

**Village of Magnetic Springs  
30 W. Magnetic St.  
Magnetic Springs, OH 43036**

**RECORD OF MINUTES FOR REGULAR MEETING – OCTOBER 19, 2006**

**Attendees:** Mayor Robert Baughman Melinda Ritchie – Clerk/Treasurer  
Carol Verity, Council Pres. Alison Boggs, Village Solicitor

**Council Members:**

Martha (Kathy) Cantrell Rex Pierce  
Rick Murphy Dean Bowsher, Sr.  
Tanya Crist Knipp

**Zoning:** Garrett Pierce **Visitors:** Janette Jones  
Diane Cowgil

The meeting was called to order at 7:02 PM by Mayor Baughman.

**Regular Business:**

Ritchie read the minutes from the September 21, 2006 meeting. There was two typographical corrections and next meeting date corrections requested and made. Mayor Baughman asked council if the minutes were accepted as corrected. Rick Murphy made a motion to accept the minutes as corrected, Dean Bowsher, Sr. seconded the motion, all council members agreed. Minutes will be accepted as corrected. Ritchie presented the warrant listing. Kathy Cantrell made a motion to accept the warrant listing, Rex Pierce seconded, and all council members agreed. Warrant listing was signed by council members. Fund Status and Appropriation Status reports were distributed to council members. No questions were posed concerning these reports.

**Legal Business:**

A discussion was held concerning the Liquor permit fees that had not been received of Lee Dog's Grill & Saloon. There has been no communication concerning the adult orientated business permit fees. Allison Boggs mentioned that there could be a problem because of the business being sold. There was a discussion concerning an error in the certified letter send to Lee Dog's Grill & Saloon. This error namely was the miss-referenced business the Lee Dog's replaced. This error was recommended to not have an effect on the letter concerning the adult orientated business permit; therefore no correction was deemed necessary.

**EMS:** In reference to the contract for Emergency Squad, Allison Boggs reported on her research. Under ORC 2744.01 (C) 2 it states

A "governmental function" includes, but is not limited to, the following:

(a) The provision or nonprovision of police, fire, emergency medical, ambulance, and rescue services or protection;

Allison questioned if council at any time passed a resolution that the village would indeed provide EMS service. If so the Village would be required to provide EMS service. Mayor Baughman noted with no contract they have no legal obligation to provide service. Carol Verity inquired how many years has the village had a contract with Richwood Fire. Three years ago it was reported that EMS services were provided by City of Marysville. Allison Boggs inquired if we had a contract with Leesburg Township. The reply to this inquiry was no. It was decided that resolutions and ordinances needed to be reviewed for a clearer understanding of what the obligations of the village

were concerning EMS. Mayor Baughman contacted Richwood Fire as we have not had a bill for the Contract. He was advised that that had been the case in several situations.

Rick Murphy questioned Allison Boggs what were the village rights and responsibilities concerning eliminating the possibility of registered sex offenders living within the village limits. Allison Boggs will check in to it and report at the next council meeting. Cantrell questioned what was to be done if a sexual offender moved into the village and no registration was made. Allison Boggs said to report this act to the Sheriff.

Unfinished work on properties in the village was addressed to Allison Boggs by Cantrell. The concern is that the village is missing out on viable property monies because of incomplete work bring the value of the property lower. Boggs inquired if he was in violation of any village ordinance/s. Ordinances and resolutions will be reviewed to answer this question. Allison Boggs in the meanwhile will check with the county's Auditor Office to inquire if there is a county specified deadline when the improvement must be completed by.

### **Old Business:**

Now comes Mayor Baughman concerning the catch basin at Bill McCleary's. He has contacted Hayner's concerning this issue, however has yet to receive a return phone call. Therefore Mayor Baughman contacted the County. An estimate received from the county was \$200.00 cheaper than Hayner's estimate. Council recommended at this time that the county be contacted to complete the work. Mayor Baughman will handle this issue. Mayor Baughman asked if council would like to move at this time to reject Hayner's bid to repair the catch basin at Bill McCleary's. Rex Pierce made a motion to reject Hayner's proposal for above work on catch basin. Kathy Cantrell seconded the motion, and all council members agreed. Hayner's proposal will be rejected. In light of this Rex Pierce made a motion to accept the Union county's bid for said repair, Rick Murphy seconded the motion, and all council members agreed.

### **New Business:**

Mayor Baughman presented a resolution for the Union County Auditor to accept proposed revenue from the Auditors office. This resolution was read to the council members. Mayor Baughman asked if council would like to move to accept the resolution. Rick Murphy moved to accept the resolution as presented. Rex Pierce seconded the motion. The Resolution was passed around for signatures and the votes were as follows:

Kathy Cantrell – Yes  
Carol Verity – Yes  
reading.

Dean Bowsher, Sr. – Yes,  
Rex Pierce – Yes

Rick Murphy – Yes  
Tanya Crist-Knipp = not present at this

Carol Verity reported information she obtained concerning the meeting and actions for the Magnetic Elementary school. It was noted it would take 500,000.00 to renovate the Magnetic School. This school still currently has Head start and Adult classes being held. The school board meets on Monday. The consensus at this time of the school board is to have the building demolished. Final building decisions will not be made by the School Board until 2009. There is asbestos present in the building.

Carol Verity also reported to council that she had been doing research concerning the possibility of having a skateboard park.

### **SIMS:**

Tanya Crist-Knipp spoke to John Overly concerning the Homeland Security issues. He will forward us the proper form for a request of professional review of the SIMS. Tanya Crist-Knipp will send the form to invite them to the November 19<sup>th</sup> meeting to discuss Homeland Security. Carol Verity will ask township members if they are interested in attending this meeting.

**Mosquito & Sprayer Report:**

No Report.

**Visitor Discussions:**

Janette Jones brought to council that several supporters of the Mini-Fest 2006 had been looking for a public thank you for their support of the Mini-Fest. There was a discussion concerning the cost to put this in the Marysville Tribune. Kathy Cantrell made a motion to publish the Thank you for all those that supported the Mini-fest 2006 in the Marysville Tribune. Rick Murphy seconded the motion and all agreed.

Diane Cowgill mentioned that the Village of Whitehall had be able to approve a .2 mill levy without the vote of the people. With the voting location being moved was this something that might be accomplished within Magnetic Springs. Mayor Baughman commented that it must be under the 10 mill limitation in order for this to have happened. Diane was concerned that voters will be unable to get to the voting place without transportations. Carol Verity inquired if we could pretest to the change of the voting place. Mayor Baughman replied not at this time for it must be done 60 days prior to voting date.

**Adjournment:**

Rex Pierce made a motion to adjourn, Cathy Kantrell seconded the motion. Meeting was adjourned until November 16, 2006 @ 7:00 PM.