

VILLAGE OF BENTLEYVILLE

COUNCIL MEETING MINUTES FEBRUARY 19, 2025 7:00 P.M.

CALL TO ORDER BY MAYOR:

ALLEGIANCE TO THE FLAG: 0:00:00

ROLL CALL: 0:00:15

<input checked="" type="checkbox"/> Kathleen Hale, Mayor	<input checked="" type="checkbox"/> Lisa Whitmyer	<input checked="" type="checkbox"/> Alex Goetsch
<input checked="" 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"/> Joe Grandinetti, 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	
<input checked="" type="checkbox"/> Tammy Most, Fiscal Officer		

CLERK: A Motion to accept prior written minutes and audio recording of January 15, 2025, Council meeting.

Motion to adopt by Rubin, second Whitmyer

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

MAYOR'S REPORT: 0:01:07 The newsletter will be coming soon and will include items from each department, information regarding the recently donated painting, and upcoming projects. There is a program to give first responders access to homes when the need arises due to a fall or other emergency. The mayor is interested in reviewing this program further.

MOTIONS: 05:20 Mr. Filarski went over the details of the variances below. He cited that there were no objections from the neighbors and provided drawings to the Council. Mr. Kvacek provided a bit of history about the property. Mr. Chalfant added that the variance allows the house to become symmetrical and recommended approval.

Upon recommendation of the Planning Commission, a Motion to approve the following two (2) Variances for Helen & Tara Szmagala 5585 Liberty Road. PP 941-009:

Variance to Section 1266.03(d) to allow for the building to be within 35' of the side lot line. **(12.0' setback is proposed, 35' us required.) A variance of 23.0' is required.**

Variance to Section 1266.03(d) to allow for the building to be within 120' of the center of the street. **(61.92' setback is proposed 120' is required.) A variance of 58.8' is required.**

Approve x Not approve

Motion to approve by Chalfant, second Goetsch

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

FISCAL OFFICER: 0:11:15 Ms. Most contacted the bank representative regarding removing the accounts in order to reduce fees – remove payroll and sweep accounts and have overdraft tied to MM account. Audit information for President of Council to complete. RITA delegates are Council President, Ryan Rubin and Finance Committee chair, Terry Hemmelgarn. Mr. Kvacek agreed with the bank account changes and advised the letter be prepared for the Mayor to send immediately.

LAW DIRECTOR’S REPORT: 0:14:35

BUILDING INSPECTOR’S REPORT: 0:14:41 Mr. Filarski advised that he has filed the reports with the State for both commercial and residential,

ENGINEER’S REPORT: 0:15:00 Mr. Kvacek asked about the issue with the water at Parkwood Circle. Mr. Filarski advised that the issue has been resolved. Mr. Kvacek asked about the light at Sulfur Springs and Miles and whether the permanent light would be installed later this month. Mr. Filarski advised it to be installed in the spring. Mr. Goetsch asked about the 2025 road plan. Mr. Filarski will provide this as soon as he can.

CHIEF’S REPORT: 0:18:55 Mr. Kvacek advised that he has seen a large coyote recently. Chief Barone advised that there are coyotes all over the area.

SERVICE DEPARTMENT REPORT: 0:22:02 Mr. Maistros advised that the old leaf vacuum be advertised for sale after tonight’s meeting. Salt supply is sufficient to finish the season. 425 Tons have been ordered this season.

COMMITTEE REPORTS: 0:23:50

- **Streets and Safety Committee Report**
- **Finance, Grants, Insurance Committee Report**
- **Planning and Zoning Commission Report:** It was suggested it may be time to take a look at the codes to see if they need updating.
- **Park, Facilities, Beautification Committee Report** Mr. Chalfant reported that there has been much discussion from the Garden Club about the old flagpole island in front of the Village Hall. He prefers a stamped concrete island for various reasons including aesthetics, safety, and practicality for maintenance, as opposed to raised beds. There will be 2 additional crab apple trees planted. Additional holiday lights are a planned expenditure. A commercial window washer for Village Hall will be sought out. Two new signs for events will be purchased. Foot path to the bathroom in the park will be a two stage process. First mulch then river stones. Toilet paper dispenser will also be a consideration. Mr. Filarski believed the dispensers are already in the bathroom. The dog chip reader has been purchased. However, it has been discovered that updating the owner of records is a bit difficult. Shakespeare in the park will be June 29th.
- **Utilities Committee Report** Mr. Rubin reported that he had a question about Incentivized Variable Pricing for electricity. After he explored the option, he realized that the pricing provided by NOPEC is reasonable, and the Incentivized pricing is not really competitive in our area.

PUBLIC COMMENTS (May be limited to no more than 5 minutes)

OLD BUSINESS:

NEW BUSINESS: 0:40:40

2025-02 An Ordinance for the payment of bills in the month of February 2025 in the amount of \$ 70,650.70 and declaring an emergency.

Motion to adopt by Goetsch, second Rubin

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

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

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

~~**2025-03** A Resolution amending the Bentleyville Budget for fiscal year 2025 and declaring an emergency.~~

2025-03 A Resolution authorizing the mayor to place certain specific items of Village property up for sale on the GOVDEALS, Inc, Auction Website and declaring an emergency.

Motion to adopt by Rubin, second Goetsch.

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

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

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

COMMENTS FROM THE FLOOR:

MOTION TO ADJOURN: 0:44:10

Voice vote: Unanimous

The meeting was adjourned at 7:46 pm.

Respectfully submitted,



Ryan Rubin
President of Council

Tammy Most
Fiscal Officer