

Regular Meeting of the Mantua Village Council, October 19, 2004

Mayor Hopkins opened the meeting at 7:00PM at Village Hall, and led the Pledge of Allegiance.

The Mayor also requested a moment of silence for Mrs. Pifer, who recently passed away.

Roll Call: M. Hura, J. Rogers, W Hawkins, P. Campbell, and L. Schilling, and Carolyn Hummel. All ayes on roll call.

Others Present: Clerk-Treasurer Betsy Woolf, Assistant Clerk Mary Pallone, Police Chief Harry Buchert, Solicitor David Benjamin, Village Administrator Ed Trego, Rich Iafelice with CT Consultants.

Approval of Minutes of September 21,2004. L. Schilling moved to bring to the floor. W. Hawkins second. Clerk Betsy Woolf noted a correction to the minutes; that Council moved to executive session for discussion of purchase of property. L. Schilling made a motion to accept as amended, with a second by W. Hawkins. All ayes on roll call.

Mayor's Report:

On October 9th we had a dedication of the Hike & Bike Bridge and Trail. We also had an open house and dedication of the Wastewater Treatment Plant at 9am. The Mayor asked Paul Janson, former council member, to do the ribbon cutting for the new facility. The dedication was attended by Portage County Commissioners' as well as many other dignitaries. The Mayor thanked CT Consultants and Rich Iafelice for providing the brochures and food. The Village received a proclamation, from Representative Kathleen Chandler extending special recognition to the Village on the opening of the wastewater plant.

Clerk's Report:

Betsy reported the fund status balance. She also told those present that the assistant clerk, Mary, was the prior clerk in Hiram, and that although Hiram Village is experiencing financial difficulties, it is no fault of her or the previous clerk. She explained that she has no qualms about Mary's capabilities when she is not able to be in the office.

She also reported that she has attended conferences to become a Certified Municipal Clerk and Certified Ohio Public Officials this year on scholarships, saving the Village \$800.00. Jim Petro, Auditor of State, hosted a seminar on the Sunshine Laws, which Mary and Betsy attended. She encouraged all of Council to attend to learn about the Sunshine Laws, record retention, and open meeting facts.

A motion to bring the bills of resolution to the floor was made by J. Rogers and seconded by C. Hummel. All ayes on roll call. P. Campbell questioned the amount for Round-Up weed killer and the amount for each department. Ed Trego explained the trail use has been expanded and that the Village must use a safe product for the area. It is farm-grade and is used by the various departments and therefore expensed appropriately.

Under Village Hall wages, C. Hummel questioned the amount listed and it was determined that the assistant clerk included the wages for both the clerk-treasurer and the assistant clerk in that line. Their wages should be listed under Administrative and not Village Hall wages. The correction was noted and will be adjusted to reflect the proper amount.

Clerk Woolf noted that the East Ohio Gas amount of \$148.84, for Park Improvement should be listed under Parks Operating.

As there was no further discussion, roll call was taken to approve the payment of bills. All ayes on roll call.

Legislation:

Ordinance 2004-11, AN ORDINANCE ADOPTING CHAPTER 480 OF MANTUA'S ZONING CODE ENACTING AN EXTERIOR MAINTENANCE CODE FOR THE VILLAGE OF MANTUA, WITH AN AMENDMENT AND DECLARING AN EMERGENCY, 3RD READING. Motion was made by J. Rogers to move the Ordinance to the floor, and was seconded by C. Hummel. All ayes on roll call. W. Hawkins brought forth, for discussion, Section 480.06. Also, Council would like the Zoning Inspector to attend training. After much discussion by council and Solicitor Benjamin, the Mayor asked for direction as to passing, defeating or tabling the legislation. W. Hawkins moved to table the ordinance and P. Campbell seconded the motion. All ayes on roll call.

Ordinance 2004-21, AN ORDINANCE AMENDING PRIOR ORDINANCE 2001-49 SECTION 165.22 OF MANTUA'S GENERAL EMPLOYMENT PROVISIONS, TO ESTABLISH A POLICY CONCERNING WEAPONS IN PARKING AREAS, AND DECLARING AN EMERGENCY. 2ND READING. L. Schilling made the motion to bring to the floor and, seconded by W. Hawkins. All ayes on roll call.

ORDINANCE 2004-22 AN ORDINANCE AMENDING SECTION OF 123.01 (a), OF THE MANTUA CODE OF ORDINANCES, TO REVISE WHERE LEGISLATION AND COUNCIL NOTICES ARE TO BE PUBLICLY POSTED, AND DECLARING AN EMERGENCY. 3RD READING. C. Hummel made the motion to bring to the floor, seconded by J. Rogers. All ayes on roll call. A motion to approve was made by C. Hummel, seconded by L. Schilling. All ayes on roll call.

ORDINANCE 2004-24, AN ORDINANCE AMENDING THE DEFINITION OF 'OTHER COMPENSATION' UNDER SECTION 171.03 (1) OF THE VILLAGE OF MANTUA'S CODIFIED ORDINANCES CONCERNING THE IMPOSITION AND COLLECTION OF INCOME TAX, AND DECLARING AN EMERGENCY. 3RD READING. C. Hummel made the motion to bring to the floor. J. Rogers second. All ayes on roll call. L. Schilling made the motion to approve and W. Hawkins seconded. All ayes on roll call.

ORDINANCE 2004-25, AN ORDINANCE APPROVING THE CONTRACT PROVIDING FOR THE APPOINTMENT AND EMPLOYMENT OF DAVID M. BENJAMIN AS VILLAGE SOLICITOR FOR THE VILLAGE OF MANTUA FOR THE PERIOD OF TIME SEPTEMBER 1, 2004-AUGUST 31, 2006, ESTABLISHING COMPENSATION TO BE PAID TO MR. BENJAMIN FOR THE SERVICES HE RENDERS AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ENTER INTO A CONTRACT WITH MR. BENJAMIN AND DECLARING AN EMERGENCY. 3RD READING. C. Hummel made a motion to bring to the floor and J. Rogers seconded. All ayes on roll call. L. Schilling motion to approve and second was by J. Rogers. All ayes on roll call.

ORDINANCE 2004-26, AN ORDINANCE AUTHORIZING THE VILLAGE MAYOR, CLERK-TREASURER, AND POLICE CHIEF TO PREPARE BID DOCUMENTS AND SOLICIT BIDS FOR A 2004-2005 POLICE VEHICLE, AND DECLARING AN EMERGENCY. 1ST READING. W. Hawkins made a motion to bring to the floor and J. Rogers seconded. All ayes on roll call. C. Hummel would like to know how much the Village pays per police cruiser for repairs monthly.

ORDINANCE 2004-27, AN ORDINANCE TO RATIFY A FUND TRANSFER. 3RD READING. Motion to bring to the floor was made by C. Hummel and second was by L. Schilling. All ayes on roll call. A motion was made by M. Hura to suspend the rules and the second was made by W. Hawkins. All ayes on roll call. The motion was made to approve on first reading by M. Hura and the second was made by C. Hummel. All ayes on roll call.

RESOLUTION 2004-28, A RESOLUTION FOR NEW OP&F REPORTING PROCEDURES. A motion to pass the resolution was made by C. Hummel, seconded by J. Rogers. All ayes on roll call.

ORDINANCE 2004-29, AN ORDINANCE APPROVING THE CONTRACT BETWEEN THE VILLAGE OF MANTUA AND THE PORTAGE COUNTY PUBLIC DEFENDER COMMISSION FOR THE TIME PERIOD JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 TO PROVIDE INDIGENT DEFENDANTS

CHARGED WITH 'JAILABLE OFFENSES' DEFENSE COUNSEL, AUTHORIZING THE MAYOR AND VILLAGE CLERK-TREASURER TO ENTER INTO AN AGREEMENT TO THIS EFFECT AND DECLARING AN EMERGENCY. 1st READING. The motion to bring to the floor was made by C. Hummel and a second was made by L. Schilling. All ayes on roll call.

ORDINANCE 2004-30, AN ORDINANCE REVISING, AMENDING AND/OR ELIMINATING PORTIONS OF SECTION 305-09 OF MANTUA'S CODE OF ORDINANCES TO MODIFY THE PROHIBITED AND RESTRICTED PARKING AREAS ON VILLAGE STREETS AND DECLARING THIS AN EMERGENCY, AS COUNCIL WISHES THIS TO BE IN EFFECT AT THE EARLIEST TIME ALLOWED BY LAW. 1ST READING. Motion to bring to the floor was made by C. Hummel and a second was made by L. Schilling. All ayes on roll call.

RESOLUTION 2004-31, AN 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. Motion to bring to floor made by M. Hura and second was by J. Rogers. All ayes on roll call. A motion to approve was made by J. Rogers and second by M. Hura. All ayes on roll call.

ORDINANCE 2004-32, AN ORDINANCE APPROVING AND ADOPTING THE APPROPRIATIONS FOR 2005 FOR THE VILLAGE OF MANTUA, CALLED FOR IN THAT BUDGET, AND DECLARING AN EMERGENCY. Motion to bring to floor made by L. Schilling and a second by W. Hawkins. All ayes on roll call. Motion to approve on first reading was made by L. Schilling and the second by W. Hawkins. All ayes on roll call.

Motion was made by L. Schilling to have D. Benjamin prepare a resolution to enter into a contract for the testing of the wells by Ohio Well Drilling for next meeting. Seconded by M. Hura. All ayes on roll call.

Motion made by M. Hura to accept all committee reports on file in the Clerk office, seconded by C. Hummel. P. Campbell requested that all reports available be placed in Council packets.

Dr. William Guegold gave a presentation on the up coming school levy. He asked Council for a resolution to support it.

Motion to support the school levy made by J. Rogers, seconded by M. Hura. J. Rogers, aye; M. Hura, aye; C. Hummel aye; P. Campbell, nay; W. Hawkins, nay; L. Schilling, nay. Mayor Hopkins made the tie breaking vote, nay.

R. Iafelice – Thanked all for the successful open houses.

E. Trego – Thanked all for the open houses, mostly to C.T. Consultants for sponsoring the breakfast and brochures. Ed asked Wes for copies of the pie chart he shared with Finance Committee on water and sewer. Service committee circulated and considered ordinances for storm sewer management.

Chief Buchert – Village Halloween will be October 31st, 5:30-7:30. Safety meeting this Sunday at 9:00 a.m. at Police Dept.

D. Benjamin – Thanked Council for renewing his contract.

J. Rogers – Final Farmers Market was last Saturday. Was a success. There will be a Planning Commission meeting tomorrow at 7:00 at the Park Lodge.

C. Hummel asked Betsy, Clerk-Treasurer to explain the statement in the paper about the building. Betsy has applied for a grant through the State for \$1.5 million dollars for the construction of a new administrative building. The State will receive their budget after the election and hopefully they will consider our request.

M. Hura – Thanked service department for preparing the sites for the open houses.

Audience – T. Aldrich asked about the punch list for the State Route 44 project and the red bricks need to be checked at the cross walk. R. Trego advised they will be checked at the end of the week. Donna Hawkins asked if it is too late to purchase a brick for the trail. Marty referred her to the Neighborhood Watch group.

Motion to adjourn was made by C. Hummel, seconded by L. Schilling at 8:29 p.m. All eyes on vote.

Mayor Claude E. Hopkins

Clerk-Treasurer Betsy M. Woolf