

## COUNCIL MINUTES

July 5, 2017

St. Clairsville City Council met in Council Chambers on Wednesday, July 5, 2017, with the following present:

Jim Weisgerber, Council President  
Mark Bukmir, Council 3<sup>rd</sup> Ward  
Linda Jordan, Council-At-Large  
Beth Oprisch, Council-At-Large  
Jake Olsavsky, Council, 1<sup>st</sup> Ward  
Mike Smith, Council-At-Large  
John Tomlan, Council 4<sup>th</sup> Ward

Terry Pugh, Mayor  
Jim Zucal, Service Director  
Jeff Henry, Police Chief  
Tom Murphy, Planning & Zoning Administrator  
Richard Myser, Law Director  
Don Smithberger, Electric Superintendent

The meeting was called to order by Council President Jim Weisgerber.

### MINUTES

Minutes of the June 13, 2017 & June 19, 2017 regular meeting were distributed to Council. A motion to accept the minutes was made by John Tomlan and seconded by Jake Olsavsky.

#### Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	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: Jim Zucal

We have been very busy lately. I am working on many projects and future projects. I do have a preliminary paving list put together. There will be a copy in your city mail box tomorrow. I would like to get moving on that.

We have had several meetings with the Belmont County Court System regarding the City versus South Central Power. It has been a long day.

#### Mayor: Terry Pugh

##### Police Report for June

Calls and Complaints	230
Special Teams Call Outs	0
Accidents	13
Arrests	15
Parking Tickets Issued	79
Traffic Stops	55
Miles put on Cruisers	6,312
Gasoline Used	622.8 gallons

The County no longer handles indigent burials. I was informed on Monday that the first one unfortunately has happened in St. Clairsville. The Mayor's Association has been working on trying to get one price for the service for any indigents anywhere within a city or village in Belmont County. They have not come up with a price yet. They have bids from different funeral homes. I talked with Clark Toothman and they agreed that she would be cremated and they would take care of the burial and the marking of the urn in the county cemetery for \$800 and I authorized that. Now that it has truly happened here I will push that we come up with something within the Mayor's Association.

**Police Chief, Jeff Henry:**

It was a very uneventful 4<sup>th</sup> of July which we were happy with.

**Finance Director, Cindi Henry:** Not Present

**Planning & Zoning, Tom Murphy:**

Fiber Technologies Networks (Fibertech) is applying to the City for a telecommunication and utility permit in order to locate a high speed fiber network through the City. The proposed route will follow Route 40 and Woodrow Avenue. At the request of the City, this entire network will be underground in conduit and not on our poles. Fibertech will be utilizing much of the existing AT&T underground system and will pull its new fiber through the existing conduit. On the west end the network will start along Route 40 in existing AT&T conduit and will leave the City on Route 40 at the east end in existing conduit. No decision is required at tonight's meeting. Fibertech will be present at the July 17<sup>th</sup> Council meeting. As in the past with telecommunication applications, no ordinance is required just Council's go ahead to the staff.

**COUNCIL COMMITTEES:**

**Finance, Mike Smith:** No Report

**Utilities, Frank Sabatino:** Not Present

**Police, Mark Bukmir:** No Report.

**Street North Side, Jake Olsavsky:** No Report

**Street South Side, Linda Jordan:** No Report

**Safety, Beth Oprisch:** No Report

**Building & Grounds, Mark Bukmir:** No Report

**Planning Commission, Mike Smith:** No Report

**Fire District, Frank Sabatino:** Not Present

**Recreation, Linda Jordan:**

Community Days was a success. There was a huge turnout for the band and the fireworks which were awesome. The Rec. Department want to thank all volunteers including Board Members. A special thanks to the Electric Department, the Police Department and the Street Department. The next meeting is July 17<sup>th</sup>.

**Park District, Linda Jordan:** No Report

**ORDINANCES & RESOLUTIONS**

**Law Director, Richard Myser:**

I have several different ordinances for tonight. Resolution No. 2017-29 on its third reading tonight. Ordinance No. 2017-31 is on its second reading. Ordinance No. 2017-32 is also on its second reading. Ordinance No. 2017-34 is on its first reading tonight with emergency language. Ordinance No. 2017-35 has emergency language but does not need to be passed tonight.

Ordinance No. 2017-36 is on its first reading tonight with emergency language. Resolution No. 2017-37 is also on its first reading and also has emergency language

**Executive Session:**

A motion was made by Beth Oprisch and seconded by John Tomlan to go into executive session per Ohio Revised Code Section 121.22 (G) (1) to consider the appointment and employment of a public employee. 121.22 (G) (3) a conference with Legal Counsel to discuss pending and current litigation.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

A motion was made by John Tomlan and seconded by Linda Jordan to return to regular session.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

There was presented and read to Council on its third and final reading by title only, RESOLUTION NO. 2017-29; A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICES TO SOLICIT COMPETITIVE BIDS FOR THE RESURFACING OF STREETS IN THE CITY OF ST. CLAIRSVILLE AND AUTHORIZING AN EXPENDITURE NOT TO EXCEED \$150,000.00 FOR THE CALENDAR YEAR 2017 AND DECLARING AN EMERGENCY. A motion was made by Linda Jordan and seconded by Jake Olsavsky that Resolution No. 2017-29 be passed by Council.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

Resolution No. 2017-29 was declared adopted.

There was presented and read to Council on its second reading by title only, ORDINANCE NO. 2017-31; AN ORDINANCE EXTENDING THE TIME TO FILE THE FINAL PLAT FOR THE ST. CLAIR COMMONS SUBDIVISION FROM SEPTEMBER 17, 2017 TO MARCH 17, 2018

There was presented and read to Council on its second reading by title only, ORDINANCE NO. 2017-32; AN ORDINANCE REPEALING ORDINANCE NO. 943.01 AND 943.02 REQUIRING CASH DEPOSITS OF TENANTS TO BE REFUNDED OR CREDITED.

There was presented and read to Council on its first reading by title only, ORDINANCE NO. 2017-34; AN ORDINANCE TO MAKE INTERFUND TRANSFERS AND

APPROPRIATIONS WITHIN THE FUNDS FOR THE NORMAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ST. CLAIRSVILLE, STATE OF OHIO, FOR THE PERIOD JANUARY 1, 2017 THROUGH DECEMBER 31, 2017, AND DECLARING AN EMERGENCY. Linda Jordan moved that the rules requiring ordinances and resolutions to be read on three separate readings be suspended and declaring an emergency; Mark Bukmir seconded the motion.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

There was presented and read to Council on its third and final reading by title only, ORDINANCE NO. 2017-34. A motion was made by Linda Jordan and seconded by Jake Olsavsky that Ordinance No. 2017-34 be passed by Council.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

Ordinance No. 2017-34 was declared adopted.

There was presented and read to Council on its first reading by title only, ORDINANCE NO. 2017-35; AN ORDINANCE TO APPROVE THE 2017 REPRINTING OF THE ST. CLAIRSVILLE CODIFIED ORDINANCES; AND DECLARING AN EMERGENCY.

There was presented and read to Council on its first reading by title only, ORDINANCE NO. 2017-36; AN ORDINANCE CREATING THE POSITION OF DEPUTY SUPERINTENDENT OF THE ELECTRIC DEPARTMENT AND DECLARING AN EMERGENCY. Jake Olsavsky moved that the rules requiring ordinances and resolutions to be read on three separate readings be suspended and declaring an emergency; Mark Bukmir seconded the motion.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

There was presented and read to Council on its third and final reading by title only, ORDINANCE NO. 2017-36. A motion was made by Linda Jordan and seconded by Mike Smith that Ordinance No. 2017-36 be passed by Council.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		

Roll Call Vote: Six (6) Yes Zero (0) No Motion Approved  
Ordinance No. 2017-36 was declared adopted.

There was presented and read to Council on its first reading by title only, RESOLUTION NO. 2017-37; A RESOLUTION CONFIRMING THE APPOINTMENT OF DEPUTY SUPERINTENDENT OF THE ELECTRIC DEPARTMENT FROM AND AFTER JULY 11, 2017 AND DECLARING AN EMERGENCY. Linda Jordan moved that the rules requiring ordinances and resolutions to be read on three separate readings be suspended and declaring an emergency; Jake Olsavsky seconded the motion.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		

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

There was presented and read to Council on its third and final reading by title only, RESOLUTION NO. 2017-37. A motion was made by John Tomlan and seconded by Jake Olsavsky that Resolution No. 2010-37 be passes by Council.

Roll Call Vote

Bukmir	Yes		
Jordan	Yes	Smith	Yes
Oprisch	Yes	Tomlan	Yes
Olsavsky	Yes		

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

Resolution No. 2017-37 was declared adopted.

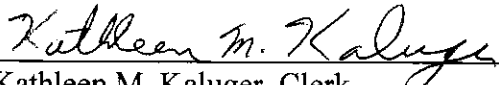
**NEW BUSINESS:**

**Don Smithberger:** I would like to ask that the press would put in the paper for the Citizens not to put yard sale signs and advertising on our poles for the health and safety of our workers.

**Jim Zucal:** I would like to thank Council for their support on the new hire. I do appreciate that and I will introduce you to the young man because I think Donnie will attest that we are getting a very good employee there so thank you.

**NEXT MEETING:** The next Council Meeting will be Monday, July 17, 2017 – 7:30 p.m.  
In Council Chambers

There being no other business to come before Council, a motion to adjourn was made by John Tomlan and seconded by Mike Smith.

  
Kathleen M. Kaluger, Clerk

  
Jim Weisgerber, Council President