

RECORD OF PROCEEDINGS
HARTVILLE VILLAGE COUNCIL

0401
Meeting

Minutes of

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held DECEMBER 6 20 11

INVOCATION: CM Hough

PLEDGE OF ALLEGIANCE

CALL TO ORDER:

Mayor Ed Tucker called to order the Council Meeting of December 6, 2011- at 7:00 P.M. at the Hartville Village Hall, 202 West Maple Street, Hartville, Ohio.

| | |
|-------------|---|
| CM Billings | P |
| CM Blythe | P |
| CM Hough | P |
| CM Hubbell | P |
| CM Ries | P |
| CM Sullivan | P |

CITIZENS COMMENTS (Agenda Matters Only)

None at this time.

FISCAL OFFICER:

There is a correction to the November 15th minutes. A motion was made by CM Hough to obtain a surveyor to determine right-a-way of retaining walls, and the correction would be: Second made by CM Ries.

Motion to approve the minutes of November 15, 2011 as corrected: CM Sullivan

Second: CM Billings

Roll: Yes, ALL in attendance

Bills Paid First Half of December, 2011:
(See attached)

Motion to accept the Bills: CM Sullivan

Second: CM Billings

Roll: Yes, ALL in attendance

MAYOR:

The Mayor reported on the Zoning Board of Appeals meeting held on December 5th. The Board recommends that Council approve the variance request for the sign at 821 W. Maple Street (KFC/Taco Bell). This will be discussed at the next Council Meeting.

The Mayor informed everyone that O.D.O.T. is requesting a 2 week notice on any State Route closings that may arise in the future.

The Mayor thanked everyone who volunteered their time with the Evening in the Village.

OLD BUSINESS:

Recording was inaudible – notes taken from Fiscal Officer.

At the November 17th Finance meeting, bids were handed out to the members and it was decided to hold off until the budget is completed.

LAW DIRECTOR:

THIRD READING OF ORDINANCES:

None at this time.

SECOND READING OF ORDINANCES:

None at this time.

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INTRODUCTION AND FIRST READING OF ORDINANCES:

RESOLUTION NO. 2-11.50 authorizing the Mayor to enter into an agreement, pursuant to R.C. 1905.05, with Attorney Joyce Lamb to serve as Mayor's Court Magistrate for the period, January 1, 2012 through December 31, 2012.

Motion to accept this reading: CM Sullivan
Second: CM Blythe
Roll: Yes, ALL in attendance

RESOLUTION 2-11.53, authorizing, approving, and directing the Mayor to contract with the Stark County Public Defender Commission to provide legal representation to indigent persons for cases under ordinances of the Village effective for the period of January 1, 2012 through December 31, 2012.

Motion to accept this reading: CM Sullivan
Second: CM Ries
Roll: Yes, ALL in attendance

RESOLUTION 2-11.54, authorizing and approving, and directing the Mayor to enter into a contract between the Village of Hartville and the City of Canton to provide legal representation to the Village for the prosecution of criminal cases and related matters effective for the period of January 1, 2012 through December 31, 2013.

Motion to accept this reading: CM Sullivan
Second: CM Blythe
Roll: Yes, ALL in attendance

RESOLUTION NO. 2-11.55 authorizing the Mayor of the Village of Hartville, Ohio ("Village") to renew the agreement for engineering and surveying services agreement ("Agreement") with M-E Companies, Inc., under the same terms and conditions of the current agreement.

Motion to accept this reading: CM Hough
Second: CM Hubbell
Roll: Yes, ALL in attendance

RESOLUTION NO. 2-11.56 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.

Motion to accept this reading: CM Blythe
Second: CM Ries
Roll: Yes, ALL in attendance

RESOLUTION NO. 2-11.57 Releasing the performance mortgage provided by Randolph International Ltd., LLC pursuant to Resolution No. 2-11.32, and declaring the same to be an emergency.

Motion to accept this reading: CM Sullivan
Second: CM Hough
Roll: Yes, ALL in attendance

Motion to suspend the rules: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

Motion to pass by emergency and take effect immediately: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

RESOLUTION NO. 2-11.58 authorizing the transfer of funds from the Income Tax Fund to the General Fund of the Village of Hartville, and declaring the same to be an emergency.

Motion to accept this reading: CM Sullivan
Second: CM Hough
Roll: Yes, ALL in attendance

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Motion to suspend the rules: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

Motion to pass by emergency and take effect immediately: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

RESOLUTION NO. 2-11.59 authorizing the advance of funds from the General Fund to the North Prospect Street Improvement Fund, and declaring the same to be an emergency.

Motion to accept this reading: CM Sullivan
Second: CM Blythe
Roll: Yes, ALL in attendance

Motion to suspend the rules: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

Motion to pass by emergency and take effect immediately: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

RESOLUTION NO. 2-11.60 authorizing the advance of funds from the General Fund to the Rail Project-ARRA Fund, and declaring the same to be an emergency.

Motion to accept this reading: CM Sullivan
Second: CM Hubbell
Roll: Yes, ALL in attendance

Motion to suspend the rules: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

Motion to pass by emergency and take effect immediately: CM Billings
Second: CM Ries
Roll: Yes, ALL in attendance

ORDINANCE NO. 1-11.32 amending and replacing Ordinance 1-11.21, establishing 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 Sewer System, and declaring the same to be an emergency.

Motion made to remove emergency clause: CM Billings
Second: CM Sullivan
Roll: Yes, ALL in attendance

Motion to accept this reading: CM Hough
Second: CM Blythe
Roll: Yes, ALL in attendance

ENGINEER:

The Engineer reported that North Prospect will have a top coat of asphalt poured on the 7th of December, and that the citizens will be able to drive on it.

On November 17th, the Village was awarded a Grant in the amount of \$76,000 for the W. Maple Street Signal Project.

There is still nothing to report on the Schumacher Wetlands.

REQUESTS OF COUNCIL MEMBERS:

There was discussion regarding hours of operation for businesses within the Village. The Solicitor did not find any legislation restricting hours of operation

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other than the one on Amusement Arcades.

REPORTS OF COUNCIL COMMITTEES:

Finance ~ Billings, Hough, *Sullivan

CM Sullivan reported on the meetings of November 17th, 21st, 22nd and December 1st.

Motion to accept proposal for computers not to exceed \$7,000.00: CM Sullivan

Second: CM Hough

Roll: Yes, ALL in attendance

The next meeting is scheduled for Monday, December 12th at 5:30 p.m.

Street and Drainage ~ *Billings, Blythe, Ries

Nothing to report at this time.

Safety ~ *Blythe, Hough, Hubbell

Nothing to report at this time.

Recreation & Parks (Tree) ~ *Ries, Billings, Hubbell

CM Ries reported that the meeting was to finalize Evening in the Village.

Commerce Development ~ Billings, Hough, *Ries

Nothing to report at this time.

Zoning Book ~ Blythe, Ries, *Sullivan

Nothing to report at this time.

Sewer Rates ~ Blythe, Sullivan, Hubbell

Nothing to report at this time.

Personnel/Handbook (Grievance) ~ Billings, Hough, Sullivan

Nothing to report at this time.

Planning ~ *Billings

Nothing to report at this time.

MISCELLANEOUS BUSINESS:

None at this time.

CITIZENS COMMENTS (Not on the Agenda):

Nothing at this time.

Motion to adjourn: CM Sullivan

Second: CM Blythe

Roll: Yes, ALL in attendance



MAYOR EDESEL TUCKER


ACTING FISCAL OFFICER

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Bills for the First Half of December, 2011

| | | | |
|---------------------------|-------------|-------------------------|-------------|
| JOHN T. NORMAN | \$1,083.07 | PITNEY BOWES | \$57.00 |
| JEFFREY IGLEHEART | \$1,373.90 | SPITZER FORD | \$210.28 |
| RYAN DERHAMMER | \$1,222.90 | KNOWLES PRESS | \$120.00 |
| LAWRENCE DORDEA | \$1,132.24 | RUMPKE | \$124.15 |
| JOHN PILLA | \$959.28 | MILLER & COMPANY | \$72.00 |
| ANTHONY HIGGINS | \$848.57 | AT & T | \$33.64 |
| MARK LOUIDICE | \$1,005.72 | CENTRAL ALLIED ENT | \$614.32 |
| ANDREW BOYCE | \$885.13 | PURCHASE POWER | \$400.00 |
| MICHAEL STEPHEY | \$541.28 | SPEEDWAY AMERICA | \$410.09 |
| DAVID MCKAY | \$637.96 | STAPLES BUS. ADV. | \$325.87 |
| JONATHAN COOPER | \$559.68 | JOHN T. NORMAN | \$1,083.07 |
| ZACHARY CLARK | \$381.13 | JEFFREY IGLEHEART | \$1,373.90 |
| NATE MILLER | \$692.62 | RYAN DERHAMMER | \$1,222.90 |
| RAY WITTENSOLDNER | \$860.44 | LAWRENCE DORDEA | \$1,132.24 |
| MIKE RINGER | \$782.54 | JOHN PILLA | \$1,005.72 |
| GREG THOMPSON | \$378.23 | ANTHONY HIGGINS | \$1,060.25 |
| CHERYL MARCELLI | \$922.75 | MARK LOUIDICE | \$918.30 |
| LOREEN PALUMBO | \$285.21 | ANDREW BOYCE | \$885.13 |
| LORI QUINN | \$190.52 | MICHAEL STEPHEY | \$677.96 |
| EDSEL TUCKER | \$521.85 | DAVID MCKAY | \$714.66 |
| PHYLLIS WISE | \$86.49 | JONATHAN COOPER | \$490.52 |
| GEOFFREY GIBBS | \$404.28 | ZACHARY CLARK | \$326.48 |
| EMANUEL MULLET | \$430.12 | NATE MILLER | \$692.62 |
| FIRST HSA, INC | \$389.59 | RAY WITTENSOLDNER | \$892.51 |
| HUNTINGTON BANK | \$301.62 | MIKE RINGER | \$808.72 |
| STATE OF OHIO | \$1,755.50 | GREG THOMPSON | \$66.03 |
| OHIO DEFERRED COMP | \$440.00 | CHERYL MARCELLI | \$934.02 |
| VILLAGE OF HARTVILLE | \$287.26 | LOREEN PALUMBO | \$274.30 |
| OPERS | \$3,321.55 | LORI QUINN | \$174.99 |
| HUNTINGTON BANK | \$3,571.11 | EDSEL TUCKER | \$521.85 |
| STARK CO FED CREDIT UNION | \$620.00 | GEOFFREY GIBBS | \$60.76 |
| OHIO POLICE & FIRE | \$2,494.40 | OHIO DEFERRED COMP | \$440.00 |
| AFLAC | \$75.72 | VILLAGE OF HARTVILLE | \$278.91 |
| FIRST HSA, INC | \$80.00 | HUNTINGTON BANK | \$3,662.35 |
| LEXIS NEXIS | \$100.00 | STARK FED. CREDIT UNION | \$620.00 |
| JOYCE LAMB | \$150.00 | SPITZER FORD | \$210.28 |
| DEAN & ASSOC. | \$13,327.00 | WILSON WELDING | \$10.00 |
| EVANS SUPPLY | \$53.85 | GRAPHIC ENTERPRISES | \$395.65 |
| MARLBORO SUPPLY | \$2,031.50 | BD OF BLDG. STANDARDS | \$0.50 |
| RENTWEAR, INC | \$58.87 | OHIO POLICE & FIRE | \$15,951.03 |
| WORKMAN'S AUTO PTS | \$201.27 | STAPLES BUS. ADV. | \$138.73 |
| A.L. PAVEY COMPANY | \$104.44 | BLIZZARD TROPHIES | \$36.00 |
| UNIONTOWN SEPTIC TANKS | \$194.75 | INDEPENDENCE BUS. SUP. | \$89.97 |
| A-1 CONCRETE | \$310.00 | MARC GLASSMAN INC | \$43.78 |
| VAN NOSTRAN YOUNG | \$4,547.00 | SANISERV | \$40.97 |
| OHIO EDISON | \$2,461.68 | WINDSTREAM COMM. | \$764.73 |
| APARCO SECURITY | \$3,812.10 | HARTVILLE AUTO REPAIR | \$240.35 |
| ME COMPANIES | \$1,515.00 | SPEEDWAY AMERICA | \$2,472.68 |
| MEDICAL MUTUAL OF OHIO | \$4,097.68 | KIESLER POLICE SUPPLY | \$3,346.00 |
| AMAZON.COM | \$137.36 | CARGILL, INC | \$1,341.93 |
| R.F. FENCING | \$3,100.00 | CENTRAL ALLIED ENT | \$174.76 |
| VARNEY FINK | \$3,511.50 | VERIZION WIRELESS | \$368.37 |
| OPERS | \$2,687.56 | DOMINION EAST OHIO | \$228.63 |
| OHIO POLICE & FIRE | \$4,864.08 | HARTVILLE RADIATOR | \$300.00 |
| WILSON WELDING | \$501.00 | RENTWEAR, INC | \$58.42 |
| HARTVILLE FIRE DEPT | \$14,267.83 | STARK CO SHERIFF | \$1,630.50 |
| HUNTINGTON BANK | \$289.42 | OSSA TECH SOLUTIONS | \$415.00 |
| JB FLEET IND | \$384.96 | HARTVILLE FIRE DEPT | \$31,644.92 |
| GDF SUEZ ENERGY | \$286.49 | JOHN ARNOLD | \$85.97 |
| WILSONS WELDING | \$362.00 | STARKEY LAW FIRM | \$3,540.06 |
| OSSA TECH SOLUTIONS | \$5,311.89 | | |