

Village of Windham, Ohio

Minutes of Regular Council Meeting

Held June 22, 2021

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

Roll Call: Cheryl Belknap – present Lawrence Cunningham – absent
 Terrie Altieri – present Cindy Cale – present
 Cheryl Taylor – present Sherri Pennington – present

Also present were: Tom Reitz, Debbie Blewitt, Tom Brett, Erik Breiding, and Denise Bly.

Mrs. Cale made a motion to approve the minutes of the May 25, 2021 Regular Council Meeting, which was seconded by Mrs. Altieri and carried by a 5 – 0 vote.

Fiscal Officer Cheree Taylor gave the Financial Reports as follows: The Income Tax collected year to date May 31, 2021 was \$221,648.77. The expenditures for the month of May 2021 were \$108,340.16 in checks and charges. Check numbers 37014 through 37065 were paid from the primary checking account during May 2021 with one check, number 37017, voided during the month. Direct Deposit Vouchers 269-2021 through 299-2021 and 302-2021 through 321-2021 were also paid during the month of May 2021. The all funds reconciled balance for May 2021 was \$1,916,663.76.

Village Council President's report by Lawrence Cunningham – There was nothing at the time.

Dispatchers Police, Fire and Rescue Reports for May 2021 by Cindy Cale – Mrs. Cale made a motion to accept the Police, Fire, and Rescue Reports for May 2021, which was seconded by Mrs. Taylor and carried by a 5 – 0 vote. Mrs. Cale asked the Council to please take a look at the WVFD financials.

Mayor's Communication by Scott Garrett – Mr. Garrett said Portage County Regional Planning is putting together a board to do a study that will look at future growth in the county, and he appointed Debbie Blewitt to that board. Mr. Garrett said he received a letter from Windham Township Trustees to discuss the future of the Joint Fire District and he send he will attend their next Trustee meeting.

Prior requests of guests to speak – None

Finance by Cindy Cale

Mrs. Cale made a motion to approve the Fiscal Officer's expenditures for the month of May 2021 as reported. Mrs. Altieri seconded this motion and it carried by a 5 – 0 vote.

Mrs. Cale made a motion to approve the all funds reconciled bank balance for May 2021 in the amount of \$1,916,663.76 as reported. Ms. Belknap seconded the motion which carried by a 5 – 0 vote.

Mrs. Cale read Ordinance O-2021-10 **AN ORDINANCE FINDING FURTHER PROSECUTION OF PENDING FAILURE TO FILE INCOME TAX CASES IS NOT MERITED AND DIRECTING THE VILLAGE SOLICITOR TO DISMISS THOSE CASES** and made a motion to suspend the rules, which was seconded by Mrs. Taylor and carried by a 5 – 0 vote. Mr. Reitz explained that these were tax cases that were filed by Lori Lee, the prior Income Tax Administrator. Cheree Taylor explained that since she has been attending these court (2017), she thinks there was one person that actually came and filed their taxes after their court date. Cheree Taylor said she does not feel that keeping these cases open are beneficial to the Village because after paying Tom Reitz fee and paying her mileage to attend the hearing, the Village is losing money. The approximate cost to the Village to dismiss these cases will be approximately \$3,500. Mrs. Cale made a motion to adopt Ordinance O-2021-10, which was seconded by Mrs. Taylor and carried by a 5 – 0 vote.

Mrs. Cale read Ordinance O-2021-12 **BEING AN ORDINANCE AUTHORIZING THE AMENDING AND/OR SUPPLEMENTING OF THE PERMANENT APPROPRIATIONS SET FORTH IN ORDINANCE O-2021-7 ON MARCH 23, 2021 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 Ms. Belknap and carried by a 5 – 0 vote. Mrs. Cale made a motion to adopt Ordinance O-2021-12, which was seconded by Mrs. Altieri and carried by a 5 – 0 vote.

Safety, Personnel, Rules (SPR) by Terrie Altieri

Mrs. Altieri made a motion to approve moving Vinnie Valentini to full-time Police Officer effective June 19, 2021. This motion was seconded by Mrs. Cale and carried by a 5 – 0 vote.

Mrs. Altieri read Ordinance O-2021-9 **AN ORDINANCE AMENDING SECTION 155.11-OVERTIME AND COMPENSATORY TIME**. This was a second read. Cheree Taylor said there is a new exhibit for this legislation that reflects everything that was discussed in the previous Committee Meeting including all changes. Mr. Reitz said that if the exhibit looks okay, the Council can pass this legislation on the second read tonight and it will go into effect 30 days from now. Mrs. Altieri made a motion to suspend the rules, which was seconded by Mrs. Cale and carried by a 5 – 0 vote. Mrs. Altieri made a motion to adopt Ordinance O-2021-9, which was seconded by Mrs. Cale and carried by a 5 – 0 vote.

Mrs. Altieri made a motion to ratify the Committee of the Whole’s recommendation to hire Mike Downey as a Water, Sewer, & Street Laborer at a rate of \$16.50/hr. effective June 14, 2021. This motion was seconded by Ms. Belknap and carried by 5 – 0 vote.

Mrs. Altieri read Resolution R-2021-8 **A RESOLUTION OF THE VILLAGE OF WINDHAM AUTHORIZING THE ADOPTION OF THE PORTAGE COUNTY MULTIJURISDICTIONAL HAZARD MITIGATION PLAN**. This was a first read. Mr. Reitz explained that the Village is already involved in this program; the Council just needs to adopt their new plan, which was sent as an email attachment.

Utilities by Cheryl Taylor

Mrs. Taylor read Ordinance O-2021-11 **AN ORDINANCE AUTHORIZING THE ABATING THE RENTS INITIALY ESTBLISHED IN ORDINANCE O-2012-3 AND AMENDED BY THE ENACTMENT OF ORDINANCE 2012-49 AND ESTABLISHING THE AMOUNT OF RENT TO BE PAID BY THE WATER REVENUE FUND AND THE SEWER REVENUE FUND TO THE GENERAL FUND FOR USE OF MUNICIPAL PROPERTY ON WHICH THE WATER AND SEWER PLANTS ARE LOCATED**. This was a first read.

Mrs. Taylor read Ordinance O-2021-13 **AN ORDINANCE AUTHORIZING A CONTRACT WITH WORKMAN INDUSTRIAL SERVICES, INC. FOR THE VILLAGE OF WINDHAM, WATER SYSTEM IMPROVEMENTS – PHASE II PROJECT, IN PORTAGE COUNTY, OHIO AND DECLARING AN EMERGENCY** and made a motion to suspend the rules, which was seconded by Mrs. Cale and carried by a 5 – 0 vote. Mrs. Taylor made a motion to adopt Ordinance O-2021-13, which was seconded by Mrs. Cale and carried by 5 – 0 vote.

Service Committee by Cheryl Belknap

Ms. Belknap read Resolution R-2021-10 **A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH THE WINDHAM EXEMPTED VILLAGE SCHOOL DISTRICT TO SELL ROAD SALT**. This was a first read.

Economic Development by Lawrence Cunningham – There was nothing at the time.

Parks and Recreation by Sherri Pennington – Mrs. Pennington said there will be a Zoom meeting sometime in the next two weeks in the evening to discuss the Fall Fest. Zoom link invitations will be emailed.

Planning Commission by Scott Garrett – Mr. Garrett had nothing at the time.

Solicitor’s Report by Tom Reitz – Mr. Reitz said there has been a fifth amended plan filed for the Purdue Bankruptcy claim and the hearing on this is set for August. Mr. Reitz said Tom Brett has obtained a bid for \$11,600 from a new contractor for the cleanup at the Owens property on Horn Road, and he has reviewed the contract and it is appropriate. Mr. Reitz asked

Council to approve the contract at this meeting. Mr. Reitz explained that the Village will have to pay the upfront costs and after the job is complete he can file either a judgement against the Owen's or put a lien on the property. Mrs. Cale made a motion to approve the contract with Gibbs Construction in an amount not to exceed \$12,000 to clean up the property at 9345 Horn Road in the Village of Windham, which was seconded by Mrs Altiere and carried by 5 – 0 vote.

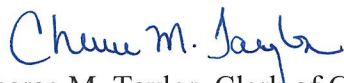
Guest Recognition – None.

Last Chance of Council to Speak on Any Subject – Debbie Blewitt said she will have Rob Neal look at the fire hydrant on Community, the swing set has been ordered, and the pavilion at the park has been repaired

Council looked at the calendar for July 2021. The Committee meetings (Parks & Recreation and Committee of the Whole) will be Tuesday, July 13, 2021 at 6:00 p.m. The Council Meeting will be Tuesday, July 27, 2021 at 7:00 p.m.

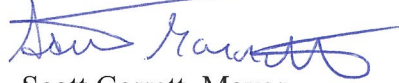
Mrs. Cale made a motion to adjourn the meeting, which was seconded by Mrs. Altiere and by unanimous vote the meeting was adjourned at 7:42 p.m.

Respectfully submitted,



Cheree M. Taylor, Clerk of Council

Attest,



Scott Garrett, Mayor

**** NOTE: THESE MINUTES ARE SUMMARY BY DIRECTION OF COUNCIL ****

All Council & Committee Meetings will be held in Windham Council Chambers, unless otherwise noted.

