

**Minutes of the Special Council Workshop
August 21, 2012**

Mayor Clark called workshop to Order – 6:02 P.M.

Roll Call: Bill Zoller, Giles Seith, Paul Janson

Others: Mayor Linda Clark, Clerk-Treasurer Jenny August, Assistant-Clerk Susan Skrovan, Solicitor Michele Stuck, Police Chief Harry Buchert.

Public: Aaron Snopek, Terri Vechery, Lisa Zamecnik

Mayor Clark informed Council that Ben Prescott is absent tonight and Linda Schilling had a doctor's appointment and will be running late.

Motion to excuse Ben Prescott and Linda Schilling made by B. Zoller with a second from G. Seith. All ayes on vote.

Mayor and Council proceeded to run through the document presented to them for application to become a Certified Local Government (CLG) item by item for discussion. Michele did state that this should be a seven-member board; the State minimum is five. Council would prefer five.

Linda Clark asked if the property owner mentioned in the document needs to be a "Village" property owner or a property owner in the State of Ohio. Paul said that was the way he took that and felt Council should add "Village" to property owner.

Michele explained the way the initial terms worked for board members. This language set it up for seven members and there seems to be a typo in the terminology. With five members, the terms could be staggered at 1 term for one year, 2 to run for two years and 2 to run for three years. Council agreed with this arrangement.

Section 5, Meetings: Paul wondered why the Landmark Commission Chairperson would not call the meetings rather than the Mayor. Council agreed the chairperson should call their four annual meetings and that all meetings should be in Council chambers.

Linda felt the Commission should be responsible for the cost of public notices. Paul said yes, further down it says they would be responsible for all costs and expenses. Council agreed.

Michele asked if we want to set up meetings to be at regular intervals such as on a quarterly basis. That way, we could advertise once at the beginning of the year and not every quarter, perhaps the first Monday at the beginning of each quarter. The Mayor said, as we do now for Council meetings. Aaron Snopek commented that they were not concerned with that right now, that is an easy change once it is up and running. Terri Vechery felt that the Commission should be consulted about any changes on that. Council agreed.

Section 6, Compensation: Bill Zoller asked about the fines collected for non-compliance of this ordinance; how do you fine someone when this is voluntary. Michele explained that once a person has volunteered to be a part of the CLG program, they have agreed to comply with the guidelines. That way if they do not do something that is set forth in these guidelines, we can take them to court to fine them. Bill asked if the Village has to take them to court.

Michele said as solicitor on behalf of the Village and this Commission would have to do that. Linda added that any business owner, resident property owner would be voluntary and if she understands this right, the Landmark Commission would be made up of volunteers. They would, however, be sworn in. Terri said looking into the future, this will be in place for a long time; the fines would be levied on the next property owners.

Aaron said with any luck, fines would never have to be levied. He explained the process that this Commission has no authority to register anyone. A property owner agrees to register their property on the list; it carries over to a future property owner or the inheritance of the property. Every property owner should know about this or be told that it is for the future as well. Bill said, so by the property owner registering their property, if the property is passed on to the next person, they do not get the chance to back out of it, they are already in the program. Aaron said that is correct. However, by registering their property, the owner has become eligible for certain funding and benefits to help improve their property. Some property owners do not want their children to change their property. It goes both ways.

Mayor Clark asked is the Village only obligated to do the legislation or are we going to be required to apply for the grants for the CLG. Aaron said the Village does not have to apply for any grants for anyone, the Mayor and Council could decide to dissolve the Commission.

Marty Hura arrived at 6:16 p.m. Edie Benner and Linda Schilling arrived at 6:18 p.m.

Section 7, Records: The Commission takes their own minutes and makes them available to the Clerk-Treasurer's office for public viewing. The minutes should be approved quarterly, not twice a year as is stated in this legislation. Michele felt they were referring here to the record of properties on the approved list as the "record" and not necessarily the minutes.

Section 8, Organization and Procedures of Commission: Michele said the word "of" should be added between "notified of meetings and advised of decisions".

Section 9, Duties: Michele felt item C should have some changes in the wording in the last two lines. Some thought it should be removed altogether. Michele said this goes to educating the population to let them know this is an important issue in Mantua. Terri stated this is part of the Ohio Historical Preservation office requirement; it is to educate the citizenry. Aaron felt it should be left in because if at some point in the future, funding becomes available for an educational program, this language would allow the Commission to apply for it and use it to educate the public. Council agreed with Michele's language, it should say, "Citizenry's awareness of these concerns".

Paul asked about item F where it says, "As may be required by Council", why do we have to put that in at all. Linda Clark asked if anyone could think of a reason it would have to come back to Council for the Commission to employ technical experts. Terri did not feel that it was in their realm to employ. Michele said if the ordinance says they can then it would be permitted. Terri said then they would have to come to Council for the money. Michele said they are self-sustaining. Aaron said he did not see a problem with leaving it in because it does say, "may". There may come a time when Council would want an expert employed before a decision is made even if the Commission does not find it necessary. Council could dissolve the Commission if at some point they would decide to do that, not that Aaron would see that happening.

Jenny asked if this would be a Committee of Council. Aaron said yes, Council could dissolve this Commission; it has public records requirements. It is not comprised of Council members. Jenny said it is an extension of Council, more like Shade Tree. Aaron said yes. Jenny said then we would have to receipt in all monies/fines collected, set up a fund and approve expenses. Aaron said yes. The Mayor said we do not want to stop this from happening, but how much involvement does Council want. Giles said this Council does not want a whole lot of involvement. Jenny said if Council approves this Commission, we would have to apply for anything; it would be a Council committee. Aaron said he did research on the Ohio Historic Preservation website where it said who could apply for grants and it is not just the Village; it depends on the criteria for the grant. The establishment of the Landmark Commission enables the Village to become a Certified Local Government.

Section 10: Paul questioned under item B, how do we approve a piece of property, by resolution. Michele felt it would be by ordinance because they are of the most permanent nature and this designation would run with the property. Paul asked if Council were to dissolve the Commission, what would happen to the ordinance. Michele said, then we would no longer be a Certified Local Government and all the properties that were certified would become decertified. Terri said there are provisions for the de-certification of properties. Each property would have its own ordinance. Terri also questioned the wording in item B in the first sentence, which is not the way we are doing it. The property owner has to make the request to our Commission because this is voluntary, it is not by the Commission pointing to your property and saying you are on it. Harry added that if the property sells, the new owner would have to be made aware of this designation. Bill thought it would have to be on the title and you would do a title search of the property. Marty felt it would be a little late after they buy the property to tell them they cannot do something with it. Aaron felt that first sentence was good; we do not want anybody hoodwinked to being regulated. Any discussion of a property whether it should be listed, the property owner must be notified of the proposal. Proposals come from the owner, not the Commission. The Commission does not want to solicit properties.

Section 12: Paul felt item H was complicated; what are they telling you in that sentence. Bill asked what happens if this should conflict with our zoning regulations. Aaron did not like it either; it is too heavy handed. Linda Schilling asked if we needed that in there or could we remove it. Paul felt the second to the last sentence should be thrown out. Everyone agreed.

Section 16: Michele stated Council does not have to worry about because it was replaced with the cover page she wrote.

Mayor Clark informed Council they have received four interested parties so far for consideration on the Landmark Commission board.

Motion to adjourn the workshop at 6:54 p.m. made by L. Schilling with a second from P. Janson. All ayes on vote.

Linda Clark, Mayor

Jenny August, Clerk-Treasurer

**Village of Mantua
Regular Council Meeting**

August 21, 2012

Mayor Clark called the meeting to order at 7:04 p.m. and led the pledge of Allegiance. Everyone remained standing for a moment of silence for the passing of Craig Moser, Mayor of Garrettsville and Sally Brugmann. Linda asked that all cell phones be turned off or put to vibrate mode.

Roll Call: Bill Zoller, Giles Seith, Linda Schilling, Paul Janson, Marty Hura.

Others Present: Mayor Linda Clark, Clerk-Treasurer Jenny August, Assistant-Clerk, Susan Skrovan, Village Solicitor Michele Stuck, Police Chief Harry Buchert, Village Administrator Anthony Fiorilli III.

Public: Patsi Gast

Motion to excuse Ben Prescott made by B. Zoller with a second from L. Schilling. All ayes on vote.

Minutes: Motion to approve the regular meeting minutes of July 17, 2012 made by L. Schilling with a second from B. Zoller. All ayes on vote.

Motion to approve the special hearing minutes of July 17, 2012 made by M. Hura with a second from L. Schilling. All ayes on vote.

Motion to approve the special meeting minutes of July 29, 2012 made by M. Hura with a second from L. Schilling. All ayes on vote.

Mayors Report: Mayor Clark reported Paul, Ben and she met with Todd Peetz from Regional Planning to discuss using our TA hours on a possible grant from EDA for the Mats Road bridge. Todd and Linda met with Sylvia from NEFCO to review what criteria we would have to meet for this type of grant. They plan to meet later this month with Lee Shirey with NEFCO when he is in the northeast Ohio area.

Ben and she attended the OPWC funding pre-application meeting with the County Engineer's office. Our Village ranked first in Portage County on our hydrant grant and fifth with the Crestwood sewer project.

The turn lane project on Main Street (S.R. 44) is completed. This project had been spearheaded by past Mayor Hawkins last year, C.T. and Donna convinced ODOT to do the repairs at no cost to us. Thank you to all that were involved in getting this done for our residents.

Road repairs to Fernway were completed last month as well as receiving the lumber in for the bleachers at the Park. Our Service Department is doing the installation and painting.

Anthony and she attended the summer Chamber of Commerce picnic lunch at the home of Shirley Schuster. She has a beautiful home and yard. She prepared the meal herself and it was wonderful. Anthony had the opportunity to meet with many business people from the Townships. It would have been nice if we could have spared the time to stay and talk more but duty always calls.

On August 6 we received official word that Saint-Gobain Performance Plastics was donating their tax refund/overpayment of over \$100,000 back to the Village and only asked that the funds be used to contribute to the quality of life of our residents. The Mayor would ask Council to set up a line item and payment plan to that line item until Council and the Mayor can come up with an idea or plan on what would be the best project or projects. If Council has any thoughts on it, she would ask them for input on a thank you letter to Saint-Gobain, which she will ask Jenny to help her write. Linda wanted to thank Jenny for all her time and research she put into this and a very special thank you to our solicitor, Michele, for the excellent job she has done in negotiating this offer of forgiveness. We can now contact the Auditor's office and request them to do whatever is necessary to remove us from fiscal watch.

The Mayor has been meeting with the south end businesses and DMRC to assist them in coming together on a plan for the sidewalk TEP grant from AMATS. There were only a few glitches and C.T. will be checking into those. We are waiting to see if DMRC can spend the \$1,500 on preliminary plans before we formally accept the grant. DMRC has voted to approve this expenditure and will forward the funds to the Village once we have an answer from C.T. Consultants.

We have finally received official word from the courts that Cemetery Trustee Mr. Lombardi will be expending funds in the amount of \$70,716.48. This will pay for ingots, tree removal, paving the driveway and roads and 20 mows by an independent mowing company, mulch and flowers for the cemetery. In addition, there will be reimbursement for the mowing to date that our own Service Department has performed for \$6,156.45. Michele and Anthony will begin work on bid packages for the paving work.

Finance Report: Jenny gave her report as of July 31, 2012.

The monthly financial reports are in Council packets. Jenny advised Council that there is one error on the Sewer Revenue Report; we brought in \$50,076, not the \$9,000 as shown.

- For the Fund Status report - all funds remain in the black.
- Regarding Revenues, our larger receipts this month were quarterly withholding employer taxes, large commercial customer water & sewer payments, and under Police Capital, you can see that we had some very generous donations to our K-9 program. Kenny Justus has done an excellent job of raising funds and filling out grant applications to help in these expenses.
- Our larger expenses this month included electricity, medical, fuel, truck repairs, and water related parts.
- The Cash Summary report shows no adjustments.
- The Water-Sewer program and the Income Tax program for July totals matched the UAN.
- The bank reconciliation had no adjusting factors.
- Council approved payments on checks 39408 through 39489.

Correspondence:

- Mayor Clark has given you the good news about Saint-Gobain. Jenny felt Michele did a great job in her interactions with their tax manager. Jenny suggested to the Finance Committee at last night's meeting to put \$5,000 into the Capital Reserve Fund every quarter in a separate line item called "Saint-Gobain Projects". We could move the funds when the employers are sending in their quarterly withholding payments and we typically receive a lot of money. Jenny said we need to do this as a transfer type of ordinance. This would give us five years to decide how to use the money to improve quality of life to our residents.
- Other correspondence for Council is the quarterly report from the Portage County Health Department. It is on file for anyone who wants to read it.

Motion to accept the donations to date for the K-9 program of \$6,660.00 made by L. Schilling with a second from B. Zoller. All ayes on vote.

Motion to approve the financial reports: bank reconciliation, fund status, water/sewer reconciliation, municipal income tax reconciliation, revenue & expenses reports, cash summary report, comparison of budget & actual receipts report, comparison of disbursements/encumbrances report made by L. Schilling with a second from M. Hura. All ayes on vote.

Bills of Resolution:

Motion to approve the Bills of Resolution with addendum for August made by L. Schilling with a second from B. Zoller. All ayes on vote.

Legislation:

RESOLUTION 2012-28: A RESOLUTION REPEALING RESOLUTION 2011-37 AND GRANTING CONSENT TO THE OHIO DEPARTMENT OF TRANSPORTATION TO COMMENCE A PROJECT THAT IS EXPECTED TO BEGIN CONSTRUCTION IN FISCAL YEAR 2014. TABLED AT 3rd READING.

Mayor Clark recommended that Council leave this on the table.

ORDINANCE 2012-39: AN ORDINANCE ENACTING SECTION 541.052 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MANTUA, PROHIBITING TRESPASSING ON SCHOOL PROPERTY, AND DECLARING AN EMERGENCY. 2nd READING. Michele asked Harry if he was able to discuss this with the School board for their input. Chief Buchert said yes, the school has reviewed it and they like the ordinance as it stands. Michele added that the Chief wanted it to be effective prior to the coming school year. Motion to suspend the rules made by L. Schilling with a second from M. Hura. B. Zoller abstained, all other ayes on vote. Michele said the rules have not been suspended. Bill said he just wanted to think some more about it, he could understand the inside but not the outside of the school. Harry said any sanctioned events visitors are permitted to attend. During the winter months, they open up the school building before the staff arrives and the senior citizens are permitted to come in and walk. Council needs a three quarter vote of the members elected. With Ben absent, you would have needed all five Council members present to vote yes. Bill thought Council was voting for approval, not to suspend the rules and he apologized. Mayor Clark asked Council that if we have anything else to suspend, to make sure we try to discuss it before we make a motion to suspend the rules.

ORDINANCE 2012-40: AN ORDINANCE AMENDING SECTION 941.21(e) OF THE VILLAGE OF MANTUA CODIFIED ORDINANCES IN ORDER TO PROVIDE FOR A SERVICE FEE FOR THE REINSTATEMENT OF WATER/SEWER SERVICE. 2nd READING.

ORDINANCE 2012-42: (*amended*) AN ORDINANCE AMENDING SECTION 4.4 OF THE VILLAGE OF MANTUA EMPLOYEE HANDBOOK TO AMEND THE VILLAGE'S POLICY REGARDING COMPENSATORY TIME. 2nd READING.

ORDINANCE 2012-46: AN ORDINANCE ENACTING SECTIONS 171.09(f) AND (g) OF THE VILLAGE OF MANTUA CODIFIED ORDINANCE IN ORDER TO ESTABLISH A RESIDENT REGISTRY FOR INCOME TAX PURPOSES. 1st READING. Jenny explained her plans are to put a form together and have it online.

ORDINANCE 2012-47: AN ORDINANCE TO REFLECT THE CURRENT SALARIES AND WAGES OF ALL CURRENT FULL TIME AND PART TIME EMPLOYEES OF THE VILLAGE OF MANTUA TO BE RETROACTIVELY EFFECTIVE MAY 1, 2012, REPEALING ALL PRIOR INCONSISTENT ORDINANCES, AND DECLARING AN EMERGENCY. 1st READING. The Mayor explained this legislation was necessary due to the retirement of Donna Maynard, hiring Lisa Davis full time, bringing Susan Skrovan back to full time and hiring Joseph Urso to the Police Department. Michele wondered why this was retroactive to May 1st, could it be June 1. Yes, this all occurred after June 1. Harry also wanted to correct the fact that Joe Urso is in training right now at \$10.00 per hour, after training is completed, he will be put to \$12.14 per hour. Victoria Wilcox is listed as a "new hire", which is incorrect as well. Motion to approve the amendments as noted made by L. Schilling with a second from M. Hura. All ayes on vote. Motion to suspend the rules made by L. Schilling with a second from M. Hura. All ayes on vote. Motion to approve as amended made by L. Schilling with a second from M. Hura. All ayes on vote.

ORDINANCE 2012-48: AN ORDINANCE ENACTING SECTION 921.02 (d) OF THE VILLAGE OF MANTUA CODIFIED ORDINANCES, RELATING TO WATER RATES FOR HIGH-VOLUME COMMERCIAL USERS. 1st READING.

There was discussion at Finance that this should be sent back to Service. Anthony asked for what purpose. There is a discrepancy in the rate given at .002 when the regular rate is currently .006. Anthony said that rate is correct. Michele said our highest use commercial rate of 8001 cubic feet and above is actually .00239, which would be a reduction in the rate by .00039 per gallon for people who use that much. Anthony added that our commercial rate fluctuates depending on the consumption; the more they use, the lower the rate. Bill said another concern they had was a five-year renewal term they felt was too long, maybe a two-year renewal so that we make sure and cover our costs for chemicals, etc. Anthony said Michele and he had discussed the term and he suggested five years but would be fine with two years. Jenny would like Council to hold off so that she can research Mantaline; she was told today that they use 35 million gallons. Jenny said their bill is actually paying our plant payment. Anthony said Mantaline is not a concern. This is an isolated incident. Mantaline uses water and sewer on a daily basis, this was created because it is an EPA issue and they cannot drill a well. There is also a dust control issue on the outside, which is why we went to a bulk meter. Linda Schilling thought we were doing this strictly for Stamm. Michele understands what initially brought this up, the problem is that if we do not offer the same rate for those water users whose usage is the same or surpasses, we are asking for a lawsuit. Michele would not recommend doing that. Anthony thought there was a separation between the two because one is for exterior dust control and the other is for interior consumption. Michele said that argument would not hold up. More discussion. Michele thought the threshold was set at 1 million because Stamm was using just over that amount. Anthony did not know if his computer system could override that because the program generates the sewer rate off the water usage. The Mayor said you would not drop the consumption, just the price. Michele said you would enter a new line price for certain users. Mayor Clark's concern was with Mantaline, if we reduce it, how much are we losing on the water end, the sewer amount would not change. Anthony said he would have Lisa do that. Bill asked how this would affect those customers that purchase bulk water, do we have any that purchase more than a million gallons. Anthony said no. Michele added that bulk water is out of a hydrant; not metered. Jenny said considering Mantaline uses 35 million gallons, a rate reduction could really be substantial and since our water fund is barely skating by. It is good that we are trying to work with our businesses, but we do not want to hang ourselves and not be able to make our payment. We have four or five more years to pay on the plant and then we are free to do something like that. The Mayor said it is on first reading. Council agreed this needs to go back to Service for further discussion and/or changes.

ORDINANCE 2012-49: AN ORDINANCE ENACTING CHAPTER 159 OF THE VILLAGE OF MANTUA CODIFIED ORDINANCES, ESTABLISHING A HISTORIC LANDMARKS COMMISSION AND HISTORIC PRESERVATION GUIDELINES FOR THE VILLAGE OF MANTUA, OHIO. 1st READING.

RESOLUTION 2012-50: A RESOLUTION REQUESTING PERMISSION FROM THE OHIO AUDITOR OF STATES DEPARTMENT OF LOCAL GOVERNMENT SERVICES FOR THE VILLAGE OF MANTUA TO BE REMOVED FROM "FISCAL WATCH" STATUS AND DECLARING AN EMERGENCY. 1st READING. Jenny explained this is the first stage coming off fiscal watch. Once legislation is passed, Nita Hendrix with LGS would then come out and do a three-year forecast on how we are spending our money. They only take you off fiscal watch once a year and that is December. Marty asked if there would be a fee for her services. Jenny will look into it. Motion to suspend the rules made by B. Zoller with a second from L. Schilling. All ayes on vote. Motion to approve made by L. Schilling with a second from M. Hura. All ayes on vote.

RESOLUTION 2012-51: A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR OF THE VILLAGE OF MANTUA TO SOLICIT BIDS AND ENTER INTO A CONTRACT FOR PAVING THE ROADS AT THE HILLSIDE CEMETERY, AND DECLARING AN EMERGENCY. 1st READING. The Mayor said Michele and Anthony are going to solicit sealed bids, which will be advertised for shortly with an opening date in September.

Michele said it is all in the bid package, there will be a legal ad placed for sealed bids to be opened on September 7 at 12:00 p.m. Jenny said she would send the legal ad tomorrow. Motion to suspend the rules made by B. Zoller with a second from L. Schilling. All ayes on vote. Motion to approve made by L. Schilling with a second from M. Hura. All ayes on vote.

ORDINANCE 2012-52: AN ORDINANCE AUTHORIZING CERTAIN ADJUSTMENTS TO THE 2012 APPROPRIATIONS AND DECLARING AN EMERGENCY. 1st READING. Mayor Clark explained some of the items being completed with these adjustments include Franklin Street paving of \$17,110, Bonnell project of \$1,250, of which only \$250 will be taken from Permissive to do this, \$2,200 approximately on salt and the High Street project of \$5,000 with an anonymous donor to help pay for repairs to High Street. Motion to suspend the rules made by L. Schilling with a second from M. Hura. All ayes on vote. Motion to approve made by L. Schilling with a second from M. Hura. All ayes on vote.

Departmental Reports: Police Chief, Harry Buchert reported their report is on file. First day of school is next Tuesday, August 28. Plans for the Potato Festival are on track. Crestwood Schools are looking into a possible contract with our Police Department for an SRO or School Resource Officer and Harry gave more details about the program. The next Safety meeting has been moved from Thursday to Wednesday August 29 at 6:30 a.m.

Village Administrator, Anthony Fiorilli III wanted to thank Michele for her help with the bid package on the cemetery; she has been a major asset. The striping on S.R. 44 is complete. ODOT did their share and we did our share. Trees are on schedule to be removed at the cemetery and along a couple of roads, at the Reservoir, Elm and Franklin Streets. The bleachers in the park are being improved with new lumber donated by a generous person as well as new paint and work on the benches around the park.

There is no engineer present to give an engineer's report.

Committee Reports:

Shade Tree: Linda Schilling had nothing to report and then asked Anthony if the Leferinks would be notified that we were going to be cutting some trees at the Reservoir. Anthony said no, when he talked with the contractor, he was going to give us seven days notice. Once he receives notification, he will let all three parties know.

Finance: Paul Janson reported nothing for Finance.

Parks: Marty Hura reported that the Park repairs/improvements are coming along. He is talking with Ellie Stamm about plans to finish the western trail of the hike path to try and borrow the necessary equipment.

Planning: Mayor Clark reported that Planning has decided to move forward with the "way finding" signs for businesses on Prospect St. Planning directed the Mayor to set up a committee: Marty, Ben and Carl Zeleznik are reviewing designs and pricing.

The new tanning place at Hammel's old building has concerns about people making a right hand turn from Prospect Street to Main and having to keep edging out in order to see past the parked cars and the trash can. Planning thought that we may want to remove one parking spot on Main and asked that our Service Department remove the trash can by the street sign @ Prospect and Main. The trashcan is on the southeast corner. Council discussed the options and the fact that they do not wish to remove any parking spots as it is and decided the trashcan was less obtrusive where it is now than if it were moved in toward the building. Council decided not to remove a parking spot or the trashcan.

Jenny also wanted to mention a request her office received from a kid's football organization for a sign on State Route 44 for champions or something to that effect, whom should they talk to about that. Bill felt this is something to be run through zoning first and then it goes to Anthony for installation. Jenny directed them to call Anthony's office.

Cemetery: Mayor Clark reported they are working on a bid package for paving. There was a glitch in the mowing bids; someone from the Cemetery Board saw the bids on her desk and told one of the people supplying a bid. We would like to ask the three bidders to re-bid with sealed bids. Motion to let the same three re-bid made by L. Schilling. Michele interrupted by saying she felt it should be opened up wider to more bidders; that process was tainted. Paul and Bill agreed with Michele. Michele said it only needs to be a short advertisement in the Record Courier since it is not a formal bid. Motion to open it up and advertise in the newspaper for sealed bids to be opened at the next Service Committee meeting on September 4 at 7:30 a.m. for a maximum bid of ten (10) mows made by P. Janson with a second from B. Zoller. All ayes on vote.

BZA: Mayor Clark had nothing to report.

Service: Bill Zoller reported that Service is going well. Bill apologized to the Police Chief for misinterpreting the policy for the Crestwood Schools and abstaining to suspend the rules. He knew Harry wanted to have it pass prior to the start of the new school year. Once more of it had been explained tonight, he agrees with the legislation. Harry said there was no need to apologize; we can work on it for September.

Safety/Fire Board: Giles Seith reported the Fire Board is still going.

New or Other Business: The Park Board presented revisions to the Park Lodge contract and Pavilion contract for Council to review and approve. Most of the revisions were minor word changes; they are shown in bold italics. They are also asking to require a copy of the drivers' license of the person renting for situations with checks and to have on record so you know where they live and can confirm if they are Village residents. There was discussion about a user rental permission card to be given out when they pick up a key. Sue wanted Council to know that a permission card for pavilion rentals would not work because they do not pick up a key. People who rent the pavilions most of the time simply call the office and reserve a pavilion. A contract is mailed out to them and they return it with payment. Our office may never see the person at all. Mayor Clark said you really would not need a card for those renting the lodge because you are in there; you have to have a key to get in the lodge. Sue added that they are also on the schedule with the Police Department. Marty said the Park Board gave permission to Anthony to put up two of the old kiosks, one by each pavilion to post a reservation sign. Anthony said he is planning to post the rules of rental on one side and a "reserved" sign for those holding a pavilion. Everyone felt that would work very well.

For the Park Lodge rental agreement, there were just a few changes made. The list of fasteners such as tape, tacks, etc. was replaced with just "fasteners". In addition, number eight was removed, which was cleaning the bathrooms, and left it under number nine. Jenny said that nine is just mopping. Linda Schilling said they have to mop everything, all tile floors. Jenny added then what you are saying is that they do not have to clean the sink or toilet, just mop the floor. Marty said they never do. Jenny said, just so they know they are not expected. The Mayor also noted that this contract mentions a rental permission card, which would not be necessary because you need the key to get in. Patsi Gast as a member of the Parks board asked to comment on the mopping. Could it be stated in the contract that they mop the bathroom floors, if it only says floor, they are only thinking the main floor. If it is not stated, they will not do it. Jenny said it does state mopping of all tile floors including kitchen and both restrooms. Motion to approve the rental agreements for the Park Lodge and Pavilions as corrected made by L. Schilling with a second from M. Hura. All ayes on vote.

The health insurance renewal is before Council for their review from our agent, Larry Kaczmarek, which will be effective September 1. Larry could not be here tonight to explain it. Paul asked if we put this out for bids. Jenny said Larry did that, he went to **Anthem, Medical Mutual and one other for quotes. This one came in much cheaper than** the other ones and is our present coverage. The Mayor was concerned that we do not get to see the other estimates. Council reviewed the documents and found that the other bids were actually in the paperwork; Larry had put together a spreadsheet.

There are four choices. More discussion followed on the plan and our HRA administrator. Motion to approve the health insurance renewal with Summa made by B. Zoller with a second from L. Schilling. All ayes on vote.

Mayor Clark brought before Council that Barky Zoller, owner of Barky Mart, with regard to our easement. Barky is interested in obtaining College Street property or part of it. However, it was never vacated. The Village would need to make a motion to have Michele do legislation to vacate College Street so then we could put up a portion of it for bids to sell. Giles said if we vacate the property, he would get half immediately. Michele could not see how he would. Bill said it would go back to the property owners. Michele asked if we know where his property line is. Bill said Barky just had his property surveyed and their property is staked. Therefore, Michele clarified that we are vacating the right-of-way and then he can use that for anything he wants to and we do not have to sell it. Bill said if you vacate it, half of it goes back to him, the other half goes to the Village. Bill said it is a 30-foot right-of-way, and the fifteen foot the Village owns, he would be interested in buying. Michele asked Bill if the stakes go to the center of College Street or to the edge. Bill said the edge. Then she cannot see how he would get anything except what is in his deed. Michele said some roads you do not own to the center and if it was surveyed according to what his deed says, then his property goes to the edge of College Street and the Village would have to put it out for bid. More examples were given of other roads that had been vacated and returned to the property owners. Motion to have Michele write legislation to vacate a portion of College Street made by L. Schilling with a second from M. Hura. Giles wondered if it does not go to the center, who owns it then. The Village would own it. B. Zoller abstained, all other ayes on vote.

The Mayor also brought before Council the repairs to High Street. She would like permission from Council to keep moving forward; she has a generous donor who would like to help with the road repairs. Motion to allow the Mayor to proceed with the donation and negotiations for repairs to High Street made by M. Hura with a second from L. Schilling. All ayes on vote.

Mayor Clark had another issue to discuss with Council. Our previous Mayor, Donna Hawkins, after her term was permitted under law to continue with health coverage under our plan provided that she pays for it herself every month. Starting this past January, she has been on our plan. The appropriations to cover this expense were set up and moved out of the Police Departments appropriations of \$10,000. The Mayor would request that Council re-appropriate those funds back into the Police budget at this time. Michele said Council must make any change in appropriations by ordinance. Jenny added that legislation could be prepared and ready by next month to appropriate these funds. Motion to re-appropriate the funds taken from the Police Department back into their budget and to do the legislation necessary for the \$10,000 for next month made by L. Schilling with a second from G. Seith. All ayes on vote.

Public: Patsi Gast asked Council with regard to the sandwich board signs that Jakes and others use to attract business; does anyone have the right to do that. The Mayor said as long as Jakes had it right in front of their business and it was not blocking the sidewalk, it would be fine. That is not what is happening and that is our issue right now. That is why we have been looking at directional or "way" signs for Prospect St.

Patsi brought up another serious concern she has with speeders on her road, Grand Elm. She has spoken with the Chief, Harry about it and apparently, nothing can be done. This is Anita Hanzlik and her son, Paul driving like maniacs up and down the road at 50 miles an hour. They are endangering everyone on the road and holding this whole community captive. Patsi would hope that Council could work to come up with something to address this issue before someone gets hurt or worse. She suggested perhaps speed bumps. Patsi would be willing to get a petition and gather signatures if she has to. Marty and Linda Schilling agreed it should be put on the agenda for the next Safety meeting. The Chief said his department is trying to enforce everything they can there and as far as speed bumps, he does not see any issue with them.

Council discussed a possible issue with the speed bumps and having difficulty plowing the roads. Linda Schilling asked if they videotape them, could the Police Department do anything with it. Harry said no. Marty suggested a speed camera, it could be a solution but it is expensive. Michele and Harry said that speed cameras are administrative only; they do not go through the court system. Michele added that you do not get points on your license, just a fine. Safety will review.

Motion to go into Executive Session for Personnel Employment at 8:42 p.m. made by M. Hura with a second from L. Schilling. All ayes on vote.

Motion to reconvene at 9:09 p.m. made by L. Schilling with a second from M. Hura. All ayes on vote.

Motion to adjourn the meeting at 9:09 p.m. made by L. Schilling with a second from M. Hura. All ayes on vote.

Mayor Linda Clark

Clerk-Treasurer Jenny August