

Burton Village Council Meeting  
Minutes  
March 11, 2019

Mayor Hernandez called the meeting to order at 7 PM.

Visitors: Jennell Dahlhausen, Lisa Hernandez, Marcianne Kimpton, Jack Garner, Rick Gruber, Nick Rundo, Margaret Bechter, Alison Weeks, Tom Clark, Bill Clark, Travis & Christine Heltzel, Joe Kozial, Ann Wishart.

**Roll Call:**

Council: Ruth Spanos – Yes, Tom Blair – Yes, Nick Tromba – No, Bonnie Richards – Yes, Cory Brown – Yes, Charles Boehnlein – Yes.

Mr. Blair moved to approve the minutes of February 25, 2019 as written, seconded by Mr. Brown. Roll Call: Tom Blair – Yes, Cory Brown – Yes, Charles Boehnlein – Abstain, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Mr. Boehnlein moved to approve the agenda, seconded by Mr. Blair. Roll Call: Tom Blair – Yes, Cory Brown – Yes, Charles Boehnlein – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

**Mayors Report**

The Mayor recommended the appointment of Christine Heltzel to the Historic District Architectural Review Board. Ms. Heltzel is a lifelong resident of Burton and purchased a home in the village about 6 years ago. Ms. Spanos moved to appointment of Christine Heltzel to the Historic District Architectural Review Board, seconded by Mr. Brown. Roll Call: Ruth Spanos – Yes, Cory Brown – Yes, Tom Blair – Yes, Charles Boehnlein – Yes, Bonnie Richards – Yes. Motion passed.

Ms. Heltzel was sworn in.

The Mayor brought attention to the Fire Department contract. Ordinance 2354-19 will be on third reading but the Mayor recommended holding off on approval until he hears back from the Solicitor. The Fire Department had a chance to speak at the February 11<sup>th</sup> meeting when the Ordinance was placed on first reading, but didn't comment. This Ordinance approves the same contract at the 2018 amount of \$178,549.56. The Fire Department provided a revised version of the contract at the February 25<sup>th</sup> meeting with a 5% increase. The Mayor stated Council can approve the contract, table it or they can terminate the current contract and look for another company to provide fire and EMS services.

Ms. Margaret Bechter stated that she lives at 14024 East Center Street and asked Ms. Dahlhausen about the Mayors Permit for her neighbor, Mr. Cory Brown. It was determined that he applied for a permit in July of 2017 for waterproofing and it was refunded in October of 2017. There is no time limit specified in the Codified Ordinances for how long a Mayors Permit can stay open and there were no signatures for approval of

the completion of the project from the Utilities Department or Street Commissioner. She was informed there was another Fiscal Officer at that time and there was no explanation as to why it was refunded. She feels her property is suffering due to the ongoing work being completed.

Ms. Bechter had to contact a waterproofing company due to excessive water in her basement. She just had waterproofing completed to the home in 2007 and she said the work took three days to complete.

Mr. Brown apologized for the ongoing work and said he is hopeful the work will be completed in the spring. Mr. Brown applied for another Mayors Permit that is valid.

Mr. Gruber stated he thought Mayors Permits weren't required for projects like this. Ms. Dahlhausen explained anytime there is heavy equipment being used or digging near water or sewer laterals, even on private property, a Mayors Permit is required to ensure protection of Village property.

### **Fiscal Officers Report**

Ms. Dahlhausen explained that Resolution 2019-10 is the approval of the final budget for 2019 and the Street Maintenance line item was increased. There were many repairs due to old equipment and we were hoping to pay for the recent Preston bill for \$8,030.86 for the 2004 Kodiak plow truck out of the 2018 budget. Many other recent repairs were completed in house to try to cut the cost of repairs.

Mr. Boehnlein moved to pay approved Council invoices, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Cory Brown – Yes, Ruth Spanos – Yes, Bonnie Richards – Yes. Motion passed.

### **Ordinances and Resolutions**

Mayor placed Ordinance 2354-19, authorizing the Mayor and the Fiscal Officer of the Village of Burton to enter into an agreement with the Burton Volunteer Fire Department, Inc. for fire and emergency services from January 1, 2019 to December 31, 2019, on third reading. Mr. Boehnlein moved to table Ordinance 2354-19, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Cory Brown – Yes, Ruth Spanos – Yes. Motion passed.

Mayor placed Ordinance 2355-19 approving the Solid Waste Management Plan of the Geauga Trumbull Solid Waste Management District on second reading.

Mayor placed Ordinance 2356-19 amending section 925.02 of the Village of Burton Codified Ordinances to change the quarterly billing to monthly and declaring an emergency on first reading. Mr. Boehnlein moved to waive further readings, seconded by Ms. Richards. Roll Call: Charles Boehnlein – Yes, Bonnie Richards – Yes, Tom Blair – Yes, Cory Brown – Yes, Ruth Spanos – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Ms. Richards. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Cory Brown – Yes, Ruth Spanos – Yes. Motion passed.

Mayor placed Ordinance 2357-19 authorizing the Mayor to enter into an agreement with Debbie Palmisano, doing business as Greenwoman LLC, for professional services commencing April 1, 2019 and ending March 31, 2020 on second reading.

Mayor placed Ordinance 2358-19 authorizing all actions necessary to accept the Northeast Ohio Public Energy Council (NOPEC) Energized Community Grants on first reading. Mr. Boehnlein moved to waive further readings, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Bonnie Richards – Yes, Tom Blair – Yes, Ruth Spanos – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Mayor placed Resolution 2019-05 adding a line item to the General Fund (A01) of the Village of Burton Budget for the revenue and expenses incurred with the single trash hauler on third reading. Mr. Boehnlein moved to adopt, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Mayor placed Resolution 2019-06 adding a line item to the Street Operating Fund (B01) and the Street Highway Fund (B02) of the Village of Burton Budget for the Motor Vehicle License Permissive Tax revenue on third reading. Mr. Boehnlein moved to adopt, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Mayor placed Resolution 2019-10 approving the Fiscal Officer to request an Amended Certificate of Resources and Permanent Appropriations from the County Auditor regarding the General, Special Revenue, Capital Projects and Enterprise Funds on first reading. Mr. Boehnlein moved to waive further readings, seconded by Ms. Richards. Roll Call: Charles Boehnlein – Yes, Bonnie Richards – Yes, Tom Blair – Yes, Cory Brown – Yes, Ruth Spanos – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Ms. Richards. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Cory Brown – Yes, Ruth Spanos – Yes. Motion passed.

Mayor placed Resolution 2019-11 requesting the County Auditor to certify the taxing authority the total tax valuation of the subdivision and the dollar amount of revenue that would be generated by a specified number of mills on first reading. There was a typo that stated this is a replacement levy instead of renewal. A revised copy of the Resolution will be provided for the next meeting.

### **Old Business**

Ms. Hernandez stated that trash containers will be delivered soon for the single trash hauler program. April 5<sup>th</sup> is the first pick up date and recycling will be collected every other week.

Ms. Hernandez brought up web hosting for the village website and village email accounts. She will need to get back to the county with an answer for these items. Ms. Spanos doesn't like that Council would share an email account. She feels everyone should have a separate account.

Mr. Boehnlein stated he doesn't see the need for having separate email accounts for the village and thinks using Gmail or Yahoo is cost effective. Ms. Dahlhausen added that the web hosting was budgeted for in 2019, but not email accounts. Council agreed to continue the web hosting but hold off on the email accounts at this time.

The Mayor stated Ms. Dahlhausen has received quotes for IT companies and this will be an ongoing topic at future meetings.

Ms. Weeks provided a quote for insurance for the Easter Egg Hunt of \$333.00. Mr. Blair moved to approve the donation of \$333 to the Easter Egg Hunt for insurance, seconded by Mr. Brown. Roll Call: Tom Blair – Yes, Cory Brown – Yes, Charles Boehnlein – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Ms. Weeks added that volunteers are needed.

There are several change orders to the Waste Water Treatment Plant. Ms. Dahlhausen stated the change orders will not increase the loan amount. Mr. Boehnlein moved to approve the WWTP change orders, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Cory Brown – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Ms. Dahlhausen explained the Fire Department applied for a grant through the Ohio Department of Commerce for various equipment. They had to apply through a municipality and the Mayor granted temporary approval since they asked the day the grant was due. Mr. Boehnlein moved to allow the Fire Department to apply for a grant through the Ohio Department of Commerce for various equipment through the Village of Burton, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Mayor thanked Ms. Hernandez for her service as Deputy Administrative Assistant and said the position has been posted for advertisement.

Mr. Boehnlein moved to accept Ms. Hernandez's resignation as Deputy Administrative Assistant, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Cory Brown – Yes, Bonnie Richards – Yes, Ruth Spanos – Yes. Motion passed.

Mr. Hernandez asked Council if they would like to go into executive session to discuss Ms. Hernandez's resignation. There was no interest to enter into executive session from Council.

### **New Business**

Nothing to report.

**Public Participation**

Nothing to report.

Mr. Blair moved to adjourn, seconded by Mr. Brown. By voice vote the motion passed.  
Meeting adjourned at 8:37 PM.

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Fiscal Officer

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Mayor/Council President