

14 January 2013 Council

**Council Meeting
14 January 2013**

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

Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Jeff Coleman – No, Dianne Lillibridge – Yes, Charles Hauser – Yes, Brian Johnston – Yes.

Visitors: Mike Sestak, Marcianne Kimpton, Jack Garner, Chad Eldridge, Brian Brockway, Sue Wayman, Judith Beaumier, Dave Baten, Lee Koroshes Rick Smigelski.

Election of Council President:

Mrs. Lillibridge moved to nominate Ms. Swaney as Council President Pro Tempore. Mr. Johnston seconded the motion. Roll Call: Dianne Lillibridge – Yes, Brian Johnston – Yes, Craig Ronyak – Yes, Charles Hauser – Yes, Linda Swaney – abstain. Motion passed. Ms. Swaney is Council President.

Assignment of Committees:

Mayor Fischbach presented Council with a revised Table of Organization for the Village which delineated Committee assignments of Council members. Ms. Swaney was assigned Village Council Newsletter, Burton Historic District Association rep, Safety Town, and a new position – Community Programs (to assist in developing community programs). Mr. Ronyak was assigned Board of Public Affairs rep, Village representative to the Fairboard and Century Village, and the task of reviewing the Village ordinances. Mrs. Lillibridge was assigned Berkshire Community Planning Association rep (BCPA), grants, cemetery board, and Local Government rep. Mr. Hauser was appointed Street Commissioner and assigned Health District rep, economic development committee rep and Board of Zoning Appeals. Mr. Johnston was assigned Police and Fire rep, Fire District Development, Historic Architectural Review Board rep and Finance committee Chair. Mr. Coleman was assigned Trees and Parks, School District Rep, and Planning Commission member.

Mr. Coleman arrived at the meeting at 7:07 PM.

Recognition of Visitors:

Mayor Fischbach recognized visitors and asked if they had anything they wanted to bring up. Mr. Koroshes, representing the Village Easter Egg hunt, asked for permission to use the park this year. Mr. Hauser moved to allow the Easter egg hunt in the park. Mr. Ronyak seconded the motion. By voice vote, motion approved. Mayor Fischbach asked Council to donate \$500 vice \$450 to the Easter egg hunt this year. Ms. Swaney so

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moved and Mr. Hauser seconded the motion. By voice vote motion approved.

Fire Report:

Chief Sestak reported for the month of December. There were 15 EMS calls and 2 fire calls in the Village. Six of the calls went to Burton Health Care. There were 51 total calls for the month. Total calls for the year is 705.

The Fire Department will be conducting pancake breakfasts on Sunday in March. New heaters were installed in the garage bays. New turn out gear will cost \$1400 per set.

Funding for the bariatric ambulance fell through and the Department was unable to utilize the CDBG grant from the County.

Mr. Johnston asked about the cause of the recent house fire in Burton Township. Chief Sestak stated that it looked to be a chimney fire. Council and Chief Sestak discussed the use of Village water for a township fire. Mr. Ronyak and Mrs. Beaumier asked if the Village could get a discount on the fire contract to offset the amount of water the Village subsidizes to the township. Chief Sestak didn't think so. Chief Sestak also mentioned that Burton Township doesn't want to sign a contract with the Fire Department without an explanation for the 5% increase asked for. Mayor Fischbach mentioned that he and Ms. Swaney had met with the Mayor and Administrator of Middlefield to discuss possible mutual economic growth and the prospect of a joint sewer project came up.

Visitors:

Mr. Koroshes mentioned the American Legion Pancake Breakfasts Sundays from mid-February through mid-April.

Mayor Fischbach asked Mr. Brockway and Mrs. Wayman if they had any comment on the proposed Log Cabin lease between the Village and the Chamber of Commerce. Mrs. Wayman stated that the lease is being reviewed by the Chamber's attorney. Mrs. Beaumier asked why the need for a lease came up now. Mayor Fischbach stated that the lease has been considered for a while and that the Village is not out to take the Log Cabin. The lease is for the protection of the Village, the residents, and village employees as well as the members of the Chamber of Commerce.

Engineers Report:

Mr. Eldridge reported that the Cook Street Water Line Replacement project preconstruction meeting was done on 9 January and a walk through conducted today. Digging is expected to start on 22 January. Mr. Paquette asked if the Company was notifying the residents of the four hour water outage expected on 22 January. Mr. Eldridge didn't know for

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certain and will follow up with contractor. Rapids Road survey is complete. Mr. Hess is awaiting word on whether funding has been awarded. Mr. Koroshes asked about the markers in his lawn on North Cheshire. Mr. Eldridge didn't know if the markers were part of the Cook Street Survey or a survey in Berkshire Hills apartments as Mr. Paquette thought.

Zoning Report:

Mr. Rick Gruber was not available.

Police Report:

Chief Smigelski had a special report on the School Resource Officer. The Village and Berkshire Schools did not get the grant. Mr. Paquette quoted a cost of \$17000 for one officer 30 hours a week for the school year. The Village has appropriated the money. Chief Smigelski is waiting for the School Board to find funding for this year and the next few years. When that is solid, the Chief will ask the townships to commit funding also. The new dump truck is in the Village although Mr. Paquette that no memo of title came with it. Mr. Paquette is following up with Valley Ford. Chief Smigelski defined the role of School Resource Officer as a combination of educating students about prevention and safety and enforcement.

Ordinances and Resolutions:

Ms. Swaney introduced Resolution 2013-01; requesting tax advances for the first half real estate tax collection on February 8th and February 15th and declaring an emergency, and moved to waive further readings. Mr. Coleman seconded the motion. Roll Call: Linda Swaney – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Brian Johnston – Yes, Craig Ronyak – Yes, Charles Hauser – Yes.

Ms. Swaney moved to adopt Resolution 2013-01 and Mr. Coleman seconded the motion. Roll Call: Linda Swaney – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Brian Johnston – Yes, Craig Ronyak – Yes, Charles Hauser – Yes.

Fiscal Officer

Mr. Paquette asked for a motion to pay approved bills. Mr. Coleman moved to pay approved bills and Mr. Johnston seconded the motion. By voice vote, motion approved.

Mr. Paquette asked for comments or a motion to accept the minutes of 10 December 2012. Mrs. Lillibridge moved to accept the minutes as

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written. Mr. Coleman seconded the motion. By voice vote, motion passed.

Mr. Paquette reported that Coffee Corners was requesting alcohol use permits for D1, beer consumption and carryout in the original container, and D3, spirituous liquor consumption. Mr. Paquette explained that Council had the option to ask for a hearing on the permits. Council did not act to request a hearing.

Mr. Paquette asked Council to review the resolutions presented in their meeting packets. The resolutions were the standard transfer and advance requests necessary to move money from the general fund or enterprise funds to special revenue and capital use funds. One resolution was for an amended certificate of appropriations. The proposed 2013 final appropriation was also presented to council for their review. Appropriations, including transfers and possible Issue II grants, are 3.7 million dollars. Mr. Paquette reported carry over to the general fund as 1.26 million dollars and 3.4 million dollars overall to the Village.

Mayors Report:

Mayor Fischbach had nothing further to report.

Committees

BZA, Board of Public Affairs: Mr. Ronyak

Mr. Ronyak reported that BZA had not met and that he was unable to attend the BPA meeting. Mrs. Beaumier reported that the Utilities, Streets and Police department were very good in their handling of the water main break. Chief Smigelski is looking into getting those individuals without landlines notified in the future via the reverse 911 system.

BCPA, Fire, Cemetery, Local Government: Mrs. Lillibridge

Mrs. Lillibridge reported that BCPA will not meet in January but in March.

Streets and Health District: Mr. Hauser

Mr. Hauser reiterated that the employees did a great job during the water main break. Mr. Hauser reported that ODOT provided a great deal of cooperation and assistance during the process.

Now that the new truck is here, Mr. Hauser asked for permission to sell the 2002 dump truck on Gov Deals. Mr. Hauser moved to sell the 2002 Dump truck at auction on Gov Deals and Mr. Ronyak seconded the motion. By voice vote motion approved.

Mr. Hauser will be holding a department meeting with the Street Department later this month to set out the goals and projects for the year.

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Community Grants, Historic District: Ms. Swaney

Ms. Swaney reported that Historic District Association was looking into a "house doctor" program. The Chamber of Commerce is updating their 'Doing Business in Burton' brochure.

Trees and Parks, Berkshire Schools, Planning Commission: Mr. Coleman

Mr. Coleman stated that he was unable to attend the last planning commission meeting but he understood they approved a lot split on Colony Lane. The Tree Commission is planning Arbor Day and will hold the event in doors to avoid possible weather problems. The Tree Commission is having a poster contest.

Sheri Gaugin, a teacher of environmental science at the high school is working with the Tree Commission for the 2014 Arbor Day event.

Mr. Coleman and Mr. Paquette will work together to get the final quote for the school zone safety lighting and present at the next council meeting.

Finances, Police representative, Historic District Architectural Review Board: Mr. Johnston

Mr. Johnston reported the Historic District Architectural Review Board has nothing before it at this point. Mr. Johnston has met with the Police and the Fiscal Officer. Police issues are being handled and finances look good.

Old Business:

Council is no longer considering the purchase of the clinic building (the former post office) on North Cheshire. Mrs. Beaumier asked about the possibility of setting aside \$200,000 as suggested by former council member Rouge before he left office. Mayor Fischbach stated that the money is available in the General Fund and that it is not necessary to setup a separate account. The money is earning interest in aggregate with the rest of our funds.

New Business:

Mrs. Lillibridge mentioned that Middlefield Village is doing a lot of promotion and was featured on television news recently. Mayor Fischbach encouraged Council to think of ways to promote business and economic development in the Village.

Ms. Coleman moved to adjourn and Mr. Ronyak seconded the motion. Meeting adjourned at 8:35 PM.

Mayor

Fiscal Officer