

# RECORD OF PROCEEDINGS

## ASHVILLE COUNCIL REGULAR SESSION

Held: SEPTEMBER 25, 2023

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The Council of Ashville convened in Regular Session from 6:30 PM to 7:13 PM in the Council Meeting Room at 200 East Station Street, Ashville, Ohio 43103. Mayor Embrey called the meeting to order with the Pledge of Allegiance and a moment of silence.

The following members and visitors were present:

Mr. STEVE WELSH	Present	Mr. COLTON HENSON	Present
Mr. ROGER CLARK	Present	Mr. DAVID RAINEY	Present
Mr. RANDY LOVELESS	Present	Mr. MATT SCHOLL	Excused

**MINUTES OF PREVIOUS MEETING:** Roger Clark moved, seconded by Randy Loveless, to approve the September 11, 2023 minutes for the Regular Session as presented. All votes were yay.

**OATH OF OFFICE:** Mayor Embrey administired the Oath of Office to Officer Cole McClaskie who started that day.

**MAYOR'S REPORT:** Mayor Embrey reported that the village doesn't favor one end of town over the other in response to a social media post about the village favoring certain neighborhoods. Embrey said we tackle street issues by priority and the amount of funding that is available regardless of the neighborhood. Embrey reported that he is still waiting on the contract to come back from Bill Toole.

### DEPARTMENTAL REPORTS

**VILLAGE ADMINISTRATOR:** Franklin Christman reported that the Public Hearing for the NCA will be held November 20, 2023.

**POLICE:** Chief George read his monthly report and reported that the new cruisers were at Parr Safety Equipment getting equipped. Randy Loveless asked if the PD was fully staffed. George said yes. Mayor Embrey said he'd like to meet with the chief, clerk, and magistrate about adding a third monthly Mayor's Court date.

**PLANNING & ZONING:** Roger Clark moved, seconded by David Rainey, to approve the P & Z Administrator's monthly report. All votes were yay.

**TAX ADMINISTRATOR:** David Rainey moved, seconded by Randy Loveless, to approve the Tax Administrator's monthly report. All votes were yay.

### LEGISLATION FOR FIRST READING

**2023-08 AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A PETITION TO ESTABLISH THE ASHVILLE NEW COMMUNITY AUTHORITY DISTRICT UNDER REVISED CODE CHAPTER 349 AND DECLARING AN EMERGENCY.** Roger Clark moved, seconded by Randy Loveless, to have the First Reading. All votes were yay. After the reading, Roger Clark moved, seconded by Colton Henson, to accept the First Reading, suspend the Rules of Council, waive the Second and Third Readings, and adopt as an emergency measure. All votes were yay.

**21-2023 A RESOLUTION TO AUTHORIZING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO ENGAGE THE SERVICES OF TEBBE CIVIL ENGINEERING, LLC. TO PLAN, DESIGN, AND MONITOR THE CONSTRUCTION OF A WESTSIDE PARK.** Randy Loveless moved, seconded by Roger Clark, to have the First Reading. All votes were yay. After the reading, David Rainey moved, seconded by Roger Clark, to accept the First

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Reading, suspend the Rules of Council, waive the Second and Third Readings and adopt. All votes were yay with the exception of Colton Henson who voted no. Motion failed. Henson expressed that he wasn't happy that the village is putting money into a new park when the primary park is subpar. The VA stated that the west-side park's expansion is being funded by impact fees and those fees can only be used for expansion not to make updates. After discussion, Henson explained that he wasn't aware of that and wanted to change his votes. The VA advised Council to table reading until next meeting.

**23-2023 A RESOLUTION ADOPTING A STATEMENT OF SERVICES AND A STATEMENT REGARDING POSSIBLE INCOMPATIBLE LAND USES AND ZONING BUFFER FOR A PROPOSED ANNEXATION OF ±1.020 & 1.410 ACRES OF PARCEL NUMBER D1200010010700 AND D1200010010605 FROM HARRISON TOWNSHIP TO THE VILLAGE OF ASHVILLE AND DECLARING AN EMERGENCY.** Steve Welsh moved, seconded by Randy Loveless, to have the First Reading. After the reading, Colton Henson moved, seconded by Roger Clark, to approve the First Reading. All votes were yay. Roger Clark questioned if the cornhole tournaments that Hardbager holds will conflict the village's zoning code once the property is annexed in. The VA said he will likely need to have a special event permit. Colton Henson asked what zoning classification the property will fall under when it's annexed in. The VA said it will come in as Residential Estate. After discussion, Colton Henson moved, seconded by Roger Clark, to accept the First Reading. All votes were yay.

**OLD BUSINESS:** The VA reported that Brian Zets would like to attend the next Council meeting or meet with one or two Council members to review and discuss the terms of the K of P agreement. To avoid a Sunshine Law violation, the VA said a Special Meeting would need to be scheduled if more than two members wish to meet with Mr. Zets outside of a regularly scheduled meeting. Steve Welsh said that he disagrees with the village inspecting the building. David Rainey said he thinks the village should inspect the building because it's on village-owned property.

**FISCAL OFFICER:** Steve Welsh moved, seconded by Randy Loveless, to approve payment to BHM CPA Group, LLC for state auditing services in the amount of \$6500. All votes were yay.

### COMMITTEES

**PLANNING & ZONING:** The VA reported that a Planning & Zoning meeting will be held September 27 at 6:30 PM.

### COUNCIL COMMENTS

Steve Welsh asked if the Wikoffs were supposed to contact the office regarding the water bill concerns or if the office was supposed to contact them. The Fiscal Officer said that the committee advised Ms. Wikoff to follow-up with the office and Ms. Wikoff agreed that she would reach out sometime that week. Welsh then asked for an update on the progress of the well field. The VA said he would rather Jim Welsh report on that.

Colton Henson asked if Council/Committee meetings could be held on the Tuesday following the holiday instead of pushing it to the next Monday. After discussion, Colton Henson moved, seconded by David Rainey, to approve the meeting calendar change effective Tuesday, October 10, 2023. All votes were yay.

At 7:19 PM, David Rainey moved, seconded by Colton Henson, to adjourn the meeting. All votes were yay and the meeting adjourned.

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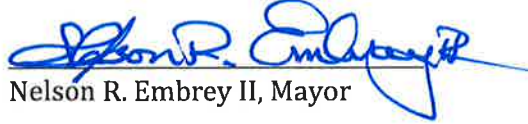
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APPROVED: October 2, 2023



ATTEST: April Grube, Clerk



Nelson R. Embrey II, Mayor

All formal actions of the COUNCIL of the VILLAGE OF ASHVILLE concerning and relating to the adoption of resolutions, ordinances, and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.