

**Council Meeting
28 July 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.

Visitors: Jack Garner, Chip Hess, Josh Echt, Marcianne Kimpton, Vicki Blair, Paul Emch, Bonnie Richards, Roberta Dobay, Michael Weaver, Bryan Weaver, Uriah Puccini, Mr. Cheney, Greg Hansel, Rick Smigelski, Todd Hicks, Sharon Gingerich, Danielle Sweet, Teri Bullard

Ms. Bullard, Ms. Dobay and Mr. Emch were present with regard to the open Council seat. Mayor Fischbach advised those present that Council was not going to vote on an appointment tonight. Mr. Blair stated that the position had been advertised and that he felt that Council should go ahead. Mr. Hicks, at the request of the Mayor, explained that several Council members had expressed a desire to not make the decision yet. Mr. Blair questioned when the decision was made. Mr. Hicks clarified his statement saying that while Mr. Blair may be ready to pick a replacement, several other Council members were not. Mr. Ronyak moved to postpone selection of a replacement Council member until the next meeting. Mr. Boehnlein seconded the motion. Roll Call: Craig Ronyak – Yes, Charles Boehnlein – Yes, Tom Blair –No, Jennell Dahlhausen – Yes, Linda Swaney – Yes. Motion passed.

Mr. Cheney and several others expressed an interest in discussing the recent flood event in the Village. Mayor Fischbach stated that would be addressed shortly.

Mayor Fischbach introduced Ms. Danielle Sweet. Ms. Sweet is the Village Geauga Growth Partnership Intern for the 2014 summer. She is working with all departments advancing the inventory of parts, tools and equipment and determining pricing. Mayor Fischbach thanked her for all she is doing and complimented her on the job she has done.

Police Report:

Chief Smigelski reported that officers responded to 113 calls in June, made 6 reports and 47 traffic stops with 8 citations. Full Time officers worked 499 hours, part time worked 165 hours and auxiliary worked 88 hours. There were 3742 miles put on the police vehicles.

Safety Town is slated to start at the end of August. Police and Streets are preplanning for the Geauga County Fair. The Police Department is sponsoring the AAA Senior Driving program on 28 and 29 September.

The Police Department is encouraging seniors in the Village to take advantage of a senior center program that assists senior in moving out junk during the annual spring cleanup. Ms. Richards asked about the senior driving program. Chief Smigelski informed her and others that the AAA had not sent any material yet so signups were not available.

Mayor Fischbach asked Chief Smigelski to comment on the storm damage from Sunday night. Chief Smigelski stated that Geauga Emergency Management Agency has classified the rain event in Burton and Middlefield as a 100 year storm. Over 5 inches of rain fell here in 2 hours. Residents on Peckham, Seco, Elmar and at Berkshire Hills apartments saw significant flooding with other areas of the Village seeing some flooding at a lesser extent. So far, 31 homes are known to be affected. One home on Peckham was damaged so heavily by flooding that the occupants had to be evacuated. The home is currently classified as uninhabitable. A report of the damage is circulating with Council.

Engineers Report:

Mayor Fischbach asked Mr. Hess to comment on the flooding. Mr. Hess noted that Village infrastructure is designed for 10 year storms and that this 100 year storm was beyond the normal expectation.

Mayor Fischbach asked Mr. Hicks to explain the process by which the Village may help. Mr. Hicks explained that the most expedient way for a homeowner to proceed was to file a claim with his or her own insurance. If the claim was accepted the insurance company could determine whether it had a claim on the Village and proceed to try and recover those funds. A Village resident asked if the Village had a fund that could be used to help residents affected by the flood. Mr. Hicks explained that government rules precluded doing that sort of thing.

Mr. Garner commented that he saw dirt and straw from the construction site covering at least one storm drain. Mr. Weaver mentioned a number of 8, 10 and 12 pipes entering one catch basin and going out in a single 12 pipe. Mr. Weaver asked if the drainage was changed. Mr. Hess asserted that drainage was not changed. Phil Miller just replaced a damaged section of pipe. Mr. Hess also stated that it his preference not to cap off untraced pipes. There is not always funding available to trace the pipe to its origin so he directs these unknown pipes to a catch basin. Mr. Weaver stated that he understood that a decision would not be reached tonight however he would like the information he provided considered in whatever solution was made to prevent this from occurring in the future.

Solicitor:

Mr. Hicks had nothing further to report.

Ordinances and Resolutions:

Ms. Swaney introduced Resolution 2014-16, requesting and directing the Fiscal Officer to obtain an amended certificate of appropriations and moved to waive further readings. Mr. Boehnlein seconded the motion.

Roll Call: Linda Swaney – Yes, Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Craig Ronyak – Yes. Motion passed.

Ms. Swaney moved to adopt Resolution 2014-16 and Mr. Boehnlein seconded the motion. Roll Call: Linda Swaney – Yes, Charles Boehnlein – Yes, Tom Blair – Yes, Jennell Dahlhausen – Yes, Craig Ronyak – Yes. Resolution 2014-16 is adopted.

Fiscal Officer

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

Mr. Paquette asked for comments or approval of minutes of the 14 July 2014 meeting. Ms. Dahlhausen recommended a change to the last paragraph to include in the motion a need to remove a tree on the Brigham property along with Mrs. Hauser's tree. Mr. Blair moved to accept the minutes as amended. Mr. Ronyak seconded the motion. By voice vote, motion approved.

Mr. Paquette relayed to Chief Smigelski a citizen's request that an alternative and more ecologically friendly weed killer be used by the Village Street department. Chief Smigelski will look into it.

Mayors Report:

Mayor Fischbach reported that Ms. Kirby Date has been on extended leave but will be providing a proposal for the strategic plan in the near future.

Ms. Teri Bullard took the opportunity to comment on the Village Council's decision not to act on appointing a new member at this meeting saying it looked unprofessional.

Committees

BPA, Fairboard, Ordinance Review – Craig Ronyak
Mr. Ronyak had nothing to report.

BCPA, Local Govt., Cemetery, Grants- open

Planning Commission, Fire Department, BZA – Tom Blair
Mr. Blair had nothing to report.

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

Ms. Swaney reported that Judge Burt had obtained nonprofit status for the Historic District Association. Chief Smigelski covered safety town earlier.

Health District, Finances, Trees and Parks– Charles Boehnlein

Mr. Boehnlein reported that the Health District did not meet. The Finance committee met and went over the budget line item by line item and will be meeting again to make recommendations.

Historic District Architectural Review Board, Century Village, - open

Old Business:

The ODOT repurposing meeting, to plan the future of the Burton ODOT garage when ODOT ceases use of the facility, will be on 30 July at the Berkshire Board of Education. Mayor Fischbach assured everyone that it had been agreed at the last meeting that the Village would be deeded the property.

Mr. Imars has notified the County Building Department that he intends to repair the Burton Fox Inn within the next 60 days. The Village is notifying him by letter that he will need to meet with the Village engineer and zoning inspector to obtain the necessary permits including a Historic District Construction Permit.

Mayor Fischbach reported that he and Mr. Hess have been in contact with ODNR to discuss the proposed waterline from the Village to Punderson. More information is being obtained.

New Business:

No new business was introduced.

Mr. Ronyak moved to adjourn and Ms. Swaney seconded the motion. Meeting adjourned at 7:48 PM.

Mayor/President Pro Tempore

Fiscal Officer