

McDONALD VILLAGE COUNCIL
WEDNESDAY, JULY 18, 2018
REGULAR COUNCIL MEETING

Visitors: Cara Pecchia, Joe Dugan, Cliff DeZee, and Scott Merola

Staff: Fiscal Officer Richard Sebastian, Police Chief Bill Woodley, Solicitor Douglas W. Ross, Village Administrator Thomas Domitrovich, and Office Manager Char McCracken

1. The July 18, 2018 meeting of McDonald Village Council was called to order by Mayor Glen M. Puckett at 6:07 p.m.

Roll call:

Mr. O'Brien – present
Mr. Seitz – present
Mr. Fisher – present

Mr. Harvey – present
Mr. Lewis – present
Mr. Bradley – present

2. Pledge of allegiance

One minute of silence in remembrance of American troops serving throughout the world and the recitation of the Lord's Prayer.

3. Approval of the June 20, 2018 council minutes.

It was moved by Mr. Fisher to approve the June 20, 2018 minutes as mailed:

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – abstain
Mr. Bradley – aye

Motion carried.

4. Adoption of agenda:

It was moved by Mr. Fisher to amend the agenda as follows:

11. Legislation D – change from a first reading to an emergency reading

13. Miscellaneous – add executive session for pending and imminent litigation with no business to follow.

4. Adoption of agenda cont'd.

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

5. Mayor's report – Mayor Puckett gave the monthly court report as follows: For the month of June, Mayor's Court had computer fund \$150, costs \$367, fines \$1093, Niles Municipal Court fines \$171, parking tickets \$115, for a grand total of \$1896.00.

Mayor Puckett stated Fire Chief Stitt is on a call but he commended him for the three hefty grants that his department received.

6. Report of Village Officials:

Village Administrator Thomas Domitrovich reported there was a pre-construction meeting for the Parkside Place Reconstruction Phase I project with Shelly and Sands on July 11. Attending were Shelly & Sands, GPD, Mr. Domitrovich and General Operations Foreman Shawn Stevens. They went over the paperwork and the start date which is August 6.

He stated that the Village was successful in receiving the Senior Levy grant in the amount of \$29,000 which is an increase over last year. Our programming is successful and we will keep moving forward on it. Thanks to all who helped with the grant.

He commented on the Relay for Life which was a success and thanked those involved.

He offered his condolences to the family of Carl Fossaceca. He was the treasurer of the Christmas tree lighting event and a wonderful man. The family has done behind the scenes work for this Village in volunteering. He will be greatly missed.

Mr. Harvey stated he served on the Christmas committee and Carl gave his heart and soul to the event. He gave a lot of dedication and hard work and he will be missed.

6. Report of Village Officials cont'd.

Mr. Bradley asked what the budget is for the senior programs and Mr. Domitrovich answered that the grant dictates what we can do. It is a reimbursable grant. Our budget last year was \$26,000, this year is \$29,000.

Police Chief Bill Woodley - Chief Woodley gave his month end report at follows: For the month of June, the Police Department answered 172 calls from the Trumbull County 911 center, investigated 33 formal complaints, conducted 46 traffic stops resulting in 21 traffic citations, and made 6 criminal arrests. They conducted 3 residential security checks and responded to 2 animal complaints, 7 alarm drops, 4 noise complaints, 2 parking complaints, 4 calls for suspicious activity, 3 calls for suspicious person, 4 calls for suspicious vehicle, 3 lockout calls, 2 abandoned vehicles, 3 calls for welfare checks and 19 medical calls. The department completed 2 hours of continued police training and they completed their DTB's for the month. Chief Woodley did a walk through at the Learning Tree Day Care and gave recommendations on security measures. Chief Woodley and Officers Walp, Bucan, and Smith participated in Safety day at the park. Lt. Ronghi and Officer Jones helped lead the annual 4th of July parade and several officers came out to assist in traffic control for the parade and Run of the Mill.

He commended Chief Stitt and the VFO for the work they did on the grants. It was outstanding.

Fire Chief Todd Stitt – Mayor Puckett stated he is currently transporting a patient and will not be in attendance. Chief Stitt previously distributed his month end report as follows: For the month of June, the Fire Department answered 17 EMS calls and 10 fire calls. Two officers are to attend training in September. The department has received a grant of \$151,500 for a new ambulance, a grant of \$46,679 for the cascade system, and a Priority One grant in the amount of \$1,200. The SCBA grant is still active and the 2017 management grant is being reviewed by Solicitor Ross. An agreement with Lane Life Trans has been signed.

Solicitor Ross – no report.

7. Committee reports:

President Pro Tem Mr. Lewis reported on tonight's Caucus where the following items were discussed: agenda, Fiscal Officer's report, Council minutes, legislation, executive session, and the August meetings.

7. Committee reports cont'd.

Park & Buildings Mr. Harvey stated Park and Buildings will meet August 14 for committee meetings. They met last evening with a full committee and discussed Music in the Park which has started and enhancement of the park mulch that will be delivered this week. Mr. Harvey was the guest speaker this month for the senior citizens and had a great time. The seniors are appreciative of the new room and the programs that are offered. Also discussed was park closing which will be August 9. One issue was the splash pad. They discussed extending the days it is open past park closing if some of the attendants are available. He thanked all who were involved with the Firefighters Festival. The FOP car show will be held on July 29. The money raised is put back into the Village. Lastly, they discussed the \$29,000 grant for senior programming.

Safety Committee Mr. Seitz reported Safety met last evening and discussed the report from the Fire and Police Chiefs. Safety will also meet August 14.

Finance & Capital Improvement Mr. Lewis stated Finance met last evening and discussed the budget meetings held with the department heads. Mrs. DeBow came back into town to help out with the meetings. Some things they are looking at are capital improvements for 2019, road projects, equipment upgrades, and vehicle purchases for the Police Department. They also discussed tonight's legislation – tax ordinance which will be read as an emergency because of the time frame for the codifier's needs. They also discussed the possibility of giving funds for the 100th anniversary if they should need it. Finance will meet August 14.

Service Committee Mr. Fisher stated Service met last evening and discussed the Niles sewage agreement and the odor coming from the plant. It is hoped that it will rectify itself shortly. They discussed health care for the employees, road paving project, Ohio Edison franchise agreement with legislation on the agenda for August. Dominion East Ohio is in town surveying for line replacements. They also discussed the garbage contract and the legislation that is on the agenda this evening. Service will also meet August 14.

Mr. Domitrovich stated he is keeping in touch with Dominion East Ohio and the contractors did inform us the project on McDonald Avenue could begin in the next two weeks. They will reach out to the homeowners to let them know.

Planning Commission Mr. Bradley stated he has no information of any meeting in August. I don't know if there is any change with Planning Commission.

7. Committee Reports cont'd.

Community Chest Mr. O'Brien – no report.

8. Remarks from persons or groups present: Cliff DeZee, 807 Texas Ave. stated as a member of the Historical Society I want to thank Council for letting us use the Community Room to display our artifacts during the Festival. It was very successful. We had over 60 people show up.

Mayor Puckett stated Mr. DeZee brought him down here on a Tuesday and showed him all the items and it was quite informative.

9. Old Business:

- A) Ad Hoc Committee – Mr. Bradley reported briefly on the Ad Hoc Committee meeting held May 25. The courts have been re-opened and if anyone has driven through town in the last month you will see our law enforcement saturate the area. There have been no issues. I would like to see the hours stay as they are and there hasn't been any problems. He thanked Mr. Harvey, Chief Woodley, and Mr. Domitrovich for their efforts on this committee. I would request, Mayor, that you disband this committee. We have put it in the best position it can be and if it falls apart again I commented to you earlier instead of locking the doors, take down the backboards and the courts on closed, they are gone. We have done everything we can do.

It was moved by Mr. Bradley that we remove the ad hoc committee from the agenda.

Roll call:

Mr. Bradley – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Fisher – aye

Motion carried.

10. New Business: none

11. Legislation:

A Emergency reading of a Resolution No. 1791-18 Adopting The Alternative Tax Budget Of The Village Of McDonald, Ohio, For The Fiscal Year Beginning January1, 2019, And Submitting Same To The Trumbull County Auditor.

It was moved by Mr. Lewis to suspend the Rules of Council.

Discussion: Mr. Lewis stated this is an emergency because we are given this every year with a timeline from the County which is out of our control. Historically it is just what we have to do.

Roll call:

Mr. Lewis – aye
Mr. Harvey – aye
Mr. Fisher – aye

Mr. O’Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

It was moved by Mr. Lewis that Resolution No. 1791-18 be passed as read.

Roll call:

Mr. Lewis– aye
Mr. Harvey – aye
Mr. Fisher– aye

Mr. O’Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

B Second reading of an Ordinance Amending The Duties Of The Position Of Office Manager For The Village Of McDonald, Ohio.

It was moved by Mr. Fisher that the ordinance pass second reading as read.

Discussion: Mr. Fisher stated we have discussed this at previous meetings. With the way the Village has rolled out the last twenty years and the different combinations of duties we felt it was necessary to make sure we clarify some of the changes that have been made to reflect that in the office manager’s position.

11. Legislation cont'd.

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

C First reading of an Ordinance Approving The Residence Of The Village Fiscal Officer In Accordance With Section 733.262 Of The Ohio Revised Code

It was moved by Mr. Fisher that the ordinance pass first reading as read.

Discussion: Mr. Fisher stated the Ohio Revised Code requires a residency for Fiscal Officers but they also grant municipalities the right to waive the requirement within in the six months.

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

D Emergency reading of an Ordinance No. 3220-18 To Amend Chapter 183 Of The Codified Ordinances Of The Village Of McDonald, Ohio Regarding Municipal Income Tax.

It was moved by Mr. Lewis to suspend the Rules of Council.

Roll call:

Mr. Lewis – aye
Mr. Harvey – aye
Mr. Fisher – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

11. Legislation cont'd.

It was moved by Mr. Lewis. that Ordinance No. 3220-18 be passed as read.

Discussion: Mr. Lewis stated we are doing this as an emergency at the request of our codifier.

Roll call:

Mr. Lewis – aye
Mr. Harvey – aye
Mr. Fisher – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

E Emergency reading of a Resolution No. 1792-18 Accepting, The Bid Of Shelly & Sands, Inc., 720 Home Avenue, Akron, Ohio 44310, For The Village's 2018 Parkside Place Reconstruction Phase 1 Project With A Bid Of One Hundred Seventy-One Thousand One Hundred Forty-Nine And 50/100 Dollars (\$171,149.50; For The Further Purpose Of Authorizing The Mayor, Fiscal Officer, And/Or Village Administrator To Enter Into A Contract And Execute Any Other Documents Necessary To Further The Project.

It was moved by Mr. Fisher to suspend the Rules of Council.

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

It was moved by Mr. Fisher that Resolution No. 1792-18 be passed as read.

Discussion: Mr. Fisher stated when dealing sometimes with the State of Ohio we run into timelines with tedious details that require us to pass emergency legislation. It's not that you didn't know about it but when you deal with a July 1 fiscal year start date and we only meet once during the month of July and once in August sometimes it is necessary to do those things. We couldn't vote on this

11. Legislation cont'd.

until we accepted the bids but now it is after the fiscal year starting date so now we have to pass legislation before they can start the project.

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

12. Fiscal Officer's report:

Mr. Sebastian reported that the bills for the Fiscal Officer's report total \$112,677.57.

I, Rick Sebastian, Fiscal Officer of the Village of McDonald, Ohio do hereby declare that the bills are true and correct and the money is in the bank to pay them.

It was moved by Mr. Bradley to accept the Fiscal Officer's report and pay all bills.

Roll call:

Mr. Bradley – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Fisher – aye

Motion carried.

13. Miscellaneous:

It was moved by Mr. Fisher to enter into executive session at 6:42 p.m. to discuss pending litigation and imminent litigation with no action to follow.

Roll call:

Mr. Fisher – aye

Mr. O'Brien – aye

13. Miscellaneous cont'd.

Mr. Harvey – aye
Mr. Lewis – aye

Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

* Chief Stitt entered the meeting at 6:45 p.m.

It was moved by Mr. Fisher to exit executive session at 6:56 p.m.

Roll call:

Mr. Fisher – aye
Mr. Harvey – aye
Mr. Lewis – aye

Mr. O'Brien – aye
Mr. Seitz – aye
Mr. Bradley – aye

Motion carried.

14. Adjournment

The meeting was adjourned on a motion by Mr. Fisher at 6:56 p.m. All voted aye.

Mayor

Attest to:

Fiscal Officer