

**Council Meeting  
9 July 2012**

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

**Roll Call:** Linda Swaney – Yes, Craig Ronyak – No, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Charles Hauser – Yes, Brian Johnston – No.

**Visitors:** Lee Koroshes, Jane Koroshes, Chip Hess, John Spisak, Newell Beaumier, Judith Beaumier, Mike Sestak, Joe Koziol, Ann Wishart, Marcianne Kimpton, Todd Hicks, Rick Smigelski, Jennell Dahlhausen, Sue Wayman, Jack Garner, Tim Spangler, Elmer Bollinger, Pat Bollinger, Ken Sinkenburg, Jared McCarty.

**Public Hearing:**

Mayor called to Order a Public Hearing for the 2013 Tax Budget. Mr. Paquette asked for public comment or questions. There being none after three minutes, the public hearing was closed.

**Recognition of Visitors:**

Mayor Fischbach recognized Mr. Elmer Bollinger. Mr. Bollinger prefaced his remarks by stating that although he was a member of the Burton Chamber of Commerce, he was not representing them and that at this time no one was officially representing the Chamber. Mr. Bollinger stated that he wanted to clarify to Council the objectives of the Chamber and provide some information about the log cabin in the park. Mr. Bollinger was concerned about the possibility of the Village charging the Chamber rent for the Log Cabin.

Mr. Bollinger stated that the Chamber built the log cabin and he acknowledged that the Village evidently owns the land and the cabin that sits upon it.

Mr. Bollinger touched upon the fact that a review of the Chamber finances (not an audit) had been done by Mrs. Detrick and in recent years the IRS had performed an audit that produced only one minor correction.

Mr. Bollinger stated that charging the Chamber would be a mistake as the Chamber does many things in the community. Mr. Bollinger provided Council a handout outlining some of the things the Chamber does for the community. Mr. Bollinger encouraged the Village to work together with the Chamber.

Mayor Fischbach thanked Mr. Bollinger for his comments and pointed out that the Village has no issue with the Chamber. Together with Mrs. Wayman and Mr. Hicks, the Mayor noted that he is working on the lease

9 July 2012 Council

agreement and will provide more information in the future. The Mayor also impressed upon those present the need for cooperation.

Mayor Fischbach recognized Mrs. Wayman. Mrs. Wayman stated that she was not going to make a request to Council listed on the agenda. Mrs. Wayman instead noted how great the Village looked for the Chautauqua event.

Mayor Fischbach asked Mr. Coleman to introduce the next visitors. Mr. Coleman recognized Ken Sinkerburg and Jared McCarty as members of the Berkshire Rec Board (Association). Mayor Fischbach asked them to describe their organization. Mr. Sinkerburg informed Council that he was the current President of the Rec Association and that its goal was to strengthen their program, providing opportunities for youth to play sports, learn the game(s) and have fun. Mr. Coleman noted that everything the association did was privately funded. Mr. Coleman was looking to restart the Joint Recreation Board in the Village to get some public funding for things like uniforms and pay to play fees.

Mr. Coleman discussed how the Village could play a part in the recreation opportunities in the Village by funding the Joint Recreation Board. The Village could define how the funds would be used, according to Mr. Hicks, and may be able to work with the other municipalities in the district to match resources.

Mayor Fischbach stated that he was in favor of the joint board and hoped to have Mr. Coleman as the Council representative.

Mr. Coleman related that he was a past president and founding member of the Berkshire Rec Association. Mr. Coleman also suggested expansion of offered programs to include adult programs sometime in the future. Mr. Coleman asked if the Joint Rec Board could be activated this current fiscal year. Mr. Hicks will draft legislation for the next meeting. Mr. Hauser and Ms. Swaney were for the proposal. Mrs. Lillibridge offered to bring the topic before the Berkshire Community Planning Association where representatives from Troy, Burton and Claridon Township are usually present.

**Police Report:**

Chief Smigelski reported for June 2012. Officers worked 784 hours, put 2,453 miles on the police vehicles, answered 197 incident calls, made one arrest, and 41 traffic stops. The two Auxiliary police officers worked a total of 106.5 hours unpaid during the month. Chief Smigelski will discuss the Chautauqua event at the next meeting.

Mrs. Koroshes asked the Chief to pay extra attention to speeding on North Cheshire. Chief Smigelski stated that he would look into it.

**Solicitors Report:**

Mr. Hicks had no report.

**Engineers Report:**

Mr. Hess reported that Council had been provided an estimated cost for replacing the water line on Cook Street along with some storm sewer work and widening the curve onto Hickox.

Mr. Hess reported that the bid forms for point repairs around the Village had been sent out and should be returned by July 18, 2012. The point repairs included some catch basin work, water valve box repairs, a water system pavement repairs.

Mr. Hess further noted that the Rapids Road project has a high likelihood of being funded.

**Fire Report:**

Chief Sestak reported for the month of June. There were 23 EMS calls and 2 fire calls in the Village. The Department responded to 14 EMS calls and 13 Fire calls in Burton Township during the same period. Total calls for the year is 317. The Department responded to 74 calls in June.

Chief Sestak reported that the Fire Department is planning for the Fair. The Fireworks went very well, and were shot off within five minutes of last year.

Chief Sestak noted that the former Odd Fellows Hall next door to the Fire Department is ready to be demolished although he has not finalized a permit with the Historic District Association. The alternatives to demolition provided by the Ohio Preservation society were not feasible.

**Zoning Report:**

Mr. Spisak reported that he was getting caught up with complaints in the Village. Most of the complaints involved signs, junk cars, barking dogs, and long grass. Mrs. Lillibridge pointed out a sign that was in the right of way on Garden, just past Ford Lane. Chief Smigelski and Mr. Motil were assisting Mr. Spisak by removing signs in the right of way when they found them.

Mrs. Lillibridge took an opportunity to point out that more needs to be done to prevent large trucks from using Garden Street as a cut through to and from Ford Lane and the Western Reserve Fuel Station. Several

9 July 2012 Council

members of the audience and the Mayor agreed that something needed to be done. Chief Smigelski will investigate further.

**Ordinances and Resolutions:**

Ms. Swaney placed Ordinance 2245-12, adopting the 2013 Tax Budget, on final reading and moved to adopt. Mr. Coleman seconded the motion. Roll Call: Linda Swaney – Yes, Jeff Coleman - Yes, Dianne Lillibridge - Yes, Charles Hauser – Yes. Ordinance 2245-12 is adopted.

**Fiscal Officer**

Mr. Paquette asked for a motion to pay approved bills. Ms. Swaney moved to approve payment and Mr. Hauser seconded the motion. By voice vote, motion passed.

Mr. Paquette asked for comments or a motion to accept the minutes of 11 June 2012. Mrs. Lillibridge moved to accept the minutes as written. Mr. Hauser seconded the motion. By voice vote, motion passed.

Mr. Paquette asked for comments or a motion to accept the minutes of 18 June 2012. Mrs. Lillibridge moved to accept the minutes as written. Mr. Hauser seconded the motion. By voice vote, motion passed.

**Mayors Report:**

Mayor Fischbach congratulated and thanked Council, Mr. Hauser and the Street Department, the Police Department and the Fire Department for a very successful Chautauqua event. The Village looked great and the event went off without a problem.

**Committees**

BZA, Board of Public Affairs: Mr. Ronyak  
Mr. Ronyak was not available to report.

BCPA, Fire, Cemetery, Local Government: Mrs. Lillibridge  
Mrs. Lillibridge reported that the BCPA meeting will be on Thursday, 12 July 2012. The Fire Department meets on Tuesdays each month and Mrs. Lillibridge stated she will be attending. The Cemetery Board met 20 June to approve a headstone change. The Cemetery Board will be meeting at 4 PM on 11 July to address a complaint. Mr. E. Bollinger and his wife are trying to find out why the Cemetery removed two small trees from around a family member's headstone and is asking for permission to replant something similar. Mayor Fischbach listened to their complaint and noted that he would also talk to the Cemetery Board for their input. Mr. Beaumier, a Cemetery Board member, stated that trees are removed because the root systems disturb the adjacent stones and caused

9 July 2012 Council

problems for viewing and maintenance. Mayor Fischbach told the Bollinger's that he would get back to them.

Streets and Health District: Mr. Hauser

Mr. Hauser thanked Council for funding the new sidewalk in the Park which turned out great. Two thirds of the striping is complete with the remainder scheduled for completion prior to the Fair. Crack sealing has begun in the Village.

Mr. Hauser also noted that he and the Mayor had met with State Senator Eklund about possible funding alternatives to the CDBG fund that the Village was recently turned down for. A copy of our funding request was forwarded to Senator Eklund's Office in the hope that they can find some money for the ADA upgraded to the Public restrooms in the Park.

Community Grants, Historic District: Ms. Swaney

Ms. Swaney stated that Safety Town notices are going out this week. Ms. Swaney reported that she had spoken to the Director of Chautauqua Ohio who presented several possible funding alternatives. Ms. Swaney hopes to see her again in the fall.

Trees and Parks, Berkshire Schools, Planning Commission: Mr. Coleman

Mr. Coleman stated that he is getting together a direction for school zone flashing lights at the next meeting.

The Tree Commission meets again in August.

Finances, Police representative, Historic District Architectural Review

Board: Mr. Johnston

Mr. Johnston was not available to report.

**Old Business:**

No old business was discussed.

**New Business:**

No new business was discussed.

Mr. Coleman moved to adjourn and Mr. Hauser seconded the motion.

Meeting adjourned at 8:08 PM.

---

Mayor

---

Fiscal Officer