

28 January 2013 Council

**Council Meeting
28 January 2013**

Ms. Swaney, President Pro Tempore of Council, called the meeting to order at 7:00 PM for the vacationing Mayor Fischbach.

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

Visitors: Joe Kozial, Marcianne Kimpton, Rick Smigelski, Ann Wishart, Chad Eldridge, Skip Boehnlein, Cindi Boehnlein, Jack Garner, Rick Gruber, Todd Hicks.

Proclamations:

Ms. Swaney read a proclamation for Mayor Fischbach establishing 3 February 2013 as Four Chaplains Day and another indicating 3 February 2013 as Four Chaplains Sunday. Four Chaplains Day honors the memory of four US Navy Chaplains who gave their lives to save others when the USS Dorchester was torpedoed and sunk during World War II.

On behalf of the Burton American Legion Post, Commanding Officer Skip Boehnlein accepted the proclamations and invited everyone to attend a ceremony at the Legion Hall on 3 February 2013. Refreshments will be served.

Police Report:

Chief Smigelski reported for December 2012. There were 144 incidents for the month, 3 arrests and 32 traffic stops. Police officers worked 788 hours. 1797 miles were put on the police cars. Four auxiliary Officers were added to the staff. Officer evaluations are in progress and should be completed by February.

Chief Smigelski reported that the Department is investigating the cost of a new exterior door for their office space.

The School resource officer is awaiting Berkshire Board of Education's ability to find funding for the position. The other municipalities in the school district have agreed to provide funds for the position.

Engineer:

Mr. Eldridge reported that the Cook Street water line replacement project has started and is going well.

Mr. Hess has spoken to the Geauga County Engineer but has so far not heard back about the Rapids Road Issue II project.

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Mrs. Lillibridge took a moment to present a suggested Memorandum of Understanding between the Burton Chamber of Commerce and the Village of Burton with regard to the Log Cabin in the park. This MOU is an alternative to the proposed lease agreement presented in previous meetings.

Ordinances and Resolutions:

Mrs. Lillibridge introduced Resolution 2013-02, authorizing the Fiscal Officer to transfer appropriated funds from A01 General Fund to B01 Street, B03 Cemetery Operating, B05 Police, D03 Equipment Capitalization, D06 Facilities Capitalization and D10 Carlton Street Project, and moved to waive further readings. Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Motioned passed.

Mrs. Lillibridge moved to adopt Resolution 2013-02 and Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Resolution 2013-02 is adopted.

Mrs. Lillibridge introduced Resolution 2013-03, authorizing the Fiscal Officer to transfer appropriated funds from E01 Water Operating Fund to E13 Water Distribution and E15 Water Replacement Funds, and moved to waive further readings. Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Motioned passed.

Mrs. Lillibridge moved to adopt Resolution 2013-03 and Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Resolution 2013-03 is adopted.

Mrs. Lillibridge introduced Resolution 2013-05, approving the Fiscal Officer to request an amended Certificate of Resources and Permanent Appropriations from the County Auditor regarding the General, Special Revenue, Capital Project, Enterprise Funds, and Fiduciary Agency Funds, and moved to waive further readings. Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Motioned passed.

Mrs. Lillibridge moved to adopt Resolution 2013-05 and Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman –

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Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes.
Resolution 2013-05 is adopted.

Mrs. Lillibridge introduced Resolution 2013-04, authorizing the Fiscal Officer to transfer appropriated funds from E02 Sewer Operating Fund to E6B Sewer Bond and Interest Fund and E10 Sewer Tap In Fee Fund, and moved to waive further readings. Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Motioned passed.

Mrs. Lillibridge moved to adopt Resolution 2013-04 and Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Resolution 2013-04 is adopted.

Mrs. Lillibridge introduced Resolution 2013-06, authorizing the Fiscal Officer to advance appropriated funds from A01 General Fund to D04 Street Capitalization and D05 Sidewalk Capitalization, and moved to waive further readings. Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Motioned passed.

Mrs. Lillibridge moved to adopt Resolution 2013-06 and Mr. Coleman seconded the motion. Roll Call: Dianne Lillibridge – Yes, Jeff Coleman – Yes, Brian Johnston – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Resolution 2013-06 is adopted.

Mrs. Lillibridge introduced Resolution 2013-07, strongly opposing the passage of HB 601 by the Ohio General Assembly which proposes uniformity measures for municipal income tax in the form of unfunded mandates and a substantial loss of revenue, and declaring an emergency, and placed it on first reading.

Mrs. Lillibridge introduced Ordinance 2253-13, amending Sections 1131.01 and 1169.05 of the Burton Village Planning and Zoning Code, and placed in on first reading.

Mrs. Lillibridge introduced Ordinance 2254-13, amending the Subdivision Regulations for the Village of Burton, and placed it on first reading.

Fiscal Officer

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

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Mr. Paquette asked for comments or a motion to accept the minutes of 14 January. Mrs. Lillibridge moved to accept the minutes as written. Mr. Coleman seconded the motion. By voice vote, motion passed.

Mr. Paquette asked Council if there were any objections to renewing the Pitney Bowes postage meter contract. Council had no objections.

Mr. Paquette reported that the red dump truck sold at auction for \$11,225.

The Community Development Block Grant comes available in February. Council suggested to Mr. Paquette that he resubmit the request made last year; rehabbing the restrooms at the Log Cabin in the park including improvements to the driveway.

Mayors Report:

Ms. Swaney reported to Council that Mayor Fischbach had proposed sponsoring an intern through the Geauga Growth Partnership. The position suggested is a 7 to 9 week internship at 8 hours a day, 32 hours a week. Average hourly rate is \$10 per hour. Ms. Swaney reported that Mayor Fischbach had suggested the intern be hired at \$9 per hour doing clerical and administrative work for the Village. No position description was available. Council discussed at length. Interviews with potential interns start on 23 February. Council members asked for more information, specifically a job description of what the intern would be doing, before committing to funding the position.

Ms. Swaney asked Council to support an application by the Village for Chautauqua 2014. The event is usually paid for by private donations. Last year, the event was held at Century Village and did not have any substantial cost to the Village aside from mowing. Mrs. Lillibridge asked if the event would be held in the Park or Century Village. Ms. Swaney stated that the Village was suggesting either location as a possibility. The Historic District Association, Burton Village, the Burton Chamber of Commerce and the Geauga Historical Society were all working together on the event planning. Mr. Coleman moved to have the Village submit the application and Mr. Johnston seconded the motion. Roll Call: Jeff Coleman – Yes, Brian Johnston – Yes, Dianne Lillibridge – Yes, Linda Swaney – Yes, Craig Ronyak – Yes. Motion passed.

Old Business:

Mr. Coleman discussed a proposed ordinance and contract to hire Debbie Palmisano as the Village Arborist. Mr. Coleman stated that he would present the ordinance and contract to Council at the next

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meeting. Ms. Swaney asked Mr. Coleman if he would consult with the Tree Commission about an idea for bundling the Arborist duties with an on call tree service to perform chipping, brush pickup, limb and tree removal on the suggestion of Mr. Hauser. Mr. Coleman will contact Mr. Hauser about the idea.

Mr. Coleman asked Council's patience for one more meeting while he investigated one more quote, the lowest so far, to see if it was apples to apples with the other quotes received. Mr. Coleman assured Council that he would have the final recommendation to them at the next meeting.

Mr. Hicks reported that the Chamber of Commerce has the proposed Lease and it is with their lawyer. Mr. Hicks stated that he understood the gist of what Mrs. Lillibridge's memorandum of understanding was getting at and would review it. Council is still waiting to hear from the Chamber about their feelings regarding the lease.

New Business:

No new business was introduced.

Mr. Johnston moved to enter executive session to discuss employee evaluations and compensation. Mr. Coleman seconded the motion. Roll Call: Brian Johnston – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Linda – Yes, Craig Ronyak – Yes. Entered executive session at 8:10 PM.

Mr. Johnston moved to leave executive session at 8:18 PM. Mr. Coleman seconded the motion. Roll Call: Brian Johnston – Yes, Jeff Coleman – Yes, Dianne Lillibridge – Yes, Linda – Yes, Craig Ronyak – Yes. Returned to Council.

Mr. Coleman moved to adjourn and Mr. Ronyak seconded the motion. Meeting adjourned at 8:20 PM.

Mayor/President Pro-tem

Fiscal Officer