

RECORD OF PROCEEDINGS

Orwell Village Council

REGULAR Meeting

Date: February 21, 2023

Mr. Ruks called the meeting to order at 4:30 p.m. followed with pledge and roll call.

Roll Call:

Present: Mr. Denihan, Mr. Ruks, Mr. Cottrell, Mr. Hartz, Ms. Cozad, Solicitor Mr. Newcomb

Absent:

Agenda:

Mr. Hartz made a motion, seconded by Ms. Cozad to accept the agenda, The motion passed with all in favor.

Public: Warren Dillaway (Star Beacon) and Timothy Lord (Gazette)

Minutes:

Mr. Hartz made a motion, seconded by Mr. Cottrell to approve the minutes for the regular meeting on January 17, 2023. The motion passed with all in favor.

Mr. Denihan made a motion, seconded by Mr. Cottrell to approve the finance report. The motion passed with all in favor.

Bills:

Mr. Hartz made a motion, seconded by Mr. Cottrell to approve bills the payment of bills. The motion passed with all in favor.

SCAD: No Report

Finance Report:

Mrs. Pentek provided a summary of her written report.

Mr. Denihan made a motion, seconded by Mr. Cottrell to approve the finance report. The motion passed with all in favor.

Streets/Lands & Buildings

Mrs. Pentek provided a summary of her written report.

Water/ Sewer:

Mrs. Pentek provided a summary of her written report.

Police Department:

Mrs. Pentek provided a summary of her written report.

Fire Department:

Mrs. Pentek provided a summary of her written report.

Park and Recreation

No report

Zoning:

No report

Solicitor's report:

No report

Clerk's report:

Old Business:

Ordinance 22-08-01 (Knox Boxes) is tabled.

Ordinances & Resolutions:

ORDINANCE NO. 23-01-03: AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE VILLAGE OF ORWELL ZONING CODE. Moved to third reading.

ORDINANCE NO. 23-01-04: AN ORDINANCE AUTHORIZING AND APPROVING THE INSURANCE PROPOSAL AND RENEWAL WITH LOVE INSURANCE FOR PROVIDING PROPERTY AND CASUALTY INSURANCE FOR THE VILLAGE OF ORWELL AND DECLEARING AN EMERGENCY. Mr. Hartz made a motion, seconded by Ms. Cozad to pass as an emergency. The motion passed with all in favor. Mr. Hartz made a motion, seconded by Mr. Cottrell to waive the three reading rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Cottrell to pass Ordinance 23-01-04.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks -yea.

Vote: 5 yeas – 0 nays

Ordinance 23-01-04 passed

ORDINANCE NO. 23-02-01: AN ORDINANCE AMENDING THE ATTACHMENT TO PREVIOUSLY PASSED ORDINANCE NO. 22-02-03, NAMELY THE EMPLOYEE SALARY WAGE SCALE OF THE VILLAGE OF ORWELL AND FULLY AMENDING ALL PRIOR ORDINANCES REGARDING THE SAME IN ORDER TO REFLECT CORRECTED AND VAGUE LANGUAGE FOR REGULAR INCREASES AS ATTACHED HERETO AS EXHIBITS A & B, RESPECTIVELY EFFECTIVE JANUARY 1, 2023 AND DECLARING AN EMERGENCY. Mr. Denihan made a motion, seconded by Mr. Cottrell to pass as an emergency. The motion passed with all in favor. Mr. Cottrell made a motion, seconded by Mr. Denihan to waive the three reading rule. The motion passed with all in favor. Mr. Hartz made a motion, seconded by Ms. Cozad to pass Ordinance 23-02-01.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Ordinance 23-02-01 passed

RESOLUTION NO. 23-02-01R: A RESOLUTION ACCEPTING DONATIONS FROM CABINETWORKS GROUP MICHIGAN, LLC IN THE SUM OF \$2,000.00 AND S.C.I COMPANY IN THE SUM OF \$300.00 AND AUTHORIZING THE TRANSFER SAID DONATIONS TO THE ORWELL VOLUNTEER FIRE DEPARTMENT. Mr. Hartz made a motion, seconded by Ms. Cozad to waive the three reading rule. The motion passed with all in favor. Mr. Hartz made a motion, seconded by Mt. Cottrell to pass Resolution 23-02-01R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Resolution 23-02-01R passed

RESOLUTION NO. 23-02-02R: A RESOLUTION ADOPTING THE 2023 OFFICIAL AMENDED CERTIFICATE OF ESTIMATED RESOURCES FOR THE VILLAGE OF ORWELL BEGINNING JANUARY 1, 2023. Mr. Hartz made a motion, seconded by Mr. Cottrell to waive the three reading rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Cottrell to pass Resolution 23-02-02R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Resolution 23-02-02R passed

RESOLUTION NO. 23-02-03R: A RESOLUTION APPROVING THE PROPOSAL FROM HESS & ASSOCIATES ENGINEERING, INC. FOR ENGINEERING SERVICES FOR THE WATER TREATMENT PLANT IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY. Mr. Denihan made a motion, seconded by Ms. Ruks to pass as an emergency. The motion passed with all in favor. Mr. Hartz made a motion, seconded by Ms. Cozad to waive the three reading rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Cottrell to pass Resolution 23-02-03R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Resolution 23-02-02R passed

RESOLUTION NO. 23-02-04R: A RESOLUTION AUTHORIZING ERIE BANK TO TRANSFER SIGNOR AUTHORITIES AND OTHER PERTINENT AUTHORIZATIONS FOR ANY AND ALL ACCOUNTS FROM COUNCILMEMBER JEREMY COTTRELL TO COUNCILMEMBER DAVID HARTZ AND DECLARING AN EMERGENCY. Mr. Denihan made a motion, seconded by Mr. Hartz to pass as an emergency. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Cottrell to waive the three reading rule. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Cottrell to pass Resolution 23-02-04R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Resolution 23-02-04R passed

RESOLUTION NO. 23-02-05R: A RESOLUTION REAPPOINTING SHANE GREGORY AS INTERIM ZONING INSPECTOR FOR THE VILLAGE OF ORWELL FOR INDEFINITE TERM AND TO TERMINATE UPON SECURING A REPLACEMENT AND DECLARING AN EMERGENCY. Mr. Denihan made a motion, seconded by Mr. Hartz to pass as an emergency. The motion passed with all in favor. Mr. Hartz made a motion, seconded by Mr. Cottrell to waive the three reading rule. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Ruks to pass Resolution 23-02-05R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Resolution 23-02-05R passed

RESOLUTION NO. 23-02-06R: A RESOLUTION APPOINTING ELLA STANTON AS TEMPORARY PAYROLL ADMINISTRATOR FOR THE PAYROLL PERIODS OF THE MONTHS OF FEBRUARY AND MARCH OF 2023 AT A RATE OF \$50.00 PER HOUR NOT TO EXCEED SIX (6) TOTAL HOURS AND DECLARING AN EMERGENCY. Mr. Hartz made a motion, seconded by Mr. Denihan to pass as an emergency. The motion passed with all in favor. Mr. Hartz made a motion, seconded by Mr. Denihan to waive the three reading rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Hartz to pass Resolution 23-02-06R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Hartz – yea, Mr. Ruks-yea.

Vote: 5 yeas – 0 nays

Resolution 23-02-06R passed

Mr. Hartz was excused from meeting.

RESOLUTION NO. 23-02-07R: A RESOLUTION RETAINING CHRISTOPHER M. NEWCOMB, ESQ. AS THE SOLICITOR OF ORWELL VILLAGE, AND ESTABLISHING THE SALARY AND HOURLY RATE TO BE PAID. Ms. Cozad made a motion, seconded by Mr. Denihan to pass as an emergency. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Cottrell to waive the three reading rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Ms. Cozad to pass Resolution 23-02-07R.

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Ruks-yea.

Vote: 4 yeas – 0 nays

Resolution 23-02-07R passed

Mr. Ruks made a motion, seconded by Ms. Cozad to go into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official & to confer with village solicitor on pending litigation. Motion passed with all in favor.

Ms. Cozad made a motion, seconded by Mr. Denihan to exit executive session. The motion passed with all in favor.


Mr. Denihan made a motion, seconded by Ms. Cozad to adjourn the meeting at 6:50 p.m.

PASSED:


March 21, 2023



President of Council



Clerk of Council



Village Manager