

RECORD OF PROCEEDINGS

Minutes of

Meeting

TON LEGALBLANK, INC., FORM NO. 10148

Held _____ 20 _____

**Haskins Village Council
Journal of Proceedings**

August 7, 2006

COUNCIL MEETING

The Haskins Village Council met in the Town Hall at 7:00 Tim Enright called the meeting to order followed by the Pledge of Allegiance.

I. Roll Call.

Mayor:

Clerk / Treasurer: Lisa Heft

Council President: Tim Enright

Council Members: Paul Gies, Mike Gonzalez, Roy Chase, Wendi Eldred

Absent: Ken Fallows, Glenn Harding

Solicitor: Paul Skaff, Esq.

Village Administrator: Scott Frank

Police: Chief Frank

Visitors: Phil Baranski, Jeff Hall, Claudia Wittenberg, Jerry Frost, Sherrie Brown, Buzz Brown, Amy Farmer, Michael and Melissa Richardson, Andrea Slivka, Steve and Lynn Welsh

11. Reading and disposal of the journal (minutes) and approval of agenda with additions.
Eldred Moved. Chase 2nd to approve minutes of the July 24, 2006 regular meeting and current agenda. All yes. Motion carried.

111. Reports, communications, appointments, and confirmations from the mayor, directors of departments, and other Village officers:

A. The Clerk read letter from Time Warner Cable, they will be taking over for Adelphia Cable.

IV. Village Administrator/Police Chief: This report is on file with the clerk.

V. Communications, Petitions, and Claims

VI. Committee Reports:

A. Finance and Audit: No report at this time.

B. Public Safety: The safety expo date is set for September 7 from 4:30-7:30. The next committee meeting is August 10th at 6:30PM.

C. Streets and Utilities: Progress is being made at the WWTP and the Downtown lift station.

D. Public Services: A meeting for this committee will be held in September; Mr. Gonzalez will email to coordinate.

E. Rules and Ordinances: A report from this committee is on file with the clerk.

Eldred Moved. Chase 2nd to pay the vendors \$400.00 that performed for the Community Relations and Activities Committees. All yes. Motion carried.

F. Facilities and Grounds: Paul Gies will be organizing volunteers to help spruce up Lusher Park this fall,

Gies moved, Eldred 2nd to appropriate \$800.00 for the purchase of mulch, paint and paint supplies for Lusher Park. All yes. Motion carried.

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VII. Approval of Treasurer's reports, accounts payable, bond, contracts, plats, Etc:

- A. Chase moved, Gies 2nd to approve Treasurer's report. All yes. Motion carried.
B. Gonzalez moved, Eldred 2nd to approve the cash transfer as presented in the council packet to pay the village's portion of the Sugar Watts and Mary Street project. All yes. Motion carried.

VIII. Ordinances and Resolutions:

IX Miscellaneous Business:

X. Visitor's input for the good of the village:

Sherrie Brown stated that she still has a problem with the business rates for the unit billing. Sherrie does not have a problem paying their fair share but the 29 seats in their ice cream shop should not be in the same class as restaurant with fewer than 75 seats. Buzzy's combined electric and sewer bill was over \$500.00, they are not sure they will be able to pay this amount in their open months and remain open. They are considering taking out the seats in their business so they do not fall into the seating capacity of the unit billing. Mike Richardson stated that he moved here from a small community where he owned an ice cream shop; he would hate to see this one close. Brought into question was the model home in Logan Meadows, it was explained that all homes and the model home billed for one unit billing.

Jeff Hall stated that he had copies of the rate study committee meeting minutes. He felt that the mayor ran most of the meetings. Sherrie Brown stated that she has a problem with "4" paid officials from the village being on this committee. Jeff Hall stated that his landlord does not charge his business for water, he feels his unit billing is not fair. Jeff also inquired if the village had approached the township concerning the constructing of the WWTP It was explained that Middleton Township has no jurisdiction over Haskins Village utilities. Furthermore, the Village did approach the Northwestern Water and Sewer District before the plans were done and they did not have an interest in tapping into the plant. The engineers designed a smaller plant for the village only for NWWS to want to tap into this project. Mr. Hall stated he contacted NWWS and they told him they are not paying down the village's debt for this project, it was explained to Mr. Hall that they will be paying tap fees and charged a rate equal to or greater than the Village rate to tap into this plant to pay for this project will be collected. Jeff Hall stated his business may soon be empty, for he cannot justify paying for sewer when he does not use water.

Scott Frank stated that early on in this process for the unit billing, Buzzy's was thought of along with the vacant homes including Mr. Pingle's property. The Pingle's building has not used a drop of water in 3 years and he is now being billed \$70.00 per month. He asked all in attendance to be patient and that their concerns are not falling on deaf ears. Each property owner has different concerns. The \$70.00 per month per unit billing is for debt service and operation and maintenance. Tim Enright stated that the village will reevaluate the figures once the sewer plant is up and running, he is pretty certain that the amount for billing will not increase. The total project should be completed by the end of the year. Scott Frank also stated that it is not just Buzzy's that has been impacted, it is all the business owners, the church and the school. The village has been planning this for years, it is frustrating that residents are now just coming forward. The village needed a new

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WWTP, all their comments are valued. Asked if the village could bill all businesses a flat rate of what they feel is fair. Roy Chase asked what is "fair", the village now has a rate structure in place and the residents do not feel it is "fair".

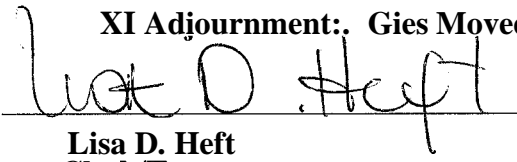
Mike Richardson stated that he appreciates the difficult task that is at hand, he urged council to work hard, he does not want to see Buzzy's close. He also asked if the rate could be based on historical usage, Buzzy's is only open 6 hours per day. Mike also stated when he built his house he called the village office's for the sidewalks specifications. No one in the village is disputing whether he received bad advice or not. Sidewalks are 4ft in the old and new subdivision regulations. Scott Frank stated that the village is not in the position to have Mr. Richardson remove his sidewalks, if that were the case he would go to every resident whose sidewalks have cracks.

Claudia Wittenberg is concerned about the empty lot between her properties. What sidewalk specification will be adhered to when a home is constructed. It was stated that when that happens all parties involved will sit down and discuss this. She is concerned with what the grade will be it and when a home is constructed on the vacant lot next to her home. She stated has invested a lot of money into her house, and she does not want water in her basement. When the Welsh's built their house, it was graded with the home across the street, next door and on the diagonally opposite corner. Mr. Welsh stated that he paid \$15,000.00 to have dirt hauled in to be at the grade of these houses.

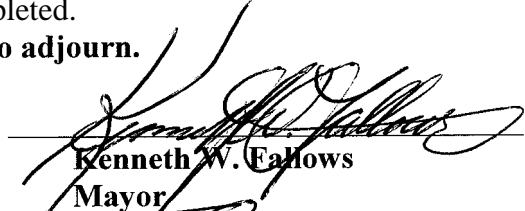
Jeff Hall asked Mr. Skaff about deed restriction, it was stated when a home is sold there is usually a title search, if restrictions have been recorded this will show. The village cannot enforce deed restrictions. Mike Richardson stated that council has bigger tasks than deed restrictions, this should be kept out of council chambers and the neighbors should handle them with all parties involved, not behind backs.

Discussion was held on the abandoned house on the corner of Kingsbury and Yorkshire, it was stated Mr. Mossman's father-in-law bought it at sheriffs auction. No one was able to confirm whether the transaction has been completed.

XI Adjournment: Gies Moved Chase 2nd to adjourn.



Lisa D. Heft
Clerk/Treasurer



Kenneth W. Fallows
Mayor



Tim Enright
President of Council