

**VILLAGE OF SEVILLE**  
**May 13, 2013**  
**COUNCIL MINUTES**

Mayor Gene Sulzener called the meeting to order at 7:00 PM.

The meeting opened with the Pledge of Allegiance

Present: Kathy Rhoads, Barb Schwartz, Roger Kilgore, Larry Landis, Leslie Miller  
Absent: Rick Stallard

Mr. Landis moved to approve the minutes from the April 8<sup>th</sup> meeting. The motion was seconded by Mrs. Miller. The motion passed unanimously.

Mr. Kilgore moved to approve the bills. The motion was seconded by Mr. Landis. The motion passed unanimously. Mr. Schwartz asked that a listing of the bills paid by date be added to future meetings.

Mrs. Schwartz moved to accept a donation from Sue Cox, Bonnie Gordon, Lynn Wiandt, Larry Landis, Leslie Miller, and Kathy Rhoads for 2 flower containers for downtown. The motion was seconded Mr. Kilgore. The motion passed unanimously with the exception of Mrs. Rhoads who abstained.

Privilege of the floor:

Chris Eby, Director of Cloverleaf Youth Football, thanked Council, the Park Department, and The Police Department for their work to keep the football field clean and safe. He then made a donation on behalf of the Youth Football League of \$500.00 to the Park Department. Mrs. Miller moved to accept the donation. The motion was seconded by Mr. Landis. The motion passed unanimously.

Solicitor's Report-Ted Lesiak had nothing to report. A question concerning what constituted a reasonable time frame for public record requests and acknowledgement of the request was brought up. Mr. Lesiak said that the time frame was variable. The acknowledgement of the request was based on the method of delivery.

Summary of committee activity:

Finance-Barb Schwartz gave the report.

Safety-Leslie Miller gave the report.

Technology-Kathy Rhoads gave the report.

Government-Larry Landis gave the report.

Parks-Roger Kilgore gave the report.

Streets-Roger Kilgore gave the report.

Zoning & Planning-Mayor Sulzener gave the report

Utilities-Barb Schwartz gave the report

Cemetery-Mayor Sulzener gave the report

Ordinances under consideration:

Mrs. Schwartz moved to remove Ordinance 2013-02 from the table. The motion was seconded by Mrs. Miller. The motion passed unanimously.

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**ORDINANCE NO. 2013-02**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO RENEW (ENTER INTO) A CONTRACT WITH MEDICAL MUTUAL FOR HEALTH INSURANCE COVERAGE FOR VILLAGE EMPLOYEES.

The third reading was completed.

Mr. Landis moved to adopt ordinance 2013-02. The motion was seconded by Mrs. Miller. The motion passed unanimously with the exception of Mr. Kilgore who abstained.

An employee meeting will be held to allow for questions and obtain information about the new plan.

Mrs. Miller moved to remove Ordinance 2013-03 from the table. The motion was seconded Mr. Kilgore. The motion passed unanimously.

**ORDINANCE NO. 2013-03**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A CONTRACT FOR LIFE INSURANCE COVERAGE FOR THE VILLAGE EMPLOYEES.

The third reading was completed.

Mrs. Miller moved to adopt ordinance 2013-03. The motion was seconded by Mrs. Schwartz. The motion was defeated unanimously. The ordinance was not adopted.

Ordinance 2013-08 is currently tabled. It will not be read unless it is first removed from the table.

**ORDINANCE NO. 2013-08**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, REPEALING ORDINANCE 2005-59 AS AMENDED AND ESTABLISHING AN EMPLOYEE HANDBOOK SETTING FORTH THE PERSONNEL POLICIES AND PROCEDURES FOR VILLAGE EMPLOYEES

The ordinance was tabled on March 11<sup>th</sup>. The second reading is complete. No action was taken on the ordinance. A work session will be held on May 20<sup>th</sup> at 7:00 PM to continue the work of updating the Handbook.

Mrs. Schwartz moved to remove Ordinance 2013-09 from the table. The motion was seconded by Mrs. Miller. The motion passed unanimously.

**ORDINANCE NO. 2013-09**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A CONTRACT WITH DELTA DENTAL FOR DENTAL INSURANCE COVERAGE FOR VILLAGE EMPLOYEES.

The third reading was completed.

Mrs. Miller moved to adopt ordinance 2013-09. The motion was seconded by Mr. Landis. The motion was defeated unanimously. The ordinance was not adopted.

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Ordinance 2013-14 is currently tabled. It will not be read unless it is first removed from the table.

**ORDINANCE NO. 2013-14**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO RENEW A CONTRACT FOR INFORMATION TECHNOLOGY SERVICES.

The ordinance was tabled on April 8<sup>th</sup>. The second reading is complete. No action was taken on the ordinance.

Mrs. Miller moved to table ordinance 2013-17. The motion was seconded by Mr. Landis. The motion passed unanimously.

**ORDINANCE NO. 2013-17**

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 2014.

Ordinance 2013-08 is currently tabled. It will not be read unless it is first removed from the table.

**ORDINANCE NO. 2013-18**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A CONTRACT FOR MOSQUITO CONTROL WITH

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The second reading is complete. The ordinance was tabled on April 8<sup>th</sup>. No action was taken on the ordinance.

**ORDINANCE NO. 2013-20**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO ADOPTING A CAFETERIA PLAN FOR VILLAGE EMPLOYEE BENEFITS PURSUANT TO SECTION 125 OF THE INTERNAL REVENUE CODE.

This third reading was completed.

Mrs. Miller moved to adopt ordinance 2013-20. The motion was seconded by Mr. Landis. The motion passed unanimously. The ordinance was adopted.

**ORDINANCE NO. 2013-22**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO ESTABLISHING SECTION 93.80 ET AL. OF THE SEVILLE VILLAGE CODE REGARDING CRIMINAL ACTIVITY NUISANCES.

The third reading was completed.

Mrs. Miller moved to adopt ordinance 2013-22. The motion was seconded by Mrs. Schwartz. The motion passed unanimously. The ordinance was adopted.

**ORDINANCE NO. 2013-23**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AMENDING ORDINANCE NO. 2002-37 AND 2008-21 ADOPTING SPECIAL

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**PURPOSE FLOOD DAMAGE PREVENTION REGULATIONS.**

The third reading was completed.

Mrs. Miller moved to adopt ordinance 2013-23. The motion was seconded by Mr. Landis. The motion passed unanimously. The ordinance was adopted.

**ORDINANCE NO. 2013-27**

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

The second reading was completed.

**ORDINANCE NO. 2013-28**

**AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, TRANSFERRING FUNDS.**

The first reading was completed.

Mrs. Miller moved to suspend the three reading rule for ordinance 2013-28. The motion was seconded by Mr. Landis. The motion passed unanimously.

Mrs. Schwartz moved to adopt ordinance 2013-28. The motion was seconded by Mrs. Miller. The motion passed unanimously. The ordinance was adopted.

**ORDINANCE NO. 2013-29**

**AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A POLE ATTACHMENT AGREEMENT WITH THE ARMSTRONG UTILITIES, INC. AND DECLARING AN EMERGENCY.**

The first reading was completed.

Mrs. Schwartz moved to add emergency language to ordinance 2013-29. The motion was seconded by Mr. Landis. The motion passed unanimously.

Mrs. Rhoads moved to suspend the three reading rule for ordinance 2013-29. The motion was seconded by Mrs. Miller. The motion passed unanimously.

Mrs. Schwartz moved to adopt ordinance 2013-29. The motion was seconded by Mrs. Miller. The motion passed unanimously. The ordinance was adopted.

**ORDINANCE NO. 2013-30**

**AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT OF COOPERATION WITH THE BOARD OF COUNTY COMMISSIONERS OF MEDINA COUNTY, OHIO FOR THE GREENWICH ROAD (CR-97) RESURFACING PROJECT FROM HARRIS ROAD TO SR-3 IN MEDINA COUNTY AND DECLARING AN EMERGENCY.**

The first reading was completed.

Mr. Landis moved to add emergency language to ordinance 2013-30. The motion was seconded by Mrs. Schwartz. The motion passed unanimously.

Mrs. Rhoads moved to suspend the three reading rule for ordinance 2013-30. The motion was seconded by Mrs. Miller. The motion passed unanimously.

Mrs. Schwartz moved to adopt ordinance 2013-30. The motion was seconded by Mr. Landis. The motion passed unanimously. The ordinance was adopted.

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**RESOLUTIONS:**

Resolution 2013-04 is currently tabled. It will not be read unless it is first removed from the table.

**RESOLUTION NO. 2013-04**

A RESOLUTION OF COUNCIL AND OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO REPEALING RESOLUTION 2007-08 AND REINSTATING RESOLUTION NUMBER 2000-17 EVIDENCING COUNCIL'S INTENT TO TRANSFER ALL TAXES COLLECTED BY THE VILLAGE BOARD OF PUBLIC AFFAIRS FROM RESIDENT MUNICIPAL ELECTRIC USERS PURSUANT TO AM. SUB. S. B. 3 TO THE BOARD OF PUBLIC AFFAIRS ELECTRIC FUND.

The second reading is complete. The ordinance was tabled on April 8<sup>th</sup>. No action was taken on the resolution.

**RESOLUTION NO. 2013-05**

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO PLACING A RENEWAL LEVY ON THE NOVEMBER 5, 2013 BALLOT WHICH IS A GENERAL OPERATING LEVY INCREASING IN THE AMOUNT OF TWO (2) MILLS FOR A PERIOD OF FIVE (5) YEARS.

The third reading was completed.

Mrs. Schwartz moved to adopt resolution 2013-05. The motion was seconded by Mr. Landis. The motion was defeated unanimously. The resolution was not adopted.

**RESOLUTION NO. 2013-06**

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO PLACING A REPLACEMENT LEVY ON THE NOVEMBER 5, 2013 BALLOT WHICH IS A POLICE OPERATING LEVY INCREASING IN THE AMOUNT OF TWO (2) MILLS FOR A CONTINUOUS PERIOD.

The third reading was completed.

Mrs. Schwartz moved to adopt resolution 2013-06. The motion was seconded by Mr. Kilgore. Mrs. Schwartz and Mrs. Kilgore voted in favor of the motion. Mrs. Miller, Mrs. Rhoads, and Mr. Landis voted against the motion. The motion was defeated. The resolution was not adopted.

**Old business:**

Ted Lesiak that Ohio Supreme Court briefs had been filed in the case of Panther Trucking.

Mrs. Schwartz asked about job descriptions for the Police Department. The matter was referred to the next Safety Committee meeting for resolution.

Mrs. Schwartz noted that the minutes for the January 23, 2013 special council meeting have not been approved yet. The matter was referred to the Fiscal Officer for resolution.

**New Business**

Council discussed, but did not approve, a request by the Mayor for the Village to purchase a cell phone for the Mayor for Village use.

Stan Scheetz updated Council on several businesses that were moving into or expanding current facilities in Seville. Mr. Scheetz also stated that the old Seville school building is

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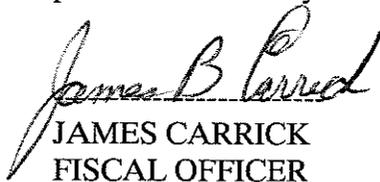
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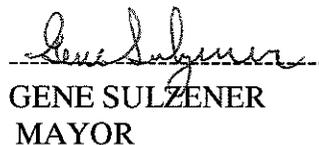
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up for sale again. Another business looking to move into Seville is going to be through the zoning process this fall.

Mrs. Millers informed Council that a bid for the sidewalks in Cy Hewitt Park Block Grant application had been awarded.

Mrs. Miller moved to adjourn. The motion was seconded by Mr. Landis. The motion passed unanimously. Council adjourned at 8:28 PM.

  
JAMES CARRICK  
FISCAL OFFICER

  
GENE SULZENER  
MAYOR