

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

MINUTES November 12, 2012

BILLS

ORDINANCE NO. 19-12 **2ND READING**
AN ORDINANCE APPROVING THE ANNUAL APPROPRIATIONS FOR THE 2013 FISCAL YEAR FOR THE VILLAGE OF BLUFFTON, OHIO.

ORDINANCE NO. 19-12 **1ST READING**
AN ORDINANCE CHANGING THE ZONING CLASSIFICATION FOR CERTAIN PROPERTY LOCATED ON HARMON ROAD WITHIN THE VILLAGE OF BLUFFTON, OHIO.

ORDINANCE NO. 20-12 **1ST READING** **EMERGENCY**
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO LEASE AGREEMENTS BETWEEN NORFOLK SOUTHERN RAIL ROAD AND THE VILLAGE OF BLUFFTON, OHIO AND DECLARING AN EMERGENCY.

ADMINISTRATOR'S REPORT

SAFETY

FINANCIALS

MEETING DATES

November 26, 2012	Recreation Committee	7:30 PM
November 26, 2012	Council	8:00 PM
December 17, 2012	Council	8:00 PM

ORDINANCE NO. 18-12

AN ORDINANCE APPROVING THE ANNUAL APPROPRIATIONS FOR THE 2013 FISCAL YEAR FOR THE VILLAGE OF BLUFFTON, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary to appropriate funds for the 2013 Fiscal Year for the Village of Bluffton, Ohio.

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

SECTION 1: The attached Exhibit A shall be approved as the Annual Appropriations for the Village of Bluffton, Ohio, for the 2013 Fiscal Year. The approved level of control for appropriations is at the fund, function level.

SECTION 2: The effective date of these appropriations shall be January 1, 2013.

SECTION 3: That an emergency exists in the daily operation of the Village whereby failure to act will be detrimental to the public health, welfare and safety of the inhabitants thereof, and for the further reason that this appropriation transfer is needed so expenditures can be made.

SECTION 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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 actions 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:

SOLICITOR

ORDINANCE NO. 19-12

AN ORDINANCE: CHANGING THE ZONING CLASSIFICATION FOR CERTAIN PROPERTY LOCATED ON HARMON ROAD WITHIN THE VILLAGE OF BLUFFTON, OHIO.

WHEREAS, Deanna and Donnie Essinger filed a petition with the Bluffton Village Planning Commission requesting a Re-zoning from Residential-I to residential-II for certain property located on Harmon Road described as follows:

Situated in the County of Allen, State of Ohio, to-wit:

Parcel Number: 28-1207-05-016.000

And;

WHEREAS, The Village Planning Commission approved recommending the Re-Zoning Petition at a Public Hearing on September 19, 2012.

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

Section 1: That the Council of the Village of Bluffton, Ohio has approved the petition for re-zoning of a parcel of land which has been recommended for re-zoning by the Bluffton Village Planning Commission from Residential-I to Residential-II and is described as follows:

Section 2: Situated in the County of Allen, State of Ohio, to-wit:

Parcel Number: 28-1207-05-016.000

Section 3: That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this ordinance 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 the _____ 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:

SOLICITOR

ORDINANCE NO. 20-12

AN ORDINANCE: AUTHORIZING THE MAYOR TO ENTER INTO LEASE AGREEMENTS BETWEEN NORFOLK SOUTHERN RAIL ROAD AND THE VILLAGE OF BLUFFTON, OHIO AND DECLARING AN EMERGENCY

WHEREAS; The Village of Bluffton and Norfolk Southern Rail Road have negotiated certain leases for property located within the Village of Bluffton which are attached hereto and;

WHEREAS; the Council of the Village of Bluffton finds that the passage of this Ordinance an emergency measure for the protection of the health, safety and welfare of the Village of Bluffton, Ohio;

BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF BLUFFTON, OHIO, (at least two thirds of the members elected thereto concurring) THAT:

SECTION 1. That the Mayor is hereby authorized to execute and enter into the two (2) leases between the Village of Bluffton and Norfolk Southern Rail Road that are attached hereto.

SECTION 2. That this ordinance is an emergency measure that shall be in full force and effect immediately from and after its passage.

SECTION 3. 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 as an emergency this _____ day of _____, 2012 by the Council of the Village of Bluffton, Ohio by the following vote:

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 Ordinance No. _____, passed on third reading by the Council of the Village of Bluffton, Ohio on the _____ day of _____, 2012.

Dated: _____

Fiscal Officer

Regular Council

November 12, 2012

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

Mr. Sehlhorst moved, seconded by Mr. Kingsley to approve the minutes of the regular council meeting held on October 22, 2012. Roll Call: Yeas (6) Messrs: Sehlhorst, Kingsley, Gallant, Collier, McGarrity, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Steiner moved, seconded by Mr. McGarrity to approve the bills as presented. Total non-payroll of \$255,100.95 and payroll of \$34,714.12. Roll Call: Yeas (6) Messrs: Steiner, McGarrity, Collier, Gallant, Kingsley, and Sehlhorst. Nays (0), motion approved.

Mr. McGarrity moved, seconded by Mr. Steiner to approve the first reading of Ordinance No. 18-12: AN ORDINANCE APPROVING THE ANNUAL APPROPRIATIONS FOR THE 2013 FISCAL YEAR FOR THE VILLAGE OF BLUFFTON, OHIO. Roll Call: Yeas (6) Messrs: McGarrity, Steiner, Collier, Gallant, Kingsley, and Sehlhorst. Nays (0), motion approved. Nays (0), motion approved.

Mr. Steiner moved, seconded by Mr. Sehlhorst to declare as surplus equipment fire hydrants being removed from streets along the waterline projects. Hydrants may be sold at scrap value. Roll Call: Yeas (6) Messrs: Steiner, Sehlhorst, Collier, Gallant, Kingsley, and McGarrity. Nays (0), motion approved.

The Fiscal Officer announced the following meetings:

November 26, 2012	Council	8:00 PM
December 11, 2012	Parks and Recreation Advisory Board	5:30 PM
December 17, 2012	Council (combine the 2 normally scheduled Dec. meetings)	8:00 PM

Mr. Gallant moved, seconded by Mr. Collier to close Main Street on November 24, 2012 from 3-8pm for the annual Blaze of Lights activities. Roll Call: Yeas (6) Messrs: Gallant, Collier, Kingsley, McGarrity, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Gallant moved, seconded by Mr. Kingsley to approve adjourning from regular session for the public hearing for the rezoning petition for property on Harmon Road. Roll Call: Yeas (6) Messrs: Gallant, Kingsley, Collier, McGarrity, Sehlhorst, and Steiner. Nays (0), motion approved.

Mr. Gallant moved, seconded by Mr. McGarrity to approve returning to regular session. Roll Call: Yeas (6) Messrs: Gallant, McGarrity, Collier, Kingsley, Sehlhorst, and Steiner. Nays (0), motion approved.

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

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

Mr. Gallant moved to adjourn.

MAYOR

FISCAL OFFICER

Village of Bluffton
Bills to be paid
11/26/2012

PAYROLL:

Village	\$	30,909.77
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TOTAL PAYROLL	\$	30,909.77
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NON-PAYROLL:

83934	Alloway	Lab Analysis	\$	382.50
83935	All Service Aeration	Porta Toilets	\$	252.50
83936	Allied Waste	Refuse Service	\$	15,950.10
83937	Bailey's	Maglite Bulbs	\$	36.00
83938	Beaverdam Contracting	Mound & Cherry Waterline	\$	38,766.34
83939	Bluffton Flying Service	Management Fee	\$	4,500.00
83940	Bluffton Paving	Street Work	\$	33,534.00
83941	Bluffton Precast	Catch Basins	\$	465.00
83942	Chad Cupples	Reimburse- Shoulder Cords	\$	31.95
83943	Ruth Everett	Cleaning	\$	210.00
83944	Gary's Repair	Starter Rope	\$	45.00
83945	Grainger	Batteries & Replacement Parts	\$	30.38
83946	Great Lakes Billing	EMS Run Collection Fees	\$	1,283.90
83947	Hancock-Wood	Electricity	\$	201.16
83948	JB Networks	Phone Adapter/ Back-up	\$	453.25
83949	JDR Excavating	Lawn, Jackson, Grove Waterline	\$	70,526.32
83950	Nancy Kindle	Reimburse Vacuum Bags	\$	15.96
83951	Kirtland's	Cruiser Maintenance	\$	1,313.17
83952	Kleem	Street Signs	\$	153.19
83953	M & R Plumbing	No Heat- 2nd Floor	\$	206.66
83954	Terry Mullenhour	Reimburse Blaze Supplies	\$	175.32
83955	National Registry of EMT's	1st Responder Testing Fee (3)	\$	195.00
83956	N.W. Fuel Injection Service	Unit 110 Turbo Repair	\$	495.27
83957	Ohio Municipal League	Mayors Court Training & 2013 Membership Dues	\$	845.00
83958	AEP	Electricity	\$	5,454.86
83959	Ohio Police & Fire	3rd Quarter Employer Share	\$	14,330.65
83960	Everett J. Prescott	Water Parts- Stock	\$	420.00
83961	Andrew Probst	Reimburse- Epoxy	\$	5.31
83962	OPERS	Employer Share	\$	2,754.09
83963	Siefker Broker Trust	Kimmet Farm Deposit	\$	5,000.00
83964	Staples- Business	Toner	\$	319.05
83965	Treasurer of State	WWTP Discharge Fee & 2013 Water System License	\$	5,380.16
83966	United Healthcare	Hospitalization	\$	6,237.97
83967	United Healthcare	Life Insurance	\$	84.00
83968	United States Plastic	Zip Ties	\$	6.19
83969	USA Blue Book	Chemical Feed Pumps & Supplies	\$	284.30
83970	Utility Sales Agency	Waterline Parts	\$	1,255.17
83971	Vance's	Taser Batteries	\$	155.80
83972	Verizon	Cell Phone & Air Card	\$	171.53
83973	Dominion	Natural Gas	\$	856.72

Total Non-Payroll	\$	212,783.77
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Mayor/ Council President