

Burton Village Council Minutes
14 November 2016

Mayor Koster called the meeting of the Burton Village Council to order at 6:00 PM. Mayor Koster noted that this meeting was being called at an earlier time to facilitate the selection of a replacement Council member.

Visitors:

Cindi Boehnlein, Jack Garner, Ann Wishart, Dianne Lillibridge, Krista Kano, Marcianne Kimpton, Joe Hernandez, Jane Koroshes, Lee Koroshes, Rick Gruber, Chip Hess, David Jevnikar, Luanne Dvorak, Jim Dvorak, Candace DeSantis, Jose Walkos, Daniel DeSantis

Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes, Charlie Blair – Yes.

Mayor Koster asked Council to consider the appointment of a new Council member as the first order of business at this meeting. Mayor Koster asked Council to briefly enter executive session to discuss the qualifications of the two candidates applying for the open seat. Those candidates are Joe Hernandez and Rick Chambers.

Mr. Boehnlein moved to enter executive session to discuss personnel selection for the open Council seat. Mr. Ronyak seconded the motion. Roll Call: Charles Boehnlein – Yes, Craig Ronyak – Yes, Roberta Dobay – Yes, Tom Blair – Yes, Charlie Blair – Yes. Motion passed. Council entered executive session at 6:02 PM.

Mr. Boehnlein moved to leave executive session at 6:12 PM and Ms. Dobay seconded the motion. Roll Call: Charles Boehnlein – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Charlie Blair – Yes. Council returned to regular session.

Mayor Koster asked Council to make a motion to select one of the two candidates. Mr. Boehnlein moved appoint Mr. Joe Hernandez to fill the vacant seat of Lisa Hernandez for the remainder of her unexpired term. Ms. Dobay seconded the motion. Roll Call: Charles Boehnlein – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Charlie Blair – Yes. Mr. Hernandez is the new council member. Mayor Koster pointed out that the term may run until 31 December 2019 or until 31 December 2017, depending upon the law. Mr. Ronyak reported that he had received confirmation from Mr. Hicks that the term was indeed for the entire remaining three years. Mr. Paquette was asked to confirm with the Board of Elections also. Mr. Paquette will send a letter to Mr. Chambers informing him of the outcome and thanking him for his interest.

Mayor Koster swore in Mr. Hernandez who then took his seat at the table.

Ms. Dobay excused herself and departed due to illness.

Mayor Koster asked for a motion to approve or amend the minutes of the Council meeting on 24 October 2016. Mr. Boehnlein moved to accept the minutes as written. Mr. Ronyak seconded the motion. By voice vote the motion passed.

Mayor Koster asked for a motion to approve or amend the agenda for 14 November 2016. Mr. Ronyak moved to accept the agenda as amended by the earlier membership vote and executive session. Mr. Boehnlein seconded the motion. By voice vote the motion passed.

Fiscal Officers Report:

Mr. Paquette briefly outlined the 2017 budget proposal as presented to Council. The Police, Street, Cemetery, and Tree Commission budget requests from their respective committees and department heads were each adjusted by the Fiscal Officer and the Finance Committee chair prior to the meeting. Mr. Paquette pointed out that these Special Revenue funds could always request additional funding during 2017, but funds transferred into them and not used could not easily be taken out and used elsewhere. The Fire Department was calculated at 5%. Mr. Paquette discussed the five year outlook also. Carryover was improved over the course of five years with the reduction in health care costs afforded by hiring Mrs. Hernandez, eliminating the budget line item for School Resource officer until the program is reinitiated, capping fire contract cost increases at 5% per year, recognizing the increased revenue from the replacement police levy and the additional fire levy. Mr. Paquette will continue to work with the Department heads and committees to reduce spending and excessive budgets. Mr. Paquette went over the pie charts included in the five year plan noting the mild upswing in carryover in the General Fund and pointing out that over 50% of the expense in the General Fund came from transfers out to Street and Police. Because of the available carryover not present before, Mr. Paquette suggested dedicating \$100,000 to a street project as yet to be determined in 2019. Then in 2021 another \$76,000 should be held out for vehicle replacement.

Concerning the Fire Department, Mr. Paquette reported that the savings of a suggested 5% rate hike from the Burton Volunteer Fire Department will make a big difference also.

Mr. Ronyak moved to accept and pay approved invoices. Mr. T. Blair seconded the motion. By voice vote the motion is approved.

Ordinances and Resolutions

Mr. Paquette placed Ordinance 2309-16, to make interim appropriations for current expenses and other expenditures of the Village of Burton during the Fiscal Year ending 31 December 2017, on second reading. Mr. Boehnlein, noting the few number of meetings left in the year, moved to waive further readings. Mr. Ronyak seconded the motion. Roll Call:

Charles Boehnlein – Yes, Craig Ronyak – Yes, Joe Hernandez – Yes, Tom Blair – Yes, Charlie Blair – Yes. Motion passed.

Mr. Boehnlein moved to adopt Ordinance 2309-16 and Mr. Ronyak seconded the motion. Roll Call: Charles Boehnlein – Yes, Craig Ronyak – Yes, Joe Hernandez – Yes, Tom Blair – Yes, Charlie Blair – Yes. Ordinance 2309-16 is adopted.

Mr. Boehnlein introduced Ordinance 2311-16, to approve and enact the 2016 replacement pages to the Codified Ordinances and declaring an emergency, and moved to waive readings. Mr. T. Blair seconded the motion. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Joe Hernandez – Yes, Craig Ronyak – Yes, Charlie Blair – Yes. Motion passed.

Mr. Boehnlein moved to adopt Ordinance 2311-16 and Mr. T. Blair seconded the motion. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Joe Hernandez – Yes, Craig Ronyak – Yes, Charlie Blair – Yes. Ordinance 2311-16 is adopted.

Mayors Report:

Mayor Koster appointed Mr. Hernandez to the Historic District Architectural Review Board.

Mayor Koster recognized Mr. Jim Dvorak. Mr. Dvorak and his wife asked Council for their approval to tie into the Village water and sewer system for a property just outside the Village limits at the southwest corner of Hotchkiss and Rapids. Council discussed. Mr. C. Blair informed Council that the Board of Public Affairs had approved the tie already. Mr. C. Blair moved to allow the Dvorak property at 13543 Hotchkiss Road to tie into the Burton Village water and sewer system provided they did not contest future annexation and provided that a deed restriction be annotated noting this provision. Mr. Ronyak seconded the motion. Roll Call: Charlie Blair – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Joe Hernandez – Yes, Charles Boehnlein – Yes. Motion passed.

Mayor Koster recognized Mr. Jevnikar of Geauga TV (G-TV) and asked him to speak to Council about G-TV services and contract. Mr. Jevnikar provided Council with a demonstration of the G-TV.org website and the information and images available to the public at large who visit the site. Mr. Jevnikar noted that it was Burton Village Council's questions about availability to residents who do not subscribe to cable that prompted Mr. Jevnikar to pursue these increased website opportunities. Mr. Jevnikar pointed to a weather application that records weather on Chardon Square as something he would like to have in Burton also, a digital picture library of county events including Berkshire Schools and Burton Village, streaming video on demand and access to the live video going out over channels 20 and 22 of those residents with cable access. The cable franchise fee, established by the State of Ohio, received by the Village pays for the G-TV contract under an agreement with the Village Council. Mr. Jevnikar asked Council to continue to support the G-TV's work. Council thanked him for the presentation.

Old Business

Mayor Koster asked Mr. Gruber and Mr. Hess for an update on the work being done by Ronyak Paving on Ronyak Paving's property on Colony Lane. Mr. Gruber stated although Ronyak Paving has discussed with him and Mr. Hess the possible addition of a driveway from the Ronyak Paving industrial property to their property on Colony Lane which is currently zoned Suburban Residential (R-1). Mr. Gruber has informed Ronyak Paving that they must get a variance or a lot split before a driveway can be used. Mayor Koster, Mr. Gruber and the Village office have been made aware that Ronyak Paving is doing earthwork and changing the layout of their Colony Lane property. According to Village regulations, Ronyak Paving needed to file an erosion control plan with the Village before conducting this work. The Village has mailed Ronyak Paving telling them to cease and desist all work on their properties until such a plan has been filed. Mr. Gruber and Mr. Hess have both talked to Ronyak Paving telling them of the requirements they need to have before proceeding further. Mr. Gruber also noted that the Ohio EPA has been notified by a concerned party and is now contacting Ronyak Paving to notify them to stop work until the proper permits from the EPA are obtained. The Village office has not received any zoning request or erosion control plan from Ronyak Paving. Mayor Koster asked Mr. Dvorak if Burton Township had any further information. Mr. Dvorak stated that the Township had heard from concerned Township residents on Colony Lane and had met with the Geauga County engineer to examine Colony Lane and its condition. Some residents on Colony Lane have sent a letter to Geauga County Engineer, and Burton Township, and copied the Village, requesting that Colony Lane be cut off from the Village at the Township line with a barrier of some kind.

New Business

Mr. C. Blair explained to Council that the Tree Commission had met and considered the estimates of two companies to trim and remove trees in the Village. No trees in the park will be harmed. Mr. C. Blair moved to accept the estimate from Independent Tree. Mr. Ronyak seconded the motion. By voice vote the motion passed.

Open Public Participation

Ms. Candace DeSantis of Colony Lane, Burton Township expressed her concern about Ronyak Paving being allowed to run trucks down Colony Lane from their proposed driveway. Mr. Joe Walkos also expressed this concern. Their position was that the road is unimproved and will not stand up to heavy truck traffic. They also stated that many accidents already occur on the unpaved road as a result of the 50 MPH speed limit allowed on unimproved roads in the County. The increase in traffic, especially trucks, would result in more accidents. Mr. Walkos pointed out that the Village signs indicated that truck traffic wasn't allowed on the road. Ms. DeSantis wanted to know if the Village had talked to Ronyak Paving about their plans. Mayor Koster explained the process of permits and

reiterated the fact that the Village had sent out a cease work order. He also reminded them that the Village was also still waiting to hear what their plans were.

Mr. Lee Koroshes asked for an update on the unloading zone at Preston Kia on West Center. He felt that the situation was still a hazard. Mayor Koster stated that he hadn't heard anything from Chief Smigelski. Mr. Koroshes asked the Mayor to please follow up.

Mr. Koroshes asked about leaf collection. He complained that leaf collection so far was not very good. Mr. C. Blair agreed and stated that it seemed that two workers, one driving and one with the leaf vac, was not enough. Mr. Koroshes suggested that a seasonal worker be hired.

Mr. Ronyak moved to adjourn the meeting. Mr. Boehnlein seconded the motion. Meeting adjourned at 8:10 PM.

Fiscal Officer

Mayor /President Pro Tem