

Burton Village Special Council Meeting
Minutes
December 21, 2020

Visitors: Jennell Dahlhausen, John Lewins, Rick Smigelski, Brian Wendl.

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

Roll Call

Alex Hansel – Yes, Tom Blair – Yes, Bonnie Richards – Yes, Cory Brown – Yes, Charles Boehnlein – Yes, Caleb Ferroni – Yes

Minute Approval:

Mr. Boehnlein moved to approve the minutes of November 19, 2020 as written, seconded by Mr. Blair. By voice vote, the motion passed.

Mr. Boehnlein moved to approve the minutes of December 10, 2020 as written, seconded by Ms. Richards. By voice vote, the motion passed.

Mayors Report

Mayor Spanos would like to hold future meetings via zoom.

Standing Committees

Finance, Funding and Personnel Committee – Mr. Boehnlein & Mr. Ferroni had nothing to report.

Police Department Report – Chief Smigelski stated the Police Department responded to 98 calls, there were 6 traffic citations and 2 arrests made in the month of November. The village obtained a 2012 Chevy Cruze through an OVI stop. The court gave the car to the village since the person was a constant offender. In order to get the car, the village would have to pay AmeriTow about \$1,400.00. This vehicle can be used as an errand vehicle and Chief Smigelski recommended the village keep the car or sell it on GovDeals if we do not find a use for it.

Mr. Boehnlein moved to pay AmeriTow for the lot rent and towing of the vehicle, not to exceed \$1,450.00, seconded by Ms. Richards. By voice vote, the motion passed.

Fire Department Report – Chief Wendl did not have a report for Council but he stated the Fire Department has provided the 2021 contract to Council, which includes a 5% increase. Council discussed a 3% increase as opposed to the 5% since they approved a 7% increase for 2020 and the townships have not approved any increase the last couple years. Council was also told since they approved a 7% increase for 2020, they will not see an increase for 2021.

Chief Wendl stated there are many repairs that need to be completed to their aging building and equipment, and that every little bit helps them.

After much discussion, Mr. Boehnlein moved to revise Ordinance 2393-20 authorizing the Mayor and Fiscal Officer of the Village of Burton to enter into an agreement with the Burton Volunteer Fire Department, Inc. for fire and emergency services from January 1, 2021 through December 31, 2021, to change the contract price to \$206,600.88 (3% increase), seconded by Mr. Hansel. Roll Call: Charles Boehnlein – Yes, Alex Hansel – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Street Committee – Chief Smigelski stated the Street Department completed crack sealing for the year and they did well during the recent snowstorm.

Council Reports on Independent Boards and Commissions

Board of Public Affairs – Mr. Hansel stated BPA approved a point of sale inspection for water and sewer lines in the village and are working through some kinks at the new WWTP. Ms. Dahlhausen added BPA met this afternoon and approved their portion of the Goodwin pay request and change orders.

Board of Zoning Appeals – Mr. Blair had nothing to report.

Cemetery Board – Ms. Richards had nothing to report.

Historic District Architectural Review Board – Mr. Brown had nothing to report.

Planning Commission – Mr. Blair had nothing to report.

Tree Commission – Ms. Palmisano provided a report but was not available.

Chamber of Commerce – Mr. Blair said the cabin is preparing for maple season.

Berkshire Community Planning Association – Mr. Brown had nothing to report.

Burton Historic District Association – Mr. Brown had nothing to report.

Fiscal Officers Report

Ms. Dahlhausen requested motions from Council to allow for blanket purchase orders for 2021 and to pay any routine bills that are received before the years end.

Mr. Boehnlein moved to approve 2021 blanket purchase orders for vendors that invoice the village monthly, quarterly and annually, for emergencies and for uniform allowances, seconded by Mr. Hansel. By voice vote, the motion passed.

Mr. Boehnlein moved to pay routine bills for remainder of 2020, seconded by Mr. Brown. By voice vote, the motion passed.

Ms. Dahlhausen will need to advertise for a Public Hearing to amend the Zoning Ordinances. Council would like to hold the public hearing on Monday, January 25 at 7:00 PM.

Solicitors Report:

Mr. Hicks stated that anyone with questions on the JEDD can contact him.

Engineers Report:

Mr. Lewins explained change order #4 for the Goodwin Project to Council, which includes 8 inch water line tie in, damaged water line tap repair, concrete removed from site, 60 inch culvert relocation and additional tree removal. These items have been decreased as much as the Eclipse Excavating will allow. Mr. Boehnlein moved to approve Eclipse Excavating’s change order #4 in the amount of \$11,398.49, seconded by Mr. Brown. By voice vote, the motion passed.

Mr. Lewins also provided final pay request #5 for the Goodwin Project in the amount of \$43,654.53. Mr. Boehnlein moved to approve Eclipse Excavating’s pay request #5 in the amount of \$43,654.53, seconded by Ms. Richards. By voice vote, the motion passed.

Zoning Inspector’s Report:

Mr. Gruber was not available to report.

Invoice Approval

Mr. Boehnlein moved to pay approved invoices, seconded by Ms. Richards. By voice vote, the motion passed.

Ordinances and Resolutions

Mayor Spanos placed on third reading, Ordinance 2389-20 to establish pay increases for employees for fiscal year 2021. Mr. Boehnlein moved to adopt, seconded by Mr. Hansel. Roll Call: Charles Boehnlein – Yes, Alex Hansel – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mayor Spanos placed on first reading, Ordinance 2391-20 amending sections 1109.01 and 1135.03 of the Burton Village Planning and Zoning Code.

Mayor Spanos placed on first reading, Ordinance 2392-20 certifying unpaid rate of charge for trash service to property taxes to the County Auditor pursuant to section 701.10 of the Ohio Revised Code and declaring an emergency. Mr. Boehnlein moved to waive readings, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mayor Spanos placed on first reading, revised Ordinance 2393-20 authorizing the Mayor and Fiscal Officer of the Village of Burton to enter into an agreement with the Burton Volunteer Fire Department, Inc. for fire and emergency services from January 1, 2021 through December 21, 2021. Mr. Boehnlein moved to waive readings, seconded by Mr. Ferroni. Roll Call: Charles Boehnlein – Yes, Caleb Ferroni – Yes, Tom Blair – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Mr. Ferroni. Roll Call: Charles Boehnlein – Yes, Caleb Ferroni – Yes, Tom Blair – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mayor Spanos placed on third reading, Resolution 2020-35 adopting revisions the Village of Burton Employee Handbook. Mr. Boehnlein moved to adopt, seconded by Mr. Blair. Roll Call: Charles Boehnlein – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mayor Spanos placed on first reading, Resolution 2020-42 accepting and approving CARES Act expenditures and declaring an emergency. Mr. Boehnlein moved to waive readings, seconded by Mr. Ferroni. Roll Call: Charles Boehnlein – Yes, Caleb Ferroni – Yes, Tom Blair – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mr. Blair moved to adopt, seconded by Mr. Ferroni. Roll Call: Tom Blair – Yes, Caleb Ferroni – Yes, Charles Boehnlein – Yes, Alex Hansel – Yes, Cory Brown – Yes, Bonnie Richards – Yes. Motion passed.

Mayor Spanos placed on first reading, Resolution 2020-44 authorizing the Fiscal Officer to transfer appropriated funds from B18 Coronavirus Relief Fund to B05 Police Fund and declaring an emergency. Mr. Boehnlein moved to waive readings, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Bonnie Richards – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Mr. Brown. Roll Call: Charles Boehnlein – Yes, Cory Brown – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Bonnie Richards – Yes. Motion passed.

Mayor Spanos placed on first reading, Resolution 2020-45 adding the Street Levy Fund (B19) and line items to the Village of Burton Special Funds for the recently approve road levy and adding line items to E01 & E02 for Point of Sale Inspection revenue and declaring an emergency. Mr. Boehnlein moved to waive readings, seconded by Ms. Richards. Roll Call: Charles Boehnlein – Yes, Bonnie Richards – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Cory Brown – Yes. Motion passed.

Mr. Boehnlein moved to adopt, seconded by Ms. Richards. Roll Call: Charles Boehnlein – Yes, Bonnie Richards – Yes, Tom Blair – Yes, Caleb Ferroni – Yes, Alex Hansel – Yes, Cory Brown – Yes. Motion passed.

Mayor Spanos placed on first reading, Resolution 2020-46 authorizing the Mayor to enter into a Joint Economic Development District Agreement with Burton Township and declaring an emergency.

Mayor Spanos placed on first reading, Resolution 2020-47 authorizing the Mayor to enter into a First Amendment to Memorandum of Understanding with Burton Township, Kent State

University and the Board of Education of the Berkshire Local School District, Geauga County, Ohio and declaring an emergency.

Old Business

Nothing to report.

New Business

Nothing to report.

Open Public Participation

Nothing to report.

Mr. Brown moved to adjourn, seconded by Mr. Ferroni. By voice vote, the motion passed. Meeting adjourned at 8:02 PM.

Fiscal Officer

Mayor/President Pro Tem