

**Council Meeting
23 November 2015**

Mr. Boehnlein called the meeting to order at 7:00 PM. Mayor Fischbach was detained but would be here as soon as possible.

Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Jennell Dahlhausen – No, Charles Boehnlein – Yes.

Visitors: Jack Garner, Marcianne Kimpton, Lisa Hernandez, Dianne Lillibridge, James Koster, Jamie Barna, Nicholas Miltner, Ann Wishart, Alex Hansel, Todd Hicks.

Fiscal Officer:

Mr. Paquette asked for a motion to pay approved bills. Mr. Blair moved to pay approved bills and Mr. Ronyak seconded the motion. By voice vote, motion passed.

Mr. Paquette asked for a motion to approve or amend the minutes of 9 November. Mr. Paquette noted that he had met with Ms. Dahlhausen and updated the minutes. Mr. Boehnlein moved to accept the minutes as written. Ms. Swaney seconded the motion. By voice vote motion passed.

Ordinances and Resolutions:

Ms. Swaney read tabled Resolution 2015- 20, pursuant to section 718.01 of the Ohio Revised Code, declaring it necessary to provide for an additional one-half percent income tax to be levied for the purpose of generating revenue for general municipal purposes, directing the Board of Elections to conduct an election and declaring an emergency. Mr. Boehnlein asked if Council wanted to take the resolution off the table. Council did not act.

Ms. Swaney read tabled Ordinance 2285-15, declaring it necessary to amend section 171.03 (a) of the Codified Ordinances of the Village of Burton Ohio, to provide for an additional tax levied for the purposes of providing funds for general municipal operations, services and capital improvements pursuant to section 718.01 (C) of the Ohio Revised Code and declaring an emergency. Mr. Boehnlein asked if Council wanted to take the ordinance off the table. Council did not act.

Ms. Swaney placed Ordinance 2286-15, to amend chapter 171 of the Codified Ordinances of the Village of Burton regarding municipal income tax, on final reading. Mr. Paquette provided Council with a suggested change to the ordinance they received by email. In section 171.18 (2), Ms. Dahlhausen has recommended that rather than not addressing the issue, the Ordinance should state that the three members of the tax review board may be domiciled in the Village but the appointing authority has the ability to seek members who are not

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domiciled in the Village. Council agreed with this suggestion. Ms. Swaney moved to adopt Ordinance 2286-15 as amended. Mr. Ronyak seconded the motion. Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Charles Boehnlein – Yes. Ordinance 2286-15 is adopted.

Ms. Swaney introduced Resolution 2015-26, authorizing the Fiscal Officer to transfer funds from D09 Goodwin, Peckham, and Hickox Funds to A01 General Funds and declaring an emergency, and placed it on first reading. Mr. Paquette explained that the funds in the D09 capital account were put there to cover the initial expense of the Goodwin Peckham water/sewer connection project until the residents assessments caught up. Mr. Paquette recommended moving the funds back to the General Fund until a specific capital project is identified. Mr. Ronyak moved to waive further readings of Resolution 2015-26 and Ms. Swaney seconded the motion. Roll Call: Craig Ronyak – Yes, Linda Swaney – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Charles Boehnlein – Yes. Motion passed.

Mr. Boehnlein moved to adopt Resolution 2015-26 and Mr. Ronyak seconded the motion. Roll Call: Charles Boehnlein – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Linda Swaney – Yes. Resolution 2015-26 is adopted.

Ms. Swaney introduced Ordinance 2291-15, hiring Thrasher, Dinsmore and Dolan as Village solicitor for the years 2016 and 2017, and placed it on first reading. Mr. Hicks stated that he did not see a reason to rush into passing this at this meeting. Mr. Hicks recommended waiting until the new council was seated. Ms. Swaney moved to waive further readings. Mr. Ronyak seconded the motion. Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Tom Blair – No, Roberta Dobay – Yes, Charles Boehnlein – Yes. Motion failed for lack of five yeas votes. Ordinance 2291-15 remains on first reading.

Mayors Report:

Mr. Boehnlein had nothing to report for Mayor Fischbach.

Old Business

Mr. Boehnlein asked Council about scheduling of the final meeting in December. Mr. Boehnlein reported that the Mayor is suggesting cancelling the meetings on the 14th and 28th of December and having just one regular meeting for the month on 21 December. Mr. Boehnlein moved to hold one meeting in December on the 21st and to cancel the meetings on the 14th and 28th of December. Ms. Swaney seconded the motion. Roll Call: Charles Boehnlein – Yes, Linda Swaney – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes.

New Business:

Mr. Paquette reported that the 1798 Grille, formerly Tom and Jerry's, has applied for a D5L liquor license under the Village Revitalization district legislation. The Ohio Liquor Control Board has asked if Council wishes to hold a hearing on the subject or not. Mr. Boehnlein moved to not request a hearing. Ms. Swaney

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seconded the motion. Roll Call: Charles Boehnlein – Yes, Linda Swaney – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes. Motion passed.

Ms. Swaney reported that Library Director Holly Lynn has resigned from the Burton Public Library effective 31 Dec 2015 for a position in Vermillion. An interim director will be appointed while a new director is found.

Mr. Boehnlein asked the Police Department to report. Officer Barna reported that the department responded to 156 calls, made 5 arrests and 85 traffic stops. 6699 miles were put on the police vehicles.

Mr. Boehnlein moved to adjourn and Mr. Blair seconded the motion. Meeting adjourned at 7:17 PM.

Mayor/President Pro Tempore

Fiscal Officer