

# RECORD OF PROCEEDINGS

## Minutes of Hartville Village Council Meeting

Held on September 1, 2009 at 7:00 P.M.

### CALL TO ORDER BY MAYOR TUCKER.

### ROLL CALL

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

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

### INVOCATION BY Ron Beltz

### PLEDGE OF ALLEGIANCE

### CITIZENS COMMENTS (Agenda Matters Only)

Brian Ashman, with Cooper and Associates, Canton, OH and I just wanted to introduce myself and my company and to indicate to you that Cooper and Associates which is in Stark County, Canton, OH would be most pleased to provide assistance in engineering or surveying services that might be needed by the Village. We understand that you do have a Village Engineer and a lot of times projects are perhaps sent out with respect to special structure needs that may be required and it is best in many instances to keep your engineer as the reviewing agent for these projects. So what I wanted to do is just again, briefly introduce myself to you and indicate that we would be most willing and most pleased to be of assistance to the Village sometime in the future.

Discussion pursued.

### FISCAL OFFICER

Motion made by Mr. Currie to accept the minutes of August 18<sup>th</sup>, second by Ms Billings and passed by all in attendance.

### Bills paid 2<sup>nd</sup> half August 2009:

George Dragovich	\$973.74	Principal Life Group	\$81.94
John T. Norman	\$961.65	Ohio Assoc. of Tax Adm	\$11.00
Jeffrey Igleheart	\$1,186.01	OSSA Tech Solutions	\$362.69
James D. Welch	\$930.61	Custom Elect	\$425.00
Ryan Derhammer	\$927.36	Prism Title	\$589.26
Aaron Bardwell	\$546.53	School Masters Safety	\$65.50
Mark Loiudice	\$504.55	Optics Planet	\$99.95
Erik Carlson	\$927.82	Eyedeal Graphics	\$1,318.00
Christopher M. Clark	\$537.30	OSSA Tech Solutions	\$229.99
Lawrence Dordea	\$1,312.31	Paul Schrock	\$357.14
Michael Gunias	\$449.10	Robert Martz	\$97.33
Nathan D. Miller	\$675.17	Speedway Super America	\$3,353.20
Ray Wittnesoldner	\$871.39	Independence Bus Sup	\$158.02
Brian Keiser	\$891.57	Levinson's Uniforms	\$825.20
Cheryl A. Marcelli	\$862.69	ME Companies	\$15,252.00
Loreen F. Palumbo	\$731.18	Uniontown Septic Tanks	\$130.00
Lori M. Quinn	\$518.28	Lake Comm FCU Visa	\$139.98
Gary A. Wenzel	\$964.31	Sheriff Timothy Swanson	\$1,700.00
Edsel R. Tucker	\$552.05	Terry's Tire Town	\$14.95
Phyllis Wise	\$167.91	Staples Cr Plan	\$56.47
Paul Sommers	\$58.17	Saniserv	\$70.10
Michael Ringer	\$678.96	Sand Rock Mineral Water	\$71.75

Huntington Bank	\$2,341.78	Rent Wear Inc.	\$126.65
First HSA	\$120.00	Ohio Dept Job & Family	\$34.32
Huntington Bank	\$263.95	Pitney Bowes	\$93.00
Aultcare/MLIC	\$4,486.30	Purchase Power	\$487.11
First HSA, Inc.	\$425.00	Ohio State Hwy Patrol	\$1,150.00
Police Taxed	\$2,138.23	Ohio Edison	\$6,423.78
Opers	\$3,706.12	Miller & Company	\$179.00
Opers	\$3,861.16	Stark City Clerk of Cts	\$15.00
Stephanie Kline	\$195.03	MK Engraving	\$11.00
Kelly Barber	\$365.52	Landmark Disposal	\$296.61
Michael Wolonsky	\$930.04	Knowles Press	\$57.85
Richaleen Thornburg	\$100.00	Hartville Auto Repair	\$341.99
Jessica McCarthy	\$100.00	Central Allied Ent,	\$77.35
Melissa Swain	\$100.00	Hartville Radiator	\$750.00
Cornerstone Men. Church	\$100.00	Hartville Hardware	\$488.69
Hartville Wesleyan Church	\$100.00	Hartville Elevator	\$340.70
Jeri Hensley	\$100.00	Dominion East Ohio	\$133.67
Village of Hartville	\$280.79	D & G Uniforms	\$307.05
Ohio Deferred Comp.	\$895.00	Country Clean Car Wash	\$63.74
Stark Cr Union	\$680.00	Buckingham, Doolittle	\$1,343.00
TAC Computer	\$6,370.00	Akron Tractor Equip	\$30.00
		<b>TOTAL</b>	<b>\$82,047.76</b>

Motion made by Mr. Sullivan to accept payment of bills, second by Mr. Currie and passed by all in attendance.

I placed hard copies in your mail boxes on the bank bids and that is the final status. We have been in communication during the week and I don't think there are any more questions. Again just for the public we went out to five local banks. Ultimately only two did actual bidding, Huntington and First Merit because they were the only ones either willing to do the sewer bills or submit a quote at all, or decided at the last minute they were not really that interested. Out of First Merit and Huntington Bank we did a pretty extensive spreadsheet to try and quantify not only numbers but just what do they bring to the table for us. There are a lot of tangibles and intangibles in things like this especially when you deal with them on a day to day basis and you really need the support and the help and partnership is really what I stress with them. I really need someone there for us, helping us, even alerting us of things that might be coming down the pike in regulations and what not. I received and by what numerical numbers indicate Huntington seems to win, pretty clearly.

Discussion pursued regarding credit union vs. bank

Motion made by Mr. Sullivan to accept Huntington Bank as the Village depository, second by Ms Billings and passed by all in attendance.

Just a wrap up on the health care issue, we went out for quotes because our current provider, Aultcare, was going to raise our rates by 35%. I immediately launched into a, "I don't think so" mode, and worked with John White. And I also asked Ohio Plan people and Ramsburg Insurance to come in and quote the medical, so we had a variety of providers from Anthem, Summa, Medical Mutual, Principal and a few others besides Aultcare quote this thing through other agencies. It turns out Medical Mutual is really sharpening the pencil and they seem to want the business, now that is who the Lake School District uses is Medical Mutual. When it was all said and done all the numbers between the three different agents were almost dead on, as you would expect because Medical Mutual is not going to throw out different numbers to different agents, they can't. It didn't really serve us any good purpose other than just really testing the waters and see if we are getting the best deal, so in that case it helped. John White is going to go back to Aultcare and we have been given right up front 17% rate instead of 35% which

falls in line with Medical Mutual and John's working on lowering that some more. That is where we are at and what we are going to do is stay with Aultcare at this point because it just doesn't make any sense to change.

Discussion pursued.

## **MAYOR**

### **Zoning Book**

Very briefly, I think all of you received these, the reason we got these was because maybe even if there are only some certain things in here, maybe we could go and check some of this out. We have run into some difficulties with our zoning book and one just very recently as to the way it is worded and to the point that it got very serious about B2 zoning and homes brought up by an insurance company and so I guess what I'm trying to say is, I know it's a lot of work but we could move along on this and maybe get the book to where we can .... I guess all I'm saying is I hope we can move on and get some things settled.

### **Weed Ordinance**

I think you found in your mail boxes an ordinance that has been drawn up and it's quite a bit different from our old one but we are experiencing and we experienced this last year and our present ordinance has no teeth, so to speak and we send out letters, we send out registered mail, we call people personally and we don't get anywhere. Now there are not too many like that, fortunately, but there is enough but I think if we just consider what is in this proposed ordinance, I think we will get their attention. That is not to hurt anybody, that is just they don't realize the expense on the Village's part for us to go out, for instance we have Rob will talk on this subject as to what the problems we are having with this development out here. This could cost the Village a lot of money. This can stop it. Akron has an ordinance similar to this and they have thousands of lots that have to be mowed. Do you want to study this for a couple of weeks and bring it back to the table the next time?

Discussion pursued.

### **Fall Trash Pickup**

Now this is going to be our curb pick up for anything you want to put out there. I am sure there will be some restrictions. We will start the advertising pretty soon and I don't know, everybody doesn't read the same newspaper in this town and we have four papers coming in here. I was thinking, it may be a little tacky, but it wouldn't last long, I wouldn't mind seeing us tack some signs tacked on the poles just a couple on the streets a week before that happens. Then take them down immediately. This will take place October 2<sup>nd</sup>.

Discussion pursued.

### **Private Property Owners Car Sales**

The law states that you can set a car in your front yard and you can sell five a year if they are in your name. If you have five and your wife has five, you can both sell five a year.

Discussion pursued.

Now this is something we need to do, a lot of issues have come up lately, especially about the Christmas in the Village in December. We need and I have been informed that none of the other organizations are actually put this on so to speak. They will be behind us as sponsors or whatever way they can, but I have been told it is up to the village to put this on, it's the Mayor's job to do it. I think what the Mayor is going to do is come up with a Recreation Board outside of those other associations. We had one for years so what I would like to do is set up a Recreation Board from citizens and we have one lady

for sure, that's Kathy Butcher is very interested in helping with it and she is like the rest of us, she is doesn't want to go in and be responsible for actually setting it, she just wants a group of people to work with and come up with the ideas.

Discussion pursued.

## **LAW DIRECTOR**

We are to call a meeting for the Board of Review under the Village's income tax ordinances. There is a board of review which consists of the Village Solicitor, the Mayor and the Fiscal Officer. The Board of Review is charged with setting policy about the collection of the income taxes for the Village and has the ability to consider penalties, fees and interest and waiver of those as well to consider appeals of any protests. I met with the Fiscal Officer and the clerical person for the Village who is responsible for collecting the income tax. It appears that we have some income tax issues with regards to people who have had been billed by the Village periodically on a monthly basis but they have not paid their income tax. In looking at the ordinances we have the ability to do something to enforce them on that, but I thought since it doesn't appear that the Board of Review has met in the past. I was looking for a meeting with the Board of Review for Friday. (The Mayor will be out of town). Meeting scheduled for Thursday, September 3<sup>rd</sup> at 8:30 a.m.

Discussion concerning the assessments that have not been paid and he is working with the Auditor's office to see how these can be collected.

## **ENGINEER**

### **Kent Avenue Construction**

Rob apologizes he cannot be here tonight, he is under the weather and so I have given each of you a copy but we will read for the audience.

The Kent Avenue project, DiPietro Excavating completed the job yesterday. We were very fortunate to have such highly qualified contractor for this project.

### **North Prospect Street Design**

We are currently progressing with the preliminary design for this project. The preliminary construction plans will be submitted as a part of our OWC grant application on September 18<sup>th</sup>.

### **Prospect and Maple signal with Wheeling & Lake Erie Crossing Ohio Rail Development Commission**

I received a call from the Ohio Rail Development Commission last Thursday, August 27<sup>th</sup>. Mike informed me that a letter would be forthcoming from the rail commission detailing all Prospect and Maple traffic signal items that they would like to see replaced.

### **Woodland Sewer Punch List**

This is going to be a little different because of the change of the date, please note that Wengert Excavating has finally completed the two significant asphalt repairs adjacent to two sanitary man holes on Woodland Street. They did a very nice job.

Discussion regarding the landscaping that still needs to be done.

## **REQUESTS OF COUNCIL MEMBERS**

## **REPORTS OF COUNCIL COMMITTEES**

### **Finance**

Nothing at this time.

### **Street and Drainage**

We met last Wednesday, the 26<sup>th</sup> we discussed the fact that we had again no repaving of the streets in the Village this year and there hasn't been any stripping. Getting late in the year the likelihood of doing any repairs or serious repaving is not likely, so the committee is going to some short term and long term planning to that end, we're going to have the village Engineer, if possible, have the village Engineer give us a fairly accurate figure on the mileage of streets and alleys within the Village that we are responsible for maintenance, repair and paving. The Cornerstone project that cul de sac is in progress. Several other projects, the downtown parking lot is taken care. Several catch basins need attention. The Lake Street project and I don't remember what we talked about.

We put a 12 inch line across the road.

There continues to be a problem with vandalism in the park. The ditch for the internet between the street garage and the sewer plant is dug and three inch pipe installed. There is some phone issues at the street garage that are ongoing. We talked about our fleet of vehicles in the street department. Nate has gotten 2 estimates for tree trimming and I think he gave those to the Mayor. There are a lot of dead limbs in the park, in fact the tree is right out front of Village Hall here probably needs trimmed. And then there is some miscellaneous old equipment sitting around that we're going to have to decide how best and legally we can get rid of it. There may be some legal restrictions on how to get rid of old Village equipment. The short term and long term planning will continue so that when we get to calendar year 2010 we will have a proposal.

### **Safety**

Nothing at this time.

### **Recreation**

Nothing at this time.

### **Commerce Development**

Nothing at this time.

### **Tree Board**

Nothing at this time, we will be getting a meeting scheduled in October to talk about the fall and spring tree plans.

### **Zoning Book**

I would like to set up a meeting for Tuesday, September 8<sup>th</sup> at 7:30 p.m.

### **Sewer Rate**

We need to schedule another meeting to go over the formulas that we have.

### **Personnel Committee**

Nothing at this time.

## **MISCELLANEOUS BUSINESS**

**CITIZENS COMMENTS**

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

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MAYOR EDSEL TUCKER

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FISCAL OFFICER