

VILLAGE OF BENTLEYVILLE

COUNCIL MEETING MINUTES SEPTEMBER 18, 2024 7:00 P.M.

CALL TO ORDER BY MAYOR:

ALLEGIANCE TO THE FLAG: 0:00:06

ROLL CALL: 0:00:27

<input checked="" type="checkbox"/> Kathleen Hale, Mayor	<input checked="" type="checkbox"/> Lisa Whitmyer	<input checked="" type="checkbox"/> Alex Goetsch
<input type="checkbox"/> Robert Chalfant	<input checked="" type="checkbox"/> Terry Hemmelgarn	<input checked="" type="checkbox"/> Ken Kvacek
<input checked="" type="checkbox"/> Ryan Rubin		
<input checked="" type="checkbox"/> Charles Nemer, Law Director	<input checked="" type="checkbox"/> Jeff Filarski, Engineer & Building Official	
<input checked="" type="checkbox"/> Gabe Barone, Police Chief	<input checked="" type="checkbox"/> Matt Maistros, Service Director	

CLERK: 0:00:48 A Motion to accept prior written minutes and audio recording of the August 21, 2024, Council meeting.

Mr. Kvacek pointed out an error on page 2 that referenced 2 structures. Page 4 Service Department report "...risking something mayor" should be major. Same paragraph "...snow plow job of the mayor street" should also be major.

Motion to approve by Goetsch, second Rubin

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

0:03:25 Resident, Muhannad Hamdan, at 30 Martingale Court culvert repair that needs repair. Thought it wise to do the culvert as he is replacing his driveway. There is a Village ordinance says the Village may offer assistance up to 2,000 when certain conditions are met. He believes these conditions are met. Approval is required by Council for expenditures. Mayor Hale responded saying since this item was not on the agenda no action may be taken tonight. We will take it under advisement and add it to the agenda for next month's meeting.

MAYOR'S REPORT: 0:13:27

Went to the COG, Council of Governments, meeting with the Chief today. Discussion regarding the revising the fee structure. Plans for Boo-ville are in the works. It will occur on Sunday October 27th. Grant application for Police equipment, body cams has begun and will go until the end of September.

FISCAL OFFICER: 0:17:59 Finance Report

LAW DIRECTOR'S REPORT: 0:18:18

BUILDING INSPECTOR'S REPORT: 0:18:24 Need to call a meeting for the planning committee to review the variance request.

ENGINEER'S REPORT: 0:19:08 Mr. Kvacek asked about Mr. Filarski's referral to the Chagrin River Watershed Partners about a tree that fell down. Also asked about Miles Road bridge project where there

were railroad ties and road bricks that he had requested to save them. He believed the items to have some historical significance. Mr. Filarski said from now on he will notify the contractor to run things of this nature by him.

CHIEF'S REPORT: 0:19:20

SERVICE DEPARTMENT REPORT: 0:19:29 The three NOPEC Village Hall projects are scheduled for the next couple weeks. Leaf pick-up will start in the middle of October.

COMMITTEE REPORTS: 0:25:58

- **Streets and Safety Committee Report**
- **Finance, Grants, Insurance Committee Report** Continuing to refine financial statements. RITA income is up from last year about 50K. Budget amendments were discussed.
- **Planning and Zoning Commission Report** did not meet
- **Park, Facilities, Beautification Committee Report** Scheduled Boo-ville. Trick or treat date has been identified as October 31st from 6-8pm with a request to the Chief and Service Director for review before finalizing.
- **Utilities Committee Report**

PUBLIC COMMENTS (May be limited to no more than 5 minutes) 0:30:32

OLD BUSINESS:

NEW BUSINESS: 0:30:55

2024-40 **An Ordinance for the payment of bills in the month of September 2024 in the amount of \$ 48,940.44 and declaring an emergency.**

Motion to adopt by Rubin, second Whitmyer

Roll call: Chalfant: absent; Goetsch: no; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

Motion to suspend the three-reading rule by Rubin second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-41 **Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer and declaring an emergency.**

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

Motion to suspend the three-reading rule by Rubin second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-37 A Resolution amending the Bentleyville Budget for fiscal year 2024 and declaring an emergency.

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: no; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

Motion to suspend the three-reading rule by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-38 A Resolution authorizing the mayor to enter into a contract with American Roadway Logistics and declaring an emergency.

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: no; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

Motion to suspend the three-reading rule by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: no; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-39 A Resolution authorizing the mayor to enter into a contract with Specialized Construction for the 2024 Asphalt Pavement Repairs and declaring an emergency.

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

Mr. Goetsch asked if this was in the 2024 budget. Mr. Filarski said this was not in the budget. Mr. Kvacek asked if this was a budgeted item. Mr. Filarski confirmed there was money in the budget for paving. Ms. Most looked and informed the group that there are funds left that are not encumbered. The Moreland Hills bill needs to be paid as well.

Motion to suspend the three-reading rule by Rubin second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-42 A Resolution authorizing Change Order #1 for the Riverview Park Improvement Project and declaring an emergency.

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: no; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

This was to close out the contract. They were charged \$200/day for 8 days being late. They will be back in the spring to finish plantings.

Motion to suspend the three-reading rule by Rubin second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-43A Resolution authorizing the mayor to enter into a contract with Tire and Wheel Auto Service Center for repairs to the 2017 Freightliner- M2 and declaring an emergency.

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

This is a safety issue with brakes. Additionally, the truck should be rinsed off after salt is dispensed. Mr. Maistros wanted to clarify there are additional costs to repair this truck, but those will be paid with funds already budgeted.

Motion to suspend the three-reading rule by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

2024-44 An Ordinance amending Ordinance 2023-35 establishing compensation for employees of the Village of Bentleyville for the year 2024, and declaring an emergency.

Motion to adopt by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

This is to assure there is personnel available during snow storm conditions.

Motion to suspend the three-reading rule by Rubin, second Whitmyer.

Roll call: Chalfant: absent; Goetsch: yes; Hemmelgarn: Yes; Kvacek: Yes; Rubin: Yes; Whitmyer: yes

MOTIONS:

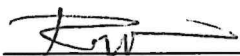
COMMENTS FROM THE FLOOR: 0:50:34

MOTION TO ADJOURN: 0:51:39

Voice vote: Unanimous

Meeting was adjourned at 8:00 pm.

Respectfully submitted,



Ryan Rubin
President of Council



Tammy Most
Fiscal Officer