

**MINUTES OF REGULAR MEETING OF COUNCIL OF THE
VILLAGE OF EAST SPARTA, COUNTY OF STARK AND STATE
OF OHIO HELD IN THE MUNICIPAL BUILDING ON DECEMBER
21, 2009.**

The meeting was called to order at 7:00pm. Mayor Truax led Council and visitors in reciting The Lord's Prayer and the Pledge of Allegiance.

Mayor Truax appointed Jenna Hessedence to Council. Hessedence was sworn in by Village Solicitor Robert Cyperski. Roll call was taken with the following members present' Mayor Jackie Truax, Council Members Charlene Stelluto, Chris Freitag, Marlene Gray, Mark Marcoaldi, Jenna Hessedence and Clerk-Treasurer Rice. Visitors included; Barb Malavite (SVCP), Karen Mundy (Press News), Robert Easterday (BOPA), Robert Cyperski (Village Solicitor) and Dan Feters (East Sparta Fire).

Chief Hager presented the Police Report to Council. For November there were; 0 Traffic Arrests, 0 Juvenile Traffic, 0 DI Arrests, 0 Crash Reports, 0 Misdemeanor Arrests 0 Felony Arrests and 6 Agency Assists.

Dan Feters addressed Council. Feters informed Council that as of January 1 2010 he would be President of the Department. As such, he was inquiring about the 0.75 mill levy. Feters was advised that the levy would not be placed on the ballot until at least November 2010 as the Village also has a 6.5 mill levy and there was not sufficient time to place on the May Ballot. Council wanted to concentrate on the operating levy first. Feters stated that he would take that back to the department, but was not happy that the levy was not on the May ballot.

The minutes of the November 16th meeting were read. Freitag made motion to accept the minutes as read, seconded by Stelluto. Roll call 5 yea, 0 Nay, motion carried.

The Financial Reports were presented to Council. The reports included; Warrant Register, Bank Reconciliation, Receipt Register, Revenue Status, Fund Status and Appropriation Status. Stelluto made motion to pay the bills totaling \$48,724.84, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried.

O-11-09-11 2010 Police Contract - second reading. Stelluto made motion to suspend three readings, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried. Stelluto made motion to accept the ordinance as presented, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried.

O-12-09-12 ordinance approving Temporary Appropriations - Freitag made motion to suspend three readings, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried. Freitag made motion to accept the ordinance as presented and pass as an Emergency, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried.

O-13-09-12 ordinance approving Village Solicitor Contract - Stelluto made motion to suspend three readings, seconded by Marcoaldi. Roll call 5 Yea, 0 Nay, motion carried. Stelluto made motion to accept the ordinance as presented, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried.

O-14-09-12 ordinance approving contract for Village Prosecutor - Freitag made motion to suspend three readings, seconded by Stelluto. Roll call 5 Yea, 0 Nay, motion carried. Freitag made motion to accept the ordinance as presented, seconded by Stelluto. Roll call 5 Yea, 0 Na, motion carried.

O-15-09-12 ordinance approving 2010 water rates - Freitag made motion to suspend three readings, seconded by Stelluto. Roll call 5 Yea, 0 Nay, motion carried. Freitag made motion to accept the ordinance as presented and pass as an Emergency, seconded by Stelluto. Roll call 5 Yea, 0 Nay, motion carried.

R-17-09-12 resolution approving Public Defender Contract - Freitag made motion to suspend three readings, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried. Freitag made motion to accept the resolution as presented, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried.

R-18-09-12 resolution approving year end procedures - Stelluto made motion to suspend three readings, seconded by Marcoaldi. Roll call 5 Yea, 0 Nay, motion carried. Stelluto made motion to accept the resolution as presented, seconded by Marcoaldi. Roll call 5 Yea, 0 Nay, motion carried.

R-19-09-12 resolution approving year end closing procedures - Marcoaldi made motion to suspend three readings, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried. Marcoaldi made motion to accept the resolution as presented, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried.

R-20-09-12 resolution requesting Amended Certificate and Supplemental Appropriations - Stelluto made motion to suspend three readings, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried. Stelluto made motion to accept the resolution as presented, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried.

Mayor Truax reported that Kostic had received info from AEP concerning turning off selected street lights. Per the report it would only save the Village approximately \$2,000.00 a year. Rice stated that this did not make sense since he had just paid the bill for December and the bill was almost \$800.00 for the month. Council decided to table a further discussion until Kostic was available to hopefully further explain the report AEP report.

Mayor Truax asked Council for permission to have Kostic complete the Municipal Road Fund Report again this year. Stelluto made motion to have Kostic complete the report, seconded by Marcoaldi. Roll call 5 Yea, 0 Nay, motion carried.

Malavite addressed Council. Malavite reported that there was not a quorum at the last meeting, so no business was conducted. Malavite did report that Kostic has been given spending discretion for the remaining EPA Grant funds.

Dan Feters, Arnie Adams, Viki Ellington, Dave Collier, Ken Byrd and David Naus arrived. Collier addressed Council. Collier stated that Council had made a promise to place the .75 mill levy on the May ballot and was very upset that Council once again has broken its promise to the fire department. Collier stated that the department was instrumental in getting the 1.25 mill levy passed and assumed that the Village would abide by its promise to place the .75 mill levy on the May ballot. Collier was informed that Council did not make such a promise with a timetable, but would however place the issue before the voters as soon as feasible. Council stated that it wanted to concentrate on the operating levy. Byrd spoke up and stated that he made the promise to place the issue on the May ballot and was insulted that Council did not follow through with his promise. Byrd asked why the issue would not be on the ballot. Rice informed Byrd and the fire department that it takes two full months to place an issue on the ballot and the filing deadline is early February. Rice also explained that the Village wanted to concentrate on the 6. Mill operating levy without which the Village would be in serious financial straits. Adams states that the Village needs to place the issue before the voters now and asked Rice if there was

enough time. Rice stated that he felt the chances were slim. Ellington spoke up and stated that if this does not happen the Village will never pass another operating levy again.

R-21-09-12 resolution requesting certification of .75 mil 1 levy Stelluto made motion to suspend three readings, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried. Stelluto made motion to accept the resolution as presented, seconded by Freitag. Roll call 5 Yea, 0 Nay, motion carried. Rice stated that he will try but could not guarantee results.

The Water Board minutes were presented to Council.

The Mayor reported that the Tri-Division and Fire Department run reports were on the table for Councils review.

Stelluto made motion to enter into Executive Session to discuss personnel, seconded by Freitag. Roll call 5 Yea, 0 Nay, session entered 8:05pm. Freitag made motion to exit Executive Session, seconded by Gray. Roll call 5 Yea, 0 Nay, session exited 8:15pm.

Marcoaldi made motion to enter into agreement with Job and Family Services and hire a worker through the agency which would pay most of the wages through August 2010, seconded by Hessedence. Roll call 5 Yea, 0 Nay, motion carried.

Chief Hager addressed Council. Hager reported that Sandy Township has dropped 1,000 hours from their police contract causing Hager to cut two shifts a week. The shifts will be rotated so no pattern can be discovered. Hager assured Council there will be no drop in service.

Marcoaldi made motion to adjourn, seconded by Freitag. Meeting adjourned 8:20pm.

Mayor

Clerk-Treasurer