

Burton Village Council Meeting  
Minutes  
September 9, 2019

President Pro Tem Boehnlein called the meeting to order at 7 PM.

Visitors: Jennell Dahlhausen, Joe Kozial, Richard Frenchie, Dan Demko, Ann Wishart, Jack Garner, Don Rice, Todd Hicks.

**Roll Call:**

Council: Ruth Spanos – Yes, Tom Blair – Yes, Nick Tromba – Yes, Bonnie Richards – Yes, Cory Brown – Yes, Charles Boehnlein – Yes.

Mr. Boehnlein would like to add any questions for the Solicitor after the approval of invoices on the agenda. Mr. Blair moved to approve the amended agenda, seconded by Ms. Richards. Roll Call: Tom Blair – Yes, Bonnie Richards – Yes, Charles Boehnlein – Yes, Cory Brown – Yes, Ruth Spanos – Yes, Nick Tromba – Yes. Motion passed.

Mr. Brown moved to approve the minutes of August 26, 2019, seconded by Ms. Richards. By voice vote, the motion passed.

**Mayors Report**

The Mayor was not available to attend due to his full time job. He provided a report to Council. There were no questions or comments on the report that was emailed.

**Fiscal Officers Report**

Ms. Dahlhausen spoke with Burton VCA. They would like to donate an additional dog station to the park and supply the dog waste bags. They asked if they would be able to put a small plaque stating the stations are sponsored by the Burton VCA. Ms. Richards moved to allow Burton VCA to put a small plaque on each of the dog waste stations in the park since they will be supplying the bags and donating an additional station, seconded by Mr. Blair. By voice vote, the motion passed.

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

**Solicitors Report:**

Mr. Boehnlein asked how long it takes to establish a JEDD. Mr. Hicks stated it depends on the everyone's input and cooperation that will be included in the JEDD. Mr. Hicks spoke with Burton Townships attorney and the Trustees are opposed to forced annexation. The Hillside Village group stated they have begun the process of pursuing annexation through the County Commissioners.

Ms. Dahlhausen asked if the annexation were to go to hearing with the Commissioners, would that be considered forced annexation. Mr. Hicks stated it would be a forced annexation.

Ms. Dahlhausen also asked if the village and township had a revenue share agreement and the school property remains in the township if we would be able to charge a municipal income tax since townships don't have a municipal income tax and there is no property tax on the Kent property to share. Mr. Hicks stated that we would be able to charge an income tax if all parties such as the township, village, county, property owner and the school agreed to a contract.

Ms. Richards asked if we would have any leverage if the water and sewer was approved before an agreement. Mr. Hicks stated the water and sewer extension would be our leverage.

Mr. Brown asked if we could decide to charge a .75% income tax instead of the current 1% income tax. Mr. Hicks stated we could propose any amount.

Ms. Spanos asked if Berkshire School should be applying for the tap in request for utilities since Kent State is the owner of the property. Mr. Hicks stated Kent State should be the one to request the utility tap in.

Mr. Hess stated he was informed by the school they did request a sewer tap in from the county. Mr. Hicks and Mr. Hess will put together a list of requirements needed for the tap in and determine a deposit amount for the review. Mr. Hess added that BPA will have to approve the water tap in and Council will approve the sewer tap in after the county comes to us, but BPA stated they are waiting to see what Council wants to do with the existing ordinance that requires any properties outside the village to request annexation if they would like to tap into the village utilities.

### **Ordinances and Resolutions**

Mr. Boehnlein placed Resolution 2019-32, accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor, on second reading. Mr. Blair moved to waive further readings, seconded by Mr. Tromba. Roll Call: Tom Blair – Yes, Nick Tromba – Yes, Charles Boehnlein – Yes, Bonnie Richards – Yes, Cory Brown – Yes, Ruth Spanos – Yes. Motion passed.

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

### **Old Business**

Mr. Frenchie stated they have filed the needed paperwork with the County Commissioners to proceed with their annexation request.

Mr. Brown asked if there are more specific numbers of proposed units. Mr. Frenchie stated they are currently getting plans developed with this information.

### **New Business**

Council determined the Trick or Treating will be held from 5:30 PM to 7 PM on October 31<sup>st</sup>.

**Public Participation**

Mr. Rice briefly reviewed that Metzenbaum Center serves 950 residents in Geauga County from the ages of 2 months to 90 years old. There are 202 county residents that receive residential care and they are honored that they were able to find employment for 141 county residents at a minimum wage or above rate.

Mr. Blair moved to adjourn, seconded by Mr. Tromba. By voice vote the motion passed. Meeting adjourned at 7:55 PM.

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Fiscal Officer

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Mayor/Council President