

Held MARCH 2

2010

**CALL TO ORDER BY MAYOR TUCKER****ROLL CALL**

Mr. Beltz P  
 Ms Billings P  
 Mr. Currie P  
 Mr. Hough P  
 Ms. Ries P  
 Mr. Sullivan P

**INVOCATION:** Pastor Ron Bowers**PLEDGE OF ALLEGIANCE****CITIZENS COMMENTS (Agenda Matters Only)**

No one spoke from the audience.

Guest: Mr. Bob Fonte from Stark Parks discussed the Wetland proposal and how it fits into the whole plan to tie the park system together within the County.

**FISCAL OFFICER**

Council Member Hough moved to accept the February 16, 2010 Council minutes with the following corrections: Bills paid 1<sup>st</sup> half of February, second column the Postmaster should be \$30.43. Under the Mayor's report it states "the Solicitor reported that the committee decided to retain Independent Energy Consultants," and it should read "the Finance Committee." Council Member Billings seconded, and passed by all in attendance.

Council Member Beltz moved to accept the bills for payment. Council Member Billings seconded, and passed by all in attendance.

**Bills Paid 2<sup>nd</sup> Half February 2010**

JOHN T NORMAN	\$ 961.65	SCOTT MICALE	\$ 367.91
JEFFREY IGLEHEART	\$1,255.96	INCOME TAX REFUNDS	\$ 941.61
JAMES D. WELCH	\$ 923.01	LAKE TOWNSHIP	\$15,000.00
RYAN DERHAMMER	\$ 923.11	ME COMPANIES	\$ 2,130.00
MARK LOIUDICE	\$ 853.67	KNOWLES PRESS	\$ 450.00
LAWRENCE DORDEA	\$1,397.40	SPEEDWAY SUPER AMERICA	\$ 1,662.71
JENNIFER LINT	\$ 702.16	A-1 COMMUNICATIONS	\$ 55.00
HARRY LOVEJOY JR	\$ 318.86	HARTVILLE AUTO REPAIR	\$ 5.53
NATHAN MILLER	\$ 667.57	INTEGRITY PRINT SOLUTIONS	\$ 1,203.28
RAY WITTENSOLDNER	\$1,428.07	SANI SERV	\$ 70.10
CHERYL MARCELLI	\$ 865.31	OHIO ASSOC OF TAX ADM	\$ 14.50
LOREEN PALUMBO	\$ 733.65	EDSEL TUCKER	\$ 64.79
LORI QUINN	\$ 541.54	SHERIFF TIMOTHY SWANSON	\$ 1,700.00
GARY WENZEL	\$ 998.77	LAKE COMMUNITY C.U. VISA	\$ .27
EDSEL TUCKER	\$ 544.35	KINGSWAY ART & SIGN	\$ 120.00
MICHAEL RINGER	\$ 992.64	CARGILL SALT	\$ 792.01
VILLAGE OF HARTVILLE	\$ 255.96	PITNEY BOWES	\$ 93.00
HUNTINGTON BANK	\$2,584.62	STAPLES BUS. ADV	\$ 268.90
HUNTINGTON BANK	\$ 255.12	SIGNAL SERVICE	\$ 188.79
STARK FED CU	\$ 670.00	NUVOX	\$ 1,019.06
OHIO DEFERRED COMP	\$ 395.00	L-3 MOBILEVISION INC	\$ 64.00
FIRST HSA	\$ 120.00	REG PLANNING COMMISSION	\$ 27.00
AULTCARE/MLIC	\$4,469.65		
FIRST HSA	\$ 354.17		
OPERS	\$3,183.99		

**RECORD OF PROCEEDINGS**

0191

Minutes of **HARTVILLE VILLAGE COUNCIL**

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held           MARCH 2           20   10  

OPERS	\$3,520.30		
OP&F	\$1,745.45		
POST MASTER	\$ 27.62		
OHIO EDISON	\$2,871.01		
JOHN PILLA	\$ 350.00		
CHRISTOPHER MESSENGER	\$ 350.00		
CHARLES PRICE	\$ 599.00	TOTAL	\$62,098.07

**MAYOR**

The Mayor asked Chief Dordea to give a briefing on the Police Department.

Chief Dordea reported on the following: current staff in the department, the Vehicle purchased from Uniontown Police Department and the proposed new software (TAC) for Stark County.

A Safety Committee meeting set for March 9<sup>th</sup> at 7:00 p.m.

The Mayor commented on the need for sidewalks. At the next Street & Drainage meeting the following items need to be addressed: sidewalks, stop signs, and parking bans.

**OLD BUSINESS**

Mayor reported on the servicing of the police cars. The Chevy's will be taken to Fast Lube, and the Fords will be taken to Spitzer. The reason for the Fords going to Spitzer is because they are still under warranty.

The Mayor asks that the Zoning Committee schedule a meeting in order to address off-premise signs.

A Zoning Committee meeting set for February 4<sup>th</sup> at 7:00.

**LAW DIRECTOR:**

**THIRD READING OF ORDINANCES:**

None at this time.

**SECOND READING OF ORDINANCES:**

None at this time.

**INTRODUCTION AND FIRST READING OF ORDINANCES:**

None at this time.

Solicitor Starkey addressed Council regarding the sewer assessments on the Woodland Project. From a statutory time period, as far as notification, it all seems to be in order. No appeals were made by any persons other than those that were already appropriately documented to the Equalization Board and there were no appeals after the decision of the Equalization Board. I also checked as far as a property owner making a claim for damages for an assessment, and the ORC 727.18 read "any person claiming such an item must present a claim in that regard within two weeks of completion of the special assessments or be time barred from filing a claim or receiving damages."

The Solicitor says that everything was done correctly and the time for an appeal has past. He explained to Council that everyone received a letter from the Village indicating their rights under the law and advising them to contact the Village to meet with the assessment Board if they chose to challenge that.

The Village Solicitor checked on the abstaining from a vote and found that you must answer yea or nay when a question is presented to you. Failure to answer

Held MARCH 2

20 10

in an affirmative deemed a no vote. Under ORC 102.03 (Ethics portion) gives you the right to abstain if you have a conflict of interest you must abstain from a vote.

On the contract with the Ohio Rail Development, I do not see any problems with the contract. He is concerned that in the agreement you have to certify that the Village will comply with Executive order that Strickland put into effect when he took office, certifying that no persons affiliated with the Village will accept any gifts or close family member in compliance with that agreement. He asked if the Village has done anything to make sure that we have no one affiliated with the contract.

The Engineer answered that in the Village we haven't incorporated it in any of our contract specifications. With his firm, when they enter into a project with federal funds, they have to fill out that form. The County Engineer's office, or whoever our client may be, provides us with that form.

The Solicitor added that the Village's Insurance carrier is requesting a few items and policies that must be implemented that the Village Insurance carrier is requiring. One of the items is that the Law Director must attend all planning and zoning meetings, another item is a written master plan for development for the Village. Other issues will be discussed in a Commerce Development meeting set for March 9<sup>th</sup> at 6:00 p.m.

**ENGINEER:**

Regarding the Phase II NPDES Storm Water Permit and the signal at Prospect & Maple both will be reported by Mr. Currie during the Street & Drainage report.

A meeting was held on the 25<sup>th</sup> of February with the Ohio Rail Development to lay down the ground work for the project, and it went very well.

Still waiting and trying to get the technical minds together to discuss the Wetlands. There are some questions that need asked of each other, one being the rain water run-off.

**REQUESTS OF COUNCIL MEMBERS:**

None at this time.

**REPORTS OF COUNCIL COMMITTEES:**

Finance ~ \*Beltz, Billings, Hough

Council Member Beltz reported on the Industrial Park lots and the appeal with the Auditor's office. The Solicitor did place the call with the Auditor's office and will get a meeting set towards the end of the month.

Other topics discussed were the collection of income tax, incorrect sewer tap-in fees that were assessed to a restaurant. Paperwork will be provided by the Mayor.

The next meeting will be February 9th at 5:00 p.m.

Street and Drainage ~ Beltz, Currie Ries

Council Member Currie reported on the agreement between the Village and Stark County Soil & Water District. This is a three year contract at \$3,500/per year, and the Committee recommends to Council that this be approved with the addition of the ethics clause.

RECORD OF PROCEEDINGS

0193

Minutes of

HARTVILLE VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

MARCH 2

20 10

Council Member Currie moved to accept the contract between the Village of Hartville and Stark County Soil & Water District. Council Member Ries seconded, and passed by all in attendance.

Other items discussed at the meeting were the Wetlands project, paving needs of the Village, street striping and the N. Prospect project.

The next meeting will be March 18<sup>th</sup> at 7:00 p.m.

Safety ~ Beltz, Billings, \*Currie  
Nothing to report.

Recreation & Parks (Tree) ~ \*Billings, Ries  
Council Member Billings reported that the Arbor Day Ceremony will be held on Saturday, April 24<sup>th</sup>, and Memorial Day Ceremony, Saturday, May 29<sup>th</sup> both at 10 a.m.

The next meeting will be March 4<sup>th</sup> at 6:00 p.m.

Commerce Development ~ Currie, Hough, Ries  
The next meeting will be March 9<sup>th</sup> at 6:00 p.m.

Zoning Book ~ Hough, Sullivan  
The next meeting will be March 4<sup>th</sup> at 7:00 p.m.

Sewer Rates ~ \*Beltz, Hough, Sullivan  
Council Member Beltz reported that the committee is still gathering information on the functionality of the meters. Once received, another meeting will be scheduled.

Personnel/Handbook (Grievance) ~ Billings, \*Currie, Sullivan  
Council Member Currie reported that some language in the employee handbook needs to be revised. The Village Solicitor is checking with the insurance company regarding coverage for department heads driving Village vehicles to and from their residence, and employees driving vehicles for village business.

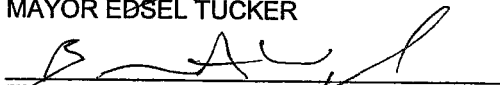
Planning ~ \*Beltz  
Council Member Beltz would like to represent the planning board and meet with Commerce Development on March 9<sup>th</sup> at 6:00 p.m.

**MISCELLANEOUS BUSINESS:**  
None at this time.

**CITIZENS COMMENTS (Not on the Agenda):**  
None at this time.

**ADJOURNMENT:** Council Member Currie moved to adjourn. Council Member Sullivan seconded, and passed by all in attendance.

  
MAYOR EDSSEL TUCKER

  
FISCAL OFFICER