

**Burton Village Council  
28 September 2009**

Mayor Blair called the Council meeting to order at 7:00 PM.

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

**Visitors:** Dianne Lillibridge, Joyce Blair, Marcianne Kimpton, Chip Hess, Josh Echt, Richard Smigelski, Todd Hicks, Vicki Katwica, Joe Kozial, Elmer Bollinger, Robert Phelps, Paul Rzeszotarski, Charles Hauser, Chad Eldridge.

**Police Report:**

Chief Smigelski presented to Council the report for the month of August. In August officers responded to 287 activity calls, made 24 traffic stops and made 1 arrest.

Chief Smigelski attended the AAA awards banquet last month where they were awarded a Silver Certificate and 9<sup>th</sup> participation award for the Community Pedestrian Safety Award.

The Police Department participated in CASA on 12 September at the Geauga County Historical Society Century Village from 11- 2PM. Over 500 children visited the site. Burton Police were assisted by officers from around the area and the Geauga County Sheriff's office.

**Solicitor Report:**

Mr. Hicks had nothing to report.

**Engineer Report:**

Mr. Hess reported that the North Cheshire project is in its final stages. There is a punch list of items to complete and Mr. Hess will follow up with the company to see that they are completed. Mr. Hess specifically touched upon the need to see that the catch basins and grates were properly receiving water runoff.

Mr. Hess and Mr. Eldridge reported that the InfraSource Fiber Optic Project is basically done. Some additional punch list items need to be complete and Phil Miller Construction will be coming in to make some sidewalk repairs.

Mr. Rougé asked what could be done about the orange and white markers sticking out of the ground. Mr. Hess stated that to his knowledge, InfraSource had said that it only intended to use the standing marker poles. Mayor Blair noted that Mr. Curt Johnson found out that flush to the ground markers were a viable option. Mr. Hess will investigate.

**Ordinances and Resolutions:**

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Mrs. Beaumier placed Resolution 2009-24, designating Christopher Paquette to attend mandated Ohio House Bill 9 Public Records Training for Craig Ronyak as his representative on second reading and moved to waive further readings. Mr. Rougé seconded the motion. Roll Call: Judy Beaumier – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Craig Ronyak – Yes, Darren LaForce –Yes.

Mrs. Beaumier moved to adopt Resolution 2009-24 and Mr. Rougé seconded the motion. Roll Call: Judy Beaumier – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Craig Ronyak – Yes, Darren LaForce –Yes. Resolution 2009-24 is adopted.

Mr. Coleman placed Resolution 2009-25, accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor, on second reading and moved to waive further readings. Mrs. Beaumier seconded the motion. Roll Call: Jeff Coleman – Yes, Judy Beaumier – Yes, Gerald Rougé – Yes, Linda Swaney – Yes, Craig Ronyak – Yes, Darren LaForce – Yes.

Mr. Coleman moved to adopt Resolution 2009-25 and Mrs. Beaumier seconded the motion. Roll Call: Jeff Coleman – Yes, Judy Beaumier – Yes, Gerald Rougé – Yes, Linda Swaney – Yes, Craig Ronyak – Yes, Darren LaForce – Yes. Resolution 2009-25 is adopted.

Mr. Coleman introduced Resolution 2009-26, designating Ford Lane for local truck traffic only and only allowing a left-hand turn onto Ford Lane from North Cheshire Street for truck traffic and placed it on first reading.

Mayor Blair asked if anyone had a comment on Resolution 2009-26. Mr. Rzeszetarski, as the owner of the Western Reserve Co-op site on Ford Lane stated his opposition to the resolution. Mr. Rzeszetarski noted that he had polled his customers and found that he had as many as 40 semi trailer trucks a week and over 40 commercial trucks a day. Mr. Rzeszetarski felt that the imposition this type of ordinance would place on his business would be detrimental to his customer. Council discussed the pros and cons of the proposed resolution. Council will take up again at the next meeting. Mr. Hauser added that as a former truck driver, he supported Mr. Rzeszetarski's view.

Mr. Paquette asked Council to consider Resolution 2009-27 to allow the Village to cover costs and projected deposits from the InfraSource project.

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Mrs. Beaumier introduced Resolution 2009-27, approving the Fiscal Officer to request an amended certificate of resources and permanent appropriations from the county Auditor regarding the Agency and Trust Funds, and moved to waive further readings. Ms. Swaney seconded the motion. Roll Call: Judy Beaumier – Yes, Linda Swaney – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Craig Ronyak – Yes, Darren LaForce – Yes.

Mrs. Beaumier moved to adopt Resolution 2009-27 and Ms. Swaney seconded the motion. Roll Call: Judy Beaumier – Yes, Linda Swaney – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Craig Ronyak – Yes, Darren LaForce – Yes. Resolution 2009-27 adopted.

**Fiscal Officer Report:**

Mr. Paquette asked Council for a motion to pay all approved bills. Mr. Coleman so moved. Mr. Rougé seconded the motion. By voice vote, Council approved.

Mr. Paquette asked Council if there were any comments or changes to the 27 July minutes. There being none, Mr. Paquette asked for a motion to adopt the minutes as written. Ms. Swaney moved to adopt the minutes as written. Mr. LaForce seconded the motion. By voice vote, motion approved.

Mr. Paquette reported the following:

So far, the payroll projections for end of year are pretty well covered. Some line items were changed internally to cover any shortfalls due to overtime expenses and late season changes to payroll. Admin, Police, Utilities and Street will be on budget at this time without significant intervention.

An anonymous citizen made a complaint about car carriers backing out of Preston's onto 87 and across to Rapids, in the process gouging the pavement. Is there anything the Village can or should do in this situation? Mr. Preston was, according to the complainant, made aware of the situation but without resolution to the citizen's satisfaction. Mr. LaForce commented that he had noticed the gouges and the fact that the car carriers often unload while parked on West Center, Rapids Road, or the Preston lot. Chief Smigelski and Mr. Paquette will come up with some options and present them, through Council, to Mr. Preston.

The Police Department has requested a multifunction machine to replace two or three of the existing but outdated machines in the office. Mr. Paquette presented five quotes for replacement machines and recommended the Samsung as being the most cost efficient. Funds are

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available in the Police Budget. Mr. Paquette answered questions from Council as to the need and capabilities of the new machine.

Mrs. Beaumier moved to allow Mr. Paquette to purchase the 8380 Samsung machine as requested. Mr. LaForce seconded the motion. Roll Call: Judy Beaumier – Yes, Darren LaForce – Yes, Gerald Rougé – Yes, Jeff Coleman – Yes, Linda Swaney – Yes, Craig Ronyak –Yes. Motion to purchase is adopted.

Mr. Elmer Bollinger of Shannon Court (834-4173) asked to have the Village street department and the village engineer look at the storm sewer connections in the area and to make some recommendations as to what could be done to improve the flow. Mr. Bollinger presented a brief history of the Shannon Court drainage area as he knew. Mr. Hess provided some additional facts. Mr. Hess will meet with Mr. Bollinger to go over the situation and offer some suggestions.

A company called *End Zone* has asked if the Village wishes to sponsor the Berkshire Basketball Team for school spirit items (cups etc). Council did not desire to participate.

As a reminder, Employee evaluations are coming up with a completion date of 31 October 09.

**Mayors Report:**

Mayor Blair had nothing to report with the exception of the upcoming Ox Roast and Apple Butter Festival October 10 and 11. Mr. Hauser reminded Mayor Blair of the Chambers desire to put the display “Ox” in the park. Council had no problem with that.

**Old Business;**

Regarding the Fire Levy; reducing the collected amount of taxes for the Fire Levy is a simple procedure. You pass a resolution amending the certification of taxes and ask that for the next fiscal year taxes be collected at a lower rate (specified). This does not void the passed levy which goes back into full effect the next year, unless you opt to do this again. I have provided figures for collecting 2, 2.5, 3, 3.5 and 4 mills vice the full 4.75. We will have \$156,000 carryover at the end of 2010. Points to consider: current and projected budget, Fire Department budget, and the Fire Department future plans. Council discussed and determined that they will leave the collected amount as is.

A request was made to reconsider the times set for Halloween. Mr. Coleman recommended that the times for trick or treating in the Village

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be fixed at 5:30 to 7:00 PM for this year and all subsequent years. Council discussed and by voice vote, agreed with Mr. Coleman.

Mr. Paquette noted that the 2010 budget was with Department heads and that Streets and Utilities had already discussed their budgets with him. Mr. Paquette will get together with Chief Smigelski to firm up the Police Department budget. Planned Capital Improvement projects will be added at the next meeting of Council and BPA.

Ms. Swaney mentioned that Architectural Review Board members need to provide resumes to finish the process of becoming a Certified Local Government. Mr. Hicks stated that he would work with Ms. Dahlhausen on the matter.

**New Business:**

Mr. Coleman presented two quotes for brush pickup, one from Trees by Eduardo for \$87/hr and another by Independent Tree Service for \$75/hr. Council discussed, specifically asking if Independent Tree had the proper equipment for the job. Mr. Coleman will investigate.

Mr. Coleman moved to accept the bid of Independent Tree Service pending confirmation of proper equipment for the job. Mrs. Beaumier seconded the motion. Roll Call: Jeff Coleman – Yes, Judy Beaumier – Yes, Gerald Rougé – Yes, Linda Swaney – Yes, Craig Ronyak – Yes, Darren LaForce – Yes. Motion passes. Fall Brush pickup is tentatively scheduled for the week of 19 October.

Mr. LaForce broached the subject of establishing Rules of Council, a sort of handbook, procedural guide for Council members. Mr. LaForce is Council would consider implementing such a guide. Council indicated its general agreement verbally. Mr. LaForce will provide the background information he has found so far to each member.

Mrs. Beaumier informed Council and those present that the American Legion will be holding a clam bake on October 24<sup>th</sup> from 5-8 PM. Tickets are presale only and cost \$25 per person.

Ms. Swaney reported that she had some information about Garrettsville's use of remote water meter readers. She will present at the next meeting.

Mrs. Beaumier moved to adjourn. Mr. Ronyak seconded the motion. Meeting adjourned at 8:19PM

**Mayor** \_\_\_\_\_

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