

AGENDA
Jefferson Village Council
Order of Business

Date: Monday, Tuesday September 6, 2022.

Regular Meeting 7:30 p.m.

Next Ordinance No. 22-(R/O) 3274

Meeting Called to Order by: Mayor Diehl

Pledge of Allegiance:

Moment of Silence

Opening Prayer:

Roll Call of Council: Damon, Dreier, Roderick, Sekanina, Szewczyk, Orvos

Corrections or Additions to the Agenda

Minutes: Addition/Correction

Motion to approve the Council Meeting Minutes of
July 5, 2022.

Motion: _____ Second: _____ Roll: _____

Motion to approve the Council Meeting Minutes of
August 15, 2022.

Motion: _____ Second: _____ Roll: _____

Motion to approve the Special Council Meeting
Minutes of August 29, 2022.

Motion: _____ Second: _____ Roll: _____

Motion to approve the Council Meeting of the Whole
Minutes of August 29, 2022.

Motion: _____ Second: _____ Roll: _____

Motion to accept the Jefferson Joint Cemetery Meeting
Minutes of July 18, 2022.

Motion: _____ Second: _____ Roll: _____

Visitor's Comments (five-minute limit per council rule #13)

None

DEPARTMENTS

Administrator Martuccio

Administrator's Report

Clerk/Treasurer Fisher

Payroll Report/Special Pay Report

Motion to approve the attendance of Clerk-Treasurer Fisher to attend the Ohio Association of Public Treasurers Annual Conference. The Training will be at the Lodge at Geneva on the Lake. There will be no cost for a hotel room because I am on the board. The training is October 4, 2022, thru October 7, 2021. The cost to the Village will be \$150.00 for the registration, meals, and mileage.

Motion: _____ Second: _____ Roll: _____

FYI: I will be out of town on vacation starting Saturday September 10, 2022, and will be back in town on Sunday September 18, 2022.

Deputy Chief Dumperth

No Report

Chief Lachey

No Report

COMMITTEE REPORTS

Building and Lands **Damon/Drier**

Motion for the First Reading of Ordinance No. 22-O- 3275

An Ordinance Amending Chapter 1246.06 of the Code of Ordinances of the Village of Jefferson, Ohio pertaining to the adoption of a permissive use in the I-Industrial District.

Motion: _____ Second: _____ Roll: _____

Motion for the First Reading of Ordinance No. 22-O- 3276

An Ordinance adding Chapter 1264 to the Code of Ordinances of the Village Of Jefferson, Ohio, to provide for the Regulations Governing Short-Term Rentals

Motion: _____ Second: _____ Roll: _____

Motion for the First Reading of Ordinance No. 22-O- 3277

An Ordinance Amending Chapter 1246.02 of the Code of Ordinances of the Village Of Jefferson, Ohio pertaining to the adoption of an additional permissive use in the R-1 Single Family Residential District for Short-Term Rentals

Motion: _____ Second: _____ Roll: _____

Motion for the First Reading of Ordinance No. 22-O- 3278

An Ordinance Amending Chapter 1240.07 of the Code of Ordinances of the Village Of Jefferson, Ohio pertaining to the adoption of a permissive use in the R-1 Single Family Residential District for Short-Term Rentals

Motion: _____ Second: _____ Roll: _____

Forestry
Roderick/Sekanina

No Report

Finance
Sekanina/Damon

No Report

Recreation
Orvos/ Roderick

FYI: Recreation Fliers (Party in the Park)

FYI: Recreation Fliers (JCRC Food Cook Off

FYI: Senior Department Fliers

Safety
Szewczyk /Orvos

Motion to approve the recommendation from the Hiring Committee to hire Christopher Mackensen as the Police Chief for the Village of Jefferson starting at the rate of pay \$59,592.75 per the wage Ordinance. Upon completion of passing background check, drug screen and physical.

Motion: _____ Second: _____ Roll: _____

Motion for the First Reading of Ordinance No. 22-O- 3279

Ordinance waiving the requirement that the Police Chief of the Village of Jefferson reside in the Village for the purpose of appointing and hiring Christopher Mackensen as the Police Chief

Motion: _____ Second: _____ Roll: _____

FYI: Memorandum of Understanding (Jefferson SRO Officer)

**Utilities/Wastewater Treatment/
Service
Drier/Szewczyk**

Motion to accept Koski Construction as the lowest and best bid in the amount of \$135,943.00 for the 2022 Asphalt Paving Program

Motion: _____ Second: _____ Roll: _____

Motion for the First Reading of Resolution No. 22-R- 3279

A Resolution authorizing the Village Administrator to enter into a contract with the Koski Construction Company as the lowest and best bid received for the 2022 Asphalt Paving Program known as Project No. 220263

Motion: _____ Second: _____ Roll: _____

Motion to accept Koski Construction as the lowest and best bid in the amount of \$147,465.00 for the Jefferson Street Resurfacing and Improvement Program

Motion: _____ Second: _____ Roll: _____

Motion for the First Reading of Resolution No. 22-R- 3280

A Resolution Authorizing the Village Administrator to enter into a Contract with the Koski Construction Company for the Jefferson Street Drainage and Paving Phase I Project known as Project No. CG41Z/CG42Z

Motion: _____ Second: _____ Roll: _____

FYI: 2004 International Model 7400 4X2

Mayor

No Report

**OLD BUSINESS/
NEW BUSINESS**

FYI: Email Jefferson Emergency Rescue District

FYI: NOPEC Letter

Visitor's Comments (five-minute limit per council rule #13)

CORRESPONDENCE

MEETINGS

Safety Committee Meeting

September 7, 2022, 7:00 p.m.

Review the Police Department Rules and Regulations
Chapter's one thru three.

Board of Zoning Appeals Meeting

September 8, 2022, 6:00 p.m.

Topic: 113 North Chestnut Street

Finance Committee & Utilities Committee Meeting

September 19, 2022, 6:00 p.m.

Topic: Potential Sewer Extension

Amending the 2022 Budget

Motion to go into executive session regarding
personnel.

Motion: _____ Second: _____ Roll: _____

Adjourn:

Motion: _____ **Second:** _____ **Roll:** _____
Time: _____

Unofficial Minutes of the Village of Jefferson. Minutes will be presented to Council at the September 6, 2022, Council Meeting

**VILLAGE OF JEFFERSON
COUNCIL MEETING**

July 5, 2022

Meeting called to order by Mayor Diehl.

Pledge of Allegiance:

Moment of Silence:

Roll call of Council Damon, Dreier, Roderick, Sekanina, Szewczyk, Orvos

Corrections or Additions to the Agenda:

Add under Buildings Lands four motions pertaining to zoning.

Minutes: Approval/Addition/Correction

Motion by Councilperson Szewczyk to approve the Council Meeting Minutes of June 20, 2022.

2nd

Roll: All yea, motion carried

Visitor's Comments (five-minute limit per council rule #13)

Visitor's Comments

Citizen Chip Ashcraft of Jefferson Township read to Council a letter he had sent to them in an email.

Jefferson Police Department

It has come to my attention that recent incidents involving members of the Jefferson Police Department and the manner in which they have conducted themselves and handled these incidents are, to say the least, concerning. As a lifelong resident of the Jefferson area, and a past/present business owner in Jefferson Village, these incidents need to be addressed rather than ignored. The initial incident in which I am referring to, and those that follow, date back to February 15, 2022, in which Deputy Chief Aaron Dumperth sent a patrolman from the Jefferson Police Department to the Jefferson Area Junior High Gym Class to watch Deputy Chief Dumperth's daughter to make sure she does not get bullied or harassed. (Information obtained through Administrator Martuccio's correspondence with Mayor Diehl) Please keep in mind, at this time, no complaint or police report had been filed, so why is Deputy Chief Dumperth ordering a patrolman to go look after his daughter? How is this not seen as a gross overstep of power by Deputy Chief Dumperth?

Also, at this time, nor at any time after, did the school's gym class teacher, Junior High Principal, School Resource Officer contact the Jefferson Police Department regarding an issue or request assistance from the Jefferson Police Department.

(Information obtained through ACSO incident #22-05219) In summary, not a single person from the school requested assistance from the Jefferson Police Department but Deputy Chief Dumperth ordered a patrolman to go there.

March 2, 2022 – Two weeks after Chief Deputy Dumperth orders a patrolman to "look after his daughter" at Jefferson Junior High, Tina Dumperth (wife of Deputy Chief Aaron Dumperth), and their daughter file a complaint with the Jefferson Police Department citing sexual harassment & bullying alleged to be taking place at the school.

A couple of red flags that arose in examining this complaint/report:

- Is there record of a call log from Tina Dumperth requesting to meet with an officer from JPD to file a complaint?
- Why is the complaint submitted from Tina Dumperth (or at least the copy in the police report that she signed) typed and not handwritten, and why is it not on a JPD statement form?
- To date, the school had not made contact or request for assistance to JPD regarding any type of behavior described in the complaint

March 2, 2022 – After taking the complaint from Tina Dumperth regarding sexual harassment & bullying accusations at Jefferson Area Junior High, Sgt. Brandon Nelling conducted follow up on the complaint at the home of Joshua & Rachel Lewis. Per Sgt. Nelling's report, he advised Joshua Lewis of the nature of the complaint from Tina Dumperth, which named their son as the "suspect." The parents agreed to let Sgt. Nelling speak with their son, on the front porch of their home, regarding the allegations, but from there the actions of Sgt. Nelling seem to become questionable.

- Sgt. Nelling places handcuffs, on a 13-year-old boy, and escorts him to his patrol unit
- Sgt. Nelling questions the juvenile in his patrol unit without his parents present • Sgt. Nelling, in his interrogation tactics, repeatedly uses the term "Suck my balls" to the juvenile
- After the interrogation of the juvenile, Sgt. Nelling tells Joshua & Rachel Lewis that "it is because of kids like _____ that cause school shootings"

It is of my opinion that this type of behavior shown by Sgt. Nelling is unacceptable and unforgivable. Let's take a minute and look at the big picture in this whole scenario.

- Deputy Chief Aaron Dumperth orders a patrolman, under his authority, to go "look after his daughter" at a public school while on village time.
- Not one individual, not a teacher, not the principal, not the SRO, contacted the Jefferson Police Department and asked for assistance regarding a situation between Deputy Chief Dumperth's daughter and another student or students
- Deputy Chief Dumperth "recuses" himself from the incident but sends his Sergeant Brandon Nelling to do follow up with the Lewis juvenile. Keeping in mind that Deputy Chief Dumperth claims the Sgt. Nelling to be "my very best friend" and "Uncle Brandon" to Deputy Chief Dumperth's children. If that is not a justified case of conflict of interest, I'm not sure what would constitute one.
- Sgt. Nelling, after taking the complaint from Tina Dumperth does no additional follow up aside from arriving at the Lewis home and interrogating their juvenile son.
 - o One would think that the proper investigative process would be to first go to the school, speak with the teacher in who's class this harassment and bullying was alleged to have happened.
 - o Speak with the Principal of the Junior High School to determine if/what had transpired

o Discuss the complaint with the School Resource Officer and determine if he was aware and/or involved in any of these alleged incidents o Upon arrival at the Lewis' home, take the time to speak with Joshua & Rachel Lewis regarding the complaint and give them an opportunity to respond and provide information to combat the allegations if they had it, instead of using what was termed as a "Scare Tactic" to coerce information from a juvenile.

- Repeated request from the Joshua Lewis for body cam footage from March 2, 2022, from Deputy Chief Aaron Dumperth, Sgt. Brandon Nelling, and the "ride along" Sgt. Nelling had with him at the Lewis' home. These requests have been denied from the village stating they cannot be released because it contains juvenile information, but the juvenile in the footage they are asking for is their own child.

- **And last, but surely not least.... There was NO CRIME committed to constitute the actions of Deputy Chief Dumperth to order a patrolman to the Jefferson Junior High School, and nothing to constitute handcuffing a 13 year old child, placing him in your patrol unit and using "Scare Tactics" and telling him repeatedly to "Suck my balls" to coerce some type of plea of guilt.**

I have reviewed the reports submitted by Lt. Steve Murphy of the Ashtabula County Sheriff's Office, Sgt. Brandon Nelling of the Jefferson Police Department, and several correspondence documents between Jefferson Village government officials and council. Although I realize that the report from LT. Murphy states that no criminal activity was committed, but it doesn't take a judge or lawyer to understand ethics and inappropriate behavior in those empowered at the Jefferson Police Department who were involved in this situation.

I completely understand looking out for your children and doing whatever you can to protect them, but this incident is a direct overstep of power by Deputy Chief Dumperth and Sgt. Nelling and shows a complete lack of integrity in the leadership at the Jefferson Police Department.

I look forward to hearing the input and opinion on this situation from every councilmember and Mayor Diehl at the upcoming July 5th Council Meeting.

Respectfully Submitted,

Chip Ashcraft

Citizen Chip Ashcraft then looked at all of Council and asked them how they would feel if a two-hundred-pound individual handcuffed your son put him in the

back of his cruiser and tell him to suck his balls? How would you handle the situation?

Councilperson Szewczyk told Council this is unacceptable. The whole situation is unacceptable.

Councilperson Sekanina told Council he had said at the last meeting it was unacceptable and he even asked the Deputy Chief Dumperth if he thought it was. Deputy Chief Dumperth agreed it was unacceptable.

Councilperson Sekanina told Council if this happened to his child he would be deeply offended and he agrees what happened is not appropriate.

Solicitor Fairchild advised Council with the situation not to speak about the issue. Because we do not know what is going to happen because of all of this.

Citizen Chip Ashcraft told Council his challenge with the whole situation is how it was handled within the Police Department. What steps are being taken so this will never happen again? That is all I am asking.

Solicitor Fairchild advised Council again statements made can be used against Council. My advice is not to speak and limit what you say about the situation.

Citizen Tina Dumperth wife of Aaron Dumperth told Council that she has gone to the school about the harassment to her daughter from the Lewis child. That she had asked to talk to principal Hoyson. He was not available. She then asked that the school resource officer sit in the gym class so her daughter would be safe. No one from the school called her. Dumperth told Council that her daughter does not deserve to be the victim of constant sexual harassment, disgusting comments and telling her to suck his ball and feel his balls. Is that acceptable? Dumperth told Council that because of all this she has taken her children out of Jefferson School and has no intentions of putting them in the Jefferson School district next year. Dumperth told Council that the school never documented anything. So that is why she went to the Police Department to have the whole situation documented.

Citizen Andrew Dumperth spoke to Council that enough is enough and bullying is ok from what Chip Ashcraft wrote. That is what I am getting out of all of this. He told Council that bullying is being done all the time to children at the school. What is the school doing about it? Nothing.

Citizen Chip Ashcraft told Council that in his letter he did not condone bullying.

Citizen Josh Lewis spoke to Council and said he has been attending the Council meeting regularly to see if any punishment will be handed down to Officer Nelling. He states he is in complete shock not a single word is mentioned. And how serious the situation was and now it has disappeared like nothing happened. Seems the Mayor is satisfied with the verbal warning that Deputy Chief Dumperth gave Officer Nelling. I am not satisfied and a lot of the residents in this town are not satisfied. At the very least this is a fireable offense. Someone must be accountable for these actions. Officer Nelling should have never come to our house and he should have never let us believe he went to the school. Lewis told Council he should have never let him speak to his son. It is strange how fast he showed up at our home once the complaint was filed. No investigation was done he did not even go to the school and talk with the principal. Looking at the times stamps of the report he was at our house before the ink was dry. I just hope if I ever need the assistance of the Jefferson Police Department, they will come that fast. There is no doubt in my mind that this was premeditated. Officer Nelling's only objective was to come to my house to intimidate my son. Why did he not ask the hear my son's side of the story? He had already had his mind made up. He did not let him tell his side of the story. Officer Nelling would not let me tell him my side of the story or say some of these things this girl did to my son. He continued to ask him the same question over and over. When he did not get the answers, he wanted, he handcuffed him and put him in the back of his cruiser and interrogated him more and told him to suck his balls. When he was done, he came up to me and told me it is because of kids like my son is what causes school shootings. Bottom line is laws were broken and rights were violated. Deputy Chief Dumperth said he recused himself from the situation. Why did Officer Nelling, his best friend, not recuse himself. Deputy Chief Dumperth children call Officer Nelling Uncle Brandon. So how can he be objective. I hope this situation gets revisited and the Mayor will let Council have some say. I know this is trying to be swept under the rug and go away. I hope this would have been handled internally. Many other parents have come forward and saying how Deputy Chief Dumperth's daughter has been abusive to their child. They did not want to get involved because they feel intimidated because the child's father is a police officer. Inclosing I just want everyone to know we are not out to get the Police Department. We support the Police Department. But our family does not support this kind of abuse. Where were or sons' rights through all of this?

Various other residents of the Community spoke on behalf of Deputy Chief Dumperth and what he does for the Community and how he helps citizens.

Also present:

Stephanie Wessell of the Gazette, Josh Lewis, Rachel Lewis, Chip Ashcraft, Jake Morgan, Aaron Dumperth, Tina Dumperth, Desirae Dumperth, Ashley Blevins, Jon Mc Mannes, Jake Rice, Adam Lee, Dave Locy, Ken Fertig, Kay Ann Brabender, Rick Hoyson, Dan Dumperth, Ron Dumperth, Greg Korabek, Todd Mullin, Janet Disher, Hendrick Wolfert, Jeffery Geiswith, Emma Martuccio, Blake Burns and Kelly Butcher.

Departments

Administrator's Report

Village Administrator's report for the period ending July 5, 2022.

Projects update:

Project		Status	Vendor	Grant/Loan	Total Cost
ACTIVE PROJECTS	Project #				
WWTP Renovations	OPWC – R37	Submitted to DOD/EPA Resubmitting to OPWC – R37	CT Consulting	Engineering grant \$90,000	\$1,250,000
Market street & surroundings – Sewer lining	OPWC – R35	Lining to start 6/29/22 Delayed due to contractor	CT Consulting	\$198,000 Grant \$132,000 Loan	\$550,000
Falcon Way Reconstruction	OPWC – R36	Submitted to OPWC – R37	CT Consulting	\$180,000 Grant \$50,000 Loan	\$460,000
E. Jefferson St - Reconstruction	OPWC – R36	Waiting for official approval	Smolen Eng.	49,950 Grant 49,950 Loan	\$199,900
Repair two steel culverts on Popular Street	OPWC Round 32 - ODOT	Work in progress – summer project	Smolen Eng. Working on drawings	100% Grant	TBD Over \$298,454
Sewer cleaning /TV/Lining West Side Town	OPWC round 34	Completed – Have small area to finish up	CT Consulting	\$198,000 Grant \$132,000 Loan	\$550,000
WWTP Emergency Repairs	OPWC Emergency Fund	Work is completed. Final payments being made to Housel Construction	Smolen Engineering	\$99,000 Grant	\$110,000
WWTP Bridge & Stairs	Small Gov.	Work is completed. Final payments being made to Housel Construction	Smolen Eng.	\$41,659 Grant \$7,841 Loan	\$82,500

Street Dept.

- Operating normal tasks.
- We are working on fixing Falcon Way.
- We completed fixing a collapsed storm pipe on West Beech.
- Playground received a much-needed facelift with repairs, painting, and new mulch. A big thanks to those that helped with this project.
- Blaze Burr has completed his 6-month probation as Equipment Operator for Streets effective 06/27/2022. Need a motion to end his probation.

Recreation Department:

- Operating normally.
- Thomas Fence has completed the installation of two automatic gates for the dog park. The gates are set to open at dawn and close at dusk.
- Also, in the months of June & July, we are having music in the park. Jefferson Summer Concert Series 2022 consists of 6 nights of music at Giddings Park. The events are free, and the dates are June 2nd, June 16th, June 23rd, July 7th, July 14th, and July 21st.
- Katie and Alicia have organized a series of movies in the park. There will be three events this summer with the first one scheduled for July 8th at dusk. Admission is free. I would like to thank Jake Morgan and Molded Fiberglass for making this possible. Please see flyer for details.

Wastewater Treatment Plant:

- Plant operations are running at fully acceptable levels.
- The Market Street and Sundry sewer lining project is progressing. They have completed the cleaning and televising. The actual lining was set to start 6/29/22 but, because of subcontractor issues, we had to postpone starting in a week or so.

Police:

Fire:

Other Items:

- We continue to ask all departments to be mindful of all non-essential expenses and we are trying to keep overtime to a minimum.

Properties with Code violations:

Address	Violation Type	Status	Comments
216 Linden	Repairs	Active	

Clerk /Treasurer Fisher

Payroll Report/Special Pay Report

Deputy Chief Dumperth

FYI: May Monthly Report 2022

Chief Lachey

FYI: Fire Department Quarterly Report

COMMITTEE REPORTS

Building and Lands

Motion by Councilperson Damon to refer and transmit the Planning a draft of

ORDINANCE NO. 22-O-_____

AN ORDINANCE AMENDING CHAPTER 1246.06 OF THE CODE OF ORDINANCES OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF A PERMISSIVE USE IN THE I-INDUSTRIAL DISTRICT

2nd

Roll: All yea, motion carried

Motion by Councilperson Damon to refer and transmit the Planning a draft of

ORDINANCE NO. 22-O-_____

AN ORDINANCE ADDING CHAPTER 1264 TO THE CODE OF ORDINANCES OF THE VILLAGE OF JEFFERSON, OHIO, TO PROVIDE FOR THE REGULATIONS GOVERNING SHORT-TERM RENTALS

2nd

Roll: All yea, motion carried

Motion by Councilperson Damon to refer and transmit the Planning a draft of

ORDINANCE NO. 22-O-_____

**AN ORDINANCE AMENDING CHAPTER 1246.02 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF
AN ADDITIONAL PERMISSIVE USE IN THE R-1 SINGLE FAMILY RESIDENTIAL
DISTRICT FOR SHORT-TERM RENTALS**

2nd

Roll: All yea, motion carried

Motion by Councilperson Damon to refer and transmit the Planning a draft of

ORDINANCE NO. 22-O-_____

**AN ORDINANCE AMENDING CHAPTER 1240.07 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF A
PERMISSIVE USE IN THE R-1 SINGLE FAMILY RESIDENTIAL DISTRICT FOR
SHORT-TERM RENTALS**

2nd

Roll: All yea, motion carried

Forestry

No report

Finance

No Report

Recreation

FYI: Recreation Monthly Flier

FYI: Movies in the Park

Safety

Motion by Councilperson Szewczyk the Mayor's recommendation to send Deputy Chief Aaron Dumperth and Patrolman Gregory Korabek to attend the Grant Funded Rapid Drug Testing Pilot Program July 14, 2022, thru July 15, 2022, the class is free the only Cost to the Village will be hotel and meals.

2nd

Roll: All yea, motion carried

Motion by Councilperson Szewczyk approve the Mayor's recommendation to send Deputy Chief Aaron Dumperth and Patrolman Gregory Korabek Sargent Brandon Nelling, Patrolman Greg Lachey, Patrolman Jeremiah Polz Patrolman Jeremy Cusano and Patrolman Maria Sharp to attend the Active Threat Training July 6, 2022, July 7, 2022, August 10, 2022, August 11, 2022, August 17, 2022, and August 18, 2022, the class is free.

2nd

Roll: All yea, motion carried

Utilities/Wastewater Treatment/ Service

Motion by Councilperson Drier to approve the Administrator recommendation to move Blaze Burr off his probationary status to full time effective the next pay period June 27,2022. At that time, he will receive a .50 raise.

2nd

Roll: All yea, motion carried

Mayor

No Report

OLD BUSINESS/NEW BUSINESS

Motion by Councilperson Szewczyk to accept the donation of a thirty by forty event tent from the Henderson Memorial Public Library

2nd

Roll: All yea, motion carried

Visitor's Comments (five-minute limit per council rule #13)

Resident Todd Mullen of Jefferson spoke to Council stating he does not know all the parties involved of what is going on. Mullen told Council he has known the Dumperth family for a long time. He stated he does not know the Lewis family, but they seem like good people. Mullen went on to say that there is wrong doing on

both sides. Mullen went on to say what he does see he is extremely disappointed is the lack of Leadership and the lack of transparency. That is not what these people want. Everyone sitting here is extremely disappointed in everyone in front of us because they are not getting what they want. They are not getting transparency. Everyone here tonight has not gotten a resolution and do not think things were managed right. It is not happening, and they deserve it.

Resident Todd Mullen told Solicitor Fairchild that he was extremely disappointed in him. Jefferson is a small Village where everyone knows everyone. We should be able to sit and talk things out. Council is not commenting since you advised them not to. We are transparent everything should be on the table. Everyone should have the access and the ability to get things done and have a good solid Village.

Resident Todd Mullen told Council if mistakes were made, and someone overstepped their bounds they should be reprimanded. And if they did not there should not be a reprimand. But at least all the information should be made available, so everyone understand why the decision was made. Not just closed lips and everyone questioning what happened. Not have all these horrible meetings where everyone voices their opinions and they get nothing back, that is not right. This is a small town and where people do not have to lock their doors and walk around town. The last thing this town needs is this what is happening. The town needs leadership and transparency, those are the things that is expected. This is more of a school issue. But it does seem like it is being swept under the rug and if it is not talked about it will go away. There are heated emotions on both sides. A lot of the people here tonight are not ok with what is going on. This is not good for the Community, being a business owner and a resident, this is not going in the right direction. We cannot have everyone closed lips and communication should be talking things out. If mistakes were made talk about it fix the problem and move on.

Mayor Diehl spoke to the public and Council. Things were handled and something was done. But pertaining to the employees of the Village we do not publicize what is going on. Because employees have rights. As the Mayor, it put me in an awkward spot. If Council wants more details, you go into executive session to discuss the issues, as the school issue. I cannot say anymore from the last meeting. If we take name and personalities, out things may have been different. If I am concerned about the safety of my child and did not get any response from the school. I would hope the police department would be involved. Officers are in the

schools on a regular basis. With officers in the school, it makes good relationships with the students and the police along with a sense of protection for the students.

Mayor Diehl told Council and the public he talked things over with the Deputy Chief Dumperth, reasoning should have been different, actions should have been different. But in the end when a parent calls and says they are worried about my child's safety, please help me Jefferson Police Department. They will respond and do what is best. Diehl told everyone he wishes things were different. As Mayor discussion and actions were taken. My expectations have been told and we will not have an incident like this again and things will be different if it does. If things happen twice then there is a problem and action will be taken.

Resident Todd Mullen thanked the Mayor for speaking out on what he could say about the incident. The thing that is needed in the Village we must communicate more to everyone.

A few more residents of the Community and Patrolman Greg Korabek of the Police Department spoke on behalf of Deputy Chief Dumperth and what he does for the Community and how he helps citizens and what the Jefferson Police Department does for the Community.

Councilperson Sekanina told the residents we do not know any more than anyone here. We only know what is in the paper. Just so the resident knows with any types of discipline the Deputy Chief is in charge of the Police Department and he reports it to the Mayor. This is the structure of the Village. Council does not have any influence on how the employees are disciplined. As for the potential bullying at the school, it has this been brought up to the school board. If anyone feels there is issues it should be brought up. Our Village Police Department will support the School if it is needed.

CORRESPONDENCE

None

MEETINGS

None

ADJOURN

Motion by Councilperson Szewczyk, to adjourn the Council Meeting.
2nd

Roll: All yea, motion carried.

Meeting adjourned at 8:29 p.m.

Submitted by,

Patricia A Fisher, Clerk of Council

**Unofficial Minutes of the Village of Jefferson. Minutes will be presented to
Council at the September 6, 2022, Council Meeting**

**VILLAGE OF JEFFERSON
COUNCIL MEETING**

August 15, 2022

Meeting called to order by Mayor Diehl.

Pledge of Allegiance:

Moment of Silence:

Opening Prayer: Reverend Lizzie Weed Jefferson United Methodist Church

Roll call of Council Damon, Dreier, Roderick, Sekanina, Szewczyk, Orvos.

Corrections or Additions to the Agenda:

None

Minutes: Approval/Addition/Correction

Motion by Councilperson Szewczyk to approve the Council Meeting Minutes of
July 18, 2022.

2nd

Roll: All yea, motion carried

Motion by Councilperson Roderick to accept the Jefferson Joint Cemetery
Meeting Minutes of May 16, 2022.

2nd

Roll: All yea, motion carried

Motion by Councilperson Damon to accept the Safety Committee Meeting Minutes of August 1, 2022.

2nd

Roll: All yea, motion carried

Visitor's Comments (five-minute limit per council rule #13)

Visitor's Comments

None

Also present:

Stephanie Wessell of the Gazette, Reverend Lizzie Weed Jefferson United Methodist Church, Jacob Morgan, Chris Mackensen, Diana Mackensen, Sara Mackensen, Dean Mackensen, Warren Dillaway the Start Beacon, and Ken Fertig.

Departments

Administrator's Report

Village Administrator's report for the period ending August 15, 2022.

Projects update:

Project		Status	Vendor	Grant/Loan		Total Cost
ACTIVE PROJECTS	Project #					
WWTP Renovations	OPWC – R37	Submitted to DOD/EPA Resubmitting to OPWC – R37	CT Consulting	Engineering grant \$90,000		\$1,250,000
Market street & surroundings – Sewer lining	OPWC – R35	Lining to start 6/29/22 Delayed due to contractor	CT Consulting	\$198,000 Grant \$132,000 Loan		\$550,000
Falcon Way Reconstruction	OPWC – R36	Submitted to OPWC – R37 Completed curve correction	CT Consulting	\$180,000 Grant \$50,000 Loan		\$460,000
E. Jefferson St - Reconstruction	OPWC – R36	Approved, waiting on engineering	Smolen Eng.	49,950 Grant 49,950 Loan		\$199,900
Repair two steel culverts on Popular Street	OPWC Round 32 - ODOT	State to bid this project	Smolen Eng. Working on drawings	100% Grant		TBD Over \$298,454
Sewer cleaning /TV/Lining West Side Town	OPWC round 34	Completed – Have small area to finish up	CT Consulting	\$198,000 Grant \$132,000 Loan		\$550,000

Street Dept.

- Operating normal tasks.
- I had a meeting with our County Engineer regarding the projects that we submitted a pre-application for at OPWC. Our Falcon Way project scored high meaning that it has a very good chance of receiving final approval once that final applications get submitted.
- We are still completing crack-seal of E. Jefferson St in preparation for paving. OPWC just activated this project. The paving plans have been completed and we are currently advertising for bids. Bid opening is scheduled for Monday August 29th at 11:00 AM. Once the bids get tabulated, I will need an emergency resolution to award the job.
- We are also advertising for bids on paving sections of S. Spruce, S. Cucumber and the roadway to our raw pump station at the WWTP. Bid opening is scheduled for August 24th at 12:00 PM. Like the project above, once the bids get tabulated, I will need an emergency resolution to award the job.
- Our Steiner tractor is almost ready for delivery. We hope to have it within 2-3 weeks.
- Chip and seal is scheduled to start at the end of August. We are going to cover most all streets north of West Beech Street. This year we are going to use a different aggregate that is supposed to cut down on dust once in place.
- Truck 22 is getting worked on again. We are actively searching for a replacement, however, due to the lack of inventory, I'm having a hard time finding something that would meet our needs.

Recreation Department:

- Operating normally.
- Katie and Alicia have organized a series of movies in the park. The last event had over 300 parents and kids attend. The next movie will be Sonic 2 on August 19. Before the movie there will be a safety forces water war between the kids and our safety forces. We hope for a hot day and loads of fun. I would like to thank Jake Morgan and Molded Fiberglass for making this possible. Please see Rec Center Facebook page for details.
- We are working on final details for the Bluegrass Festival scheduled for September 10th. This year the event will be from 1:00 to 7:00 PM , 5 bands and more choices for food and beverages.

Wastewater Treatment Plant:

- Plant operations are running at fully acceptable levels.
- The Market Street and Sundry sewer lining project is in progress.
- We submitted a pre-application to OPWC to rehab our WWTP. The pre-app received a good score to qualify for Small Government funding. More details will be known once final application is made.

Police:

Fire:

Other Items:

- We continue to ask all departments to be mindful of all non-essential expenses and we are trying to keep overtime to a minimum.

Properties with Code violations:

Address	Violation Type	Status	Comments
216 Linden	Repairs	Active	
341 S Elm	Tall Grass	Active	
82 E Walnut	Junk – Junk Cars	Active	

Clerk /Treasurer Fisher

Payroll Report/Special Pay Report

Motion by Councilperson Szewczyk to accept the Administrators Recommendation to move Mandy Berkowitz to full-time status as she has completed one year at the Jefferson Administration Department effective the next pay period September 5, 2022.

2nd

Roll: All yea, motion carried

Deputy Chief Dumperth

No Report

Chief Lachey

No Report

COMMITTEE REPORTS

Building and Lands

**PUBLIC HEARING
Monday August 29, 2022
7:30 p.m.
Town Hall**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE AMENDING CHAPTER 1246.06 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF A
PERMISSIVE USE IN THE I-INDUSTRIAL DISTRICT**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE ADDING CHAPTER 1264 TO THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO, TO PROVIDE FOR THE
REGULATIONS GOVERNING SHORT-TERM RENTALS**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE AMENDING CHAPTER 1246.02 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF
AN ADDITIONAL PERMISSIVE USE IN THE R-1 SINGLE FAMILY RESIDENTIAL
DISTRICT FOR SHORT-TERM RENTALS**

ORDINANCE NO. 22-O-_____
AN ORDINANCE AMENDING CHAPTER 1240.07 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF A
PERMISSIVE USE IN THE R-1 SINGLE FAMILY RESIDENTIAL DISTRICT FOR
SHORT-TERM RENTALS

Forestry

No report

Finance

No Report

Recreation

FYI: August Newsletter

Safety

Safety Committee set up a meeting to review the Police Department Rules and Regulations Chapter's one thru three.
September 7, 2022, 7:00 p.m.

Utilities/Wastewater Treatment/ Service

Motion by Councilperson Drier to accept the Administrators Recommendation to move Zachary Waters to full-time status as he has completed one year at the Jefferson Streets Department effective the next pay period August 22, 2022.

2nd

Roll: All yea, motion carried

Mayor

No Report

OLD BUSINESS/NEW BUSINESS

Motion by Councilperson Orvos to close West Jefferson Street down from the cross walk to the Health Department from 2:00 p.m. to 9:00 p.m. on Friday August 26, 2022

2nd

Roll: All yea, motion carried.

FYI: Andrews & Pontius

Visitor's Comments (five-minute limit per council rule #13)

None

CORRESPONDENCE

None

MEETINGS

Special Council Meeting

August 29, 2022, 7:30 p.m.

Public Hearing

Council of the Whole Committee Meeting.

August 29, 2022, 7:30 p.m. after the Public Hearing

Oversight Accountability and Transparency

Safety Committee Meeting

September 7, 2022, 7:00 p.m.

Review the Police Department Rules and Regulations Chapter's one thru three.

ADJOURN

Motion by Councilperson Drier, to adjourn the Council Meeting.
2nd

Roll: All yea, motion carried.

Meeting adjourned at 7:50 p.m.

Submitted by,

Patricia A Fisher, Clerk of Council

**Unofficial Minutes of the Village of Jefferson. Minutes will be presented to
Council at the September 6, 2022, Council Meeting**

**VILLAGE OF JEFFERSON
SPECIAL COUNCIL MEETING**

August 29, 2022

Meeting called to order by Mayor Diehl.

Pledge of Allegiance:

Moment of Silence:

Roll call of Council Damon, Dreier, Roderick, Sekanina, Szewczyk, Orvos.

Corrections or Additions to the Agenda:

None

Visitor's Comments (five-minute limit per council rule #13)

Visitor's Comments

None

Also present:

Stephanie Wessell of the Gazette, Jacob Morgan, Chris Mackensen, Diana Mackensen, Warren Dillaway the Start Beacon, Melissa Haney, Bruce Vance. and Chris Vance.

Departments

COMMITTEE REPORTS

Building and Lands

**PUBLIC HEARING
Monday August 29, 2022
7:30 p.m.
Town Hall**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE AMENDING CHAPTER 1246.06 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF A
PERMISSIVE USE IN THE I-INDUSTRIAL DISTRICT**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE ADDING CHAPTER 1264 TO THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO, TO PROVIDE FOR THE
REGULATIONS GOVERNING SHORT-TERM RENTALS**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE AMENDING CHAPTER 1246.02 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF
AN ADDITIONAL PERMISSIVE USE IN THE R-1 SINGLE FAMILY RESIDENTIAL
DISTRICT FOR SHORT-TERM RENTALS**

ORDINANCE NO. 22-O-_____
**AN ORDINANCE AMENDING CHAPTER 1240.07 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF JEFFERSON, OHIO PERTAINING TO THE ADOPTION OF A
PERMISSIVE USE IN THE R-1 SINGLE FAMILY RESIDENTIAL DISTRICT FOR
SHORT-TERM RENTALS**

Councilperson Damon read the changes that are in the Ordinances for the Public Hearing to everyone that attended the hearing.

Ordinance Amending Chapter 1246.06 permissive use
Section: 8

Preparing, serving, and selling food, meals, and products for the purpose of supporting the mission of a non-profit agency or entity specifically formed and operated to meet the needs of the residents of Ashtabula County.

Ordinance Amending Chapter 1246.02

Short-term rental as defined in § 1240.07 and further subject to the regulations set forth in Chapter 1264, Short-Term Rentals.

Councilperson Damon told Council the first reading of all four Ordinance will at the Council Meeting September 6, 2022.

Mayor

No Report

Visitor's Comments (five-minute limit per council rule #13)

None

CORRESPONDENCE

None

MEETINGS

Special Council Meeting
August 29, 2022, 7:30 p.m.
Public Hearing

Council of the Whole Committee Meeting.
August 29, 2022, 7:30 p.m. after the Public Hearing
Oversight Accountability and Transparency

ADJOURN

Motion by Councilperson Szewczyk, to adjourn the Council Meeting.
2nd

Roll: All yea, motion carried.

Meeting adjourned at 7:39 p.m.

Submitted by,

Patricia A Fisher, Clerk of Council

**Unofficial Minutes of the Village of Jefferson. Minutes will be presented to
Council at the September 6, 2022, Council Meeting**

**VILLAGE OF JEFFERSON
COUNCIL OF THE WHOLE MEETING**

August 29, 2022

Meeting called to order by Councilperson Szewczyk.

Roll call of Council Damon, Dreier, Roderick, Sekanina, Szewczyk, Orvos.

Corrections or Additions to the Agenda:

Also present:

Stephanie Wessell of the Gazette, Reverend Lizzie Weed Jefferson United Methodist Church, Jacob Morgan, Chris Mackensen, Diana Mackensen, Sara Mackensen, Dean Mackensen, Warren Dillaway the Start Beacon, and Ken Fertig.

Councilperson Szewczyk told Council that he asked for this special meeting of Oversight Accountability and Transparency on what we need to do to go forward.

Councilperson Szewczyk told Council why he brought this up was two meeting ago Todd Mullen and Chip Ashcraft came to Council and were asking Council what we are doing. Szewczyk said that bothered him. Because we did not have answers for their questions. Szewczyk told Council that he feels we are being left out of the mix on certain things. Some things are extremely important. But there are twelve things since January. As Council we must have oversight. Szewczyk said we as Council should have that right to question things and say they are not comfortable with what is going on and listen openly. Council should have the right to look at it abjectly. It is not a personal thing but about what is best for the Village. Szewczyk told Council all twelve things that are in question are personnel decisions and would have to be discussed in executive session.

Councilperson Roderick asked Councilperson Szewczyk if he is taking these issues to the right Committee.

Councilperson Szewczyk told Council that is where some of the problem is. I put it out there and then I am told I am targeting or that I do not like somebody.

Solicitor Fairchild asked Councilperson Szewczyk what exactly you are referring to? Are these twelve issues involving personnel decisions? Is it hiring, firing and discipline.

Councilperson Szewczyk told the Solicitor yes, it is, and Councils need to know about these issues.

Residents ask questions and we do not have the answers. The issues have been taken to the supervisors and it is fallen where it is getting brushed underneath the rug. The employee must be protected.

Solicitor Fairchild asked Szewczyk if under the current chain of command, you want to change the structure? And that is what you wanted changed as part of the oversight accountability and transparency? What is in place right now is the chain of command is the supervisor then the Village Administrator, except for the Police Department, it flows through the Mayor.

Councilperson Szewczyk told Council that he would like to change the rules that all supervisors go through the Village Administrator and then to the mayor if there is an issue. The Village Administrator is fulltime and the Mayor is parttime. The Mayor then would oversee it as an objective person.

Councilperson Damon said what is in place now the Village Council would go into executive session if there were a personnel issue and discuss it and talk about that incident.

Councilperson Szewczyk told Council yes that is how we were doing it. But back in February we were told we were having too many. Action should have been taken a few times and it has not. And that is where the issues are.

Solicitor Fairchild told Council not all employee decisions come to Council.

Council went back and forth discussing the issues that are personnel related. All agreed that it should be discussed in executive session.

Councilperson Sekanina commented to Council that earlier in the year there was a memo from the Mayor addressing executive sessions. Sekanina said if there are new issues that Council is not aware of. And if Councilperson Szewczyk does not feel it was properly handled. Council should have an executive session to discuss them.

Councilperson Szewczyk then asked to have an executive session be placed on the agenda for the Council meeting on September 6, 2022, to discuss the personnel issues. He said after the executive session Council could look at everything and see if another Council of the whole Committee Meeting would be needed for the oversight accountability and transparency.

ADJOURN

Motion by Councilperson Damon, to adjourn the Council Meeting.
2nd

Roll: All yea, motion carried.

Meeting adjourned at 8:14 p.m.

Submitted by,

Patricia A Fisher, Clerk of Council