

VILLAGE OF SEVILLE

September 08, 2014

Council Minutes

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

The meeting opened with the Pledge of Allegiance.

Present: Carol Carter, Leslie Miller, Larry Landis, Kathy Rhoads arrived at 7:10

Absent: Rick Stallard (president)

There is a vacant seat on Council due to the resignation of Councilman Dennis Barrington. The resignation reduces council to five official members at this time. The suspension of rules and the addition of emergency language can be acted upon by the members present.

Mr. Landis moved to approve the bills from 08-11, 08-18, 08-25, and 09-02. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mrs. Carter moved to approve the minutes from the 08-11 meeting as presented to council. The motion was seconded by Mr. Landis. The motion passed unanimously.

Nancy Girton from the Medina County Auditor's Office reported that the auditor will be returning approximately \$5,000,000 in unused revenue to the appropriate taxing entities. She did not have an exact amount Seville would be receiving. Ms. Girton also reported that the Rainbow Bridge Dog Walk would be held on September 21st, at 2:00 PM at Buckeye Woods.

Mrs. Miller moved to accept a donation from Roger and Joyce Crislip in the amount of \$25.00 for the Parks. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mrs. Miller moved to accept a donation from Norma Detwiler in the amount of \$40.00 for the Parks. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Privilege of the floor:

Board of Public Affairs President Kieran O'Rourke said that Councilman Larry Landis had embarrassed, threatened and bullied BOPA Office Manager Cathy Kilgore at the last BOPA meeting. He also said that the Mayor had allowed the blind siding of Mrs. Kilgore and that Mr. Landis owed Mrs. Kilgore an apology and should resign. Mr. Landis said that Mr. O'Rourke should apologize to Mrs. Kilgore and resign for causing the problem by having the Office Manager be insubordinate to the Fiscal officer. Mayor Sulzener said that the intention was not to blindside Mrs. Kilgore. He went on to say that Mr. Landis had made it clear that Mrs. Kilgore was in violation for not giving payroll information to the Fiscal Officer and that the Board had directed Mrs. Kilgore not to supply the information to the Fiscal Officer. The Mayor went on to say Mr. O'Rourke had stated that this was a Board decision but that it was never discussed by the Board at a public meeting. Mr. O'Rourke said that after the BOPA meeting the Mayor had said that nothing would be put in Mrs. Kilgore's personnel concerning the matter and that Mr. Landis had done this all for show. Both the Mayor and Mr. Landis said that what they said was that they would put nothing in Mrs. Kilgore's file provided she supplied the requested information in the future.

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Board Trustee Brian Greer said that this was an issue that should have been handled in private and said that Mr. Landis owes Mrs. Kilgore and apology. Mr. Landis said that he would apologize to Mrs. Kilgore but that the rest of the Board stood by and allowed Mr. O'Rourke to direct Mrs. Kilgore to refuse the Fiscal Officer's request. The Mayor said that an attempt was made via e-mail to resolve the issue but the information still had not been provided to the Fiscal Officer.

Mrs. Carter reported that Dick Detwiler was temporarily removing the "Welcome to Seville" signs for repair.

Solicitor's Report-Ted Lesiak was not present at the meeting so no report was given.

Summary of committee activity:

Finance-Larry Landis	Safety-Leslie Miller	Cemetery-Carol Carter
Government-No report	Parks/Streets-Kathy Rhoads	
Zoning-No report	Utilities-Larry Landis	

Ordinances under consideration:

The Government Committee has recommended ordinance 2013-47 remain tabled.

ORDINANCE NO. 2013-47

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH _____ FOR INFORMATION TECHNOLOGY SERVICES FOR THE VILLAGE.

The ordinance was tabled on November 12, 2013. The second reading is complete. No action was taken by Council.

Ordinance 2014-08 was tabled on 04-14-2014 pending funding. The Government Committee recommended the ordinance remain tabled.

ORDINANCE 2014-08

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, DECLARING THE STRUCTURE UPON THE PROPERTY LOCATED AT 26 WARNER STREET TO BE UNSAFE AND A PUBLIC NUISANCE PURSUANT TO SECTION 409 OF THE SEVILLE VILLAGE ZONING ORDINANCE AND OHIO REVISED CODE SECTION 715.26, ORDERING ITS DEMOLITION AND REMOVAL.

The second reading is complete. No action was taken by Council.

Ordinance 2014-09 was tabled on 04-14-2014 pending funding. The Government Committee recommended the ordinance remain tabled.

ORDINANCE 2014-09

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, DECLARING THE STRUCTURE UPON THE PROPERTY LOCATED AT 25 CENTER STREET TO BE UNSAFE AND A PUBLIC NUISANCE PURSUANT TO SECTION 409 OF THE SEVILLE VILLAGE ZONING ORDINANCE AND OHIO

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REVISED CODE SECTION 715.26, ORDERING ITS DEMOLITION AND REMOVAL.

The second reading is complete. No action was taken by Council.

ORDINANCE 2014-36

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO CONTRACTS WITH THE HIGHEST AND BEST BIDDER FOR THE SALE OF VILLAGE PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES.

The third reading was completed.

Mr. Landis moved to adopt ordinance 2014-36. The motion was seconded by Mrs. Miller. The motion passed unanimously.

2014-38

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO A CONTRACT WITH GREENWICH ELECTRIC, INC. FOR THE PROVISION OF A TRAFFIC LIGHT SIGNAL AND DECLARING AN EMERGENCY.

The second reading was completed.

Mr. Landis moved to suspend the three reading rule for ordinance 2014-38. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mrs. Miller moved to add emergency language to ordinance 2014-38. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Miller moved to adopt ordinance 2014-38. The motion was seconded by Mr. Landis. The motion passed unanimously.

2014-39

AN ORDINANCE AUTHORIZING THE SUPERINTENDENT OF THE BOARD OF PUBLIC AFFAIRS TO EXECUTE 2015 NON-POOL POWER SALES SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. ("AMP").RESOLUTIONS:

The second reading was completed.

2014-40

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, APPROVING THE MEDINA COUNTY BUDGET COMMISSION'S BUDGET FOR THE VILLAGE OF THE YEAR 2015.

The second reading was completed.

2014-41

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT FOR CLEANING SERVICES AND DECLARING THE SAME TO BE AN EMERGENCY.

The second reading was completed.

Mr. Landis moved to suspend the three reading rule for ordinance 2014-41. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Miller moved to add emergency language to ordinance 2014-41. The motion was seconded by Mr. Landis. The motion passed unanimously.

Mrs. Miller moved to adopt ordinance 2014-41. The motion was seconded by Mr. Landis. The motion passed unanimously.

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2014-42

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AMENDING ORDINANCE 2013-08 ESTABLISHING AN EMPLOYEE HANDBOOK SETTING FORTH THE PERSONNEL POLICIES AND PROCEDURES FOR VILLAGE EMPLOYEES. (Maximum travel expense \$1,000)

The second reading was completed.

2014-43

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT WITH TRACY HERBERT TO LEASE REAL PROPERTY NO LONGER NEEDED BY THE VILLAGE AND DECLARING AN EMERGENCY.

The first reading was completed.

Mrs. Rhoads moved to suspend the three reading rule for ordinance 2014-43. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mrs. Miller moved to add emergency language to ordinance 2014-43. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Miller moved to adopt ordinance 2014-43. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

2014-44

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, FOR A PUBLIC IMPROVEMENT WITHIN THE VILLAGE FOR SIDEWALK REPAIRS AND/OR CONSTRUCTION AND DECLARING AN EMERGENCY.

The first reading was completed.

Mr. Landis moved to suspend the three reading rule for ordinance 2014-44. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mrs. Miller moved to add emergency language to ordinance 2014-44. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

Mrs. Miller moved to adopt ordinance 2014-44. The motion was seconded by Mrs. Carter. The motion passed unanimously.

2014-45

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH T.R. SNYDER CONSTRUCTION, INC. FOR REPAIRS AND/OR CONSTRUCTION OF CERTAIN SIDEWALKS WITHIN THE VILLAGE AND DECLARING AN EMERGENCY.

The first reading was completed.

Mr. Landis moved to suspend the three reading rule for ordinance 2014-45. The motion was seconded by Mrs. Miller. The motion passed unanimously.

Mr. Landis moved to add emergency language to ordinance 2014-45. The motion was seconded by Mr. Landis. The motion passed unanimously.

Mrs. Carter moved to adopt ordinance 2014-45. The motion was seconded by Mr. Landis. The motion passed unanimously.

2014-46

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AMENDING ORDINANCE 92-35 AS AMENDED, ESTABLISHING CERTAIN JOB

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DESCRIPTIONS FOR VILLAGE PERSONNEL IN ORDER TO AMEND THE JOB DESCRIPTION OF ZONING INSPECTOR, AND DECLARING AN EMERGENCY.

The first reading was completed.

Mrs. Carter moved to suspend the three reading rule for ordinance 2014-46. The motion was seconded by Mrs. Miller. The motion passed unanimously.

Mrs. Miller moved to add emergency language to ordinance 2014-46. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mr. Landis moved to adopt ordinance 2014-46. The motion was seconded by Mrs. Rhoads. The motion passed unanimously.

2014-47

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, ACCEPTING THE PETITION FOR AN EXPEDITED TYPE 2 ANNEXATION OF APPROXIMATELY .4450 ACRES FROM GUILFORD TOWNSHIP TO THE VILLAGE OF SEVILLE, WITHOUT DETACHING THE LAND FROM THE TOWNSHIP.

The first reading was completed.

2014-48

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, ESTABLISHING THE ZONING OF APPROXIMATELY .4450 ACRES OF ANNEXED LAND FROM GUILFORD TOWNSHIP.

The first reading was completed.

RESOLUTIONS:

The Government Committee has recommended that resolution 2014-16 be tabled by Council.

Mrs. Miller moved to table resolution 2014-16. The motion was seconded by Mrs. Carter. The motion passed unanimously.

RESOLUTION 2014-16

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE FISCAL OFFICER TO ADVERTISE FOR BIDS FOR DEMOLITION OF 26 WARNER STREET AND 51 WEST MAIN STREET.

The second reading is complete.

RESOLUTION 2014-18

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, CONSENTING TO THE EXPEDITED TYPE 2 ANNEXATION OF APPROXIMATELY .4450 ACRES FROM GUILFORD TOWNSHIP TO THE VILLAGE OF SEVILLE WITHOUT DETACHING THE LAND FROM THE TOWNSHIP AND DECLARING AN EMERGENCY.

The first reading was completed.

Mr. Landis moved to suspend the three reading rule for resolution 2014-18. The motion was seconded by Mrs. Carter. The motion passed unanimously.

Mrs. Miller moved to add emergency language to resolution 2014-18. The motion was seconded by Mr. Landis. The motion passed unanimously.

Mrs. Miller moved to adopt resolution 2014-18. The motion was seconded by Mr. Landis. The motion passed unanimously.

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Mr. Springer, who owns the land mentioned in resolution 2014-18, needs signatures from Council President Rick Stallard and Fiscal Officer James Carrick to continue the annexation process. Mr. Landis moved to recess the meeting for 10 minutes to get legal advice on Mr. Springer's requests. The Motion was seconded by Mrs. Miller. The motion passed unanimously.

Mrs. Rhoads moved to return from recess. The motion was seconded by Mrs. Miller. The motion passed unanimously.

The Solicitor was contacted during the recess and advised Council that resolution 2014-18 would be satisfactory for Mr. Springer to continue the process of annexation. A signed, certified copy of the resolution will be provided to Mr. Springer at the conclusion of the meeting.

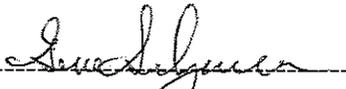
Old business:

There has been one application submitted for the Zoning Inspector position and one submitted for the Council position so far.

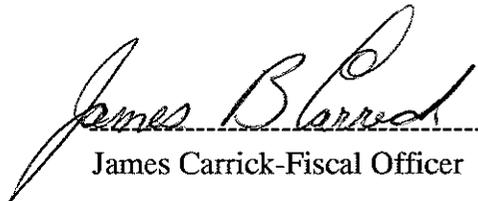
New Business:

Village resident Barb Schwartz asked about the changes in the job description for the Zoning Inspector position in ordinance 2014-46. The residency requirement was removed from the job description.

Mrs. Miller moved to adjourn. The motion was seconded by Mrs. Rhoads. The motion passed unanimously. The meeting adjourned at 8:28 PM.



Gene Sulzener-Mayor



James Carrick-Fiscal Officer