

**Village of Mantua
Regular Council Meeting**

September 20, 2011

Mayor Hawkins called the meeting to order at 7:01 p.m. & led the pledge of Allegiance.

Roll Call: Donna Hawkins, Linda Clark, Linda Schilling, Marty Hura, Ben Prescott, Roger Hawkins.

Others Present: Clerk-Treasurer Jenny August, Asst.-Clerk Susan Skrovan, Village Solicitor Michele Stuck, Police Chief Harry Buchert, Village Administrator Anthony Fiorilli III, Engineer with C.T. Consultants, Rich Iafelice.

Public: Don Buchert, Norm Erickson, Fire Chief, Joseph Stoneberg, Lisa Rizzoto, Aaron Snopek, Cookie Vanek, Patsi Gast, Carl Zeleznik

Motion to excuse Giles Seith made by L. Clark with a second from B. Prescott. All ayes on vote.

Minutes: Motion to approve the regular meeting minutes of August 16, 2011 made by L. Schilling with a second from L. Clark. All ayes on vote.

Mayors Report: Mayor Hawkins acknowledged Roger and her 36th wedding anniversary. Donna thanked all the volunteers in our Village including: Rick Frato of Edward Jones for organizing the music in the mini park, the Mantua Potato Festival for all their hard work, Aaron Snopek for organizing and leading the clean up effort along the headwaters trail pedestrian bridge area. She also thanked the Hiram Congregation of the Church of Jesus Christ of Latter Day Saints and our own cemetery trustees, Cookie Vanek and Kim Block for supervising the cleanup effort at Hillside. The Mayor recognized Lowe's Garden Center in Streetsboro for generously donating the perennials.

The Mayor introduced Fire Chief, Joseph Stoneberg with the Mantua-Shalersville Fire Department. Chief Stoneberg gave a presentation on EMS resident billing, which will begin on October 1. For 30 years, they have only been able to bill non-residents. Prior to a change in the law, they were not able to treat residents different from non-residents. Health and Human Services changed the ruling on this, which permits the Fire Department to accept insurance only from residents. The billing will be done through your insurance company; the Fire Department will accept whatever they pay. Our residents who support us through taxes will not have to pay anything out of pocket, no co-pays and no deductibles. Any questions, please contact us at the Fire Department, 330-274-3535. Our goal is to extend our levies; no one has any more money to pay to taxes. The Mayor asked if your insurance card must be presented at that time. Joe said it depends on the situation. If it is a simple transport, that would be fine. Usually they get the information they need through their billing company at the hospital. The trial run starts October 1 for three months and take off in January 2012.

Finance Report: Jenny gave her financial report as of August 31, 2011. We have not yet received any reimbursement of our submitted expenses from the Cemetery Trust. Kevin Poland did assure Jenny that he would submit everything this week.

At the Finance meeting, which was held last night, Jenny gave everyone a rough draft of the 2012 appropriations. The department heads received their copy today. Typically, it is up to the department heads to decide how they need to appropriate their budgeted money. The 2012 appropriations should be presented to Council at their October meeting for first reading. The draft copy presented shows how funds were spent in the last year.

Our checkbook balance at the end of August:	\$ 440,940.00
Revenues for August:	\$ 191,594.00
Expenses for August including payroll:	\$ 83,227.00

The Cash Summary report shows that no adjustments were made. Reconciliation of the Water-Sewer department receipts and the UAN receipts matched with the exception of two bounced checks. The Reconciliation report of the Municipal Income Tax receipts for August also balanced. The August Bank Reconciliation had no adjusting factors.

The Comparison of Revenues v Budget report indicates that we are exceeding where we would be after 8 months. The Comparison of Disbursements v Encumbrances indicates that we are exceeding our spending where we should be after 8 months, but not by too much. We are doing better than where we were last month.

Council approved payments last month for payroll and operating expenses, which covered checks #38529 through #38598.

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 Bills of Resolution with addendum for September including C.T. made by L. Schilling with a second from M. Hura. B. Prescott abstained, all other ayes on vote.

Motion to approve Bills of Resolution with addendum for September omitting C.T. made by L. Schilling with a second from M. Hura. All ayes on vote.

Legislation:

ORDINANCE 2011-50: AN ORDINANCE AMENDING VILLAGE OF MANTUA CODIFIED ORDINANCE CHAPTER 145.03 IN ORDER TO CLARIFY THE POWERS AND DUTIES OF CEMETERY SEXTON AND VILLAGE ADMINISTRATOR. TABLED AT 3rd READING.

RESOLUTION 2011-58: A RESOLUTION DECLARING THE INSECURE, UNSAFE AND STRUCTURALLY DEFECTIVE STRUCTURE LOCATED AT 10735 ELM STREET IN THE VILLAGE OF MANTUA TO BE A PUBLIC NUISANCE, AND AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT THE REMOVAL OF SAID STRUCTURE, AND DECLARING AN EMERGENCY. TABLED ON 3rd READING. Motion to table made by B. Prescott with a second from M. Hura. Mayor Hawkins wanted to notify Council that she was contacted by NDS; they indicated to her that she might need to go before the County Commissioners to present this situation. Donna has contacted the Commissioners' office and was told by their secretary that this may not be the case. She would like Council's support in case she does have to go before them. She would be advocating for their payment of the removal of the structure. All ayes on vote.

ORDINANCE 2011-71: AN ORDINANCE ESTABLISHING THE PAY SCALES AND POSITIONS OF NEWLY HIRED FULL TIME AND PART TIME EMPLOYEES OF THE VILLAGE OF MANTUA, REPEALING ALL PRIOR INCONSISTENT ORDINANCES, AND DECLARING AN EMERGENCY. 2nd READING. Motion to suspend the rules made by L. Schilling with a second from B. Prescott. All ayes on vote. Motion to approve made by L. Schilling with a second from L. Clark. Linda Clark reported the Finance committee worked on this last night per Council's request. They have proposed amendments for Council to look over. Linda Schilling asked the department heads if they were okay with everything. Chief Buchert said, with the amended version, yes. Village Administrator, Anthony Fiorilli III said he was not okay with removing the supervisor service worker position. Linda Clark responded the reason they felt to strike that out was that we do not have anyone in that position at this time. Ben said we could always amend it. Anthony said just like when the Chief is gone and his sergeant is in charge; when Anthony is gone, he needs a supervisor in charge. Ben asked Anthony if he has a supervisor now. Anthony said just himself. Ben said the problem is if Council approves this, Anthony could go out and hire someone right now because there is a position. Linda Schilling thought Tom Bowersox was already in this type of position.

Anthony said, technically no. Linda Clark asked Anthony if Council could strike through the full-time service worker and re-classify as the full-time supervisor service worker. Ben said the pay is the same. The Mayor asked Anthony if he wanted to do that at this time and whether he was comfortable enough with Tom being the supervisor. Anthony said yes. Ben said that Council would amend it. Michele questioned the question mark on the full-time dispatcher position. Linda Clark said Harry does not have one right now, his head dispatcher is the only full time position right now. The Mayor said perhaps Council could put Tom in this position if Anthony put something into his file. Anthony said he could get a copy of the Council minutes to put in his file. Jenny said there is a payroll status change form that should be filled out by the department head, which would be placed in Tom's file. Harry asked if Council just gave Tom a promotion, does that not take a roll call by Council. Michele said what you will end up with is this will constitute Council approving these positions and when they are approved; the Village Administrator gets to make the appointment to the position and submit it to the Mayor for approval and finally it is submitted to the Clerk's office in writing. Roger asked Anthony if anyone asked Tom about being promoted with more responsibility but no more pay? Linda Schilling and Anthony said it had already been discussed with him months ago. Motion to amend 2011-71 to incorporate the amendments listed on the amendment sheet by L. Schilling with a second from B. Prescott. All ayes on vote. Motion to approve as amended made by L. Schilling with a second from L. Clark. All ayes on vote.

RESOLUTION 2011-72: A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY. Motion to suspend the rules made by L. Schilling with a second from B. Prescott. All ayes on vote. Motion to approve made by L. Schilling with a second from M. Hura. All ayes on vote.

ORDINANCE 2011-73: AN ORDINANCE AUTHORIZING CERTAIN ADJUSTMENTS TO THE 2011 APPROPRIATIONS AND DECLARING AN EMERGENCY. Motion to suspend the rules made by L. Schilling with a second from B. Prescott. All ayes on vote. Motion to approve made by L. Schilling with a second from B. Prescott. All ayes on vote.

Committee Reports:

Police Chief, Harry Buchert thanked the Mantua Potato Festival for their efforts this year. At the last Safety meeting, the Pumpkin Roll was discussed and is set for October 31 at 8:00 p.m. after Trick or Treat, which is from 6-8:00 p.m. He had some concerns from residents regarding the abandoned house on Orchard Street. The Village received three awards from AAA for safety. The next Safety meeting will be this Thursday at 6:30 a.m.

Village Administrator, Anthony Fiorilli III said that his report was submitted to Council for their review and questions.

Rich Iafelice, Engineer with C.T. Consultants, also said his report has been submitted; however, there were a couple of items he wanted to bring up. First was the OPWC Grants. His office is coordinating the return of funds for the Franklin/Regan Storm Sewer project with Jenny's office. Second was the OPWC grant to be returned for the Northeast Quadrant Water project. He stressed the need to update the Village's water system. Low pressure in that northeast quadrant area will continue to be a problem. Third was regarding the ODOT bridge project south of the Village, which is a complete bridge replacement. ODOT will be looking at grade and the profile. The design is in house. They should have some idea of the plans sometime next year. The Village could be proactive by reaching out to them to request some enhancements in the project. State Route 44 is planned to be resurfaced from State Route 303 to Mill Street in 2013. Rich asked ODOT to reconsider resurfacing it through the entire Village. There are areas that need attention. Four is the Federal Funding Grant, which he passed out to Council. AMATS manages the projects and administers Federal funds.

They are 4-5 years out with their projects. It is called a transportation enhancement program and it does require a local share, usually 80/20. However, the Village should figure 70/30 because it is 80 percent of construction costs and the local share must cover the engineering costs. The estimate that was put together on the bridge and streetscape, as a rough guess, is \$300,000. The local share would be \$90,000. The project would be 4-5 years out as Rich had said; it is something for Council to consider. Linda Clark said the DMRC had approached them and talked about downsizing the project. Aaron spoke on his contact, Jack Noble, and said he had responded with a no for any aesthetic enhancements. Linda Clark said when it was discussed; the thought was that plans could be changed to bring costs back. Mayor Hawkins thought two different meetings were being referenced here. She believed much of the discussion was at a finance meeting where Aaron was not present. Donna was fairly confident they were willing to scale the project down. Donna recollected that they were not just talking about the small bridge or the large bridge, but the whole streetscape itself. Rich clarified that this would not be ODOT; it is the Federal Government. Rich gave more details on the project and discussed him taking the original sketch and refiguring it to be a more realistic approach. It is a million dollars per mile to put utility lines underground, which is ridiculous. Ben asked Rich how much time we have on this. Rich said it could probably wait another month or at least a couple of weeks. Jenny asked if we could use this grant opportunity to pave other roads. Rich said State Route 44 is the only road on the federal aid system; it is the only road eligible for Federal funds. Ben announced a special finance meeting has been set for next Tuesday; we could put this on the agenda to discuss then.

The Mayor asked whether the Community Development Block Grant or CDBG would be able to help with the local share. Rich said he would look into that possibility. Rich asked Council to keep in mind this is cyclical; you can try again next year. Michele Stuck questioned the meeting for Tuesday, is it a special finance meeting that was advertised. Jenny said they just decided to call it last night; it will be advertised.

Shade Tree: Linda Clark had nothing to report.

Finance: Linda Clark reported that money is still tight, however, we are plugging along. The special Finance meeting is set for Tuesday, September 27 at 6:30p.m.

Service: Linda Schilling had nothing to report.

Parks: Marty thanked Anthony for cleaning up the trees and with his help on the Park Lodge. We still have to do something about the oven. The Mantua Matters deadline for articles is October 25!

Planning: Mayor Hawkins had nothing to report.

BZA: Roger had nothing to report.

Safety: Marty had nothing to report in Giles' absence.

New or Other Business: Linda Clark spoke regarding the special events request form, which would cover events like the Art on the Hill or the Pumpkin roll. It gives them a schedule of rules and regulations to follow. The Potato Festival is covered under a different ordinance. Linda wanted to make a motion to pass this tonight if everyone was okay with it. Michele questioned at the beginning where it says notification and six months was crossed off and replaced with three months before the scheduled event. What does our codified ordinance say; we may have to amend our codified. We cannot have this form disagree with our codified ordinances. Ben and Linda Clark said the form will be sent back to finance.

Public:

September 20, 2011

Cookie Vanek thanked the Church of Latter Day Saints and the Service Department for their efforts at Hillside Cemetery. She also thanked the Potato Festival.

Aaron Snopek thanked everyone for the kind words but he cannot take the credit for the trail, which was a group project through the DMRC. He thanked Donna Hawkins and Anthony for cleaning up the big mess they left for the Service Department.

Motion to go into executive session for reasons of pending litigation at 7:58 p.m. made by L. Schilling with a second from B. Prescott. All ayes on vote.

Motion to go back into regular session at 8:23 p.m. made by L. Schilling with a second from B. Prescott. All ayes on vote.

Motion to adjourn the meeting at 8:24 p.m. made by B. Prescott with a second from M. Hura. All ayes on vote.

Mayor Donna Hawkins

Clerk-Treasurer Jenny August