

**MINUTES OF REGULAR MEETING OF THE COUNCIL OF THE
VILLAGE OF EAST SPARTA, CIUNTY OF STARK AND STATE OF
OHIO HELD IN THE MUNICIPAL BUILDING ON SEPTEMBER 19, 2011.**

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. Roll call was taken with the following members present; Mayor Jackie Truax, Council Members Charlene Stelluto, Marlene Gray, Jenna Hessedence, Scott Muir, Henry Johnsen and Clerk Treasurer Rice. Visitors included; Joe Kostic (Village Coordinator), Robert Cyperski (Village Solicitor), Robert Easterday (BOPA), Karen Mundy (Press News), Barb Malavite (SVCP), Margaret Cadell, Irv Carpenter, Vicki Ellington, Terry Potter (American Legion), Jeff Ward (American Legion), James Altimore, Bruce Beck and Paula Johnsen.

Chief Hager presented the Police Report to Council. For August there were; 2 Traffic Arrests, 0 Juvenile Traffic, 0 DUI Arrests, 0 Crash Reports, 1 Misdemeanor Arrest, 0 Felony Arrests and 9 Calls for Service. Chief Hager also reported that the proposed sales tax levy on November's ballot was very important. If levy fails the sheriff will be cutting back to 100 beds at the county jail. This would mean that anyone the police arrests, they would have to book, issue a desk appearance and release.

Altimore addressed Council. Altimore stated that he had received a letter from the Solicitor concerning his fence. Altimore states that his fence is not in the alleyway according to a pin survey he obtained when he purchased his home. He admits that the fence is on the property line in some places. Altimore states that he cannot afford to petition the Council to have the alley vacated as the cost of a boundary survey is about \$2,000.00. Altimore stated that he would be willing to move fence off property line if necessary. Council informed Altimore that they would take the matter under advisement and would forward an answer to him.

Potter addressed Council. Potter stated that he would like to thank the Village and the Village workers for all their hard work at the monument. Potter stated that everyone should be proud of the monument. There are plans for maybe some benches representing each branch of service along with the purchased bricks. Bricks are still available but time is running out to have a brick with your name and branch of service. Potter also stated that on November 11th, the Legion would be holding a dedication of the monument and requested permission to close Walnut Street in front of the monument from 1:00 to 3:30pm. Hessedence made motion to allow the street closure, seconded by Stelluto. Roll call 5 Yea, 0 Nay, motion carried.

Caddell and Carpenter addressed Council. They inquired of Council about notices received from Chesapeake Oil about leasing of land for drilling (fraking) and wondered what response Council had for residents. Caddell and Carpenter voiced concerns of pollution of ground water and damage to the environment. At this point Council has not received any notices from the oil company about Village owned property. The Mayor read a letter received from prior Mayor Don Lozier supporting the oil company. Asked for their opinion each Council Member stated that they are categorically against the process but also stated that they felt that Council did not have the authority or right to tell landowners what they should do with their property in this situation. Caddell thanked Council for the opportunity to be heard and their continued excellent service to the community.

Ellington addressed Council. Ellington stated that she was there to inquire about the Fire Contract. Ellington stated that she understood that Council had agreed on

\$20,000.00 a year at the last meeting and was wondering where that stood. Ellington was informed that no such agreement was made. The attorneys for the Village and Fire Department were to collaborate on a new proposed contract but no figures were mentioned by Council. Ellington stated that the department wanted \$20,000.00 which left \$1,500.00 for hydrants. Council informed Ellington that to replace a hydrant cost about \$5,500.00 each and the auditor charges almost \$1,000.00 a year to collect the taxes. The attorneys for both parties are to get together and work out the details so the proposal can be presented to Council. Kostic was directed to formulate a list of the fire hydrants replaced in the last five (5) years and the current status of the fire fund.

The minutes of the August 15th meeting were read. Stelluto made motion to accept the minutes as presented, seconded by Hessedence. Roll call 5 Yea, 0 Nay, motion carried.

The Financial reports were presented to Council. The reports included; Warrant Register, Fund Status, Receipt Register, Revenue Status and Bank Reconciliation. Hessedence made motion to pay the bills totaling \$17,662.48, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried.

O-10-11-09 1st reading of ordinance setting water rates for 2012 and 2013.

Cyperski addressed Council. Cyperski stated that he has researched the Village noise ordinance and presented Council with some changes to make the ordinance enforceable and constitutional. Council to review the changes and give Cyperski their opinions so that he may have it ready for Council approval at the next meeting. Cyperski also stated that Council should have a special meeting with the zoning inspector concerning the Altimore situation and make a determination on their course of action. A meeting was tentatively set for 9/27 at 6:00pm. Cyperski also stated that no progress has been made on annexation signatures.

Malavite addressed Council. Malavite stated that the Park Board decided to pay the lifeguards \$100.00 as a bonus if they remained for the entire season. Stelluto made motion to approve they payment, seconded by Hessedence. Roll call 5 Yea, 0 Nay, motion carried. Malavite also stated that a drain line needed repaired, grills are in need of repair and the septic system needs pumping. Hessedence made motion to approve the repairs, seconded by Gray. Roll call 5 Yea, 0 Nay, motion carried. Rice apologized to Malavite about an abusive outburst he made towards her earlier in the meeting.

The Mayor stated that she would like to nominate Terry Anderson to serve as an East Sparta representative on the Park Board. Stelluto made motion to accept the appointment, seconded by Hessedence. Roll call 5 Yea, 0 Nay, motion carried.

The Mayor stated that Magnolia was holding trick or treat on 10/31 from 6 to 7:00pm. Gray made a motion to set East Sparta trick or treat on 10/31, seconded by Hessedence. Roll call 5 Yea, 0 Nay, motion carried.

Hessedence made motion to enter into Executive Session to discuss personnel, seconded by Stelluto. Roll call 5 Yea, 0 Nay, session entered 8:40pm. Stelluto made motion to exit Executive Session, seconded by Gray. Roll call 5 Yea, 0 Nay, session exited 9:02pm.

Boo in the Park will be 10/15 with gates opening at 3:30pm.

Kostic addressed Council.

1. Chipping and sealing on Pershing should be completed by end of month.
2. The ball fields at the school have all been seeded and the fences are up.

Easterday addressed Council to update the water project. At this time they are waiting on the EPA approval for the well field and RCAP has applied for funding to OWDA and OPCG.

The Water Board minutes were presented to Council Stelluto made motion to accept the minutes as read, seconded by Hessedence. Roll call 5 Yea, 0 Nay, motion carried.

The Health and Safety Committee met to discuss the feasibility of the Village obtaining their own police force. Further information is needed and will be presented to Council at a later date.

The run reports for Tri Division and the Fire Department were presented to Council.

Stelluto made motion to adjourn, seconded by Hessedence. Meeting adjourned 9:20pm.

Mayor

Clerk Treasurer