

**Council Meeting
10 November 2014**

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

Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Jennell Dahlhausen - Yes, Charles Boehnlein- Yes, Roberta Dobay- Yes.

Visitors: Jack Garner, Vicki Blair, Joe Kozial, Debbie Palmisano, Chip Hess, Rick Gruber, Dianne Lillibridge, Lisa Hernandez, Susan Dacek, Lee Koroshes, Ann Wishart, Terri Bullard

Mayor Fischbach recognized Ms. Palmisano. Ms. Palmisano, as the Village Arborist, presented a brief report to Council on the planned removal, trimming and care of trees in Village. Ms. Palmisano noted that the Tree Commission does not intend to meet in December.

Mayor Fischbach recognized Mr. Koroshes. Mr. Koroshes noted that the flashing school zone light on route 87 in the Village is not timed correctly. He suggested that the Village plan on annually having the contractor come in and setup the timing on the lights. Mr. Koroshes went on to note that the flashing light on North Cheshire is functioning correctly at this time but motorists need the attention of a police officer as they are still speeding. When the repair company was fixing the light Mr. Koroshes learned that there is a way to manually switch on the lights.

Ms. Bullard asked if the Council would answer questions about the log cabin law suit. The Mayor stated that legal counsel has recommended that they not talk about current/pending litigation at this time.

Mrs. Lillibridge requested to bring up her concerns during old business.

Mayor Fischbach recognized Mr. Todd Bartholomew. Mr. Bartholomew asked about the status of the Burton Fox Inn. Mayor Fischbach stated that it is in the hands of the Geauga County Building Department. Mr. Bartholomew expressed his concern over the law suit between the Chamber of Commerce and the Village of Burton.

Zoning:

Mr. Gruber reported Ron and Sylvia Jurcak received approval to extend the front porch of their house to the front. Mr. Nelson on South Cheshire received permission to conduct a lot split. Mr. Gruber dealt with a number of concerns related to the size and placement of political signs.

Buildings on Western Reserve property on Ford Lane and Preston Kia on West Center were approved.

Mr. Koroshes asked about the house on Spring Street near the Fire Station. Mr. Gruber stated that the owner has been cited and directed to cleanup. Some progress has been made in the effort. Mr. Gruber is keeping a close watch on the situation.

Mrs. Vicki Blair asked if Council would look to see if the property next door to her on Carlton Street was abandoned and what could be done about the trash and weeds there.

Engineers Report:

Mr. Hess reported that he is wrapping up the punch list for Rapids Road. There has been no further response from ODOT concerning the reimbursement request for handling the contaminated soil on Rapids. Village legal is working on the issue.

Fire Department:

Not available to report. Mayor Fischbach and Mr. Blair acknowledged receipt of the proposed fire contract. Rates were requested that are 15% higher each year for the next three. Mr. Blair is attempting to contact the fire department to get more information. Council did not address the contract at this time.

Ordinances and Resolutions:

Ms. Swaney placed Ordinance 2271-14, to approve, adopt and enact the 2014 replacement pages to the codified ordinances; and declaring an emergency, on second reading.

Ms. Swaney placed Ordinance 2272-14, accepting the HCC Public Risk of Ohio property and liability insurance contract and authorizing the Mayor and the Fiscal Officer to enter into an agreement with Insurance Partners as agents for HCC Public Risk of Ohio in an amount not to exceed \$13,695 and declaring an emergency on second reading and moved to waive further readings. Craig Ronyak seconded the motion. Roll Call: Linda Swaney – Yes, Craig Ronyak – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes, Charles Boehnlein –Yes.

Ms. Swaney moved to adopt Ordinance 2272-14 and Mr. Boehnlein seconded the motion. Roll Call: Linda Swaney – Yes, Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes. Ordinance 2272-14 is adopted.

Ms. Swaney introduced Ordinance 2275-14, amending Section 1113.05(a) of the Codified Ordinance of the Village of Burton revising the fee schedule for zoning certificates and placed it on first reading.

Ms. Swaney introduced Resolution 2014-19, requesting an amended certificate of appropriations for the Sewer Tap In Fees Enterprise Fund and placed on first reading. Mr. Boehnlein moved to waive further readings.

Ms. Swaney seconded the motion. Roll Call: Charles Boehnlein – Yes, Linda Swaney – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes.

Mr. Boehnlein moved to adopt Resolution 2014-19 and Ms. Swaney seconded the motion. Roll Call: Charles Boehnlein – Yes, Linda Swaney – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes, Craig Ronyak – Yes. Resolution 2014-19 is adopted.

Fiscal Officer

Mayor Fischbach asked for a motion to pay approved bills. Mr. Ronyak moved to pay approved bills and Mr. Boehnlein seconded the motion. By voice vote, motion approved.

Mayor Fischbach asked for comments or approval of minutes of the 27 October 2014 meeting minutes. Ms. Dahlhausen moved to adopt as amended and Ms. Swaney seconded the motion. By voice vote, motion approved.

Committees

BPA, Fairboard, Ordinance Review, Board of Zoning Appeals – Craig Ronyak

Mr. Ronyak had nothing to report.

BCPA and Planning Commission, - Jennell Dahlhausen

Ms. Dahlhausen had nothing to report.

Planning Commission, Fire Department, School District– Tom Blair

Mr. Blair reiterated that he had not been contacted by the Fire Department prior to contract being received. Planning Commission met and discussed the adjustment to the planning and zoning regulations.

Historic District Assoc., Newsletter, Safety Town, Community Programs – Linda Swaney

Ms. Swaney reported that the Burton Historic District Association would be meeting with Chardon Tomorrow in the next week or so to help with the Village strategic planning.

Health District, Finances, Local Government– Charles Boehnlein

Mr. Boehnlein reported that the Finance Committee still needs to meet to discuss the proposed budget.

Historic District Review Board, Cemetery Board, Trees Commission, and Grants- Roberta Dobay

Ms. Dobay reported that the Historic District Review Board sent out letters reminding residents of the requirements involved with being in the Historic District. Ms. Dobay had nothing further to report.

Mayors Report:

Mayor Fischbach reported that the property formerly known as Joel's on the east side of the square did not get sold. The owner and prospective buyer could not get a deal done.

As far as the Burton Fox Inn is concerned, the matter of its repair or removal rests with the Geauga County Building Department.

And the Burton Family Restaurant now appears to be named "Seven Days". No further information is available.

Old Business:

Mrs. Lillibridge asked about the paving repairs on Carlton. Mayor Fischbach stated that he would get with Chief Smigelski to find out where we stood.

Mrs. Lillibridge also asked about a possible ordinance that was drafted to help the Village address home and property maintenance issues. Mayor Fischbach stated that this sounded like a good idea and he would look into it further.

New Business:

Ms. Dahlhausen asked about budget preparation for 2015. Mayor Fischbach stated that it would be available at the next meeting.

Mr. Koroshes noted that the Burton American Legion Post was providing free chili and soup to veterans on Veterans Day.

Mayor Fischbach asked Council to consider holding only one meeting in December, cancelling the scheduled on the 22nd of December. Mr. Blair moved to cancel the scheduled Council meeting of 22 Dec and hold only the meeting on the 8th of December. Mr. Boehnlein seconded the motion. By voice vote, motion passed.

Mr. Ronyak moved to adjourn and Ms. Dahlhausen seconded the motion. Meeting adjourned at 7:39 PM.

Mayor/President Pro Tempore

Fiscal Officer