

**VILLAGE OF ORTONVILLE
VILLAGE COUNCIL
SEPTEMBER 10, 2007**

President Bess called the meeting to order at 7:30 P.M.

Pledge of Allegiance

Members Present: Batten, Bess, Green, Hanes, Hayden, Kassuba

Members Absent: Flath (with notice)

Also present were Manager Ed Coy, Clerk/Treasurer Mary Clark, Gary Rentrop Village Attorney and 15 citizens.

APPROVAL OF AGENDA

***MOTION** by Green seconded by Batten to approve the agenda as presented.

MOTION CARRIED.

***MOTION** by Batten seconded by Kassuba to move the Executive Session to the beginning of the meeting and to close the public portion of the agenda and open the Executive Session at 7:35, for the following purposes:

Discussion with Attorney regarding legal opinion letter regarding the firearms discharge issues.

Discussion with Attorney regarding legal opinion letter regarding potential litigation.

AYES: Kassuba, Green, Batten, Hanes, Hayden, Bess

NAYES: None

ABSENT: Flath

MOTION CARRIED

***MOTION** by Kassuba seconded by Green to reopen the public portion of the meeting at 8:07 p.m.

AYES: Kassuba, Green, Hayden, Batten, Hanes, Bess

NAYES: None

ABSENT: Flath

MOTION CARRIED

APPROVAL OF THE CONSENT AGENDA

***MOTION** by Hanes seconded by Green to approve the Consent Agenda as presented with the following actions.

- Recommend approval of Brandon Fire Expenditures for August 2007

AYES: 6

NAYES: 0

ABSENT: 1

MOTION CARRIED

***MOTION** by Batten seconded by Hanes to approve the minutes of the Regular Village Council Meeting on August 27, 2007 as corrected.

AYES: 6

NAYES: 0

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ABSENT: 1

MOTION CARRIED

VILLAGE DISBURSEMENTS – JULY 2007 – Council discussed the disbursements. Kassuba requested that the previous 6 months Equipment Maintenance Log prepared for the next Council meeting.

***MOTION** by Kassuba seconded by Green to approve the Village Disbursements for August 2007.

AYES: Kassuba, Hanes, Batten, Green, Hayden, Bess

NAYES: None

ABSENT: Flath

MOTION CARRIED

TREASURER’S REPORT – JULY 2007

***MOTION** by Batten seconded by Kassuba to accept the Treasurer’s Report for August 2007 as presented.

AYES: 6

NAYES: 0

ABSENT: 1

MOTION CARRIED

UNFINISHED BUSINESS

A. STREET SWEEPER REPAIRS – Coy presented Council with spreadsheet of cost comparisons through 2012. Council discussed the street sweeper repair issue.

Kassuba stated that she called Bell Equipment and talked to the shop foreman, he stated that the problems that the street sweeper has are related to lack of maintenance.

***MOTION** by Green seconded by Kassuba to table the street sweeper repairs until September 24, 2007 and the new Council is in place.

AYES: 6

NAYES: 0

ABSENT: 1

MOTION CARRIED

B. SKATE PARK COMMITTEE RECOMMENDATIONS – KAY GREEN – Green stated that she did not intend for this issue to be on the agenda as Council tabled the improvements until September 24, 2007 and the new Council is in place. Green did share with Council that volunteers have been found to supervise the Skate Park Mondays through Fridays from 6-8:00 p.m. until October 30, 2007. Hanes stated that a cement contractor was present to answer any questions regarding a masonry fence that Council may have.

C. 21 CHURCH ST. Coy stated to Council that none of the items that Council requested to be taken care of have been done.

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***MOTION** by Green seconded by Hayden to direct Manager Coy to contact the Village Attorney and immediately proceed with condemnation of 21 Church St.

AYES: 6
NAYES: 0
ABSENT: 1

MOTION CARRIED

NEW BUSINESS

- A. PURCHASE OF NETWORK ROUTER – MARY CLARK** – Clark explained to Council that there have been some issues with the network router, I.T. Right, Village IT contractor has recommended replacing the router. Clark presented 4 bids to Council.

***MOTION** by Batten seconded by Hanes to approve the purchase of a network router from IT Right in the amount of \$75.00.

AYES: Batten, Hanes, Green, Hayden, Kassuba, Bess
NAYES: None
ABSENT: Flath

MOTION CARRIED

- B. CABINETS FOR RECORD STORAGE AT 476 MILL ST.** – Coy presented to Council a quote for materials only, for the construction by the Senior Woodworking club of storage cabinets' n the kitchen area at the Village office.

***MOTION** by Kassuba seconded by Batten to approve the purchase, of materials for the storage cabinets, at the Village office for a cost of \$897.19.

AYES: Kassuba, Batten, Hayden, Hanes, Bess
NAYES: Green
ABSENT: Flath

MOTION CARRIED

- C. FREE SOD** – Coy state that Mr. Phil Maybee has offered 3000 square feet of sod that he is required to purchase for a show at the Birch Run Convention Center. The Village would be responsible to pick the sod up.
Council asked Coy to thank Mr. Maybee but this is not something that the Village can do at this time.

- D. TREE REMOVAL – 431 BALL STREET** – Coy discussed with Council the removal of the tree, he stated that there is another dead tree and would like Council, to table this issue and he will solicit bids for the removal of both trees.

***MOTION** by Hayden seconded by Kassuba to table the tree removal until a future time.

AYES: 6
NAYES: 0
ABSENT: 1

MOTION CARRIED

- E. CARPET CLEANING** – There were no bids received as yet.

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F. OLD TOWN HALL PORCH REPAIRS – There have been no bids on the concrete work for the porch at the Old Town Hall, there were two quotes for replacement of the hand railing.

***MOTION** by Hayden seconded by Batten to approve the purchase of hand railing for both sides of the steps at Old Town Hall from Home Depot at a cost not to exceed \$115.00 each.

AYES: Hayden, Batten, Kassuba, Hanes, Green, Bess

NAYES: 0

ABSENT: Flath

MOTION CARRIED

G. CREDIT CARD POLICY – Green asked who has Village credit cards?

Manager Coy and Clerk/Treasurer have Village Visa Cards.

The DPW employees have Home Depot Cards.

***MOTION** by Green seconded by Hayden to set a spending limit on Village credit accounts at \$200.00 per purchase. DPW & individuals can spend up to \$100.00, between \$100.00-\$200.00 requires Manager approval, over \$200.00 requires Council approval.

AYES: Green, Hayden, Kassuba, Batten, Hanes, Bess

NAYES: None

ABSENT: Flath

MOTION CARRIED.

H. STREET REPAIRS – KAY GREEN – Green stated that it was brought to her attention that on the Friday proceeding the DDA Car Show, the DPW did pot hole filling and crack filling on Church Street. The owners of the Show Cars would not travel over these newly repaired streets. This is extremely poor planning on behalf of the DPW. The Village needs to apologize to the DDA and to Dave Bonner. The Manager also needs to have more input into the schedule so that nothing of this nature happens again.

Manager Coy will send a letter of apology from the Village to Dave Bonner and the DDA.

CITIZEN INPUT – GENERAL –

Mark Butzu asked what was going on at the house at Myron and James Streets. There are 14+ cars parked all over the lot.

Coy stated that he talked to the property owner several months ago.

Dan Eschmann asked what the procedure is for handling violations?

Coy there is no set procedure.

Hayden asked that a procedure be defined and be brought to Council for approval.

Dennis Hoffman, of Church Street, stated that he received a violation letter, he meets all of the requirements of outside storage except the length of his trailer. He asked Council to please look at the specified length in the Ordinance. When the Ordinance was drafted in 1984 a 20-foot trailer may have been average. Today the average is 28-30 feet.

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Council direct Manager Coy to have the Planning Commission review the residential outdoor storage sections of the Zoning Ordinance.

Glennis Hubbard asked if the DPW could mow on a consistent basis especially before Septemberfest. If the DPW or the Manager have any problem finding the areas that need to be mowed I would be happy to donate my time to ride around with them to point the areas out.

ITEMS FROM TRUSTEES

Batten –	Nothing thank-you.
Flath –	Nothing thank-you.
Green-	Nothing thank-you.
Hanes-	Nothing thank-you.
Hayden-	Nothing thank-you.
Kassuba-	Nothing thank-you.

***MOTION** by Hanes seconded by Green to adjourn the meeting at 9:58 p.m.

Respectfully submitted,

Mary E. Clark
Village Clerk