

**VILLAGE OF SEVILLE**  
**December 28, 2011**  
**SPECIAL COUNCIL MEETING**

The meeting was called to order at 7:28 PM by Council President Rick Stallard.

Present: Mr. Barbera, Mr. Lovejoy, Mr. Stallard, Mrs. Rhoads, Mr. Kilgore, Mrs. Schwartz

Absent: Mayor Carter

Mr. Stallard moved to enter executive session to discuss contract negotiations. Invited to the session were Mayor-elect Gene Sulzener, Councilman-elect Larry Landis, Councilwoman-elect Leslie Miller and Fiscal Officer Jim Carrick. Joel Bender from Whitaker Meyers Insurance, Jeff Plumer representing the Public Entities Pool, and Jim DeLucas also representing the Public Entities Pool were requested to be available should the council have questions for them. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Executive session began at 7:32 PM.

Mrs. Rhoads moved to exit executive session at 8:30 PM. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

Ordinances under consideration:

Mr. Stallard moved to untable ordinance 2011-61. The motion was seconded by Mr. Lovejoy. The motion passed unanimously.

ORDINANCE NO. 2011-61

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A CONTRACT WITH THE PUBLIC ENTITIES POOL OF OHIO THROUGH PLUMER INSURANCE AGENCY FOR THE PROVISION OF LIABILITY INSURANCE FOR THE VILLAGE.

The third reading was completed.

Mr. Lovejoy moved to adopt the version of ordinance 2011-61 naming The Public Entities Pool of Ohio as the liability insurance carrier for the Village. The motion was seconded by Mr. Kilgore. The motion passed unanimously.

ORDINANCE NO. 2011-71

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A LEASE AGREEMENT WITH ROBERT ARNDT DBA CLIMBING HY TREE SERVICE, AND DECLARING AN EMERGENCY.

The second reading was completed.

There was no motion to add emergency language.

Mrs. Rhoads moved suspend the three reading rule. The motion was seconded by Mr. Stallard. Voting "yes" to the motion were Mr. Stallard, Mrs. Rhoads, Mr. Kilgore, and

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Mrs. Schwartz. Voting "no" to the motion were Mr. Barbera and Mr. Lovejoy. The motion carried.

Mrs. Rhoads made a motion to adopt ordinance 2011-71 with the following modifications to the lease agreement as written:

1. All needed electrical repairs to the building must be made by a certified electrician prior to the execution of the lease agreement with Climbing Hy Tree Service.
2. The damaged sanitary sewer stack at the rear of the building must be repaired by a certified contractor prior to the execution of the lease agreement.
3. The plugged outside storm sewer drain on the side of the building be repaired by a certified contractor prior to the execution of the lease agreement.
4. The lease agreement will state that there will only be two parking spaces allotted to Climbing Hy Tree Service for company use during the day. There is no limit for customer vehicles. There is no allowance for overnight parking for company vehicles.
5. No heavy equipment (1 ton or more) or trailers will be parked at the location.
6. All interior plumbing will be repaired by a certified contractor to include hot and cold water in the building.

The motion was seconded by Mr. Stallard. Voting for the motion were Mrs. Schwartz, Mr. Kilgore, Mrs. Rhoads, Mr. Stallard, and Mr. Barbera. Voting against the motion was Mr. Lovejoy.

The Village Solicitor will be contacted to make the necessary changes in the agreement.

Mrs. Rhoads made a motion to adjourn. The motion was seconded by Mr. Stallard. The motion passed unanimously.

The meeting was adjourned at 8:58.

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JAMES CARRICK  
FISCAL OFFICER

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RICK STALLARD  
PRESIDENT OF COUNCIL

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