

**COUNCIL MEETING  
AGENDA  
September 8, 2015  
8:00 PM  
BLUFFTON TOWN HALL**

---

**MINUTES**    August 17, 2015

**BILLS**

**ORDINANCE NO. 15-15**                    **1<sup>ST</sup> READING**  
AN ORDINANCE TO VACATE AN ALLEY AS REQUESTED BY CHRIS AND  
RHONDA WENGER AND MICHAEL AND AMY MARCUM.

**ORDINANCE NO. 16-15**                    **1<sup>ST</sup> READING**  
AN ORDINANCE TO PROVIDE FOR A PROCEDURE BY WHICH THE VILLAGE  
OF BLUFFTON CONSIDERS AND PROCESSES APPLICATIONS FOR THE  
VACATION OF ANY STREET OR ALLEY.

**RESOLUTION NO. 09-15**                    **1<sup>ST</sup> READING**  
A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO PREPARE  
AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC  
WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL  
TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE  
CONTRACTS AS REQUIRED.

**ADMINISTRATOR'S REPORT**

**SAFETY**

**COMMITTEE REPORTS/MEETING SCHEDULING**

**SHANNON CEMETERY**

**MEETING DATES**

September 8, 2015	Council	8:00 PM
September 16, 2015	Tree Commission	7:30 PM
September 21, 2015	Council	8:00 PM

Mayor Augsburger presiding. Messrs: Johnson, Sehlhorst, Steiner, Talavinia, and Warren present. Mr. Burrell absent.

Mr. Warren moved, seconded by Mr. Talavinia to approve the minutes of the regular council meeting held on August 3, 2015 and the special council meeting held on August 12, 2015. Roll Call: Yes (5) Messrs: Warren, Talavinia, Johnson, Sehlhorst, and Steiner. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Johnson to approve the bills as presented. Total non-payroll of \$78,142.19 and payroll of \$51,757.63. Roll Call: Yes (6) Messrs: Warren, Johnson, Sehlhorst, Steiner, and Talavinia. No (0), motion approved.

The Fiscal Officer announced the following meeting:

August 20, 2015	Airport Advisory Commission	7:00 PM
August 25, 2015	Tree Commission	7:30 PM
September 3, 2015	Pathway Board w/ Streets, Alleys, Lights, and Sidewalk Committee	Noon
September 3, 2015	Shannon Cemetery Commission (at Maple Crest)	7:00 PM
September 8, 2015	Streets, Alleys, Lights, and Sidewalk Committee	7:00 PM
September 8, 2015	Council	8:00 PM

Mr. Steiner moved, seconded by Mr. Warren to suspend the rules. Roll Call: Yes (5) Messrs: Steiner, Warren, Johnson, Sehlhorst, and Talavinia. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Steiner to approve the first reading of Ordinance No 10-15: AN ORDINANCE AMENDING ORDINANCE NO 16-14 (THE ANNUAL APPROPRIATION ORDINANCE) AND DECLARING AN EMERGENCY. Roll Call: Yes (5) Messrs: Warren, Steiner, Johnson, Sehlhorst, and Talavinia. No (0), motion approved.

Mr. Sehlhorst moved, seconded by Mr. Talavinia to suspend the rules. Roll Call: Yes (5) Messrs: Sehlhorst, Talavinia, Johnson, Steiner, and Warren. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Sehlhorst to approve the first reading of Ordinance No. 11-15: AN ORDINANCE APPROVING PRELIMINARY CONSENT LEGISLATION BETWEEN THE VILLAGE OF BLUFFTON, OHIO AND THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE AUGSBURGER WALK/BIKE PATHWAY PROJECT AND DECLARING AN EMERGENCY. Roll Call: Yes (5) Messrs: Warren, Sehlhorst, Johnson, Steiner, and Talavinia. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Johnson to suspend the rules. Roll Call: Yes (6) Messrs: Warren, Johnson, Sehlhorst, Steiner, and Talavinia. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Johnson to approve the first reading of Ordinance No. 12-15: AN ORDINANCE DESIGNATING AND AUTHORIZING A STOP SIGN ON BOTH APPROACHES TO THE INTERSECTION OF COUNTY LINE ROAD AND THE RAILROAD CROSSING IN THE VILLAGE OF BLUFFTON, OHIO WITH APPROPRIATE PENALTIES FOR THE VIOLATION THEREOF AND TO REPEAL ALL ORDINANCES INCONSISTENT THEREWITH AND DECLARING AN EMERGENCY. Roll Call: Yes (6) Messrs: Warren, Johnson, Sehlhorst, Steiner, and Talavinia. No (0), motion approved.

Mr. Sehlhorst moved, seconded by Mr. Talavinia to suspend the rules. Roll Call: Yes (5) Messrs: Sehlhorst, Talavinia, Johnson, Steiner, and Warren. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Sehlhorst to approve the first reading of Ordinance No. 13-15: AN ORDINANCE INDICATING NO PARKING SPACES ON MAIN STREET, AT COLLEGE AVENUE IN THE VILLAGE OF BLUFFTON, OHIO WITH APPROPRIATE PENALTIES FOR THE VIOLATION THEREOF AND TO REPEAL ALL ORDINANCES INCONSISTENT THEREWITH AND DECLARING AN EMERGENCY. Roll Call: Yes (5) Messrs: Warren, Sehlhorst, Johnson, Steiner, and Talavinia. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Johnson to suspend the rules. Roll Call: Yes (6) Messrs: Warren, Johnson, Sehlhorst, Steiner, and Talavinia. No (0), motion approved.

Mr. Talavinia moved, seconded by Mr. Sehlhorst to approve the first reading of Ordinance No. 14-15: AN ORDINANCE DESIGNATING HANDICAP PARKING SPACES ON SOUTH JACKSON STREET IN THE VILLAGE OF BLUFFTON, OHIO WITH APPROPRIATE PENALTIES FOR THE VIOLATION THEREOF AND TO REPEAL ALL ORDINANCES INCONSISTENT THEREWITH AND DECLARING AN EMERGENCY. Roll Call: Yes (5) Messrs: Talavinia, Sehlhorst, Johnson, Steiner, and Warren. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Johnson to suspend the rules. Roll Call: Yes (6) Messrs: Warren, Johnson, Sehlhorst, Steiner, and Talavinia. No (0), motion approved.

Mr. Johnson moved, seconded by Mr. Talavinia to approve the first reading of Resolution No. 08-15: A RESOLUTION MAKING CERTAIN TRANSFERS AND DECLARING AN EMERGENCY. Roll Call: Yes (5) Messrs: Johnson, Talavinia, Sehlhorst, Steiner, and Warren. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Johnson to adjourn at 8:15 PM for the public hearing for the Marcum-Wenger Alley Vacation. Roll Call: Yes (6) Messrs: Warren, Johnson, Sehlhorst, Steiner, and Talavinia. No (0), motion approved.

Mr. Steiner moved, seconded by Mr. Sehlhorst at 8:17 PM to close the public hearing and return to regular session. Roll Call: Yes (5) Messrs: Steiner, Sehlhorst, Johnson, Talavinia, and Warren. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Sehlhorst to authorize the Village Solicitor to prepare legislation to vacate the Marcum-Wenger alley. Roll Call: Yes (5) Messrs: Warren, Sehlhorst, Johnson, Steiner, and Talavinia. No (0), motion approved.

Mr. Johnson moved, seconded by Mr. Talavinia to accept the resignation of Roger Rhodes as an auxiliary police officer. Roll Call: Yes (5) Messrs: Johnson, Talavinia, Sehlhorst, Steiner, and Warren. No (0), motion approved.

Mr. Steiner moved, seconded by Mr. Talavinia to approve the Hancock County fire mutual aid agreement for a period of five (5) years. Roll Call: Yes (5) Messrs: Steiner, Talavinia, Johnson, Sehlhorst, and Warren. No (0), motion approved.

Mr. Warren moved, seconded by Mr. Sehlhorst to approve Superior Sealing's bid of \$14,795.83 for asphalt sealing and authorizing the Mayor to sign the agreement. Roll Call: Yes (5) Messrs: Warren, Sehlhorst, Johnson, Steiner, and Talavinia. No (0), motion approved.

Randy Matter of 129 Lake Street spoke of unoccupied house trailers by his property and what will be done to clean them up. Administration will look into the issue.

Ray Mumma read a resolution from the Sons of the American Revolution concerning the Shannon Cemetery.

Mr. Steiner moved, seconded by Mr. Sehlhorst to close the alley between the Citizens National Bank parking lot and the school parking lot on Saturdays from 8:00 AM to Noon during the Farmer's Market season. Roll Call: Yes (5) Messrs: Steiner, Sehlhorst, Johnson, Talavinia, and Warren. No (0), motion approved.

Mr. Steiner moved to adjourn.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
FISCAL OFFICER

## Streets & Alleys Meeting

August 17, 2015

Start: 7:30 PM

### Topic 1: Reviewed Ordinances:

- 12-15 Stop Signs: County Line at Railroad Crossing
- 13-15 No Parking – Main St and College Ave.
- 14-15 Handicap Parking on Jackson St. (School)

### Topic 2: Asphalt Sealing Project

Recommend to Council to enter into a contract with Superior Sealing for \$14,795.83

- Work includes Municipal Lot, Fire Dept., EMS., and Buckeye Parking Lot
- Guaranteed 1 year and includes repainting

### Village of Bluffton Asphalt Sealing Project 4 Year Plan

Year 1: Municipal Lot, Fire Dept., EMS, and Buckeye Parking Lot

Year 2: Buckeye Park: Basketball Court, Bike Path, Park Drive/Entrance off Spring St.  
Pool Parking Lot, Service Dept. Parking Lot, and Sewer Plant

Year 3: Village Park

Year 4: Maple Grove Cemetery

### Topic 3: Sidewalk Program

- Advertise for Bids which will include Village work and residents
- As of August, we have spent \$8,000 on Village sidewalk work
- Estimated we have 20 ADA Curb Ramps to replace/repair & Tree damage

### Topic 4: Main & Jackson Crosswalk

- Bob Cupp meeting last Friday
- Recommend we move forward with current recommendations from Administration
- ODOT study to be conducted 2-3 weeks after school starts
- Service Dept. to begin striping and complete before school year begins

### Topic 5: Street Lights

- How many burnt out
- Estimated monthly street light cost: \$3100
- Police Department reports burnt out lights on Wednesday nights
- Residents can report burnt out street lights too

### Topic 6: Alley Vacating Program

- Schedule Meeting to continue working on the Alley Vacating language and present to council for vote ASAP

Monday, August 31, 2015

Streets, Lights & Alley Committee

Start: 7 PM

End: 8:42 PM

Topic 1: When can we expect the new yielding sign to arrive on Main St. and College Ave.?

Topic 2: Alley Vacation process

- Documents include:
  - o Procedure For Requesting the Vacation Of A Public Alley
  - o Alley Vacation Checklist
  - o Petition For Alley Closure/Vacation form
- Expected for updated documents from Solicitor by end of week
- Expected FIRST READING at September 8, 2015 Council Meeting

Topic 3: Street Lights Tracking Program

- Request a report from the Police Department concerning burnt out street lights
  - o Report should include: Location, Date, and when Electric Company notified
  - o Report expected quarterly?

Thursday, September 3, 2015

Joint Streets, Lights, & Alleys and Pathway Board Meeting

Start: 12 PM

End: 12:45 PM

Advise to Council that the Village is in need of conducting survey work on Bentley Road

- Safety
- Identify legal location of Bentley Road

**Village of Bluffton  
Bills to be paid**

**PAYROLL:**

Village \$ 40,372.30

**TOTAL PAYROLL \$ 40,372.30**

**NON-PAYROLL:**

	Alloway	Lab Analysis	\$ 127.50
	All Service Aeration	Portable Toilets & Pumping	\$ 682.50
	Allied Waste	Refuse Service	\$ 16,719.39
	Apollo	EMT Training- L. Probst	\$ 990.00
	Applied Specialities	Polymer	\$ 3,484.80
	Arbor Day Foundation	2016 Annual Membership	\$ 15.00
	Armor Fire	Fire Pump Certification	\$ 850.00
	Barco	Bikepath Bollard	\$ 89.73
	Bluffton Auto Service	Tires- Cruiser	\$ 597.72
	Bluffton Paving	2015 Street Maintenance	\$ 27,592.00
	Bluffton Stone	Road Maintenance Supplies	\$ 74.64
	F. Stephen Chamberlain	Retainer/Meetings	\$ 1,320.00
ACH	Citizens National Bank	Principal & Interest	\$ 20,726.84
	Craftsman Construction	ADA Compliant Curb Ramp	\$ 885.46
	Fastenal Co	Misc Shop Supply Parts	\$ 22.33
	Gary Lugibihl Excavating	Excavation- Sewer Line- Riley St	\$ 423.93
	Global Electric	Blower Motor, Street Light Repair, Digester Motor	\$ 8,967.73
	Guth Labs	BAC Solution	\$ 33.56
	Hancock-Wood	Electricity	\$ 469.73
	J & D Snyder	Excavate Drainage Tile	\$ 11,625.20
	Kleem	Street Signs	\$ 1,781.59
	Marathon	Gasoline	\$ 922.56
	M & R Plumbing	Water Heater Repair, Handle, Tarp	\$ 296.50
	Mark Kline	Air Filter & Spark Plug	\$ 44.27
	NWOHio Security	Elevator Monitoring	\$ 64.95
	Ohio Peace Officer Training	Firearm Training- Burkholder	\$ 1,310.00
	AEP	Electricity	\$ 21,330.67
	OUPS	Manual Call Outs	\$ 4.00
	Village of Ottawa	Water Usage	\$ 41,895.26
	Perry	Computer/Copier Back-Up	\$ 602.85
	SmartBill	Utility Bill Printing & Postage	\$ 748.18
	Sports Warehouse	National Night Out- Volunteer Shirts	\$ 485.90
	Staples- Business	Janitorial Supplies	\$ 152.54
	Staples- Credit Plan	Paper, Cordless Screwdriver	\$ 73.96
	Stratton Greenhouses	Trees- Ethan & College	\$ 423.39
	Superior Sealing	Asphalt Sealing	\$ 5,519.06
	Time Warner	Internet	\$ 314.90
	Tommy Tire	Golf Cart Tires	\$ 141.80
	United Healthcare	Hospitalization	\$ 11,152.12
	United Healthcare	Life Insurance	\$ 102.00
ACH	Centurylink	Telephone Service	\$ 1,073.85
	Utility Services	Water Tower Maintenance	\$ 39,188.79
	Verizon	Air Card	\$ 120.45
	Dominion	Natural Gas	\$ 242.93
	Zimmerman Paint	Crosswalk Striping	\$ 13,700.00

**Total Non-Payroll \$ 237,390.58**

\_\_\_\_\_  
Mayor/ Council President

X: Then and Now Approved by Council  
A: Addition to list

Statement of Cash Pos w/MTD

AS OF: 09/01/2015

YEAR: 2015

STARTING ACCOUNT:

ENDING ACCOUNT: z

FUND NO.	FUND DESCRIPTION	BEGINNING BALANCE	[-----RECEIPTS-----]		[-----DISBURSMENTS-----]		UNEXPENDED BALANCE	OUTSTANDING ENCUMBRANCE	ENDING BALANCE
			M-T-D	Y-T-D	M-T-D	Y-T-D			
A1	GENERAL FUND	2355382.64	348410.88	1808331.39	242573.22	1827559.22	2336154.81	232940.75	2103214.06
B1	STREET FUND	132381.64	13384.36	369300.47	43544.49	248188.60	253493.51	191211.01	62282.50
B2	STATE HIGHWAY FUND	46210.58	926.31	7385.61	0.00	0.00	53596.19	13250.00	40346.19
B3	CEMETARY FUND	15621.17	3500.00	19037.75	10354.95	16939.79	117719.13	12398.63	5330.50
B4	PARK FUND	4580.73	0.00	15500.00	1703.73	9004.79	11075.94	4864.17	6211.77
B5	BENROTH MEMORIAL BR	534.63	0.00	0.00	0.00	0.00	534.63	0.00	534.63
B6	FEMA GRANT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
B7	COURT COMPUTER	5113.14	0.00	0.00	0.00	0.00	5113.14	0.00	5113.14
B8	DUI ENFORCEMENT & E	219.01	0.00	25.00	0.00	0.00	244.01	0.00	244.01
B9	PERMISSIVE LICENSE	0.00	0.00	2500.00	0.00	0.00	2500.00	0.00	2500.00
C1	STREET DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
C2	SWIMMING POOL DEBT	863.28	0.00	0.00	0.00	0.00	863.28	0.00	863.28
D1	CAPITAL IMPROVEMENT	3477.57	0.00	0.00	0.00	0.00	3477.57	0.00	3477.57
D2	STORM SEWER IMPROVE	54107.42	0.00	0.00	1423.84	6441.34	47666.08	2858.66	44807.42
D3	FIRE & RESCUE IMPRO	56075.92	0.00	0.00	0.00	43495.95	129746.97	5723.05	124023.92
D4	SWIMMING POOL IMPRO	11369.67	0.00	0.00	0.00	6776.00	4593.67	0.00	4593.67
D5	EQUIPMENT REPLACEMENT	177.90	0.00	32000.00	0.00	15264.58	16913.32	0.00	16913.32
D6	AIRPORT IMPROVEMENT	54961.17	76817.00	94895.00	0.00	28931.59	120924.58	24095.00	96829.58
D7	STREET IMPROVEMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
D8	TOWN HALL IMPROVEME	334938.05	0.00	42968.03	0.00	6092.80	371813.28	25992.75	345820.53
D9	POLICE EQUIPMENT RE	4784.71	0.00	0.00	0.00	0.00	4784.71	5848.14	1063.43
E1	SEWER FUND	165955.64	169820.15	995455.32	52464.55	760921.74	400489.24	394444.75	6044.49
E2	SEWER DEBT SERVICE	109074.77	64189.45	533666.34	83987.92	575730.57	67010.54	111283.98	44273.44
E3	SEWER DEBT SERVICE	245300.00	0.00	0.00	245300.00	245300.00	0.00	0.00	0.00
E4	SEWER DEBT SERVICE	42026.59	21671.31	124171.31	122072.12	122072.12	44125.78	86685.24	42559.46
E5	SEWER REPLACEMENT &	0.00	0.00	252614.61	12344.91	505230.04	252615.43	0.00	252615.43
E6	SEWER REPLACEMENT &	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
E7	REFUSE FUND	68033.79	16953.60	139487.43	16700.12	137001.43	70519.79	81437.42	10917.63
E9	WATER/ SEWER IMPROV	299452.48	73258.56	348187.36	6741.00	303438.76	344201.08	119653.00	224548.08
F1	WATER CONSTRUCTION	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
F2	COMMUNITY EVENTS	5880.77	0.00	0.00	0.00	0.00	5880.77	0.00	5880.77
F3	COMMUNICATIONS FUND	6960.24	0.00	0.00	0.00	0.00	6960.24	1000.00	5960.24
F4	POLICE CONTINUING PR	1769.87	0.00	0.00	0.00	298.35	1471.52	0.00	1471.52
F5	UTILITY RECOVERY	16459.88	0.00	0.00	0.00	0.00	16459.88	0.00	16459.88
G2	UNCLAIMED MONIES TR	225.20	0.00	0.00	0.00	0.00	225.20	0.00	225.20
G3	INCOME TAX FUND	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
G4	CEMETARY TRUST - C/	1326.66	0.00	0.00	0.00	0.00	1326.66	0.00	1326.66
G5	CEMETARY TRUST - MA	524.37	0.00	0.00	0.00	0.00	524.37	0.00	524.37
H1	SPECIAL ASSESSMENT	897.17	0.00	0.00	0.00	0.00	897.17	0.00	897.17
H2	SPECIAL ASSESSMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
H4	SPECIAL ASSESSMENT	849.41	0.00	0.00	0.00	0.00	849.41	0.00	849.41
H5	SPECIAL ASSMT - MAI	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
H6	SPECIAL ASSMT - JAC	119.67	0.00	0.00	0.00	0.00	119.67	0.00	119.67
	TOTAL:	4045655.76	788931.62	4902692.62	839210.85	4858687.67	4089660.71	1313686.55	2775974.16

\* End of Report: VILLAGE OF BLUFFTON \*



**ORDINANCE NO 15-15**

**AN ORDINANCE TO VACATE AN ALLEY AS REQUESTED BY CHRIS AND RHONDA WENGER AND MICHAEL AND AMY MARCUM.**

**WHEREAS:** Chris and Rhonda Wenger and Michael and Amy Marcum have petitioned for the vacation of an alley that is adjacent to their properties that is no longer necessary for public access; and

**WHEREAS:** O.R.C. § 723.04 provides as follows:

*The legislative authority of a municipal corporation, on petition by a person owning a lot in the municipal corporation praying that a street or alley in the immediate vicinity of such lot be vacated or narrowed, or the name thereof changed, upon hearing, and upon being satisfied that there is good cause for such change of name, vacation, or narrowing, that it will not be detrimental to the general interest, and that it should be made, may, by ordinance, declare such street or alley vacated, narrowed, or the name thereof changed. The legislative authority may include in one ordinance the change of name, vacation, or narrowing of more than one street, avenue, or alley.*

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

**SECTION 1:** The Council of the Village of Bluffton, Ohio finds that, upon petition and hearing on such petition, finds that there is good cause for such vacation of said alley and that there is no detriment to the general interest, hereby declares that the said alley, as described in the attached exhibit, is and is hereby vacated.

**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 \_\_\_\_\_, 2015 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

**ORDINANCE NO. 16-15**

**AN ORDINANCE TO PROVIDE FOR A PROCEDURE BY WHICH THE VILLAGE OF BLUFFTON CONSIDERS AND PROCESSES APPLICATIONS FOR THE VACATION OF ANY STREET OR ALLEY.**

**WHEREAS,** the Village of Bluffton has determined that updated procedures be enacted for the processing petitions for the vacation of streets and alleys in the Village of Bluffton, Ohio

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

**SECTION 1.** That the attached procedures shall be in forced and effect 30 days after the last reading of this Ordinance.

**SECTION 2.** That it 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 \_\_\_\_\_, 2015 by the Council of the Village of Bluffton, Ohio by the following vote:

yes: \_\_\_\_\_ Nays: \_\_\_\_\_ Abstain: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
F. Stephen Chamberlain  
Village Solicitor



# VILLAGE OF BLUFFTON

154 N. MAIN STREET • P.O. BOX 63 • BLUFFTON, OHIO 45817-0063  
(419) 358-2066 • FAX (419) 358-8137

JUDY AUGSURGER, Mayor  
JAMES R. MEHAFFIE, ICMA-CM, Village Administrator

NANCY KINDLE, Fiscal Officer  
www.bluffton-ohio.com

## PETITION FOR ALLEY CLOSURE/VACATION

Petitioner

Co-Petitioner

Name: _____	Name: _____
Address: _____	Address: _____
Phone: ( ) _____ - _____ or ( ) _____ - _____	Phone: ( ) _____ - _____ or ( ) _____ - _____
Email: _____	Email: _____

Legal Counsel for Petitioner

Legal Counsel for Co-Petitioner

Name: _____	Name: _____
Address: _____	Address: _____
Phone: ( ) _____ - _____ or ( ) _____ - _____	Phone: ( ) _____ - _____ or ( ) _____ - _____
Email: _____	Email: _____

Description/Location of Alley:

Reason For Vacation/Intended Use After Vacation:

Signature of Petitioner: \_\_\_\_\_ Date: \_\_\_\_\_

Signature of Co-Petitioner: \_\_\_\_\_ Date: \_\_\_\_\_

The following signatures and information are required:

All property owners whom own property abutting the alley;

Any property owner who will receive additional land via the re-platting of the alley;

~~The property owners within the geographical block served by the alley will receive notice of any public hearing however the petitioner must provide ALL of the information on each property.~~

Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____	Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____
Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____	Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____
Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____	Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____
Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____	Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____
Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____	Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____
Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____	Owner: _____ Address: _____ Phone: ( ) _____ - _____ or ( ) _____ - _____ Email: _____ Signature: _____

The property owners within the geographical block served by the alley will receive notice of any public hearing however the petitioner must provide ALL of the information on each property

This completed petition must be returned to the Village of Bluffton, including payment of \$150.00 (non-refundable) for petition processing, to the following address:

Zoning Inspector  
PO Box 63  
Bluffton, OH 45817

The following documents must be included with the petition:

A description of the property(ies) and the alley;  
Sketch or map of the property(ies) including: the alley to be vacated, property lines of all adjacent parcels, all streets and alleys in the general area;

## ALLEY VACATION CHECKLIST

The alley will be closed to the general public.

The vacation will restrict access to one or more properties.

The alley will be converted to yard area and will no longer serve as an alley.

One or more property owner(s) adjoining the alley oppose the vacation.

There are public utilities located within or adjacent to the alley.

Possible reduced access to public utilities adjacent to, but not located in the alley.

There are water mains, sanitary or storm sewers located in the alley. <sup>2</sup>

There is a potential for future development that may require the use of the alley.

One or more of the structures abutting the alley are commercial businesses.

The alley serves as a fire break. <sup>1</sup>

The alley connects two public roadways. <sup>3</sup>

### Footnotes:

- 1 An alley that serves as a fire break between two commercial structures, or between a high-risk commercial structure and a residential structure.
- 2 <sup>2</sup> Alleys containing water or sewer mains may be vacated, as long as a permanent public easement is recorded on the deeds of all involved or affected properties. It is recommended that the easement retain the entire width of the existing alley, however, a minimum ten (10) foot easement is acceptable.
- 3 <sup>3</sup> Any alley that connects two public roadways, AND experiences a high volume of traffic using the alley as a "shortcut."

**RESOLUTION NO. 09-15**

**A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.**

**WHEREAS**, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

**WHEREAS**, the Village of Bluffton, OH is planning to make capital improvements in the form of the West Elm Street Waterline Replacement Project, and

**WHEREAS**, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

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

**Section 1:** The Village Administrator is hereby authorized to apply to the OPWC for funds as described above.

**Section 2:** The Village Administrator is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

**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 \_\_\_\_\_, 2015, by the governing board of the Village of Bluffton, Ohio by the following vote:

Ayes: \_\_\_\_\_ Nays: \_\_\_\_\_ Abstain: \_\_\_\_\_

Attest:

\_\_\_\_\_  
FISCAL OFFICER

\_\_\_\_\_  
MAYOR

Approved as to Form:

\_\_\_\_\_  
VILLAGE SOLICITOR

Passed: \_\_\_\_\_

**To: Mayor Augsburger  
Council Members**

**TRS**

I just received an email from the Ohio Environmental Protection Agency today that the plans that were submitted for the Village's proposed Trihalomethane Removal System have been approved and the original documentation is in the mail. We will be scheduling a preconstruction meeting with Utility Service Group in the coming days in order to establish a timeline necessary to meet the OEPA requirements for installation and operation of the system.

**Legislation**

Resolution No. 09-15 is a resolution that is necessary in order for the Village to apply for financial assistance through the Ohio Public Works Commission for the West Elm Street Waterline Replacement Project. Applications are due October 2, 2015 for funding available July 1, 2016.

**Pool**

We have received one quote thus far to refinish the swimming pool's concrete surface. We have a meeting scheduled with additional contractors to seek quotes in this coming week. I would like to schedule a meeting of the Recreation Committee at the swimming pool on Thursday, September 10<sup>th</sup> at 9:00 AM to tour the facility and review some of the needs.

**Augsburger Culvert**

The Allen County Engineer's Office is preparing to replace the culvert on Augsburger Road. The schedule is to be determined as they are waiting on their hydro-excavator to become available so that they can locate the exact location and depth of the myriad of utilities that are located within the project area. There are water, sewer, phone, gas and fiber-optic utilities located within the project area. Once they know the schedule we will work in coordination to advise the public and the residents of the timetable for the work.