals & objectives
- There was an accident with the brush truck on July 1<sup>st</sup>. A new truck will need to be ordered
- Next meeting will be August 20<sup>th</sup> at 4:30 at the Main Station

**Recreation Report, Libby Heintzleman - No Report**

**Park District, Perry Jones**

• Two people have expressed an interest in the opening on the Park Board. We will give it two more weeks to see if we receive any more.

**ORDINANCES & RESOLUTIONS**

**Law Director, Al Davies**

- I prepared two ordinances tonight 2014-29 is authorizing the oil and gas lease with Rice Energy. The other one 2014-30 is the ordinance vacating Newlin Road.
- I will also need a brief Executive Session per Ohio Revised Code Sections 121.22 (G)(3) concerning litigation and 121.22 (G)(4) Collective bargaining

There was presented and read to Council on its first reading by title only, ORDINANCE NO. 2014-30; AN ORDINANCE VACATING NEWLIN ROAD PURSUANT TO OHIO REVISED CODE SECTION 723.05 AND DECLARING AN EMERGENCY. Libby Heintzleman 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
Roll Call Vote	Six (6) Yes	Zero (0) No		Motion Approved

There was presented and read on its third and final reading by title only, ORDINANCE NO. 2014-30. A motion was made by Jim Weisgerber and seconded by Perry Jones that Ordinance No. 2014-30 be passed by Council.

Roll Call Vote:

Bukmir	Yes		Trouten	Yes
Heintzelman	Yes		Sabatino	Yes
Jones	Yes		Weisgerber	Yes
Roll Call Vote	Six (6) Yes	Zero (0) No		Motion Approved

Ordinance No. 2014-30 was declared adopted.

### **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) (3) to discuss litigation and 121.22 (G) (4).to discuss collective bargaining.

Roll Call Vote:

Bukmir	Yes		Trouten	Yes
Heintzelman	Yes		Sabatino	Yes
Jones	Yes		Weisgerber	Yes
Roll Call Vote	Six (6) Yes	Zero (0) No		Motion Approved

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
Roll Call Vote	Six (6) Yes	Zero (0) No		Motion Approved

**NEXT MEETING: The next regular scheduled meeting of the City Council will be Monday, August 18, 2014 at 7:30 p.m. at the Recreation Center.**

There being no further business to come before Council, a motion to adjourn the meeting 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 Pro-Tem