

MINUTES OF THE GRAFTON VILLAGE COUNCIL MEETING HELD ON OCTOBER 17, 2017 AT 7:30 PM

PRESENT FOR ROLL CALL WERE: LESCHER, DUKLES, SAUER AND KITTS. ALSO PRESENT WERE MAYOR DIVENCENZO, CLERK BARNHART, VA PRICE, LAW-DIRECTOR HOLDERMAN, POLICE CHIEF CLARK, FIRE CHIEF KIMBRO AND BUILDING OFFICIAL, SAFE BUILT KLEIN. COUNCILMAN STRAH WAS ABSENT.

LESCHER MADE A MOTION TO APPROVE MINUTES AND KITTS SECONDED. VOTE: AYES ALL.
LESCHER MADE A MOTION TO PAY BILLS AND KITTS SECONDED. VOTE: AYES ALL.
LESCHER MADE A MOTION TO READ ALL RESOLUTIONS AND ORDINANCES BY TITLE ONLY AND KITTS SECONDED. VOTE: AYES ALL

MAYOR DIVENCENZO PRESENTED A CERTIFICATE RECOGNIZING FORMER FIRE CHIEF JOHN CUTTER'S 41 YEARS OF DEDICATED SERVICE TO THE VILLAGE. HE ALSO PRESENTED CHIEF CUTTER AN ACCOMODATION FROM THE OHIO STATE FIRE MARSHAL.

THE MAYOR ALSO PRESENTED A CERTIFICATE TO SHARI MAGALSKI THANKING HER FOR HER MANY YEARS OF DEDICATED SERVICE TO THE VILLAGE

A SWEARING-IN CEREMONY WAS THEN HELD FOR GLEN THOMPSON THE NEW ASSISTANT FIRE CHIEF.

THE BOARD OF ZONING APPEALS & COUNCIL

PRESENT WERE: JOHNSON, SMITH, SCHNEIDER & FILIPIAK
JOHNSON MADE A MOTION TO UNTABLE THE DISCUSSION OF AN APPLICATION FROM KEVIN RIETH FOR A VARIANCE FOR A DETACHED GARAGE AND SMITH SECONDED. VOTE: AYES ALL.
KLEIN SUBMITTED A RECOMMENDATION AS FOLLOWS:

The Board, on 9-19-17 decided to table the request because there was a dispute from a neighboring property owner regarding survey pins at the northeast corner of the property. Since that time, Mr. Rieth obtained a survey and submitted a revised site plan that clearly shows that his proposed garage is at least 6' from the side and rear property lines. As on 9-8-17, I recommend this request be approved.

KLEIN STATED HE VISITED THE SITE AND THERE IS SOME CONFUSION DUE TO THE FACT THERE ARE 2 DIFFERENT SURVEYING PINS. MR RIETH HAD CONTACTED HIS SURVEYOR WHO CONFIRMED HIS PLACEMENT OF THE PIN WAS CORRECT. KLEIN STATED THAT THE TAX MAP SHOWS THE PROPERTY LINE GOING IN A STRAIGHT LINE FROM HICKORY ST. TO THE PROPERTY BEHIND. LAURA FILDES ADJACENT PROPERTY OWNER STATED THAT SHE HAD A SURVEY MAP SHOWING THE OTHER SURVEYOR'S PIN AS CORRECT WHICH WOULD MEAN THE PROPOSED GARAGE WOULD BE ONLY 5' FROM THE PROPERTY LINE NOT THE REQUIRED 6'. AFTER A QUITE LENGTHY DISCUSSION BETWEEN HOLDERMAN, KLEIN AND THE TWO PROPERTY OWNERS KLEIN RECOMMENDED THE VARIANCE BE APPROVED. SCHNEIDER MADE A MOTION TO APPROVE THE VARIANCE FOR THE SIZE OF THE BUILDING AND SMITH SECONDED. VOTE: AYES ALL.
LESCHER MADE A MOTION TO ACCEPT THE RECOMMENDATION OF THE BOARD AND SAUER SECONDED. VOTE: AYES ALL.

ORDINANCES

- 3RD READING - ORDINANCE 17-020 AMENDING PORTIONS OF CHAPTER 1060 OF THE CODIFIED ORDINANCES PERTAINING TO GARBAGE AND RUBBISH COLLECTION AND DISPOSAL. MOTION TO PASS: LESCHER, SECOND: KITTS. VOTE: AYES ALL.
- 3RD READING - ORDINANCE 17-021 AMENDING ORDINANCE 09-020 ESTABLISHING NEW WATER AND SEWER RATES. MOTION TO PASS: LESCHER. SECOND: KITTS. VOTE: AYES ALL.
- 1ST READING - ORDINANCE 17-022 ENACTING NEW CHAPTER 444 OF THE CODIFIED ORDINANCES TO PERMIT AND REGULATE THE OPERATION OF CERTAIN GOLF CARTS IN THE VILLAGE.
HOLDERMAN SAID SHE AND CHIEF CLARK HAD DISCUSSED THE FINES UNDER #7(A)(B) & (C). STATING THE MORE SERIOUS OFFENSES WOULD HAVE THE HIGHER FINE. SHE DIRECTED THE CLERK TO SET 7 (A) AS VIOLATION OF 6-1,6-4,6-5 OR 6-6. 7 (B) AS VIOLATION OF 6-2. 7(C) AS VIOLATION OF 6-3.
- EMERGENCY ORDINANCE AMENDING ORDINANCE 17-010. MOTION TO WAIVE: LESCHER. SECOND: SAUER. VOTE: AYES ALL. MOTION TO PASS: LESCHER. SECOND: SAUER. VOTE: AYES ALL.
- EMERGENCY ORDINANCE CONCERNING THE VILLAGE'S CERTIFICATE FOR RENEWAL OF THE PLAN OF OPERATION AND GOVERNANCE FOR NATURAL GAS AGGREGATION PROGRAM. VA PRICE EXPLAINED WE DO NOT CURRENTLY HAVE A GAS AGGREGATION PROGRAM, BUT WE WILL KEEP OUR CERTIFICATE ACTIVE TO AVOID HAVING TO START TO PROCESS ALL OVER SHOULD WE DECIDE TO PARTICIPATE IN THE FUTURE. MOTION TO WAIVE: LESCHER. SECOND: KITTS. VOTE: AYES ALL. MOTION TO PASS: LESCHER. SECOND: KITTS. VOTE: AYES ALL.

POLICE

- CHIEF CLARK HAD SUBMITTED A REPORT TO COUNCIL. HE HAD NOTHING TO ADD.

FIRE

- CHIEF KIMBRO HAD SUBMITTED A REPORT TO COUNCIL. THE OPEN HOUSE THAT WAS HELD WAS A GREAT SUCCESS.

RESOLUTIONS

- EMERGENCY RESOLUTION ACCEPTING THE AMOUNTS AND RATES DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE AUDITOR. MOTION TO WAIVE: LESCHER. 2ND KITTS. VOTE: AYES ALL. MOTION TO PASS: LESCHER. 2ND KITTS. VOTE: AYES ALL.
- EMERGENCY RESOLUTION ACCEPTING THE BID OF FABRIZI TRUCKING & PAVING, INC. FOR THE MAIN STREET WATER LINE LOOP REPLACEMENT.
DOUG NUSSER FROM POGGEMEYER EXPLAINED THAT THE PROJECT WILL START AT BECKER CT AND PROCEED NORTH TO JUST PASSED ERIE ST TO CONNECT WITH THE WATER LINE THAT WAS PUT IN DURING THE STATE ROUTE 57 PROJECT. THE PROJECT WILL START AFTER THE FIRST OF THE YEAR. COMPLETION DATE AROUND THE FIRST OF JUNE. MAIN ST SHOULD NOT BE CLOSED BUT TRAFFIC WILL BE MAINTAINED.
MOTION TO WAIVE: LESCHER. 2ND KITTS. VOTE: AYES ALL.
- EMERGENCY RESOLUTION ACCEPTING THE BID OF ELITE EXCAVATING CO. OF OHIO, INC FOR THE BOOSTER PUMP STATION REPLACEMENT.

NUSSER EXPLAINED THE BOOSTER PUMP STATION IS LOCATED AT THE WATER TREATMENT BUILDING. IT WILL BE REPLACED WITH A PRE-FABRICATED 12' x 25' BUILDING WHICH WILL HOUSE TWO PUMPS WITH PIPING SET UP FOR A THIRD PUMP.

HE ALSO EXPLAINED THE ELEVATED TANK PROJECT. THE WATER TOWER WILL BE CONSTRUCTED ON BECKER COURT AT CENTER ST. DUE TO THE PROXIMITY TO MAIN ST. PARKING IS ALSO PART OF THIS PROJECT. IT ALSO INCLUDES A WATER LINE LOOP FROM MAIN STREET TO CENTER ST.

MOTION TO WAIVE THE READINGS FOR THE BOOSTER PUMP STATION REPLACEMENT:

LESCHER. 2ND KITTS. VOTE: AYES ALL. MOTION TO PASS: LESCHER. 2ND KITTS. VOTE: AYES ALL.

- EMERGENCY RESOLUTION ACCEPTING THE BID OF CALDWELL TANKS, INC FOR THE 200,000 GALLON ELEVATED WATER TANK REPLACEMENT.

MOTION TO WAIVE: LESCHER. 2ND KITTS. VOTE: AYES ALL. MOTION TO PASS: LESCHER. 2ND KITTS. VOTE: AYES ALL.

MOTIONS

- LESCHER MADE A MOTION TO APPROVE A TEMPORARY SIGN PERMIT FOR THE GRAFTON MIDVIEW PUBLIC LIBRARY BOOK SALE AND DUKLES SECONDED. VOTE: AYES ALL.

DISCUSSION

- LAW DIRECTOR HOLDERMAN REMINDED COUNCIL THAT A POSSIBLE RIGHT-OF-WAY ORDINANCE HAD BEEN DISCUSSED IN THE PAST. THE GOVERNOR HAD SIGNED SENATE BILL 331 WHICH LIMITS LOCAL AUTHORITY IN APPROVING OR NOT APPROVING CELL APPARATUS FROM BEING PLACED IN RIGHT-OF-WAYS. HOLDERMAN SAID SHE HAD BEEN IN CONTACT WITH OTHER MUNICIPALITIES AS TO WHETHER TO BE PROACTIVE BY PASSING AN ORDINANCE WITH PROCEDURES FOR USE OF THE PUBLIC RIGHT-OF-WAY. SOME MUNICIPALITIES ARE WAITING UNTIL CURRENT LITIGATION IS COMPLETE. VA PRICE BELIEVES WE SHOULD HAVE AN ORDINANCE IN PLACE. LESCHER AND SAUER ALSO THOUGHT WE SHOULD BE PROACTIVE AND NOT WAIT. HOLDERMAN STATED SHE WOULD PUT A PACKET TOGETHER WITH INFORMATION FOR COUNCIL.

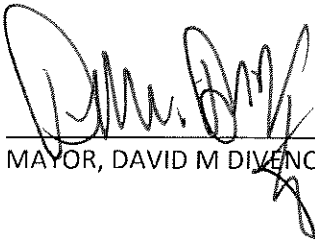
LESCHER MADE A MOTION TO ADJOURN AND KITTS SECONDED. VOTE: AYES ALL.

HALLOWEEN PARADE ON 9/29 AT 1:00 PM

QUARRY TOUR ON 11/5

TRICK-OR-TREAT 10/31 FROM 6:00 TO 7:30

MEETING ADJOURNED AT 8:20 PM



MAYOR, DAVID M DIVINCENZO



CLERK, AMY R BARNHART