

March 25, 2013

Mayor Ann Roth called the Swanton Village Council meeting to order at 7:00 P.M. Mayor Roth opened the meeting with a prayer followed by the Pledge of Allegiance to the Flag of the United States of America. Council members present were Tamara Haselman, David Pilliod, Jeff Pilliod, and James Piotrowski. Michael Rochelle was absent. Village Administrator, Jon Gochenour, and Clerk-Treasurer, Mary Lou Perrin, were also in attendance.

Mayor Roth called for a motion to approve the minutes of February 25, 2013. Motion to approve was made by Councilman Piotrowski; seconded by Councilwoman Haselman. Motion passed 3-0-1 with Councilman Jeff Pilliod abstaining.

Mayor Roth called for a motion to approve the payment of bills totaling \$27,120.32. Jean Kelly, Finance Director, presented a listing of bills to be paid. A motion to approve payment of bills was made by Councilman Jeff Pilliod; seconded by Councilman David Pilliod. Motion passed 4-0.

Mayor Roth introduced and welcomed Heather Kost, Fulton County Emergency Management Director. Ms. Kost introduced Council to the Fulton County Emergency Management Agency and a training program to be held April 4, 2013 in Wauseon, Ohio.

Mayor Roth called for old business and introduced **Ordinance 2013-2 (Declaring the Necessity to Collect Special Assessment for Street Lighting)** and called for a third and final reading. The enclosed ordinance declares the necessity of the Village to collect special assessments for the provision of street lighting. The estimated cost per property owner is \$23.00 per year. Motion to approve was made by Councilman Jeff Pilliod; seconded by Councilman Piotrowski. Motion passed 4-0.

Mayor Roth introduced **Ordinance 2013-3 (Declaring the Necessity to Collect Special Assessment for Leaf Collection)** and called for a third and final reading. The enclosed ordinance declares the necessity of the Village to collect special assessments for the provision of leaf collection. The estimated cost per property owner is \$15.50. Motion to approve was made by Councilman Jeff Pilliod; seconded by Councilman David Pilliod. Motion passed 4-0.

With no further old business, Mayor Roth called for new business and introduced **Ordinance 2013-5 (Consulting Agreement with Leon Smith)** and asked for a first reading. Motion to approve was made by Councilman David Pilliod; seconded by Councilman Jeff Pilliod. Motion passed 4-0.

Mayor Roth introduced **Ordinance 2013-6 (Permanent Appropriation Ordinance)** and asked for a first reading. There were no appropriation changes from the Temporary Appropriation Ordinance in the Permanent Appropriation Ordinance for 2013. Motion to approve was made by Councilman David Pilliod; seconded by Councilwoman Haselman. Motion failed 3-1 with Councilman Jeff Pilliod voting no.

Mayor Roth introduced **Resolution 2013-8 (Opposition to State Control of Municipal Income Tax)** and asked for a first reading. The Resolution states the formal opposition of the Village of Swanton to any attempt by the Ohio Legislature to take over control of municipal income tax through the passage of House Bill 5. Motion to pass the ordinance was made by Councilman David Pilliod; seconded by Councilman Piotrowski. Motion passed 4-0.

Mayor Roth introduced **Resolution 2013-9 (Accepting Ownership of Fire Equipment)** and asked for a first reading. The resolution requested by the Fulton County Commissioners accepts ownership of one (1) multi-gas meter and two (2) confined space kits obtained through a county grant at no cost to the Village of Swanton. Motion to approve was made by Councilman David Pilliod; seconded by Councilman Jeff Pilliod. Motion passed 4-0.

Mayor Roth called for a motion for approval of proposed Police Policy and Procedure revisions. The "Citizens Complaint; Brady Disclosure and In-Car Video and Audio Recordings" have also been reviewed and approved by the Village Solicitor. Motion to approve was made by Councilman Piotrowski; seconded by Councilwoman Haselman. Motion passed 4-0.

Mayor Roth called for a motion for the approval of revisions to the Village Public Records Retention Schedules for all Village Departments. The schedules have also been reviewed by the Village Solicitor. Motion to approve was made by Councilman Piotrowski; seconded by Councilwoman Haselman. Motion passed 4-0.

Mayor Roth read the proclamation "Parents Who Host, Lose the Most"; a proclamation urging adults to refuse to provide alcoholic beverages to underage youth.

Mayor Roth called for a motion to retire to Executive Session for the Discussion of the Appointment of Personnel. Motion to approve was made by Councilman Piotrowski; seconded by Councilman Jeff Pilliod. Motion passed 4-0.

Upon returning from Executive Session, Councilwoman Haselman made a motion to fill a vacancy on Swanton Village Council created by the resignation of William Belinger with Paul Dzyak; seconded by Councilman David Pilliod. Motion passed 4-0. The Village Solicitor administered the oath of office to Mr. Dzyak.

After the appointment of Mr. Dzyak to Council, Mayor Roth reintroduced **Ordinance 2013-5 (Consulting Agreement with Leon Smith)** and declared an emergency. Due to the recent resignation of current the Sewer Plant Superintendent and new future EPA regulations regarding the removal of phosphorus, it was the recommendation of the Water and Sewer Committee to hire consultant Leon Smith to assist with the operation of the plant, the training of new personnel, and the development of a new treatment process to meet new phosphorous removal regulations. The emergency measure is requested in order to finalize this agreement prior to the resignation of the sewer plant superintendent

which is effective on April 3, 2013. Motion to suspend the rules was made by Councilman Piotrowski; seconded by Councilman Jeff Pilliod. Motion passed 5-0. Motion to pass the Ordinance was made by Councilman David Pilliod; seconded by Councilman Piotrowski. Motion passed 5-0.

Mayor Roth reintroduced **Ordinance 2013-6 (Permanent Appropriation Ordinance)** and declared an emergency. There were no appropriation changes from the Temporary Appropriation Ordinance in the Permanent Appropriation Ordinance for 2013. Motion to suspend the rules was made by Councilman David Pilliod; seconded by Councilwoman Haselman. Motion passed 5-0. Motion to pass the Ordinance was made by Councilman Jeff Pilliod; seconded by Councilman Piotrowski. Motion passed 5-0.

Mayor Roth called for a motion to remove Police Chief Talbot from his probationary employment period. Motion was made by Councilman Piotrowski; seconded by Councilman David Pilliod. Motion passed 5-0.

Due to the state cuts in property tax revenue in the Park Fund, Mayor Roth called for a motion to eliminate all part-time maintenance positions for all Village parks for 2013. Motion to approve was made by Councilman David Pilliod; seconded by Councilwoman Haselman. Motion passed 5-0.

Mayor Roth called for Council Committee Reports. Public Safety Committee met this evening before Council. Swanton Township Trustee James Irmey was present and addressed the proposed reimbursement fee requested by the Fulton County Commissioners for emergency medical service runs into Lucas County with Fulton County owned ambulances. A motion was made by Councilwoman Haselman to authorize the administration to finalize a reimbursement fee to the Fulton County Commissioners for Lucas County emergency service runs and to pass this fee on to Swanton and Harding Townships; seconded by Councilman David Pilliod. Motion passed 5-0.

Fire Chief Chad Smith was present and provided a report on fire operations for the month of February 2013. Mr. Smith recommended the hiring of Nathan Jones and Brandon Bargaheiser for part-time employment with the Fire Department. Motion was made by Councilman Piotrowski to hire the two individuals recommended by the Fire Chief for part-time employment with the Fire Department at the current rate established by Council contingent on successfully completing a criminal background check and physical; seconded by Councilman David Pilliod. Motion passed 5-0. The Committee also discussed a proposed resolution requested by Fulton County to accept ownership of one multi-gas meter and two confined space kits. A first reading on this measure was passed by Council earlier this evening.

Patrolman Adam Berg was present to provide a report on Police Department operations in the absence of Chief Talbott for February 2013. The Safety Committee recommended to Council to approve the proposed revisions to Policy and Procedures of the Police Department and the public records retention schedules for both the Fire and Police Departments. These issues were also approved earlier this evening by Council.

The Water and Sewer Committee also met this evening before Council. Chairman Haselman reported on the consulting agreement with Leon Smith and the resignation of the current Sewer Plant Superintendent. It was the recommendation of the Committee to Council to authorize a consulting agreement with Leon Smith and to establish a depository system for Village hydrant meters used on Village construction projects. The Committee also discussed the TTHM violation at the Water Treatment Plant and that engineering plans for the water treatment improvement designed to eliminate TTHM violations in the future has been sent to the Ohio EPA for approval.

Mayor Roth reported on the upcoming Farmer's Market and its new location on the corner of Airport Highway and Hallett Avenue in the Swanton Pharmacy parking lot. Mayor also reviewed with Council proposals for either leasing or purchasing a vehicle for Fire Chief Smith.

Mayor Roth called for the Administrator's Report. Administrator Gochenour informed Council that Rite Aid will be excavating a portion of their parking and sidewalk area to remove pollution detected at the site caused by a prior owner of the property beginning April 1, 2013. The work is required and overseen by the State of Ohio. Council approved the proposed use of Memorial Park for a planned "Model T Jamboree" on August 31, 2013 from 9:00 A.M. to approximately Noon. Over 150 Model T's are expected to take place in this event. Council declined to participate in a proposed fencing project in conjunction with Swan Creek Township involving Swan Creek Cemetery.

Planning Commission is scheduled to meet April 9, 2013 at 6:30 p.m.

With no further business, Mayor Roth called for a motion to adjourn. Motion was made by Councilman Dzyak; seconded by Councilman Piotrowski. Motion passed 5-0. Council adjourned at 8: 45 p.m.

Ann Roth, Mayor

Attest:

Mary Lou Perrin, Clerk-Treasurer