

**VILLAGE OF SEVILLE  
COUNCIL MEETING  
October 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  
Richard Barbera        Kathy Rhoads        Rick Stallard  
Ted Lesiak-Solicitor   Carol Carter-Mayor

Absent: James Lovejoy

Mrs. Rhoads moved to accept a donation for flags in the amount of \$100.00 from the Seville Lions Club. The motion was seconded by Mr. Stallard. The motion passed unanimously.

Mr. Stallard moved to approve the minutes from the 09-12 council meeting. The motion was seconded by Mrs. Schwartz. The motion passed unanimously.

Mrs. Schwartz moved to approve the bills paid from 09-13 to 10-11. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Cheryl Scheck gave a presentation on the services provided by the Medina County Home and the need for passage of the tax levy in the upcoming November election.

Jenny Van Meter gave a presentation for the Cloverleaf Schools and asked for support for the emergency school levy also on the November ballot.

Nancy Girton from The Medina County Auditor's Office gave her monthly report.

Tax Facts booklets are available at the Auditor's office.

Data collectors are in several communities and will be in Seville in the next few months and will notify the police when they will be in the Seville area.

The 17<sup>th</sup> annual top dog essay contest for fourth graders is currently being held.

The Auditor's Seal contest for high school students is also being held.

Privilege of the floor

None

Solicitor's Report

Mr. Lesiak asked that ordinance 2011-57 be passed with emergency language.

Summary of committee activity:

Finance-Mr. Barbera gave the Finance Committee Report. The Committee is currently working on 2012 budgets and developing a 5 year appropriation plan.

Government-Mr. Barbera gave the report. The issues of having a building official and a property maintenance code. Changes to the rules of council are being worked on by the committee.

Zoning-Mr. Stallard reported on the zoning ordinances currently before council. The Zoning Committee is recommending that each ordinance be adopted.

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Safety- Mrs. Rhoads said that the new police car has arrived but it will be another 3 weeks before all the equipment can be installed and the car is usable. The prescription drug drop-off box is set up in the vestibule at the Village Municipal Building and is available to resident that need it.

Parks-There was no report given.

Utilities-There was no report given.

Technology-Mrs. Rhoads said that the bid opening for I.T. services will be on October 17<sup>th</sup>.

Streets-There was no report given.

Cemetery-There was no report given.

Ordinances under consideration:

Ordinance 2011-22 remained tabled.

ORDINANCE NO. 2011-22

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO  
REGULATING AMUSEMENT ARCADES.

The first reading is complete.

Ordinance 2011-41 remained tabled.

ORDINANCE NO. 2011-41

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO  
AMENDING THE RULES OF ORDER OF THE COUNCIL OF THE VILLAGE OF  
SEVILLE.

The first reading is complete. The ordinance was tabled on July 11<sup>th</sup>.

ORDINANCE NO. 2011-42

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO  
AUTHORIZING THE APPLICATION OF SECTION 608, THE COMMERCIAL MIXED  
OVERLAY DISTRICT TO PPN 012-21A-17-080 WITHIN THE VILLAGE.

The third reading was completed

Mr. Stallard moved to adopt ordinance 2011-42. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Schwartz made a motion to table ordinance 2011-47. The motion was seconded by Mr. Barbera. Voting for the motion were Mrs. Schwartz, Mr. Kilgore and Mr. Barbera. Voting against the motion were Mr. Stallard and Mrs. Rhoads. The ordinance was tabled.

ORDINANCE NO. 2011-47

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO  
AMENDING THE RULES OF ORDER OF THE COUNCIL OF THE VILLAGE OF  
SEVILLE AND DECLARING AN EMERGENCY.

The second reading is complete.

Mrs. Schwartz made a motion to table ordinance 2011-47. The motion was seconded by Mr. Barbera. Voting for the motion were Mrs. Schwartz, Mr. Kilgore and Mr. Barbera. Voting against the motion were Mr. Stallard and Mrs. Rhoads. The ordinance was tabled.

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Ordinance 2011-48 remained tabled.

ORDINANCE NO. 2011-48

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A LICENSE AGREEMENT WITH SEEK AND THE GIANT FEST COMMITTEE.

The first reading is complete. The ordinance was tabled on September 12<sup>th</sup>.

ORDINANCE NO. 2011-50

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MEDINA COUNTY, OHIO RELATIVE TO THE PURCHASE OF MATERIALS.

The second reading was completed.

ORDINANCE NO. 2011-52

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO CONTRACTS WITH MAYSVILLE CONTRACTORS, LLC AND MARK'S CLEANING SERVICE, INC FOR THE PROVISION OF MOLD REMEDIATION SERVICES TO THE OLD VILLAGE HALL BUILDING AND DECLARING AN EMERGENCY.

The second reading was completed.

ORDINANCE NO. 2011-54

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE SUPERINTENDENT OF THE BOARD OF PUBLIC AFFAIRS TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE VILLAGE OF SEVILLE FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

The second reading was completed.

ORDINANCE NO. 2011-57

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MEDINA COUNTY, OHIO AND THE MEDINA COUNTY PUBLIC DEFENDER COMMISSION RELATIVE TO THE COST OF INDIGENT REPRESENTATION AND DECLARING AN EMERGENCY.

The second reading was completed.

Mr. Stallard moved to add emergency language to ordinance 2011-57. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Schwartz moved to suspend the three reading rule for ordinance 2011-57. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mr. Stallard moved to adopt ordinance 2011-57. The motion was seconded by Mrs. Schwartz. The motion passed unanimously.

ORDINANCE NO. 2011-58

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO APPOINTING A VILLAGE PROSECUTOR FOR THE PERIOD OF JANUARY 1, 2013 TO

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DECEMBER 31, 2014, AND AMENDING SALARIES & BENEFITS CODE §101.02 TO PROVIDE COMPENSATION.

The first reading was completed.

**ORDINANCE NO. 2011-59**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO APPROVING THE MEDINA COUNTY BUDGET COMMISSION'S BUDGET FOR THE VILLAGE FOR THE YEAR 2012, AND DECLARING AN EMERGENCY.

The first reading was completed.

Mrs. Schwartz moved to add emergency language to ordinance 2011-59. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Mrs. Stallard moved to suspend the three reading rule for ordinance 2011-59. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mr. Stallard moved to adopt ordinance 2011-59. The motion was seconded by Mrs. Barbera. The motion passed unanimously.

**ORDINANCE NO. 2011-60**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE FISCAL OFFICER TO ENTER INTO MEMORANDUM OF AGREEMENT WITH VARNEY, FINK & ASSOCIATES, INC. AND THE AUDITOR OF THE STATE OF OHIO TO PROVIDE AUDIT SERVICES FOR THE VILLAGE.

The first reading was completed.

**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 first reading was completed.

**ORDINANCE NO. 2011-62**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, ESTABLISHING APPROPRIATIONS OF THE YEAR 2012.

The first reading was completed.

**ORDINANCE NO. 2011-63**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AMENDING THE VILLAGE OF SEVILLE'S ZONING MAP TO CHANGE THE ZONING CLASSIFICATION ON VILLAGE PERMANENT PARCEL NUMBER 012-21A-07-006 FROM ITS CURRENT CLASSIFICATION.

The first reading was completed.

**ORDINANCE NO. 2011-64**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO APPROVING A LOT COMBINATION ON VILLAGE PERMANENT PARCEL NUMBERS 012-21A-10-130 AND 012-21A-10-131.

The first reading was completed.

**ORDINANCE NO. 2011-65**

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

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The first reading was completed.

Mrs. Rhoads moved to suspend the three reading rule for ordinance 2011-65. The motion was seconded by Mrs. Schwartz. The motion passed unanimously.

Mr. Stallard moved to adopt ordinance 2011-65. The motion was seconded by Mrs. Barbera. The motion passed unanimously.

Resolutions

**RESOLUTION NO. 2011-09**

A RESOLUTION AMENDING RESOLUTION 2011-04 EXTENDING A TEMPORARY MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR ZONING PERMIT APPROVALS FOR SWEEPSTAKES/INTERNET CAFES AND THE ISSUANCE OF SUCH APPROVALS AND DECLARING AN EMERGENCY.

The first reading was completed.

Mrs. Schwartz moved to add emergency language to resolution 2011-09. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Mr. Stallard moved to suspend the three reading rule for resolution 2011-09. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Mrs. Schwartz moved to adopt resolution 2011-09. The motion was seconded by Mrs. Barbera. The motion passed unanimously.

**RESOLUTION NO. 2011-10**

A RESOLUTION OF COUNCIL AND OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE FISCAL OFFICER TO ADVERTISE FOR BIDS FOR THE LEASE OF THE FORMER CLERK'S OFFICE PROPERTY LOCATED AT 40 WEST MAIN STREET WITHIN THE VILLAGE AND DECLARING AN EMERGENCY.

The first reading was completed.

Mr. Stallard moved to add emergency language to resolution 2011-10. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Mr. Kilgore moved to suspend the three reading rule for resolution 2011-10. The motion was seconded by Mr. Stallard. The motion passed unanimously.

Mrs. Stallard moved to adopt resolution 2011-10. The motion was seconded by Mrs. Barbera. The motion passed unanimously.

Old Business:

The situation with the abandoned home at 83 West main Street was re-visited. It was determined that Chase Bank has no immediate plans to correct the situation. Estimates for the demolition of the home were provided by Ralph Baratko Excavating and Kent's Excavating Service. There was a brief discussion concerning the estimates.

Mr. Stallard moved to accept the estimate of \$9,750.00 from Kent's Excavation Services Inc. to demolish the house at 83 West Main Street. The motion was seconded by Mrs. Rhoads. The motion passed unanimously. The EPA reports will be made available to all council members. The demolition can begin as soon as the proper EPA certification is received and liability and worker's compensation insurance is provided by Kent's Excavating to the Fiscal Officer.

Medina County Commissioner Pat Geisman would like to host a roundtable discussion concerning The Seville Pantry on October 20<sup>th</sup> at 9:00 AM at 6 Spring Street.

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New business:

Fiscal Officer Jim Carrick asked for permission to pursue, with the help of Ted Lesiak, tax payers that have \$500.00 or more in delinquent Seville income taxes. The list was provided by the Central Collection Agency.

Mr. Stallard moved to pursue the delinquent tax payers per the Fiscal Officer's request. The motion was seconded by Mr. Barbera. The motion passed unanimously.

Mr. Barbera moved to adjourn. The motion was seconded by Mr. Stallard. The motion passed unanimously.

The meeting adjourned at 8:35 PM.

  
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CAROL CARTER  
MAYOR

  
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JAMES CARRICK-FISCAL OFFICER  
FISCAL OFFICER