

# RECORD OF PROCEEDINGS

## Minutes of Hartville Village Council Meeting

**Held on November 3, 2009 at 7:00 P.M.**

**CALL TO ORDER BY MAYOR TUCKER.**

**ROLL CALL**

Mr. Beltz, Ms Billings, Mr. Bohaychyk, Mr. Currie, Mr. Hough and Mr. Sullivan..

**INVOCATION BY PASTOR DAN FAIR**

**PLEDGE OF ALLEGIANCE**

**CITIZENS COMMENTS (Agenda Matters Only)**

**FISCAL OFFICER (Gary is ill and Ms Billings is acting for Fiscal Officer)**

Motion made by Mr. Beltz to approve the minutes, second by Mr. Hough and unanimously passed.

George Dragovich	\$973.74	Ohio Edison	\$2,869.52
John T. Norman	\$961.65	Mathew Bender	\$237.52
Jeffrey Igleheart	\$1,224.95	Metker E.C.H.	\$32.00
James D. Welch	\$930.61	Miller & Co.	\$60.34
Ryan Derhammer	\$927.36	Marc Glassman	\$31.20
Aaron Bardwell	\$607.37	Knowles Press	\$466.50
Mark Loiudice	\$777.89	AT & T	\$31.60
Christopher Clark	\$90.64	Hartville Auto Repair	\$435.50
Lawrence Dordea	\$1,312.31	Evan's Supply	\$16.95
Brian Pittman	\$1,099.80	Dominion East Ohio	\$109.56
Nathan D. Miller	\$675.17	B & G Fire Place	\$58.00
Ray Wittensoldner	\$855.98	Bontrager Excavating	\$4,391.00
Brian Keiser	\$891.57	Barley's Heat and Air	\$60.00
Cheryl Marcelli	\$867.92	Gary Wenzel	\$112.20
Loreen F. Palumbo	\$736.14	Edsel Tucker	\$6.92
Lori Quinn	\$487.07	Klake Comm Visa	\$49.95
Gary Wenzel	\$964.31	Cameo Rubber Stamps	\$52.00
Edsel R. Tucker	\$552.05	Center for Education	\$263.07
Paul Sommers	\$12.92	County Treas Ed Fund	\$100.00
Michael Ringer	\$603.25	DiPietro Excavating	\$16,476.00
Huntington Bank	\$2,342.79	J & B Fleet	\$33.10
OP & F	\$2,080.69	Speedway SuperAmerica	\$1,678.26
OPERS	\$3,511.37	Independence Bus. Supply	\$23.99
First HSA, Inc.	\$120.00	ME Companies	\$8,533.00
Deferred Comp	\$895.00	Sheriff Timothy Swanson	\$1,700.00
Huntington Bank	\$256.49	Vector Security	\$567.30
Stark County Credit Union	\$680.00	Verizon Wireless	\$599.21
Village of Hartville	\$274.85	Staples CR Plan	\$181.22
First HSA, Inc	\$425.00	Stark Co. Health	\$757.18
Aultcare/MLIC	\$5,400.60	Ohio Dept. Job & Family	\$34.32
OPERS	\$3,343.31	OP & F	\$922.03
Ohio Dept Job & Family	\$42.90		
Postmaster	\$185.00		
		<b>TOTAL</b>	<b>\$76,000.14</b>

Motion made by Mr. Hough to accept payment on the bills, second by Mr. Beltz, and unanimously passed.

The Mayor and Gary had a very good meeting with the present insurance company, Van Nostran and Young and I am sure he got some information that will wrap this up at our next meeting.

## **MAYOR**

We have a planning meeting scheduled for Tuesday, November 10<sup>th</sup> at 7:00 p.m. over the lot split at 500 Woodside.

Portable signs and the reason it is on the Agenda here is we had an application down here on Market Avenue for one of those curbside signs that is removable. It is not in our zoning book, our zoning inspector is here and he turned it down and they called me. I thought that when they were doing that down here on the sidewalk, but I thought at one time the Village agreed to let those people put them out as long as they took them back in every night.

Discussion pursued.

The Mayor suggested that they get addresses of the businesses using the signs and then send them a letter. Copies of all letters need to be given to the Mayor.

We had a very nice turnout for our trick or treat. We went ahead and kept a couple extra police cars on duty and that worked out real well as traffic was concerned, there was even candy in the police cars to pass out.

We have hired a part time police officer, and she started yesterday.

## **OLD BUSINESS**

### **LAW DIRECTOR**

The first thing we have is the second reading of the Ordinance No. 1-09.24 authorizing and approving, and directing the Mayor to enter into, the contract between the Village of Hartville and the City of Canton, Ohio to provide legal representation to the Village for the prosecution of criminal cases and related matters effective for the period of January 1, 2010 through December 31, 2011.

Motion made by Mr. Bohaychyk to accept the second reading, second by Mr. Hough and unanimously passed.

The first reading of Resolution 2-09.10 adopting consent legislation pursuant to RC 5521.01 for the Ohio Department of Transportation. This is a necessary resolution required by the Village Engineer.

Motion made by Mr. Bohaychyk to accept said first reading, second by Mr. Hough and unanimously passed.

Motion made by to suspend the rules by Mr. Hough, second by Mr. Bohaychyk and unanimously passed.

Motion made to pass by emergency by Mr. Hough, second by Mr. Bohaychyk and unanimously passed.

The first reading of Ordinance No. 1-09.25 providing for the investment of Public Funds in Accordance with Ohio Revised Code 731.59, and declaring the same to be an emergency.

Motion made by Mr. Bohaychyk to accept the first reading, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaychuk to suspend the rules, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaychuk to pass by emergency, second by Mr. Hough and unanimously passed.

The first reading of Resolution No. 2-09.11 adopting investment policy for the Village of Hartville.

Motion made by Mr. Bohaychuk to accept the reading, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaychuk to suspend the rules, second by Mr. Hough and passed unanimously.

Motion made by Mr. Bohaychuk to pass by emergency, second by Mr. Hough and passed unanimously.

First reading of Resolution 2-09.12 adopting an identity theft prevention program.

Motion made by Mr. Hough to accept the reading of said resolution, second by Mr. Bohaychuk, and unanimously passed.

Motion made by Mr. Hough to suspend said rules, second by Mr. Bohaychuk and unanimously passed.

Motion made by Mr. Bohaychuk to pass by emergency, second by Mr. Hough and unanimously passed.

Resolution 2-09.13 allowing for the one time purchase of gift cards for full time and part time employees of the Village.

Motion made by Mr. Currie to accept the first reading of Resolution 2-09.13, second by Mr. Bohaychuk and unanimously passed.

Ordinance No. 1-09.26 amending existing Ordinance 1-68.18 Section XIV, titled Allocation of Funds and declaring the same to be an emergency.

Motion made by Mr. Bohaychuk to accept, second by Mr. Hough and unanimously passed.

Motion made by Mr. Bohaychuk to suspend the rules, second by Mr. Hough and unanimously passed.

Motion made by Mr. Hough to pass by emergency, second by Mr. Currie and unanimously passed.

The only other thing I have is two items of personnel that I would request that we go into Executive Session.

## **ENGINEER**

Prospect and Maple signal with Wheeling & Lake Erie Crossing Ohio Rail Development Commission. I spoke with them twice since our last meeting, they assured me that the letter agreement detailing the project is still forthcoming.

Discussion pursued.

The next item ODOT has had a consultant on board for a couple of years studying 619 corridor, basically starting here at the square and going all the west to the Summit County line into Uniontown. The Mayor and I have been to a couple meetings through the years. What is coming up now is a couple e-mails from their consultant. They are kind of

pushing us toward applying for some safety money that are out there, Signal Timing and Phasing Program (SSTPP) and basically if we are successful, that would allow the signals to be coordinated. I would like permission to fill out those applications.

Discussion pursued.

Motion made by Mr. Sullivan to allow the Engineer to fill out the SSTPP paperwork, second by Mr. Hough and unanimously passed.

Bethany Mennonite Church, you will recall they have a very large detention pond and there is no water course out there, when that becomes full after big rain, so what was constructed out there was a big pipe drain to take care of the overflow and it kind of distributed the flow from a pipe to what they call a concrete distribution bar across some rocks onto the neighbor's property. The neighbor's property has a different owner and he doesn't really like that set up even if the previous owner approved it, so the church is going back to their engineer.

Discussion pursued.

Not on the Agenda, the Kent Avenue project the contract with DiPietro Excavating has been done for 6 to 8 weeks, no issues with construction, I would like to recommend to the Commissioner to please release a little over \$10,000 to DiPietro.

Motion made by Mr. Bohaychuk to release the retainage to DiPietro, second by Mr. Hough and unanimously passed.

The Mayor received a letter dated October 30<sup>th</sup> also from the Commissioners, basically it's that time of the year for when we do the annual municipal road fund project application. You are aware that we have \$15,000 the last two years allocated to the Kent Avenue project. What I would like to do is fill out this application for 2010 and allocate that money toward our North Prospect Avenue project to supplement the funds that we already have out there.

Discussion pursued.

## **REQUESTS OF COUNCIL MEMBERS**

### **REPORTS OF COUNCIL COMMITTEES**

Finance ~ Nothing to report at this time.

Street and Drainage ~ Nothing to report.

Safety ~ Thank you to the police officers that put in the extra time on Halloween night.

Recreation ~ Just that we have another Evening in the Village meeting next Monday at 6:00 for anyone that wants to come.

Commerce Development ~ Nothing at this time.

Tree Board ~ Nothing at this time.

Zoning Book ~ We have a meeting scheduled for this Thursday, November 5<sup>th</sup> at 7:30 p.m. and I believe one of things we will be discussing is signage.

Sewer Rate ~ Nothing at this time.

Personnel Committee ~ Nothing at this time.

## **MISCELLANEOUS BUSINESS**

### **CITIZENS COMMENTS ~ Not on the Agenda**

Motion made by Mr. Sullivan to go into Executive Session, second by Mr. Bohaychyk, and unanimously passed.

Motion made by Mr. Currie to come out of Executive Session, second by Mr. Sullivan and unanimously passed.

Motion made by Mr. Currie to adjourn, second by Mr. Hough and unanimously passed.

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MAYOR EDSEL TUCKER

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FISCAL OFFICER