

UHRICHSVILLE CITY COUNCIL
Thursday January 13th, 2022

Council President Robert Cottrell called the meeting to order at 7:01 p.m.

ROLL CALL showed the following members present: Mr. Fox-yes, Mr. Huff- yes, Ms. Myers-yes, Mr. Miller- No, Mr. Zucal-No.

The Pledge of Allegiance was led by Council Clerk Jen Wright.

Law Director JJ Ong Gave the Oath for Council Member Bill Goshorn and signed the document for the Oath of Office.

Law Director JJ Ong Gave the Oath for Council Member Wendy Mann and signed the document for the Oath of Office.

Council President Robert Cottrell asked for a motion to accept the Council Special Meeting Minutes from December 1,2021. A motion was made Ms. Myers, seconded by Mr.Huff. ROLL CALL: Mr. Fox-yes; Mr. Huff-yes; Ms. Myers-yes; Ms. Mann-Yes; Mr. Goshorn-yes.

Council President Robert Cottrell asked for a motion to accept the Council Meeting Minutes from December 9,2021. A motion was made Mr. Huff, seconded by Ms. Myers. ROLL CALL: Mr. Huff-yes; Ms. Myers-yes; Ms. Mann-Yes; Mr. Goshorn-yes, Mr. Fox-yes.

ADMINISTRATIVE REPORTS:

Mayor Mark Haney:

- Would like to welcome Wendy Mann and Bill Goshorn.
 - **AFG Grant** \$115,000 awarded and approved 3 years ago 2018. Awarded \$109,555 match is \$5,477. New items to purchase is Stryker Life Paks and Stryker Power Cot.
 - Next meeting will be the 3 Union Contracts presented and Dept. Head Evaluations
- Motion for the AFG Contract: 1st Ms. Myers, Seconded- Mr. Goshorn. ROLL CALL: Ms. Myers- yes, Ms. Mann- Yes, Mr. Goshorn- Yes, Mr. Fox- yes, Mr. Huff- yes.
- Question from Ms. Myers re: Are we able to review Bargaining contracts before next meeting. Mayor Haney- Yes we will get those to you beforehand.
 - Tree City USA Paperwork- has not been filled out yet. Mayor's office to follow up regarding paperwork.
 - Did you find the 2021 minutes for the OK to sell Durapatcher or Ambulance. No, we haven't found that. Mayor Haney produced Affidavits for that from council members who know that it was spoken about. Also, Affidavits about the Mayor's Expenditure amount of \$10,000. Mayor Haney stated they have looked through books, they are missing some ordinances and minutes from past years.
 - Affidavits are attached to these minutes.
 - Ms. Myers stated that they changed the spending limit to \$2,000. There is not any ordinance that can be found where the limit has been changed.
 - Law Director JJ stated that what should be done is come up with a new amount and start over and put something in place.
 - Pres. Cottrell put it to Finance Committee to look into.
 - Ms. Myers asked if there was a social media policy in place. The Departments are responsible for each their own policy.

City Services Director Belle Everett:

- Civil Service Commission will be offering on Feb. 3rd the Firefighter/Medic Exam. Deadline for Applications is Jan. 31 @ 4pm.
 - Questions:
 - Amy- How many now to own applications- 2 current.
 - Amy- Mark how is policy manual going? Zashin Rich is working on it and we will review and then put the final stamp on it. Amy- how much did we approve, was it \$6,000? Belle- I wrote a PO for \$5,000 as a blanket order for a new PO for the bills coming in.

Law Director James J. Ong:

- Executive Session to discuss Personnel and would anticipate an outcome.
- When Council is presented with Union contracts please keep in mind we were trying to keep everything more uniform. As in clothing allowances and other issues.
- Another property will be deeded to the city soon
- The Public Defender's Agreement needs signed. It is \$13,000 for the year 2022. The Payment is due 3/1/2022.

MOTION for the Agreement to be paid made by Mr. Huff, seconded by Ms. Myers. ROLL CALL: Ms. Mann- yes, Mr. Goshorn- yes, Mr. Fox-yes, Mr. Huff- yes, Ms. Myers- yes.

- Questions: Mr. Huff- Address for property? JJ- McConnell Street, unsure where due to the nature of how many properties were on the list. Some others have been sold and purchased since.

Auditor,

Treasurer, Bob Michels:

- Absent.

Correspondence:

- None

Committee Reports

Mr. Fox- Nothing to report

Mr. Huff- Nothing to report

Ms. Myers- Finance Committee will have a meeting when committees are done. Budget needs to be done by April 1st.

- **JJ-** President Pro-Tem- Ms. Myers Volunteered. Motion by Mr. Goshorn, seconded by Mr. Fox. ROLL CALL: Mr. Goshorn- yes, Mr. Fox-Yes, Mr. Huff- yes, Ms. Myers- yes, Ms. Mann- yes.

Old Business:

Mr. Fox – Nothing to report.

Mr. Huff- Nothing to report

Ms. Myers – Dennison Rotary Sign- They are unable to fix it and are short \$10,000. The city did donate \$10,000 per Mayor Haney. Wants to know if we want to donate another \$5,000. Wendy made a motion. Amy would like to find a fund to figure out where that could come from, bring it to finance committee to figure out where to come from.

New Business

Mr. Fox – Nothing to report

Mr. Huff – Nothing to report

Ms. Myers – Welcome Bill Goshorn and Wendy Mann. Thanked Jessica Young for her time here as Auditor, also apologized for the hostile work environment in the short time she worked. Thank you for 2021 for Police/Fire/Street Dept. for keeping the expenses down.

Ms. Mann- Letter from Union Cemetary for meeting Sunday Jan.16th.

Mr. Goshorn- Nothing to report.

Visitors: No one wanted to speak.

ORDINANCES/RESOLUTIONS:

- Ordinance 69-21: Ordinance Regarding EMS Calls (Third Reading)
Motion made by Ms. Myers, seconded by Ms. Mann. ROLL CALL: Mr. Fox- yes, Mr. Huff- yes, Ms. Myers-yes, Ms. Mann- yes, Mr.Goshorn-yes.
- Ordinance 70-21: Ordinance regarding Fireworks within City Limits (Third Reading)
Motion made by Ms. Myers and seconded Mr. Goshorn. ROLL CALL: Mr. Huff-yes, Ms. Myers-yes, Ms. Mann-yes, Mr. Goshorn-yes, Mr. Fox-yes.
- Resolution 1906 Final Budget Appropriations for 2022.
Motion made by Ms. Myers and seconded by Ms. Mann. ROLL CALL: Ms. Myers-yes, Ms. Mann-yes, Mr. Goshorn-yes, Mr. Fox-yes, Mr. Huff-yes.

President Cottrell stated that Committee Assignments will be addressed in the next few weeks. He will call everyone to see what they want to be on and they can discuss at the next meeting.

Mayor Haney stated that the Health insurance came back at 6% but we were able to get it reduced to 4% increase. It will be discussed more in the Union Contracts.

Motion to go into Executive session for Personnel with outcome.

7:36pm

Motion made by Mr. Huff and seconded by Mr. Fox. No Discussion. **ROLL CALL:** Ms. Mann- yes, Mr. Goshorn-yes, Mr. Fox- yes, Mr. Huff- yes, Ms. Myers-yes.

7:53pm

Motion made to come out of executive session for Personnel. Motion by Mr.Huff, seconded Ms. Myers. **ROLL CALL:** Mr. Goshorn-yes, Mr. Fox- yes, Mr. Huff- yes, Ms. Myers- yes, Ms. Mann-yes.

President Cottrell puts the Council back in regular session.

Mr. Fox asked what our fine will be since the Appropriations were not turned timely.

JJ requests motion for Becky Carpenter since she is appointed as the Auditor for the existing term. She is the assistant auditor currently.

Motion made for Becky Carpenter to get paid current Auditor wages and also assistant wages until a replacement can be found. Made by Mr. Huff and seconded by Mr. Fox. **ROLL CALL:** Mr. Fox- yes, Mr. Huff- yes, Ms. Myers- Yes, Ms. Mann-yes, Mr. Goshorn- yes.

COMMITTEE ASSIGNMENTS:

None.

Other Discussions:

- President Cottrell had a statement to read regarding trying times in the City. A copy has been requested to be attached to these minutes.
 - Auditor Jessica Young
 - Dennison Tax Issue
 - Year End Emergency Meeting
 - Unauthorized expenditures and selling of equipment
- **President Cottrell:** Motion to Adjourn, 1st Ms. Myers, 2nd Mr. Huff

Meeting Adjourned at 7:59p.m.


Jen Wright
Clerk of Council


Robert Cottrell
Council President

AFFIDAVIT OF RON MILLER

Now comes **Ron Miller**, Affiant herein, and hereby provides the following information to his best knowledge and belief:

1. I served on Uhrichsville Council in 2021.
2. During a Council meeting in 2021, Mayor Haney requested that he be granted certain authorization to sell of certain unneeded City equipment, including but not limited to a used ambulance and a used dura-patch machine.
3. During said Council meeting, Council voted in the affirmative to authorize such sale of equipment by Mayor Haney.
4. Said Council meeting was interrupted due to a medical emergency.

Ron Miller

Signature of Ron Miller

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 17th, 2022, Ron Miller appeared before me and executed with within Affidavit of his own free act and deed.

Jenny L Ankrom
NOTARY PUBLIC

My Commission Expires: 9-19-2026

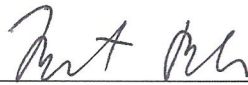


JENNY L. ANKROM
Notary Public, State of Ohio
My Commission expires
9-19-2026

AFFIDAVIT OF BOB BAKER

Now comes **Bob Baker**, Affiant herein, and hereby provides the following information to his best knowledge and belief:

1. I served on Uhrichsville Council in 2021.
2. During a Council meeting in 2021, Mayor Haney requested that he be granted certain authorization to sell of certain unneeded City equipment, including but not limited to a used ambulance and a used dura-patch machine.
3. During said Council meeting, Council voted in the affirmative to authorize such sale of equipment by Mayor Haney.
4. Said Council meeting was interrupted due to a medical emergency.



Signature of Bob Baker

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 10, 2022, Bob Baker appeared before me and executed with within Affidavit of his own free act and deed.



Nicole A. Greer
Notary Public, State of Ohio
My Commission
Expires 4/26/2026



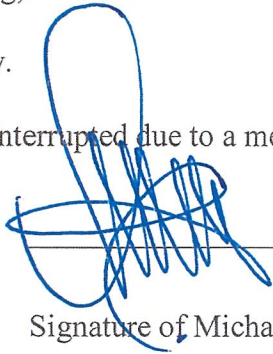
NOTARY PUBLIC

My Commission Expires: 4/26/2026

AFFIDAVIT OF MICHAEL HUFF

Now comes **Michael Huff**, Affiant herein, and hereby provides the following information to his best knowledge and belief:

1. I served on Uhrichsville Council in 2021.
2. During a Council meeting in 2021, Mayor Haney requested that he be granted certain authorization to sell of certain unneeded City equipment, including but not limited to a used ambulance and a used dura-patch machine.
3. During said Council meeting, Council voted in the affirmative to authorize such sale of equipment by Mayor Haney.
4. Said Council meeting was interrupted due to a medical emergency.

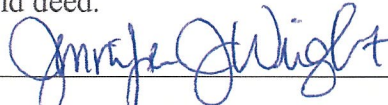


Signature of Michael Huff

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 13, 2022, Michael Huff appeared before me and executed with within Affidavit of his own free act and deed.



NOTARY PUBLIC



JENNIFER J. WRIGHT
Notary Public
State of Ohio
My Comm. Expires
November 8, 2025

My Commission Expires: 11-8-2025

AFFIDAVIT

Now comes Bob Baker (NAME), Affiant herein, and hereby provides the following information to his best knowledge and belief:

1. I served on Uhrichsville Council in 2014.
2. In 2014, the Finance Committee of Uhrichsville Council introduced an Ordinance authorizing the Mayor to expend up to \$10,000.00 without prior Council approval for emergency matters
3. Said Ordinance was adopted by Uhrichsville Council in 2014, thereby authorizing the Mayor to spend up to \$10,000.00 without prior Council approval for emergency matters.
4. Amy Myers served as Council Clerk in 2014 when such Ordinance was passed by Uhrichsville Council.

[Signature]
Signature of Affiant

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 10th, 2022, Affiant appeared before me and executed with within Affidavit of his own free act and deed.



Nicole A. Greer
Notary Public, State of Ohio
My Commission
Expires 4/26/2026

[Signature]
NOTARY PUBLIC

My Commission Expires: 4/26/2026

AFFIDAVIT

Now comes Joel Peterson (NAME), Affiant herein, and hereby provides the following information to his best knowledge and belief:

1. I served on Uhrichsville Council in 2014.
2. In 2014, the Finance Committee of Uhrichsville Council introduced an Ordinance authorizing the Mayor to expend up to \$10,000.00 without prior Council approval for emergency matters
3. Said Ordinance was adopted by Uhrichsville Council in 2014, thereby authorizing the Mayor to spend up to \$10,000.00 without prior Council approval for emergency matters.
4. Amy Myers served as Council Clerk in 2014 when such Ordinance was passed by Uhrichsville Council.

Joel Peterson

Signature of Affiant

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 11th, 2022, Affiant appeared before me and executed with within Affidavit of his own free act and deed.



DEIDRA A. LUTE
Notary Public, State of Ohio
My Commission expires
9/13/2025

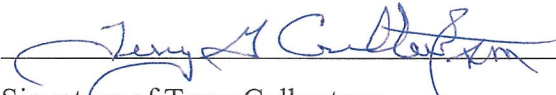
Deidra A. Lute
NOTARY PUBLIC

My Commission Expires: 9/13/2025

AFFIDAVIT OF TERRY CULBERTSON

Now comes TERRY CULBERTSON, Affiant herein, and hereby provides the following information to his best knowledge and belief:

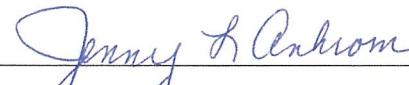
1. I served as Uhrichsville Mayor in 2014.
2. In 2014, at my request, the Finance Committee of Uhrichsville Council introduced an Ordinance authorizing the Mayor to expend up to \$10,000.00 without prior Council approval for emergency matters
3. Said Ordinance was adopted by Uhrichsville Council in 2014, thereby authorizing the Mayor to spend up to \$10,000.00 without prior Council approval for emergency matters.
4. Amy Myers served as Council Clerk in 2014 when such Ordinance was passed by Uhrichsville Council.


Signature of Terry Culbertson

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 11th, 2022, Affiant appeared before me and executed with within Affidavit of his own free act and deed.


NOTARY PUBLIC

My Commission Expires: 9-19-2026



JENNY L. ANKROM
Notary Public, State of Ohio
My Commission expires
9-19-2026

AFFIDAVIT

Now comes Bill Grandison (NAME), Affiant herein, and hereby provides the following information to his best knowledge and belief:

1. I served on Uhrichsville Council in 2014.
2. In 2014, the Finance Committee of Uhrichsville Council introduced an Ordinance authorizing the Mayor to expend up to \$10,000.00 without prior Council approval for emergency matters
3. Said Ordinance was adopted by Uhrichsville Council in 2014, thereby authorizing the Mayor to spend up to \$10,000.00 without prior Council approval for emergency matters.
4. Amy Myers served as Council Clerk in 2014 when such Ordinance was passed by Uhrichsville Council.

Bill Grandison

Signature of Affiant

STATE OF OHIO

COUNTY OF TUSCARAWAS

On January 11th, 2022, Affiant appeared before me and executed with within Affidavit of his own free act and deed.



DEIDRA A. LUTE
Notary Public, State of Ohio
My Commission expires
9/13/2025

Deidra A. Lute

NOTARY PUBLIC

My Commission Expires: 9/13/2025

STATEMENT OF PRESIDENT OF COUNCIL

2021 was a very trying year for Uhrichsville Council. I believe the actions of Mayor Haney contributed greatly to the problems experienced by Uhrichsville Council in 2021. I want to express my specific concerns with Mayor Haney to our incoming Council members:

1. ISSUE WITH CITY AUDITOR JESSICA YOUNG
 - Jessica Young recently resigned as City Auditor. She advised that Mayor Haney and Service Director Everett had created a hostile work environment.
 - Mayor Haney, after Jessica's resignation, has been questioning her job performance and dedication to the City.
 - However, Jessica Young was always willing to answer my calls and provide any information that I requested, so I believe that she was more than qualified to handle the job.
 - Jessica Young was pushed out by the Mayor due to her questioning his actions.
2. PRESSURE MAYOR HANEY PUT ON JESSICA YOUNG ABOUT THE DENNISON TAX ISSUE
 - Jessica Young has advised me that Mayor Haney put extreme pressure on her to not pay the tax share to Dennison, despite this Council voting to continue to pay the tax.
 - Jessica Young told me that Mayor Haney told her that she could be cited by State authorities for making such payments. Mayor Haney didn't want the tax paid, and he would do anything to stop it from happening. He has overstepped his authority.
3. MAYOR'S ATTEMPTS TO STOP THE YEAR-END COUNCIL MEETING
 - I believe that Mayor Haney was the driving force before certain Council members refusing to show up for the needed Year-End Council meeting. Only Mr. Fox, Ms. Myers and Mr. Harmon would bother to respond and show up for those meetings. The other Council members, I believe at Mayor Haney's direction, wouldn't respond to my multiple requests to set up the meeting.
 - The failure to hold the customary Year-End meeting put the City in jeopardy.
4. UNAUTHORIZED SALE OF CITY EQUIPMENT AND EXPENDITURE OF CITY MONEY
 - Council has learned that Mayor Haney sold off a City ambulance and the City durapatcher. Council did not authorize him to sell off that equipment.
 - Council has learned that Mayor Haney has made numerous recent expenditures without Council approval.
 - Mayor Haney now is trying to cover his tracks. This cannot be tolerated in the future.

ORDINANCE NO. 69-21 (formally 54-37)

AN ORDINANCE REQUIRING THAT ALL CALLS FOR EMERGENCY MEDICAL SERVICES GENERATED FROM PROPERTIES LOCATED WITHIN THE TERRITORIAL LIMITS OF THE CITY OF UHRICHSVILLE BE MADE THROUGH TUSCARAWAS COUNTY'S 911 SYSTEM

WHEREAS, members of the Council for the City of Uhrichsville have recently discussed and deliberated the issue of persons and businesses not contacting the Tuscarawas County 911 System when placing calls for emergency medical services.

WHEREAS, members of the Council for the City of Uhrichsville have determined that it would be beneficial to the residents of the City of Uhrichsville for the Council of the City of Uhrichsville to enact legislation requiring all calls for emergency medical services made from locations within the territorial limits of the City of Uhrichsville be made through Tuscarawas County's 911 System.

NOW, THEREFORE, BE IT ORDAINED BY THE MEMBERS OF COUNCIL OF THE CITY OF UHRICHSVILLE, OHIO AS FOLLOWS:

SECTION 1. All calls for emergency medical services made from locations within the territorial limits of the City of Uhrichsville must be made through Tuscarawas County's 911 System.

SECTION 2. This Ordinance shall become effective at the first time permitted by Ohio law.

FIRST READING: 11-22-2021

SECOND READING: 12-9-2021

THIRD READING: 1-13-2022

PASSED: 1-13-2022



President of Council



Mayor

Attested to:



Law Director

ORDINANCE NO. 70-21 (formally 54-38)

**AN ORDINANCE AMENDING CERTAIN ARTICLES OF THE
CODIFIED ORDINANCES OF THE CITY OF UHRICHSVILLE REGARDING
FIREWORK (CHAPTER 1519)**

WHEREAS, Members of Council of the City of Uhrichsville have discussed the new Ohio House Bill 172, which would allow Ohio residents to legally use consumer grade fireworks on private property on certain days each year.

WHEREAS, Members of Council of the City of Uhrichsville have discussed the provision of Ohio House Bill 172 which permits municipalities to “opt out” of this new law, meaning that a municipality could elect to continue to prohibit the use of consumer grade fireworks on private property.

WHEREAS, Members of Council of the City of Uhrichsville have discussed the current version of the City Codified Ordinances regarding fireworks and how that current version relates to the newly enacted House Bill 172; and

WHEREAS, Members of Council of the City of Uhrichsville have determined that some modifications and/or amendments to the current Codified Ordinances regarding fireworks are needed.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UHRICHSVILLE, OHIO that:

SECTION 1. The Codified Ordinances of the City of Uhrichsville shall be modified/amended as follows:

Chapter 1519 shall be amended by adding **Section 1519.06**, which shall read as follows:

Despite the provisions of Ohio House Bill 172, which was signed into operation on or about November 8, 2021 by Governor Michael DeWine, no person shall be permitted to use or otherwise detonate any consumer grade fireworks on property located inside the territorial limits of the City of Uhrichsville.

SECTION 2. This Ordinance shall become effective at the first time permitted by Ohio law.

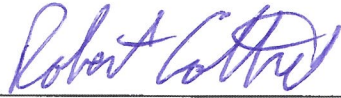
FIRST READING: 11-22-2021

SECOND READING: 12-9-2021

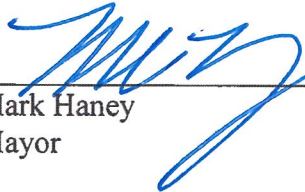
THIRD READING: 1-13-2022

PASSED: 1-13-2022

APPROVED:

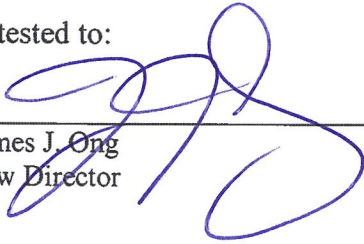


Robert Buck Cottrell
President of Council



Mark Haney
Mayor

Attested to:



James J. Ong
Law Director