

Joint Burton Village Council and Board of Public Affairs
Minutes
October 12, 2021

Mayor Spanos called the Joint Meeting at 7:00PM

Visitors: Christina Piotrowski, Jennell Dahlhausen, George Hess, Jeremy Neill, Bridey Matheney, Ann Blair, Veronica Cardello, Dave Fabig, Mark Polezal, Ann Wishart, Brian Doering, James Baron, Jack Gardner

Roll Call:

Council: Charles Boehnlein Tom Blair Cory Brown-not present
Bonnie Richards Alex Hansel Caleb Ferroni- not present

BPA: Curt Johnson Nick Rundo Adam Miller

Mr. Boehnlein made a motion to approve September 27th, 2021 minutes, seconded by Mr. Blair. By voice vote, motion passed.

Mr. Miller made a motion to approve September 30th, 2021 minutes, seconded by Mr. Rundo. By voice vote, motion passed.

Mayors Report:

Mayor Spanos informed Council and BPA about how Arbor Day was a success on Saturday, October 9th, 2021.

Fiscals Officers Report:

Ms. Dahlhausen informed Council/BPA that the audit is almost finished and the interim budget will be on first reading tonight.

Mr. Blair made a motion to pay approved invoices, seconded by Mr. Boehnlein. By voice vote, motion passed.

Mr. Rundo made a motion to pay approved invoices in the amount of \$28,932.10, seconded by Mr. Miller. By voice vote, motion passed.

BPA Cashiers Report:

Ms. Piotrowski informed BPA that account 4080 had an adjustment to their sewer only account and should only be certifying \$1,633.88 to taxes.

Mr. Johnson made a motion to certify account 4080 in the amount of \$1,633.88 to taxes, seconded by Mr. Rundo. By voice vote, motion passed.

Ms. Piotrowski informed BPA that these accounts 1295, 1300-01, and 1301 would like their late charges abated for the amount of \$86.85.

Mr. Johnson asked if the owners were in the audience to explain why they would like their late charges abated, but the owners were not present. Mr. Johnson suggested if they would like their late charges abated, the owners will need to attend the BPA meeting next month.

Solicitors Report:

No comment.

Engineers Operator Report:

Mr. Hess informed BPA/Council about the easement for the trunk sewer, and the survey crew has all the research done. The survey crew has located property pins around the outside of the roadways. Mr. Hess recommended to wait to survey the woods until the leaves fall down, since the woods are full right now. Mr. Hess will prepare a letter for the residents, since the surveying crew might be in their backyard. Mr. Hess will inform the Village Office when the surveying crew is done getting property pins and marking the manholes.

Mr. Hess received plans for the turning lane for the Berkshire schools. Mr. Hess and Mr. Neill reviewed the plans and are contacting Berkshire Schools engineers to move forward for widening the turning lanes.

Mr. Hess received plans from ODOT for a two-inch mill and fill and repairing project that will need to include drainage, improvements to catch basins, and manholes. Mr. Hess will contact ODOT this week.

Operators Report:

Mr. Neill confirmed Mr. Hess on the widening of the lanes by Berkshire schools. Mr. Neill mentioned that this widening of lanes will not affect the main water line that goes out to Kent State. Mr. Neill informed BPA that the new sewer plant is running well and efficiently.

Ordinances and Resolutions to Council:

Mayor Spanos placed on first reading Ordinance 2409-21 accepting the HCC Public Risk of Ohio Property and Liability Insurance contract and authorizing the Mayor and Fiscal Officer to enter into an agreement with Pease Kerr Canfield Insurance Partners as agents for HCC Public Risk of Ohio in an amount not to exceed \$18,453.00 and declaring an emergency. First reading.

Mayor Spanos placed on first reading Ordinance 2412-21 to make appropriations for current expenses and other expenditures of the Village of Burton during the fiscal year ending December 31, 2022. First reading.

Mayor Spanos placed on first reading Resolution 2021-22 adding the Unclaimed Funds Fund (G11) and line item to the Village of Burton Budget Agency Funds for the refund of uncashed checks and declaring an emergency. First reading.

Mayor Spanos placed on first reading Resolution 2021-23 to appoint Cory Brown as the Village of Burton's Representative on the Joint Economic Development District Board of Directors pursuant to ORC 715.72(P)(1)(a). First reading.

Resolutions to BPA

Mr. Johnson placed on first reading Resolution 2021-21 amending section 125 of the Rules and Regulations of the Village of Burton Board of Public Affairs requiring a Point of Sale Inspection for all properties declaring an emergency.

Mr. Johnson made a motion to waive further readings for Resolution 2021-21, seconded by Mr. Miller. Roll Call: Curt Johnson – yes, Adam Miller – yes, Nick Rundo – yes. Motion passed.

Mr. Johnson made a motion to adopt Resolution 2021-21, seconded by Mr. Rundo. Roll Call: Curt Johnson – yes, Nick Rundo – yes, Adam Miller – yes. Motion passed.

Old Business:

No comment.

New Business:

Mr. Miller made a motion pay Cold Harbor \$468,043.00, seconded by Mr. Rundo. By voice vote, motion passed.

Ms. Dahlhausen informed Council that the anthem renewal increased 3.6% for the employee healthcare.

Mr. Boehnlein made a motion to accept the anthem renewal that increased 3.6%, seconded by Mr. Hansel. By voice vote, motion passed.

Ms. Dahlhausen mentioned that she changed the meeting the schedule in summer of 2022 with one meeting a month and the one meeting in December.

Mr. Boehnlein made a motion to accept 2022 meeting schedule, seconded by Mr. Hansel. By voice vote, motion passed.

Ms. Dahlhausen clarified that Yarnell quote was for pruning and removal of trees. Ms. Richards mentioned that Yarnell's quote was the lowest. Ms. Dahlhausen informed Council that traffic control is not included in Yarnell's quote and Tree Commission does not have enough funding to have traffic control.

Ms. Richards made a motion to approve Yarnell quote not to exceed in the amount of \$6,380.00, seconded by Mr. Boehnlein.

Mr. Hansel informed Council that the mower that the street department is using for the Cemetery is almost 13 years old. Ms. Dahlhausen informed Council that the mower they have purchased was priced at \$10,960.00. Emmett Equipment Co gave the street department a municipality discount for \$1,900.00, and since the maintenance have been maintained properly, Emmett Equipment Co will trade it for \$5,080.00. Mr. Hansel gave the total amount for the purchase of the mower in the amount of \$3,527.12.

Mr. Boehnlein made a motion to purchase Emmett Equipment Co mower in the amount of \$3,527.12, seconded by Mr. Hansel. By voice vote, motion passed.

Public Participation:

Mr. Fabig questioned BPA on why they did not do further readings on Resolution 2021-21 for Point of Sales Inspection. Mr. Johnson informed Mr. Fabig that there is already a Resolution for Point of Sales Inspection, but as months go on there are changes, and with these changes for the Resolution 2021-21 is more of a legal protection for the Village.

Ms. Matheney explained the legal protection to Mr. Fabig to clarify what BPA was approving in the Resolution 2021-21 Point of Sale Inspection. Ms. Matheney informed Mr. Fabig that there is an option for residents to deny the Point of Sale Inspection which then involves the Village of Burton with the Administrative Search Warrant. Ms. Matheney informed Mr. Fabig that it protects the village infrastructure, buyer, and seller.

Ms. Blair had a complaint on the new buyer for South Cheshire St regarding removal of trees in the right of way. Ms. Blair questioned why the buyer had to remove the three pine trees, and not the village since it was in the right of way. Mr. Neill clarified that the village line did not need to be replaced.

Ms. Blair had a concern that regarded to Garden St point of sale inspection. Ms. Blair would like the Village of Burton to have given Ms. Blair documentation of the main sewer line clean out that runs into the neighbor's property. The clean out is on the North side of Garden street property within an easement for a village sewer. Mr. Neill clarified that there is a 20 ft. easement between those properties on Garden Street. The easement should be recorded on each residents deed.

Mr. Neill informed BPA that the home that was selling on Garden St had their inspection done. During their inspection they found a clean out in the yard. The company dug up a clean out cap before it ties into the sewer main. Mr. Neill informed Mayor Spanos that the neighbor that was not selling their house had a clean out on their property that has access to next door neighbor as well. Mr. Neill clarified that there are two separate clean outs for each home, but when Village of Burton replaced that sewer line, the cleanout attached to both of the homes sewer lines which gave them access to view the sewer line.

Executive Session to Discuss Personnel Compensation:

Mr. Boehnlein made a motion to enter Executive Session at 7:43PM to discuss personnel compensation, seconded by Mr. Blair. By voice vote, motion passed.

Mr. Johnson made a motion to enter Executive Session at 7:43PM to discuss personnel compensation, seconded by Mr. Miller. By voice vote, motion passed.

Mr. Boehnlein made a motion to exit Executive Session at 8:15PM, seconded by Mr. Blair.

Mr. Johnson made a motion to exit Executive Session at 8:15PM, Seconded by Mr. Miller.

Ordinances 2410-21 & 2411-21

Mayor Spanos placed in first reading Ordinance 2410-21 to revise the salary pay ranges and declaring an emergency. First reading.

Mayor Spanos placed in first reading Ordinance 2411-21 to establish pay increases for employees for fiscal year 2022. First reading.

Adjourn:

Mr. Hansel made a motion to adjourn, seconded by Mr. Boehnlein. By voice vote, motion passed. Meeting adjourned at 8:16 PM.

Mr. Miller made a motion to adjourn, seconded by Mr. Rundo. By voice vote, motion passed. Meeting adjourned at 8:16 PM.

Deputy Administrative Assistant

Mayor/President Pro Tem