

**Burton Village Council
27 July 2009**

Mayor Blair called the Council meeting to order at 7:00 PM.

Roll Call: Judy Beaumier, Yes, Gerald Rouge, Yes, Linda Swaney, Yes, Darren LaForce, Yes, Jeff Coleman, Yes, Craig Ronyak, Yes.

Visitors: Dianne Lillibridge, Joyce Blair, Marcianne Kimpton, Jennell Dahlhausen, Brian Brockway, Lee Koroshes, Chip Hess, Josh Echt, Richard Smigelski, Todd Hicks.

Police Report:

Chief Smigelski presented to Council the reports for the months of May and June.

In May officers worked 881 hours, responded to 272 activity calls, made 1 arrest, put 3458 miles on the police cruisers, made 40 traffic stops and wrote 14 citations. May was 'click it or ticket' month with a push by departments across the state to remind drivers to buckle up. For our participation the department will receive a radar gun. Officers in the department completed their weapons qualifications.

In June officers worked 802 hours, responded to 220 activity calls, made 5 arrests, put 4308 miles on the police cruisers, made 12 traffic stops and wrote 16 citations.

The department is preparing for Safety Town in August. Chief Smigelski stated he has received sponsorship donations from area business. These donations make it so that no child who wants to attend is turned away for economic reasons. There are currently 15 registrants for the program. Thirty is the optimum number and forty students are closer to the desired size. This year the program will be held over 4 days.

Mayor Blair recognized Mr. Brockway of the Burton Chamber of Commerce. Mr. Brockway presented to Council an information reference guide developed by the Chamber to assist businesses starting up in the community. The reference was a product of Chamber Economic Development committee. Mr. Brockway briefly discussed and asked Council to contact him with questions.

Solicitor's Report:

Mr. Todd Hicks stated that he has been working with Ms. Dahlhausen on some outstanding income tax issues and that he would defer to her report. Ms. Dahlhausen stated that she was waiting on some final information and would report to Council at the next meeting.

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Ordinances and Resolutions:

Mr. Coleman placed Ordinance 2182-09, amending section 121.01 of the Codified Ordinances so as to allow one meeting per month in June, July and August, on second reading.

Mr. Coleman moved to cancel the first meeting of August 2009, currently scheduled for 10 August 2009. Mrs. Beaumier seconded the motion. Roll Call: Jeff Coleman – Yes, Judy Beaumier – Yes, Linda Swaney – Yes, Gerald Rougé – Yes, Darren LaForce – No, Craig Ronyak – Yes. The motion is adopted. The next meeting of Council will be 24 August 2009.

Mr. Coleman introduced Resolution 2009-21, authorizing the Fiscal Officer to request an amended certificate of revenue and appropriation from the County Auditor for the Fiber Optic Project. Mrs. Beaumier moved to waive further readings. Mr. Ronyak seconded the motion. Roll Call: Judy Beaumier – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Gerald Rougé – Yes, Darren LaForce – Yes.

Mrs. Beaumier moved to adopt Resolution 2009-21 and Mr. Ronyak seconded the motion. Roll Call: Judy Beaumier – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Gerald Rougé – Yes, Darren LaForce – Yes. Resolution 2009-21 is adopted.

Ms. Dahlhausen pointed out the Resolution 2009-19, adopting the NIMS protocol for the Village, was still on first reading.

Mr. Coleman placed Resolution 2009-19 on second reading.

Fiscal Officer Report:

Mr. Paquette as Council for a motion to pay all approved bills. Ms. Swaney so moved. Mrs. Beaumier seconded the motion. By voice vote, Council approved.

Mr. Paquette asked Council to approve the minutes of the 26 May 2009 meeting.

Mrs. Beaumier moved to adopt the minutes of 26 May 2009 as written and Ms. Swaney seconded the motion. By voice vote, Council approved.

Mrs. Beaumier moved to adopt the minutes of 8 June 2009 as written and Ms. Swaney seconded the motion. By voice vote, Council approved.

Mrs. Beaumier moved to adopt the minutes of 22 June 2009 as written and Ms. Swaney seconded the motion. By voice vote, Council approved.

Mr. Paquette informed Council that Morton Salt had tendered a per ton price of \$54.64 piled and \$51.64 dumped for road salt this coming season. Last year the price for piled salt was \$71.08 per ton. Mr. Paquette

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recommended accepting the offer and committing to 400 tons. Council had no objections.

Anthem Health care presented with a reduced price for employee health care August 2009 through July 2010. The savings will be between 17 and 2 percent. The drawback, for the employees, is a higher deductible for individuals and families. This represents an industry wide trend. Mr. Paquette recommended staying with Anthem.

Annual renewal of liquor permits is here. If Council wishes to challenge a liquor permit in Village please contact the Village Solicitor. Challenges must be in before 1 Sep 09.

The Financial Audit has not yet been scheduled for this year.

Permissive tax for the North Cheshire Project has not yet been received.

The Chardon Municipal Court is considering the use of an Ohio Revised Code that allows them to journalize court costs and pass them on to the users, in this case the Villages of the County. Council discussed with input from Chief Smigelski, Mr. Hicks, and Mr. Paquette.

Mr. Paquette will be on vacation from 1 Aug through 9 August.

The Capital Improvement plan draft has been distributed.

Mr. Paquette requested that Council consider for action the revised changes to the Personnel Manual. All the updates from Ms. Humbert's committee have been added with the exception of job descriptions.

Old Business;

Mayor Blair opened a discussion on the North Cheshire project, noting that most of the planned underground work was complete and the next step was sidewalks, curbs and aprons. Mr. Blair noted that Mr. Hess has provided Council with several different options for a change order to the existing contract to take advantage of the savings resulting from lower than expected bidding. Council discussed the possibility of a lateral across North Cheshire from west to east at Cook Street with a hydrant at the end. The cost of this project is estimated at \$26,600. Mayor Blair felt that this was not planned and other options were available to provide improved water service to Cook Street in the future. Mr. Ronyak stated that he thought this was the right opportunity to provide access to complete a loop of water allowing for isolation of problems when the extension was run down Cook sometime in the future. Mr. Coleman wanted to make sure money was available for other purchases and

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projects with the savings realized in the lower bids. Mr. Coleman asked how the lateral fit in with future potential Issue II project requests. Mr. Paquette and Mr. Hess explained in terms of the prior Carlton Street project that the BPA can look for specific projects and may indeed tie into that line. Council then discussed the three other projects quoted by D. B. Bentley for paving repair at various locations around the Village. Mr. Hess felt that they could be included in the scope of the current North Cheshire project; Mr. Hicks thought they should be able to but that confirmation would be needed from Ohio Public Works. The total of these projects was over \$41,000. Mayor Blair proceeded to ask Council to consider each of the projects individually. The first project was the lateral across North Cheshire. This needed to be decided tonight in order to stay on schedule with the project as a whole. Mr. Rougé made a motion to extend a lateral and hydrant across North Cheshire at Cook Street as an amendment to the North Cheshire project. Mr. Ronyak seconded the motion. Roll Call: Gerald Rougé – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Linda Swaney – Abstained, Judy Beaumier – Yes, Darren LaForce – No. Motion carried.

Mr. Paquette noted that no further action was needed by Council for this to take place as the funds were already in place. Mr. Paquette also recommended that the other projects be shelved due to being unfunded at this time. Council agreed and did not act on the other proposals.

Mayor Blair swore in Mr. Darren LaForce as a member of the Planning Commission and Mr. Craig Ronyak as a member of the Board of Review.

The Antique Tractor Parade and Street Affair went well last Saturday. Chief Smigelski reported that around 70 tractors participated.

Mayor Blair reminded Council and visitors that if they were interested in running for Council they needed to file a petition and put in the necessary paperwork with the Board of Elections.

Old Business:

Mayor Blair asked Council if they had reviewed the information on Zoning Inspector candidates. A zoning inspector needs to be selected. Council discussed and narrowed their selections down to two candidates, Mike Miller and Patricia Ruczinski. Mayor Blair asked Mr. Paquette to take a straw poll. The results of the poll showed three Council members favoring Mr. Miller and three Council members favoring Ms. Ruczinski. Council discussed further. Mr. Hicks asked Mr. Paquette if he agreed that the Codified Ordinances listed the process for Zoning Inspector selection as the Mayor appointing and the Council confirming. Mr. Paquette agreed. Mayor Blair recommended Mr. Miller be the new zoning inspector. Roll Call: Jeff Coleman – No, Linda Swaney – Yes, Gerald Rougé – Yes, Judy

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Beaumier – No, Darren LaForce – No, Craig Ronyak – Yes. The Mayor cast the tie breaking vote as Yes. Mr. Miller is hereby selected as the zoning inspector of Village.

Mr. Paquette spoke to Council about the need to get a Capital Improvement plan in place to help with Issue li grant decisions and budgeting. Mr. Coleman asked about Rapids Road on the project list. The dollar figure is only an estimate and may change. Council discussed Mr. Paquette if a working meeting in August was possible and in any case a completed plan by the end of October.

New Business;

Council was presented with a draft of legislation that would revise the amount the Mayor could charge for a Mayor's permit from a maximum of \$1,000 to a maximum of \$5,000. This is designed to reflect the increased cost of materials and time if the Village has to repair something left by a contractor. Council discussed.

Mrs. Beaumier introduced Ordinance 2184-09, amending Section 921.03 of the Codified Ordinances of the Village of Burton to increase the maximum Mayors Bond Amount, and placed it on first reading.

Ms. Swaney reported that Leadership Geauga is recruiting members for the next class. Ms. Swaney recommended that Chief Smigelski attend. Council discussed. Ms. Swaney moved that the Village fund the Leadership tuition for Chief Smigelski in the amount of \$1,350 for the upcoming class. Mrs. Beaumier seconded the motion. Roll Call: Linda Swaney – Yes, Judy Beaumier – Yes, Jeff Coleman – Yes, Gerald Rougé – Yes, Darren LaForce – Yes, Craig Ronyak – Yes. Motion passed.

Mayor Blair commented that the flowers were looking great around the village. The original planting failed for unknown reasons. Urban Growers donated an additional 110 plants. The Mayor expressed his gratitude to Urban Growers for the plants.

Mr. Coleman brought to Council's attention a call he received from Town and Country Paving about paving quotes. Mr. Coleman expressed his concern with the fact that paving quotes went out without involving Street Department and the fact that the quotes went through the engineer when he felt they could have and should have been handled by in house staff. Council discussed the merits, abilities and problems associated with doing the quotes in house versus having a professional engineer assist. Mr. Hess noted that he was asked to assist and that it had only taken half an hour over lunch. The general consensus of Council was that more communication between all departments, including BPA and

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Council, needed. Suggested solutions included finishing the Capital Improvement plan, department meetings, and a Village Administrator.

Mrs. Beaumier, in a related thought, suggested that placing a deadline on plans and Council projects might help speed them along. To that end, Mrs. Beaumier moved to set a deadline for completion and adopting the revised Personnel Manual along with Job Descriptions and a possible Mission Statement of 31 December 2009. Ms. Swaney seconded the motion. Roll Call: Judy Beaumier – Yes, Linda Swaney – Yes, Jeff Coleman – Yes, Gerald Rougé – No, Darren LaForce – No, Craig Ronyak – Yes. Motion passed

Mr. Coleman asked Council for permission to go out for bids for a new Top Kick 4500 style cab and chassis to replace the pickup truck. Council discussed the need for the truck. Mr. Coleman mentioned that plowing in the Village had worn out the old pickup and the Street Department would be converting the Red dump into a parking lot plow. Mr. Paquette noted that there was room in the budget for this item. Mr. Coleman moved to have Council authorize Street Department and Fiscal Officer advertise a bid for a new cab and chassis not to exceed \$45,000 in cost, advertising in the Plain Dealer and the News Herald. Mrs. Beaumier seconded the motion. Roll Call: Jeff Coleman – Yes, Judy Beaumier – Yes, Linda Swaney – Yes, Gerald Rougé – Yes, Darren LaForce – Yes, Craig Ronyak – Yes. Motion passed.

Mr. Coleman reported that Burton Middlefield Rotary was going to be approaching businesses in the Village for donations for the Car Show at the Fairgrounds. Proceeds will go to the Geauga Food Cupboard.

Mr. Koroshes pointed out to Council that the hydrants around the Village need painting. Council discussed. Mr. Koroshes asked about color coding. Mr. Hess and Mrs. Lillibridge noted that this subject has come before BPA before. Mr. Coleman will bring to BPA at the next meeting.

Ms. Dahlhausen asked Council if they wanted to pay for an advertisement to encourage attendance at the Fair. The ad has been done for a number of years on a local AM station. Mr. Paquette asked for a voice vote of those in favor of paying for the advertisement. The vote was five yeas and one nay. The yeas have it. Motion passed.

Mr. Rougé asked for an update on the JEDD. Ms. Swaney stated that the Township had brought the matter before Kent State Geauga Campus but the Dean there was uncertain how the staff would feel about having to pay income tax. Mayor Blair noted to Council that the Geauga Campus of Kent State is the only Kent State branch that does not pay income tax.

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Mrs. Beaumier moved to adjourn and Mr. Coleman seconded the motion.
By voice vote all approved. Meeting adjourned at 9:05PM.

Mayor _____ **Fiscal Officer** _____