

Village of Windham, Ohio

Minutes of the Special Council Meeting Regular Council Meeting held at different than usual date

Held May 26, 2010

At 7:00 PM, the Honorable Mayor Robert W. Donham II called the meeting to order and led in the pledge of Allegiance to the Flag of our Country.

Roll Call: Rachel Barrett – present, Scott Garrett – present,
 Kelly Meszaros – present, Jena Miranda – present,
 Linda Rininger – present, Phil Snyder – present

Also present, Village Solicitor Tom Reitz, Bruce Rininger, C. James Moore, Denise Bly, Maurice Hankins, Mike Iwanyckyj Village Administrator, Pat Schaefer, Joyce Crozier, Debbie Blewitt, Lori Lee Income Tax Administrator, Patrolman Jamie Price, Russell Hahn, Marion Quiggle, Marie Quiggle, Judy Burkett, Brenda Slusher

The minutes of April 28, 2010 were reviewed Mr. Snyder made a motion to approve the minutes which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mrs. Barrett, Mr. Garrett, Mrs. Meszaros, Mrs. Miranda, Mrs. Rininger, Mr. Snyder. Nays: None. Motion carried.

Village Fiscal Officer's Financial Report by Lloyd Billman

The Income Tax total for April year end was \$229,126.30 of which \$10,714.67 is declarations for estimated tax.

The expenditures for the month of April 2010 in checks, charges, etc were \$165,418.86 with check numbers 24199 through 24234 and 24237 through 24376 being paid from the Primary Checking Account during the month. There were no checks voided during April 2010.

The April 2010 Bank Reconciliation all funds reconciled balance was \$734,362.15.

Village Council President's Report by Rachel Barrett

Mrs. Barrett said she had nothing to report.

Dispatchers, Police, Fire and Rescue Squad (EMS) reports for April 2010 by Mrs. Meszaros.

Mrs. Meszaros read the reports for April 2010. Mrs. Meszaros said good job Police Department. There were no reports from the Fire Department

Mayor's Communication and Correspondence

Mayor Donham said all of his reports are on the agenda.

There were no prior requests of guests to speak this evening.

Finance by Scott Garrett

Mrs. Rininger made a motion to approve the Fiscal Officers expenditures for the month of April 2010 of \$165,418.86 in checks, charges, etc with check numbers 24199 through 24234 and 24237 through 24376 being paid from the Primary Checking Account during April 2010. There were no checks voided during April 2010. The motion was seconded by Mrs. Barrett. Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried.

Mr. Garrett made a motion to approve the April 2010 Bank Reconciliation with an all funds reconciled balance of \$734,362.15 and the following monthly reports for the month ending April 30, 2010: Fund Summary, Appropriation Summary, Revenue Summary, Payment Register, Charge Register, Expenditure Summary, Cash Summary by Fund and approval of the following Year to Date Reports through April 30, 2010: Cash Summary by Fund, Comparison of Budget versus Actual receipts, Comparison of Disbursements and Encumbrances which was seconded by Mr. Snyder. Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried.

Mr. Garrett read Resolution R-2010-18 **A RESOLUTION AUTHORIZING THE VILLAGE FISCAL OFFICER OF THE VILLAGE OF WINDHAM TO CREATE THE FOLLOWING THEN AND NOW PURCHASE ORDERS AS LISTED BELOW**

after which he made a motion to suspend the rules which was seconded by Mrs. Rininger.

Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried.

Mr. Garrett then made a motion to adopt Resolution R-2010-18 which was seconded by Mrs. Rininger. Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried.

Mr. Garrett read Ordinance O-2010-12 **BEING AN ORDINANCE AUTHORIZING THE AMENDING AND/OR SUPPLEMENTING OF THE PERMANENT APPROPRIATIONS SET FORTH IN ORDINANCE O-2010-10 ON FEBRUARY 23, 2010 FOR THE VILLAGE OF WINDHAM AS SET FORTH BELOW AND DECLARING AN EMERGENCY.**

Mr. Snyder made a motion to suspend the rules which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried.

Mr. Garrett made a motion to adopt Ordinance O-2010-12 which was seconded by Mr. Snyder.

Mrs. Rininger asked about the general fund, what is the \$8,883 for, because it is transferring into a non-existing line item? Mayor Donham said that should be a capital improvement.

Fiscal Officer Billman said this was for a purchase of a zero turn mower. Mrs. Rininger said it was less than the mower costs. The Fiscal Officer replied that it is divided between three funds. Mrs. Rininger asked how are you dividing it between three funds? It's a purchase for the street department. The Fiscal Officer said you can't mow the streets. The Mayor said it is used for all three departments, general, water and sewer. Mrs. Rininger said a third is not going to be used for the water department. Mayor Donham said that is what the department head said who bought it when it was purchased. Mrs. Rininger said you just took money out of the line item for water when it didn't have any money in it. Mayor Donham said the department head who purchased it said it did. Mrs. Rininger asked if we already have the mower. Village Administrator Mike Iwanyckyj said it was delivered last week. Mrs. Rininger said it was purchased without the approval of Council. Mayor Donham said it was purchased at the approval of the Committee. Mrs. Rininger said but the Committee doesn't have the power to approve the purchase of \$8900. Mayor Donham said the Committee made the recommendation for the purchase. I had the authority to move the money under a then and now and the whole Committee was clearly under the understanding that we would do a Resolution after the fact. Mrs. Rininger said but not to take it from funds that it really doesn't apply to. Mayor Donham

said ok, then we won't mow those two, but that's what the person who uses it says look I use it a third here and a third here and a third here. I'm not going to argue with him. Dove says that's what he does, that's what he does. Mr. Garrett asked what the concern was and Mrs. Rininger said the Water Operating Fund doesn't have the money to transfer \$3000 without putting that fund into a little bit of trouble. I think it's a little over \$600 left if we transfer that much money out of that fund. Mayor Donham said if you need to transfer more money into it at the next meeting, have at it. If you want us to return the mower lets do that, but what does Council want to do with it? The Committee wanted to buy the mower, we bought the mower, if we don't want the mower.... Mrs. Rininger said the Committee wanted to buy the mower taking the money from the account it should have come from, not taking it from the Water and Sewer Funds. Mayor Donham said, well make a motion that Mike sends the mower back. Mrs. Rininger said I have no problem making a motion that this mower goes back. Mayor Donham said I don't know what else to do, this is what the department head wrote up on the purchase order and we can either approve it or not. If the Water Operating needs money at that point, we will address that at the next budget. Over the next week that's one issue that we are dealing with along with the next budget cycle. It is not the first time nor the last time that any department has been short at any time of the year. You take money from whatever line item you need to and that's why we do this every month. Mrs. Rininger asked is the street maintenance going to pay back the water and sewer funds? Mr. Garrett said the street maintenance fund is almost always broke as well. Mayor Donham said as it stands right now it is going to be one third one third one third. There is no intent of anybody paying anybody back. The Water Department issues are more a factor of the increased supply cost for this part of the year. Mrs. Rininger said I'll be honest with you Rob, I would believe that the Water Department used one third of this mower if it didn't just have a small little area that could be push mowed. Mr. Snyder said I know this has been done repeatedly in the past that when we have made large purchases and the money has been split between the departments, this is not something new. This might be something new to this particular transaction, but I sat in the Utilities meetings and I never heard any discussion about not taking the money from one place or another or in fact where the money was coming from. But I know this has been past practice in many instances where the money is taken from several different areas to make a purchase. It is used in all three areas, maybe it isn't used 33 percent here and 33 percent here and 33 percent here but it is definitely used in all the areas. Mrs. Rininger said the last zero turn when it was purchased, I researched and it had equipment that was used by the other departments and could be justified. Unfortunately the State Auditor is going to ask us to justify how one third of the cost of this mower should be billed to a line item that's already a little tight on their money when we can't show that 33 percent or even one quarter of the time of that mower is going to be used by the Water or the Sewer department. Mayor Donham said well it is though, we mow both well fields and we have to mow both towers and we have to maintain all the hydrants. We have six acres down at the Sewer plant. Mrs. Rininger said not with the zero turn we won't. The zero turn was purchased to take care of the situation we have when the buildings come down. Mayor Donham said that's not what the department head says. You can't argue with Dove over where he is going to use it. Mr. Garrett said that's part of it, the other part is to utilize wherever we can utilize it. Mr. Snyder asked do we need this mower? Mrs. Rininger said that's the question I have. Mr. Snyder said it was determined in committee that the mower was necessary and ... Mrs. Rininger said that the committee understood, at least I understood that it was coming from streets and maintenance. I did not know it was coming from water and sewer when water is in the situation they are. Mr. Garrett said the exact location was not mentioned. Mrs. Rininger said it was not mentioned and the department head was here that night. Mr. Garrett said it was mentioned that it would have to come out of various funds because quite frankly the street department didn't have the money. The street department is broke. Mr. Snyder said it absolutely was mentioned to take from various funds. Mrs. Meszaros asked does water and sewer have to approve it as well or does streets have authority to take

money from water and sewer? Mayor Donham said the department heads have the authority, and the administrator ultimately has the authority to determine which funds we can do that from. The committee doesn't have to approve what fund it is coming out of, that's part of the purchase order process so it is part of the purchase order the Street Superintendent decided that's where he uses it at. Mr. Garrett said we decided whether to get a diesel mower and decided that this one was much less expensive. Mrs. Meszaros said I don't remember anything being said about splitting it between funds. Mrs. Rininger said I don't remember that either. Mr. Garrett said, the comment was made it was going to have to come out of various funds. The comment was made it could not come out of streets. Mrs. Rininger said were other departments not considered, could not the police department not benefit? Mayor Donham said one third was taken from the transportation line item of the general fund. Mrs. Rininger inquired the transportation line item? Mayor Donham said we have Street Maintenance and Repair, State Highway and Permissive Motor Vehicle funds for our streets. Mrs. Rininger said to quote the Fiscal Officer at the beginning of this conversation, the streets don't use the mower. Mayor Donham said those three funds are permissible to maintain the street right of ways and we do it at a deficit every year and Council has decided that rather cut back spending on the streets and I agree with them, that we would subsidize streets through the general fund in a transportation line item, so we subsidize upwards of about \$30,000 per year out of the general fund budget for streets and sidewalks. That is where it came from. Mayor Donham said I am going to call for question on the motion since we have a motion and second. Vote of Council: Ayes: Mr. Garrett, Mrs. Barrett, Mr. Snyder. Nays: Mrs. Rininger, Mrs. Meszaros, Mrs. Miranda. Tie vote. Mayor Donham voted Yea to break the tie. Motion carried.

Mr. Garrett read Ordinance O-2010-13 **AN ORDINANCE APPROVING AND ADOPTING AN AMENDMENT TO THE PERMANENT APPROPRIATIONS FOR 2010 FOR THE VILLAGE OF WINDHAM, CALLED FOR IN THAT BUDGET, AND DECLARING AN EMERGENCY** and Mr. Snyder made a motion to suspend the rules which was seconded by Mrs. Rininger. Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried. Mrs. Rininger then made a motion to adopt Ordinance O-2010-13 which was seconded by Mr. Garrett. Vote of Council: Ayes: Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Meszaros, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried.

Safety / Personnel / Rules by Kelly Meszaros

Mrs. Meszaros said she has in her hand a letter of resignation from Chief Edward Perdian and it is dated May 12, 2010. It reads Dear Mayor and Council,
It is with sincere regret that I am submitting my resignation effective June 5th, 2010. I have discussed this in detail with the Mayor on Monday 05/10/2010 and he understands the reasons why.

I would like to convey to you that it has been a true honor to serve the community of Windham and hope that I have made some improvements that will be beneficial to the police department and the community for years to come.

I will have fond memories and will be taking away with me the faces and contacts of some truly wonderful and caring people I have met along my journey with you.

I strongly feel very grateful to former Mayo, Jim Moore and Mayor Donham for the opportunities afforded me and thanks to the council members who have supported and assisted the police department in its' efforts to grow and become more professional. I truly wish nothing but the best for the Windham Community and the Windham Police Department. Thank you.
Respectfully, Edward M. Perdian, Chief of Police.

I need a motion and second to accept the resignation of Chief Perdian effective June 5, 2010.

Mr. Garrett made a motion to accept the resignation of Chief Edward Perdian which was seconded by Mrs. Rininger. Vote of Council: Ayes: Mrs. Meszaros, Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried. Mrs. Meszaros said on the record I would like to thank Chief Perdian for his service to the community and wish him well with his future endeavors.

Mr. Snyder then made a motion to enter into executive session for personnel issues relating to the position of Chief of Police which was seconded by Mr. Garrett. Vote of Council: Ayes: Mrs. Meszaros, Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried and Council entered into executive session at 7:30 P.M.

Mrs. Rininger made a motion to return from executive session which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mrs. Meszaros, Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried and Council returned from executive session at 7:57 P.M.

Mayor Donham said the next item on the agenda, we currently are anticipating the vacancy of Police Chief. Ed Perdian will be retiring June 5th and in the meantime Lieutenant Dale Korman will be our acting chief in his absence. The statute for replacing the Police Chief requires the Mayor to make an appointment to choose the Police Chief and have the Police Chief confirmed by the legislative body which is this Council. At this time, I have spoken to Ed Perdian, Chief Perdian who has served three and a half years under two Mayor's here for us, and as part of his resignation the reasons behind it were personal reasons and dealing with his pension. Ed Perdian has graciously offered to me to continue to serve as in the future as Police Chief of this community. He needs to leave for sixty days, so Lieutenant Dale Korman will be Acting Police Chief for the next sixty days. However, at this time I am appointing Chief Perdian back to the position Police Chief effective August 8th. Chief Perdian has served admirably for the Village. He has served selflessly. He has done it at low pay, half of the pay that he was getting at Moreland Hills. He has refused family medical benefits when he didn't have any at home. Ed has reduced our crime rate in the Village by 50 percent. He has increased arrests on those same crimes from 36 percent to 55 percent. He has instituted Computer Aided Dispatching (CAD System).

Mrs. Meszaros interrupted saying, are we going to review his resume.

Mayor Donham said I'll open the floor to Council when I'm done, please stay off the floor. Spearheaded the effort to expand the police department, our building, created a dispatch center that was more secure and away from the prisoners, created an interview room and a booking room. He increased our prosecution rates at the county level; they were at 50 percent before Ed came and now are over 90 percent. In a controversial decision he pulled us out of the Portage County Drug Task Force and created our own Drug Task Force and tripled the amount of drug arrests that were made. On our leads audit which is an audit for the dispatch center where we process all our information, we had 33 percent errors before Ed came. Ed got us a perfect audit, 0 percent errors. He has written many new policies and procedures that hadn't been updated for eleven years before he got here and has reduced our response time to approximately three minutes. For comparison sake, Windham Township receives a forty-five minute response time from the Portage County Sheriffs Department; that's in an emergency. Ed's done a lot more. I can't go through an entire list of what Ed's done for us, but at this time I'd like to take a moment to thank Ed for his service and reappoint him to the position as Police Chief. I'll need a motion and a second to approve this.

Mr. Snyder made a motion to approve the rehiring of Chief Edward Perdian effective August 8, 2010 which was seconded by Mr. Garrett. Vote of Council: Ayes: Mr. Garrett, Mr. Snyder. Nays: Mrs. Meszaros, Mrs. Rininger, Mrs. Barrett, Mrs. Miranda. Motion was defeated.

Mayor Donham said thank you guys, at this point before we move on to the next resolution, I'd just like to thank Ed again for his service and say I am truly at this time ashamed and appalled that we have treated somebody that treated us that well so poorly. Former Mayor Moore said Amen.

Mrs. Meszaros read Resolution R-2010-19 **A RESOLUTION DETERMINING THAT A 2.0 MILL TAX LEVY FOR FIRE DEPARTMENT EQUIPMENT AND OPERATING EXPENSES UNDER SECTION 5705.19(I) OF THE OHIO REVISED CODE IS NO LONGER NECESSARY, AND TERMINATING THE LEVY** as a first reading. Atty. Reitz said he isn't sure of the date that Council wishes to have the levy repealed and he left the date blank because he has received no input from the Council as to the date they want it repealed. It is a function as to when you want it repealed. Mayor Donham said I have no idea when the new levies take effect, but we will be responsible for paying the district until they receive levy monies so the repeal date should coincide with the date that they receive levy monies. Mrs. Meszaros said maybe it should be a first reading.

Mrs. Meszaros read Resolution R-2010-20 **A RESOLUTION DETERMINING THAT A 2.0 MILL TAX LEVY FOR FIRE DEPARTMENT AND EMERGENCY MEDICAL SERVICES UNDER SECTION 5705.19(I) OF THE OHIO REVISED CODE IS NO LONGER NECESSARY, AND TERMINATING THE LEVY** as a first reading.

Service Committees

Utilities by Phil Snyder - Mr. Snyder reported that he had nothing.

Streets and Sidewalks by Linda Rininger - Mrs. Rininger read Resolution R-2010-21 **A RESOLUTION AUTHORIZING DESIGN PROFESSIONAL SERVICES AGREEMENT WITH BURGESS & NIPLE AND DECLARING AN EMERGENCY** and Mrs. Meszaros made a motion to suspend the rules which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mrs. Rininger, Mrs. Meszaros, Mr. Garrett, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Motion carried.

Mrs. Meszaros then made a motion to adopt Resolution R-2010-21 which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mrs. Rininger, Mrs. Meszaros, Mr. Garrett, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Motion carried. Mrs. Barrett asked and Mayor Donham said this was for approximately \$13,000.

Mrs. Rininger read Resolution R-2010-24 **A RESOLUTION AUTHORIZING THE PURCHASE OF A HUSTLER SUPER Z ZERO TURN MOWER AND DECLARING AN EMERGENCY**. Mr. Garrett made a motion to suspend the rules which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mr. Garrett, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Nays: Mrs. Rininger, Mrs. Meszaros. Motion carried.

Mr. Snyder then made a motion to adopt Resolution R-2010-24 which was seconded by Mrs. Miranda. Vote of Council: Ayes: Mr. Garrett, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Nays: Mrs. Rininger, Mrs. Meszaros. Motion carried.

Housing Rental License Code by Rachel Barrett – Mrs. Barrett read Ordinance O-2010-15 **AN ORDINANCE AMENDING § 1341.08 OF THE HOUSING MAINTENANCE AND OCCUPANCY CODE BY ADDING A PROVISION FOR THE COLLECTION OF UNPAID LICENSE FEES** as a first reading. Mrs. Barrett said there are some corrections that need to be made. On the Ordinance, it states that it is recommended by the Utilities Committee and it should be the Housing Rental license Committee in the first two paragraphs.

Village Buildings and Properties by Phil Snyder – Mr. Snyder read Ordinance O-2010-14 **AN ORDINANCE APPROVING AN ADVISORY ELECTION QUESTION TO BE PLACED ON A VILLAGE WIDE BALLOT AT THE NEXT SCHEDULED GENERAL ELECTION WITHIN THE VILLAGE AND REQUESTING THAT THE PORTAGE COUNTY BOARD OF ELECTIONS PLACE THIS ISSUE ON THE BALLOT** as a first reading.

Mr. Snyder read Resolution R-2010-22 **A RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE VILLAGE OF WINDHAM AND THE RENAISSANCE FAMILY CENTER OF WINDHAM, OHIO, INC.** Mrs. Barrett made a motion to suspend the rules which was seconded by Mrs. Rininger. Vote of Council: Ayes: Mr. Snyder, Mrs. Miranda, Mr. Garrett, Mrs. Meszaros, Mrs. Rininger. Nays: Mrs. Barrett. Motion carried.

Mr. Garrett stated that he had been absent from the previous Committee meeting and thought there had been a change of heart on the part of Council. Mayor Donham said the two items of legislation were drafted with the same lease agreement, one to place it on the ballot and the other to adopt by Council. Mayor said he doesn't believe that the suspension of rules was done so we can quickly pass this lease tonight and move in. Atty. Reitz said the square footage on the Resolution has been left blank because the direction that he received in the last committee meeting left open the amount of the square feet and the amount it would cost. He called this to the attention of Council. Mrs. Rininger asked if the Committee was going to supply the square footage. Mayor Donham said that was the intent so we could have a nice working lease for July. Mrs. Miranda said it seems strange to approve a lease which contains no square footage. Mayor Donham said that's why I wouldn't recommend it.

Mr. Garrett then made a motion to table the Resolution which was seconded by Mr. Snyder. Vote of Council: Ayes: Mr. Snyder, Mr. Garrett. Nays: Mrs. Barrett, Mrs. Miranda, Mrs. Meszaros, Mrs. Rininger. Motion was defeated.

Mayor Donham said since the motion to table was defeated, it reverts to the motion on the floor which is the motion to adopt. Mr. Garrett said why would we want to vote on this since it contains no square footage. Mayor Donham said, I don't know. Mrs. Barrett said if the public pursues us and convinces us to change our mind, we can always bring this back before council. Mr. Garrett said I don't see how I can vote yes before I know dimensions.

Mr. Snyder then made a motion to adopt Resolution R-2010-22 which was seconded by Mrs. Rininger. Vote of Council: Ayes: Mr. Snyder. Nays: Mrs. Barrett, Mrs. Miranda, Mr. Garrett, Mrs. Meszaros, Mrs. Rininger. Motion was defeated.

Parks and Recreation by Phil Snyder – Mr. Snyder had no report.

Planning and Zoning Commission by Phil Snyder – Mr. Snyder read Ordinance O-2010-16 **AN ORDINANCE AMENDING VILLAGE ZONING ORDINANCE § 1169.03, BY REDUCING THE MINIMUM LOT AREA IN THE R-1 DISTRICT** as a first reading.

Mr. Snyder read Resolution R-2010-23 **A RESOLUTION FIXING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE PROPOSED AMENDMENT TO VILLAGE ZONING ORDINANCE § 1169.03, REDUCING THE MINIMUM LOT AREA IN THE R-1 DISTRICT, AND DECLARING AN EMERGENCY** and made a motion to suspend the rules which was seconded by Mr. Garrett. Vote of Council: Ayes: Mr. Snyder, Mrs. Barrett, Mr. Garrett, Mrs. Meszaros, Mrs. Miranda, Mrs. Rininger. Nays: None. Motion carried.

Atty. Reitz said that this is to bring into compliance with Portage County code which is health department requirement which is the size to have a fully functioning septic system. He said the planning commissioners decided that there was no reason for the Village to have a larger lot

size than that required by the Portage County code. The date and time were inserted as July 28, 2010 at 6:30 PM as recommended by Council.

Mr. Snyder made a motion to adopt Resolution R-2010-23 which was seconded by Mrs. Meszaros. Vote of Council: Ayes: Mr. Snyder, Mrs. Barrett, Mr. Garrett, Mrs. Meszaros, Mrs. Miranda, Mrs. Rininger. Nays: None. Motion carried.

Solicitor's Report by Tom Reitz – Atty. Reitz had no report.

Mrs. Meszaros announced that the Communications and Economic Development Committee meeting has been moved from June 15, 2010 at 6:00 P.M. to June 16, 2010 at 6:00 P.M.

Guest Recognition

Debbie Blewitt said she had a problem with people not obeying the speed limit on East Center Street. She has complained numerous times to the police department. The Pepsi truck goes by so fast. Nobody obeys the speed limit. Now with the light flashing yellow, it is worse. Her windows start rattling with the truck speeds so fast. She said they are driving in excess of 35 in the 25 mph zone. She said when she goes to Newton Falls, or Garrettsville or Hiram she slows down, but they are not respecting the laws here. Mayor Donham said each of these have twice as many officers than we do. She said that if a person chooses to fight the ticket it would cost more to defend the ticket than it would be worth. Officer Price said he knows we are short of manpower, but we can have a traffic car from 11AM to 7PM. Mayor Donham said he would look at the schedule.

Judy Burkett said she would like to be notified when the sewer is being flushed. A-1 Drain cleans the drains and it causes her bathroom to be flooded when that happens.

Marion Quiggle asked when the lights will be fixed at Main and Center. Mike Iwanycky said the part has been ordered and was sent to the wrong location and lost in the mail. Mr. Snyder said that the trucks are speeding into town and someone will get killed. Mayor Donham explained that we have antiquated lights and are not warranted. A replacement light would cost \$80,000 so we have to keep doing what we can to fix what we have. If we had more officers, we could ticket the offenders and wouldn't need the light.

Mrs. Barrett said we are running a little short on flag donations and are \$20 at Windham Hardware.

Mrs. Barrett made a motion to adjourn which was seconded by Mr. Snyder. Vote of Council: Ayes: Mrs. Rininger, Mrs. Meszaros, Mr. Garrett, Mrs. Barrett, Mr. Snyder, Mrs. Miranda. Nays: None. Motion carried and Council was adjourned at 8:42 PM.

Respectfully submitted,

Attest

Lloyd C. Billman, Clerk of Council

Robert W. Donham II, Mayor