

RECORD OF PROCEEDINGS

Minutes of Hartville Village Council Meeting

Held on July 21, 2009 at 7:00 P.M.

CALL TO ORDER BY MAYOR TUCKER.

ROLL CALL

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

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

INVOCATION BY Deacon Mark Farage, Church Upon the Rock.

PLEDGE OF ALLEGIANCE

CITIZENS COMMENTS (AGENDA MATTERS ONLY):

FISCAL OFFICER

Motion made by Mr. Hough to accept the council minutes of July 7, 2009, second by Mr. Currie and passed by all except for Mr. Bohaycyk who abstained.

Motion made by Mr. Bohaycyk to accept the Cash Flow Statement, second by Mr. Beltz and unanimously passed.

Bills paid 1st half July 2009 – Council:

George Dragovich	\$973.74	Ron Beltz	\$393.97
John T. Norman	\$1,007.81	Richard Currie	\$390.95
Jeffrey Igleheart	\$1,356.92	Cynthia Billings	\$390.95
James D. Welch	\$970.12	Scot Bohaycyk	\$196.99
Ryan Derhammer	\$966.88	Thomas Hough	\$393.13
Aaron Bardwell	\$571.41	Michael Sullivan	\$262.65
Mark Loiudice	\$491.01	Huntington Bank	\$2,472.25
Erik Carlson	\$1,047.45	Stark Fed Credit Union	\$680.00
Christopher M. Clark	\$564.74	Village of Hartville	\$316.32
Lawrence Dordea	\$1,312.31	Ohio Def. Comp	\$895.00
Michael Gunias	\$535.51	Ohio Treas. Of State	\$1,485.24
Nathan D. Miller	\$675.17	EMS/Hartville	\$3,818.80
Ray Wittensoldner	\$859.84	Hartville Fire Dept.	\$5,091.73
Brian Keiser	\$891.57	M/Dean Dahl	\$175.00
Cheryl A. Marcelli	\$870.53	Paul Schrock	\$184.50
Loreen F. Palumbo	\$738.61	Albert Tracy	\$128.94
Lori M. Quinn	\$424.67	Huntington Bank	\$300.91
Gary A. Wenzel	\$964.31	Betty Atkinson	\$50.00
Edsel R. Tucker	\$552.05		
Phyllis Wise	\$201.50		
Paul Sommers	\$38.78		
Michael Ringer	\$432.68	Sub Total	\$34,074.94

Bills Paid 2nd Half July 2009 – Council

Akron Tractor	\$258.22	Mayor's Assoc. of Ohio	\$40.00
Bontrager Excav.	\$1,704.52	Purchase Power	\$418.99
Buckeye Sweeping	\$285.00	Pitney Bowes	\$93.00
Buckingham Doolittle	\$3,610.00	Rentwear Inc.	\$130.45
Country Clean Car Wash	\$161.60	Ringer Wellspring	\$782.21
City of Canton	\$1,562.50	Sand Rock Mineral Water	\$21.00
D & G Uniforms	\$514.22	Saniserv	\$70.10
Dominion East Ohio	\$127.58	Staples Credit Plan	\$347.29
Guth Labs	\$26.64	Principal Life	\$81.94
Hartville Elevator	\$529.89	Treas State of Ohio	\$100.00
Hartville Hardware	\$362.45	Treas State of Ohio	\$96.25
Haines & Company	\$367.50	Verizon Wireless	\$445.59
Central Allied Ent.	\$212.55	Workman's Auto Pts	\$182.15
Hupps Citco	\$163.10	Hartville Locker Svc	\$600.00
Hall Public Safety	\$280.00	Sheriff Timothy Swanson	\$1,700.00
LaFarge No. Amer.	\$159.13	Uniontown Septic	\$75.00
AT & T	\$257.34	ME Companies	\$5,255.00
Knowles Press	\$39.00		
MK Engineering	\$33.00		
Miller & Co.	\$402.00		
Metker ECH Inc.	\$138.00		
Marlboro Supply	\$434.97		
Marlboro Supply	\$76.00		
Mathew Bender	\$109.20		
Miller's Greenhouse	\$300.00	Sub total	\$34,074.94
Nuvox	\$677.55		
Ohio Edison	\$3,009.88	TOTAL	\$60,315.75

Motion made by Mr. Bohaycyk to accept payment of said bills, second by Mr. Hough and unanimously passed.

The website went live on July 10th and we had training on July 14th, both Cheryl and I had a little over 4 ½ hours of training and we have been updating the website since then a little bit at a time.

We did send out the letters on the 10th of July to the local banks for the bids and we have not heard back because of the short time frame. I did hear from some of them that they are encouraged that they want to bid competitively for it and they are anxious to submit. It has been a very positive response by the local banks.

Discussion pursued regarding the website tracking.

MAYOR

The Mayor wants to change the Agenda, please pay attention. I am going to skip A and go to Old Business, then I will be back.

OLD BUSINESS

Regarding grass cutting has a very slow start, but after a second letter was sent out to certain places, it is starting to go well now and the main thing is that at Danbury Glens the banks have been favorable with us to getting 42 lots taken care of and in fact the one bank is going to take care of their section of 18 lots all summer long and the other bank will get back to us next week because the gentleman that handles it got our letter the day before his vacation started so we told him to wait until he got back. The other one the corner down there and some of the bigger locations is being taken care and I took a little cruise today and a lot of the small ones are being taken of.

The West Maple Street sewer assessments, I talked with Kelly from the Auditor's office last week and she said they were just wrapping up their real estate tax business for this half and they would get started on that yesterday and hope to be calling me soon.

Now I'm going to back up to the **MAYOR'S REPORT** and in the beginning law firm change. The Village after long discussions and so forth decided to change law firms which means our Solicitors will be a change and it was strictly a business decision. We think the world of Paul Pusateri and Patty that has filled in for him and they have both been delightful people to work with but this just happened to be a change that we felt was good for the Village of Hartville. Our new solicitor will take over August 1st and Patty as soon as I am finished and she will be reading the Resolution to you. We have the contract that we will taking care of and signed before August 1st. The new solicitor will be very familiar to a lot of you because he had set on Council here and it is Ron Starkey from Uniontown. He will be at the next meeting as our regular solicitor. With that I am going to turn this over to Patty.

LAW DIRECTOR

Motion made by Mr. Bohaycyk to amend Ordinance 1-09.15, establishing the sewer rates. In front of everyone you should have a copy of the results of tonight's sewer rate meeting. We made some changes, actually some deletions of duplicates. There are about a dozen changes on there, we actually added some changes for clubhouses with pools, golf courses and that kind of thing and I would like to move to amend to this state and look to pass it tonight and have the type written copy submitted for signatures, second by Mr. Beltz and unanimously passed.

Third 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. Bohaycyk to pass as amended, second by Mr. Hough and unanimously passed.

First Reading of Ordinance No. 1-09.17 authorizing and directing the Village Engineer and the Mayor to file an application for funding assistance through the Ohio Public Works Commission program for improvements to be made in connection with its Wastewater Treatment Plant Expansion Project in the Village, and declaring an emergency.

Motion made by Mr. Bohaycyk to accept first reading, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaycyk to suspend rules, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaycyk to pass by emergency, second by Mr. Beltz and unanimously passed.

First Reading of Ordinance No. 1-09.18 authorizing and directing the Village Engineer and the Mayor to file an application for funding assistance through the Ohio Public Works Commission program for improvements to be made in connection with its Sunnyside/Park Lane Sanitary Sewer Replacement Project in the Village, and declaring an emergency.

Motion made by Mr. Bohaycyk to accept first reading, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaycyk to suspend the rules, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaycyk to pass by emergency and to take effect immediately, second by Mr. Hough and unanimously passed.

First Reading of Ordinance No. 1-09.19 authorizing and directing the Village Engineer and the Mayor to file an application for funding assistance through the Ohio Public Works Commission Program for Improvements to be made in connection with its North Prospect Street Improvement Project in the Village, and declaring it an emergency.

Motion made by Mr. Bohaycyk to accept said first reading, second by Mr. Beltz and unanimously passed.

Motion made by Mr. Bohaycyk to suspend the rules, second by Mr. Beltz and unanimously passed.

Motion made by Mr. Bohaycyk to pass by emergency and to take effect immediately, second by Mr. Beltz and unanimously passed.

Motion made by Mr. Bohaycyk to amend the Agenda to include Resolution 2-09.06, second by Mr. Hough and unanimously passed.

Resolution 2-09.06 appointment Attorney Ronald K. Starkey as the Solicitor for the Village of Hartville, be it resolved by the Council and the Village of Hartville, Ohio Section 1, Attorney Ronald K. Starkey is hereby appointed as the Solicitor for the Village of Hartville effective August 1, 2009. Section 2, a contract will be prepared for Council's review before the August 4, 2009 meeting and Section 3, this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council that resulted in this formal act or in meetings open to the public in compliance with the law and Section 4, this Resolution shall take effect on the earliest date permitted by law.

Motion made by Bohaycyk to accept said reading of Resolution 2-09.06, second by Mr. Beltz and unanimously passed.

ENGINEER

The Kent Avenue Construction obviously you have seen that their contractor came to town last week and did a lot of layout work and started digging in earnest yesterday. Things are going smoothly so far. Had a hiccup or two last week with the layout and I want to thank the Mayor for scheduling a meeting with the cemetery board quite quickly. We had a bit of a scare that looked like there was a fresh grave right where the road was going to be, but it was unmarked. What it was it look like they used their template for the graves to patch an area.

The four maple trees that are out there on the west side that are in the Village right of way, once it was staked out we looked at it and we really hoped we could save them but I think it's going to be too dangerous if we do save them. The cemetery board was in favor of taking them down.

Discussion pursued regarding the removal of the trees.

N. Prospect Street Design as you are aware, we are working on that. We have CDGB money and in 2010 we're going to try for OPWC. The other thing there is Stark County Park district is interested that is part of that area which is part of their master trail plan for the county and again getting a trail through the Village up to Quail Hollow and when we get a little further along the Director of the Park District would like to come up and meet with the Mayor and I to show his route through the Village and through the Industrial Park basically from the old Schumacher property through town and basically up west side of North Prospect. That will also help us with our OPWC application because one of the things that gives us points is a partnership. If we can show a formal partnership that should really help us.

Lastly is the Prospect and Maple signal with Wheeling & Lake Erie, the stimulus job, I spoke today again with the Ohio Rail Development Commission, they owe us an agreement to take a look at explaining everything that is happening so we know who to proceed formally. An agreement is pending basically their quote was everything is proceeding at a snail's pace because we have federal highway that is involved, along with ODOT. They are examining basically the national level how to handle the intelligent transportation when you have traffic signals so close to a rail signal, in this case, two rail signals, so they are kind of new criteria on how they would like to see that handled. We will be one of the early projects there.

Discussion pursued.

REQUESTS OF COUNCIL MEMBERS

REPORTS OF COUNCIL COMMITTEES

Finance Nothing new to report.

Street and Drainage Nothing.

Safety Nothing at this time.

Recreation Just a reminder that we have the Lions Club is having their chicken bbq downtown in front of the old Schumacher building at 6 p.m. until they run out of dinners Thursday night and also the Pets on Prospect on Thursday night from 6:30 p.m. to 8:30 p.m.

Commerce Development Nothing at this time.

Tree Board Nothing at this time.

Zoning Book Nothing at this time.

Sewer Rate We had our meeting this evening and you saw the changes in the Ordinance.

Personnel Committee I think everybody in reference to last meeting, everyone got in their mail box the new cover sheet for the Personnel Handbook. That's all.

On Saturday, the Hartville Elevator is having their 100th Anniversary on Saturday. It will be open for tours and different things all day and then from 2 to 4 they will be having a concert in the new pavilion.

Discussion pursued regarding rest rooms.

MISCELLANEOUS BUSINESS

CITIZENS COMMENTS NOT ON THE AGENDA

My name is Daniel Vogt, and I am in Troop 135 of Uniontown, OH and I am 13 years old and I live at 11145 Wolf Avenue NE, Hartville, OH 44632. I am here because I need to work on my citizenship community merit badge and that is one of the requirements that I have to do for star rank and I am going for my Eagle and I hope to get that soon. That is why I'm here.

Motion made by Mr. Bohaycyk to adjourn, second by Mr. Hough and unanimously passed.

MAYOR EDSSEL TUCKER

FISCAL OFFICER