

VILLAGE OF REPUBLIC

COUNCIL MEETING

REGULAR SESSION

Held: September 19, 2011

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The REGULAR MEETING of VILLAGE OF REPUBLIC convened in regular session from 7:30 P.M. to 8:40 P.M. in the VILLAGE OFFICE, 219 WASHINGTON ST. Mayor Phillip Benner called the meeting to order by leading with the Pledge of Allegiance.

Roll call was then taken with the following members and visitors present:

Mrs. CARISSA BOESER	Present	Mrs. DARLENE HOEPF	Present
Mr. DAVE KIRIAN	Present	Mr. MATT LUCIUS	Present
Mr. LARRY SHOCK	Present	Mrs. REA SPOTTS	Present

EMPLOYEES Fiscal Officer Harer, Police Chief Marfia, and Village Administrator Trott

GUESTS: Resident: Michael Oberlander, Juanita Nause, Bruce & Doris Lambert, Joe Shawberry, Celinda Gerhardtstein, Dave Fretz, Jim & Donna Billings

AGENDA

A correction was made to the agenda to add Ordinance 2011-10, 2011-11, and 2011-12 under the legislation section. Motion made by M. Lucius to accept the agenda, seconded by D. Kirian. All present vote yes.

MINUTES

Motion by D. Kirian to accept the minutes, seconded by L. Shock. All present vote yes.

GUEST COMMENTS

No guest(s) to come before council.

MAYOR'S REPORT

Mayor Benner had no informed to come before council at this time.

POLICE CHIEF'S REPORT

Chief Marfia gave the incident report showing 75 calls for service consisting of: 39 complaints, 4 arrest, 32 traffic enforcement stops of which 14 traffic citations were issued. Chief informed council the department assisted in a pursuit of a vehicle with Attica, Bloomville, Seneca County Sheriff, and the State Highway Patrol on the evening of September 16, 2011 with estimated speeds of 130 mph through town. Chief Marfia commended Officer Thomas Cory for staying focused as Cory immediately reacted by going to the intersection of 19 & 18 and shut it down to protect the citizens. Cory did join the pursuit for added support by staying back, obeying traffic laws and keeping safety. Marfia stated that was good of him; most would want to be involved. It is a high risk game even in a small town like Republic.

SOLICITOR REPORT

Solicitor Palau explained Ordinance 2011-11 amending section 8 of tax Ordinance 2011-07 which will limit R.I.T.A. from charging penalties and interest fees for those who pay at the time of filing their annual return on April 15. The other Ordinances were provided at the request of council.

VILLAGE ADMINISTRATOR'S REPORT

Administrator Trott advised council an electric pole was replaced on S. Madison, replaced five (5) street lights, and fixed a fuel leak on the sewer truck. Currently the department is working on a fire hydrant on West Jefferson Street. In the past these hydrants were replaced for a cost of \$1,500 to \$2,000.00 each, but this one is being tore apart and parts for this is estimated to be \$300 to \$400.00 for total repair; this is a large cost savings. The tile at the end of Maple Street has been fixed and completed. Once the weather straightens and things are dry we will start filling and leveling off the areas where the trees and stumps were removed. The corner of Van Buren and Jefferson has been patched which was damaged from the water leak in 2010. Flushing of fire hydrants will take place the week of October 3 through the 7. Bloomville's Village office contacted us to advise they set Trick or Treat in their village for October 31, 2011.

FISCAL OFFICER'S REPORT

Fiscal Officer Harer presented to council the Mayor's Court Report for the month of September along with the Fund Status Report showing the current amounts in the checking account.

PRESENTATION OF BILLS/FINANCIAL REPORTS

Council was presented with the September warrants. D. Hoepf made motion accepting the monthly warrants; second by M. Lucius, motion passes.

COUNCIL (COMMITTEE) REPORTS

Councilman M. Lucius advised of another community block watch meeting scheduled for October 11, 2011 at 6:00 P.M. He expressed how informative this has been and it is not just for village residents it is for the entire township, and everyone is

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encouraged to attend. Councilwoman D. Hoepf explained the finance meeting held on the 15th of September where a line item showing appropriations of \$64,000 was questioned. These are funds estimated to be received from the county when actually an estimated \$10,000 is actually in the line item. Our local government funding for this year is approximately \$62,000 and next year it is to be \$44,000.00.

CITIZEN'S COMMENTS

Jim & Donna Billings came to council to discuss the stoning of an alley to access their property. The Billings stated they have had nothing but issues accessing their property by this alley. The Billings chose the alley running North & South off Maple Street as it is the shortest distance to their property. Solicitor Palau asked the Billings if they had been in contact with any of the neighbors and is this alley in question agreed to be stoned by all neighbors. Palau asked about using the other two alleys; another North and South alley off of Maple or the East and West alley off of Kilbourne. Palau stated to find an alley where all parties can agree and that be the one to choose. Citizen Celinda Gerhardtstein stated she resides at 201 Maple and is against the stoning of the alley running next to her property. There are many improvements that need done to the alley and brought to code before the Billings should be allowed to stone the alley. She also would hope the Village would inspect to make sure all codes are followed. Mayor Benner encourages everyone to try and get along with their neighbors in this matter and he will try to help make everyone happy with hopes to resolve this issue. Council has given permission to stone one of the alleys Benner stated, now we need to try and work out a plan to determine which alley will be stoned.

Resident Dave Fretz asked council about when the Christmas parade would be held as the Legion along with the Boy Scouts want to hold a Flag Burning ceremony followed by a soup and salad dinner the same night as the parade. Fretz also asked if there could be extra patrol that evening as he is concerned about the public safety. Council determined the Christmas parade would be held December 4, 2011 with the flag burning ceremony starting at 3:00 P.M., soup and salad dinner starting at 4:00 P.M and the parade at 6:00 P.M.

Resident Bruce Lambert asked if the changes being made to the Income Tax Ordinance 2011-07 would cause the ordinance to be void. Palau responded that the amendments would only change those sections of Ordinance 2011-07; it would not require an entire new ordinance to be created. Lambert stated he needed copies of the amendments to attach to the referendum he is filing to require this issue to be placed on the ballot allowing the voters to decide on the income tax being placed against the village citizens.

Resident Lori Stombaugh wanted to know how much funding the Village needed, what will be done with the funds, what will happen with any extra funding, how much funds will the tax generate, and why are you passing this by emergency and not allowing the voters to vote on this issue? She thought further discussion on this topic was going to happen before any decision was made. Councilman Lucius stated we have already seen cuts in our local government funding. We have asked the citizen for their support three (3) different times in the past with the levy's and received no support. In 2000 we collected \$71,000 in state funding, this year we are to collect 63,000 with 11% being cut from the budget and next year it will be around \$44,000 which is a 28.6% cut. Additional cuts have been made to the budget, and the revenue collect will be just enough to meet the needs of the Village. We are not trying to make money Lucius we are just trying to maintain and maybe this will allow for some of the services once provided too return. Stombaugh was advised there is no data available to say exactly how much revenue this will generate, as the state lumps the income funds from the schools and the entire 448 and 449 zip codes together, plus the citizens in Republic did not comply with past survey requests to gather this information. Stombaugh confirmed she would not comply with such survey as she feels it is no one's business to know her income. Council did state if extra funding is collected the tax percentage can be lowered as for allowing credits to those paying taxes elsewhere council felt everyone should be the same across the board advised Spotts.

OLD BUSINESS

D. Hoepf made motion to hold Trick or Treat on October 31, 2011 from 6:00 to 7:30 P.M., second by C. Boeser; all present voted yes motion passes. C. Boeser made motion to have the Christmas parade on December 4, 2011 with the Legion and boy scouts hosting a flag burning ceremony at 3:00, a soup and salad dinner at 4:00 P.M. with the parade starting at 6:00 P.M., second by R. Spotts; all present voted yes, motion passes.

NEW BUSINESS

R. Spotts wanted information as to why the town truck was Aichholz for so long and what was wrong with the vehicle? Trott stated it was out of service for about a week, and they fixed the heads on the engine.

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EXECUTIVE SESSION

At 8:30 P.M. C. Boeser made motion to move into executive session to discuss possible litigation. All of council, mayor, police chief, solicitor, and fiscal officer were invited to the session, second by D. Kirian. At 8:36 P.M. C. Boeser made motion to adjourn from executive session; second by M. Lucius; all present approved.

LEGISLATION

Final reading: Resolution 2011-11 (Accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor)

D. Hoepf made motion to accept Resolution 2011-11; second by M. Lucius. Roll call was taken were all present voted yes, motion passes.

First Reading Ordinance 2011-09: (Ordinance establishing a curfew for minors)

First Reading Ordinance 2011-11: (Ordinance amending section 8 interest and penalties of the village of Republic Tax Ordinance 2011-07 adding section (e).

Ordinance 2011-10: (Ordinance amending section 3 of Ordinance 2011-07 for the Village of Republic, Ohio and making the effective date of the income tax January 1, 2012 and not January 1, 2011; and declaring an emergency.)

*Councilman L. Shock made motion accepting this ordinance and declaring it an emergency, second by R. Spotts roll call taken all present voted yes, motion passes. Councilman M. Lucius made motion to suspend the three (3) readings and declare Ordinance No: 2011-10 an emergency, second by D. Kirian; roll call taken all present voted yes, motion passes. R. Spotts made motion to adopt Ordinance No: 2011-10, second by D. Hoepf; roll call taken all present voted yes, motion passes.

First Reading Ordinance 2011-12: (Ordinance renewing Mayor's Court for the Village of Republic with Limited Jurisdiction.)

OTHER BUSINESS

No other business to come before council.

ADJOURNMENT

There being no more business to come before council, Councilwoman D. Hoepf made a motion to adjourn, C. Boeser seconded. So moved. The meeting was adjourned till Monday October 3, 2011 at 6:30 P.M. at the VILLAGE OFFICE, 219 WASHINGTON ST.

Mrs. CARISSA BOESER

Mrs. DARLENE HOEPF

Mr. DAVE KIRIAN

Mr. MATT LUCIUS

Mr. LARRY SHOCK

Mrs. REA SPOTTS

Fiscal Officer: TAMMY HARER

Mayor: PHILLIP BENNER

All formal actions of the REGULAR MEETING of VILLAGE OF REPUBLIC concerning and relating to the adoption of resolutions and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.