

**COUNCIL MEETING
AGENDA
March 26, 2012
8:00 PM
BLUFFTON TOWN HALL**

MINUTES March 12, 2012

BILLS

ORDINANCE NO. 05-12 **2ND READING**
AN ORDINANCE REPEALING THE 0.25% INCOME TAX FOR TOWN HALL
IMPROVEMENTS ENACTED BY THE VOTERS IN THE NOVEMBER 2005
GENERAL ELECTION EFFECTIVE DECEMBER 31, 2012 FOR THE VILLAGE OF
BLUFFTON, OHIO

RESOLUTION NO. 04-12 **1ST READING** **EMERGENCY**
A RESOLUTION AUTHORIZING THE ALLEN COUNTY COMMISSIONERS TO
ACT AS THE PURCHASING AGENT AND GOVERNMENTAL AGGREGATOR
FOR ELECTRIC POWER FOR THE VILLAGE OF BLUFFTON, OHIO AND
DECLARING AN EMERGENCY.

ADMINISTRATOR'S REPORT

SAFETY

FINANCIALS

MEETING DATES

March 26, 2012	Insurance Committee	7:30 PM
March 26, 2012	Council	8:00 PM
April 9, 2012	Council	8:00 PM

Regular Council

March 12, 2012

Mayor Fulcomer presiding. Messrs: Collier, Gallant, Kingsley, McGarrity, Sehlhorst and Steiner present.

Mr. Gallant moved, seconded by Mr. Collier to approve the minutes of the regular council meeting held on February 27, 2012. Roll Call: Yeas (6) Messrs: Gallant, Collier, Kingsley, McGarrity, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Kingsley moved, seconded by Mr. McGarrity to approve the bills as presented. Total non-payroll of \$109,035.58 and payroll of \$33,531.36. Roll Call: Yeas (6) Messrs: Kingsley, McGarrity, Collier, Gallant, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. McGarrity moved, seconded by Mr. Gallant to suspend the rules. Roll Call: Yeas (6) Messrs: McGarrity, Gallant, Collier, Kingsley, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Kingsley moved, seconded by Mr. Collier to approve the first reading of Ordinance No. 03-12: AN ORDINANCE AMENDING ORDINANCE NO 21-11 (THE ANNUAL APPROPRIATION ORDINANCE) AND DECLARING AN EMERGENCY. Roll Call: Yeas (6) Messrs: Kingsley, Collier, Gallant, McGarrity, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Steiner moved, seconded by Mr. Kingsley to suspend the rules. Roll Call: Yeas (6) Messrs: Steiner, Kingsley, Collier, Gallant, McGarrity, and Sehlhorst. Nays (0), motion approved.

Mr. Gallant moved, seconded by Mr. Collier to approve the first reading of Ordinance No. 04-12: AN ORDINANCE SETTING THE PRICE FOR BURIAL LOTS IN CEMETERY OWNED BY THE VILLAGE OF BLUFFTON, OHIO EFFECTIVE JULY 1, 2004 AND DECLARING AN EMERGENCY. Roll Call: Yeas (6) Messrs: Gallant, Collier, Kingsley, McGarrity, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Steiner moved, seconded by Mr. McGarrity to approve the first reading of Ordinance No. 05-12: AN ORDINANCE REPEALING THE 0.25% INCOME TAX FOR TOWN HALL IMPROVEMENTS ENACTED BY THE VOTERS IN THE NOVEMBER 2005 GENERAL ELECTION EFFECTIVE DECEMBER 31, 2012 FOR THE VILLAGE OF BLUFFTON, OHIO. Roll Call: Yeas (6) Messrs: Steiner, McGarrity, Collier, Gallant, Kingsley, and Sehlhorst. Nays (0), motion approved.

The Fiscal Officer announced the following meetings:

March 14, 2012	Tree Commission	7:30 PM
March 15, 2012	Retirement Celebration for Carol Bradley	11:30-1:00 PM
March 26, 2012	Insurance Committee	7:30 PM
March 26, 2012	Council	8:00 PM

Mr. McGarrity moved, seconded by Mr. Kingsley to approve the purchase of an ARS pump for the sewer plant at an estimated cost of \$19,776. Roll Call: Yeas (6) Messrs: McGarrity, Kingsley, Collier, Gallant, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Gallant moved, seconded by Mr. McGarrity to approve the hiring of Andrew Probst as a part-time patrol officer, effective March 13, 2012. Roll Call: Yeas (6) Messrs: Gallant, McGarrity, Collier, Kingsley, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Gallant moved, seconded by Mr. Steiner to enter into executive session for the discussion of contracts. Roll Call: Yeas (6) Messrs: Gallant, Steiner, Collier, Kingsley, McGarrity, and Sehlhorst. Nays (0), motion approved.

Regular Council

March 12, 2012

Mr. Gallant moved, seconded by Mr. McGarrity to exit from executive session and return to regular session. No action taken. Roll Call: Yeas (6) Messrs: Gallant, McGarrity, Collier, Kingsley, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Gallant moved to adjourn.

MAYOR

FISCAL OFFICER

Village of Bluffton
Bills to be paid
3/26/2012

PAYROLL:

Village	\$ 31,776.08
Quarterly	\$ 7,311.01

TOTAL PAYROLL	\$ 39,087.09
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NON-PAYROLL:

Allen Co EMA	Training- Skilliter	\$ 100.00
Alloway	Lab Analysis	\$ 100.00
Allied	Refuse Service	\$ 14,889.42
Automotive Electronic	Battery	\$ 147.61
AED Superstore	AED Pads, Pocket Masks, & Valves	\$ 3,036.00
Bluffton Flying Service	Management Fee & Electricity	\$ 15,013.04
Caudill & Assoc	Audit Service	\$ 9,600.00
Diversified Inspections	Ladder Testing	\$ 534.06
Ruth Everet	Cleaning	\$ 210.00
Grainger	Control Receptacles	\$ 23.12
Hancock-Wood	Electricity	\$ 53.00
Nancy Kindle	C. Bradley Retirement	\$ 189.95
Matheson Tri-Gas	Flowgauge Regulator	\$ 105.78
Northern Tool	Cordless Drill Kit	\$ 259.99
Perry Corp	Maintenance Agreement	\$ 53.40
Ohio Police & Fire	Employer Share	\$ 220.00
Valerie Rogers	Travel Reimbursement	\$ 349.53
SMS Protech	Maintenance Agreement	\$ 101.00
Staples	Bookcase- Mayor's Office & Drop Box	\$ 224.97
United Fire Apparatus	Slide Master	\$ 377.00
United Healthcare	Health Insurance	\$ 6,171.70
United Healthcare	Life Insurance	\$ 180.00
USA Blue Book	Lab Supplies	\$ 203.21
Utility Sales Agency	Water Parts	\$ 617.40
Verizon	Cell Phone- Service Dept	\$ 51.13
Warren Fire	SCBA Bench Test	\$ 1,059.10
Dominion	Natural Gas	\$ 1,849.90
Zep	Trash Bags	\$ 219.24

Total Non-Payroll	\$ 55,939.55
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Mayor/ Council President

X: Then and Now approved by Council

ORDINANCE NO. 05-12

AN ORDINANCE REPEALING THE 0.25% INCOME TAX FOR TOWN HALL IMPROVEMENTS ENACTED BY THE VOTERS IN THE NOVEMBER 2005 GENERAL ELECTION EFFECTIVE DECEMBER 31, 2012 FOR THE VILLAGE OF BLUFFTON, OHIO

WHEREAS: After review of the needs of Village, the Council finds that the Town Hall Improvements have been completed and with the tax revenues levied upon income earned through the end of calendar year 2012, all debts and obligations for the Town Hall Improvements can be retired before the 2015 sunset of the additional tax enacted by the voters in the November 2005 General Election, and;

WHEREAS: The Village finds that the additional tax should be repealed effective 11:59 PM, December 31, 2012;

IT IS THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF BLUFFTON, OHIO THAT:

SECTION 1: That the 0.25% tax was enacted for the following:

To provide funds for town hall capital improvements for the Village of Bluffton there shall be, and is hereby, levied a tax on salaries, wages, commissions and other compensation, and on net profits as hereinafter provided. This shall be an additional tax specifically for the purpose of securing funding for the renovation of the existing town hall. It is the intent of this additional tax that it only be used for capital IMPROVEMENTS on the existing town hall provided that such funds NOT be used for demolition or construction of new facilities, but only for the renovation of the existing town hall utilizing the existing ARCHITECTURAL features so that the completed building will have modern infrastructure and allow for efficient use of space for current and future uses. SPECIFICALLY, this ordinance shall not be construed as mandating historical preservation or historical restoration, but to allow proper improvements and modernization be made to the existing structure preserving outward ARCHITECTURAL and STRUCTURAL distinctiveness without restrictions on methods, materials or interior changes.

and that such improvements having been completed and the debt for the same is anticipated to be retired by the end of calendar year 2012, the said 0.25% additional income tax for Town Hall Improvements is hereby repealed effective 11:59 PM, December 31, 2012.

SECTION 2: That is found and determined that all formal actions of the Council concerning and relating to the adoption of this ordinance were made in open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such

formal action were in meetings open to the public in accordance with all legal requirements of the Open Meetings Law including Section 121.22 of the Ohio Revised Code.

Passed and adopted this ____ day of _____ 2012 by the Council of the Village of Bluffton, Ohio by the following vote after three readings:

Ayes: _____ Nays: _____ Abstain: _____

Attest:

Clerk

Mayor

Approved as to form:

F. Stephen Chamberlain
Village Solicitor

RESOLUTION NO. 04-12

A RESOLUTION AUTHORIZING THE ALLEN COUNTY COMMISSIONERS TO ACT AS THE PURCHASING AGENT AND GOVERNMENTAL AGGREGATOR FOR ELECTRIC POWER FOR THE VILLAGE OF BLUFFTON, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, on March 6, 2012, the residents of the Village of Bluffton, Ohio voted in favor of electric aggregation to improve purchasing leverage and offer reduced electrical generation rates to residential and small business consumers, and

WHEREAS the Allen County Commissioners have offered their services to act on behalf of all townships and municipalities in Allen County as the governmental aggregator, and

WHEREAS having one centralized aggregator will provide for the most expeditious manner to handle any issues arising in the process of electrical aggregation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF BLUFFTON, OHIO:

Section 1. The Council of the Village of Bluffton, Ohio hereby authorizes the Allen County Commissioners to act as the governmental agent for purchasing and aggregation of electric power for the residents of the Village of Bluffton.

Section 2. The Fiscal Officer shall forward a certified copy of this Resolution to the Allen County Commissioners, 301 North Main Street, P.O. Box 1243, Lima, OH 45802.

Section 3: That an emergency exists in the operation of the Village whereby failure to act will be detrimental to the public health, welfare and safety of the inhabitants thereof.

Section 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Passed and Adopted this _____ Day of _____, 2012, by the governing board of the Village of Bluffton, Ohio by the following vote:

Ayes: _____ Noes: _____ Abstain: _____

Attest:

FISCAL OFFICER

MAYOR

Approved as to Form:

F. Stephen Chamberlain
VILLAGE SOLICITOR

CERTIFICATION

The undersigned hereby certifies that the within is a true and correct copy of Resolution No. 04-12, passed by the Bluffton Village Council on the 26th day of March 2012.

DATE

FISCAL OFFICER

**To: Mayor Fulcomer
Council Members**

Aggregation

Resolution No. 4-12 is a Resolution authorizing the Allen County Commissioners to be the aggregators on behalf of the Village. This would enable the Village to join the aggregation contract that Allen County participates in through the County Commissioners of Ohio Association. I am attempting to work with the Village Administrator from Beaverdam on scheduling the required Public Hearings.

TIRC Meeting

I represented the Village at the Tax Incentive Review Council meeting on Tuesday, March 20th at the Allen County Courthouse. The Village only has one remaining tax abatement agreement that is active in Allen County. The active agreement is with DTR and is scheduled to expire on December 21, 2012.

Personnel

I am recommending to Council that following individuals be hired as Seasonal Employees at the respective rates: Bob Badertscher (\$9.71/hr), Gary Bradley (\$9.22/hr), and Jerry Cupples (\$8.25) effective as of March 26, 2012. In years past, prior to effectively changing the status of these positions from Part-time to Seasonal, we did not go through the process of hiring them each Season.

Spring

With the sudden onset of Spring, the Service Department has been busy getting the parks open and beginning other tasks that usually aren't able to be started until late April/early May. The water is on in the parks and the restrooms are open. The process of getting the pool ready is underway, as we will have some surface painting to complete. (Last year we were not able to pump the pool down to inspect it until the end of April.)

Community Service

Councilman Sehlhorst stopped in earlier this week concerning weeds beginning to grow in the pavers on Main Street. While there is no definitive answer as to who is responsible for weeding the pavers in the right-of-way, shortly after Mr. Sehlhorst left my office I was contacted by an individual who was seeking to complete 18-hours of court-ordered Community Service. He started Thursday evening with the project of weeding all of the pavers on Main Street. Additionally, I was contacted by one of the coaches at Bluffton University who was seeking to organize a week of Service for some of the athletes at the University. I will be working with him to arrange for these athletes to assist the Village with some of our annual, springtime property maintenance activities. I am very appreciative that he thought to give me a call and I look forward to a successful and productive week.