

# VILLAGE OF BENTLEYVILLE

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## REGULAR COUNCIL MEETING MINUTES

4/20/22

7:00 PM

### CALL TO ORDER:

Mayor Spremulli called the meeting to order at 7:00 P.M.

### PLEDGE OF ALLEGIANCE

Mayor Spremulli led Council in the Pledge of Allegiance.

### ROLL CALL

|   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Len Spremulli, Mayor      | <input checked="" type="checkbox"/> Kathleen Esposito             | <input checked="" type="checkbox"/> Terry Hemmelgarn |
| <input checked="" type="checkbox"/> Kathleen Hale             | <input checked="" type="checkbox"/> Alex Goetsch                  |  |
| <input checked="" type="checkbox"/> Ken Kvacek                | <input checked="" type="checkbox"/> Ryan Rubin                    |  |
| <input checked="" type="checkbox"/> Chuck Nemer, Law Director | <input checked="" type="checkbox"/> Jeff Filarski, Engineer       |  |
| <input checked="" type="checkbox"/> Gabe Barone, Police Chief | <input checked="" type="checkbox"/> Lloyd Nagle, Service Director |  |

### MOTION TO ACCEPT THE PRIOR WRITTEN MINUTES

**CLERK:** A Motion by Rubin to accept prior written minutes and audio recording of the March 16, 2022 Council meeting, second by Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: abstain

### MAYOR'S REPORT:

Mayor Spremulli reported that he had recently signed a letter of support for a funding request from the state capital budget on behalf of Chagrin Falls, Solon and the Metroparks for the Rails to Trails project. He noted that at the prior meeting he did tell Council that he would no longer sign anything without their approval. However, after the Mayor received confirmation on a three-year lease for the service department he signed the letter. He felt that the knowledge of what was ahead for the service department and a conceptual plan for improvements to the property our service department is located on, which includes our service department and salt bin, it was warranted. Mayor Spremulli explained that his priority was to secure our service department and less of a concern with the development of our park. He noted that he is supporting the funding available to Chagrin Falls, but his support does not bind us to anything.

Concerns were raised by members of council on the timing of improvements by the Metroparks to the service department and the time our lease ends, the possibility of leasing or buying in to future improvements and the size of the facility improvements. However, there has not been any discussions or decisions at this time regarding the future of our service department. Per Mr. Klemm and Mr. Filarski, the only thing they have received is a preliminary conceptual drawing of the Metroparks service

department which includes space for our service department. Mr. Filarski and Mr. Klemm will have future meetings and discussions with the Metroparks on the specifics. Council President Hale asked for more transparency with Council in the future.

#### **FISCAL OFFICER'S REPORT**

The Mayor directed Council to the cash account balances (see Cash Balance and Outstanding Obligations April, 2022).

#### **LAW DIRECTOR'S REPORT**

- No report

#### **BUILDING INSPECTOR REPORT**

- Mr. Filarski's report is on file.

#### **ENGINEER REPORT**

- Mr. Filarski's report is on file.
- Mr. Filarski reported that a letter went out regarding the repair of the culvert that runs from Miles Road to the intersection of North Fork Drive and Riverview Court.

#### **CHIEF'S REPORT**

- Chief Barone's report is on file.
- Chief Barone reported that the new car went in for outfitting this week.

#### **SERVICE DIRECTOR REPORT**

- Service Director Ryan Klemm discussed the possibility of a second diesel tank at some point in the future to enable him to purchase larger quantities of fuel when prices are lowest.
- Mr. Klem reported that he purchased the remaining amount of salt available per the contract due to the expected cost of salt next year.
- A suggestion was made regarding eliminating the Unifirst uniform contract and implementing a uniform allowance for the service department. Similar to the police uniform allowance, the service department would be given a yearly monetary allowance to purchase and maintain their own uniforms.

#### **STREETS AND SAFETY REPORT**

- Committee report is on file.

#### **FINANCE, GRANTS & INSURANCE REPORT**

- Committee report is on file.
- Mr. Kvacek explained that discussion included utilizing funds from the Duncan McFarland History Fund to purchase a historic millstone and suggested we put a motion on the agenda to authorize the purchase.
- Mr. Kvacek reported that we would be receiving additional ARPA funding in June or July and that fund expenditures would fall under stormwater treatment allowable expenses.
- Nickol Sell state that per the US Department of the Treasury, expenses will be reported under revenue replacement as revenue loss is assumed up to the amount allocated.

## **PLANNING AND ZONING REPORT**

- The Commission did not meet.

## **PARKS**

- The Committee report is on file.

## **UTILITIES COMMITTEE**

- The Committee did not meet this month.

## **EMPLOYEE SAFETY**

- The Committee did not meet this month.

## **PUBLIC COMMENTS**

- None

## **OLD BUSINESS**

### **2022-12      A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH FLOCK GROUP, INC. TO ACCESS THEIR TECHNOLOGY PLATFORM AND SAFETY DASHBOARD FOR INVESTIGATIVE PURPOSES. (2<sup>ND</sup> READING)**

Mayor Spemulli noted that the contract needed revisions with respect to paragraph eight, the second sentence and paragraph nine which excludes Flock from any liability claims. Discussion on whether this resolution could be put on second reading or if it would be necessary to reintroduce when the form is acceptable. It was decided by Charles Nemer that this resolution would need to be tabled and reintroduced when the form is acceptable.

Motion to table Resolution 2022-12 by Rubin; second Goetsch

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn

## **NEW BUSINESS**

### **2022-13      AN ORDINANCE FOR THE PAYMENT OF BILLS IN THE MONTH OF APRIL 2022 IN THE AMOUNT OF \$91,165.26 AND DECLARING AN EMERGENCY.**

Motion to suspend the three-reading rule by Rubin; second Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes

Motion to adopt by Rubin; second Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes

### **2022-14      A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2022.**



Motion to suspend the three-reading rule by Rubin; second Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes

Motion to adopt by Hale; second Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes

**2022-15      A RESOLUTION AMENDING THE BENTLEYVILLE BUDGET FOR THE FISCAL YEAR 2022 AND DECLARING AN EMERGENCY.**

Motion to suspend the three-reading rule by Rubin; second Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes

Motion to adopt by Rubin; second Esposito

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes

**MOTIONS:**

**A motion to allocate \$2,400.00 for the purchase of a historical millstone payable from the Duncan McFarland History Fund.**

A motion to allocate \$2,400.00 for the purchase of a historical millstone by Rubin; second Hale.

Roll call: Hale: yes; Kvacek: yes; Esposito: yes; Goetsch: yes; Rubin: yes; Hemmelgarn: yes


**COMMENTS FROM THE FLOOR**

- None

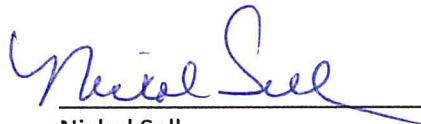
**ADJOURNMENT:**

- Motion to adjourn by Rubin. Passed by unanimous voice vote.

Respectfully submitted,



Kathleen Hale  
President of Council



Nickol Sell  
Fiscal Officer