

**MINUTES OF REGULAR MEETING OF COUNCIL OF THE VILLAGE OF
EAST SPARTA, COUNTY OF STARK AND STATE OF OHIO HELD IN THE
MUNICIPAL BUILDING ON JANUARY 19, 2009.**

The meeting was called to order at 7:00pm. The Mayor led Council and visitors in reciting The Lord's Prayer and the Pledge of Allegiance.

Roll call was taken with the following members present; Mayor Jackie Truax, Council Members Charlene Stelluto, Michael Caudill, Chris Freitag, Marlene Gray, Clerk Treasurer Rice. Absent were Council Members Kenneth Byrd and David Naus. Stelluto made motion to excuse the absences, seconded by Freitag. Roll call 4 Yea, 0 Nay, motion carried.

Visitors included; Joe Kostic (Village Coordinator), Robert Cyperski (Village Solicitor) and Karen Mundy (Press News).

Chief Hager presented the Police Report to Council. For December there were; 5 Traffic Arrests, 0 Juvenile Traffic. 0 DUI Arrests, 1 Crash Report, 1 Misdemeanor Arrest, 0 Felony Arrests and 3 Calls for Service.

The minutes of the Regular December 15th meeting were read. Caudill made motion to accept the minutes as read, seconded by Stelluto. Roll call 4 Yea, 0 Nay, motion carried.

The minutes of the Special Reorganization Meeting were read. Freitag made motion to accept the minutes as read, seconded by Gray. Roll call 4 Yea, 0 Nay. Motion carried.

The Financial Reports were presented to Council. The reports included; Bank Reconciliation, Warrant Register. Receipt Register, Revenue Status, Appropriation Status and Fund Status. Freitag made motion to pay the bills totaling \$24669.89, seconded by Stelluto. Roll call 4 Yea, 0 Nay motion carried. Caudill made mention of the amount of paper used for the reports. Council decided to have the Clerk make only one (1) copy of each report and the members would arrive early to read the master copy of the reports. Rice will continue to e-mail the reports to those members that are on-line.

The Mayor presented the Cash Report to Council. There was \$110.00 collected. Freitag made motion to accept the report as presented, seconded by Caudill. Roll call 4 Yea, 0 Nay, motion carried.

R-1-09-01 resolution accepting the amounts set forth by the Stark County Auditor for the existing tax levies of the Village. Freitag made motion to suspend three readings, seconded by Stelluto. Roll call 4 Yea, 0 Nay, motion carried. Stelluto made motion to accept the resolution as presented, seconded by Freitag. Roll call 4 Yea, 0 Nay, motion carried.

R-2-09-01 resolution appointing Fire Safety Officer. Stelluto made motion to suspend three readings, seconded by Caudill. Roll call 4 Yea, 0 Nay motion carried. Stelluto made motion to accept the resolution as presented, seconded by Caudill. Roll call 3 Yea, 0 Nay, Freitag abstained, motion carried.

R-3-09-01 resolution approving mowing contract – 1st reading.

R-4-09-01 resolution requesting certification of a 3.0 mill replacement operating levy of the Stark County Auditor – 1st reading.

The Mayor informed Council that she, Caudill and Naus had attended the public records training in Sugarcreek on January 13th, which fulfills the requirements for this term.

Cyperski addressed Council. Cyperski reported that the Mayor has received a public records request for the entire data bases of all criminal and traffic cases from Mayor's Court. Cyperski estimated that would entail 7500 copies some of which would need to be outsourced as the Village copier would not handle the large dockets. Cyperski is sending letter to requestor of the cost and stating that \$900.00 plus postage would need to be paid in advance to the copies being done. Cyperski also addressed a matter about special meetings and Council initiated by Stelluto. Stelluto had asked Cyperski if Council must be paid for special meetings. Cyperski, after investigation, found that Council MUST be paid for all special meetings per Ohio Revised Code and the pay could not be waived. Cyperski stated that he has filed the deed for the Dietz property and has incurred additional filing fees which will be billed to the Village. Cyperski also reported that he has not received a signed copy of the fire contract as of yet. Cyperski has also reviewed the contract for the EPA grant that the Mayor had received. Cyperski stated that the funds can ONLY be used for repairs and capital improvements and NOT operating funds.

Cyperski also reported that only a partial filing of the tile plant property has been completed, with no further information received.

R-5-09-01 resolution approving renewal of public defender contract. Stelluto made motion to suspend three readings, seconded by Freitag. Roll call 4 Yea, 0 Nay, motion carried. Stelluto made motion to accept the resolution as presented, seconded by Freitag. Roll call 4 Yea, 0 Nay, motion carried.

The Mayor reported that the first meeting of the school land committee had met on January 8th. Those in attendance were; Mayor Truax, Jason Adolph, Bob Crone, Steve Everetts, Chris Freitag, Richard Himes, Marguerite Medley, Charlene Stelluto and Patsy Waller. Ideas included; 3 ball fields, recreation center, walking track, new municipal offices, hotdog stand, recycling center and pavilions. The land must remain for public use and cannot be sold or leased. Everyone will investigate funding including grants.

Kostic addressed Council.

1. 2008 paving. Kostic has received rough estimates on two different projects – A. Chestnut St. south to the corporation limit about \$85-\$95,000.00, B. Willow, small portion of S main, Main St north of the bridge to Rt. 800 and Westbrook to the corporation limits about \$85,000.00. Kostic stated that the Village can only do one of the projects. Rice stated that the Village must do one of the projects to appease the Stark County Auditor and lessen the carry over balance in the road fund. After discussion and based on usage Council determined that Project B should be completed. Stelluto made motion to have Kostic advertise for bids for Project B indicating the date the Village would wish to have the work completed and have bids available for opening at February meeting, seconded by Caudill. Roll call 4 Yea, 0 Nay, motion carried.
2. Kostic reported that the small truck had been repaired for \$600.00 for the clutch and \$150.00 for an alternator.
3. Kostic reported that the salt situation is running low according to Pike Township. Kostic stated that he has been using the salt sparingly during the recent storms.

No minutes available from the Park Board.

The Water Board minutes were read to Council.

The Mayor reported that she had received the run reports from the ambulance and fire department.

Caudill requested that Rice should inquire about changing phone service from AT&T to Time Warner to try and save money. Rice will investigate and report back to Council.

Council decided the February meeting will be on February 23rd due to a lack of a quorum on the 17th.

Freitag made motion to adjourn, seconded by Gray. Meeting adjourned 7:53pm.

Mayor

Clerk-Treasurer