

**Village of Mantua
Public Hearing and Regular Council Meeting
November 16, 2010**

PUBLIC HEARING

Call to Order - 7:01 P.M.

Roll Call: Linda Clark, Linda Schilling, Marty Hura, Ben Prescott, Roger Hawkins, Giles Seith

Others: Clerk-Treasurer Jenny August, Mayor Donna Hawkins, Solicitor Michele Stuck Chief Buchert, Village Engineer Rich Iafelice.

Citizens: Pearl Campbell, Roy Peck, John Clark, Patsi Gast, Terry Vechery, Members of the American Legion, Angie Zoller, Ellie Stamm, Janis Stamm,. Lynn Stamm, Carl Zeleznik, Bill Zoller, Graham Harmon, Dean Stebbins, Tracy Leva, Jeff Fall, Rick Frato, Tom and Paula Tubalkain.

Mayor Hawkins opened the meeting and began reviewing the legislation relating to the changes to the Zoning Code recommended by the Planning Commission.

2010-41 An ordinance adopting a revised permit fee list for zoning permits and related services, and repealing all prior inconsistent ordinances.

There was no discussion.

2010-42 An ordinance amending the Village of Mantua Codified Ordinances section 921.07 in order to permit the drilling of water wells for residential use in areas not served by the Village municipal water supply.

There was no discussion.

2010-47 An ordinance amending section 450.03, concerning prohibited signs of the zoning ordinances of the Village of Mantua.

Linda Schilling asked the Mayor to please explain. Linda asked if it for example, a Stamm's truck in town in a driveway. The Mayor said absolutely not, and she read the section on prohibited signs. Linda asked if this would affect the Hunter's trucks. The Mayor said no. Linda asked if he would not be able to park at the Dentist parking lot. Donna said it is for a specific incident of where cars are parked there, not for that purpose. Linda asked how we will know for what purpose a car is parked and how we know how long a vehicle is parked where. "Do we not have enough businesses leaving town? With this ordinance, this Village is already struggling, and if we lose more business out of this town, we are going to be nothing. We can't dictate to the business owners what they can put on their vehicles or in front of their stores, we will lose them. Donna said the Planning Commission discussed this and decided to bring this to Council.

Carl Zeleznik asked what provoked this. Donna said nothing happened. Donna said it is just an effort to clean up the downtown area. Carl said his equipment and premises pertain to this, but if he rents his building, his future tenant may have a problem with this. Donna said that is absolutely not the intent of this ordinance. Carl said something must have provoked this. Donna said the mattresses, the sandwich signs sort of brought this up. Carl said this town is hurting for business. Donna said it is not about hurting business, it is all

about maintaining the integrity of our businesses, and if the wording needs changed to better convey, we will change it. Roger said some places park vehicles just directing people to their business, and that is something he feels we do not want. Giles said at this point in town is a drive through community, with no reason to stop. We need reasons to stop, and that sign just might be the reason. Donna said to make it a destination community, it has to be attractive. Giles said the signs are what make people stop. Linda Clark said when Roger was speaking, he spoke of other communities, and we need to worry about Mantua Village, and she doesn't see where any businesses have offended anyone with signage on vehicles. Marty said he doesn't see any vehicles with signs now anyway. Donna said "Not at this point", and Linda said "where are you looking to prevent this in the future?". Donna said who knows what the future holds. Linda said there was a comment made at Finance that once the revitalization committee finishes their plan, we would look just like Hudson. Linda feels Mantua is not Hudson, and we don't aspire to be Hudson.

Bill Zoller stated that there are at least six empty storefronts now, why add more stumbling blocks? We have a zoning code in effect, just live with it and we might fill these stores.

Dean Stebbins said his business is one of the oldest in town with a number of large wreckers, and we run 24/7 and he feels that it is written so he can't park trucks in his lot. Who puts these things together? Donna said there were a number of discussions regarding the language, which was put together by our Solicitor.

Michele said the Planning commission asked her to look at legislation from other communities that have addressed vehicle signage. She used legislation from other municipalities and presented three to the Planning Commission. They chose this one. Dean asked which communities. Michele said Aurora and Vermillion. Roger asked if they are both successful communities. Dean asked if this is re-written, will they have another chance to address it. Donna said she would love for you to attend Planning on Dec. 14th at 6:00 p.m.

Dean Stebbins said in 44 years he has never seen businesses treated so badly. He could move out of this town easily. Linda told Dean it will be voted on today.

Graham Harmon questioned the way it is written. If he took his company truck and put his company name on it and parked it in front of his business, would he be in violation? If so, who in this town is going to come down & tell me I am in violation. Michele said the enforcement officer for a zoning code is the zoning inspector. Michele said she doesn't feel it is a violation because the last sentence said "this does not prohibit signs on delivery or service vehicles parked during the normal course of business." Donna said she didn't think so. Graham said it must be black or white, not "I don't think so". Linda asked "What if it is parked in front of the bar? Is he in violation?" Donna said absolutely not.

John Clark said the legislation is based on two entities that have nothing in common with our Village. Go to Garrettsville or Hiram, places like us. 75% of town is Main Street- a business district. You won't find businesses that don't have their name on their vehicles, and their name on their vehicle is for the purpose of advertising. Donna said that is a very valid point. Donna read the legislation and said she doesn't think it really fits what he is describing. John referred to Fall & Stebbins open 24 hours, and Carl's issue of not having a garage to put his vehicles or trailers in. Donna said for them to come to Planning Commission and help them tweak the way it is written.

Patsi stated that everyone else knew about the hearing, why aren't the Planning Commission members here so Donna isn't saying "I don't know, I don't think so". Roger said it works the other way. They should attend Planning so these aren't hashed out at

Council or a Public Hearing. Roger said if someone wanted to put a sign on a broken down vehicle, and puts a sign that is not regulated by the village sign ordinances, and asked Fall & Stebbin's and ask if they could pay a certain amount of money to park in front of their business and point down the road to another business, and then the truck never moves.

Ellie said she proposed this in the spring. She said there are so many tradesmen going through town, yet signage to businesses is so limited in their advertising. She can't even say "Hey we are only 1/8th of a mile down Orchard St. and we can't even let people know we are there. It is amazing how many services are available in our Village, and we can't even flag them down. Donna asked her if she met with John Vechery concerning putting a sign on the corner. Ellie said John told her she had to ask Eaton first, and then make a sign that is only about this big (she held her arms out about three feet) which is too small to be seen. Roger asked her if she was going to put a sign or a truck. She said she asked for both. She proposed last spring to park her antique mixer in the Eaton parking lot with a sign stating that they are on Orchard St and they sell all kinds of things.

Carl Zeleznik thought Ellie's antique mixer would draw attention to customers- he said down the road, he may expand, and needs something to catch their eye on Matts Road. He understands this comes from Planning, but Council votes, and he wants Council to know that this stinks and the Planning Commission wasted their time.

Donna Hawkins wanted it to be clear that the Planning Commission recommends and makes suggestions, but Council approves or disapproves.

Pearl Campbell thought it would be a good idea to publicize upcoming legislation. Who knows to attend these things?

Lynn asked what the procedure is for Council to hear legislation. She knows this is the third reading for the amendment to the water ordinance. She has never heard any discussion about it. Will there be more chances for discussion? Will they have the right to participate during the Council meeting? Linda said it will be voted on by Council right after this and she will have the opportunity to speak during discussion before Council votes. Donna said at the Public Hearing you have the opportunity to speak as much as you want, but during the Council meeting, the citizens don't get to speak until the very end after all of the legislation is done, so if you have anything you would like to say on this, now would be a very appropriate time. Lynn said she would like to ask Council to vote yes on the Water Wells Ordinance. Specifically, she thinks there Village has set aside Rural Residential District within the Zoning Code, and the Rural Residential district allows for rural residential lots that meet a 3 acre minimum to be established. Within that zone, there is the possibility that septic and water wells would be available, theoretically, however, within a rural residential zone, there is a prohibition across the village to drill any water wells. There is an area that runs down Canada Road and some of Peck Road which is rural residential, so there is a concept within the Zoning Code that Rural Residential lots are allowed, however, there are no city services provided there. It is almost that the building code is allowed, but individuals within that district are prohibited on how they can use their land as far as Rural Residential lots, because of the prohibition against drilling of water wells. There is an inconsistency here in it's disconnect, and it's illogical and she would request that you vote in favor of this ordinance because she thinks the areas that are identified as rural Residential you would like to keep as rural residential.

Bill Zoller asked if we are changing section 410.05 of the zoning code of 2010-53. Michele said "No it is on first reading, and we will have a public hearing later on that one.

Linda Schilling made a motion to close the public hearing. Seconded by Ben Prescott. All ayes.

Adjourned at 7:35 P.M.

REGULAR COUNCIL MEETING

Mayor Hawkins called the meeting to order at 7:37 p.m. & led the pledge of Allegiance.

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

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

Public: Members of the American Legion Post #193, Carl Zeleznik, Graham Harmon, Dean Stebbins Sr., Roy Peck, Patsi Gast, John Clark, Ellie Stamm, Lynn Stamm, Janis Stamm, Patsi Gast, Terri Vechery with The Community Journal, Pearl Campbell, Bill Zoller, Angie Zoller, Tracy Leva, Jeff Fall, Tom and Paula Tubalkain and others.

Minutes: Mayor Hawkins would like to amend the minutes under new business. She clarified that only one of those hired of the snowplow drivers interviewed would be an independent contractor. It is not that all of the snowplow drivers are going to be independent contractors as this sounds. They are not all independent contractors. Jenny knows that during Finance, Donna did say that only one would be an independent contractor, the other two would be seasonal. Donna just wanted it noted that when she hires, it is not going to be per the minutes of October 19. Michele felt that her statement in these minutes of where she was not certain reflects what Donna knew at the time. Motion to approve the regular meeting minutes of October 19, 2010 made by L. Schilling with a second from L. Clark. All ayes on vote.

Mayors Report: Donna wanted to thank everyone who was instrumental in the huge success of the Pumpkin Roll. Aaron Snopek for the great idea, Randy Weaver, The Mantua Yacht Club, Paul and Sandra Brannon and Troop 570 for all their efforts, The Lions Club, Tim and Lynn McDermott, Lakeside Sand & Gravel for the use of their equipment, Todd Brugmann for the hay, The Soap Box Derby for the tubing, Eric Hummel for the lighting and her family.

Donna thanked the citizens for their overwhelming support of ballot issue 14, our one refuse provider. This program begins in January.

She attended the recent Downtown Mantua Revitalization Committee's meeting and dinner and commended Edie Benner and Ellie Stamm for their achieving the much needed 501C3 non-profit status and thanked the entire committee for their tremendous support.

Donna attended a celebration dinner for new County Commissioner, Tommie Jo Marsillio.

She gave an update on the Aurora Meadows project. The County received a USDA Federal grant, which will allow Aurora Meadows to tie into the sewer system without being assessed. The project has been bid out and the bid awarded with a projected start date being the beginning of 2011.

Lastly, Donna wanted to thank Chief Buchert for over 33 years of dedicated service to the Village of Mantua and wished him a Happy Birthday.

Finance Report: Jenny gave her financial report as of October 31, 2010. We had a great Finance meeting last week with much participation in discussion of the 2011 appropriations. Jenny wanted to mention that Harry and the Police Department have done

an excellent job this year of closely monitoring their spending. She estimates they should have about 15 percent of their appropriations unspent.

She wanted to remind everyone that according to Resolution 2009-9, no purchase orders will be issued after December 1 unless an absolute emergency takes place. If that occurs, the Chairman of Finance and the Mayor must approve the purchase requisition. All open purchase orders will close on December 31, 2010.

In a perfect Village, all funds would maintain fiscal independence. Unfortunately, the sewer fund is not stable yet. We expect to advance funds next month in order to make our semi-annual payment.

Jenny will let Council know what that amount will be at the December meeting.

Lastly, at the Local Government Conference this past October, we learned that we were incorrect in thinking that advances had to be repaid within one year. An advance can take as long as necessary to repay as long as a deadline is established in the legislation.

Our checkbook balance at the end of October: \$ 433,021.00
Revenues for October: \$ 135,382.00
Expenses for October including payroll: \$ 94,341.00

The Cash Summary shows that no adjustments were made. Reconciliation of the Water-Sewer department receipts and the UAN receipts matched. Reconciliation of the Municipal Income Tax receipts and the UAN receipts also matched. The October bank reconciliation had no adjusting factors.

Motion to approve the financial reports: bank statements, fund status, reconciliation, revenue & expenses reports, cash summary 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 November omitting C.T. made by L. Schilling with a second from M. Hura. Linda Clark had found five "then & now" purchase orders when viewing the bills and reminded everyone that they need to get their purchase order before contacting someone to get work done. All ayes on vote.

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

Legislation:

ORDINANCE 2010-16: AN ORDINANCE FORMALIZING THE USE OF A PORTION OF THE GERALD BUCHERT PARK LODGE BY THE AMERICAN LEGION POST 193.

TABLED AT 2nd READING. Motion to take off the table 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. Ben said Council would need to amend this by removing paragraph 4, and change "lease" to "agreement" in Exhibit A. Motion to approve the amendments as noted made by M. Hura with a second from B. Prescott. All ayes on vote. Motion to suspend the rules made by M. Hura with a second from B. Prescott. All ayes on vote. Motion to approve as amended made by L. Schilling with a second from B. Prescott. All ayes on vote.

ORDINANCE 2010-40: AN ORDINANCE AMENDING VILLAGE OF MANTUA CODIFIED ORDINANCE CHAPTER 145 IN ORDER TO ESTABLISH THE COMPOSITION,

POWERS AND DUTIES OF THE VILLAGE OF MANTUA BOARD OF CEMETERY TRUSTEES, AND REPEALING ALL PRIOR INCONSISTENT ORDINANCES. 3rd

READING. Motion to approve made by L. Schilling with a second from M. Hura. Ben said Council would need to amend this one as well. In 145.04 (b), it should read, "All expenditures of the Cemetery Trust Fund monies shall be approved by Village Council with notification to the Cemetery Board". Motion to approve the amendment made by L. Schilling with a second from L. Clark. All ayes on vote. Motion to approve as amended made by L. Schilling with a second from B. Prescott. Chief Buchert questioned 145.02 (a) where it states, "for the Director of Public Services in the cities". Harry just wanted to make sure that section of ORC refers to villages and not cities. Michele said Council needs to either table it or strike that language. Motion to strike out the above language in 145.02 (a) made by B. Prescott. Michele was in the process of checking the Ohio Revised Code online regarding this language and felt Council may want to table this until she can review it. Motion to table for further review made by R. Hawkins with a second from L. Schilling. All ayes on vote.

ORDINANCE 2010-41: AN ORDINANCE ADOPTING A REVISED PERMIT FEE LIST FOR ZONING PERMITS AND RELATED SERVICES, AND REPEALING ALL PRIOR INCONSISTENT ORDINANCES. 3rd READING. Motion to approve made by L. Schilling with a second from M. Hura. All ayes on vote.

ORDINANCE 2010-42: AN ORDINANCE AMENDING VILLAGE OF MANTUA CODIFIED ORDINANCE SECTION 921.07 IN ORDER TO PERMIT THE DRILLING OF WATER WELLS FOR RESIDENTIAL USE IN AREAS NOT SERVED BY THE VILLAGE MUNICIPAL WATER SUPPLY. 3rd READING. Motion to approve made by L. Schilling with a second from B. Prescott. Rich lafelice wanted to give his professional opinion on the drilling of water wells. He does not endorse this as it is worded. The ordinance suggests that you can drill a well anywhere on residential property in the Village. It does not specify rural residential only, it opens it up to all residentially zoned property and he believes is not in the public's interest. There could be a public health concern with residential areas being smaller lots. The Village is in business to sell water; this is bad business especially in the corporate limits of the Village. You may run into potential conflicts with the Ohio EPA in some residential areas where you have a potable water system already. The Village needs to maintain the integrity of their own water system. Rich would advise Council to table this to reconsider the wording. Michele wanted to respond to one concern, from a legal standpoint, to limit this to just rural residential may raise the issue of an equal protection argument. If there are other property owners in a similar situation but on other lots not in rural residential, what right do we have to treat them differently. Giles said property owners have the right to build; they pay taxes on their property. They are zoned so they can build and should be allowed to build with a well and septic system as prescribed by law. Marty added it says there is no water supply to their property at this time. The Village does not have the finances to run a line at this time. Rich said, typically, it is burdened on the developer to extend the water line. Call to vote. R. Hawkins voted no, all other ayes on vote.

ORDINANCE 2010-46: AN ORDINANCE APPROPRIATING FUNDS TO RUN THE VILLAGE OF MANTUA DURING THE FISCAL YEAR ENDING DECEMBER 31, 2011. 2nd READING.

ORDINANCE 2010-47: AN ORDINANCE AMENDING SECTION 450.03, CONCERNING PROHIBITED SIGNS, OF THE ZONING ORDINANCES OF THE VILLAGE OF MANTUA. 2nd READING. Motion to suspend the rules made by L. Schilling with a second from G. Seith. R. Hawkins voted no, all other ayes on vote. Motion to approve made by L. Schilling

with a second from B. Prescott. R. Hawkins voted yes, all other nays on vote. The ordinance was defeated.

RESOLUTION 2010-48: A RESOLUTION AUTHORIZING THE CLERK TREASURER TO ADVANCE FUNDS FROM THE GENERAL FUND TO THE GLACIAL ESKER TRAIL FUND, AND DECLARING AN EMERGENCY. 2nd READING. Motion to suspend the rules made by B. Prescott with a second from L. Schilling. All ayes on vote. Motion to approve made by L. Schilling with a second from L. Clark. Jenny said this is not necessary because they pretty much have completed the work. There are a few items to finish but we have more than enough money in the fund. Call to vote. All nays on vote. The resolution was defeated.

RESOLUTION 2010-49: A RESOLUTION AUTHORIZING CERTAIN ADJUSTMENTS TO THE 2010 APPROPRIATIONS AND DECLARING AN EMERGENCY. 2nd READING. Motion to suspend the rules made by B. Prescott with a second from M. Hura. All ayes on vote. Motion to approve made by L. Schilling with a second from B. Prescott. Ben said this is the bookkeeping to move the money from the last resolution. We do not need it. All nays on vote. The resolution was defeated.

RESOLUTION 2010-51: A RESOLUTION ESTABLISHING A NEW FUND FOR THE VILLAGE OF MANTUA AND DECLARING AN EMERGENCY. Motion to suspend the rules made by L. Schilling with a second from B. Prescott. All nays on vote. This is at 1st reading.

ORDINANCE 2010-52: AN ORDINANCE ADDING CHAPTER 957 TO THE CODIFIED ORDINANCES OF THE VILLAGE OF MANTUA IN ORDER TO ADOPT REGULATIONS REGARDING THE RESIDENTIAL REFUSE COLLECTION FRANCHISE APPROVED BY THE VOTERS ON NOVEMBER 2, 2010. Motion to suspend the rules made by B. Prescott with a second from L. Schilling. All ayes on vote. Motion to approve made by L. Schilling with a second from L. Clark. Michele stated this is essential legislation for a franchise to operate in the Village. All ayes on vote.

ORDINANCE 2010-53: AN ORDINANCE AMENDING SECTION 410.05, CONCERNING OUTDOOR SALES AND DISPLAY, OF THE ZONING ORDINANCES OF THE VILLAGE OF MANTUA. 1st READING. Motion to suspend the rules made by B. Prescott with a second from M. Hura. Michele interjected that we cannot do that, we have to have a public hearing. The Mayor said we can open it up for discussion and passed out a letter to all of Council from Edie Benner and Donna read her letter in support of this ordinance. Linda Clark does not feel we should dictate to our businesses what they can or cannot display in front of their establishment. Linda Schilling agreed; we need to keep our businesses happy and operating. Roger felt we also need to take into consideration the people who may want to invest in our Main Street as well. Marty said we need to take care of the ones we have here. Linda Schilling wanted to know where those people to invest are, we have many empty storefronts. We keep losing people because we keep putting restrictions on them. Discussion continued on location of ice machines and pop machines, whether inside or out.

RESOLUTION 2010-54: A RESOLUTION AUTHORIZING CERTAIN ADJUSTMENTS TO THE 2010 APPROPRIATIONS AND DECLARING AN EMERGENCY. 1st READING. Motion to suspend the rules made by B. Prescott with a second from L. Schilling. L. Clark voted no, R. Hawkins voted no, all other ayes on vote. The motion to suspend the rules did not pass. Jenny explained we would not be able to pay Bob Fathauer, we have the money, it just needs to be appropriated to spend. Linda Clark wanted to change her vote to a yes. Motion to reconsider the rules made by L. Clark with a second from B. Prescott. All ayes on vote. Motion to suspend the rules made by L. Schilling with a second from M. Hura. All

eyes on vote. Motion to approve made by L. Schilling with a second from B. Prescott. Jenny explained we have money in the Cemetery fund received from Kevin Poland's office; we need to appropriate it so we can pay for those items we submitted for reimbursement. All eyes on vote.

RESOLUTION 2010-55: A RESOLUTION AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE VILLAGE OF MANTUA TO EXECUTE THE "FIRST AMENDMENT TO THE MANTUA VILLAGE AND MANTUA-SHALERSVILLE JOINT FIRE DISTRICT DISPATCH SERVICES AGREEMENT". 1st READING.

Motion to suspend the rules made by B. Prescott with a second from L. Schilling. All eyes on vote. Motion to approve made by L. Schilling with a second from B. Prescott. All eyes on vote.

Committee Reports: Police Chief, Harry Buchert reported the Safety meeting was cancelled for next week. The next Safety meeting is December 9 at 6:30 a.m.

Mayor Hawkins, as Interim Service Department head, reported that Ambler Lane and Walnut waterline repairs are done. In addition, the chopper pump is online as of today.

Rich lafelice, Engineer with C.T. Consultants, brought up discussion last month requesting a work session. Regarding OPWC, he is not sure how much longer we can delay. Linda Schilling asked whether Council wants to schedule a workshop. Mayor Hawkins asked what this workshop would accomplish. Rich said it would direct him as to what you want him to do. Jenny said the workshop would cost us and asked if Rich could be given the plans. Donna asked if Rich could come to the next Service meeting. Rich said yes, he does not need any Council action.

Shade Tree: Linda Clark reported her committee did measure some trees. Three-fourths of them are done. They want to get with the Village Administrator on a possible dangerous tree on S.R. 44 that needs to come down.

Service: Linda Schilling asked if we are going ahead with the roof on the salt shed for \$5200. Mayor Hawkins said it would have to fall on our Clerk-Treasurer, Jenny, to decide whether we can afford to do it. Marty asked if they received only one bid. Linda said no, we received three bids, it was not the lowest but it was more complete. Jenny felt, if we go ahead with the repairs, we would save on salt loss.

Motion to accept the bid of \$5200 for the salt shed roof made by B. Prescott with a second from L. Clark. Linda Schilling added we would need half up front. All eyes on vote. Jenny added for them to pay into our income tax, they would need to work at least 3 days.

Parks: Marty reported they are closing in on completion of the trail. At the last Safety meeting, they discussed all the vandalism at the park. Chief Buchert has received a bid of \$4200 for surveillance. Motion to accept the bid for surveillance of \$4200 made by M. Hura with a second from L. Schilling. All eyes on vote. Linda Clark asked Marty if he could see that the scouts have all paperwork on the trail project back to us by Nov. 30.

Planning: Mayor Hawkins said she had nothing to report except the next Planning meeting will be at 6:00 p.m. prior to the Council meeting on December 14.

Finance: Ben said they go over everything at the meeting and everyone is welcome. The next Finance meeting is the Thursday before Council, December 9. The time has now been moved up to 6:00 p.m. for meetings.

BZA: Roger had nothing to report.

Safety: Giles reported he was predisposed and missed the last meeting. The cameras for the park are an excellent idea!

Linda Schilling wanted to remind Council that she would not be present for the December meeting. She is having a full knee replacement on December 13.

New of Other Business:

None

Public:

Tracy Leva asked what the vandalism was at the park. Marty said they are breaking our picnic tables, breaking the lights, brick damage and throwing concrete benches in the river. Tracy also asked how the residents would be notified about the one trash hauler. Michele said the company should be sending out information. Ben wanted to make sure someone checks on that. Jenny did check with J & J Refuse. Don Johnson said they are going to send out a mailer to all residents letting them know what days you can put out large items and what is your regular pickup day. Our office has an 800 number should anyone have any questions. Linda Schilling asked what happens if they do not change. Michele said their trash hauler could be sited by our Police Department. There was more discussion on dumpsters and the one behind Tracy's property. Her neighbor uses a commercial dumpster in residential. Michele said commercial is not included in this and read part of the contract for residential customers. The Mayor asked Tracy if it appears to her that this dumpster seems to be permanent. Tracy said yes, it is emptied once a week. Jenny said he must be operating a commercial business in a residential area.

Tracy also inquired on the status of work on the storm drains, since it has been another month. Mayor Hawkins said the problem is that we are short handed right now and she did get with the volunteer effort and was told he could not get to work on it until after Thanksgiving. The items have been ordered and funds set aside for it.

Patsi Gast asked whether the Village would have another leaf pickup. Donna said the Freightliner was down and has been repaired. Pickup should be the first of next week.

Mr. Robert Gharky thanked Council on behalf of the American Legion Post #193.

New or Other Business: Mayor Hawkins had a few items to discuss. First, we need to make a motion to accept \$200 received from Aaron Snopek for the Pumpkin Roll.

Motion to accept the \$200 donation from Aaron Snopek for the Pumpkin Roll made by B. Prescott with a second from L. Schilling. All ayes on vote.

Second, Donna read a letter regarding Tom Bowersox's use of vacation; he has accrued 3 weeks but has been asked to take no more than 2 weeks. Can we pay him for one week? We cannot afford to lose him for three weeks before the end of the year.

Motion to approve the Clerk-Treasurer to pay for one week of Tom's vacation made by B. Prescott with a second from M. Hura. All ayes on vote. Donna asked if we could give him a separate check for it, not included in his regular pay. Jenny said yes.

Third, Donna needs a motion from Council to consider our snowplow drivers "seasonal workers" so they can do some other things if needed.

Motion to change the terminology from snowplow drivers to seasonal workers made by B. Prescott with a second from R. Hawkins. Linda Clark wanted to wait until after executive

session. All ayes on vote.

Lastly, Donna asked Council to consider giving her more time to fill positions. At the last meeting, Council had given her 30 days to advertise, however, it was not being advertised every week. She would ask to advertise in the Akron Beacon Journal, one time in the employment section for this Sunday and move the ad in the Record Courier from Legal to Classified for two weeks. Jenny said we actually only had it in the legal section one time, it was under employment and under employment in the Plain Dealer. It was only in Legal once. Linda Schilling said her two weeks would be the end of the month anyway and still falls under the 30 days given to Donna last month. The Mayor said when she left Council that was what she thought, as it turned out, it was not. Linda Schilling said you have until January 1. Linda Clark said we gave her 30 days. Marty said we gave her to the next Council meeting to come up with three recommendations. Therefore, Council should have the Mayor's three recommendations by the December meeting. Jenny asked how we were going to pay for three seasonal workers. Snowplow drivers would have been on call; seasonal workers will end up being part-time workers. Council did not allow Ed to hire any part-time workers. Jenny added the email she received said to run the ad for this weekend; it did not say to run to the end of the year.

Motion to extend the advertising for positions by two weeks made by B. Prescott with a second from R. Hawkins. All ayes on vote.

Bill Zoller asked how long Mr. Trego has been gone. Jenny said since August 17. Bill asked who is doing the interviews. Donna said she is doing the interviewing.

Motion to go into executive session at 8:50 p.m. for personnel compensation and imminent litigation made by B. Prescott with a second from R. Hawkins. All ayes on vote.

Motion to reconvene into regular session at 10:04 p.m. made by L. Schilling with a second from R. Hawkins. All ayes on vote.

Motion to send a letter to Mr. Ed Trego to supply a list to the Mayor by email no later than 5:00 p.m. the Monday after Thanksgiving, the day before he is going to be here and that he has to arrive at 11:00 a.m. the Tuesday after Thanksgiving to pick up his stuff or it will be disposed of and anything of value that exceeds \$75.00 must provide proof of ownership made by L. Schilling with a second from B. Prescott. All ayes on vote.

Motion to set the pay schedule for the following positions:

- Water Operator of Record: \$ 800.00 per month
- Sewer Operator of Record: \$ 1,600.00 per month
- Both Water & Sewer: \$ 2,000.00 per month
- Seasonal workers: \$ 10.00 - \$11.00 per hour
- Village Administrator: \$33,000.00 per year and allow to bring in his sick time but cannot accrue any additional sick time with the Village made by L. Schilling with a second from B. Prescott. All ayes on vote.

Motion to adjourn the meeting at 10:10 p.m. made by L. Schilling with a second from G. Seith. All ayes on vote.

Mayor Donna Hawkins

Clerk-Treasurer Jenny August

