

McDONALD VILLAGE COUNCIL  
WEDNESDAY, OCTOBER 19, 2016  
REGULAR COUNCIL MEETING

Visitors: Trenton Natoli, Richard Oblinsky & son

Staff: Fiscal Officer Robin DeBow, Fire Chief Nick Kish, Police Chief Lou Ronghi, Solicitor Douglas W. Ross, Village Administrator Thomas Domitrovich, and Office Manager Char McCracken

1. The October 19, 2016 meeting of McDonald Village Council was called to order by Mayor Glenn W. Holmes at 6:48 p.m.

Roll call:

Mr. O'Brien – absent*	Mr. Harvey – present
Mr. Seitz – present	Mr. Puckett – present
Mr. Klase – present	Mr. Lewis – present

\*Mr. O'Brien was absent due to a death in the family

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 October 5, 2016 council minutes.

It was moved by Mr. Puckett, seconded by Mr. Klase to approve the October 5, 2016 minutes as mailed:

Roll call:

Mr. Puckett – aye	Mr. Klase – aye
Mr. Harvey – aye	Mr. Seitz – aye
Mr. Lewis – aye	

Motion carried.

4. Adoption of agenda:

It was moved by Mr. Puckett, seconded by Mr. Lewis to accept the agenda as presented:

4. Adoption of agenda cont'd.

Roll call:

Mr. Puckett – aye  
Mr. Harvey – aye  
Mr. Klase – aye

Mr. Lewis – aye  
Mr. Seitz – aye

Motion carried.

5. Mayor's report – Mayor Holmes stated that U. S. Steel is entertaining more than casual conversation regarding the property.

- A letter explaining a facilities use agreement between the Village and school will be sent tomorrow. The agreement will include maintenance and things in general so we can better serve our residents and extend our cooperation with the school district.

- Mayor spoke about a letter from Ohio Edison for our safety forces and other Village employees that encouraged training for downed wires.

- The Federal Office of Economic Adjustment will be in Youngstown on October 28 and Mayor Holmes will represent the Mayor's Association. They are looking at a study for Vienna Air Base to see how it can be re-tooled for sustainability and continued growth. He encouraged Council to stay involved because we need to save the air base.

- Mayor will attend the Eastgate Council of Government on October 24 and the District 6 Public Works Committee on October 25.

6. Report of Village Officials:

**Village Administrator Thomas Domitrovich** stated the seasonal stick pickup at the curb is ending on October 27 and will resume in 2017. In the event there is a storm or emergency situation, the truck will be put back together. They have one truck that they use for branch pickup and then it is changed over for leaf pickup which will begin November 1. For leaf pickup he stated that leaves should be brought to the curbside and not blown into the middle of the road in the lane of traffic. If they spill over into the gutter that is fine but they encourage everyone to keep them curbside.

6. Report of Village Officials cont'd.

The paving project on McDonald Avenue is underway. They have completed the culvert pipe work. The curb work and installation of catch basins is done. The grinding and paving should take place next week. The paving company is a bit behind finishing up other jobs but should be here next week.

Mr. Domitrovich is working with Solicitor Ross on reviewing the agreement regarding a cell tower on Village property.

**Police Chief Lou Ronghi** reported his department was informed by the Office Criminal Justice Services that our department has received its Provisional Ohio Collaborative Law Enforcement Agency Certification. Our department will be contacted by an assessor assigned to our agency that will schedule an onsite review and explain the onsite expectations. This should be completed within the next two months.

Mayor Holmes congratulated Chief Ronghi for this accomplishment. Out of the 930 some police departments in the state we are one of 37 that has come into compliance ahead of time with the Governor's recommendations. He thank the Chief for his hard work and dedication.

**Fire Chief Nick Kish** reiterated that Trick or Treat in the Village will be held Monday, October 31, from 5-7. The Fire Department will be out that evening checking on kids. Mayor Holmes stated that our Trick or Treat corresponds with surrounding communities.

**Solicitor Douglas W. Ross** – no report.

7. Committee reports:

**President Pro Tem Mr. O'Brien** – in the absence of Mr. O'Brien, Mr. Puckett reported on tonight's Caucus where the following items were discussed: agenda, Fiscal Officer's report, Council minutes, legislation, school facility use agreement, resolution for Diane Marchese, Trumbull County Recorder, letter to safety forces from Ohio Edison regarding downed wires, OPWC loan request, Ohio Public Defender's contract, vacation of Ninth St., committee meetings will be held November 1, Valley Counseling Foundation Board fundraiser, and the McDonald Police Department received their provisional certificate.

**Park & Buildings Mr. Puckett** – no report.

7. Committee reports cont'd.

**Safety Committee Mr. Lewis** commended Chief Ronghi and his department for all their hard work this past year to become proactive in being compliant with the new state standards.

**Finance & Capital Improvement Mr. Seitz** stated there is legislation on the agenda tonight that they would like to move forward on and he appreciates everyone's support. Finance will meet November 1 at approximately 7:00 p.m.

**Service Committee Mr. Harvey** stated the public defender's contract is up at the end of the year so a resolution will be prepared for the next meeting. It is something that we do every year. It will be at the same cost as last year.

It was moved by Mr. Harvey, seconded by Mr. Seitz to authorize the Solicitor to prepare a resolution honoring Trumbull County Recorder Diane Marchese for her years of service.

Roll call:

Mr. Harvey – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Seitz – aye  
Mr. Klase – aye

Motion carried.

Mr. Harvey said Service will also meet November 1.

**Planning Commission Mr. Klase** reported Planning met October 12 and Mr. Border reported four building permits valued at \$290,500 with fees of \$460. They discussed contractor registration at length as well as the vacation of Ninth Street between Pennsylvania and New Jersey. Planning felt it was okay to move forward and bring it to Council.

It was moved by Mr. Klase, seconded by Mr. Puckett to authorize the Solicitor to prepare the proper paperwork to vacate Ninth St.

Roll call:

Mr. Klase – aye  
Mr. Harvey – aye  
Mr. Lewis – aye

Mr. Puckett – aye  
Mr. Seitz – aye

7. Committee reports cont'd.

Motion carried.

Mayor Holmes commented on contractor registration and he anticipates that Planning will move forward with it and asked Council to get involved early on.

**Community Chest Mr. O'Brien** – in Mr. O'Brien's absence there was no report.

8. Remarks from persons or groups present: Mr. Richard Oblinsky, 914 Pennsylvania Ave. addressed Council regarding problems that he is having with two of his neighbors and is asking for help or to answer his questions. The one neighbor at 901 Ohio Ave. threatened to shoot him between the eyes and then his partner threatened to run him over with her car.

Regarding Mr. Haring at 913 Ohio, he built a fence this year and Mr. Oblinsky believes he did not go through the proper channels and this is where I would like help. It says in the Village code the proper owner that puts up the fence is supposed to have it surveyed two feet off the lot on the side yard. Mr. Ross asked what lawyer I have and it is Mr. Hoffman of Brookfield and he said to go to the Village and see if they can help. On October 13, Mrs. Oblinsky spoke with Bud at the Auditor's office several times. I bought the empty lot at 907 Ohio and Mr. Haring is 913 Ohio. According to Bud's records there has never been a survey done on either property. So Mr. Haring lied to Jimmy Border that he had it surveyed, he lied to one of the McDonald officers that he had a survey which proves why he will not cooperate with my wife and I. This is where I would like help. He wants Mr. Haring to be like every other homeowner and do what he is supposed to do. If I'm proven wrong, I will go away. I'll quit. I'm just asking for help and an answer. I'll tell you now if this goes nowhere and I get a surveyor which I've been told to do and find out his fence is illegal or whatever then I will pursue a lawsuit. Apparently he did not get a survey or Trumbull County would have a record of it. My family and I are residents of the Village just like everyone else. I can't talk to him without him calling the police. I just want an answer to find out what (inaudible). I moved here so my children could go to McDonald. I would like to live here without my wife and other son fearful when they cut grass because each of them has no trespassing signs up.

Mayor Holmes thanked Mr. Oblinsky for his presentation and Council will take some things into consideration. I would suggest that you have Mr. Hoffman call Solicitor Ross. Solicitor Ross stated he would be glad to speak with Mr. Hoffman.

Mr. Oblinsky stated he doesn't have a problem with the neighbors on

8. Remarks from persons or groups present cont'd.

Pennsylvania Avenue.

Mayor Holmes thanked Mr. Oblinsky again and said they will look into things.

Solicitor Ross asked Mr. Oblinsky if you have a problem with your neighbor why do you want to have his fence taken down. Mr. Oblinsky stated Mr. Haring does what he wants when he wants. I think I'm the only one that has called him out on stuff. I just asked the guy to take down the no trespassing signs down off of his fence that is illegal because Jim Border told me if you can find the pins and prove me wrong we'll deal with it. Well through Bud at the auditor's office I found the pins. I know where they are at. Mr. Haring's fence is not two feet off the property line. Solicitor Ross stated I understand that but why would you want to take it down? Good fences make good neighbors. Mr. Oblinsky answered I don't want him to take it down. He didn't do the proper thing. Trust me. I had to sign a paper for man to cut the biggest maple tree in the Village down. I had to sign a paper so the truck could go onto our property. Two months after they cut the tree down he calls the Village to complain about the woodpile in my yard was containing mice and rats. Solicitor Ross said I think I understand thank you. Mr. Oblinsky stated he should be doing things right and he is not. Mayor Holmes asked for additional comments or questions for Mr. Oblinsky but there were none.

9. Old Business: none

10. New Business: none

11. Legislation:

A First reading of an Ordinance For The Purpose Of Amending Ordinance Number 3129-13, As Amended By Ordinance Number 3150-14 (The "Salary Ordinance") To Provide For The Wages Of Certain Salaried And Hourly Employees To Be Increased; To Provide All Other Salaries Of Certain Officers And Employees To Remain The Same, Reaffirmed And Ratified; And For The Final Purpose Of Repealing Any And All Other Ordinances Or Resolutions In Conflict Therewith.

It was moved by Mr. Seitz, seconded by Mr. Harvey that the ordinance pass first as read.

Discussion: Mr. Seitz stated Finance has looked at this. We must always watch our pennies but we feel it is also necessary to compensate where needed.

11. Legislation cont'd.

Roll call:

Mr. Seitz – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Harvey – aye  
Mr. Klase – aye

Motion carried.

B First reading of an Ordinance For The Purpose Of Amending Ordinance No. 3130-13 To Increase Compensation For Certain Salaried Fire Department Personnel Employees And To Repeal All Other Ordinances In Conflict Therewith.

It was moved by Mr. Seitz, seconded by Mr. Harvey that the ordinance pass first reading as read.

Roll call:

Mr. Seitz – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Harvey – aye  
Mr. Klase – aye

Motion carried.

C First reading of an Ordinance For The Purpose Of Amending Ordinance No. 2991-06 Concerning Certain Employee Benefit Provisions.

It was moved by Mr. Seitz, seconded by Mr. Harvey that the ordinance pass first reading as read.

Roll call:

Mr. Seitz – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Harvey – aye  
Mr. Klase – aye

Motion carried.

11. Legislation cont'd.

D Emergency reading of Ordinance No. 3195-16 To Amend Appropriations For 2016 To Various Divisions Of The Village Government For Each Of The Several Objects For Which The Village Of McDonald, Ohio, Has To Provide Out Of The Monies Known To Be In The Treasury Of Said Village During The Year From The Collection Of All The Taxes And From All Other Sources Of Revenue For 2016.

It was moved by Mr. Seitz, seconded by Mr. Harvey to suspend the Rules of Council.

Roll call:

Mr. Seitz – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Harvey – aye  
Mr. Klase – aye

Motion carried.

It was moved by Mr. Seitz, seconded by Mr. Harvey that Ordinance No. 3195-16 be passed as read.

Discussion: Mr. Seitz stated this is completely necessary. As our VA and Robin have explained to us the extra appropriation will be used to cover the cost of much needed line flushing and at times this creates line breaking. We appreciate Thomas's proactive approach on this. On a daily basis he uses preventative measures. Thanks for all you do.

Roll call:

Mr. Seitz – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Harvey – aye  
Mr. Klase – aye

Motion carried.

12. Fiscal Officer's report:

Mrs. DeBow reported that the bills for the Fiscal Officer's report total \$98,580.46. I, Robin DeBow, Fiscal Officer of the Village of McDonald, Ohio do hereby

12. Fiscal Officer's report cont'd.

declare that the bills are true and correct and the money is in the bank to pay them.

It was moved by Mr. Seitz, seconded by Mr. Harvey to accept the Fiscal Officer's report and pay all bills.

Roll call:

Mr. Seitz – aye  
Mr. Puckett – aye  
Mr. Lewis – aye

Mr. Harvey – aye  
Mr. Klase – aye

Motion carried.

13. Miscellaneous: none

14. Adjournment

The meeting was adjourned on a motion by Mr. Harvey, seconded by Mr. Lewis at 7:18 p.m. All voted aye.

\_\_\_\_\_  
Mayor

Attest to:

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Fiscal Officer