## Village of Windham, Ohio Minutes of the Regular Council Meeting

Held June 19, 2007

At 7:00 PM, the Honorable Mayor C. James Moore called the meeting to order and led in the Pledge of Allegiance.

Roll Call:

Rachel Barrett – present,

Scott Garrett – present,

Jodi Minotti – present,

Marian Garrett – present.

Phil Snyder – present

Also present, Village Solicitor Mark Manlove, Village Administrator Maurice Hankins, Police Chief Ed Perdian, Nancy Packard, Mr & Mrs Eric Hedge, Pat Schaefer, Robert Donham II.

The minutes of the May 15, 2007 Regular Council Meeting were reviewed. Marian Garrett made a motion to approve the minutes. Seconded by Rachel Barrett. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder. Nays: None. Motion carried.

**Village Fiscal Officer reports, Lloyd Billman.** The Fiscal Officer reviewed the expenditures for the month of May including checks, charges, etc was \$173,394.66 and the May Bank Reconciliation was given with the all funds balance of \$813,598.85 for the month. Also presented were Bureau of Workers Compensation payments. The Fiscal Officer also asked that Council give permission for the transfer of \$5,327 from the Water Fund to the Water Debt Reserve Fund instead of the usual \$5,127 because the fund would be negative after paying the loan charges amount for June without the additional \$200. The motion was made by Phil and seconded by Jodi to allow the additional \$200 to be transferred for the month of June. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder. Nays: None. Motion carried.

## Village Council President

There was some unfinished business in that Council did not nominate nor vote upon a Council President during the May 15, 2007 meeting. Phil nominated Scott and Rachel seconded the nomination. There were no other nominations. Ayes: R. Barrett, M. Garrett, J. Minotti, P. Snyder. Nays: None. Abstention: S. Garrett Motion carried.

Rachel Barrett presented the Dispatchers, Police, Fire and Rescue Squad (EMS) report for the month of May 2007.

Mayor Moore presented the Mayor's report to Council. Mayor Moore presented a letter from the Potage County Commissioners to the Mayor dated May 24, 2007 approving \$60,000 assistance for 9000 square feet of sidewalk removal and replacement through the Portage County Regional Planning C.D.B.G. State Application.

The Mayor presented a cover letter dated May 24, 2007 to the Ohio EPA with enclosed NPDES Application forms and a check for \$200. The forms were prepared by our Arcadis Engineers at a cost of \$850.

The Mayor presented a letter dated May 24, 2007 to Lee Fisher, Director of the Ohio Department of Economic Development with enclosed information to support our request under the CDBG Formula Allocation Program for \$64,300 for a Storage Building for bulk Page 1 of 5

lower cost purchases of Road Salt, \$400,000 for resurfacing of 5 streets and \$40,500 to replace 8 1942 Fire Hydrants.

The Mayor presented a letter and pre-application dated May 24, 2007 from Arcadis engineer Chris Ryman sent to the Portage County engineer for \$63,800 for Storm Sewer Catch Basin improvements. This will require approximately \$15,000 from Village Funds to complete.

The Mayor presented a letter dated May 30, 2007 from USDA Rural Development preparing for the Loan Closing on the new Sewer Line Construction loans, listing items needed to prepare for closing prior to June 30, 2007 to maintain the 4.125% interest rate. There will be a loan resolution presented under the Finance Committee report.

The Mayor received a letter of thanks dated June 7, 2007 from Congressman Tim Ryan who stated that he appreciated the invitation and opportunity to speak at our annual Memorial Day Ceremony on Monday, May 28, 2007.

The Mayor requested Mark Manlove to send his June 14, 2007 letter to NDS's Attorney Robert Paoloni requesting a copy of his opinion relative to Council President Sonya Edwards' resignation in May relative to some very indirect dealings with NDS. Several requests were made verbally to NDS without any written opinion.

The Mayor spoke about his preparation of considerable information requested by the Safety Committee for the Exploratory/Advisory Committee on Joint Fire Districts.

Also mentioned was the next Joint Fire District Exploratory/Advisory Committee meeting for Thursday, June 28, 2007.

The Mayor announced the appointment of former Council member Robert Donham II to serve the unexpired term of Sonya Edwards. A motion to approve the appointment was made by Scott and a second by Rachel. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder. Nays: None. Motion carried. This was followed by the formal swearing in of Robert Donham by Mark Manlove.

There were no prior requests of guests to speak.

**Finance Committee Report by Scott Garrett.** Scott made a motion to approve the Fiscal Officer's Expenditures for May in the amount of \$173,394.66 in checks and charges, etc. The motion was seconded by Phil. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder, B. Donham. Nays: none. Motion carried.

Scott then made a motion to approve the May 2007 Bank Reconciliation with an all funds reconciled balance of \$813,598.85. This was seconded by Rachel. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder, B. Donham. Nays: none. Motion carried.

Scott then presented a new Resolution No. R-2007-16 authorizing a loan for \$150,000 from USDA – Rural Development for payment of the cost of the new sewer line replacement. This was required for the loan closing mentioned in the Mayor's report. Marian moved to adopt the resolution and Scott seconded the motion. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder, B. Donham. Nays: none. Motion carried. Mayor Moore said that there would need to be additional funds transferred from the Sewer Operating Fund to the Enterprise Debt Service Reserve each month to cover our loan which will begin in January 2008.

Scott then spoke about the Local Government Fund allocation meeting which was held at the Robinson Memorial Hospital cafeteria private dining room. The current Alternative Formula will be expiring December 31, 2008. All townships receive .79% except Brimfield which receives .91%, the Villages are all 1.57% except for Sugarbush Knolls at .71% and Mogadore at .14% and Windham at 1.61%. The motion was made for Aurora City, Kent City and Ravenna City each to give up .1% and Portage County to give up .2% with the .5% difference going to Streetsboro and all others to remain at the present rates. The vote of those attending was in favor of one vote opposed.

Safety / Personnel / Rules Committee by Rachel Barrett. Rachel said the safety meeting minutes have been passed out. She then read a new Resolution No. R-2007-17 adopting Portage County's Disaster Mitigation Plan as our own. This is a requirement of Federal Emergency Management Agency (FEMA) under penalty of becoming ineligible to receive federal mitigation grant funds. Chief Ed Perdian offered some additional comments to explain this Mitigation Plan. The motion to adopt the Resolution was made by Rachel and seconded by Scott. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder, B. Donham. Nays: none. Motion carried.

Rachel then said that Fire Chief Simpson reported that the air conditioner had been repaired on the EMS unit and the Township Trustees have purchased a defibrillator for the Fire Department.

Chief Ed Perdian then displayed the new Police Department sign which had been painted by Mrs. Perdian. This has a twenty year lifespan and was very professionally done. The Chief said there was even a provision for the name of the Mayor to be changed by a smaller sign which will hang below.

## Service Committees: (Utilities, Street & Sidewalks, Housing Code, Buildings & Properties) Utilities

Utilities report by Scott Garrett. A motion was made by Scott and seconded by Rachel to approve Utility Clerk Carol Wilson's request to return to full time status for the reasons stated in her memo of May 18, 2007. The Village Administrator, Mayor and Committee have recommended approval. This is to be effective June 18, 2007 and her previous full time service will be used to calculate the anniversary date for vacation and longevity payments. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder, B. Donham. Nays: none. Motion carried.

Due to retirement of Water/Sewer Superintendent Bill Szymanski, Village Administrator Hankins is appointing Roger Stier to Wastewater Treatment Superintendent at \$17.00/hour effective June 1, 2007. He is appointing Bill Pennington to Water Treatment Superintendent at \$17.00/hour effective June 11, 2007 since Bill has passed his License Examination. He is appointing David Fall to Wastewater Treatment Operator-in-Training at \$11.40/hour effective June 1, 2007. He is announcing the movement of Bruce Rininger to full-time Water/Sewer Operator in-Training from part-time status at the rate of \$10.90/hour effective June 1, 2007. The Mayor approves the changes as have the Council Committee. The motion to accept the changes was made by Scott and seconded by Phil. Ayes: R. Barrett, M. Garrett, S. Garrett, J. Minotti, P. Snyder, B. Donham. Nays: none. Motion carried.

Administrator Hankins is appointing Joshua M. Sweet to return as seasonal part-time laborer at the rate of \$8.25/hour. His hours are not to exceed 38 per week.

Scott then stated that Administrator Hankins has announced that due to confusion and the fact that several utility customers are on a fixed income, the savings of man hours do not justify continuing with estimated billing every other month and we will return to making actual meter readings each month.

Fire Hydrant Flushing will be done June 25 through June 29 from 7AM until 3PM.

Scott then stated that minutes have been passed out for Council to read at their leisure.

Streets and Sidewalks report by Phil Snyder. Phil talked about the grant which we received from the County for \$60,000 to replace the old sidewalks on the East side of Maple Grove. There is a need for repair of sidewalks on other streets as well. This will be slated to be done next year when the utility work necessitates digging up the old ones. The paving of State Route 303 will also occur next year and be done by the State. Also mentioned was the state will come out to repair potholes which occurred when the detour was in place for culvert replacement.

Housing Rental License Code by Jodi Minotti. Jodi said she still hasn't seen any paperwork or met with the inspector. She was given the contact information for Tom Brett who is the Rental Housing Inspector.

Village Buildings and Properties by Marian Garrett. Marian said she has been getting marvelous feedback on the new parking area from the Library patrons. She said the new exterior person doors are in for the continuation of the Office Renovation. The framing is all done for the new offices. Also discussed was boxing in of the eves of the community center to keep birds out. Dave Conson, who finished the community center floor, will also put another coat on the hardwood floors at no cost. Marian also said that she had met with the Local Government Services individuals who are getting our books ready for audit. They are at the half way point. Mayor Moore said the auditors have projected the end of June for our 2004 post audit meeting.

**Planning and Zoning Commission by Phil Synder**. Phil said there was no meeting due to lack of a quorum. They talked about a fence for the new Cortland Bank building which will be handled by a variance.

**Parks and Recreations by Phil Snyder.** Phil said the committee has unanimously decided to have July 14<sup>th</sup> as Jeff Stanley day at the park and to dedicate ball field number one in his honor. The Hot Stove Association is working with them to have coed teams consisting of players and coaches who Jeff coached and worked with during his career. This will also be the dedication of Jeff Stanley field. The festivities are set to begin at 12:30 PM. He also spoke about the possibility of having a fall dance, a New Years dance and a talent show. There is a lot of excitement over the possibilities of activities.

Bicentennial Committee by Sonya Edwards. Sonya was not present and no report had been submitted.

**Economic Development and Long Range Planning by Jodi Minotti.** – Jodi spoke about a POW WOW featuring Tribal Dancing which she had attended which is done by Native Page 4 of 5

Americans. She said it would be nice to have a similar event here to what she has seen in Warren. Chief Perdian then talked about the possibility of having a car cruise in conjunction with the Garrettsville car show and a 50-50 raffle at each location. The 50-50 raffle proceeds could be used to build funds for the new Chamber of Commerce in Windham.

Tax Incentive Review Board by Marian Garrett & Scott Garrett. – The work of this committee is done for the year.

**Records Commission by Scott Garrett.** – No report.

Solicitor report by Mark Manlove. - No report.

**Guest recognition** – Eric Hedge asked to speak and said the Community Center would be ideal for having a POW WOW. He said that we need some civic pride in the community. Eric said the old bank building would be an excellent place for a boys and girls club to meet and have tutoring and snacks available.

Pat Schaefer then asked if property owners who are buying buildings had to obtain a \$10,000 surety bond to make sure they fixed up the buildings as needed. She also asked about the possibility of people being fined if they are feeding stray animals on their porches. She also spoke very highly of Chief Perdian and the fantastic job that he has been doing. The Mayor said he wasn't aware of any surety bond but landlords have to follow the Housing Code and are being inspected by the Housing Rental Inspector. He also said he knows of no fines or penalties for feeding animals on their porches. Chief Perdian spoke about nuisance conditions and it has to be proven and witnessed by an officer in order to be enforced as a misdemeanor. Nancy Packard spoke about the library having double the number of visitors; there is going to be a press release and cookies available during the week of June 25<sup>th</sup>.

Rachel moved and Marian seconded and with all in favor the meeting was adjourned at 8:35 PM.

Respectfully submitted,

Attest

Lloyd C. Billman, Clerk of Council

C. James Moore, Mayor