

Poland Village Council
REGULAR SESSION
Tuesday, September 6, 2022

308 South Main Street
Poland, Ohio 44514-2082
(330) 757-2112
www.polandvillage.org

The Council of the Village of Poland Ohio met in REGULAR SESSION at the Poland Village Town Hall, 308 South Main Street, Poland, Ohio 44514-2082 on Tuesday September 6, 2022.

Caucus meeting called to order at 7:00 p.m.

Mr. Sicafuse calls the caucus to order.

Fiscal officer and solicitor explain to Council that we need to establish an opioid fund to accept the opioid settlement funds from the State. We should receive approximately 15 payments around \$530 each.

Chief Lambert informs council of his need to get rid of two scrap vehicles that are sitting in our impound lot.

Chief Lambert would like council to hire Melissa Williams to Fulltime Police Officer as of 9-4-2022 at a rate of \$19.95 per hour to start.

Chief Lambert explains the need to declare as surplus a tire changing machine and a tire balancer that has not been used in years are like new. These were purchased from the Law enforcement trust fund and the funds received will be put back into this fund.

Chief Lambert replaced 4 computers recently and would like the old ones declared surplus so he can dispose of them. Solicitor Macejko tells Chief to pull the hard drives out of the housing and keep them or separately destroy the hard drives.

Solicitor Macejko explains the 2nd readings amending zoning ordinances that deals with permit applications and planning code.

Fiscal officer explains the ordinance to address cost saving measures associated with employee healthcare. This ordinance allows the employees to remove their children and spouses from our health care plan and will receive a monthly stipend from us for doing so.

Fiscal officer informs council he needs an additional \$2,438.55 to pay Issac Wiles attorney for legal fees due to our eminent domain issues with Susko and Walgreen properties. He also informs council of a need to approved our annual renewal with American Legal Publishing in the amount of \$450, approve annual court computer backup provided by Tailored IT solutions in the amount of \$360, and also a first reading for a resolution accepting amounts and rates as determined by budget commission.

Cindy Best talks about Celebrate Poland Fall Festival, which will take place Saturday October 8, 2022 from tentative time of 11am to 6pm.

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Street Commissioner Clavin discusses street department issues and accomplishments for the last few weeks. See attached Street Department report for further details.

Zoning commissioner Clavin discusses zoning department. See included zoning report for further details.

Solicitor reiterates we have two matters pending, the Walgreens eminent domain issue which should be settled any day now, for no additional money, and the administrative appeal for the Pool house on Windemere settlement is being negotiated currently.

Fiscal officer passes around the August bank reconciliation for council to sign, and also the minutes from last meeting.

The Mayor discusses the cost of the Army Corps of Engineers study and the cost. A preconstruction meeting was attended for our annual paving and they should start on or before October 3, 2022.

Saturday September 17, 2022 will be the historical tour of homes in Poland Village. The cost of this is \$20.

The RFQ was due this past week on Sept. 1, 2022 for Poland Union School.

Mr. Zembower asks if there is another meeting scheduled for the Water Street flooding issues. Mayor informs his there is nothing set currently, but he will get one set up in the near future. Mr. Zembower informs council that the 5 point sewer upgrade will eliminate over a million gallons of waste from our sewer systems.

Pledge is now recited at 7:30.

Roll Call was taken with the following Members present:

Mr. Christopher Graff, Member of Council
Mr. Samuel Moffie, Member of Council---- ABSENT
Mr. Michael Zembower, Member of Council
Mr. Michael Thompson, President of Council
Mr. James Walkama, Member of Council
Mrs. Abbie Mozzy Bosak, Member of Council

Mr. Timothy Sicafuse, Mayor

Also present were:

Mr. Robert Canter, Fiscal Officer
Mr. Jay Macejko, Solicitor

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A motion was made by **Mr. Thompson**, seconded by **Mr. Graff** to excuse councilman Moffie.
Vote:; Graff, , Zembower, Walkama, Thompson, Bosak- yeas. Motion carries 5-0.

1. Acceptance of Minutes of Previous Meeting(s)

A motion was made by **Mr. Thompson**, seconded by **Mr. Graff** to accept the minutes dated 8-16-2022.

Vote:; Graff, , Zembower, Walkama,, Thompson, Bosak- yeas. Motion carries 5-0.

Notification of Upcoming Meetings and Events to the Public and the News Media.

Committees

Blpr:	<u>10/04/2022 @6:45 p.m. Village Hall</u>
Finance:	<u>10/13/2022 1:30 pm Village Hall</u>
Legislation:	<u>09/20/22 6:45</u>
Police:	<u>09/20/2022 @6:30 p.m. Village Hall</u>
Streets:	<u>09/20/2022 @6:30 p.m. Village Hall</u>

Boards and Commissions

Architectural Review Board	<u>09/12/2022 @ 7:00 p.m. Village Hall</u>
Planning Commission	<u>09/21/2022 @ 7:00 p.m. Village Hall</u>
Board of Zoning Appeals	<u>09/08/2022</u>
Western Reserve Joint Fire District	<u>09/14/2022 @ 7:00 p.m. Station 92</u>
Poland Municipal Forest Board	<u>9/27/2022 @ 7:00 p.m. Village Hall-Regular Meeting</u>
Hine Memorial Fund Board	<u>09/15/2022 @ 9:00 a.m. on the green-Regular Meeting</u>

Council

First and Third Tuesday monthly. Caucus at 7:00 p.m.
June, July, August meetings are 3rd Tuesday of month.
Regular Meeting at 7:30 p.m. at Poland Village Town Hall
Next Regular Meeting:
Tuesday, September 6, 2022, at Poland Village Town Hall

**2. Report from the Mayor- Timothy Sicafuse-
As delivered in Caucus**

A motion was made by **Mr. Thompson**, seconded by **Mr. Bosak** to accept the mayors report
Vote:; Graff, , Zembower, Walkama,, Thompson, Bosak- yeas. Motion carries

3. Report from the Fiscal Officer- Robert Canter.

As delivered in caucus

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to accept the Fiscal Officer report.
Vote: Graff, Zembower, Bosak, Walkama, Thompson, - yeas. Motion carries 5-0.

4. Report from the Zoning Administrator Team - Timothy Clavin.

As delivered in caucus.

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to accept the Zoning Administrator's report.

Vote: Graff, Thompson, Zembower, Bosak, Walkama, - yeas. Motion carries 5-0

5. Report from the solicitor- Jay Macejko

As delivered in caucus.

A motion was made by **Mr. Thompson** and seconded by **Mrs. Bosak** to accept the Solicitor's report.
Vote: Graff, Zembower, Bosak, Walkama, Thompson- yeas. Motion carries 5-0

6. Report from the Chief of Police -

Chief informs council the PD has lost 1 part time and 1 full timer since the July meeting and now the Chief is jockeying around everyone's schedule to cover all shifts. The schools would like a second full time officer in the schools, there should be 1 officer per every 450 kids per state formula. Please lock your cars and take keys inside house. In the last month we have had 23 vehicles entered and items taken from them. Two vehicles had their keys in them and the vehicles were stolen.

A motion was made by **Mr. Thompson** and seconded by **Mr. Bosak** to excuse the Chief of Police from tonight's meeting.

Vote: Graff, Zembower, Bosak, Walkama, Thompson - yeas. Motion carries 5-0

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7. Report from the Street Commissioner-

As discussed in caucus. Sidewalk project will now start the 3rd week of September.

A motion was made by **Mr. Thompson** and seconded by **Mr. Walkama** to accept the Street Commissioner report.

Vote: Graff, Zembower, Thompson, Bosak, Walkama- yeas. Motion carries 5-0.

8. Report from Engineer-liaison (MS Consultants) -

The sidewalks will be starting the 3rd week of September.

9. Reports from outstanding committees of council.

A.) Finance, Wage, Audit & Insurance Committee- NA

B.) Legislation Policy Committee- NA did not meet.

C.) Police and Fire Committee- NA

Mr. Thompson would like police compensation discussed at next finance meeting.

D.) Streets, Sidewalks & Drainage Committee-

Did not meet

E.) Building, Lands, Utilities, Parks & Recreation Committee- Nothing to report

10. Reports from Boards.

- A. **Planning Commission- NA**
- B. **Board of Zoning Appeals- NA**

- C. **Architectural Review Board- meeting on 9-12**

- D. **Forest Board- na**

- E. **Hine Memorial Board- NA.**

- F. **Western Reserve Joint Fire District, Board of Trustees- Did not meet.**

11. Reports from Special Committee.

Strategic planning committee meeting 9-15-2022 at 7pm.

12. Communications from Poland Village Residents –

Laurie Laplante 19 Elm St. expresses her extreme displeasure with the Forest Board. She's very upset with the Yellow Creek bank stabilization project and not being able to get any information from the Forest Board. She has asked to see approved work plan and she has not been given anything. She is an engineer and wants to see the detailed plans. Also upset that she is not able to volunteer and help clean up the trails, which are in horrible shape.

Elinor Zedaker, 70 Poland Manor, chair of Poland Forest Board. Informs council that in February of 2017 a representative from EnviroScience was in this room explaining all projects in detail.

Pattie Wanat, 19 Michigan, her husband and brother can both operate a chainsaw. She is upset that no one knows they can volunteer to help clean up the forest. No one has contacted her to ask her to volunteer.

Lauren Schraeder, 77 Marion Drive. Has to be some coordination for the Volunteers. He also states that Enviroscience had a public meeting about the stabilization of Yellow Creek. He does not recall the second enviroscience report or contracts being discussed at the Forest Board meetings. He has not seen any plans coming through the forest board meetings. Upset the public only gets 3 minutes to speak at Forest Board meetings. Would like the Forest to be kept as natural as possible.

Ken Adams, 354 Johnston Place. Asks for update on Army Corps of Engineers study. Mayor informs him we are limited on the study due to the high cost of the study that the Village cannot afford currently. We are also looking into ABC water district. Mayor informs council that MS Consultants feels they can do the study for around \$30,000 instead of the Army Corps. Mr. Zembower expresses that we had to

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commit the funds for Army Corps 2 meetings ago, and this ship has sailed. Mr. Adams feels he is being left behind and questions why MS is now wanting to do the study for the water issue they caused by paving the road. Mr. Adams informs council Boy Scouts and Cub Scouts are always looking to do projects and would love to do something to help clean up the forest for their projects.

13. New Business - Mr. Zembower is very upset that our streaming program has not worked, and wants the party responsible for installing it to get this fixed.

14. Old Business -

15. Motions, Ordinances, and Resolutions -

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to waive the three readings of an ordinance accepting opioid settlement funds and directing placement of such funds in a separate fund, and declaring an emergency.

Roll call Vote: Graff, Bosak, Zembower, Walkama,, Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to pass an ordinance accepting opioid settlement funds and directing placement of such funds in a separate fund, and declaring an emergency.

Roll call Vote: Graff, Bosak, Zembower, Walkama,, Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** for a first reading of an ordinance amending section 270.05 of the codified ordinances of the Village of Poland as enacted by ordinance 1614-22 on April 19, 2022 to address cost saving measures associated with employee healthcare.

Vote: Graff, Bosak, Zembower, Walkama, , Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Walkama** to move a first reading of resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor.

Vote: Graff, Bosak, Zembower, Walkama,, Thompson - yeas. Motion carries 5-0.

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A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to authorize the disposal for scrap of junk motor vehicles a 2005 chevrolet cobalt vin# 1G1AK52F457539208 and a 1996 Dodge Caravan with vin# 2B4FP2530TR787530.

Vote: Graff, Bosak, Zembower, Walkama, , Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to approve the hiring of Melissa Williams to position of Full time police officer as of 9-2-2022 at a rate of \$19.95 per hour.

Vote: Graff, Bosak, Zembower, Walkama, , Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to declare the tire changer and tire balancer as surplus and to advertise for sealed bids for such items and funds received to be returned to Law Enforcement Trust Fund.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Graff** to declare surplus the 4 desktop police computers and that the hard drives be removed and secured or destroyed as to protect personally identifiable information.

*Vote: Graff, Zembower, Walkama, Thompson, Bosak - yeas.
Motion carries 5-0.*

A motion was made by **Mr. Thompson and seconded by Mr. Graff** to approve payment to Isaac Wiles for an additional \$2,438.55 for eminent domain legal fees.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson and seconded by Mr. Walkama** to approve payment to American Legal publishing in the amount of \$450 for annual online publishing of the codified ordinances of the Village of Poland.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson and seconded by Mr. Graff**, to accept the proposal from Tailored IT Solutions for annual court computer backup in an amount not to exceed \$360.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0.

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A motion was made by **Mr. Thompson and seconded by Mr. Graff**, to renew our LEADS terminal annual access fees, in an amount not to exceed \$1,200.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0

16. Second & Third Reading-

A motion was made by **Mr. Thompson** and seconded by **Mrs. Bosak** to move a second reading of an ordinance amending section 1262.03 of the codified ordinances of the Village of Poland as enacted by ordinance 710-78 on September 19, 1978 to include information regarding the existence of private deed restrictions on the zoning permit application.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0.

A motion was made by **Mr. Thompson** and seconded by **Mr. Walkama** to move a second reading of an ordinance amending section 1260.05 of the codified ordinances of the Village of Poland as enacted by ordinance 710-78 on September 19, 1978 and as amended from time to time with the most recent amendment being by ordinance 1047-97 on August 12, 1997 to include reference to the standardized building code as adopted by the State of Ohio.

Vote: Graff, Bosak, Zembower, Walkama, Thompson - yeas. Motion carries 5-0.

17. Presentation of Bills -

A motion was made by **Mr. Graff** and seconded by **Mrs. Bosak** to pay the bills.

Vote: Graff, Bosak, Zembower, Walkama, Moffie - yeas. Motion carries 5-0.

18. Questions from the Media - NONE

19. Remarks by Council and the Mayor:

- A. Abbie Bosak- rapid mortgage will be passing out snacks on 9-17 to coincide with the historical home tour.
- B. Mr Graff- thank you for all the participation, and invites everyone to attend the forest board meeting next month.
- C. Mr. Walkama- no comment
- D. Mr. Zembower—thank you everyone.
- E. Mr. Thompson- please buy a ticket and help support the Poland Historical society on the 17th of this month.

20. A motion was made by **Mr. Graff** seconded by **Mrs. Bosak** to adjourn meeting at 9:09 p.m.

Vote: Bosak, Graff, Zembower, Walkama, Thompson- yeas. Motion carries 5-0.

Record of Proceedings

Village of Poland, Ohio

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September 6, 2022

Robert P. Canter, Deputy Clerk
Village of Poland, Ohio

*The next REGULAR MEETING of the Poland Village Council will be **Tuesday, September 20, 2022**. Caucus will begin at 7:00 p.m., with Regular Session beginning at 7:30 p.m. The meeting will be held at the Poland Village Town Hall, 308 South Main Street, Poland, Ohio 44514-2082.*

REGULAR POLAND VILLAGE COUNCIL MEETING
September 6, 2022

CAUCUS @ 7:00 P.M.
MEETING @ 7:30 P.M.

AGENDA

Action Items

1st Reading or Emergency passage-Accept opioid settlement funds and establish opioid fund (RC)

Disposal of Junk Motor Vehicles (JM) *2 motor vehicles, towed*

Promotion of Ptlmn. Williams to full-time (RC) *9-4 2022 \$19.95*

Surplus for public bid-tire changing machine and tire balancer (RC)

Surplus for desktop computers that were replaced (RC)

Second and Third Readings

2nd Reading-Ordinance Amending Contents of Zoning Permit Applications- (JM)

2nd Reading-Ordinance Amending Definitions of Zoning and Planning Code- (JM)

2nd Reading-Amend section 1262.03 of Codified Ordinances (RC)

2nd Reading-Amend section 1260.05 of Codified Ordinance (RC)

New Business: Rob Dunham

Discussion Items/New Business

1st Reading-Ordinance to address cost saving measures associated with employee healthcare (RC)

Additional funds needing approved: (RC)

Isaac Wiles-\$2438.55 Eminent domain attorneys

Approve annual renewal for online ordinances with American Legal Publishing
\$450.00

Approve annual court computer backup provided by Tailored IT solutions \$360.00

A Resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor (RC)

Cindy Best Fall Fest Details

The Meeting will be held at Poland Village Town Hall, 308 S. Main St., Poland, Oh., 44514.

Street Department Report
9-6-2022

1. Repair parts are in for leaf machine from Best Equipment. We replaced all damaged parts only to have an imbalance upon starting the machine. In conversation with Old Dominion Brush we suspect an incorrectly balanced impeller. They have shipped a replacement which we are in process of installing.
2. Youngstown Hoist and Body has begun fabrication of new leaf box. It is progressing nicely. I have made one site visit. The new box will give that truck approx 20% more carrying capacity.
3. Blue Spruce at hall that was infected with evergreen bagworm has been removed.
4. Grass cutting on Village owned/maintained properties and Hine continues.
5. 2002 Woodchuck Wood chipper Model HD 12 VIN # 1W9J21016PS00105 has been moved to Village Hall for prospective bidders to view easily.
6. Hot patching of potholes and street repairs continues as needed.
7. Village Hall sidewalk start date was August 29, 2022. I have identified problem areas at Village Hall to compensate for areas replaced by the utility work.
8. We have completed several Hine projects including removing another tree (2 hedge maples remaining to cut down), converted all 3 gas pole lights to electric (all work done by street department). The gas account for the Hine will be closed as this was only use of gas on the property.

Timothy S. Clavin
Working Street Commissioner



**Zoning Report
9-6-2022**

08/17/2022 - 09/6/2022

Permit #	Permit Date	Parcel Address	Permit Type	Total Fees
20220033	8/24/2022	114 E MCKINLEY WAY	Garage/Shed	\$72.17
				\$72.17

Total Records: 1

9/6/2022

1. The next Architectural Review Board is Monday September 12, 2022 at 7:00 PM at Village Hall due to the Labor Day holiday. Nothing is currently on the agenda, but I am expecting a submission for a sign application tomorrow
2. The next planning commission meeting will be Wednesday September 17, 2022 at 7 PM at Village Hall.
3. The Board of Zoning Appeals will meet Thursday September 8, 2022 to review the submission of a conditional use permit for 500 S. Main St. to be used as an owner occupied bed and breakfast and an antennae permit for a two way antennae at 134 E McKinley Way. Corrected contiguous property letters went out.
4. In regards to the proposed house on the east side (Creekside) of S.R. 616 now 62 Water St. This is a private developer that has begun land clearing for a residence he wishes to build on the site. Official plans were submitted which I could not approve. Owner is revising. The owner has been notified that no work may be done within 120 feet of Yellow Creek. Mahoning county floodplain administrator has indicated no restriction on building with current proposed footprint for the structure.
5. Maureen has sent out report for code enforcement.

Timothy S. Clavin Poland Village Zoning Administrator

Tentative

Celebrate Poland Fall Festival 11a-6p
Saturday, October 8, 2022
Poland Village Hall

Time	Event
9:30-10:55	Marketplace Setup
11:00-5:00	Bounce Houses and Field Games
11:00-5:30	Marketplace OPEN
11:00-5:30	Poland Lions Putt-Putt
12:00	Dog Costume Contest Registration; \$10 per entry
12:00	Poland Historical Society Mini Series (3-5 minutes presentations) Topics: 1796 Survey, Baird Mitchell, White Saddle, Poland Libraries, Poland's Oldest Schools, Poland Fire Department, Farmers Bank and Poland 1960s & 1970s
12:30	Judging Dog Costume Contest at Village Gazebo
12:30-2:30	Stiltz + Hoops Brittney Marie
12:30-2:30	Cinderella and Spider Man presented by Heroes and Tiaras
1:00	Children's Costume March with Cinderella and Spider Man Meet at Center Stage
1:00	Countryside Farm Pumpkin Decorating Registration/Entries
2:00	Pumpkin Judging (A. Lattanzio Family)
2:00	"Everything Apple" Baking Contest Entries at Baking Tent
3:00	The Great Poland Bake Off Judging
3:00	Parade Lineup on Coblentz/170
3:00-5:00	Vegas Band

Time	Event
4:00	Parade (Finishes at College St.)
5:00	Raffle Baskets Drawing

Tentative Schedule. Official will be released week before event.