

RECORD OF PROCEEDINGS

0199

Minutes of **HARTVILLE VILLAGE COUNCIL**

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held APRIL 6 20 10

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: Youth Minister Brandon Triola

PLEDGE OF ALLEGIANCE

CITIZENS COMMENTS (Agenda Matters Only)

No one spoke from the audience.

FISCAL OFFICER

Council Member Sullivan moved to accept the March 16, 2010 Council minutes with the following corrections: 1) Add a section that reflects the discussion on itemized bills. 2) Under the Fiscal Officer's paragraph, the correct amount for Cargill Salt is as stated \$7,921.01. 3) Under Zoning Book Committee, it should read – Zoning Inspector compile a list of all businesses in violation of this sign ordinance. Council Member Hough seconded, and passed by all in attendance.

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

Fiscal Officer addressed Council regarding the Village software, and how some record requests are difficult to produce. We are looking for some changes in the next few months with the company that does our software programs, so the reports will come much easier.

Council Member Billings moved to approve Cheryl Marcelli to attend the Mayor's Court Workshop, not to exceed \$325.00. Council Member Currie seconded, and passed by all in attendance.

Bills paid 2nd half March, 2010

JOHN T. NORMAN	\$961.65	JEFFREY IGLEHEART	\$1,255.96
JEFFREY IGLEHEART	\$1,178.41	JAMES WELCH	\$923.01
JAMES D. WELCH	\$923.01	RYAN DERHAMMER	\$923.11
RYAN DERHAMMER	\$923.11	MARK LOUIDICE	\$935.64
MARK LOIUDICE	\$972.89	LAWRENCE DORDEA	\$1,397.40
LAWRENCE DORDEA	\$1,397.40	JENNIFER LINT	\$898.37
JENNIFER LINT	\$827.25	HARRY LOVEJOY JR.	\$527.61
HARRY LOVEJOY JR	\$527.61	BRIDGET JONES	\$341.33
BRIDGET JONES	\$181.15	CHRISTOPHER MESSENGER	\$205.53
CHRISTOPHER MESSENGER	\$486.76	JOHN PILA	\$630.68
JOHN PILLA	\$773.64	NATHAN MILLER	\$667.57
NATHAN MILLER	\$667.57	RAY WITTENSOLDNER	\$851.73
RAY WITTENSOLDNER	\$901.85	CHERYL MARCELLI	\$862.69

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CHERYL MARCELLI	\$867.92	LOREEN PALUMBO	\$731.18
LOREEN PALUMBO	\$736.14	LORI QUINN	\$493.18
LORI QUINN	\$485.45	GARY WENZEL	\$998.77
GARY WENZEL	\$998.77	EDSEL TUCKER	\$544.35
EDSEL TUCKER	\$544.35	MICHAEL RINGER	\$786.98
MICHAEL RINGER	\$671.26	STRK CREDIT UNION	\$620.00
STARK CREDIT UNION	\$670.00	SCEA	\$308.30
OHIO DEFERRED COMP	\$395.00	OHIO DEFERRED COMP	\$395.00
VILLAGE OF HARTVILLE	\$264.13	VILLAGE OF HARTVILLE	\$269.28
HUNTINGTON BANK	\$2,530.59	HUNTINGTON BANK	\$2,561.49
HUNTINGTON BANK	\$269.55	HUNTINGTON BANK	\$273.69
MICHAEL RINGER	\$139.00	FIRST HSA	\$120.00
FIRST HSA, INC	\$702.91		
PAUL SCHROCK	\$353.56		
OPERS	\$3,203.58		
OPERS	\$2,889.83		
OP & F	\$1,737.46		
AULTCARE/MLIC	\$4,469.65		
JOHN T. NORMAN	\$961.65		

TOTAL \$52,135.95

MAYOR

Council Member Hough moved to accept the rezoning of Lots 643 & 631 from Light Industrial to General Business. Council Member Beltz seconded, and passed by all in attendance.

The Mayor expressed his desire to become a Chartered Government. There should be a committee to study this and see if this is right or not right for the Village.

OLD BUSINESS:**LAW DIRECTOR:****THIRD READING OF ORDINANCES:**

None at this time.

SECOND READING OF ORDINANCES:

RESOLUTION NO. 2-10.05 authorizing the Mayor of the Village of Hartville, Ohio ("Village") to enter into an agreement on behalf of the Village with the Starkey Law Firm, LLC ("Starkey Law Firm"), pursuant to R.C. 737.48 to act as the Village Solicitor on behalf of the Village.

Council Member Hough moved to accept this reading. Council Member Ries seconded, and passed by all in attendance.

INTRODUCTION AND FIRST READING OF ORDINANCES:

ORDINANCE NO. 1-10.06 amending Ordinance No. 1-91.12, amending Ordinance 1-71.17 as amended to provide for the addition of Martin Luther King's Jr. birthday as a Village holiday.

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Council Member Hough moved to accept this reading. Council Member Currie seconded, and passed by all in attendance.

RESOLUTION NO. 2-10.07, amending Resolution No. 2-09.02 authorizing the Village Council of Hartville to open each council session with a prayer and a public recitation of the Pledge of Allegiance.

Council Member Sullivan moved to table this Ordinance. Council Member Hough seconded, and passed by all in attendance.

RESOLUTION NO. 2-10.08, authorizing the Mayor to enter into a street lighting agreement with Ohio Edison Company for Sunnyside Street, and declaring the same to be an emergency.

Council Member Hough moved to accept this reading with the understanding that a monthly charge of \$57.58 per light will be billed to the Village of Hartville. Council Member Beltz seconded, and passed by all in attendance.

Council Member Billings moved to suspend the rules. Council Member Beltz seconded, and passed by all in attendance.

Council Member Billings moved to pass by emergency. Council Member Beltz seconded, and passed by all in attendance.

RESOLUTION NO. 2-10.09 authorizing the Mayor of the Village of Hartville, Ohio ("Village") to execute loan application documents for financial assistance with the U.S. Department of Agriculture Rural Development ("USDARD"), for purposes of obtaining loans and/or grants for the improvements to the Village's Wastewater Treatment Plant Improvement Project ("Project"), and declaring the same to be an emergency.

Council Member Beltz moved to omit the emergency clause. Council Member Hough seconded, and passed by all in attendance.

Council Member Hough moved to accept this reading. Council Member Currie seconded, and passed by all in attendance.

RESOLUTION NO. 2-10.10 authorizing and providing for the incurrence of indebtedness for the purpose of providing portion of the cost of acquiring, constructing, enlarging, improving, and/or extending its Waste Water Treatment Plant, and declaring the same to be an emergency.

Council Member Billings moved to omit the emergency clause. Council Member Currie seconded, and passed by all in attendance.

Council Member Billings moved to accept this reading. Council Member Ries seconded, and passed by all in attendance.

ENGINEER:

The Engineer has been in contact with Anna Burns, Project Manager with Davey Tree. She informed the Engineer that Davey Tree will bring on staff from Geo-Technical Firm to examine soil mechanics and ground water hydraulics, just to mention a few. Once the analysis is complete, they will have a meeting and then go public.

Held

APRIL 6

2010

REQUESTS OF COUNCIL MEMBERS:

Council Member Beltz commented on a Stark County Regional Planning Commission meeting that he attended. A Representative from the National Association of Regional Counsels was guest speaker. A few items discussed at the meeting were as follows: water economy having a greater economic impact over oil, and how Congress spends our money – broken down as to where they are spending money (categories). I requested a copy of his PowerPoint presentation. Once received, I will forward it to everyone.

REPORTS OF COUNCIL COMMITTEES:Finance ~ *Beltz, Billings, Hough

Items discussed at the meeting: Street light costs, sewer rate increase, and Industrial Park real estate taxes.

Street and Drainage ~ Beltz, *Currie Ries

The Committee discussed the engineering services for the final design of the North Prospect improvement project. Council Member Currie moved to approve \$17,000 to ME Companies, as a fee for the final design with the understanding that 49% will be reimbursed to the Village. Council Member Hough seconded, and passed by all in attendance.

Also discussed was engineering services for the Prospect/Maple Street traffic signal replacement project. Council Member Currie moved to approve \$24,800 to ME Companies, as a fee for the project design with the understanding that 100% will be reimbursed to the Village. Council Member Hough seconded, and passed by all in attendance.

The committee discussed the lack of sidewalks, and asked the Engineer to check on grant opportunities.

Additional items discussed were the 3-way stop at Miller & Sunnyside; snow parking ban; street repaving and sweeping; tree trimming throughout the Village; and the Village vehicles.

The next meeting will be April 15th at 7:00 p.m.

Safety ~ Beltz, *Billings, Currie

Nothing to report at this time.

Recreation & Parks (Tree) ~ *Billings, Ries

The committee discussed the budget for the tennis courts. Council Member Beltz moved to approve the \$800 budget for the tennis courts. Council Member Ries seconded, and passed by all in attendance.

The Parade, Arbor and Memorial Day ceremonies were also discussed at the meeting.

The next meeting will be April 19th at 6:00 p.m.

Commerce Development ~ Currie, *Hough, Ries

Nothing to report at this time.

Zoning Book ~ Hough, *Sullivan

Nothing to report at this time, but Council Member Sullivan asked the Mayor if pictures have been taken of those businesses in violation of the sign ordinance. Mayor stated that they are being generated.

Sewer Rates ~ *Beltz, Hough, Sullivan

The committee discussed meter businesses and decided to turn it over to the Board of Public Affairs. We discussed the increase of residential sewer rates.

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Personnel/Handbook (Grievance) ~ Billings, *Currie, Sullivan
Items discussed were as follows: language revisions in handbook, police department rules and regulations, overtime, driving village vehicles to and from work, grievance procedure.

The next meeting will be April 27th at 7:00 p.m.

Planning ~ *Beltz
No meeting at this time.

MISCELLANEOUS BUSINESS:

Council Member Hough read the following letter from Rev. Dan Fair:
To the Village of Hartville:

At sixteen years of age, my life was transformed by the power of Jesus Christ. Through his power, my sins were forgiven and he has enabled me to have power over thoughts and behaviors' that before would have led me into actions of sin. He has granted me safety in dangerous situations, peace in tragedies, and wisdom in my foolishness and hope in despair. I have been blessed with a marriage of 32 years, 3 beautiful adult children, 4 grandchildren and a 19 year pastorate in Hartville. The teachings of Christ have been my guide and the best counsel I can offer anyone else. I must then apologize that my prayer at the March 16th town Council meeting should ever be considered a non-sectarian prayer. My only right to appeal to the God of Heaven is due to the life and sacrifice of Jesus Christ. I am a follower of Christ, a Christian Minister endeavoring to live a Christian life, praying as a Christian. If I did not use the name of Jesus Christ in my prayer it was not because of a fear of non-believers nor of local pundits, it was only that I knew whom I was talking to and assumed others would also. I appreciate the Council allowing what in America has been an accepted practice from our country's foundation, the voicing of Christian prayer in public functions. I hope that they will exhibit commitment to what is right rather than in fear abandon a constitutional right that we each possess. Sincerely, Rev. Dan Fair

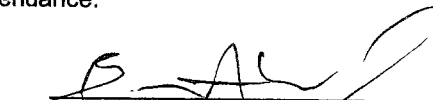
CITIZENS COMMENTS (Not on the Agenda):
None at this time.

Council Member Beltz moved to adjourn into executive session to discuss litigation. Council Member Currie seconded, and passed by all in attendance.

Council Member Currie moved to reconvene from executive session. Council Member Hough seconded, and passed by all in attendance.

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


MAYOR EDSSEL TUCKER


FISCAL OFFICER

