

**Council Meeting
23 May 2011**

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

Roll Call: Gerald Rougé – Yes, Linda Swaney – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Charles Hauser – Yes.

Visitors: Jennell Dahlhausen, Marcianne Kimpton, Jack Garner, Rick Smigelski, Marty Motil, Todd Hicks, Chad Eldridge, Judy Beaumier, Josh Echt, Jeff Krouse, Joe Kozial

Police Report: Chief Smigelski

Chief Smigelski reported for the month of April 2011. Police responded to 272 activity calls, made 2 arrests, and 41 traffic stops. Officers worked 685 hours and put 3740 miles on the police cars.

Chief Smigelski reported that the Department participated in a program put on by South Russell Police Department to warn prom goers about the dangers of drinking and driving. Members of Berkshire High School were bused over to the South Russell event.

Solicitor:

Mr. Hicks deferred his report to an executive session at the end of the meeting to discuss a matter of personnel discipline.

Ordinances and Resolutions:

Ms. Swaney placed Resolution 2011-13, amending Section 5 of the Rules and Regulations of the Welton Cemetery Board concerning foundation requirements on second reading.

Ms. Swaney placed Ordinance 2217-11, amending Section 913.02 of the Burton Village Codified Ordinances to revise the Tree Commission member requirements on second reading.

Ms. Swaney placed Ordinance 2220-11, amending Ordinance No. 1113.05(A) to increase the zoning permit fees in the Village of Burton, on final reading and moved to adopt. Mr. Ronyak seconded the motion. Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Gerald Rougé – Yes, Charles Hauser – Yes. Ordinance 2220-11 is adopted.

Ms. Swaney placed Ordinance 2221-11, amending Chapter 565 of the Codified Ordinances in order to revise notification procedures, on final reading and moved to adopt. Mr. Ronyak seconded the motion. Roll

23 May 2011 Council

Call: Linda Swaney – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Gerald Rougé – Yes, Charles Hauser – Yes. Ordinance 2221-11 is adopted.

Ms. Swaney placed Ordinance 2222-11, amending Chapter 135 of the Codified Ordinances of the Village of Burton to direct the allocation of interest earned in exception to ORC 135, on final reading and moved to adopt. Mrs. Lillibridge seconded the motion. Roll Call: Linda Swaney – Yes, Dianne Lillibridge – Yes, Jeff Coleman – Yes, Gerald Rougé – Yes, Craig Ronyak – Yes, Charles Hauser – Yes. Ordinance 2222-11 is adopted.

Ms. Swaney introduced Ordinance 2223-11, approving and adopting a tax budget for 2012, and placed it on first reading.

Fiscal Officer:

Mr. Paquette presented to Council a copy of Ordinance 2224-11, amending current zoning so as to allow the raising of chickens on certain properties in the Village with various stipulations and restrictions, asked that Council review. The Ordinance was drafted out of the Planning Commission. Mayor Blair asked if Council had any input and added that he had heard mainly positive comments from residents with the only potential change being to include poultry in all forms rather than just chickens. Council had no comments. A Public hearing will be advertised for the next meeting.

Mr. Paquette reported to Council that the tax budget will require a public hearing which will be scheduled for the 13 June 2011 meeting also.

Mr. Paquette reported that he had received several quotes for a new copier from six vendors ranging in price from \$6,233.00 to \$1,429.00. The lower priced units tended to have high annual costs for supplies. Mr. Paquette recommended the Savin copier by Lake Business as the lowest best bid based on all factors. A copy of the proposed quotes in spreadsheet form will be sent to Council for review.

Mr. Paquette deferred to Ms. Swaney concerning the NOPEC grant symposium on Wednesday 8 June 2011. Ms. Swaney recommended that Mr. Paquette attend. Council had no objections.

Mr. Paquette asked for a motion to pay approved bills. Mrs. Lillibridge so moved. Mr. Hauser seconded the motion. By voice vote the motion passed.

23 May 2011 Council

Mr. Paquette asked for a motion to adopt the minutes of 9 May 2011 as presented. Mrs. Lillibridge moved to adopt the 9 May minutes as written. Mr. Ronyak seconded the motion. By voice vote motion passed.

MAYORS Report;

Mayor Blair reported that Curt Johnson, Charles Hauser and himself planted flowers in the beds around the park and in front of the gazebo this weekend. Hanging baskets are due to be hung on Tuesday 24 May.

Old Business:

Mayor Blair reported that he had spoken to Mr. Hess about the Issue II pre application and recommended that the Village go ahead even though we were not likely to be approved at the local level because two other communities were requesting funds also. The Issue II application would cover only Rapids Road improvements and could include a loan for the Village's share.

Mayor Blair asked Mr. Motil about watering flowers and hanging baskets this summer. Mr. Motil presented estimated costs for employees to do the watering versus hired seasonal labor. Seasonal labor costs about half as much as having a regular employee do the work. Mayor Blair asked if there was enough work to keep full time employees engaged all summer. Mr. Motil assured him that there was. Council will take under advisement until funds are identified for paying a seasonal employee. Street Department was instructed to water the flowers in the interim.

Mayor Blair asked Mr. Eldridge if he had anything to report. Mr. Eldridge stated that the Issue II project should be applied for per Mr. Hess and the County Engineer with an 80/20 split. Council discussed. Mr. Ronyak moved to have the Village Engineer proceed with the pre application process and asking for the County Issue II fund to pay 80 percent and the Village pay 20%. Mr. Hauser seconded the motion. Roll Call: Craig Ronyak – Yes, Charles Hauser – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Gerald Rougé – Yes, Linda Swaney – Yes. Motion passed.

New Business:

Mr. Motil introduced Mr. Jeff Krouse of Kayline Company. Mr. Krouse made a presentation to Council about performing a light audit for the Village to take advantage of a rebate from the Illuminating Company. New regulations taking affect in 2012 will phase out the use of old style incandescent bulbs and require a change in bulbs and light fixtures as the old ones wear out. Electric companies are mandated to reduce electric consumption with their users. The audit is free of charge for the Village. Mr. Ronyak asked if the rebate covered labor as well as material. Mr.

23 May 2011 Council

Krouse stated that most audits he had conducted resulted in the rebate covering the entire cost of materials and part of the cost of labor. A NOPEC energy grant looks at everything that draws power vice just lights. Taking care of lights could free upon funds from NOPEC for other items. Middlefield Village is currently doing the audit. Mr. Coleman asked if outdoor lights were covered. Mr. Krouse stated that matching rebates for outdoor lighting was not as effective as indoor light because in most cases the entire fixture must be replaced in outdoor lighting. Council will consider Mr. Krouse's recommendation and authorized Mr. Motil and the Village Office to assist.

A vendor who wished to sell hot dogs from a cart in Village asked for permission from Council to do so. Mr. Paquette referred him to Village Ordinance 2069-03 Section 569.01 of the Village Codified Ordinances where by he would need a permit from the Mayor in the amount of \$500, with \$400 refundable if conditions were met. The permit covered the public park areas of the Village. Council concurred that the permit would last for one year. The gentleman was referred to the Village office for a permit.

Ms. Swaney moved to enter executive session at 8:00 PM for personnel discipline. Mr. Ronyak seconded the motion. Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Gerald Rougé –Yes, Charles Hauser – Yes.

Ms. Swaney moved to leave executive session at 8:17 PM. Mr. Ronyak seconded the motion. Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Gerald Rougé –Yes, Charles Hauser – Yes.

Mr. Ronyak moved to adjourn. Mr. Hauser seconded the motion. Meeting adjourned at 8:18 PM

Mayor

Fiscal Officer