

VILLAGE OF SEVILLE

April 11, 2011

The meeting was called to order at 7:00 PM by Mayor Carol Carter. The meeting began with the pledge of allegiance. A prayer followed.

Present:

Barb Schwartz Roger Kilgore James Lovejoy
Richard Barbera Rick Stallard Kathy Rhoads
Carol Carter-Mayor Ted Lesiak-Solicitor

Absent: None

Judge McIlvaine gave his annual report a copy of which is attached to these minutes.

Nancy Girton reported on the current activity of the Medina County Auditor's office. Field checks on area farms have begun. May 7th is pet adoption day. Essays by County middle-school children about Memorial Day are due by May 16th.

Chief Burson and Mayor Carter swore in Earl Fockler as a police patrolman.

Mr. Stallard moved to recess for 15 minutes to allow everyone to meet patrolman Fockler. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mr. Stallard moved to approve the minutes from the March 14th council meeting. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mr. Lovejoy moved to approve the minutes from the March 23rd council meeting. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Rhoads moved to approve the payment of the bills. The motion was seconded by Mr. Stallard. The motion passed unanimously.

Approve bills

Privilege of the floor:

Leslie Miller congratulated Council President Rick Stallard on his handling of the Mark Milton hearing process. She also asked if a final settlement had been reached with Mr. Milton. Village Solicitor Ted Lesiak said that some final wording was still under discussion but he expected that everything would be finalized on Tuesday, April 12. In conclusion, Mrs. Miller asked if anything was being planned for the soon to be vacant elementary school building downtown. She was concerned about vandalism and vagrancy once the students were no longer there at the end of 2011. After some discussion about various options it was determined that a town meeting should be held to allow for residents thoughts on the situation.

Solicitor's Report:

The Milton agreement should be signed tomorrow.

Summary of committee activity:

Mr. Barbera had no report from the finance committee.

Mr. Barbera gave a synopsis of the current government committee activity.

Mr. Stallard outlined the current developments of the zoning committee

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Mrs. Rhoads reviewed the safety committee activity.
Mr. Lovejoy summarized the parks committee meeting/
Mr. Lovejoy gave the utility committee report.
Mrs. Rhoads informed council of the technology committee activity.
Mr. Kilgore summarized the street committee activity.
Mr. Stallard reported on the cemetery committee meeting.

Ordinances under consideration:

Ordinance 2011-01 remained tabled.

Ordinance 2011-02 remained tabled.

The invoice from the Sheriff's office for dispatch services as noted in ordinance 2011-10 has not arrived yet.

Mrs. Rhoads moved to table ordinance 2011-10. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

ORDINANCE NO. 2011-14

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AMENDING ORDINANCE NO. 2009-51 ADOPTING RULES AND REGULATIONS GOVERNING PUBLIC PARKS WITHIN THE VILLAGE AND ASSESSING PENALTIES FOR VIOLATION OF SAID RULES AND REGULATIONS.

This was the third reading.

Mr. Stallard moved to adopt ordinance 2011-14. The motion was seconded by Mr. Lovejoy. The motion passed unanimously and the ordinance was adopted.

ORDINANCE NO. 2011-15

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AMENDING ORDINANCE 2008-40, ESTABLISHING THE JOB DESCRIPTION FOR MECHANIC/MAINTENANCE I OF THE VILLAGE.

This was the third reading.

Mr. Lovejoy moved to adopt ordinance 2011-15. The motion was seconded by Mr. Kilgore. The motion passed unanimously and ordinance 2011-15 was adopted.

ORDINANCE NO. 2011-16

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR MOSQUITO CONTROL WITH G&O SPRAY SERVICE, INC.

The second reading was completed. It was noted that G&O spray service has changed its' name to Valley View Spray Service and the ordinance will need to be corrected.

ORDINANCE NO. 2011-17

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE VILLAGE OF SEVILLE TO CONTINUE TO PARTICIPATE IN THE OHIO MUNICIPAL LEAGUE WORKERS' COMPENSATION GROUP RATING PROGRAM FOR THE YEAR 2012.

The second reading was completed.

ORDINANCE NO. 2011-19

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE EXECUTION OF AN EDI LANDFILL ENERGY SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. AND TAKING OTHER ACTIONS IN CONNECTION THEREWITH REGARDING ENERGY PURCHASES AND DECLARING

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AN EMERGENCY.

The second reading was completed.

Mrs. Schwartz moved to add emergency language to ordinance 2011-19. The motion was seconded by Mr. Kilgore. The motion passed unanimously.

Mr. Stallard moved to suspend the three reading rule for ordinance 2011-19. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mrs. Schwartz moved to adopt ordinance 2011-19. The motion was seconded by Mr. Lovejoy. The motion passed unanimously and ordinance 2011-19 was adopted.

ORDINANCE NO. 2011-20

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE EXECUTION OF THE NORTHERN POOL PARTICIPANT SCHEDULE AND DECLARING AN EMERGENCY.

The second reading was completed.

Mr. Stallard moved to add emergency language to ordinance 2011-20. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mrs. Schwartz moved to suspend the three reading rule for ordinance 2011-20. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mr. Stallard moved to adopt ordinance 2011-20. The motion was seconded by Mr. Kilgore. The motion passed unanimously and ordinance 2011-20 was adopted.

ORDINANCE NO. 2011-21

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, ADOPTING A CAPITAL OUTLAY ACCOUNTING POLICY MANUAL FOR THE VILLAGE

The second reading was completed.

Ordinance 2011-22 remained tabled. The first reading has been completed.

ORDINANCE NO. 2011-23

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AMENDING SECTION 808 OF THE SEVILLE ZONING CODE ADOPTED IN ORDINANCE 2007-12 AND FURTHER AMENDED IN 2007-81 WITH REGARD TO OFF-ROAD PARKING AND PARKING OF RECREATIONAL VEHICLES.

The second reading completed. A public hearing will be held concerning ordinance 2011-23 prior to the May 9th council meeting.

ORDINANCE NO. 2011-25

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, APPROVING THE VILLAGE'S PARTICIPATION IN THE PJM DEMAND RESPONSE PROGRAMS AND THE EXECUTION OF A DEMAND RESPONSE SERVICE SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC.

The second reading was completed.

ORDINANCE NO. 2011-26

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF A POWER SALES

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CONTRACT WITH AMERICAN MUNICIPAL POWER, INC. AND TAKING OTHER ACTIONS IN CONNECTION THEREWITH REGARDING THE PARTICIPATION IN THE AMP FREMONT ENERGY CENTER.

The second reading was completed.

ORDINANCE NO. 2011-28

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO APPROVING THE MINUTES AND ADOPTING THE RECOMMENDATIONS FROM THE SEVILLE HOUSING COUNCIL/TAX INCENTIVE REVIEW BOARD AND DECLARING AN EMERGENCY.

The first reading was completed.

Mr. Stallard moved to add emergency language to ordinance 2011-28. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mr. Stallard moved to suspend the three reading rule for ordinance 2011-28. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Mrs. Schwartz moved to adopt ordinance 2011-28. The motion was seconded by Mr. Lovejoy. The motion passed unanimously and ordinance 2011-28 was adopted.

ORDINANCE NO. 2011-29

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO APPROVING THE MINUTES AND ADOPTING THE RECOMMENDATIONS FROM THE SEVILLE HOUSING COUNCIL/TAX INCENTIVE REVIEW BOARD FOR THE "CREATIVE" AGREEMENTS AND DECLARING AN EMERGENCY.

The first reading was completed.

Mr. Stallard moved to add emergency language to ordinance 2011-29. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mr. Kilgore moved to suspend the three reading rule for ordinance 2011-29. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Mr. Lovejoy moved to adopt ordinance 2011-29. The motion was seconded by Mrs. Schwartz. The motion passed unanimously and ordinance 2011-29 was adopted.

ORDINANCE NO. 2011-30

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AMENDING THE 2011 APPROPRIATION ORDINANCE NO. 2010-61.

The first reading was completed.

Mrs. Schwartz moved to suspend the three reading rule for ordinance 2011-30. The motion was seconded by Mr. Kilgore. The motion passed unanimously.

Mr. Stallard moved to adopt ordinance 2011-30. The motion was seconded by Mrs. Schwartz. The motion passed unanimously and ordinance 2011-30 was adopted.

ORDINANCE NO. 2011-31

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO ESTABLISHING THE SALARY AND THE BENEFITS OF THE VILLAGE FORESTER.

The first reading was completed.

ORDINANCE NO. 2011-32

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, PURSUANT TO OHIO REVISED CODE SECTION 715.26 ABATING A NUISANCE CONDITION IN EXISTANCE AT 83 WEST MAIN STREET, SEVILLE, OHIO AND DECLARING AN EMERGENCY.

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The first reading was completed.

ORDINANCE NO. 2011-33

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, ESTABLISHING SECTION 409 OF THE SEVILLE VILLAGE ZONING CODE REGARDING NUISANCES, UNSAFE AND SUBSTANDARD BUILDINGS AND/OR STRUCTURES, AND REPEALING ZONING ORDINANCES IN CONFLICT HEREWITH.

The first reading was completed.

RESOLUTIONS

Resolution 2011-01 remained tabled.

RESOLUTION NO. 2011-03

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO SUPPORTING THE CLOVERLEAF LOCAL SCHOOLS

The second reading was completed.

RESOLUTION NO. 2011-05

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO SUPPORTING THE UPPER CHIPPEWA CREEK WATERSHED BALANCED GROWTH INITIATIVE.

The first reading was completed.

Old Business

Mrs. Rhoads announced that she had completed her required NIMS training.

New Business

Mrs. Rhoads made a correction to the technology committee meeting minutes. The next meeting will be on Monday, May 2.

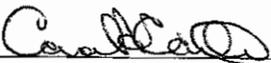
Mrs. Rhoads moved to send an officer of the Seville Police Department to the Cloverleaf High School post prom gathering in Wooster to provide security at Village expense. The motion was seconded by Mr. Stallard. The motion passed unanimously.

Mrs. Schwartz if everyone had read all of the e-mails concerning the upcoming medical insurance renewal. It was decided that this would be discussed at the next finance meeting.

Mrs. Rhoads asked who would be responsible for arranging a public meeting for community input into the use of the soon to be vacant elementary school downtown. Mr. Stallard said that as chairman of the zoning committee, he would make any necessary arrangements.

Mr. Lovejoy made a motion to adjourn. The motion was seconded by Mr. Barbera. The motion passed unanimously.

The meeting adjourned at 8:28 PM


CAROL CARTER - MAYOR


JAMES CARRICK-FISCAL OFFICER

WADSWORTH MUNICIPAL COURT
ANNUAL REPORT FOR 2010

STEPHEN B. McILVAINE
Judge

DEBRA S. KAUFMAN
Clerk of Court

www.wadsworthmunicipalcourt.com

Ohio Revised Code Section 1901.14 provides in part as follows:

(D)On or before the last day of March of each year, the Court shall render a complete report of its operation during the preceding year to the legislative authority and to the Board of County Commissioners of each county within its territory. The report shall show the work performed by the Court, a statement of receipts and expenditures of the civil and criminal branches, respectively, the number of cases heard, decided, and settled, and any other data that the Supreme Court, the Secretary of State, the Legislative authority, and the Board of County Commissioners requires.

Pursuant to the above mandate, the following is a report to Council on the state of the local judiciary for the year 2010.

NEW CASES FILED

2010 Cases - Traffic and Criminal

	<u>2008</u>	<u>2009</u>	<u>2010</u>
Felonies	111	102	118
Misdemeanors (Non-traffic)	1,117	1,031	1,077
DUI (OVI)	181	204	218
Other Traffic	7,409	8,177	5,917

In 2010, OVI's had a noticeable increase, while Felonies and Misdemeanors showed a slight increase. Other Traffic had a significant decrease.

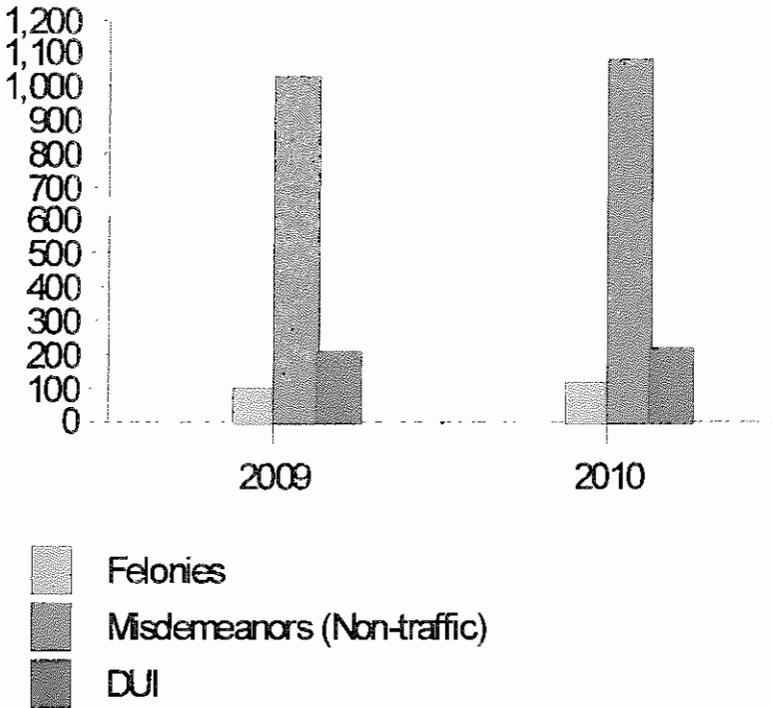
2010 New Cases - Civil

	<u>2008</u>	<u>2009</u>	<u>2010</u>
Personal Injury/Property Damage	14	22	9
Contracts	453	407	450
Eviction	153	149	105
Other Civil	390	352	340
Small Claims	216	178	163

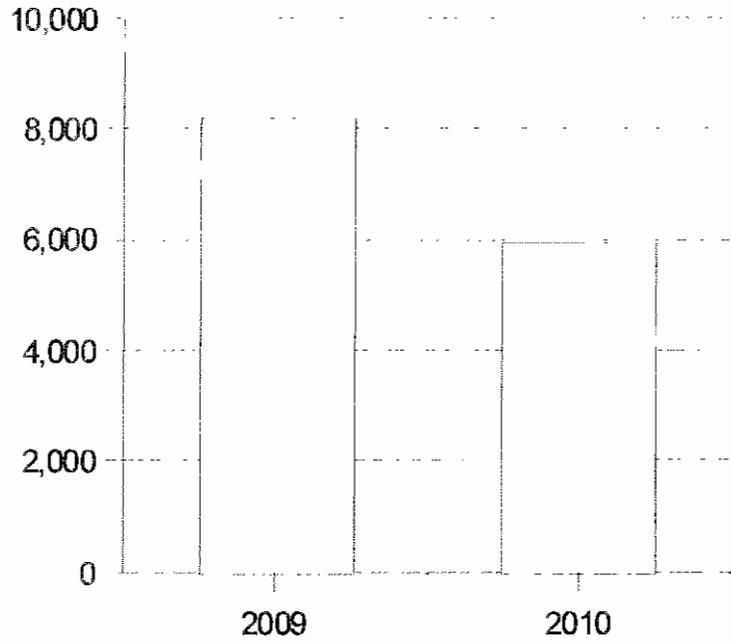
In 2010, there was a significant decrease in Personal Injury/Property Damage and Evictions; slight decrease in Small Claims and other Civil; and, significant increase in Contracts.

NEW CASES FILED

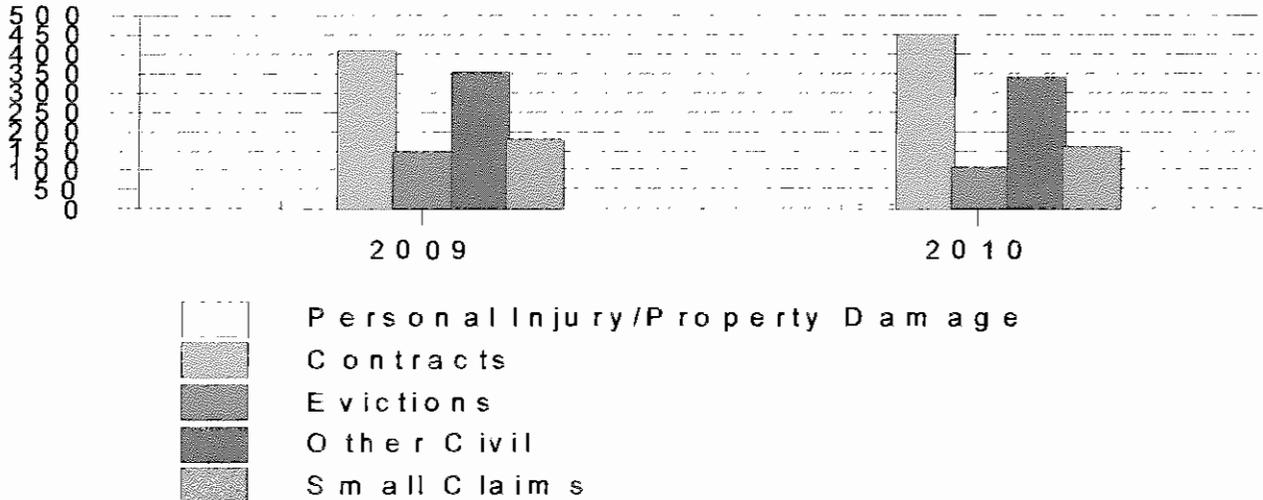
2010 Cases-Traffic and Criminal



2010 Cases- Other Traffic



2010 New Cases - Civil



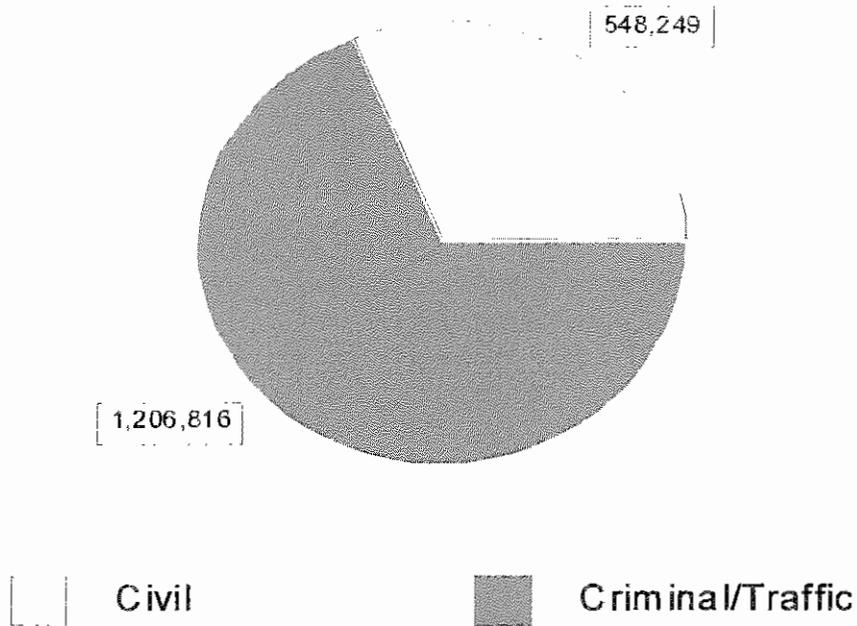
RECEIPTS AND DISBURSEMENTS

	<u>Criminal/Traffic</u>	<u>Civil</u>	<u>Trustee</u>	<u>Total</u>
Beginning Balance	\$22,514.56	\$18,385.00	\$1,640.00	\$42,539.56
Plus-Receipts	1,206,816.95	548,249.50	3,540.00	1,758,606.45
Total Subject To Disbursement	1,229,331.51	566,634.50	5,180.00	1,801,146.01
Less Disbursement	1,204,944.51	546,454.50	5,110.00	1,756,509.01
Ending Balances	\$24,387.00	\$20,180.00	\$70.00	\$44,637.00

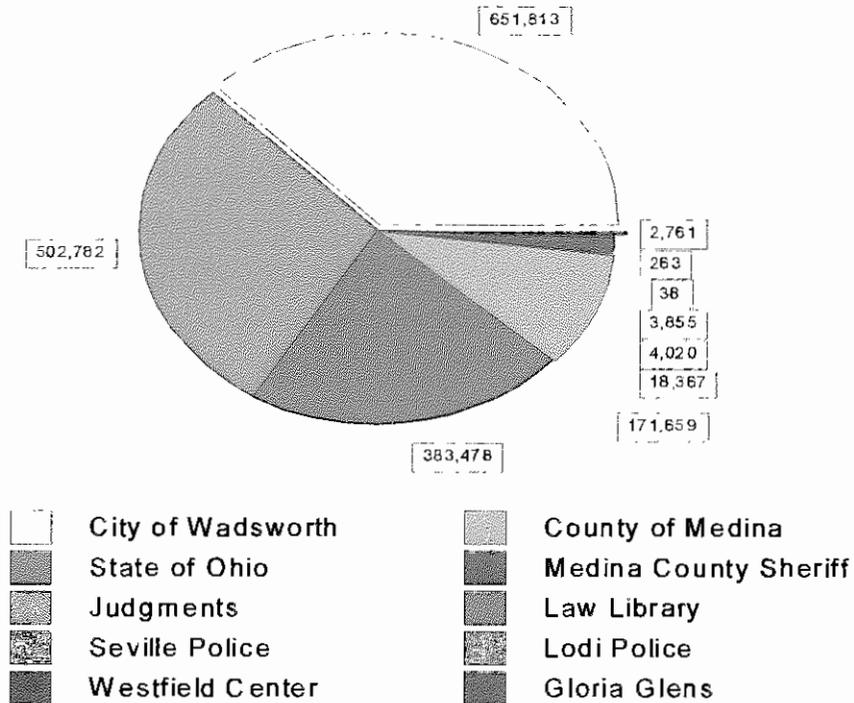
The above disbursements were made according to the law in the following manner:

	<u>Criminal/Traffic</u>	<u>Civil</u>	<u>Total</u>
City of Wadsworth	536,102.10	115,711.08	651,813.18
County of Medina	171,659.77	----	171,659.77
State of Ohio	358,952.54	24,526.00	383,478.54
Medina County Sheriff	10,708.10	7,659.00	18,367.10
Judgments	104,224.13	398,558.42	502,782.55
Law Library	2,761.93	----	2,761.93
Seville Police Department	3,855.56	----	3,855.56
Lodi Police Department	4,020.95	----	4,020.95
Westfield Center	38.00	----	38.00
Gloria Glens	263.00	----	263.00
TOTAL	\$1,192,586.08	\$546,454.50	\$1,739,040.58

2010 RECEIPTS



2010 DISBURSEMENTS



PUBLIC DEFENDERS REFERRALS

<u>Month</u>	Accepted With Fee	Accepted Fee Waived	Amount Collected
January	44	5	\$300
February	32	2	613
March	53	4	913
April	29	8	438
May	40	2	404
June	47	3	480
July	37	6	586
August	44	5	485
September	36	8	418
October	42	0	575
November	63	5	564
December	51	5	456
	518	53	\$6,232

RESTITUTION

	<u>2008</u>	<u>2009</u>	<u>2010</u>
Restitution Paid	\$20,962.11	\$12,851.18	\$12,355.76

In 2010, \$12,355.76 was paid to victims of crime from the restitution account of the Wadsworth Municipal Court. The payment of this amount was required as a condition of probation in cases in which victims suffered a monetary loss.

WEDDINGS

	<u>2008</u>	<u>2009</u>	<u>2010</u>
Wedding ceremonies preformed	69	63	61

DISPOSITION OF CASES FOR 2010

	<u>2008</u>	<u>2009</u>	<u>2010</u>
Pending January 1	622	748	725
New Cases Filed	10,035	10,622	8,397
Cases Reactivated	76	48	9
Disposed of Cases	9,985	10,693	8,448
Pending Cases	748	725	683

JURY TRIALS

	<u>2008</u>	<u>2009</u>	<u>2010</u>
Criminal	6	4	12
DUI	3	0	3
Traffic	0	0	1
Civil	0	0	0
TOTAL	9	4	16

Non-jury Trials

The Court conducted 87 non-jury trials in 2010.

Medina Public Library	24
Menwa	336
Newbridge Place	24
Northside Christian Church	48
Norton High School	24
Orrville YMCA	24
Pet Guards	24
Reimer Road Baptist Church	24
Rittman Community Freewill Baptist Church	48
Rittman Rec Center	96
Scared Heart School	24
Salvation Army - Canton	24
Salvation Army - Pt. Clinton	24
Salvation Army - Akron	120
Salvation Army - Medina	24
Salvation Army - Parma	24
Salvation Army - Wadsworth	264
Serenity Social Club	24
Seville Village Street Dept.	72
SISCA - Mission Soup Kitchen	24
Saint Andrews Church	24
Saint Ambrose Church	24
Saint Steven Catholic Church	24
Summit Lake Mission	24
The Garage	24
VA Home	24
Wadsworth 3 x 3 Basketball Tournament	240
Wadsworth Amateur Soccer Association	24
Wadsworth Baseball	48
Wadsworth Baseball - Youth	24
Wadsworth Blue Tip Festival	288
Wadsworth Cable TV	24
Wadsworth Fire Dept.	24
Wadsworth Street Dept.	80
Wayne Co. Fair	34
West Salem Food Center	24

WADSWORTH MUNICIPAL COURT
Probation Department
Year End Report for the year 2010

TO: Judge Stephen B. McIlvaine
FROM: Carmen D. Young, Chief Probation Officer
RE: Probation Caseload as of December 31, 2010

Active probation cases as of 12/31/2009 171

Total new cases opened in 2010 668

Completed Probation in 2010	196
Referred to Violence Prevention Program	16
Completed Courts First Offender Program	46
PV/FTA warrants	108
Sentenced with no probation	183

Active Probation cases as of 12/31/2010 290

2010 YEAR END COMMUNITY SERVICE REPORT

Prepared by: Sharon Ray, Administrator
Wadsworth Community Service Program
January 31, 2011

For the time period January 1 - December 31, 2010 we had 150 defendants that were interviewed and referred for community service. During that same period, the defendants completed a total of 4,360 hours of community service at the 68 agencies listed below. The number of completions would reflect some defendants that were interviewed in 2009 but did not complete until 2010. Likewise, there would be defendants interviewed at the end of 2010 that will not complete until 2011.

AGENCY	HOURS COMPLETED
4H	24
ABC Bible Church	48
American Legion	216
Apostolic Christian Church	48
Arthritis Foundation	24
Boy Scouts of America	24
Believe & Achieve	24
Brunswick City Schools	24
Canton Mission	24
Church of the Nazarene	24
Civitan	48
Cleveland Food Bank	48
Cloverleaf Rec. Center	294
Downtown Wadsworth	24
Doylestown Senior Center	48
Eastern Road Church	24
First Church Street Ministries	24
Goodwill	192
Habitat for Humanity	96
Handicapped Citizens of GA	48
Haven of Rest	232
Helping Hands of West Salem	48
Holy Spirit Ridge Church	24
Kids Crusade for Life - Canton	24
Lodi Sweet Corn Festival	120
Lodi Thrift Shop	24
Marion's Closet	192
Medina City Police Dept.	24
Medina Community.Center	24
Medina Co. Career Center	24
Medina Co. Fair Board	24
Medina Co. Job & Family Services	24