

PUBLIC HEARING

March 13, 2013

The Public Hearing was called to order by President Steve Hadzinsky with Bob Matson, Christine Anderson, Chuck Klamer, Mayor Rick Patrick, Jeff Kaiser, Becky Harrington, Solicitor Michele Stuck, Amy Bellachino and Bell Beal from Dawson Company, Elizabeth Simon, Mike Maschek, Joleen Clelland, Chief Anthony Milicia, Nelson and Judy Bisard, Barb Bejger, Jackie Rinearson, Valorie McCullough, and Linda Hartman for Clerk Nancy Baldwin.

Ordinance 2013-01 An Ordinance amending Section 1155.02 of the Codified Ordinances of the Village of Garrettsville, relating to the composition of the Design Review Board.

Comments were heard for and against the Ordinance.

Barb Bejger was in favor of dissolving the DRB because it had grown beyond its original intent; Judy Bisard was concerned that the regulations were going to be dissolved along with the DRB, but was assured that the regulations would still be in place, just enforced by Planning instead. Judy was also concerned that Planning might not be as conscientious as the DRB members. Bob Matson stated that the DRB was created as a requirement from the state for the construction of the Boardwalk and has outlived its usefulness. Steve Hadzisky referenced the section of the Ordinance that says that DRB can be brought back in the future if necessary for another big project such as the boardwalk but was 99% certain that that would not be necessary.

President Hadzinsky closed the public hearing.

REGULAR COUNCIL

The meeting was called to order by Mayor Rick Patrick, with Steve Hadzinsky, Bob Matson, Christine Anderson, Chuck Klamer, Jeff Kaiser, Becky Harrington, Solicitor Michele Stuck, Amy Bellachino and Bell Beal from Dawson Company, Elizabeth Simon, Mike Maschek, Joleen Clelland, Chief Anthony Milicia, Nelson and Judy Bisard, Barb Bejger, Jackie Rinearson, Valorie McCullough, and Linda Hartman for Clerk Nancy Baldwin.

Moved by Kasier, seconded by Anderson to approve the minutes of the February 13th meeting as presented by the Clerk.

VOTE AYES-Unanimous

Moved by Harrington, seconded by Kaiser to pay the bills.

VOTE AYES-Unanimous

Revenue, Expenditure, Cash Balances, income tax, and Councilman Hadzinsky's Income to Expenditures comparison were reviewed.

Amy Bellachino from Dawson companies submitted a 2013-2014 renewal proposal for Liability Insurance to Council. Amy highlighted the important changes and additions. Amy also recommended that if Council elected to continue with Dawson as their carrier, an appraisal of all properties covered by the

insurance should be done and rates would be adjusted if necessary. The cost of the appraisal would be absorbed by Dawson.

Ordinance 2013-01, an Ordinance amending section 1155.02 of the Codified Ordinances of the Village of Garrettsville, relating to the composition of the Design Review Board. 3rd Reading. Motion to approve by Anderson, seconded by Harrington.

VOTE AYES-Unanimous

Resolution 2013-06 a Resolution authorizing the Village of Garrettsville to enter into an agreement for property and Liability Insurance coverage, and declaring an emergency. First reading. Will be revisited in a special meeting to be held March 25th at 7PM in Council chambers.

Ordinance 2013-07 an Ordinance relating to ratification of the Solid Waste Management Plan for the Portage County Solid Waste Management District, and declaring an emergency. First Reading. Moved by Matson, seconded by Klamer to suspend the rule that ordinances be fully and completely read on three different days and that Ordinance 2013-07 be passed on first reading.

VOTE AYES-Unanimous

Michele Stuck advised that a “yes” vote would mean that the council member wanted to approve the plan, and a “no” vote would be to disapprove.

Motion to approve Ordinance 2013-07 by Hadzinsky, seconded by Harrington.

VOTE YES-Kaiser

VOTE NO-Hadzinsky, Matson, Anderson, Harrington

ABSTAIN-Klamer

Ratification is disapproved.

Ordinance 2013-08 an Ordinance amending Section 5.1 of Ordinance 2009-67 the “Village of Garrettsville, Portage County, Ohio Employee Handbook”, retroactive to January 1, 2012, and declaring an emergency. First Reading.

Moved by Matson, seconded by Klamer to suspend the rule that ordinances be fully and completely read on three different days and that Ordinance 2013-08 be passed on first reading.

VOTE AYES-Unanimous

Motion to approve 2013-08 by Matson, seconded by Anderson.

VOTE AYES-Unanimous

Resolution 2013-09 a resolution authorizing the Mayor and Clerk of the Village of Garrettsville to enter into an agreement for provision of dispatching services to the Village of Windham Police Department for three (3) years, and declaring an emergency. First Reading.

The annual \$10,000 fee for membership to the Drug Task Force was discussed. An invoice from the sheriff's department showed a reduction of \$6000.00 (as an offset for property confiscation that the Task Force decided would be easier to keep and reduce the members' annual fee as opposed to paying it out to the members who would then have to pay it right back) to the cost to \$4000.00. The Village of Garrettsville will continue to be part of the Drug Task Force.

The discussion of having the Walter Drane Company re- index and reorganize the Ordinances on the Village web-site was revisited. Becky Harrington had contacted the communities of Middlefield and

Burton (current customers of Drane) and found that a cost per page (totaling \$5000.00 for one and \$3400.00 for the other) was not disclosed in the proposal from Drane. Mayor Patrick would like to speak with both the Clerk and Erika Frankel.

Bob Matson would like to look at the Zoning ordinances as it pertains to Commercial Property. Bob will get with Planning chair Steve Hadzinsky to discuss the specifics.

Moved by Klamer, seconded by Harrington to approve the expenditure of \$5,158.91 for the annual utility cost sharing with the Library.

VOTE AYES-Unanimous

Betsy Simon from Friends of the Library was present to ask for approval from Council (property owner) to enlarge the current cement pad behind the library to accommodate a storage shed to be used by the group for book sale storage. Moved by Matson, seconded by Kaiser to approve the storage building.

VOTE AYES-Unanimous

Council then instructed Ms. Simon to obtain the proper zoning permit and get the assistance she needed from the Zoning Inspector.

Ordinance 2013-10 an Ordinance retroactively authorizing water and sewer superintendent Jeff Sheehan to dispose of obsolete water meters to C & B Rubbish and Recycling, Inc., and declaring an emergency. First Reading.

Moved by Klamer, seconded by Matson to suspend the rule that ordinances are fully and completely read on three different days and that Ordinance 2013-10 be passed on first reading.

VOTE AYES-Unanimous

Motion to approve 2013-10 by Matson, seconded by Kaiser.

VOTE AYES-Unanimous

Moved by Kaiser, seconded by Anderson to accept the donation from the Chamber of Commerce of \$500.00 for cost sharing in the Christmas lighting.

Council reviewed an invoice from the Ohio Public Entity Consortium, to set up a health reimbursement account, out of which would be paid the \$10.00 difference between the Anthem co-pays and the lower co-pay which had been promised to the Village by Ohio Insurance Services. Council members agreed that this had not been mentioned previously, and Chief Milicia indicated that he has already received a \$10.00 reimbursement on co-pay. Brian Savage will be invited to the special meeting for clarification.

Mike Maschek was present to ask for clarification and possible amendment to the requirement in the Village Urban Renewal Plan that the redeveloper must keep the property for ten years. Mr. Maschek acquired the Irwin Hardware building pursuant to this plan, and advised the Council that he has completed the renovations per the plan in a very short time, and now has a possible buyer for the property who would like to renovate the second floor and then bring performances in to the old stage area. Maschek indicated he would not want to be a landlord if at all possible. Council will consider the proposal as it pertains to the original contract and bring it to the next regular Council meeting.

Chuck Klamer asked Council to look at a 3-5 year plan for crack sealing, chip and sealing and paving. Chuck recommended Council consider Freedom Street from State Route 88 to State Route 82. Klamer also asked Council for permission to send out a third notice to homeowners for sidewalk repairs.

Mayor Patrick invited everyone to the annual St Patrick Day celebration and festivities on Sunday March 17th.

Linda Hartman reminded everyone of the April 15th filing for Village Income Taxes, and that Valorie could use some help during the busy tax season which was just beginning. Solicitor Stuck then presented legislation which would authorize an assistant for the Income Tax clerk (current legislation only allows the Village Clerk and the Income Tax Clerk to work with taxes for confidentially reasons).

Ordinance 2013-11 an Ordinance amending section 133.03 of the Codified Ordinances of the Village of Garrettsville relating to the appointment of personnel to assist the Income Tax Administrator, and declaring an emergency. First Reading.

Moved by Matson, seconded by Anderson to suspend the rule that ordinances be fully and completely read on three different days and that Ordinance 2013-11 be passed on first reading.

VOTE AYES-Unanimous

Motion to enact Ordinance 2013-11 by Hadzinsky, seconded by Matson.

VOTE AYES-Unanimous

Motion to approve the Income Tax Administrator helper to be paid \$8.50 per hour was made by Hadzinsky, seconded by Matson.

VOTE AYES-Unanimous

Discussion was then directed to a memo from Solicitor Stuck with regards to holiday and sick pay. Payroll Clerk Valorie McCullough had questions as to the Village policy regarding whether or not to pay holiday pay to an employee out on sick leave, as it was not addressed clearly in the Employee Handbook. Chief Milicia presented his interpretation, which was that holiday pay was a fringe benefit that was paid to all full time employees regardless of whether they were out sick or not. Council discussed both Clerk McCullough's and Chief Milicia's interpretation. Dispatch Supervisor Joleen Clelland recommended Council might change the 10 paid holidays currently given to all employees and allow employees to use those ten holidays as floating personal days to help clarify the use of holidays. After a lengthy discussion Council has asked Solicitor Stuck to write legislation which would amend the Employee Handbook to indicate that employees could only be paid for a holiday if they weren't out sick on a regularly scheduled work day before or after the holiday for First Reading at the next meeting. Clerk McCullough was instructed to pay the employee on sick leave an additional eight hours pay.

Moved by Kaiser, seconded by Klamer to adjourn.

VOTE AYES-Unanimous

Mayor

ATTEST:

Clerk