

**Council Meeting
25 August 2014**

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

Roll Call: Linda Swaney – Yes, Craig Ronyak – No, Tom Blair – Yes, Jennell Dahlhausen - Yes, Charles Boehnlein- Yes, Roberta Dobay – Yes.

Visitors: Jack Garner, Chip Hess, Marcianne Kimpton, Vicki Blair, Chief Rick Smigelski, Todd Hicks, Newell Beaumier, Judy Beaumier, Diane Formanski, Dianne Lillibridge, Mr. Mahoney, Officer Mike Lewis, Officer Andre DiMatteo, Fire Chief Ken Lewis, Gwen Cooper.

Mayor Fischbach recognized Ms. Formanski. Ms. Formanski explained to Council the problem she was experiencing with water draining off Shannon Court onto her and her neighbor's property. Ms. Formanski requested that Council do something about the drainage. Ms. Formanski reported that she observed water pooling on her neighbor's property after the last rain storm and flowing down towards her property. Burton Village employee Mr. Motil met with her to find the storm sewers on her property. Mr. Hess stated that he had pulled the plans for Shannon Court and gave them to Chief Smigelski. Chief Smigelski noted that he had just looked at the plans tonight and deferred to Mr. Hess for help in explaining them. Mr. Hess indicated that he would be happy to meet with Ms. Formanski after the holiday. Mayor Fischbach asked Ms. Formanski to meet with him, Mr. Hess and Chief Smigelski on Tuesday 26 August at 5PM. Ms. Formanski stated that she would confirm with her neighbor to be there.

Mayor Fischbach recognized Mr. Garner. Mr. Garner asked whether the Village was going to go ahead with planting trees on Rapids Road that were not in the right of way but still the responsibility of the Village. Mr. Boehnlein explained that according to Ms. Palmisano the soil in the right of way would not support trees so it would be necessary to plant them farther back. These trees may be on private property however the Village indicated that it would continue to maintain them. Mr. Garner felt that rather than keep the new trees, the Village should just turn them over to the residence they are in. Mayor Fischbach will consult with legal to determine whether the Village can do that or not.

Mayor Fischbach recognized Mr. Mahoney. Mr. Mahoney stated that he resides at the corner of Seco and Rapids and he believes that this new road will encourage speeding and reckless driving. Mr. Mahoney suggested that the speed limit be reduced to 25MPH and that a load limit

be placed upon the road to discourage large trucks. Chief Smigelski and Mr. Hess discussed with Council past practices concerning speed limits and load limits. Chief Smigelski stated that he will look into the matter further.

Mayor Fischbach recognized Fire Chief Ken Lewis. Chief Lewis stated that the Fire Department is gearing up for the Fair. The owner of Burton Fox Inn has reportedly agreed to start repairs within 60 days. Geauga Hospital will be manning a first aid station with the Fire Department at the Fair. Chief Lewis noted that Geauga Hospital is now a level 3 trauma center.

Police Report:

Chief Smigelski introduced a new Auxiliary Officer, Andre DiMatteo, who will be joining the Police Department in the Village. Mr. Boehnlein moved to appoint Officer DiMatteo as an Auxiliary Officer for the Village of Burton. Mr. Blair seconded the motion. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes, Linda Swaney – Yes. Mayor Fischbach swore Officer DiMatteo in.

Chief Smigelski reported that officers responded to 112 calls in July, made 6 reports and 50 traffic stops with 12 citations. Full Time officers worked 584 hours, part time worked 162 hours and auxiliary worked 92 hours. There were 3742 miles put on the police vehicles. Department staff worked traffic control at the fireworks and the antique Tractor parade.

Chief Smigelski reported that the Department is preparing for the Fair by assigning officers to duty times, adding coverage and adding a lighted display board at Century Village that will direct traffic going around the Park to an alternate Fair entrance off Peckham Road.

Mayor Fischbach asked Chief Smigelski to comment on Safety Town. Chief Smigelski stated that Safety Town went very well. Lenore Pikus and Linda Swaney assisted throughout the week. Tom Blair donated snow cones and Mangia Mangia donated pizza. Roberta Dobay, Jennell Dahlhausen and the Mayor also stopped by to assist.

Solicitor:

Mr. Hicks had nothing to report.

Ordinances and Resolutions:

Ms. Swaney introduced Resolution 2014-17, accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor. Ms. Swaney moved to waive further readings and Mr. Boehnlein seconded

the motion. Roll Call: Linda Swaney – Yes, Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay - Yes. Motion passed.

Ms. Swaney moved to adopt Resolution 2014-17 and Mr. Boehnlein seconded the motion. Roll Call: Linda Swaney – Yes, Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes. Resolution 2014-17 is adopted.

Engineer:

Mr. Hess reported that he has prepared and sent out a quote for point repairs in the Village. Those estimates should be returned by the end of the week.

Rapids Road is nearly complete. After the final paving topcoat is applied Mr. Hess will conduct a walkthrough to create a punch list of items that need to be finished. Mayor Fischbach talked to Council about the cost remediating the contaminated soil. Mr. Hess, the Mayor, and Mr. Hicks will be meeting after council to determine the best course of action when presenting the request for reimbursement of cost to ODOT. Mr. Paquette asked if Council wanted to authorize payment to Ronyak Paving as listed on the letter from Hess and Associates to the Mayor. Mayor Fischbach recommended payment by the Village rather than making the contractor wait until ODOT reimbursed the Village for the work. Mr. Boehnlein confirmed with Mr. Paquette that funds were available. Mr. Boehnlein moved to accept and pay the invoice from Ronyak Paving for the costs associated with remediation of contaminated soil on the Rapids Road project. Mr. Blair seconded the motion. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Roberta Dobay – Yes, Linda Swaney – Yes. Motion passed. Mr. Paquette confirmed with Mr. Hess that the engineering fees listed on the proposed invoice had already been paid. The amount the Village will be paying is \$75,574.91.

Fiscal Officer

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

Mr. Paquette asked for comments or approval of minutes of the 11 August 2014 meeting. Mr. Boehnlein moved to accept the minutes as written. Ms. Swaney seconded the motion. By voice vote, motion approved.

Mr. Paquette asked Council if they were interested in a Fall Brush pickup. Council so indicated. Mr. Paquette relayed a request from a resident to hold the brush pickup after all the leaves had fallen. Council felt that this

would be too late. Council asked a time in October to hold the brush pickup. Mr. Paquette will seek quotes.

Mr. Paquette reported that the bike rack for downtown will ship on 15 September 2014.

Mayors Report:

Mayor Fischbach reported that T-Mobile, while working on the cellular antenna's on the water tower, placed an antenna that blocked the 'R' in Burton on the tower. Mayor Fischbach, with Officer Marshall's assistance, persuaded T-Mobile to lower the antenna so that it did not block the Village name on the tower.

Old Business:

No old business was brought before Council.

New Business:

Mrs. Kimpton, representing the Cemetery Board, asked Council to consider a quote to purchase a new powder coated aluminum fence to replace the wrought iron fence at the cemetery and extend it to include the Cemetery addition. The old fence would be removed and stored by the Street Department. The three quotes received were Home Depot – a residential grade fence and installation for \$15,000; Great Lakes Fence – a commercial grade fence and installation for \$16,000; and Best Buy Fence – a commercial grade fence and installation for \$8,912. There is warranty on any and all of the fences quoted. Ms. Dobay asked about sandblasting and painting the old fence. Ms. Dahlhausen stated that the last quoted cost she heard for sandblasting was \$17,000 and that was just the existing fence. Council discussed the quotes and how to fund. Mr. Paquette reported that Council could accept the quote pending their request to amend appropriations to cover the cost. The General Fund will pay for the fence either directly or with a transfer to the Cemetery Operating Fund. Ms. Dahlhausen moved to accept the quote from Best Buy Fence for \$8,912. Mr. Blair seconded the motion. Roll Call: Jennell Dahlhausen – Yes, Tom Blair – Yes, Roberta Dobay – Yes, Linda Swaney – Yes, Charles Boehnlein – Yes. Motion passed.

Mr. Boehnlein moved to adjourn and Ms. Dahlhausen seconded the motion. Meeting adjourned at 8:20 PM.

Mayor/President Pro Tempore

Fiscal Officer