

**Burton Village Council  
23 February 2009**

**Mrs. Beaumier convened a Public Hearing for Ordinance 2176-08, setting use and restrictions on exterior furnaces in the Village and Ordinance 2178-09, amending the fees charged for zoning in the Village. Mrs. Beaumier asked for public comment and comment from Council concerning the Ordinances. There being none, Mrs. Beaumier asked for a motion to close the hearing. Ms. Humbert moved to close the hearing and Ms. Swaney seconded the motion. By voice vote, motion approved. Hearing is closed**

**Mrs. Beaumier called the Council meeting to order at 7:00 PM. Mayor Blair is on vacation.**

**Roll Call: Sandy Humbert, Yes, Judy Beaumier, Yes, Gerald Rouge, Yes, Linda Swaney, Yes, Darren LaForce, Yes, Jeff Coleman, Yes.**

**Visitors: Jack Garner, Josh Echt, Jennell Dahlhausen, Todd Hicks, Richard Smigelski, Dianne Lillibridge, Craig Ronyak, Brian Johnston, Carmen Hinkle, Charlie Cadwalladar.**

**Recognition of Visitors:**

**Mrs. Beaumier recognized Mrs. Carmen Hinkle of Coffee Corners. Mrs. Hinkle addressed the Council about her reasons for requesting a D2 Liquor Permit to serve wine and wine like beverages at Coffee Corners. Council discussed the pros and cons of serving alcoholic beverages in that location especially with school age children entering the establishment. Ms. Humbert moved to withdraw the Village's objections to the requested Liquor Permit for Coffee Corners. Mr. LaForce seconded the motion. Roll Call: Ms. Humbert – Yes, Mr. LaForce – Yes, Mrs. Beaumier – Yes, Mr. Rougé – No, Ms. Swaney – Yes, Mr. Coleman – Yes. Motion passed. The Village will withdraw its objection to the liquor license and cancel the hearing.**

**Mrs. Beaumier swore in Mr. Craig Ronyak as the new Zoning Inspector for the Village of Burton.**

**Police Chief's Report: Chief Smigelski**

**The Department reported 200 incidents in January with 711 man hours. Chief Smigelski asked Council to consider setting aside money for digital radios. In 2010 or 2011 Geauga County will be switching to digital and the Village will need to do the same. Radio cost about \$3000 a piece at last check. The Village needs about 6 handhelds and 3 mobiles or some combination of this.**

**The Police Department also needs to replace the Crown Vic police car this year. Chief Smigelski would like to replace the car with Chevrolet Tahoe for a price of \$23500. An alternative is to purchase another Chevrolet Impala for \$19000. The Village has currently budgeted \$20,000 for a new vehicle. The light bar and other equipment on the current vehicle will transfer over. Chief Smigelski will meet with the Fiscal Officer and Finance Committee Chair to see about funds available.**

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**Solicitor's Report:**

**Nothing to Report.**

**Engineer's Report:**

**Mr. Hess was not available to report but left a written summary for Council.**

**OPWC will make a determination on the North Cheshire Street project on 24 Feb.**

**The engineer for the Elementary school addition will be submitting plans soon to be coordinated through the Village Office.**

**BPA is requesting quotes for the sewer system flow monitoring**

**Ordinances and Resolutions:**

**Ms. Humbert placed Ordinance 2172-08(amended), amending the sign ordinances of the Village, on final reading and moved to adopt. Mrs. Beaumier seconded the motion**

**Roll Call: Sandy Humbert – Yes, Judy Beaumier – Yes, Darren LaForce – Yes, Gerald Rougé – Yes, Linda Swaney – Yes, Jeff Coleman – Yes. Ordinance 2172-08 is adopted.**

**Ms. Humbert placed Ordinance 2176-08, adding Chapter 1163 to the Codified Ordinances limiting the use and placement of outdoor furnaces in the Village, on final reading and moved to adopt. Mr. Rougé seconded the motion. Roll Call: Sandy Humbert – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Darren LaForce – Yes, Judy Beaumier – Yes. Ordinance 2176-08 is adopted.**

**Ms. Humbert placed Ordinance 2178-09, amending the zoning permit fees of the Village, on final reading and moved to adopt. Mr. Rougé seconded the motion. Roll Call: Sandy Humbert – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Darren LaForce – Yes, Judy Beaumier – Yes. Ordinance 2178-09 is adopted.**

**Ms. Humbert placed Resolution 2009-03, authorizing the Fiscal Officer request an amended certificate of revenues and appropriations and amending the 2009 Budget, on second reading and moved to waive further readings. Ms. Swaney seconded the motion. Roll Call: Sandy Humbert – Yes, Linda Swaney – Yes, Jeff Coleman – Yes, Gerald Rougé – Yes, Judy Beaumier – Yes, Darren LaForce – Yes.**

**Mr. Coleman moved to adopt Resolution 2009-03 and Ms. Humbert seconded the motion. Roll Call: Jeff Coleman – Yes, Sandy Humbert – Yes, Darren LaForce – Yes, Judy Beaumier – Yes, Gerald Rougé – Yes, Linda Swaney – Yes. Resolution 2009-03 is adopted.**

**Ms. Swaney introduce Ordinance 2179-09, amending the Historic Architectural Review Ordinance 2147-07 to comply with requirements necessary to become a certified local government and declaring an emergency. Ms. Humbert seconded the motion. Roll Call: Linda Swaney – Yes, Sandy Humbert – Yes, Judy Beaumier – Yes, Jeff Coleman – Yes, Gerald Rougé – Yes, Darren LaForce – Yes.**

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**Ms. Swaney moved to adopt Ordinance 2179-09 and Ms. Humbert seconded the motion. Roll Call: Linda Swaney – Yes, Sandy Humbert – Yes, Judy Beaumier – Yes, Jeff Coleman – Yes, Gerald Rougé –Yes, Darren LaForce – Yes. Ordinance 2179-09 is adopted.**

**Fiscal Officer:**

**Mr. Paquette requested a motion to pay all approved bills. Ms. Humbert moved to pay all approved bills. Ms. Swaney seconded the motion. By voice vote, motion approved.**

**Mr. Paquette asked if Council had reviewed the 9 February 2009 minutes. Ms. Humbert moved to adopt the 9 February minutes as written. Ms. Swaney seconded the motion. By voice vote, motion approved.**

**Committee Reports:**

**Finance and Grants: Gerald Rougé**

**Mr. Rougé reported that Finances appeared to be in order and no grants were currently in the works.**

**Board of Zoning Appeals and Fire Department: Darren LaForce**

**Nothing to report for Board of Zoning Appeals. The Fire Department meeting did not have enough board members present to hold a meeting. The Department is holding pancake breakfasts through March and is looking for volunteers.**

**Ms. Stacy Luoma, Burton Volunteer Firefighter has offered to train any and all Village residents in CPR at the Fire Department. Mr. LaForce will coordinate a list.**

**Local Government and Cemetery: Judy Beaumier**

**Burton Township met last week and talked about a number of things. Township trash day is May 15. The Township will be sending out a news letter in March. Welton Cemetery Board meets on Wednesday.**

**Streets and Board of Public Affairs: Jeff Coleman**

**Mr. Coleman attended the Board of Public Affairs meeting on 10 Feb. The new wastewater treatment plant was discussed. 2009 will be more planning with possible construction in 2010. Mr. Coleman relayed Mr. Kleve's request that Council respond to his earlier letter asking for more General Funds money's to defray the cost of the wastewater treatment plant. Mr. Coleman suggested waiting until the return of the Mayor until Council answered. Mr. Coleman also presented Mr. Johnston's question about how much money would be freed up if circumstances required the dissolution of the street department or police department in a worst case scenario.**

**The Street Department is working on vehicle maintenance. Mr. Coleman will be seeking quotes from Waste Management and Universal Disposal for Spring Cleanup and seeking quotes for brush pick up and street sweeping also. Mr. Ronyak inquired if the street sweeping will be bid out. Mr. Coleman thought that it would. Mr. Coleman is obtaining information and costs associated with replacing the orange crosswalk barrels with something smaller and he would like to replace at least some of them this year.**

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**Mrs. Beaumier recognized Mr. Johnston. Mr. Johnston asked Council to reconsider their freeze on wages this year. Council discussed with input from Mr. Johnston.**

**Forestry, Parks and Architectural Review Board: Sandy Humbert  
Nothing to report.**

**Planning Commission, Economic Development Committee and Historic District Association: Linda Swaney**

**The Historic District is planning Founders Day for 20 June in the Village Park. Historic markers will be dedicated by the State at that time.**

**The Economic Review Committee of the Chamber of Commerce is writing a brochure to attract more business to Burton. The County Economic Committee meets on Thursday.**

**Mayors Report:**

**Mrs. Beaumier stated that she received a letter from Mrs. P. Herrick. Mrs. Herrick has resigned from the Architectural Review Board. Ms. Humbert will handle.**

**Old Business;**

**Mr. Paquette asked Council if they had any more discussion on the 2009 budget. There was none at this time.**

**Ms. Humbert asked if Council had any comments on the revised Personnel Manual/Handbook. Mr. Coleman asked if it included any of the suggestions made by Mr. Paquette regarding pay. The Handbook has some areas on pay but the suggestions made by Mr. Paquette were to answer Council questions on payroll, evaluations, and pay caps. There was no further discussion.**

**Ms. Swaney updated Council concerning the JEDD. Ms. Swaney and Mr. Whiting of the Burton Township are meeting with Mr. Reihl to discuss progress.**

**Mr. LaForce asked for a discussion on the Bid and Proposal Policy. Mr. Rougé expressed a concern that there was still a misconception about whether a bid was changed or not. Mr. Rougé specifically asked Mr. Ronyak if he was going to sue the Village over those concerns. Mr. Ronyak stated that it was not his intention to sue. That discussion was closed.**

**Mr. LaForce asked for two changes with regard to redundant language concerning emergency override of bid requirements for the Village. A final version will be presented at the next meeting.**

**Mrs. Lillibridge noted that as a Council member she had asked BPA to increase sewer rates with a surcharge in 2006, when the cost of the wastewater treatment plant was estimated at 1 to 3 million dollars. At that time BPA turned Council down. Now in 2009, with the cost of the wastewater treatment plant approaching 6 to 7 million dollars, BPA is asking for General Funds. Mrs. Lillibridge asked Council to consider this information in their deliberation.**

**New Business;**

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**Ms. Swaney made a motion to allow the Historic District Association use of the Park for Founders Day. Ms. Humbert seconded the motion. By voice vote, motion passed.**

**Ms. Swaney moved to enter executive session to discuss personnel discipline and pay. Mrs. Beaumier seconded the motion. Roll Call: Linda Swaney – Yes, Judy Beaumier – Yes, Sandy Humbert– Yes, Gerald Rougé – Yes, Darren LaForce – Yes, Jeff Coleman - Yes. Entered executive Session at 8:25 PM**

**Ms. Humbert moved to leave executive session at 9:25 PM. Ms. Swaney seconded the motion. By voice vote, the motion passed.**

**Ms. Humbert moved to set Mr. L. Rose’s rate of pay to \$17.85 per hour effective with pay period starting Feb 27. Mr. Rose’s accrued leave and compensatory leave accumulated to that date are to be paid at a rate of \$21.85. The Mayor will issue a Counseling plan to be reviewed with Mr. Rose and his attorney and signed by Mr. Rose. Ms. Swaney seconded the motion. Roll Call: Sandy Humbert- Yes, Linda Swaney – Yes, Jeff Coleman – Yes, Gerald Rougé – Yes, Judy Beaumier – Yes, Darren LaForce – Yes. Motion passed**

**Mrs. Beaumier moved to adjourn and Ms. Humbert seconded the motion. By voice vote all approved. Meeting adjourned at 9:30 PM.**

**Mayor \_\_\_\_\_ Fiscal Officer \_\_\_\_\_**