

RECORD OF PROCEEDINGS

Orwell Village Council

REGULAR Meeting

Date: January 16, 2024

Council President Ruks called the meeting to order at 4:42 p.m. The Pledge of Allegiance was recited.

Roll Call: Clerk Kimberly McKinley performed roll call and the following council members were present: Mr. Cottrell, Ms. Cozad, Mr. Denihan, and Mr. Ruks.

Others Present: Solicitor Cris Newcomb, Village Manager Tami Pentek, Clerk-Finance Director Kim McKinley, Fire Chief Scott Merlino, and Zoning Inspector Nick Bellas.

Agenda:

Mr. Denihan made a motion, seconded by Ms. Cozad to add to the agenda the appointment to council and the resignation and appointment as vice president of council. The motion passed with all in favor.

Ms. Cozad made a motion, seconded by Mr. Cottrell, to open the floor for nomination to the vacant council seat. The motion passed with all in favor.

Ms. Cozad nominated Mr. David Hartz.

Ms. Cozad made a motion, seconded by Mr. Ruks, to close nominations.

Ms. Cozad made a motion, seconded by Mr. Cottrell, to appoint Mr. David Hartz to the vacant council position. The motion passed with all in favor.

President Ruks sworn in Mr. Hartz.

Mr. Cottrell made a motion, seconded by Mr. Ruks, to accept the resignation of Ms. Cozad as Vice-President of Council. The motion passed with all in favor.

Mr. Ruks made a motion, seconded by Mr. Denihan to appoint Mr. Hartz as Vice-President of Council. The motion passed with all in favor.

Public: Corrine Schoren (Gazette) Warren Dillaway (Star Beacon)

Minutes:

Mr. Hartz made a motion, seconded by Mr. Denihan, to approve the minutes for the special meeting held on December 18, 2023. The motion passed with all in favor.

Mr. Denihan made a motion, seconded by Ms. Cozad, to approve the minutes for the regular meeting held on December 19, 2023. The motion passed with all in favor.

Mr. Ruks made a motion, seconded by Ms. Cozad, to approve the minutes for the organization meeting held on January 2, 2024. The motion passed with all in favor.

Bills:

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

SCAD: Mr. Hartz provided a summary of the meeting held on January 8, 2024, and attended by Mr. Denihan. There were 29 call for service in December; 159 calls for the year. The board approved the 2024 operating budget. Other items discussed at meeting included dispatch contract, year-end filing, 2022-2023 Audit, CMS reporting, inventory, training, and accident information update. Next meeting is scheduled for February 13, 2024, at 7:00 p.m.

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

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. Chief Merlino reported that the department submitted a grant to be reimbursed for training. A 240 class will be held in the fall of 2024. Windsor purchased a battery for the repeater system. Chief Merlino held a presentation on the Knox boxes with GV Chamber members.

Park and Recreation: No meeting was held in December.

Planning & Zoning Commission: Next meeting is January 31, 2024, at 1:00 p.m.

Solicitor's report: None

Finance Report: Ms. McKinley provided a summary of her written report.

Mr. Hartz made a motion, seconded by Ms. Cozad, to approve the finance report. The motion passed with all in favor.

Zoning: Mr. Bellas provided a summary of his written report. Updating website and codification of zoning code was discussed. Mr. Bellas provided a draft of a public nuisance ordinance, increase level of misdemeanor and fine to help deter habitual offenders. Section 6:03 of the village charter does not specifically address code violations within the Planning Commission purview. Mr. Bellas would like council to consider reorganizing zoning and planning to include code enforcement.

Old Business: President Ruks met with VFD to discuss future needs. The department would like to purchase a new ladder truck estimated at a cost of 1.5 million. Engine 322 would become rescue truck. The department would like to sell Rescue 338, Argo & trailer with a total estimated value of \$159,000. The department would like to purchase a pick-up with a utility bed, a slide in skid unit, an enclosed trailer, and a Kubota side by side with tracks at a total estimated cost of \$145,000. Solicitor and finance director agreed that items would need to be declared surplus and anything over \$1,000 would need to be auctioned off on a site such as govdeals.com. This are exclusions when selling to another public entity. The VFD would like to remove office and relocated dept office to allow room for pickup & trailer. Dept is to provide value of current Ladder 331. Eventually, dept would like to replace engine 332.

President Ruks suggested Mr. Cottrell and Mr. Denihan meet with Solicitor Newcomb to discuss new contract and to make recommendations to council.

ORDINANCE 24-01-01: AN ORDINANCE AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN ENGINEERING SERVICES CONTRACT BETWEEN THE VILLAGE OF ORWELL AND CT CONSULTANTS, INC. FOR PROFESSIONAL SERVICES FOR ONE (1) YEAR COMMENCING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024 WITH SUCH SERVICES NTE \$5,000.00 AND DECLARING AN EMERGENCY. Ms. Cozad made a motion, seconded by Mr. Cottrell, to waive the 24 hr. rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Cottrell, 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. Hartz made a motion, seconded by Mr. Cottrell, to pass Ordinance 24-01-01.

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

Vote: 5 yeas – 0 nays

Ordinance 24-01-01 passed

ORDINANCE 24-01-02: AN ORDINANCE ADDOPTING THE LEASE/SERVICE AGREEMENT WITH STEVE GRUSKIEWICZ AND GRUSKIEWICZ PUMPING, INC. FOR THE VILLAGE OF ORWELL FOR THE PURPOSE OF MIXING, TRANSPORTING AND/OR SUNSOIL INJECTION OF MUNICIPAL SLUDE FOR A TERM OF THREE (3) YEARS WASTEWATER SEWER PLANT SPECIFIC FOR LAGOON APPLICATION AND DECLARING AN EMERGENCY. Mr. Hartz made a motion, seconded by Ms. Cozad, to waive the 24 hr. rule. The motion passed with all in favor.

Mr. Hartz made a motion, seconded by Mr. Cottrell, to pass as an emergency. The motion passed with all in favor Ms. Cozad made a motion, seconded by Mr. Denihan, to waive the three reading rule. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Hartz, to pass Ordinance 24-01-02.

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

Vote: 5 yeas – 0 nays

Ordinance 24-01-02 passed

ORDINANCE 24-01-03: AN ORDINANCE APPROVING THE LEASE AGREEMENT WITH LEE-FLO FARMS, FOR A TERM OF THREE (3) YEAR WITH THE VILLAGE OF ORWELL COMMENCING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2026 AND DECLARING AN EMERGENCY. Ms. Cozad made a motion, seconded by Mr. Cottrell, to waive the 24 hr. rule. The motion passed with all in favor. 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. Hartz, to waive the three reading rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Cozad, to pass Ordinance 24-01-03.

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

Vote: 5 yeas – 0 nays

Ordinance 24-01-03 passed

ORDINANCE 24-01-04: AN ORDINANCE APPROVING THE LEASE AGREEMENT WITH KING’S SANITARY SERVICE, LLC, FOR A TERM OF THREE (3) YEAR WITH THE VILLAGE OF ORWELL COMMENCING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2026 AND DECLARING AN EMERGENCY. Mr. Hartz made a motion, seconded by Ms. Cozad, to waive the 24 hr. rule. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Cottrell, to pass as an emergency. The motion passed with all in favor Ms. Cozad made a motion, seconded by Mr. Hartz, to waive the three reading rule. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Cottrell, to pass Ordinance 24-01-04.

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

Vote: 5 yeas – 0 nays

Ordinance 24-01-04 passed

ORDINANCE 24-01-05: AN ORDINANCE APPROVING THE POLICE DISPATCHING SERVICE AGREEMENT BETWEEN THE VILLAGE OF ORWELL POLICE DEPARTMENT AND THE ASHTABULA COUNTY SHERIFF’S DEPARTMENT AND DECLARING AN EMERGENCY. Mr. Hartz made a motion, seconded by Ms. Cozad, to waive the 24 hr. rule. The motion passed with all in favor. Mr. Denihan made a motion, seconded by Mr. Cottrell, 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. Hartz made a motion, seconded by Mr. Denihan, to pass Ordinance 24-01-05.

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

Vote: 5 yeas – 0 nays

Ordinance 24-01-05 passed

ORDINANCE 24-01-06: AN ORDINANCE APPROVING THE FIRE AND EMERGENCY MEDICAL DISPATCHING SERVICE AGREEMENT BETWEEN THE VILLAGE OF ORWELL AND THE ASHTABULA COUNTY SHERIFF’S DEPARTMENT AND DECLARING AN EMERGENCY. Mr. Hartz made a motion, seconded by Mr. Cottrell, to waive the 24 hr. rule. The motion passed with all in favor. Ms. Cozad made a motion, seconded by Mr. Cottrell, to pass as an emergency. The motion passed with all in favor Mr. Denihan 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 Ms. Cozad, to pass Ordinance 24-01-06.

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

Vote: 5 yeas – 0 nays

Ordinance 24-01-06 passed

New Business: Mr. Hartz inquired about purchasing laptops for council. Options and cost to follow.

Public: None

Media: Clarification on any other interest for vacant council seat. None.

Ms. Cozad made a motion, seconded by Mr. Ruks, to adjourn the meeting. The motion passed with all in favor.

Council President Ruks adjourned the meeting at 5:50 p.m.

Approved:

Feb 20, 2024



President of Council



Clerk of Council



Village Manager