

RECORD OF PROCEEDINGS

VILLAGE OF PLYMOUTH REGULAR SESSION

Held April 11, 2023

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The Village of Plymouth convened in Regular session on April 11, 2023 at 7:02PM in person and streamed live on Facebook. Mayor Fryman called the meeting to order with the following members and visitors present:

Mrs. Susan Moore	Present	Mr. Matthew Patrick	Present
Mr. Richard Hurles	Present	Mrs. Hannah Carter	Present
Mr. Jeff Brown	Present	Ms. Susan Broderick	Present

EMPLOYEES: James Burton, Administrator; Rebekah Fearing, Tax/Court Clerk, Montel Gordon, Police Captain; Rich Metzger, Fire Chief; and Jon Burton, Solicitor.

VISITORS: Morgan Gayheart, Willard Times Junction; Ellen Collie, Mansfield Richland County Public Library, and several people on behalf of Viking Character Academy. They are as follows: Greg Donough, Gary and Jenny Blankenship, Lynn Baker, Reginald Ganzhorn, David Gillum and Ben Garrett.

The Pledge of Allegiance was said.

Motion to Approve Minutes

It was moved by Mrs. Moore and seconded by Ms. Broderick to approve the minutes of March 28, 2023.

Motion carries 6-0

Motion 1

Motion to Approve Payment of Bills and Financials

It was moved by Mr. Patrick and seconded by Mr. Brown to approve the payment of bills through May 15, 2023 and acceptance of March financial statement.

Motion carries 6-0

Motion 2

Petitions, Proclamation and Remonstrances – None

Public Input -

Ellen Collie- Mansfield Richland County Public Library- Plymouth Branch

Ellen wanted to tell everyone about the tax levy they have on the ballot for this spring. It is a renewal levy, no additional money is being asked for.

She stated good things are happening at the library. They are working to bridge the “digital divide”, and in her opinion, are doing a wonderful job. Customers are able to use the library’s equipment or they can bring their own and use the library’s wifi. You can also rent hotspots to take home for internet access. These resources are used to create resumes, apply for jobs, manage retirement funds, and make flyers for their small businesses.

A few other topics she wanted to highlight are:

- Two years ago the library went “Fine Free”. This allows better access to their services.
- A recent study says on average there are three rentals per every Plymouth resident.
- They have increased their service hours. They are now open nine more hours per week.

She is leaving flyers and yard signs for anyone who would like to take them. Even though this levy is for Richland County residents only, she says anyone on Huron County side are welcome to take them as well.

Viking Character Academy- Supporting Lifewise

David Gillum stated he is here tonight on behalf of the Viking Character Academy in support of Lifewise Academy. He wanted to start out by giving a brief description of what Lifewise is. He stated it is a program for Kindergarten-4th grade students, and is currently being held at Lifepoint Community Church. Approximately 168 students attend weekly which is roughly 65% of the elementary students.

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These classes teach Biblical principles, and cannot be taught on school grounds. They have recently purchased a piece of land in front of the elementary school and are in the process of applying for permits. They are here to get clarification on utilities.

It was asked where the water and sewer lines end and how they would be able to tap into them. After a lengthy discussion, Administrator Burton stated because of the scope of work, an engineer would need to be involved. Mrs. Moore asked how much he thinks this would cost. Mrs. Carter, stating this is what she does for a living, that the design alone would cost upwards of \$20,000.

Other items discussed were as follows:

- Cost of engineering. Cost of work performed.
- Village ability to add more taps in the future.
- Liability.
- Would a lift station be required.
- Next steps.

Mr. Patrick asked Solicitor Burton if a levy could be put on the ballot to annex the land past the corporation limits in. Burton advised the one has nothing to do with the other. He went on to say the way the corporation limit would be pushed back is if the landowners requested such.

Mayor Fryman asked the group if they are willing to give the Administrator and Council a couple weeks to think things over and make a few calls. She stated they will be in touch as soon as they have more information. Donough said, on behalf of the group, they were fine with waiting, he just wanted to remind Council they are at a standstill until they get these questions answered.

Committee Reports

Finance – Nothing to report.

Service – Mr. Patrick said everyone had a copy of the Administrator's service report so if they had any questions, they could ask him. The report is as follows:

Water / Sewer

- Had a water leak at the trailer park.
- Working on the tile on West Broadway.

Electric

- Storm caused a tree to fall down and took out telephone pole on Whitney.
- Pine tree came down on Trux Street due to storm.
- A tree came down on Baseline and took the house service out due to storm.
- Had some tree damage due to the second storm.
- Hooked up one electric house service on West Broadway and one on East Mill St.

Street

- Going around town chipping the brush up from the storm.
- Put cold patch down on Plymouth East and North Street.

Pool / Cemetery /Park

- Stored the snowplows at the cemetery garage.
- Cleaning the garage up.
- Going around the cemetery and picking up sticks.
- Change oil in the lawnmowers and changed the blades.

Misc

- Had two hydraulic hoses break on the backhoe.

Safety – Mr. Brown stated the Police Department had a total of 216 calls for the month of March, 83 of them for school detail.

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The Fire Department responded to 12 squad calls, 35 year to date; 0 motor vehicle accidents, 0 year to date; and 2 fires, 4 year to date. Total calls for the month of March are 14, year to date 62.

Mayor Fryman asked if Captain Gordon or Chief Metzger had anything else to add; they both stated not unless anyone had any questions. Mr. Patrick asked if the police department could patrol near his house. He stated cars fly up and down State Route 61. Gordon responded by saying they do have different areas through there where they sit. He went on to say it can be hard when they only have one officer on duty; that unfortunately if there's a call, it takes priority over patrolling.

Rules and Village Administration – There are three resolutions to consider tonight.

Planning Commission – Nothing to report at this time.

Economic Development – Nothing to report at this time.

Pool and Park Committee – Ms. Broderick stated there will be a Celebration at the pool on June 15, 2023, from 6-9:00PM. This will be a private event only open to Village employees, Council people, and the donor.

She also wanted everyone to know we are still working on getting guards. More advertisement would be going up this week. Mrs. Carter asked if passes were on sale yet; Broderick answered yes, they can be purchased in the Fiscal/Tax office.

Ordinances and Resolutions –

Resolution- Rescind Resolution 19-2021- Pool Transfers

MAYOR FRYMAN READ A RESOLUTION TO RESCIND RESOLUTION 19-2021 TO DISCONTINUE THE MONTHLY TRANSFER OF \$1,250.00 FROM THE GENERAL FUND TO THE PARK FUND FOR VILLAGE PARK OPERATIONS.

It was moved by Ms. Broderick and seconded by Mrs. Moore to suspend the rules.

Votes were Mrs. Hannah Carter, Aye; Mrs. Susan Moore, Aye; Mr. Matthew Patrick, Aye; Mr. Jeff Brown, Aye; Mr. Rich Hurles, Aye and Ms. Susan Broderick, Aye

Motion carries 6-0

After previous discussion it was decided this Resolution should fail and is to be replaced by the third resolution on tonight's agenda.

No motion heard to accept on the third and final reading.

Resolution Fails

Resolution- Star Ohio Authorization

MAYOR FRYMAN READ A RESOLUTION AUTHORIZING THE MAYOR TO BE AN AUTHORIZED CO-SIGNATORY FOR ALL STAR OHIO INVESTMENT TRANSACTIONS AND DEPOSITS AND DECLARING AN EMERGENCY.

It was moved by Mr. Hurles and seconded by Mrs. Carter to suspend the rules.

Votes were Mrs. Hannah Carter, Aye; Mrs. Susan Moore, Aye; Mr. Matthew Patrick, Aye; Mr. Jeff Brown, Aye; Mr. Rich Hurles, Aye and Ms. Susan Broderick, Aye

Motion carries 6-0

It was moved by Ms. Broderick and seconded by Mrs. Moore to accept on the third and final reading.

Votes were Mrs. Hannah Carter, Aye; Mrs. Susan Moore, Aye; Mr. Matthew Patrick, Aye; Mr. Jeff Brown, Aye; Mr. Rich Hurles, Aye and Ms. Susan Broderick, Aye

Motion carries 6-0

Resolution 11– 2023

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Resolution- Transfer of Funds

MAYOR FRYMAN GAVE THE FIRST READING ON A RESOLUTION TO REPEAL RESOLUTION 19-2021 AND TO PROVIDE FOR THE TRANSFER OF \$10,000 FROM THE GENERAL FUND TO THE PARK FUND FOR POOL OPERATIONS AS NEEDED FOR THE 2024 FISCAL YEAR AFTER MARCH 31, 2024 AND THE SAME TRANSFER OF \$15,000 DURING THE 2024 FISCAL YEAR.

Next Reading will be April 25, 2023.

Contract, Bonds and Bids –

Old Business – None

New Business – Mayor Fryman stated she, along with the Income Tax Clerk, has received several requests for more information pertaining to the collection of the municipal income tax and why things are being done a little differently this year.

In 2014 amendments to the Ohio Revised Code Chapter 718 were enacted by H.B. 5. This House Bill required municipal corporations to conform to and adopt the provisions of R.C. Chapter 718 in order to have the authority to impose, enforce, administer, and collect a municipal income tax.

As mandated by H.B. 5, municipal income tax Ordinance 18-2015, effective January 1, 2016, comprehensively amends the Village's income tax ordinance which is now designated by Chapter 37 of the Plymouth Codified Ordinance.

Part of this change requires the Village to collect estimated payments quarterly instead of annually. In order to enforce this, a late penalty was put in place. For the past eight years, the Village has exercised leniency; however, it cannot continue. From now on, the Village tax code, per the Ohio Revised Code, will be enforced properly. Fryman stated these changes should have been adhered to once the change was made effective 2016.

Mr. Patrick stated he had a question to ask of Solicitor Burton. He said he was told by a CPA the Village did not have to adopt the new rules in 2015, that it is actually not required to make the payments quarterly, you can still pay annually. Burton responded, no, that is incorrect. If the payments are not made quarterly, they will be subject to penalty.

Burton went on to explain, the State of Ohio decided in 2014 per H.B. 5 to make income tax collection uniform across the state. If municipalities did not, or do not, conform to these regulations per the Ohio Revised Code, the state can take over the tax collection. We must comply in order to maintain our local control.

Mayor Fryman realized this is different than what most people are accustomed to. She wanted to stress, if you have no way of making the quarterly payments, and insist on paying annually, just know there will be a penalty enforced.

The next topic Fryman wanted to address is what the tax dollars go to. The money goes into our General Fund which covers ten different departments with expenses. The departments are: police, municipal buildings, council, mayor, mayor's court, and transfers. These expenses include wages, solicitor fees, codification fees, general maintenance, supplies, hardware/software, phone service, IT service, county auditor feeds, election expenses, auditing fees, and transfers to other funds if necessary. In the past transfers have gone to the pool, park, and cemetery.

Revenue in the General Fund comes from property tax, local government, income tax, intergovernmental tax, interest, zoning permits, liquor, and cigarette tax. She stated most of those are minimal amounts.

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She hopes this explanation answers some of the questions raised by members of the community pertaining to where their money goes and why we are seeing some of the changes being enforced this year.

Mr. Patrick asked the question if the General Fund money can go toward paving the streets. Mayor Fryman answered, no, it cannot.

Announcements:

Next Council meeting will be April 25, 2023, at 7:00PM. Committees to meet as needed.

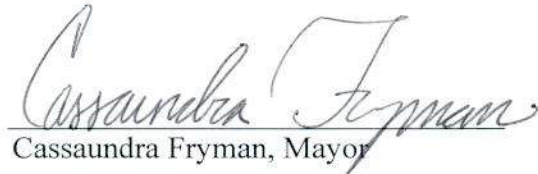
Motion to adjourn

It was moved by Mr. Hurles and seconded by Mr. Patrick to adjourn at 7:54PM.

Motion carries 6-0

Motion 3


Rebekah Fearing, Tax/Court Clerk


Cassandra Fryman, Mayor

All formal actions of the Village of Plymouth concerning and relating to the adoption of resolutions 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.