Minutes of Regular Council Meeting

July 5, 2011 at 7:00 p.m.

The meeting was called to order by Mayor Larry Haver.
The Pledge of Allegiance was repeated by all present. Present were:, Council members, Ron Jones, Mick Pocratsky, Ron Beverly, Bruce Hart & Mike Headley; Solicitor, Troy Essex; and Clerk/Treasurer, Diane Collins. Councilmember, Mike Barth was absent.

Pocratsky moved to approve the June 20 minutes with a correction. Pocratsky stated that he didn’t say the committee decided we were going to start with clearing the swale on Haver Drive. He said he reported the water problems at Haver Drive are compounded by structures & landscaping that occurred on the swale. He is hoping the residents look at their swale and remedy their own property, Headley seconded. Beverly, Headley, Hart, Pocratsky voted yes. Jones abstained.

Beverly moved to approve the June 23, 6:30 p.m., Special Council minutes. Headley seconded. Jones, Headley, Hart & Beverly voted yes. Pocratsky abstained.

Pocratsky moved to approve the June 23, 7:30 p.m., Special Council minutes. Hart seconded. All voted yes.

Jones moved to approve the bills with the addition of $27,000 to be paid to Horizon Brothers. Beverly seconded. All voted yes.

Planning Commission: A meeting is set up for July 7 at 4 p.m. to consider a lot split request.
The owners of a triangle of land beside the cemetery is still unknown. The deed can not be found.

Administrator’s Report: Miller reported the following:

- There is a setback issue with the proposed Verizon Tower. Miller asked council if they wanted to leave the set-back as the covenants say or if the want to get a variance. Council agreed that they want to request a variance to take the side set-back from the current requirement of 30’ to 6’ and the rear setback from 40’ to 25’ . Miller will apply for a variance on behalf of the village by sending out the usual notices etc.
- Miller explained that the Underground Utilities Services Inc. resolution is for installing meters.
- It is time to apply for Issue II funds. He asked council if they prefer to do a waterline project in the $130,000 range, paving or sewer work. Council favored a water project. There will be approximately $59,000 available to receive.
- The Village needs to get a letter to OEPA which RCAP has been putting together. Miller needs to get with Scott Strahley to send it in after a couple corrections.
- Roberta Acosta will be getting with us on an application for a planning loan through OEPA. The application is due in mid July.
- Bids were received on the North Water Tower. The lowest bidder was $10,000 above the engineers estimate. Nelson Tank thought we could possibly get better prices if we rebid the work. Miller said we would have the expense of approximately $700 in advertising and then engineer expenses to rebid. Nelson Tank would expect the savings to be in the area of $30,000 as some smaller companies did not know about the last bid evidently.

Miscellaneous:
Essex stated that we received a notice about a liquor permit transfer. There were no requests for a hearing.
Ordinance 2011-03 to approve the codification of village ordinances was read by caption only for the third reading. Jones moved to approve. Headley seconded. All voted yes.
Ordinance 2011-05 to amend the Annual Appropriations Ordinance was read by caption only for the first reading.
Resolution 2011-06 to enter into a contract with Underground Utilities Services Inc. was read by caption only for the first reading. Pocratsky moved to suspend the rules. Jones seconded. All voted yes. Ordinance 2011-06 was read by caption only for the second and third readings. Pocratsky moved to approve. Jones seconded. All voted yes.
Resolution 2011-07 to increase the work hours of the village hourly employees was read by caption only for the first reading. Jones moved to suspend the rules. Headley seconded. All voted yes. Resolution 2011-07 was read by caption only for the second and third readings. Headley moved to approve. Beverly seconded. All voted yes.
Resolution 2011-08 to amend a contract with GAI Consultants regarding theDefiance Avenue Study was read by caption only for the first reading. Hart moved to suspend the rules. Headley seconded. All voted yes. Resolution 2011-08 was read by caption only for the second and third readings. Jones moved to approve. Hart seconded. Hart, Headley, Pocratsky & Jones voted yes. Beverly voted no.

Clerk’s Report: The MTD/YTD Income Tax Report was passed out.

- A report on the Summer Playground Program was submitted from Director, Sandi Brown.
- Collins explained that she has received a second quote for electric savings and it would be helpful if Essex would prepare legislation for council to approve that would allow Mayor Haver to sign it when he feels the savings is the best we can get. She also contacted Chad Gray

of ChaseTek to give him some additional account numbers to quote.

- EMS & Fire Dept. payroll reports for the first half of the year were shared with council.

Police Department: Chief Szabo reported that the on-line auction site GovDeals.com is being used for several vehicles.

Fire Department & EMS: Chief Miller reported that Kent is keeping the trailer that the F.D. was going to sell.

Resident, Larry Tomlinson, was present to ask for an update on the East Smith Street school property that is going to be sold. Mayor Haver reported there is nothing new. When asked, Tomlinson said he has not voiced his concerns with school board members, only the superintendent.

Mayors Report: The June Mayor's Court Report was shared. A Letter of Resignation from Susan Gonwick of the park board was read. Beverly moved to appoint Toni Egley to replace her. Headley seconded. Jones, Headley, Beverly & Hart voted yes. Pocratsky abstained. The donated playground equipment will be installed on August 8. Mayor Haver asked for volunteers. The Industrial Park Covenants were put in the council packets for review. Mayor Haver asked council to readopt them. Essex will bring legislation. August 6th will be the Chamber Summer Fest.

Pocratky moved to go into executive session to discuss possible land purchase. Beverly seconded. All voted yes. (8 p.m. – 8:15 p.m.) Headley moved to return to regular session. Hart seconded. All voted yes.

Beverly made a motion to adjourn. Hart seconded. All voted yes.

MAYOR ____________________________________ CLERK ________________________________