

Village of Windham Ohio
Minutes of Council Meeting

Held October 24, 2017

At 7:00 p.m. The Honorable Mayor Deborah Blewitt called the meeting to order and led in the pledge of allegiance to the flag of our country.

Roll Call:	Sandy Patti – present	Cheryl Belknap – present
	Scott Garrett – present	Phil Snyder – present
	Cheryl Taylor – present	Stacy Brown – present

Also present were: Thomas Reitz, Sheila Moore, Cindy Cale, Tom Brett, Brandon McPherson, Kay Friend, Patty Moore, Savannah Seldon, and Jim Moore.

Mr. Snyder made a motion to approve the minutes of the September 26, 2017 Regular Council Meeting, which was seconded by Mr. Garrett and carried by a 6 – 0 vote.

Mr. Snyder made a motion to approve the minutes of the October 3, 2017 Special Council Meeting, which was seconded by Mr. Garrett and carried by a 6 – 0 vote.

Fiscal Officer Taylor gave the Financial Reports as follows: The Income Tax collected year to date September 30, 2017 was \$348, 212.74. The expenditures for the month of September 2017 were \$153,376.13 in checks and charges. Check numbers 33506 through 33603 were paid from the primary checking account during September 2017 with checks number, 33533, 33534, 33535, 33536, and 33573, voided during the month. Direct Deposit Vouchers 468-2017 through 495-2017 and 500-2017 through 524-2017 were also paid during the month of September 2017. The all funds reconciled balance for September 2017 was \$1,467,052.26.

Village Council President's report by Scott Garrett – Mr. Garrett said he wanted to comment on what a nice event the Octoberfest was the past weekend. Mr. Garrett said he wanted to give a shout out to all the people that worked hard for this event, the people that helped with the Chili Cook-Off, Ryan Wagner who drove the tractor for the hayrides, the Mayor, who was there for the entire event, and everyone else who work hard for this event. Mr. Garrett said it was a nice family, community event and he was very happy with the way it went.

Dispatchers Police, Fire and Rescue Reports for September 2017 by Mrs. Taylor – Mrs. Taylor made a motion to accept the Police, Fire and Rescue Reports for September 2017, which was seconded by Mr. Snyder and carried by a 6 – 0 vote.

Mayor's Communication by Deborah Blewitt – Mayor Blewitt said she would like to say congratulations on the job we did for the Octoberfest and this year we made money. The Mayor said we had a bigger turnout this year and she said she thought it was a wise decision to move it to the North Main Street location. Mayor Blewitt said she had some people approach her that would like to serve on a committee for the Octoberfest for next year. Mayor Blewitt said she has a meeting in Ravenna, Wednesday, October 25, 2017 at 2:30 p.m. because the shingle company that was going to guarantee the shingles, with an overlay, is now saying they won't guarantee the shingles. Mayor Blewitt said we are now looking at a \$20,000 tear off, so Regional Planning and she are going to do some brainstorming tomorrow to see what we can actually do with the money that we received for the Community Building. Mayor Blewitt said it may end up that the only thing we can do is the roof. The Mayor said she has been in contact with NDS (Stacy), and there is Revolving Loan Fund Money, if we would happen to decide we would like to take out a Revolving Loan on getting the rest of the Community Building fixed, and that is something Council will have to discuss in committee. Mayor Blewitt said she is beyond happy that Harbison Walker went back to work.

Prior requests of guests to speak – None

Finance by Scott Garrett

Mr. Garrett made a motion to approve the Fiscal Officer's expenditures for the month of September 2017 as reported. Ms. Patti seconded this motion and it carried by a 6 – 0 vote.

Mr. Garrett made a motion to approve the all funds reconciled bank balance for September 2017 in the amount of \$1,467,052.26 as reported. Ms. Patti seconded the motion which carried by a 6 – 0 vote.

Mr. Garrett read Ordinance O-2017-22 **BEING AN ORDINANCE AUTHORIZING TRANSFERS AND APPROPRIATIONS FOR THE VILLAGE OF WINDHAM AS SET FORTH BELOW AND DECLARING AN EMERGENCY.** and made a motion to suspend the rules, which was seconded by Mr. Snyder and carried by a 6 – 0 vote. Mr. Snyder made a motion to adopt Ordinance O-2017-22, which was seconded by Ms. Brown. Ms. Patti asked what these transfers were for. Fiscal Officer Taylor said these transfers were to pay the regular monthly bills; the first transfer was to pay an electric bill. Ms. Patti said that was fine, she said that they had talked about transferring a couple thousand dollars for something in one committee and she thought that might be it. This motion carried by a 6 – 0 vote.

Mr. Garrett read Ordinance O-2017-21 **AN ORDINANCE AMENDING THE CURRENT PAY ORDINANCE TO ESTABLISH AND REVISE THE SALARIES AND WAGES OF FULL-TIME AND PART-TIME EMPLOYEES WITHIN THE VILLAGE OF WINDHAM, COUNTY OF PORTAGE AND STATE OF OHIO, REPEALING ALL PRIOR INCONSISTENT ORDINANCES.** This was a first read.

Mr. Garrett read Resolution R-2017-18 **A RESOLUTION AUTHORIZING AN ADDENDUM TO THE EXISTING LEASE WITH SPRINTCOM, INC. FOR SPACE ON THE VILLAGE CELL TOWER.** This was a first read. Mr. Reitz explained to Council that the second attachment to this legislation is an existing lease on the cell tower that is on top of one of the water towers. Mr. Reitz said its generated revenue that started 20 years ago at approximately \$800 a month and it's renewed every 5 years with a 15% increase every 5 years. Mr. Reitz said now it's up to about \$1150 approximately. Fiscal Officer Taylor said it is actually up to \$1,292.74. Mr. Reitz said that Sprint likes the arrangement with the Village and would like to renew it for an additional, total of 20 years, with a 15% percent increase every 5 years. Mr. Reitz said the current lease buyout completes its term in February 2018, so there is no need to act on this immediately, and if you pass it at the December meeting it will be in effect in plenty of time to continue receiving that revenue uninterrupted for the next 20 years.

Mr. Garrett made a motion to approve spending \$15,000 to fix sway in the roof over the old dance studio and to have new porches installed on the Community Building, as part of the Community Building grant project. Mr. Garrett asked if this was still a go. Mayor Blewitt said we know we have enough money to do the roof, even if we can't do the back porches. The Mayor said the back porch that is costing the most is the one where we have to lay concrete. The Mayor said all this will be discussed at the meeting she is going to, however her idea is that we have to do the roof because it is leaking and to put the gutters and downspouts on while the roof is being fixed. The Mayor said the front porches, in order to enter the building, need repaired. The Mayor said she thinks we should stick with this and if we decide to do the porches in the back, then we talk about the Revolving Loan Fund. The Mayor said she would like to go to the meeting tomorrow, with Council's blessing, and say we need to do the roof, the downspouts, the gutters, and the porches in the front because they are falling off. Mr. Garrett said if he followed that gentleman correctly, didn't he tell Council that there was a manufacturer's warranty on the shingles. The Mayor said yes, that's what they told the architect when Hummel called, but now they're saying they will not guarantee the shingles. Mr. Reitz said a manufacturer's warranty is only good as long as the installation is done consistent with the manufacturer's specifications and most of the time a manufacturer will not honor their warranty if you put the shingles down on top of the previous layer, so if you do the tear off and then put the shingles down, the manufacturer will stand by their warranty. Mr. Reitz said if you don't tear off, then you are taking your chances and it sounds like the initial investigation says, you're not just taking your chances, you're not going to get a warranty, because the shingles underneath will buckle up. The Mayor said the state allows one lay over, but if it voids the warranty then we don't want to do that. The Mayor said tomorrow she will ask if Hummel has to do the tear off, what if we found a local company that would tear off for cheaper. Ms. Patti said she hopes that we don't run into any trouble underneath the old shingles. The Mayor said we already know there's an issue over the old dance studio and that's part of the additional \$15,000 to fix that. Mrs. Taylor asked if Hummel is going to fix the sway over the old dance studio. Mayor Blewitt said yes, Hummel will fix the sway. Ms. Patti seconded this motion and it carried by a 6 – 0 vote.

Safety, Personnel, Rules (SPR) by Phil Snyder

Mr. Snyder said he would like to commend everyone who worked on the Octoberfest. Mr. Snyder said he was not there the entire time, he went home three times, however each time he

came back there was a nice, friendly, happy crowd throughout the day and it looked like everyone had a good time. Mr. Snyder said he would also like to commend our Police force, their presence was really, really an addition to the Octoberfest, they were there the entire time and not only were they there as a police presence, they also participated, walked among the crowd, talked to people, presented themselves very professionally and projected a strong image to the community.

Mr. Snyder read Ordinance O-2017-19 **AN ORDINANCE AMENDING SECTION 521.11 STORAGE OF JUNK AND JUNK CARS** and made a motion to adopt Ordinance O-2017-19, which was seconded by Ms. Brown and carried by a 5 – 1 vote, with Ms. Patti being the dissenting vote.

Utilities by Cheryl Taylor

Mrs. Taylor read Resolution R-2017-19 **A RESOLUTION AUTHORIZING THE APPLICATION FOR AND SUBSEQUENT ACCEPTANCE OF GRANT FUNDS BY THE VILLAGE OF WINDHAM AND DECLARING AN EMERGENCY** and made a motion to suspend the rules, which was seconded by Mr. Garrett and carried by a 6 – 0 vote. Mrs. Taylor made a motion to adopt Resolution R-2017-19, which was seconded by Ms. Brown and carried by a 6 – 0 vote.

Service Committee by Sandy Patti – Ms. Patti said she didn't really have anything except her comments on the Octoberfest. Ms. Patti said all the chili was wonderful and one of the best things was the Historical Society section that included old yearbooks and people were really excited to see those. Ms. Patti said that now that people know there is a Historical Society, maybe they will visit more. Ms. Patti said as you walked among the people, the adults were having a ball and the kids were having a ball.

Economic Development by Phil Snyder – Mr. Snyder had nothing at the time.

Parks and Recreation by Mr. Snyder – Mr. Snyder said once again he commended the Octoberfest and pretty soon it will be time to start working on the Parade of Lights.

Mr. Snyder made a motion to move the Octoberfest to North Main Street by the gazebo. This motion was seconded by Mr. Garrett and carried by a 6 – 0 vote.

Planning and Zoning by Deborah Blewitt – Mayor Blewitt said Ms. Moore contacted her and Mr. Garrett to see if November 14, 2017 was a good day for her people to come speak about the winery. Ms. Moore said she needs to postpone that and she will let the Mayor know what day will work better.

Solicitor's Report by Tom Reitz – Mr. Reitz said at last month's meeting there was an executive session where Mr. Reitz briefed Council about the status of various enforcement activities and there is not any great progress to report at this time, however we have requested the requisite inspections and the agencies outside of the Village have not responded as quickly as we would like and until Mr. Reitz has their response he cannot go any further. Mr. Reitz told Council if they have any questions he can request an executive session and he can give them further explanation. Mr. Reitz said because it is imminent litigation, it is not something that should be addressed in an open Council meeting. The Mayor and Council had no questions.

Guest Recognition – Jim Moore said the legislation in section 9.4 (Sprint), that he voted on the original contract 20 years ago.

Last Chance of Council to Speak on Any Subject – Nothing

Council looked at the calendar for November. The Council Meeting will be Tuesday, November 28th, 2017 at 7:00 p.m. and the committee meetings will be the second Tuesday, November 14th, 2017 and the third Tuesday, November 21st, 2017, both at 6:00 p.m. Ms. Brown made a motion to accept the calendar, which was seconded by Mr. Garrett and carried by a 6 – 0 vote.

Ms. Patti made a motion to adjourn the meeting which was seconded by Mrs. Taylor and by unanimous vote the meeting was adjourned at 7:29 p.m.

Respectfully submitted,

Attest,

Cheree M. Taylor, Clerk of Council

Deborah Blewitt, Mayor

**** NOTE: THESE MINUTES ARE SUMMARY BY DIRECTION OF COUNCIL ****
All Council & Committee Meetings will be held in Windham Council Chambers, unless
otherwise noted.