

RECORD OF PROCEEDINGS
Lithopolis Village Council Meeting Minutes
July 20, 2004
Council met in regular session Tuesday, July 20, 2004.

Council Members Present: Vincent Argobright, Linda Deem, Charles Finks, Terri Gilmore, & Mike Long

Council Members Absent: Ginger Brenning

Others Present: Eric Sandine – Mayor, Mark Anderson – Village Administrator,
& Patrick Gilfillen – Chief of Police

Mayor Sandine called the meeting to order and led the Pledge of Allegiance to the Flag of the United States of America.

Fiscal Officer Long presented Council with minutes for the 06/14/2004 meeting.

Mayor Sandine noted that on page 2 where the minutes speak of the situation with Texas Magic BBQ. Mayor Sandine stated that the reason that particular location needs to be rezoned is because it was previously operating under a conditional use and that once it sat unused it reverted back to original use, which was not business.

Also, on the last page it should read...All Council members stated that they were okay in waiting until the July meeting to make a decision regarding purchasing the property. The minutes reflect June instead of July.

Charles Finks moved to approve the minutes as amended.

Second by Mike Long.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Fiscal Officer Long noted that he has three bills to present for Council's approval. They are as follows...

OWDA \$ 46,315.81 – Sewer Loan Payment

OWDA \$ 47,933.76 – Water Loan Payment

RD Zande \$ 24,891.71 (10,393.67 Wagnalls Run Construction Observation and 14,498.04 Rolling Acres Construction Observation.)

Charles Finks moved to approve payment of the bills as presented.

Second by Mike Long

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Police Report – June 2004

3,638 miles logged, 560 paid hours worked, 64 unpaid hours worked, 27 total citations, & 73 dispatched calls

Administrators Report – June 2004

2,065,400 gallons of water pumped from well field in 382 hours of operation, 20 water service repairs and 6 sewer service repairs.

Administrator Anderson noted that the high service pump failed at the water plant on July 6th. Mark noted that he was on vacation but Gale Thorne contacted HD Water Services and had them replace the pump. Mark stated that Gale continued to monitor the situation throughout the day to make sure that a boil alert wouldn't be needed and there turned out not to be a need for one as the pressure did not drop low enough to warrant issuing a boil alert. Mark also stated that the new water plant should be operational on August 24th.

Administrator Anderson stated that he has put together an estimate for storm sewer repairs in the Bloom Canyon development. Mark stated that the cost would be around \$23,000 or so. Mayor Sandine asked Administrator Anderson to put together a PO for the project and asked Fiscal Officer Long to put the supplemental appropriation together and have for the next meeting.

Fiscal Officer Long noted that Council needs to hold a special meeting on August 2, 2004 to approve the tax budget and that there would also be a tax budget hearing prior to that meeting. Fiscal Officer Long noted that he would have the appropriation ordinance ready for that special meeting and will include it on the agenda.

Administrator Anderson also stated that he would like to purchase a valve exerciser. Mark stated that it is a tool that will allow him to exercise the water and sewer valves without doing them by hand, that this machine runs off hydraulics and will be much easier and faster to complete. Mayor Sandine asked Administrator Anderson to prepare a PO for the valve exerciser and asked Fiscal Officer Long to include it in the supplemental appropriations Ordinance. Fiscal Officer Long noted that he would include this on the agenda for the special meeting also.

Resolution # 05-04

A resolution to provide sewer services, water, police, and franchised solid waste pickup services to the territory to be annexed and owned by Rex F. Williams and Michelle R. Williams and declaring an emergency in that the public peace, safety, health, and welfare of the inhabitants of the Villate is involved and specifically because the Village requires development of adequate, well-planned business within the Village.

Mayor Sandine asked if anyone had any questions, comments, or concerns regarding Resolution # 05-04. None heard.

Mike Long moved to suspend the rules.

Second by Charles Finks.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Mike Long moved to approve Resolution # 05-03 and declaring an emergency.

Second by Vincent Argobright.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Ordinance # 14-04

An Ordinance approving and accepting a pre-annexation agreement with attachments and exhibits, attached and incorporated herein by reference as submitted July 20, 2004 and declaring an emergency in that the public peace, safety, health, and welfare of the inhabitants of the Villate is involved and specifically because the Village requires development of adequate, well-planned business within the Village.

Mayor Sandine asked if anyone had any questions, comments, or concerns regarding Resolution # 05-04.
None heard.

Terri Gilmore moved to suspend the rules.

Second by Mike Long.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Mike Long moved to approve Ordinance # 14-04 and declaring an emergency.

Second by Vincent Argobright.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Resolution # 06-04

A resolution to provide sewer services, water, police, and franchised solid waste pickup services to the territory to be annexed and owned by Donald and Rebecca Mosher, Lora Ellen and William S. Griffith, James P. and Deborah W. Bragg, Paul and Susan Blonshine, Robert & Denise Griffith, Frank W. Griffith, and Michael A. and Deborah J. Griffith, annexation petitioners and declaring an emergency in that the public peace, safety, health, and welfare of the inhabitants of the Villate is involved and specifically because the Village requires development of adequate, well-planned business within the Village.

Mayor Sandine asked if anyone had any questions, comments, or concerns regarding Resolution # 05-04.
None heard.

Charles Finks moved to suspend the rules.

Second by Vincent Argobright.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Charles Finks moved to approve Resolution # 06-04 and declaring an emergency.

Second by Mike Long.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Ordinance # 17-04 – First Reading

Mayor Sandine read the first reading of Ordinance # 17-04, and Ordinance closing Market Street from Columbus Street to North Street and the alley between Wilson Park and the Lithopolis United Methodist Church from 10:00am until 9:00pm on September 25,2004.

David Eversole is here to present a preliminary platt and pay \$100. Mayor Sandine noted that the platt and \$100 has been received and that a public hearing would be scheduled to review the platt once the Village engineers have reviewed it.

Charles Finks moved that Council go into Executive Session to discuss Personnel and Legal issues.

Second by Mike Long.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Council returned from Executive Session.

Mike Long moved to move officer Wesley Barton to step 4 on the Village pay scale retro back to the dates on the original Ordinance creating the pay scale.

Second by Charles Finks.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Terri Gilmore moved to authorize the Village Solicitor to make a bid as discussed.

Second by Mike Long.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Vincent Argobright moved that Council adjourn.

Second by Terri Gilmore.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Ordinance # 15-04

An Ordinance approving and accepting a pre-annexation agreement with attachments and exhibits, attached and incorporated herein by reference as submitted July 20, 2004 and declaring an emergency in that the public peace, safety, health, and welfare of the inhabitants of the Villate is involved and specifically because the Village requires development of adequate, well-planned business within the Village.

Mayor Sandine asked if anyone had any questions, comments, or concerns regarding Resolution # 05-04.
None heard.

Charles Finks moved to suspend the rules.

Second by Mike Long.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Charles Finks moved to approve Ordinance # 15-04 and declaring an emergency.

Second by Vincent Argobright.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Ordinance # 16-04

An Ordinance protecting historic buildings within The Village of Lithopolis from demolition or modification that detracts from its historical or potential historical value until such time that Council repeals this ordinance or Council establishes a Architectural Review Commission or other body with the responsibility to oversee historic buildings and declaring an emergency in that the public peace, safety, health, and welfare of the inhabitants of the Villate is involved and specifically to prevent the further loss or destruction of historic structures and buildings.

Mayor Sandine asked if anyone had any questions, comments, or concerns regarding Resolution # 05-04.
None heard.

Charles Finks moved to suspend the rules.

Second by Terri Gilmore.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****

Charles Finks moved to approve Ordinance # 16-04 and declaring an emergency.

Second by Terri Gilmore.

Vote: Ayes: Argobright, Deem, Finks, Gilmore, & Long

Nays: None

****Motion Carried****