

Poland Village Council
REGULAR SESSION
Tuesday, February 19, 2019

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, February 19, 2019.

1. Mr. Lattanzio introduced Cindy Best from Celebrate Poland. Ms. Best stated that the celebration this year will be June 28th and June 29th. Ms. Best discussed the following:
 - a. Bus route issue – asked Chief Beatty to clarify the bus route and drop off location.
 - b. Handicapped parking – the organization will acquire signs to allow for additional handicapped parking as requested.
 - c. The organization’s donations are down significantly from last year with higher expenses – can the group place a sign on the fence with a barometer goal of raising additional funds? Atty. Macejko noted that there was no issue with that request.
2. Mr. Lattanzio discussed the motto that was adopted at the last meeting. The Historical Society was mistaken in that the Township did not adopt the motto. He will request that the adoption be rescinded and that a community contest (in conjunction with Poland Township trustees) be held with the three top mottos voted on with the hopes of announcing the motto at Celebrate Poland this year.
3. Mrs. Srnec reviewed the ordinance and resolution she would be presenting this evening. Mr. Srnec reviewed the background for the interest transfer.
4. Tim Clavin, Zoning Inspector, gave his zoning report. Mr. Thompson asked for zoning clarification on the parking lot lighting plan and the notification of residential homeowners. Mr. Clavin discussed the lighting plan being considered.
5. Mr. Srnec, Fiscal Officer, gave his financial report.
6. Atty. Macejko reported the following:
 - a. Continues to work on a draft of the administrative penalty section for zoning violations.
 - b. Researching a question presented by a Council member after the last meeting.
 - c. Attended the Legislative Committee meeting tonight – main topic was the landlord registration ordinance. Will review Boardman Township’s resolution and start building from that. He will report back to the Legislative committee for discussion. He will contact Jason Loree for a digital copy of his application to edit accordingly.
7. Mayor Sicafuse reported the following:
 - a. January Violations Bureau account has been balanced.
 - b. Culvert work was completed in the forest – water issues could be resolved with work such as this.
8. Mrs. Morgan gave her Engineer report – talked with Stephanie Dyer – the Village’s best approach to water issues is a water district. She suggested becoming part of the ABC Water District or setting up a meeting with the Village, Poland Township, Boardman Township, Beaver Township, Springfield Township, and the City of Struthers to develop multi-community solutions.
9. Chief Beatty reported that the Police and Street reports were submitted in writing.
10. Mr. Thompson stated the Mahoning County Elections Board needs a legal opinion on whether the Village’s elections are partisan or nonpartisan. He is having issues with his filing for re-election. Discussion was held on the Village’s election process.

Poland Village Mayor Tim Sicafuse called the REGULAR MEETING to order at 7:30 p.m.
Poland Village Mayor Tim Sicafuse opened the meeting with the Pledge of Allegiance.

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1. Roll Call was taken with the following Members present:

Mr. Anthony Lattanzio, Member of Council
Mr. Samuel Moffie, Member of Council
Mrs. Martha Morgan, Member of Council
Mrs. Linda Srnec, President Pro-Tem of Council
Mr. Michael Thompson, Member of Council

A motion was made by **Mr. Moffie**, and seconded by **Mrs. Morgan**, to excuse Christine Yash, Member of Council.

Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

Also present were:

Russ Beatty, Police Chief & Street Commissioner
Atty. Jay Macejko, Solicitor
Tim Clavin, Zoning Administrator
Nicholas J. Srnec, Fiscal Officer
Mark J. Mrofchak, Deputy Clerk of Council

2. Acceptance of Minutes of Previous Meeting(s)

A motion was made by **Mrs. Morgan**, and seconded by **Mr. Lattanzio**, to waive the reading and to accept the minutes of the Regular Meeting held February 5, 2019.

Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

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

Committees

Buildings, Lands, Utilities, Parks, and Recreation	<u>March 19, 2019 at 6:45 p.m. in Poland Village Town Hall.</u>
Finance, Wage, & Insurance	<u>March 7, 2019 at 5:30 p.m. in Poland Village Town Hall.</u>
Legislation & Policy	<u>March 5, 2019 at 6:00 p.m. in Poland Village Town Hall.</u>
Police	<u>March 5, 2019 at 6:30 p.m. in Poland Village Town Hall.</u>
Streets, Sidewalks, & Drainage	<u>March 19, 2019 at 6:30 p.m. in Poland Village Town Hall.</u>

Boards and Commissions

Architectural Review Board	<u>March 4, 2019 at 7:00 p.m. in Poland Village Town Hall.</u>
Board of Zoning Appeals	<u>No meeting scheduled.</u>
Hine Memorial Fund Board	<u>March 21, 2019 at 9:00 a.m. in Poland Presbyterian Church</u>
Planning Commission	<u>February 20, 2019 at 7:00 p.m. in Poland Village Town Hall.</u>
Poland Municipal Forest Board	<u>February 26, 2019 at 7:30 p.m. in Poland Village Town Hall.</u>
Records Commission	<u>No meeting scheduled.</u>
Western Reserve Joint Fire District	<u>March 20, 2018 at 7:30 p.m. at WRJFD Station 92.</u>

Council

First and Third Tuesday monthly. Caucus at 7:00 p.m.
Regular Meeting at 7:30 p.m. at Poland Village Town Hall

Next Regular Meeting:

Tuesday, March 5, 2019 at Poland Village Town Hall

4. Report from Mayor Sicafuse – REPORTED IN CAUCUS.

A motion was made by **Mr. Lattanzio**, and seconded by **Mr. Moffie**, to accept the Mayor's Report.
Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

5. Report from Fiscal Officer Nick Srnec – REPORTED IN CAUCUS AND SUBMITTED IN WRITING.

A motion was made by **Mrs. Morgan**, and seconded by **Mr. Lattanzio**, to accept the Fiscal Officer's Report.
Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

6. Report from Deputy Clerk Mark Mrofchak – NO REPORT.

7. Report from Zoning Administrator Tim Clavin – REPORTED IN CAUCUS AND SUBMITTED IN WRITING.

A motion was made by **Mr. Lattanzio**, and seconded by **Mrs. Srnec**, to accept the Zoning Administrator's Report.
Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

8. Report from the Street Tree Commissioner James Brammer – NO REPORT.

9. Report from Solicitor Atty. Jay Macejko – REPORTED IN CAUCUS.

A motion was made by **Mrs. Morgan**, and seconded by **Mr. Moffie**, to accept the Solicitor's Report.
Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

10. Report from Police Chief and Street Commissioner Russ Beatty

- a. Police Department – REPORTED IN CAUCUS AND SUBMITTED IN WRITING.
- b. Street Department – REPORTED IN CAUCUS AND SUBMITTED IN WRITING.

A motion was made by **Mrs. Morgan**, and seconded by **Mrs. Srnec**, to accept the Police Chief and Street Commissioner Reports.
Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

11. Report from the Engineer – REPORTED IN CAUCUS.

A motion was made by **Mr. Lattanzio**, and seconded by **Mr. Moffie**, to accept the Engineer's Report.
Vote: Lattanzio, Moffie, Morgan, Sr nec, Thompson - yeas. Motion carries unanimously.

12. Reports from Committees of Council.

- a. Finance, Wage, Audit, and Insurance – Mrs. Sr nec noted that the budget is being finalized for adoption – any last minute requests need to be submitted.

A motion was made by **Mrs. Morgan**, and seconded by **Mr. Lattanzio**, to accept the Finance, Wage, Audit, and Insurance Committee Report.
Vote: Lattanzio, Moffie, Morgan, Sr nec, Thompson - yeas. Motion carries unanimously.

- b. Legislation and Policy – Mrs. Morgan reported that the Committee met and discussed the retirement/rehiring of Chief Beatty – this will be reviewed by Atty. Macejko and Mr. Sr nec and they reviewed the landlord registration form and are proceeding with reviewing Boardman Township's resolution on landlord registration.

A motion was made by **Mr. Lattanzio**, and seconded by **Mrs. Sr nec**, to accept the Legislation and Policy Committee Report.
Vote: Lattanzio, Moffie, Morgan, Sr nec, Thompson - yeas. Motion carries unanimously.

- c. Police – NO REPORT.
d. Streets, Sidewalks, and Drainage – Mr. Lattanzio reported that they had residents at their meeting to discuss water issues on Venloe – Chief Beatty will check on a place for a catch basin installation.

A motion was made by **Mrs. Morgan**, and seconded by **Mrs. Sr nec**, to accept the Streets, Sidewalks, and Drainage Committee Report.
Vote: Lattanzio, Moffie, Morgan, Sr nec, Thompson - yeas. Motion carries unanimously.

- e. Buildings, Lands, Utilities, Parks, and Recreation – Mr. Lattanzio reported that the Committee discussed plans for the upcoming year and that within the next few weeks a presentation will be made on a sound system upgrade.

A motion was made by **Mrs. Morgan**, and seconded by **Mr. Moffie**, to accept the Buildings, Lands, Utilities, Parks, and Recreation Committee Report.
Vote: Lattanzio, Moffie, Morgan, Sr nec, Thompson - yeas. Motion carries unanimously.

13. Reports of Boards and Commissions.

- a. Planning Commission – Mayor Sica fuse/Mark Thompson reported the following:
i. Historic legislation discussion continued.
ii. Group home legislation was discussed.
iii. Discussed the Village's current zoning codes - 40 years old and piecemealed together.
An update is needed to maintain the integrity of the Village.

- iv. Discussed the landlord registration legislation – will assist where the zoning codes are the weakest.

A motion was made by **Mr. Lattanzio**, and seconded by **Mr. Moffie**, to accept the Planning Commission Report.

Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

- b. Board of Zoning Appeals – NO REPORT.
c. Architectural Review Board – Mrs. Morgan referred to Mr. Clavin’s zoning report.

A motion was made by **Mr. Lattanzio**, and seconded by **Mr. Moffie**, to accept the Architectural Review Board Report.

Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

- d. Poland Municipal Forest Board – NO REPORT.
e. Hine Memorial Board – NO REPORT.
f. Western Reserve Joint Fire District Board of Trustees – Mr. Lattanzio reported that the Board discussed the new levy money and how to use it. He noted that the Board is considering an addition to Station #93 and possibly a fourth fire station to house the District’s EMS operations.

A motion was made by **Mrs. Morgan**, and seconded by **Mr. Moffie**, to accept the Western Reserve Joint Fire District Board Report.

Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.

- g. Records Commission – NO REPORT.

14. Reports of Special Committees – NONE.

15. Communications from Poland Village Residents –

- a. Mark Thompson, 24 College Street, stated that about 90% of the trails have been cleared in the forest. Thanked Doug Wittenauer for the new equipment he brought to assist with this project. Thanked Mr. Lattanzio for saving him while he had stepped into Drake Run. He spoke with Stephanie Dyer and Jason Loree to help with the mitigation of run-off water issues.
- b. Judy Sullivan, 220 Nesbitt, stated that there is another home in her neighborhood for sale. She is concerned that it could become another group home. She asked what was going on with the proposed group home ordinance. Atty. Macejko gave the background – noted that he spoke with the Village’s insurance carrier and he received an “unsettling” response.
- c. Terry Feichtenbiner, 213 Diana, asked if anything can be done with the current proposed ordinance. Atty. Macejko further discussed this and noted that there was “reason for pause”. Mr. Feichtenbiner asked about the group home legislation that was recently passed. Atty. Macejko discussed the legislation that was passed in Toledo and continued the current discussion of the proposed legislation by the Village. Mr. Feichtenbiner asked about a timeline – Atty. Macejko stated that there wasn’t one. He noted that the Village can’t be reactive on this

matter and stated that he would render the best legal opinion he can to minimize risk to the Village.

- d. Kathy Rogers, 240 Edna, asked if any proposed group homes would be grandfathered in prior to an ordinance being passed. Atty. Macejko stated "yes".
- e. Carol Carr, 222 Nesbitt, stated that there are group homes all around her. She doesn't feel safe and is scared with all of the workers at these homes. There has to be a limit on how many there can be as she feels surrounded. Councilman Moffie discussed what needs to be done for both the Village and residents - requested that everyone be patient. Councilman Lattanzio noted that Council did its due diligence and metrics are needed to proceed with this intricate issue. Mrs. Carr noted that time is of the essence with more and more homes going up for sale.

16. New Business - the following was discussed:

- a. Mayor Sicafuse stated that a proposed corridor study will be completed by Eastgate Regional Council of Governments and was offered to municipalities in the region. Only one study will be funded by Eastgate. The request for the study was submitted by Gary DiOrio on behalf of the Village for the intersection of routes 170 and 224 last week.
- b. Mr. Lattanzio asked for clarification on requests by nonresidents to speak to Council during "communication from residents". Nonresidents need to make an advance request prior to the Council meeting.

17. Old Business - Mr. Moffie discussed the current issues with the Mauthe Bridge and its closing. There are no signs or barricades as they have all been removed and people continue to use the bridge. Mr. Moffie showed an example of a section of the foot bridge that he was able to easily remove. He noted that the bridge in its current condition is a danger and suggested pulling the steps and placing a chain link fence around the entrances. Comments were as follows:

- a. Mr. Lattanzio worried about removing the steps and its safety hazard.
- b. Councilman Thompson discussed the creation of a new hazard with the removal of the steps.
- c. Laurie LaPlante, 19 Elm, wanted to know how the bridge would be restored and kept. She also stated that a temporary bridge would need to be in place if the Mauthe Bridge were to be closed to allow individuals to cross Yellow Creek. Discussion was held.
- d. Mark Thompson, 24 College Street, discussed the bridge and liability issues.
- e. Patty Wanat, 19 Michigan, stated that if the bridge can be restored, then restore it. It is a unique Poland landmark. She stated that various options are needed to weigh in on a solution.
- f. Councilman Thompson discussed the design that was proposed at the last meeting that will keep the current structure but with enhancements.

18. Motions, Ordinances, and Resolutions -

- a. A motion was made by **Mr. Lattanzio**, seconded by **Mr. Moffie**, to rescind the motion from the previous meeting to adopt the Poland motto.

DISCUSSION/REMARKS: NONE.

Vote: Lattanzio, Moffie, Morgan, Srnc, Thompson - yeas. Motion carries unanimously.

- b. A motion was made by **Mrs. Srnec**, seconded by **Mr. Lattanzio**, to waive the three readings and to pass by emergency a resolution setting the monthly meeting schedule.

DISCUSSION/REMARKS: NONE.

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Mr. Lattanzio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Moffie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Srnec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Thompson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Yash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> <i>Excused</i>

Vote: 5 yeas. Motion carries unanimously.

- c. A motion was made by **Mrs. Srnec**, seconded by **Mrs. Morgan**, to present A RESOLUTION ESTABLISHING A MONTHLY MEETING SCHEDULE OF THE POLAND VILLAGE COUNCIL, COUNCIL COMMITTEES, BOARDS, AND COMMISSIONS FOR THE YEAR 2019 AND TO DECLARE AN EMERGENCY.

DISCUSSION/REMARKS: NONE.

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Mr. Lattanzio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Moffie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Srnec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Thompson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Yash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> <i>Excused</i>

Vote: 5 yeas. Motion carries unanimously.

- d. A motion was made by **Mrs. Srnec**, seconded by **Mrs. Morgan**, to waive the three readings and to pass by emergency an ordinance authorizing a transfer.

DISCUSSION/REMARKS: NONE.

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Mr. Lattanzio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Moffie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Srnec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Thompson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Yash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> <i>Excused</i>

Vote: 5 yeas. Motion carries unanimously.

- e. A motion was made by **Mrs. Srnec**, seconded by **Mr. Lattanzio**, to present AN ORDINANCE AUTHORIZING THE TRANSFER OF \$1,643.49 (FOR 2018 INTEREST DUE THE LAW ENFORCEMENT FUND) FROM THE GENERAL FUND TO THE LAW ENFORCEMENT TRUST FUND AND DECLARING AN EMERGENCY.

DISCUSSION/REMARKS: NONE.

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Mr. Lattanzio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Moffie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Srnec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Thompson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Yash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> <i>Excused</i>

Vote: 5 yeas. Motion carries unanimously.

19. Second and Third Reading – NONE.

- 20. **Presentation of Bills** – A motion was made by **Mr. Moffie**, seconded by **Mr. Lattanzio**, to pay outstanding bills.

Vote: Lattanzio, Moffie, Morgan, Srnec – yeas, Thompson - abstain. Motion carries.

21. Questions from the Media – NONE.

22. Remarks by Council and the Mayor:

- a. Mr. Lattanzio – Thanked Atty. Macejko for pointing out the motto issue and thanked everyone for coming out and hearing from them – we have a footing of where to go next on a variety of things.
- b. Mr. Moffie – Thanked everyone for coming out – we agree to disagree. Will go forth with what is best for the Village while working on it. Suggested a motto of “Poland Village - 25 means 25”.
- c. Mrs. Morgan – Thanks to everyone who came to speak to us – we really appreciate your input. Thanked Council – appreciates working with everyone and for a good meeting.
- d. Mrs. Srnec – Agrees with Mr. Thompson. The Village has a great thing with the forest. Council will have to shuffle money around and remember what is most important to Village citizens. The forest is not the top spot being that it is recreational. Roads and police are more important. Everyone is trying to make this a better situation and proud of everyone who sits here because of that.
- e. Mr. Thompson – Mrs. LaPlante is right about the bridge – while we can’t afford a temporary fix, the faster we can get the replacement restoration design, bid, and completed the better.
- f. Mrs. Yash – EXCUSED.
- g. Mayor Sicafuse – Offered condolences to Officer Mike Koenig on the passing of his father.

Record of Proceedings

Village of Poland, Ohio

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23. A motion was made by **Mr. Moffie**, seconded by **Mr. Lattanzio**, to recess to Executive Session for the purpose of: Confidential law enforcement.
Time: 8:37 p.m.

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Mr. Lattanzio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Moffie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Srnec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Thompson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Yash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> EXCUSED

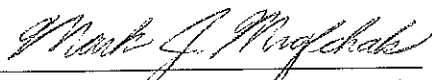
Vote: 5 yeas. Motion carries unanimously.

19. A motion was made by **Mr. Moffie**, seconded by **Mr. Thompson**, to reconvene the meeting.
Time: 8:51 p.m.

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Mr. Lattanzio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Moffie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Srnec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Thompson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mrs. Yash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> EXCUSED

Vote: 5 yeas. Motion carries unanimously.

23. A motion was made by **Mr. Thompson**, seconded by **Mr. Lattanzio**, to adjourn the meeting.
Vote: Lattanzio, Moffie, Morgan, Srnec, Thompson - yeas. Motion carries unanimously.
Time: 8:51 p.m.



February 28, 2019

Mark J. Mrofczak, Deputy Clerk
Village of Poland, Ohio

The next REGULAR MEETING of the Poland Village Council will be **Tuesday, March 5, 2019**. 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.