

RECORD OF PROCEEDINGS

Minutes of Hartville Village Council Meeting

Held on July 7, 2009 at 7:00 P.M.

CALL TO ORDER BY MAYOR TUCKER.

ROLL CALL

Mr. Beltz, Ms Billings, Mr Currie, Mr. Hough and Mr. Sullivan.

Motion made to excuse Scot Bohaycyk by Mr. Hough, second by Mr. Sullivan and passed by all in attendance.

INVOCATION BY Ron Beltz

PLEDGE OF ALLEGIANCE

CITIZENS COMMENTS (AGENDA MATTERS ONLY):

FISCAL OFFICER

Motion made by Mr. Sullivan to accept said minutes with corrections, second by Mr. Beltz and passed by all in attendance.

Bills Paid 2nd Half June 2009 Council:

George Dragovich	\$973.74
John T. Norman	\$961.65
Jeffrey Igleheart	\$1,195.77
James D. Welch	\$930.61
Ryan Derhammer	\$939.22
Aaron Bardwell	\$549.28
Mark Loiudice	\$495.53
Erik Carlson	\$969.82
Christopher M. Clark	\$556.51
Lawrence Dordea	\$1,312.31
Michael Gunia	\$535.31
Nathan D. Miller	\$675.17
Ray Wittnesoldner	\$855.98
Brian Keiser	\$891.57
Cheryl A. Marcelli	\$862.69
Loreen F. Palumbo	\$731.18
Lori M. Quinn	\$527.48
Gary A. Wenzel	\$964.31
Edsel R. Tucker	\$552.05
Phyllis Wise	\$171.45
Paul Sommers	\$71.10
Michael Ringer	\$557.63
Huntington Bank	\$264.39
Opers	\$4,781.30
First HSA, Inc.	\$425.00
Aultcare/MLIC	\$4,486.30
Ohio Deferred Comp	\$895.00
Village of Hartville	\$281.87
Stark Co Credit Union	\$680.00
Huntington Bank	\$2,338.25
Gary D. Zeigler	\$8,197.42
Spitzer Ford Hartville	\$41,950.00
TOTAL	\$80,579.89

Discussion pursued concerning the new police cruisers.

Motion made by Mr. Beltz to accept payment of said bills, second by Mr. Hough and passed by all in attendance.

WWTP Loan payment update ~ We made another series of payments in late June and that happens bi annual, so it will happen again in December. The difference this time, if you remember our conversation the Mayor had back in February when he went to Columbus and spoke with DEFA, which is like a finance committee for EPA (and a number of other such organizations), they formed a finance committee to talk about issues such as this. The Mayor went and they told him at this meeting that we didn't have to pay the Design Loan because we are starting our engineering already, so what is the point of paying it. We already paid three payments on it, we are ahead of schedule on that so we assumed that this was the way it was going to go. As time approached I contacted OWDA and talked with some people there and they said no, you still have to pay it. Whoever spoke, spoke out of turn. However, let me give you a name in the EPA to talk to and he gave me a name and I called that person, I explained the situation and he said, well you still have to pay but we can delay the payment until all this works out and your design loan literally rolls into the overall loan. So I wrote a letter to the EPA and they approved it so we don't have to make a payment on the design loan until next July. We did not have to make a payment this time and nor will we in December.

Website update ~ That is finished and it was completed on time. What's left to do is training for myself and Cheryl and what we're going to do as part of our training is we kept some things out that we are going to add to the website so we're going to be doing that as we get trained just to help during the course of the training. Part of what I did tonight, I took your pictures, I asked for bios, so we will include that information. We have more history to add to the website and I have been just doing some thinking on my own, looking at other websites and see what kind of information Villages and municipalities offer on their website. We have had Lori over the last three weeks literally scanning ordinances, resolutions, minutes going back to the early 2000 range, as far back as we could at this point, it is very time consuming. Our hope is to have all of this stuff on the website, that is the point of going the direction we have been going in, so that is happening. The calendar aspect of it, obviously we are going to have Council meetings, BPA meetings and we want to be current on all committee meetings, so that will be another avenue for people to check what meetings are coming because they will be posted and any special events also. The new residents section which is really living in the Village of Hartville tab that you saw, I would really like to add a lot more to that. Some people put down their sewer rate structures so people will understand what they are paying for and why it is charged the way it is charged. Things like a more detailed map of Hartville perhaps with locations, shopping centers and key areas, banks and that type of thing. There is a link called City Data that gives you like everything you want to know about Hartville, the statistics. That will be a good link. This kind of information, especially for new residents moving into the area, this is very helpful and we can expand upon that as well. This is the information we are pulling together and then Cheryl and I will be entering as we get our training.

Discussion pursued. Question also raised about possible advertising on the web site.

Bank Bids ~ We have to go out and do bank bids again. The audit was posted about a month ago. We have been going back and forth with the State Auditor and the local auditor, Barney Fink. The State Auditor has pressed the point that the credit union is not an eligible depository so they are demanding that we change. We tried to go to our lawyers and they tried to see what they could do, because we were not looking to change.

Discussion pursued.

Motion made by Mr. Hough to authorize the Fiscal Officer to initiate the bank bid process, second by Ms Billings and passed by all in attendance.

MAYOR

Range Resources ~ You see on this Range Resources, you have a copy of the agreement they made up and I was going to have a resolution drawn up for this. This is a very good contract and we are getting more than we have ever gotten before on the 300,000 cubic foot. This will be the first time that the Village is getting any free gas, the one well that does give free gas that is mentioned on the front here, 200,000 cubic foot that was agreed by the Village for that to be at the Coblenz farm because it was there but we have the mineral rights, we could have taken it and back then the Village, which was the right thing to do, let that 200,000 stay with that farm for as long as they are there. So that is what that 200,000 is on the front and then in the back you will find that we will receive 300,000 cubic feet of gas from this well that is coming in, the details are all worked out and the \$3,000 that are in there, I had talked to them about that we want to run that up and use that in our own facilities, our sewer plant and our garages, etc.

Alice Rini ~ The reason I have this on here and I believe this is going to be out of our hands. This is the lady that had the twin plex built on Woodland behind a house and there was supposedly in the beginning an agreement that the house would be torn down. She doesn't want to tear it down and I gave her the reason why she can't do that and she then came back with a reason why it would be possible. At this point here I think if I call her and tell her you get us commitments of what she said she could get other land committed to you than you bring it back to us and we will take it to a committee meeting. Right now there is no use, I don't even know what sewer they hooked into, it's very vague. At this point it is just one phone call and I will take care of that and then we will have a committee and we will discuss. We are going to need a Sewer Rate Committee because on this next one, Brian Yoder, what happened was that he owned a vacant lot on Woodland and back a few years ago, he paid a \$4,500 tap in fee, it's right down by Parkwood. It almost dead ends at that vacant lot that he owns and back at that time he was doing some building as a living and they were going to build on it and then they let it slide. He lives on Chapparell, and now he came in and asked me if there was any way he could transfer that tap in fee over to his house on Chapparell to cover that tap in. Well there is a \$3,500 difference there. The one tap in is \$4,500 and the other is a \$1,000.

Discussion pursued to schedule a morning meeting on Thursday, July 9th at 7:45 a.m.

Zoning Board of Appeals ~ Jim Sullivan stated that we actually heard the request by Sunrise Massage Services Limited located at 260 Kent Avenue for a sign variance request. The sign they wish to put in is a 3 x 6 which is 18 square feet. The current zoning is limited to 15 square feet so the board had agreed to and recommends that a variance of 3 square feet is acceptable.

Discussion pursued.

Motion made by Mr. Hough to accept the Zoning Board's recommendation, second by Mr. Beltz and passed by all except Mr. Currie who voted no.

OLD BUSINESS

The only thing under is the Crestmont/Billman ditch and the man's yard for 2 years now. I have talked with Gary about this and this has been on the punch list so many times that I have already contacted an outside excavator and a lawn service company to come in and give us a bid on cleaning that ditch out and fixing his yard and we'll hold it from the money we have from the construction company that did that. This has been almost two years.

Discussion pursued.

LAW DIRECTOR

There are two items on the Agenda, a resolution and an ordinance.

Second reading of Resolution 02-09.05 directing the Mayor to serve written notice on the owners, lessees, agent or tenants of certain properties with noxious weeds or overgrown grass are growing on, and that such must be cut and destroyed five times a year during the months of May, June, July, August and September pursuant to Hartville ordinance Chapter 93, and declare it to be an emergency.

Discussion pursued that his resolution had been passed by emergency last meeting.

Second Reading of Ordinance No. 1-09.15 establishing, for calendar year 2009, the user charges for each lot, parcel of land, or premises having a connection to, and discharging to, the Village's Sanitary Sewer System and the surcharge rates for users who discharge higher than normal domestic strength waste into the Village Sanitary Sewer System.

Motion made by Mr. Currie to accept, second by Ms Billings and passed by all in attendance.

The Mayor brought up amendments to this Ordinance which will be discussed at the next meeting.

ENGINEER

Kent Avenue ~ We had our preconstruction meeting back on June 24th with Petro Excavating and they had mentioned at that time that they were looking to start in mid July. I spoke with them again today and they are still mid July which could be as early as sometime next week.

N. Prospect Street design ~ As reported last meeting, the field survey has been completed and we are starting electronic face mapping and our design on that project and that will go with the OPWC application that will be due in mid September.

The Prospect & Maple signal with Wheeling & Lake Erie crossings with the Ohio Rail Development Commission, I had a couple of conversations with the Development Commission where they are spelling out how they would like to see things happen with respect to Wheeling & Lake Erie doing their design, the Village doing their design, how it is all being paid for with their grants and I asked them basically to put some agreement together that I could bring to you here at the Village to act upon, yet to see such an agreement. Back from vacation, I'll get with him this week and see if they are still working on that for us.

Discussion pursued.

Lastly, it is not on the Agenda, the Ohio Public Works application, as you recall we do those mid September every year and a resolution is required. I would like to in the next couple of weeks get with the Solicitor and get to work on three resolutions that he can prepare for you. I'm thinking of doing 3 applications this year, one for the waster water treatment plant construction, the next one, Sunnyside Park Lane sanitary sewer replacement and then also to complement our CDBG grant, I would like to pursue OPWC funds for North Prospect as well. Council gave permission to proceed.

REQUEST OF COUNCIL MEMBERS

REPORTS OF COUNCIL COMMITTEES

Finance ~ Nothing at this time.

Street and Drainage ~ Nothing right now, we need to schedule a meeting but I think we will wait until next council meeting.

Safety ~ Nothing to report at this time but we need to request an Executive Session to discuss personnel. There will be no action taken.

Recreation ~ Just a reminder of Pets on Prospect on Thursday evening, July 23rd. It starts out with a chicken bbq at 6:00 p.m. and pet show registration is from 6:30 p.m. to 7 p.m. and the pet show is from 7 to 8:30 p.m.

Commerce Department ~ Nothing at this time.

Tree Board ~ Nothing at this time.

Zoning Book ~ We also need to plan another Zoning Book committee, I need to get with Mr. Tracy first.

Sewer Rate ~ Meeting scheduled.

Personnel Committee ~ We met on June 25th and discussed Officer Aaron Bardwell's review, 6 month review. We made a recommendation to the Mayor to enter into a conversation with our current Village Solicitor regarding an alternative law firm. We also need to talk in Executive Session about some personnel matters.

MISCELLANEOUS BUSINESS

Ms Billings brought up that some people are asking about this house down the road that they are apparently on their third car sitting out in the front yard for sale. I didn't know if that was something in our zoning regulations.

Discussion pursued.

Mr. Currie, Mr. Mayor I do have one other thing under Personnel and I forgot to mention this. Ron pointed out that the Personnel Handbook that was just completed and passed by Ordinance 1-09.16 probably should have the date on the cover there like the old one had, so I think we need to have Cheryl or someone in the office redo the cover page so that it includes the date it was passed and the date when it went into effect.

CITIZENS COMMENTS NOT ON AGENDA

My name is Don Ebner and I was here about a year ago talking about AFLAC and I don't have any ducks but I do have some AFLAC pens. I have spoken with Gary several times since we met last year and we talked about the raising costs in your health insurance and what can be done about it. As I work with communities all across the area I am finding the same situation where deductibles are going up and employee benefits are being sacrificed and that is where AFLAC has stepped in to help people out in their time of need. I have brought in some more information and one of the things that Gary and I talked about is the possibility that in the future doing a survey of employees to see if there is any interest in AFLAC. One of our latest companies in Hartville to add AFLAC is Scot Processing.

Motion made by Mr. Sullivan to go into Executive Session, second by Mr. Hough and passed by all in attendance.

Motion made by Mr. Hough to come out of Executive Session, second by Mr. Beltz and passed by all in attendance.

Motion made by Mr. Hough to adjourn, second by Mr. Beltz and passed by all in attendance.

MAYOR EDSEL R. TUCKER

FISCAL OFFICER

