

**COUNCIL MINUTES**  
**September 19, 2016**

St. Clairsville City Council met in Council Chambers on Monday, September 19, 2016 with the following present

Jim Weisgerber, Council President	Terry Pugh, Mayor
Mark Bukmir, Council 3 <sup>rd</sup> Ward	Jim Zucal, Service Director
Linda Jordan, Council-At-Large	Jeff Henry, Police Chief
Beth Oprisch, Council-At-Large	Tom Murphy, Planning & Zoning Administrator
Jake Olsavsky, Council, 1 <sup>st</sup> Ward	Richard Myser, Law Director
Frank Sabatino, Council 2 <sup>nd</sup> Ward	
David Trouten, Council, 4 <sup>th</sup> Ward	

The meeting was called to order by Council President Jim Weisgerber

**MINUTES**

Minutes of the September 6, 2016 meeting were distributed to Council. A motion to accept the minutes was made by Jake Olsavsky and seconded by David Trouten

Roll Call Vote

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

**CITIZENS HEARING:**

**J. P. Dutton, Candidate for Commissioner**

Mr. Dutton introduce himself as a current candidate for Belmont County Commissioner. He is married and has three children who are very involved in basketball, soccer and baseball. He has an MBA and worked in Washington for Bob Ney. He was very involved in Federal funding and helped obtain Federal Funds for the Clarendon Hotel, the Bike Trail, for the Fired Department and the Police Department and for the St. Clair Commons Project. He is very involved in the Oil and Gas boom going on in Belmont County.

**REPORTS:**

**Service Director: Jim Zucal**

Pump #2 at the water plant is being repaired

CTI is overseeing the delivery engineering of 5 new RBC's at the waste water plant

Attended a Bel-O-Mar meeting with the Mayor and Tom Murphy and I learned a lot. One of my best meetings yet.

I would like to ask Council to please work with me and pass the emergency resolution to advertise for bids for the Young Lane water line project.

I will be meeting with A.J. Smith of Hull & Associates regarding water quality.

**Mayor, Terry Pugh**

I went to the J.B.Green Team Household Hazardous Waste Collection on Saturday, September 17 at the Ohio Valley Mall. There were a long line of cars but it ran very smoothly.

Representatives from R.I.T.A. will be at the Recreation Center on Wednesday, September 28<sup>th</sup> from 9:00 to 4:00 to address questions concerning the income tax.

We had a recent resignation on the Planning Commission. I am recommending A.J. Smith of Hull and Associates to Council to fill the position. A motion was made by Frank Sabatino and seconded by Linda Jordan to appoint A.J. Smith to the Planning Commission.

**Roll Call Vote**

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

**Police Chief, Jeff Henry:** No Report

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

**Planning & Zoning, Tom Murphy**

Thanks to Council for appointing A.J. Smith to the Planning Commission. Our members take this position very seriously and we pride ourselves on the quality of our members. A. J. will be a welcome asset.

We do have a Planning Commission Meeting on Monday, September 26<sup>th</sup> in regard to the Dairy Dream Property for the new office building. If anyone has any questions feel free to contact me.

There will be a Board of Zoning Appeals meeting on Thursday, October 16<sup>th</sup> at 6:00. They will be considering an electronic message center sign for Domino's Pizza on Plaza Drive.

**COUNCIL COMMITTEES**

**Finance, David Trouten:** No Report

**Utilities, Frank Sabatino**

I want to compliment Jim Zucal he has been very proactive. Infrastructure is very important and he provided detailed reports.

**Police, Mark Bukmir:** No Report

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

**Street South Side, Linda Jordan:**

Had a report of a stop sign and street sign down on Dennis Lane. **Jeff Henry:** We are aware, it was run over. It will be taken care of.

**Safety, Beth Oprisch:** No Report

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

**Planning Commission, Mike Smith** – Not Present

**Fire District, Frank Sabatino**

Next meeting of the Board will be Wednesday, September 28<sup>th</sup> at 3:00 in the Main Station

**Recreation, David Trouten:** The Board met today. They are into Flag Football. They had some issues on scheduling do to the number of kids participating.

**Park District, Linda Jordan**

The next meeting will be Monday, September 26<sup>th</sup>.

## **ORDINANCES & RESOLUTIONS**

**Law Director, Richard Myser**

We have several ordinances to go over tonight. We also have on their third and final reading Ordinance No, 2016-34 regarding chickens in the City limits and Ordinance No. 2016-35 regarding unsafe vehicles on City streets. We have on its first reading Resolution No. 2016-36 to advertise for bids for the installation of a waterline from Young Lane to the Commons Mall Crossing.

**David Trouten:** Still have a problem with the no-fowl ordinance. I think kids should be allowed to have a chicken or two if they want to. **Beth Oprisch:** I am still not comfortable with not allowing them to have a chicken or two if they want them. **Jim Zucal:** I talked to Mr. Myser about this and I forwarded some ordinances to him. My experience truthfully, first of all you are going to have two ducks or chickens, somebody has to go out and look at that and find out exactly what they have. They will start with two and then get two more for Easter so the numbers grow and somebody will call. In New Philly we had a City health department and it draws a lot of critters in. It just creates a problem and the smell became an issue so City Council decided they just didn't want any fowl in the City. It was really hard to regulate. Who was going to be the fowl police to go out and check? I agree if you have responsible people that is one thing but they go to Rural King and they buy these little peeps and there is a minimum order you can't buy just two you have to buy like six. It just became a health issue also. I think it is good for Council to discuss that and I understand but I think in this case it would just lead to a lot of other problems. **David Trouten:** All the things you mentioned are covered by our nuisance ordinance anyway, so if they had a foul smell or were making too much noise they would be violating another ordinance. **Terry Pugh:** In Mayor's Court I see more people who don't take care of their animals. These are dogs basically. Jeff knows how much his people go out on complaints either because they don't clean up after their pets or they go out and the pet is raped around a pole and about to die in 90 degree weather. **Beth Oprisch:** Of all the complaints you get are they all dogs is it cats, is it chickens? **Jeff Henry:** Believe it or not we had chickens running at large from a person on Belmont Drive. What I would like to spend my time on is drug dealers at large not chickens running at large. We don't have time to deal with chickens. **David Trouten:** So you are saying if we pass this ordinance you wouldn't have time to enforce it anyway? **Jeff Henry:** If you pass the ordinance they won't be allowed to have them. **Jim Zucal:** I appreciate your concerns. Dogs and such are domesticated, the chickens and the fowl are not.

There was presented and read to Council on its third and final reading by title only, ORDINANCE NO. 2016-34; AN ORDINANCE AMENDING PROVISIONS OF ORDINANCE NO. 505.01 OF THE CODIFIED ORDINANCES OF THE CITY OF ST. CLAIRSVILLE REGARDING DOGS AND OTHER ANIMALS RUNNING AT LARGE. A motion was made by Linda Jordan and seconded by Frank Sabatino that Ordinance No. 2016-34 be passed by Council.

Roll Call Vote

Bukmir	Yes	Olsavsky	Yes
Jordan	Yes	Sabatino	Yes
Oprisch	No	Trouten	No
Roll Call Vote:	Four (4) Yes	Two (2) No	Motion Approved

Ordinance No. 2016-34 was declared adopted.

There was presented and read to Council on its third and final reading by title only, ORDINANCE NO. 2016-35; AN ORDINANCE AMENDING PROVISIONS OF ORDINANCE NO. 337.01 OF THE CODIFIED ORDINANCES OF THE CITY OF ST. CLAIRSVILLE REGARDING UNSAFE VEHICLES. A motion was made by Frank Sabatino and seconded by Jake Olsavsky.

Roll Call Vote

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

Ordinance No. 2016-35 was declared adopted

There was presented and read to Council on its first reading by title only, RESOLUTION NO. 2016-36; A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICES TO ADVERTISE FOR BIDS FOR THE NEW INSTALLATION OF A WATERLINE FROM YOUNG LANE TO THE COMMONS MALL CROSSING 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. David Trouten seconded the motion.

Roll Call Vote

Bukmir	Yes	Olsavsky	Yes
Jordan	Yes	Sabatino	Yes
Oprisch	Yes	Trouten	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. 2016-36. A motion was made by Linda Jordan and seconded by Jake Olsavsky that Resolution No. 2016-36 be passed by Council.

Roll Call Vote

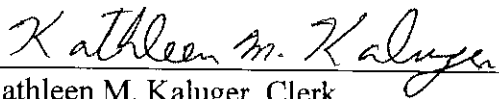
Bukmir	Yes	Olsavsky	Yes
Jordan	Yes	Sabatino	Yes
Oprisch	Yes	Trouten	Yes
Roll Call Vote:	Six (6) Yes	Zero (0) No	Motion Approved

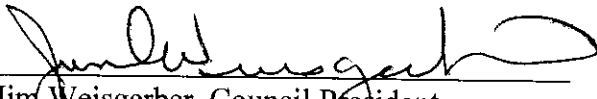
Resolution No. 2016-36 was declared adopted.

**NEXT MEETING:**

The next meeting will be held on Monday, October 3, 2016 at 7:30 at the Municipal Building.

There being no other business to come before Council a motion to adjourn was made by Jake Olsavsky and seconded by Frank Sabatino.

  
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Kathleen M. Kaluger, Clerk

  
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Jim Weisgerber, Council President