

RECORD OF PROCEEDINGS

Minutes of

Regular

Meeting

BARRETT BROTHERS - DAYTON, OHIO

Form 6101

Held

Tuesday, February 27, 2024

The Pandora Village Council met in Regular Session on Tuesday, February 27, 2024 at 7:00 PM at the Municipal Building with Mayor, Jeremy Liechty, presiding.

Members Present: Burkholder, Eisenbach, Dettrow, Fricke, Braidic, Gray
Members Absent: None

Also in attendance: Village Administrator, Rick Morrison / Fiscal Officer, Kimberly Reese/ Solicitor, Scott Basinger.

Guest Present: Nancy Hovest

The meeting was opened with the Pledge of Allegiance.

Motion was made by Mr. Fricke, seconded by Mr. Eisenbach, to approve the February 13, 2024 Minutes. Voting: Burkholder-Yea; Eisenbach-Yea; Dettrow-Abstain; Fricke-Yea; Braidic-Yea; Gray-Yea.

Motion was made by Mr. Burkholder, seconded by Mr. Eisenbach, to approve the bills as presented; total non-payroll of \$5,833.38 and payroll of \$11,447.64 for a total of \$17,281.02. Voting: All Yea.

Ordinance No. 614-2024: AN ORDINANCE GRANTING FRANCHISE TO OHIO POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN, AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES, AND PUBLIC PLACES OF THE VILLAGE OF PANDORA, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY TO THE VILLAGE OF PANDORA, STATE OF OHIO, AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER, AND OTHER PURPOSES, AND FOR THE TRANSMISSION AND DISTRIBUTION OF THE SAME WITHIN, THROUGH, OR ACROSS SAID VILLAGE OF PANDORA, STATE OF OHIO. Motion was made by Mr. Fricke, seconded by Mr. Gray, to adopt Ordinance No. 614-2024 as read for its third and final reading. Voting: Burkholder-Abstain; Eisenbach-Yea; Dettrow-Yea; Fricke-Yea; Braidic-Yea; Gray-Yea.

Ordinance No. 615-2024: AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2024 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF PANDORA, OHIO. Motion was made by Mr. Gray, seconded by Mr. Eisenbach, to adopt Ordinance No. 615-2024 as read for its third and final reading. Voting: All Yea.

Ordinance No. 616-2024: AN ORDINANCE ESTABLISHING AND AUTHORIZING THE POSTING OF ANY SPECIAL MEETINGS OF THE VILLAGE OF PANDORA COUNCIL BE POSTED IN A CONSPICUOUS LOCATION AT THE PANDORA VILLAGE OFFICE, THE PANDORA LIBRARY, THE PANDORA LUNCH BOX, THE PANDORA POST OFFICE, AND PANDORA FIRST NATIONAL BANK, AT LEAST TWENTY-FOUR (24) HOURS PRIOR TO SAID MEETING BEING HELD. Motion was made by Mr. Burkholder, seconded by Mr. Fricke, to place Ordinance No. 616-2024 on its second reading with one amendment. Voting: All Yea.

Motion was made by Mrs. Braidic, seconded by Mr. Gray, to approve the current credit card statement in the amount of \$1,151.15. Voting: All Yea.

Mr. Jason Stall and Mr. Vance Nofziger, representing the P-G Athletic Boosters, were present to discuss with Council plans for the building of a concession stand with restrooms at the baseball/softball field at the park. They presented to Council revised plan drawings showing that this structure will now be metal versus brick. They are in the process of getting quotes and fundraisers will be held by the Boosters to pay for said structure. The plan is to start late summer so that it will be completed for next season. Due to the land being located in the park and owned by the village, where the proposed structure would be erected, the Boosters are asking for approval from the village. Once the building is erected, it will become the property of the school and maintained by the school. It was discussed that this land could be leased to the school as well as the soccer field and other land at the park that is used by the school. It was also discussed that perhaps

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the village could donate lighting along the walking path. The Boosters are hoping to have state plans approved this summer and therefore would need to have state plans completed soon to move forward. It was discussed that all parties involved would need to meet together with a surveyor to determine the area of land that the village would lease to the school. Motion was made by Ms. Dettrow, seconded by Mr. Fricke, to approve a 99 year lease of land to the school for the building of a concession stand/restroom facility at the park which will require a survey of said land as determined by the village. Voting: Burkholder-Nay; Eisenbach-Yea; Dettrow-Yea; Fricke-Yea; Braidic-Yea; Gray-Yea.

Fire Chief, Craig Fischer, was present to inform Council that the fire department has recently been awarded a \$2,500 grant from CSX for portable radios. Due to the County picking up most of the cost of the radios, he is going to see if this grant funding can be used for power tools for the fire trucks. The department has also been awarded a grant for \$1,488 from the Division of State Fire Marshals for training. Chief Fischer presented two quotes for new garage doors/openers at the fire station. Quotes were from 4 Seasons Construction in the amount of \$24,700 and Wagner Overhead Door Inc. in the amount of \$25,928. Motion was made by Mr. Gray, seconded by Mr. Burkholder, to approve the quote from 4 Seasons Construction in the amount of \$24,700. Voting: All Yea.

Riley Township Trustee, Scott Meyer, was present to inform Council that the township has been approved for a \$50,000 ODOT grant for street signs. Due to the village being in the township, some of this funding can also be used for village signs. Eligible signs include new or replacement. Village Administrator, Rick Morrison, will start on a list of signs that the village could use and provide to Mr. Meyer.

Council discussed the Ag-District renewal application for village parcel number 48-067020.0000 consisting of 37.1100 acres at the lagoons. Motion was made by Ms. Dettrow, seconded by Mr. Gray, to renew said application. Voting: All Yea.

Fiscal Officer, Kimberly Reese, presented to Council an amendment to the 2024 Appropriation Resolution. This amendment reallocates \$75,000 in the Water Fund. Motion was made by Mr. Burkholder, seconded by Ms. Dettrow, to approve the amendment as presented. Voting: All Yea.

Council discussed repairs that are needed at the play structure in the park in order to open it again to the public. Councilmen Mr. Gray and Mr. Burkholder along with Village Administrator, Rick Morrison have determined what repairs are needed from a safety and compliance standpoint. They have some volunteers that will assist with these repairs under the supervision of Mr. Morrison. Going forward, the play structure will be inspected at least annually.

Village Administrator, Rick Morrison, presented the following report; (1) There are now two holes in the old water tower. A 15,000 gallon portable bladder tank has been brought in so that we are prepared in the case that the tower would have to be drained. The EPA was contacted and they have approved the usage of this tank. Water samples have been tested and have come back good. (2) May look for a part time employee now until we hire someone for the full time position.

Fiscal Officer, Kimberly Reese and Village Administrator, Rick Morrison provided a summary of the pre-construction meeting held earlier in the day regarding the water tower project. Highlights included; The floor is poured and covered and steel should be delivered to the site by mid March. Concerns that were discussed; Bockrath's have had to increase their inspector hours due to some issues. Subcontractors are being hired that were not on the vendor list - all subcontractors have to be approved by the engineer. The biggest concern and discussion was the new timeline for completion of

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the project that was submitted by Phoenix Tank. They have moved the substantial completion date to September 26, 2024 from June 30, 2024 and the final completion date to October 26, 2024 from October 1, 2024. These original completion dates were clearly stated in the bid documents and there were no concerns expressed from Phoenix Tank prior to bidding and they now have issues with schedules. There was a 45 day delay in starting the project all while Phoenix Tank gave the village/engineer/project consultant reassurances and promises that they would be able to meet these completion dates. Phoenix was asked to review and amend their timeline and Bockrath Engineering offered to provide a list of local subcontractors that they could use that may help with some scheduling issues that they are having. At this point, there will be a meeting set up with the engineer/project consultant/village solicitor to discuss the contract and possible liquidating damages if the timeline is not met.

Solicitor, Scott Basinger, informed Council that Jim Meyer had contacted him regarding the village's farmland that he is currently leasing. Due to the acreage that is associated with the new water tower, he has asked for a reduction in his lease agreement to account for this. It was determined that the water tower site is approximately 2.5 acres. It was the consensus of Council to reduce his lease by 2.5 acres.

Motion was made by Mr. Burkholder, seconded by Mr. Fricke, to move into Executive Session to discuss the sale and/or purchase of real estate. Ms. Dettrow-Recused. Voting: All Yea. (9:00 PM) Motion was made by Mr. Burkholder, seconded by Mr. Fricke, to move from Executive Session to Regular Session. Voting: All Yea (9:24 PM)

With no further business to discuss, the meeting was adjourned upon a motion by Mr. Fricke, seconded by Mr. Gray. Voting: All Yea.

SIGNED:

Mayor

SIGNED:

Fiscal Officer