

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 1 of 11

The Village of Frazeytsburg Council convened in regular session from 6:00 p.m. to 7:39 p.m. at the Township Hall.

The reciting of the Pledge of Allegiance was said by Mayor Wolford.

PRESENT:

EMPLOYEES: Solicitor Tiberio, Chief Eliasha Bourne, Sgt. Josh Marohl, Fiscal Officer Grable, Office Assistant Evans, Zoning Inspector Brock, and Street Commissioner Coots

VISITORS: Terry Swartz, Rich Pierce, Diane Wolford, Cindy Simpson, Jeff Robison, Pam Gayheart, Rocky King, Carter Brown

Those interested in the vacant council position were present for Council's consideration:

- Pam Gayheart- She has lived in Frazeytsburg since 2020 but has been investing in Frazeytsburg properties as a "house flipper" since 2017. She would like to contribute in helping the community.
- Cindy Simpson- She has lived in the Village for 20 years; her husband has lived here his whole life. Wants to be a part of helping the town grow.
- Jeff Robison- Has lived here all his life, retired from the Airforce. Previously has been working swing shifts so could not help much, but now on dayshift, so he has time to help.

Councilmember Laughton made a motion to go into Executive Session to discuss personnel, Reisinger seconded the motion FOUR (4) YEAS, ZERO (0) NAYS

Councilmember Laughton made a motion to return from Executive Session, Ross seconded the motion FOUR (4) YEAS, ZERO (0) NAYS

- Councilperson Ross made a motion to appoint Jeff Robison to fill the vacant council seat, no second was given
- **RESOLUTION 75-24**
Motion Reisinger, second Smith suspending the rules on **A RESOLUTION APPROVING THE APPOINTMENT OF PAM GAYHEART TO FILL THE VACANT SEAT ON THE VILLAGE COUNCIL; AND DECLARING AN EMERGENCY. FOUR (4) YEAS, ZERO (0) NAYS**

Motion Reisinger, Second Smith, accepting **A RESOLUTION APPROVING THE APPOINTMENT OF PAM GAYHEART TO FILL THE VACANT SEAT ON THE VILLAGE COUNCIL; AND DECLARING AN EMERGENCY FOUR (4) YEAS, ZERO (0) NAYS**

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 2 of 11

Roll call was made with the following members present:

- ✓ SMITH
- ✓ ROSS
- ✓ REISINGER
- ✓ LAUGHTON
- ✓ GAYHEART

Absent: MCINTIRE

SEO EQUITIES ZONING APPEAL SUMMARY:

Carter Brown from SEO Equities brought an appeal to Village Council because of a denial vote made by the Village Zoning Committee. The parcel in question is 40 North Canal Street, Frazeyburg. SEO Equities states that the property is considered a Manufactured Home Park and has been for the past three decades. Several Council Members questioned Mr. Brown's use of MH Park, as the property is considered a Residential 1. According to Frazeyburg Zoning Ordinance 05-18, the property does not qualify for holding three Manufactured Homes because of the amount of footage required for each Manufactured Home. The property did in fact have three Manufactured Homes on site, up until just before SEO Equities purchased the property, and when the transfer took place there were only two Manufactured Homes present. Brown believes that as the property housed the three Manufactured Homes in the past that it should qualify as a "grandfathered" property for the new owners. In attendance was Citizen Rocky King whose property abuts the property in question. He hopes that the property does not reach MH Park status because of the limited space it holds, however he does understand the concerns that SEO Equities raises about the status of the property when it was purchased by the Company.

Council gave a yes or no vote on agreeing with the decision of the Zoning Committee with the following votes made:

- ✓ SMITH yes, agrees with Zoning Committee decision
- ✓ ROSS yes, agrees with decision yet would like it noted that she believes that Government should not have total control of how a citizen uses their property
- ✓ REISINGER yes, agrees with Zoning Committee decision
- ✓ LAUGHTON yes, agrees with decision yet would like it noted that he believes that Government should not have total control of how a citizen uses their property
- ✓ GAYHEART Abstained

- Motion Laughton, Second Smith approving the minutes from **October 15, 2024** regular council meeting. FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN
- Motion Laughton, Second Smith approving the minutes from **November 12, 2024** regular council meeting. FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN
- Motion Smith, Second Laughton, approving the payment of bills for **November 12, 2024**. FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 3 of 11

- Motion Laughton, Second Smith approving the payment of bills for **December 9, 2024**. FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN

Mayor's Court report:

ENTITY	AMOUNT	MONTH
Village	\$ 550.00	November
State	\$ 187.50	November
Muskingum County Court	\$ 7.50	November
Total paid out	\$ 745.00	November
Computer fund	\$ 50.00	November
Computer fund YTD	\$2030.00	November

FINANCE COMMITTEE REPORT:

Met after the 11-12-24 Council Meeting

Discussed:

- 2025 Temporary Appropriations
- 2024 Amended Appropriations
- Members signed bank reconciliation forms

BPA REPORT:

**VILLAGE OF FRAZEYSBURG
BOARD OF PUBLIC AFFAIRS
MEETING MINUTES
11/26/24**

The Board met at the Village Office at 3:00 pm with the following present:

Dave Ludinich, Kenny Jenkins, James Wriston, Mayor Wolford, and Clerk Pam Parrill.

Reports were reviewed for the month of October.

There were no requests for adjustments to sewer charges this month!

Mayor Wolford discussed the tap fees currently in place. The tap fee for water is \$2,500.00, which he said is ok. The tap fee for sewer is \$2,500.00 which cost a lot more than that to install, and even more if the road has to be dug up and then repaired to install the tap.

The Board members asked how much it cost to install a sewer tap, and the Mayor told them that changing the tap fee to \$5,000.00 for a standard tap and adding the cost of road repair if the road needs to be tore up to install the tap, with the village getting the estimate to make sure it will be repaired correctly, was not an unreasonable charge.

The Board discussed this amount and decided it would be a good idea to re write the tap fee ordinance into two separate ordinances instead of one for both water and sewer, and also to change the cost of a sewer tap fee to \$5,000.00 for a standard tap and adding road repair if need be.

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 4 of 11

Motion was made by Jim Wriston

Second was made by: Kenny Jenkins

There was no other new or old business to discuss.

Motion to adjourn: Dave Ludinich

Second: Jim Wriston

The next Board of Public Affairs meeting will be held January 28, 2025 @ 3:00 pm at the Village Office.

INCOME TAX: Nothing reported

PARKS AND RECREATION REPORT:

Met 12/4/24 – meeting was unusually short, 15 minutes

Members Present: Committee Chair Emily McIntire, Kurt Laughton and KC Smith were in attendance

Discussion was had on the following:

- **Defining the rules for the upcoming pool season and training**

SAFETY COMMITTEE:

Did not meet

- Council Person Reisinger inquired about the billboard at the old Mid-West Homes property with two pieces of debris hanging off of it, he is concerned that with strong winds the pieces would be a hazard. Mayor Woldford will contact the owner and ask that the issue is addressed.

ZONING REPORT:

Did not meet and will not have a meeting in December as it is New Years Eve

- Zoning Inspector Anita Brock touched on the fact the committee will continue to work with SEO Equities on the situation at 40 North Canal Street.
- Brock also noted that she agrees with the Council members about citizens doing what they want with their property
- Mayor Woldford mentioned that the RV at Fallsburg pizza had been removed and that the owner of the RV was told to have the trash cleaned up in 15 days or there would be a fine.
- Brock mentioned that she is new to the Zoning Inspector position and is still trying to figure out the best way to handle situations, asks for patience from all.
- It was also mentioned, as per Mayor Woldford's request, that the Zoning Committee work on not letting personal relations get in the way of enforcing the zoning code.

POLICE REPORT:

December 2024 Report to Council and Jackson Township

Statistics for November 2024 [vs previous month]:

Total Incidents: 46 [72]

Calls for Service: 31 [49]

Traffic Stops: 15 [23]

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 5 of 11

Citations/Criminal Summons Issued: 8 for 10 violations [13]: 4 Speed (51/35, 50/35, 48/25, 38/25) 3 Driving Under Suspension, 2 Exp Reg, 1 No OL,

Arrests made: 1 [3]: 1 misdemeanor warrant

Notes for the Month:

Winter has arrived., Thankfully not too much bad weather yet. Starting to see our activity slow a bit for the season. But our annual increase in accidents due to lots of increased traffic, and deer being on the move has led to an uptick in accidents in the area so drive carefully and slow down. As always please call MCSO Dispatch at 740-452-3636 to report any suspicious activity or problems.

Jackson Township:

Of the 31 calls for service, 12 [9] were in Jackson Township. They were as follows:

11/04 Injury Crash, SR16 @ SR586, Assisted OSP with scene

11/04 Reckless Driver, SR 16 WB, UTL

11/04 Veh. Fire, Raiders Rd @ Meadowview Church, Assist fire with traffic

11/06 Suspicious Person, Hamby @ Raiders, was using phone

11/06 Unruly Juvenile, Cannon Rd., Assisted parents with multiple issues

11/07 Injury Crash, Raiders @ Hamby, Assisted OSP with scene

11/08 Reckless Motorcycles, SR 16 EB, got 1 stopped, 2nd fled, warning for no registration.

11/13 Deer crash, SR16 MP4, Took report

11/15 Injury Crash, Canal Rd., Assist SO with scene

11/19 Dispute, Ashcraft Rd., Handled with assistance of SO Civil matter. (Irate property owner of trees twp was cutting)

11/20 Wrong way driver, SR 16 @ 586, UTL

11/24 Deer crash, SR 16 MP5, no report requested

Another Agency Assists outside Jurisdiction:

Cass Township:

11/14 Disabled Veh. Raiders @ SR 60, Driver checked not valid, got a ride home.

Licking Twp:

11/05 Domestic, Obannon Rd., Assist SO

11/21 Message Delivery, Cook Dr., Sick kid notification for Frazeyburg Elementary School

- ✓ **As always please be sure to keep an eye out for any suspicious activity and report it to the Muskingum County Sheriff's Dispatch center at 740-452-3637 or call 911 in case of an emergency.**

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 6 of 11

FIRE REPORT:

EMS	Fire	Misc	Total
#30	#12	#1	#43
Village	Jackson	Pike	National trails
#12	#15	#2	#1
Falls Twp. Mut Aid #1	Licking Twp. Mut Aid #2	Mary Ann Mut Aid #	Dresden Mut Aid #8

LEGISLATION:

FIRST READING: NONE

SECOND READING:

- **ORDINANCE 19-24** AN ORDINANCE DECLARING THE NECESSITY OF THE COUNCIL OF THE VILLAGE OF FRAZEYSBURG TO PUT ON THE NOVEMBER 4, 2025 BALLOT THE OPPORTUNITY FOR AGGREGATION; AND DECLARING AN EMERGENCY
*this does not need to be an emergency

- **RESOLUTION 74-24** A RESOLUTION APPROVING AND AUTHORIZING THE CHANGE OF THE VILLAGE EMPLOYEE'S LIFE INSURANCE POLICY

THIRD READING:

- **RESOLUTION 51-24**
Motion Laughton, Second Ross approving A RESOLUTION AUTHORIZING THE REHIRING OF ELIASHA BOURNE AS POLICE CHIEF FOR THE CALENDAR YEAR 2025 **FIVE (5) YEAS, ZERO (0) NAYS**
- **RESOLUTION 56-24**
Motion Laughton, Second Ross approving A RESOLUTION TO HIRE ATTORNEY TAYLOR BENNINGTON AS SOLICITOR FOR THE VILLAGE OF FRAZEYSBURG FOR THE YEAR 2025. **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**
- **RESOLUTION 61-24**
Motion Laughton, Second Reisinger approving A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH JACKSON TOWNSHIP TO PROVIDE POLICE PROTECTION SERVICES FOR THE YEAR 2025.

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 7 of 11

FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN

- **RESOLUTION 62-24**

Motion Laughton, Second Reisinger adopting A RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF THE FIRE PREVENTION OFFICER FOR 2025. **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

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Councilperson Reisinger asked who the Fire prevention officer was to which all referred him to Fire Captain Rich Pierce in attendance.

- **RESOLUTION 63-24**

Motion Reisinger, Second Laughton approving A RESOLUTION AUTHORIZING THE VILLAGE OF FRAZEYSBURG TO ENTER INTO A FIRE AND EMERGENCY MEDICAL SERVICES PROTECTION CONTRACT WITH THE FRAZEYSBURG VOLUNTEER FIRE DEPARTMENT, INC. **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

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Council Person Smith inquired if the Wage Ordinance could be tabled until next month as there was a potential issue with the medical insurance and Anthem BCBS reaching an agreement with Genesis Healthcare. Fiscal Officer Grable explained that this needed to be passed in order to be able to pay employees as of January 2, 2025 but, Council could always amend legislation once the information was known about the medical insurance. Council decided that is what they would do.

- **ORDINANCE 17-24**

Motion Laughton, Second Smith approving AN ORDINANCE ESTABLISHING MUNICIPAL EMPLOYMENT POSTIONS, DEFINING DUTIES AND PROVIDING FOR THE COMPENSATION THEREOF **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

NEW AND EMERGENCY:

- **RESOLUTION 72-24**

Motion Laughton, Second Smith suspending the rules on A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR AND FISCAL OFFICER TO USE H2OHIO EQUIPMENT GRANT PHASE 2 FUNDS AND ENTER INTO AN AGREEMENT WITH UTILITY TECHNOLOGIES LLC FOR THE PURCHASE OF A SEWERIN UT-9200 GPS/GNSS PIPE & CABLE LOCATOR KIT FOR A SUM NOT TO EXCEED SIX THOUSAND FOUR HUNDRED TWENTY-NINE AND 00/100 DOLLARS (\$6,429.00); AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 8 of 11

Motion Laughton, Second Ross adopting A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR AND FISCAL OFFICER TO USE H2OHIO EQUIPMENT GRANT PHASE 2 FUNDS AND ENTER INTO AN AGREEMENT WITH UTILITY TECHNOLOGIES LLC FOR THE PURCHASE OF A SEWERIN UT-9200 GPS/GNSS PIPE & CABLE LOCATOR KIT FOR A SUM NOT TO EXCEED SIX THOUSAND FOUR HUNDRED TWENTY-NINE AND 00/100 DOLLARS (\$6,429.00); AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

- **RESOLUTION 73-24**

Motion Reisinger, Second Laughton suspending the rules on A RESOLUTION TO ADVERTISE FOR BIDS FOR THE REPLACEMENT OF WATER VALVES WITHIN THE VILLAGE; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

Motion Laughton, Second Smith adopting A RESOLUTION TO ADVERTISE FOR BIDS FOR THE REPLACEMENT OF WATER VALVES WITHIN THE VILLAGE; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

- **ORDINANCE 18-24**

Motion Laughton, Second Reisinger suspending the rules on AN ORDINANCE PROVIDING UPDATES TO PERMANENT APPROPRIATIONS IN FISCAL YEAR 2024 REVENUES AND EXPENDITURES FOR THE VILLAGE OF FRAZEYSBURG DURING THE FISCAL YEAR ENDING DECEMBER 31, 2024; AND DECLARING IT AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

Motion Reisinger, Second Laughton adopting AN ORDINANCE PROVIDING UPDATES TO PERMANET APPROPRIATIONS IN FISCAL YEAR 2024 REVENUES AND EXPENDITURES FOR THE VILLAGE OF FRAZEYSBURG DURING THE FISCAL YEAR ENDING DECEMBER 31, 2024; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

- **ORDINANCE 20-24**

Motion Laughton, Second Ross suspending the rules on AN ORDINANCE AMENDING “BULK WATER” RATES FOR THE VILLAGE OF FRAZEYSBURG, OH TO 3 CENTS PER GALLON; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

Motion Laughton, Second Smith adopting AN ORDINANCE AMENDING “BULK WATER” RATES FOR THE VILLAGE OF FRAZEYSBURG, OH TO 3 CENTS PER GALLON; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 9 of 11

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Councilperson Reisinger asked why there were temporary appropriations made and not just go to permanent appropriations, it seemed redundant. Fiscal Officer Grable stated that the permanent appropriations could not be made until the ending balance for the year were reported and added into the tax revenue that was passed annually in July. Temporary appropriations are acceptable per ORC 5705.38.

- **ORDINANCE 21-24**

Motion Smith, Second Ross suspending the rules on AN ORDINANCE TO APPROVE THE FIRST QUARTER, TEMPORARY APPROPRIATIONS FOR THE FISCAL YEAR 2025 AND DECLARING AN EMERGENCY; **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

Motion Smith, Second Laughton adopting AN ORDINANCE APPROVING TEMPORARY APPROPRIATIONS FOR THE FISCAL YEAR 2025; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

- **ORDINANCE 22-24**

Motion Reisinger, Second Laughton suspending the rules on AN ORDINANCE UPDATING ORDINANCE 01-23, WATER TAP AND CONNECTION FEE(S) FOR THE VILLAGE OF FRAZEYSBURG INSIDE AND OUTSIDE OF THE VILLAGE; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

Motion Laughton, Second Smith adopting AN ORDINANCE UPDATING ORDINANCE 01-23, WATER TAP AND CONNECTION FEE(S) FOR THE VILLAGE OF FRAZEYSBURG INSIDE AND OUTSIDE THE VILLAGE; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

- **ORDINANCE 23-24**

Motion Reisinger, Second Laughton suspending the rules on AN ORDINANCE REPEALING ORDINANCE 01-23, INCREASING THE TAP FEES FOR SEWER CONNECTION IN THE VILLAGE OF FRAZEYSBURG; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

Motion Laughton, Second Smith adopting AN ORDINANCE REPEALING ORDINANCE 01-23, INCREASING THE TAP FEES FOR SEWER CONNECTION IN THE VILLAGE OF FRAZEYSBURG; AND DECLARING AN EMERGENCY **FOUR (4) YEAS, ZERO (0) NAYS, ONE (1) ABSTAIN**

DISCUSSION/COMMENTS and MISCELLANEOUS BUSINESS:

- Tentative dates for Public meetings to discuss Electricity Aggregation that will be on the November 2025 Ballot are January 15, 2025 and February 5, 2025.

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 10 of 11

- Brightspeed will be starting a fiber upgrade plan in the Village in 2025, information was included in Council packets, it will entail 7 miles of street and aims to target 688 premises.
- Per the retention schedule of 5 years after audited; Pam is shredding court cases from 2016
- The IT person, Mike Lavigne, worked on November 19, 2024: He updated the network and set Mayor Wolford up as a Super User so he can see what the Fiscal Officer sees about the network and phone systems, Lavigne also reminded the Village to update Windows 10 on Village computers to Windows 11 as version 10 will not be supported by the end of 2025
- Included in Council packets was a rejection from OMEGA on RTPO funding for the spring 2025 project of paving in front of the Fire Department (Alley) this means that the Village will still be responsible for the amount straight from the Street fund of \$163,339.00 (\$104,378.00 CBDG Grant and \$41903.00 held at the County Auditors in Permissive Funds) Project total \$309,620.00 per Engineer's estimate.
- Council person Smith inquired about receiving a refund from Medical Mutual and it was provided that the check for reimbursement had been received that day. She also wanted to make sure that Companion Life policy had been reinstated since a new policy has not been assigned, it was assured that it had.
- **VISITOR COMMENT:**
- Chief Bourne asked what was going on with the medical insurance at the moment and what Council was thinking of doing to which Councilperson Smith explained that it is many insurance companies that are dealing with this not just Anthem and the hospitals are trying to force the insurance companies' hands. Smith did mention that the finance committee was waiting to find out more information before a decision to change the policy was made and they would also like to have Acrisure give quotes for insurance as well.
- A letter was received from from ODNR (included in the council packets) that the Village has been awarded the \$28,193.00 (the full amount allotted for Muskingum County) through the Nature Works grant program as long as the State of Ohio Controlling Board approves the awards at their next meeting. The money applied for is earmarked for the Swimming Pool liner that is needed.

VILLAGE OF FRAZEYSBURG

COUNCIL MEETING MINUTES

12/9/2024

REGULAR SESSION

Held: December 9, 2024

Page 11 of 11

Motion Laughton, Second Ross to adjourn at 7:39 p.m., until January 13th, 2025, at 6 p.m. at the Township Hall, located at the corner of Second Street and State Street in Frazeytsburg, Ohio. **FIVE YEAS, ZERO (0) NAYS**

Ms. Emily McIntire

Mrs. KC Smith

Ms. Carol Ross

Mr. Kurt Laughton

Mr. Emmett Reisinger

Pam Gayheart

Mayor Fred R. Wolford, Jr

Fiscal Officer Natalie Stillion Grable

All formal actions of the Village of Frazeytsburg 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