

RECORD OF PROCEEDINGS

Orwell Village Council

REGULAR Meeting

Date: January 17, 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 to accept the agenda, 2nd by Ms. Cozad

Vote: Mr. Hartz-yea, Ms. Cozad-yea, Mr. Denihan-yea, Mr. Ruks-yea, Mr. Cottrell-yea,
Vote: 5 yeas – 0 nays

Public: Warren Dilloway (Star Beacon), Timothy Lord (Gazette) and Kevin Morris

Minutes:

Mr. Denihan made a motion to approve the minutes for the regular meeting on December 20, 2022,
2nd by Mr. Cottrell

Vote: Mr. Denihan-yea, Mr. Cottrell - yea, Mr. Hartz-yea, Ms. Cozad-yea, Mr. Ruks-yea,
Vote: 5 yeas – 0 nays motion carried minutes for December 20, 2022, approved

Mr. Hartz made a motion to approve the minutes from the Organizational meeting on January
03,2023, 2nd by Mr. Denihan

Vote: Mr. Hartz-yea, Mr. Denihan -yea, Mr. Ruks-yea, Mr. Cottrell-yea, Ms. Cozad-yea
Vote: 5 yeas – 0 nays

Ms. Cozad made a motion to approve the minutes for the work session on January 10, 2023,
2nd by Mr. Cottrell

Vote: Ms. Cozad-yea, Mr. Cottrell-yea, Mr. Denihan-yea, Mr. Ruks-yea, Mr. Hartz-yea,
Vote: 5 yeas – 0 nays motion carried minutes for January 10, 2023, approved

Bills:

Mr. Hartz made a motion to approve bills as presented, 2nd by Ms. Cozad

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

Vote: 5 yeas – 0 nays

Bills approved as presented

SCAD: No Report

Mr. Ruks welcomed Mr. Morris and gave him the floor to speak. Mr. Morris stated the reason he was attending the meeting was to ask about the drainage problem on 322 and what was the plan to fix it. Mr. Morris stated that the village removed the culvert but the ditch still needs cleaned out to drain. Mr. Hartz stated he should call the state and check with them on cleaning out the ditch, Mr. Morris stated he has talked to them. Mrs. Pentek stated the road department is working on the problem.

Mr. Ruks turned the meeting over to Village Manager Tami Pentek for departmental reports.

Mrs. Pentek started with the Finance Report giving a brief update on the total expenditures for December, stating total the total expenses for the month in all departments was \$212,682.57 and the year-to-date total for all departments was \$2,525,624.51.

Mrs. Pentek continued with a review of revenues for December. Mrs. Pentek stated the total revenue collected for all funds for the month of December was \$223,761.59 including Capitol Funds and year to date total including the capital funds was \$3,183,757.82. Mrs. Pentek reported the Capitol funds total was \$728,711.40 and everyone has a copy of the report to review on totals.

Mr. Denihan made a motion to approve the finance report, 2nd by Mr. Cottrell

Vote: Mr. Denihan-yea, Mr. Cottrell-yea, Mr. Hartz-yea, Ms. Cozad-yea, Mr. Ruks-yea,
Vote: 5 yeas – 0 nays Finance report approved as presented

Streets/Lands & Buildings

Mrs. Pentek gave a brief update, (everyone has copy to review in packet) stating the Street Department has received the fuel tanks and are waiting on the electrician to get everything completed.

Water/ Sewer:

Mrs. Pentek reported the monthly EDMR, and MOR reports were filed.
Mrs. Pentek reported there was a water leak on U.S. Route 322 East that was repaired.
Water meters were read, and bills mailed out.
Mrs. Pentek stated everyone has a copy of report to review.

Police Department:

Mrs. Pentek stated there were sixty-six calls in the month of December and thirty-one for December, the yearly total at seven hundred and eighty. A total of thirty traffic crashes for the year. Mrs. Pentek reported the SRO reported five incidents at the school.

Mrs. Pentek reported that officer Cusano resigned, and his last day of employment will be January 14, 2023.

Fire Department:

Mrs. Pentek reported a total of twenty-eight calls for the month of December, everyone has a copy of the report for details.

Mrs. Pentek reported there are currently eight members on the department.

Park and Recreation

No report

Zoning:

No report

Other:

Solicitor's report:

Mr. Newcomb reviewed legislation for tonight's meeting to include the Fire Department Levy stating if council wanted it on the ballot in the spring they would need to schedule a special meeting next week to proceed and have it ready by deadline. Council discussed and agreed to schedule a special meeting next Thursday January 26, 2023, at 4:00.

Clerk's report:

Ms. Stanton reported that the 2023 Certificate of Estimated Resources was received from the county. Mr. Hartz asked if the Hinkle report was completed. Ms. Stanton stated it would be ready in approximately a week.

Old Business:

Mr. Ruks stated Ordinance 22-08-01 (Knox Boxes) is tabled at this time.

Mr. Ruks reviewed Resolution 23-01-01R (FD Levy of necessity)

Mr. Hartz made a motion to suspend the rules, 2nd by Ms. Cozad

Vote: Mr. Hartz -yea, Ms. Cozad -yea, Mr. Denihan-yea, Mr. Ruks yea, Mr. Cottrell-yea,
Vote: 5 yeas – 0 nays

Mr. Hartz made a motion to declare an emergency, 2nd by Mr. Denihan

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

Vote: 5 yeas – 0 nays

Mr. Cozad made a motion to vote on Resolution 23-01-01R, 2nd by Mr. Cottrell

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

Vote: 5 yeas – 0 nays Resolution 23-01-01R approved

Mr. Ruks reviewed Ordinance 23-01-01 (2023 Marcs grant acceptance)

Ms. Cozad made a motion to suspend the rules, 2nd by Mr. Hartz

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

Vote: 5 yeas – 0 nays motion carried

Mr. Hartz made a motion to declare an emergency, 2nd by Mr. Cottrell

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

Vote: 5 yeas – 0 nays motion carried

Mr. Denihan made a motion to approve Ordinance 23-01-01, 2nd by Ms. Cozad

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

Vote: 5 yeas – 0 nays Ordinance 23-01-01 approved

Mr. Ruks reviewed Ordinance 23-01--02 (Lee-Flo Lease agreement)

Mr. Hartz made a motion to suspend the rules, 2nd by Mr. Denihan

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

Vote: 5 yeas – 0 nays motion carried

Mr. Denihan made a motion to declare an emergency, 2nd by Ms. Cozad

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

Vote: 5 yeas – 0 nays motion carried

Mr. Hartz made a motion to approve Ordinance 23-01-02, 2nd by Mr. Cottrell

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

Vote: 5 yeas – 0 nays Ordinance 23-01-02 approved

Mr. Ruks reviewed Ordinance 23-01-03 (Zoning Code Amendment)

Mr. Hartz made a motion to move Ordinance 23-01-03 to a second reading, 2nd by Ms. Cozad

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

Vote: 5 yeas – 0 nays Ordinance 23-01-03 moved to second reading

Mr. Ruks reviewed Ordinance 23-01-04 (Love Ins renewal)

Ms. Cozad made a motion to move Ordinance 23-01-04 to a second reading, 2nd by Mr. Denihan

Vote: Ms. Cozad-yea, Mr. Denihan-yea, Mr. Ruks-yea, Mr. Cottrell-yea, Mr. Hartz-yea,
Vote: 5 yeas – 0 nays Ordinance 23-01-04 moved to a second reading

Mr. Hartz made a motion to go into Executive Session at 5:01p.m. for litigation/personnel with no action on return, 2nd by Ms. Cozad

Vote: Mr. Hartz-yea, Ms. Cozad -yea, Mr. Denihan-yea, Mr. Ruks-yea, Mr. Cottrell- yea,
Vote: 5 yeas – 0 nays motion carried

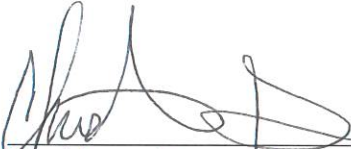
Ms. Cozad made a motion to come out of Executive Session with no action taken at 5:48 p.m., 2nd by Mr. Denihan.

Vote: Ms. Cozad -yea, Mr. Denihan-yea, Mr. Ruks -yea, Mr. Cottrell-yea, Mr. Hartz-yea
Vote: 5 yeas – 0 nays


Mr. Hartz made a motion to adjourn the meeting at 5:49 p.m.

PASSED:

2-21-23



President of Council

Clerk Treasurer


Village Manager