

# VILLAGE COUNCIL MEETING MINUTES

**Location:** 120 Royal Crest Drive, Seville, OH 44273  
Council Chambers  
**Date:** 3/13/2023

## **MEETING DETAILS:**

Meeting Chairwoman: Leslie Miller

Recorder: Lisa Nemastil

The meeting was called to order at 7:02 p.m.

The meeting started with the Pledge of Allegiance and a prayer.

## **ATTENDEES:**

Leslie Miller

Mayor Carter

Sue Frey

Kathy Rhoads

Rick Veirheller

Matt Sturgeon

## **ABSENT:**

Brad Demiter

**AMENDMENTS TO AGENDA:** Leslie Miller made the motion to add Resolution 2023-05 to the agenda to be read this evening under resolutions. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

## **APPROVAL TO PAY BILLS:**

Mrs. Rhoads made a motion to approve to pay the bills. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

## **APPROVAL OF MINUTES:**

Mr. Vierheller made the motion to approve the minutes from February 13<sup>th</sup>, 2023. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

## **APPROVAL OF FINANCIAL REPORTS:**

Mrs. Rhoads made the motion to approve the financial reports from January 31<sup>st</sup>, 2023. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

## **PRIVILEGE OF THE FLOOR:**

Ed Grabenstetter at 147 Royal Crest Dr took the podium to voice concerns over Flint Development. Mr. Grabenstetter questioned why it was permitted when a petition was submitted signed by approximately 400 people, what other businesses were considered, what is being done to protect the residents from the increase in pollution and sound. Mayor Carter mentioned some people who signed the petition did call to voice concern that they didn't fully understand what they were being asked to sign. Mayor Carter also explained that the area in question was zoned industrial and commercial. Mrs. Miller responded to his concern regarding the noises from trucks to state that we don't know what will be coming into that space. Mrs. Rhoads expressed that she does her best to think of all of the residents although those decisions may not make everyone happy all the time and she hopes that overall this will end up being a good decision. Mayor Carter mentioned that there will be 8' sound barriers along a good portion of the area. Mayor Carter also explained that once the farm was sold and Sheetz showed interest in building then Flint, who is a developer, came along next.

**SOLICITOR'S REPORT:** Mr. Lesiak reviewed information about guidelines and examples for events in the Village and provided the event planning guide that Akron uses for Council to review. Mr. Sturgeon attended an event in Wadsworth that required mutual aid because of protesting. There was discussion of how the Village of Seville would be able to handle an event regarding public safety.

**COMMITTEE REPORTS:**

**Government – Sue Frey  
Board of Public Affairs – Brad Demiter  
Streets & Parks – Kathy Rhoads  
Safety – Rick Vierheller**

**Finance – Kathy Rhoads  
Zoning – Matt Sturgeon  
Cemetery – Rick Vierheller**

**ORDINANCES UNDER CONSIDERATION:**

Ordinance 2022-54 was tabled due to the untimely death of Mrs. Farnsworth.

**2022-54**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE SUPERINTENDENT OF THE BOARD OF PUBLIC AFFAIRS TO ENTER INTO A REAL ESTATE SALES AGREEMENT AND EASEMENT AGREEMENT WITH JOYCE E. FARNSWORTH. The second reading is complete. The ordinance remained tabled.

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Ordinance 2022-63 was tabled on 11-14 pending a decision by BOPA.

**2022-63**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE SUPERINTENDENT OF THE BOARD OF PUBLIC AFFAIRS TO ENTER INTO AN AGREEMENT WITH \_\_\_\_\_ FOR EXPANSION OF THE WASTEWATER TREATMENT PLANT.

The second reading is complete. The ordinance remained tabled.

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**2022-68**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, APPROVING THE VILLAGE'S BUDGET FOR THE YEAR 2023.

Mrs. Rhoads made a motion to un-table the ordinance. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. The third reading was completed. Mrs. Miller made a motion to adopt ordinance 2022-68. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-04**

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.

The second reading is complete. Mr. Vierheller made a motion to table ordinance 2023-04. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-05**

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.

The second reading is complete. Mr. Sturgeon made a motion to table ordinance 2023-05. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-06**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO ACCEPTING AN EASEMENT AGREEMENT WITH COLE CK PORTFOLIO VIII, LLC.

The third reading was completed. Mr. Vierheller made a motion to adopt ordinance 2023-06. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-07**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE VILLAGE ADMINISTRATIVE ASSISTANT TO DISCARD VILLAGE PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES.

The third reading was completed. Mrs. Rhoads made a motion to adopt ordinance 2023-07. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-08**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, APPROVING A LOT SPLIT AND REPLAT FOR PHILLIP AND KERI CARPENTER AND BRENDA BUCKINGHAM.

The third reading was completed. Mrs. Frey made a motion to adopt ordinance 2023-08. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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Ordinance 2023-09 was tabled 02/13/2023. This ordinance remained tabled.

**2023- 09**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE REEMPLOYMENT OF DONALD BURSON AS CHIEF OF POLICE, AND DECLARING AN EMERGENCY.

The first reading was complete 01/09/2023.

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**2023-11**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE MEDINA COUNTY SHERRIFF'S OFFICE FOR DISPATCH SERVICES

The second reading is complete.

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**2023-12**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING AN AGREEMENT WITH CESO INC. TO TRANSFER ELECTRONIC DOCUMENTS AND DECLARING AN EMERGENCY.

The first reading is complete. Mrs. Miller made a motion to add emergency language and suspend the three reading rule to ordinance 2023-12. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. Mr. Sturgeon made the motion at adopt ordinance 2023-12. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-13**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO ESTABLISHING ADDITIONAL PARKING REGULATIONS.

The second reading is complete.

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**2023-14**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE FISCAL OFFICER TO EXECUTE AN AGREEMENT WITH DELOITTE TAX LLP AND DECLARING AN EMERGENCY.

The first reading is complete. Mr. Vierheller made a motion to add emergency language and suspend the three reading rule to ordinance 2023-14. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. Mrs. Frey made a motion to adopt 2023-14. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-15**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, AUTHORIZING THE EXECUTION OF THE 2023-2025 REMAINING REQUIREMENTS ENERGY SUPPLY SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. ("AMP") AUTHORIZING THE FISCAL OFFICER TO EXECUTE AN AGREEMENT WITH AND DECLARING AN EMERGENCY.

The first reading is complete. Mr. Vierheller made a motion to add emergency language and suspend the three reading rule to ordinance 2023-15. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. Mrs. Rhoads made a motion to adopt ordinance 2023-15. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-16**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO, APPROVING THE SUBDIVISION PLAT OF THE BATES CROSSING SUBDIVISION PHASE 3A, AND DECLARING AN EMERGENCY.

The first reading is complete. Mrs. Miller made a motion to add emergency language and suspend the three reading rule to ordinance 2023-16. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. Mr. Sturgeon made a motion to adopt 2023-16. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

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**2023-17**

AN ORDINANCE AMENDING ORDINANCE 2020-20 ADOPTING RULES AND REGULATIONS GOVERNING PUBLIC PARKS WITHIN THE VILLAGE AND ASSESSING PENALTIES FOR VIOLATION OF SAID RULES AND REGULATIONS.

The second reading is complete.

**2023-18**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE VILLAGE OF SEVILLE TO CONTINUE TO PARTICIPATE IN THE MUNICIPAL LEAGUE WORKERS' COMPENSATION GROUP RATING PROGRAM FOR THE YEAR 2023.

The first reading is complete.

**2023-19**

AN ORDINANCE OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT AND A COMMUNITY REINVESTMENT AREA COMPENSATION AGREEMENT WITH ARCHER REALTY ADVISORS, LLC, AND DECLARING AN EMERGENCY.

Mr. Vierheller made a motion to add emergency language and suspend the three reading rule to ordinance 2023-19. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. Mrs. Miller made a motion to adopt ordinance 2023-19. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

**RESOLUTIONS UNDER CONSIDERATION:**

**2023-02**

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO DECLARING IT NECESSARY TO CONSTRUCT AND/OR REPAIR CERTAIN SIDEWALKS.

The third reading was completed. Mrs. Rhoads made a motion to adopt resolution 2023-02. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

**2023-03**

A RESOLUTION OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO APPLY FOR A GRANT FROM THE 2023 COMMUNITY DEVELOPMENT BLOCK GRANT FROM MEDINA COUNTY.

The third reading was completed. Mr. Sturgeon made a motion to adopt resolution 2023-03. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

**2023-04**

A RESOLUTION OF COUNCIL AND OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE FISCAL OFFICER TO ADVERTISE FOR BIDS FOR THE SALE OF THE FORMER BOARD OF PUBLIC AFFAIRS OFFICE PROPERTY LOCATED AT 44 AND 46 WEST MAIN STREET WITHIN THE VILLAGE AND DECLARING AN EMERGENCY.

The second reading was complete.

**2023-05**

A RESOLUTION OF COUNCIL OF THE VILLAGE OF SEVILLE, MEDINA COUNTY, OHIO AUTHORIZING THE MAYOR TO APPLY FOR AND SUBMIT A LETTER TIN SUPPORT OF FUNDING FOR THE WASTEWATER TREATMENT PLANT EXPANSION PROJECT THROUGH THE COMMUNITY PROJECT FUNDING PROGRAM, AND DECLARING AN EMERGENCY.

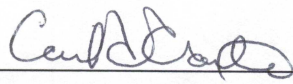
Mr. Sturgeon made a motion to add emergency language and suspend the three reading rule to resolution 2023-05. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes. Mrs. Miller made a motion to adopt resolution 2023-05. *Role call: Frey – Aye, Rhoads – Aye, Vierheller – Aye, Miller – Aye, Sturgeon – Aye.* Motion passes.

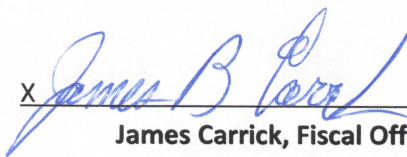
**NEW BUSINESS: NONE**

**OLD BUSINESS: NONE**

**ADJOURNMENT:**

Mrs. Rhoads moved to adjourn the Council meeting. Mrs. Frey seconded that motion, all were in favor. The meeting ended at 7:52 p.m.

Minutes approved by: X   
Carol Carter, Mayor

X   
James Carrick, Fiscal Officer