

VILLAGE OF BENTLEYVILLE

REGULAR COUNCIL MEETING MINUTES

11/16/22

7:00 PM

CALL TO ORDER: 00:00:40

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

PLEDGE OF ALLEGIANCE: 00:00:46

Mayor Spremulli led Council in the Pledge of Allegiance.

ROLL CALL: 00:01:10

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| <input checked="" type="checkbox"/> Len Spremulli, Mayor | <input checked="" type="checkbox"/> Alex Goetsch | <input checked="" type="checkbox"/> Lisa Whitmyer |
| <input checked="" type="checkbox"/> Kathleen Hale | <input type="checkbox"/> Ryan Rubin | |
| <input checked="" type="checkbox"/> Ken Kvacek | <input checked="" type="checkbox"/> Terri Hemmelgarn | |
| <input checked="" type="checkbox"/> Chuck Nemer, Law Director | <input checked="" type="checkbox"/> Jeff Filarski, Engineer | |
| <input checked="" type="checkbox"/> Gabe Barone, Police Chief | <input type="checkbox"/> Ryan Klemm, Service Director | |

MOTION TO ACCEPT THE PRIOR WRITTEN MINUTES: 00:01:21

CLERK: A Motion by Hale to accept prior written minutes and audio recording of the October 2022 Council meeting, second by Goetsch.

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

MAYOR'S REPORT: 00:01:01:52

Dean Hayne from the Illuminating Company was in attendance to take the opportunity to talk to council to answer any questions they have.

Next month there will be an ordinance on the agenda for the county bridge project. Mr. Filarski will explain later.

Santa Claus is coming to Village Hall Sunday, November 27 at 6:00 pm. There will be gifts for the children as well as refreshments and cookies. Mr. Kvacek noted that the Garden Club did a beautiful job decorating inside as well as outside the building. Mr. Kvacek is working with the Service Department to decorate the outside with lights.

Mayor Spremulli reported that we hired another person in the service department full-time which puts the department up to three full-time employees again.

Mayor Spremulli has Mr. Filarski's contract if anyone would like to review, Jackie or Nikki can send it to you. His contract contains a 3% increase on his retainer as well as the hourly fees.

Resident Bob Chalfant was in attendance and the Mayor announced he will be joining the Parks Committee.

FISCAL OFFICER'S REPORT: 00:06:46

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

LAW DIRECTOR'S REPORT: 00:06:49

- No report

BUILDING INSPECTOR REPORT: 00:06:54

- Mr. Filarski's report is on file.
- Mayor Spremulli noted that there is still some vacant land and a few buildable lots left in Bentleyville, but no plans for building in the next couple years. Mainly additions, improvement and teardowns will be happening.

ENGINEER REPORT 00:09:24

- Mr. Filarski's report is on file.
- Next month an ordinance for the elimination of the Chagrin River Road Bridge over Deer Lick Creek will be on the agenda. There is no cost to the village. The project is expected to begin in early 2024. Chagrin River Road will need to be realigned and the Village will have an additional traffic signal to maintain.

CHIEF'S REPORT 00:10:42

- Chief Barone's report is on file.

SERVICE DIRECTOR REPORT: 00:11:33

- Mr. Klemm was not in attendance.
- A budget amendment will be made for the berm box. There is still some concern over the purchase, but Mr. Goetsch suggested going ahead with moving the money to capital and if the decision is made not to purchase it, there will be another use for it.
- Chief Barone discussed purchases related to the police department with Nickol Sell. She explained that once the purchases are approved at council, the amendment will be sent to the county for a certificate. Once the county issues the certificate, a purchase order can be issued.

STREETS AND SAFETY REPORT: 00:14:32

- Committee report is on file.

FINANCE, GRANTS & INSURANCE REPORT: 00:14:46

- Committee report is on file.
- Mr. Kvacek reported that there was discussion with regard to the increased income this year and the possibility of a decrease in income next year. The finance committee is making some

recommendations for moving funds into the capital account for purchases to be made after the meeting. In addition, the finance director has been instructed to close the current CD with Huntington Bank and move it into a variable rate money market account at First National Bank.

PLANNING AND ZONING REPORT: 00:15:46

- The commission did not meet this month.

PARKS: 00:15:48

- The Committee report is on file.

UTILITIES COMMITTEE: 00:16:06

- The Committee did not meet this month.

EMPLOYEE SAFETY: 00:16:07

- The Committee did not meet this month.

PUBLIC COMMENTS: 00:16:07

- None

Guest speaker Dean Hayne from First Energy, our external affairs representative, was in attendance. Mr. Hayne has been with First Energy for 34 years. He explained that his role is to serve the communities and wanted council to know that they can call him if there is anything he can do to help the residents. Residents are still urged to call customer service unless there is an issue that is not getting resolved. He wanted to emphasize that if a resident's power is out residents should call to report the outage and not assume someone else did. The outage could affect a small section or a particular home so it is important for residents to report their home is without electricity. When calling the 800 number you will get an automated message. Residents can go online and set up an account for reporting. In addition, residents can report an outage by calling 1-888-LIGHTSS (1-888-544-4877) or Text **OUT** to 544487 (LIGHTS). If you're not enrolled in text messaging, text **REG** to 544487 to get started. Per Mr. Hayne there is a big initiative to find better ways to communicate with customers and communicate more effectively. For more information, go to firstenergycorp.com/outages.

Mr. Kvacek noted that there has been tree trimming going on this past year but he is still concerned with the area on Cannon Road near Solon Road where the power lines run through the Metro Parks. He noted that the Metro Parks position is to let the pine trees die and fall on the power lines and he thought maybe the Illuminating Company had some influence to correct the situation. There are numerous dead pine trees along the road and power is lost at least two times a year due to trees snapping. Mr. Hayne was unaware of the problem, but said he would look into it. If the trees are out of the right of way, the Illuminating Company will not trim unless it is in imminent danger of coming down.

Mr. Kvacek asked for an update on NOPEC. Kathleen Hale, who recently attended the NOPEC meeting reported that 97% of customers have been released from NOPEC and returned to their default supplier. The reason is because NOPEC bids for power within six months and the default supplier had a longer contract, as in before the recent war between Russia and the Ukraine. Customers were being billed twice the rate with NOPEC than they were with the default. PUCO is now looking into the matter as to whether it is an attempt to manipulate the market.

Mr. Kvacek inquired about the billing on the disconnected lights on the Miles Road Bridge and Mr. Hayne said the final bill was November 8th.

Mr. Chalfant asked for other instances where Mr. Hayne would be able to help. He explained that he can help in right of way situations, real estate situations, situations with the police or the service department, equipment needing moved and new situations every day, some that may not be able to be resolved on the customer service line.

OLD BUSINESS: 00:29:55

- None

NEW BUSINESS: 00:29:56

- 2022-41 An Ordinance for the payment of bills in the month of November 2022 in the amount of \$241,723.46 and declaring an emergency.**
- Motion to suspend the three-reading rule by Goetsch; second Whitmyer
- Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes
- Motion to adopt by Goetsch; second Kvacek
- Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes
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- 2022-42 An Ordinance authorizing the Mayor to enter into a contract with the Chagrin Falls Suburban Volunteer Fireman's Association Inc., for the years 2023 through 2025 and declaring an emergency.**
- Motion to suspend the three-reading rule by Hale; second Goetsch
- Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes
- Motion to adopt by Hale; second Goetsch
- Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes
- 2022-43 An Ordinance authorizing the Mayor to enter into a contract with Medical Mutual of Ohio for the provision of health care insurance to all full-time Village employees at an aggregate cost not to exceed \$68,148.12 and declaring an emergency.**
- Motion to suspend the three-reading rule by Hale; second Goetsch
- Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes
- Motion to adopt by Hale; second Goetsch
- Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes

2022-44 A Resolution amending the Bentleyville budget for fiscal year 2022 and declaring an emergency.

Motion to suspend the three-reading rule by Hale; second Goetsch

Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes

Motion to adopt by Hale; second Kvacek

Roll call: Hale: yes; Kvacek: yes; Whitmyer: yes; Goetsch: yes; Rubin: absent; Hemmelgarn: yes

MOTIONS: NONE

COMMENTS FROM THE FLOOR: 00:36:53

- None

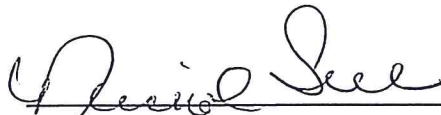
Mayor Spremulli reminded everyone to stop by for the tree lighting if they have an opportunity.

ADJOURNMENT: 00:37:18

- Motion to adjourn by Hale. Second by Whitmyer. Passed by unanimous voice vote.

Respectfully submitted,

Kathleen Hale
President of Council



Nickol Sell
Fiscal Officer

