

**Village of Mapleton**  
**REGULAR BOARD MEETING AGENDA**

Wednesday, September 11, 2019

7:00 p.m.

*Meeting to be recorded*

**PLEASE SILENCE YOUR CELL PHONES!**

**1) Roll Call**

In attendance: Mayor, Carl A. Bishop; Trustees- Mike Beecham; Mark Foust (in at 7:03 pm); Patti Monks, Liz Rench, Rodney Smith and Harvey Stidham. Also attending: Patricia Briggs, Clerk; Rhonda Hodges, Treasurer and Lane Alster, Village Attorney.

**2) Pledge of Allegiance**

**3) Call to Order at 7:01 pm by Mayor Carl A. Bishop**

**4) Approval of Agenda**

Liz Rench made a motion to approve the Agenda and was seconded by Patti Monks. Votes: Yes – Mike Beecham, Patti Monks, Liz Rench, Rodney Smith and Harvey Stidham. No – 0. Absent – Mark Foust. Agenda was approved.

**5) Consent Agenda**

All items listed under the Consent Agenda are considered routine by the Village Board and will be enacted by one motion with no separate discussion of the items. If discussion of an item is desired, that item will be removed from the consent agenda to be considered separately.

- A. Minutes from Regular Board Meeting – August 14, 2019
- B. Minutes from Zoning Committee Meeting – August 22, 2019
- C. Minutes from Health & Water and Streets & Alleys Committee Meeting – September 5, 2019
- D. Minutes from Special Meeting – September 10, 2019
- E. Bills & Correspondence (Received August 13 – September 11, 2019)
- F. Treasurer's Report

Liz Rench made a motion to accept the Consent Agenda and was seconded by Patti Monks. Votes: Yes – Mike Beecham, Patti Monks, Liz Rench, Rodney Smith and Harvey Stidham. No – 0. Absent – Mark Foust. Consent Agenda was approved.



## 6) Public Comments

***Please keep comments to three minutes. Review the agenda before you speak. This is the ONLY opportunity you will be given to speak during the meeting. There will be no discussion by audience members during the business meeting unless there is an emergency situation.***

## 7) Addressing the Board

### A. Stan Bersin (Greene & Bradfield)

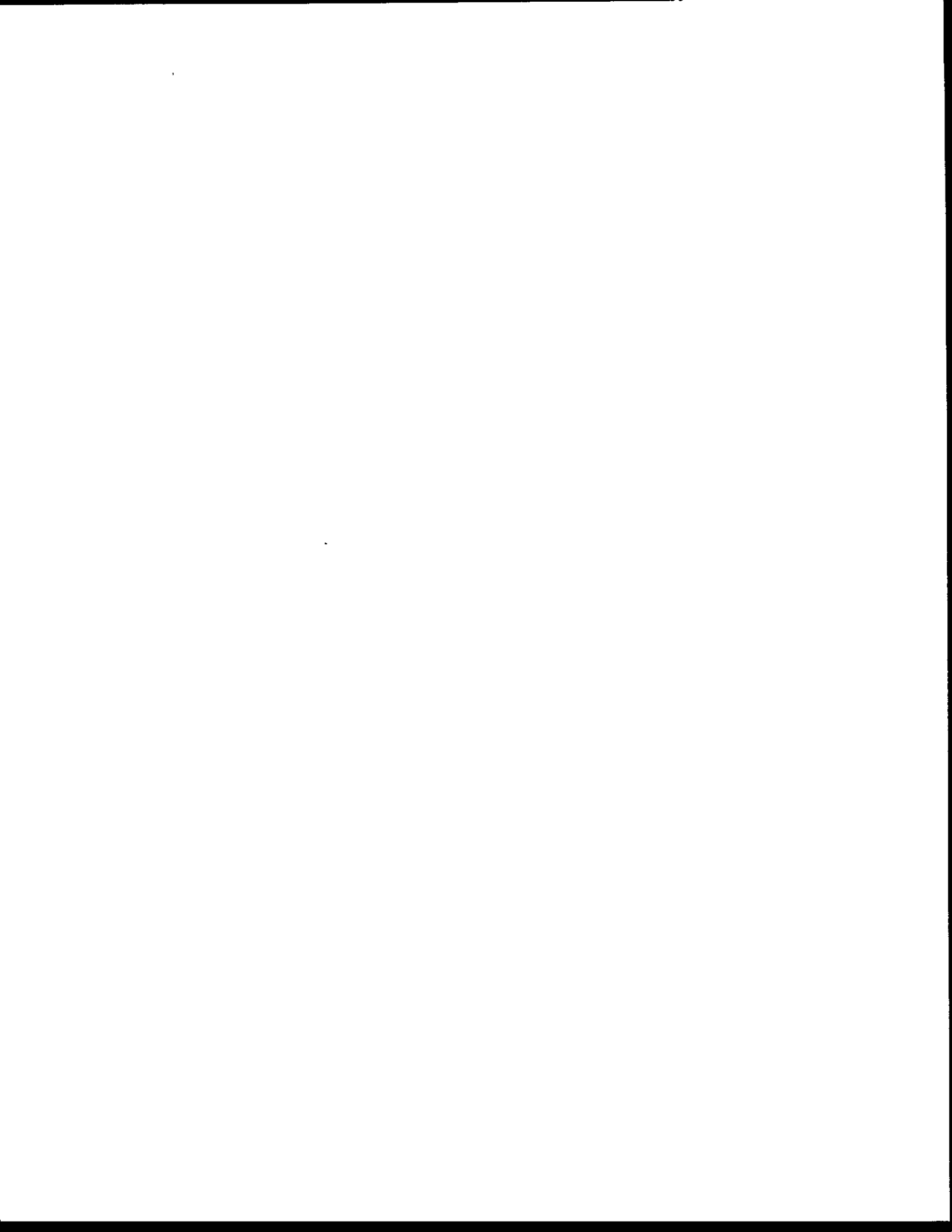
- i) Stan asked if we had received Corpro's proposal for equipment replacement and the board and clerk said they had not. Stan will send to the clerk.

Stan thanks the board for the opportunity to work with them through the years.

### B. Russ Rumbold, Gorenz and Associates, Ltd.

Russ went through the audit and explained the audit findings. There was a concern that the garbage fund was short and needed funds transferred to balance it. He also remarked that with a village this size there will always be ongoing segregation of duty issues and told the board they should keep overseeing what is done. Copy of audit on file.

- C. Aaron Stone stated that the village needs to make sure they are abiding by the ordinances regarding non-working and unlicensed vehicles. There are rules in his subdivision as well that need to be followed. He also expressed that he would be against the sale of marijuana in the village, especially with all the youth participating at the Rec Center. He also stated that he thinks a 3:00 liquor license is a poor idea. The board explained that our attorney is in the process of updating our ordinance on vehicles and it will be presented at the next meeting. As there was conflict between State statutes and the



village code, the ordinance needed to be updated. He also passed out pictures to show what he meant by junk cars. (On file).

He wants the ordinances of the village upheld. He stated that junk vehicles are not lawn decorations and the village needs to have the truck sitting in a prominent location removed.

He stated that the ordinances should be enforced and not single out individuals.

D . Deb Herral stated that she has done some research and Canton has a 1:00 AM liquor license; Pekin has a 12 PM license; Glasford has a 2 AM license and they all have police protection. Kingston Mines is the only one with a 3 AM license. Bartonville has a 2 AM license on weekends only. She stated that she and other residents in the area are very much against a 3 AM liquor license.

## **8) Old Business**

### **A. Landlord Registration Ordinance Tabled until next month.**

Mike Beecham asked who we pursue when there is an unpaid water bill.

Attorney Alster stated that we can go after the land owner and the tenant.

They are both equally responsible according to our Ordinance. He also said we have the right to refuse to turn the water on if the bill is not current.

### **B. Garbage Contract**

Bid from G & O Disposal – Gary Maness. Gary explained that the business has been family-owned for 40 years. There was a discussion about recycling was available but only if 50% of the residents signed up for it. It would be mixed recycling and would include glass right now, although that could change down the road. Rodney asked where the recycling went and Gary said he couldn't remember exactly but that it was South of Chillicothe, possibly Rome. Mike Beecham asked about having a bigger recycling station



and putting it by village hall. It was felt that that would just be an invitation for people from all over to throw in anything. Rodney asked about recycling that gets contaminated? Gary said it goes to the landfill then. Sometimes the drivers remove items and put them back on the ground. Cost would be \$2.50/house for recycling. Two 95-gallon totes would be included, 1 for recycle and 1 for regular garbage.

Liz said that our current company furnishes a small dumpster at village hall and Gary said they would do so as well, at no cost. They would also provide two clean-up dumpsters twice a year for the village at no cost.

This was tabled until next month.

C. Reallocation of Investment Money – Rhonda explained that state regulations have changed and municipalities can no longer invest with Edward Jones or any of the investment companies. She said we would start with CDs from Glasford Bank to get started. The interest rates aren't great but at least it is something. She recommended staggering the CDs so there is always money available. We would put \$25,000 per fund (Water and General) into CDs. Mike said he will look into the CDs. Rhonda suggested looking at other banks as well so all our money isn't in one place. Rhonda will look for rates.

## **8) Committee Reports (No motions can be made during reports)**

### **A. Finance Committee – Mike Beecham**

(1) Nothing to bring up besides the investing money. Future projects need to be reviewed since we're changing what is being done this year.

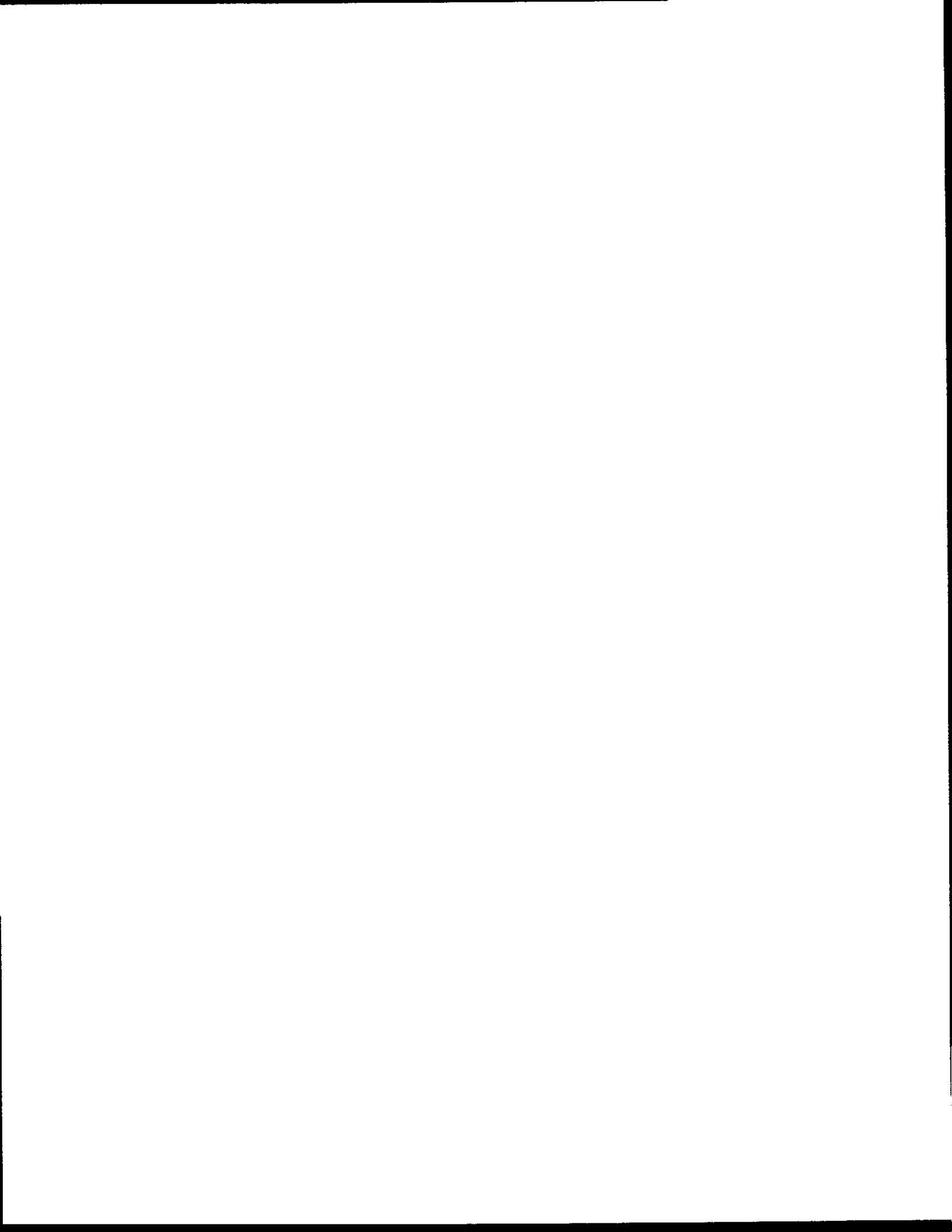
### **B. Health and Water – Liz Rensch**

Liz said there had been a couple of leaks since the last meeting. One was at a residence and there was 52,000-gallon usage in one month. The leak has been repaired. There was also a leak at BP that has been taken care of as well. A Regulator blew a hole so it was our responsibility.

### **C. Liquor – Carl Bishop**

Carl said he had something that will be new business.

### **D. Streets and Alleys – Rodney Smith**





(1) Rodney said he didn't have a lot at this time. He trying to get the rock in and get it seated where repairs were made. He said the culvert is in, the tree is down and the ditch has been cleaned. There is still some ditch work to do here and there. Alice Dailey thank Rodney for the work they did by her house, that it is wonderful. She did say there is a problem when she backs out of her driveway because she can't see because of all the high weeds in the ditch by her neighbor. Rodney said it is our ditch so it is our responsibility and he will take a look. Alice also said it is very dangerous coming off of W. First Street and pulling out onto Maple or Mapleton Road. There is a lot of brush blocking the view and you have to pull way out to be able to see. She asked if the mayor could cut back some of the brush at the corner, as it's very dangerous. She said the wild cherry is so invasive it takes over. Mayor Bishop said he will take care of it.

Rhonda also said Rodney had done a good job hiring Malmberg Construction as cost has come in under \$6000 less than was budgeted! She told him he did a great job.

**E. Zoning and Code Enforcement - Harvey Stidham**

Harvey stated that he has proposed some changes to the ordinance regarding vehicles and forwarded them to the clerk who will give them to the attorney. There was a lot of discussion about what constituted an abandoned, junk or unlicensed vehicle. Village Attorney explained that the new ordinance will address many of the concerns and will closely follow state guidelines.

Liz asked who is supposed to be taking pictures and our attorney said whoever has been appointed to do that. He said basically if you see something, say something and let the zoning committee take care of it. Clerk stated that we will need to order some stickers to place on cars as a warning. Rodney feels that since most people don't have garages this will be a hardship on many residents. We don't want to get so ridiculous that we harm people. State law provides for certain things and you can't go against certain things. We have to quit nitpicking and holding grudges. Lane, village attorney, stated that the ordinances they provide are pretty broad in their applicability and are used all over the place so aren't targeting anybody.



## 9) Mayors Report – Carl Bishop

Under new business

## 10) New Business

- A. Audit – Rhonda stated that she doesn't approve the transfer of funds to garbage since we're looking at a new contract. She stated that we don't pay legal out of garbage and never have. She stated that to have that much money in the garbage fund garbage would have to go up to \$15.00/month. She stated she will adjust it monthly instead.

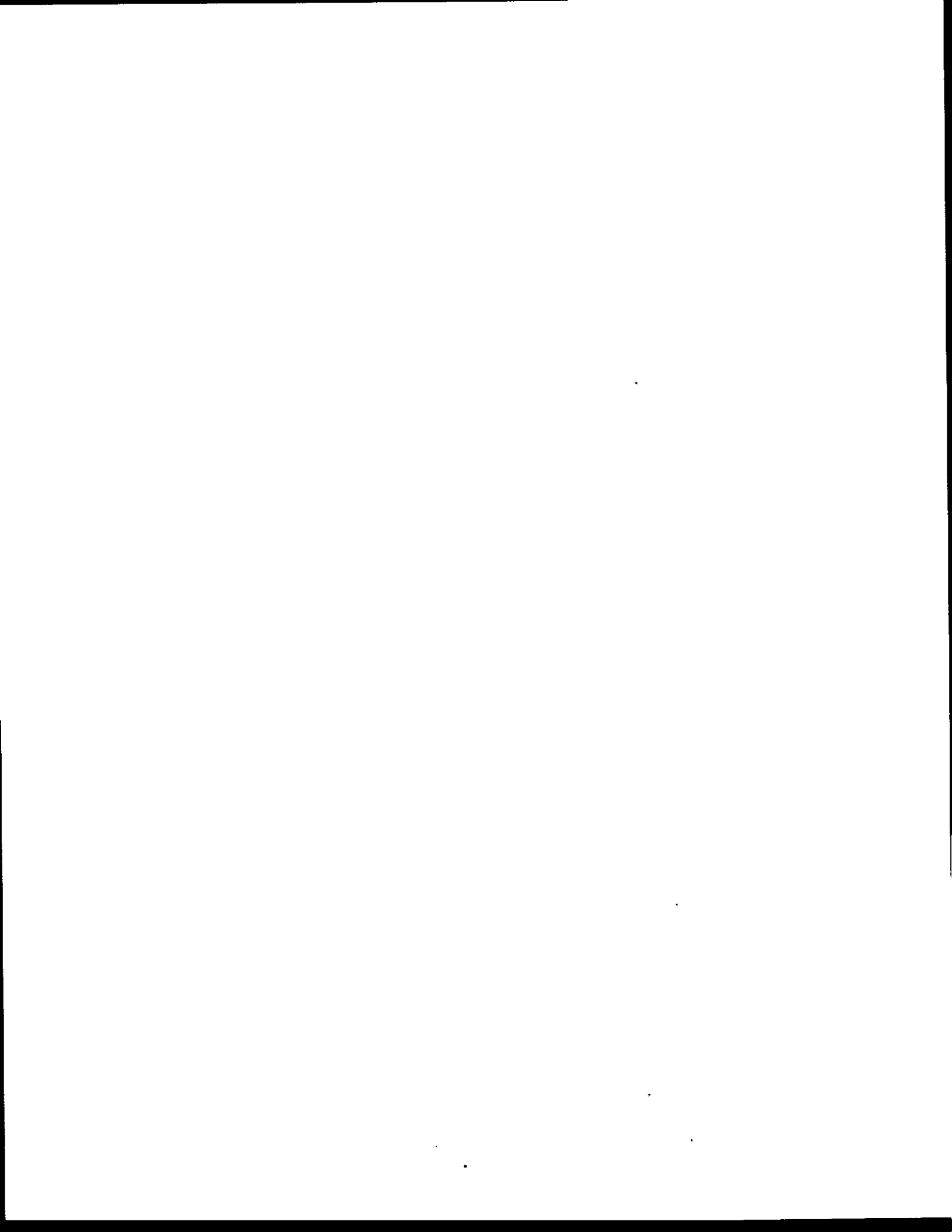
Liz asked if the village will be getting a new auditor? Rhonda stated that we should look at contractual services on a yearly basis to make sure we're getting the best service available.

- B. Ordinance 2019-09-11-01 - changing 2 am to 3 AM Liquor License. Liz made a motion to not accept the ordinance and attorney Lane said that we could let the ordinance die by not making a motion so Liz rescinded her motion. Patti thinks we should go ahead and give them a chance with a 3 AM license, that she was there last weekend and there isn't a lot of disruptive behavior going on down there. He's trying to promote his business. We need to give him a chance. If it violates or there is disruptive behavior than we take it away. We can do this on a trial basis. It doesn't need to be every day of the week. It was pointed out to Patti that she had just agreed to a 3 AM license, not just on weekends.

Mike brought up residency requirements for holding a liquor license. Clerk stated that it doesn't apply to corporations. It was pointed out that the owner of J. & B Butler's doesn't live in the village either.

The question was brought up about the Corner Farm having their liquor license revoked and what would keep them from selling alcohol anyway. Lane said it is up to the village to police them. It was asked if there was anyway to take away the Pre-Annexation agreement and it was agreed that there isn't anyway to do that. It is a binding contract for twenty years.

Rodney made a motion that we accept Ordinance 2019-09-11-01 to change the liquor license from 2 AM to 3 AM and was seconded by Patti Monks. Votes – Yes – Patti Monks, Rodney Smith and Harvey Stidham. No – Mark Foust and Liz Rench. Abstained – Mike Beecham. Mayor Carl Bishop broke



the tie vote with a yes. Ordinance passed.

**11) Recreational Marijuana Sales in the Village**

Mark Foust asked why should marijuana sales should be any different than alcohol sales. Attorney Alster stated that there aren't going to be any tiny shops starting up, that it will be more corporate than individual sales. He pointed out that if the village does nothing, it becomes legal to sell cannabis in the village. If you do something before the beginning of the year you can do it by Ordinance. After that, it would have to be prohibited by referendum. This was tabled until next month and a new ordinance will be created for the meeting. Mike asked what the specifications for licensing were? Lane said that it's not established yet. He said we just want to have an ordinance in place to make sure they abide by the regulations. Lane suggested that the clerk print out a copy of the state law so the trustees could understand the difference. He said there will be storefronts that will be highly regulated.

**12) 2019-09-11-02 - Cannabis Sales Tax Ordinance**

Clerk explained that this is simply an ordinance that will allow the village to collect sales tax, should they ever allow the sale of cannabis in the village. Attorney Alster explained that it is a time issue. If we don't pass the ordinance now, even if we approve the sale of cannabis, we won't be able to collect sales tax without the ordinance approved. Votes: Yes – Mike Beecham, Mark Foust, Liz Rench, Rodney Smith and Harvey Stidham. No – Patti Monks. Ordinance passed.

**13) EXECUTIVE SESSION** pursuant to Section 2(c)(1) of the Open Meetings Act for purposes of discussing the employment, discipline, performance, or dismissal of specific employees of the Village.

**14) Announcements** – Rhonda explained that checks will be late in October as she will be on vacation.

**15) Additional Business if any**

**16) Adjourn Open Session**

Mark Foust made a motion to adjourn and was seconded by Harvey Stidham. Voting was unanimous. Meeting adjourned at 8:12 pm.

Transcribed by Patricia Briggs, Clerk

*Patricia L. Briggs*

Approved by the Board of The Village of Mapleton 09 October 2019

