



**VILLAGE OF COMMERCIAL POINT  
COW MEETING MINUTES  
March 21, 2011**

President Weaver called the meeting to order. Fiscal Officer Hastings took roll call with the following members present: President Weaver, Ms. Hutchins, Mr. Benedik, Mr. Kuzelka, Ms. Gooden-Kinney and Mr. Cruz. Mayor Goldhardt, Solicitor Crites and Engineer Grosse were also in attendance.

Mr. Kuzelka made a motion, seconded by Mr. Benedik to approve the minutes of the February COW meeting. Ms. Hutchins and Ms. Gooden-Kinney abstained. All of the remaining members were in favor and the motion passed.

Solicitor Crites informed Council the Comprehensive Plan has been completed and ready for their review.

Mayor Goldhardt had nothing to report at this time.

Engineer Grosse had nothing to report at this time.

At this time, Solicitor Crites publicly thanked Kristina McNeish for her hard work and dedication to the Comprehensive Plan. He said the Plan needs to be treated as a living, current and dynamic document. This document is what needs to drive the zoning code for the Village. This document should be looked at on a bi-annual or annual basis. He recommended that the Village now look at the existing zoning code and make the necessary changes to bring it in line with the Comprehensive Plan.

Mr. Cruz asked Solicitor Crites what is considered to be a "reasonable" amount of time to take care of potholes once they have been reported to the Village. Solicitor Crites said the ORC does not specify. Engineer Grosse recommended filling the potholes with cold patch for now.

Sergeant Murphy spoke to Council about Community Service workers that are available to the Village from the County Municipal Court system. These are people who have been ordered to do community service, not inmates. Solicitor Crites informed Council of a program called APP (Alternate Plea Program) for 1<sup>st</sup> time offenders and explained how the program has been administered in other municipalities.

Mr. Jack Mautino of Westport Homes spoke to Council regarding the possibility of receiving a \$ 2,500 credit for each water and sewer tap purchased for the next 74 homes being built at Chestnut Estates. Since Westport Homes opted to forfeit 74 water and sewer taps per their utility agreement, and since deals have been made and credits have been issued to other developers in the community, he feels that the money they paid for the forfeited water and sewer taps should be applied toward future purchases. At this time, Mr. Kuzelka removed himself from the Council table, due to a possible conflict of interest. Mr. Mautino told Council that he had reviewed the contracts and settlements with the other subdivisions within the Village. He noted that payments were made to Mr. Talbott for the Genoa Crossing Settlement and that credits had been issued to the Condo Association as part of their settlement. Mr. Benedik stated that Mr. Talbott's payment and the credit issued to the Condo Association were completely different then the agreement between the village and Westport Homes. After some discussion, Council informed Mr. Mautino that his request would be considered at the April 11, 2011 Council Meeting. Mr. Kuzelka rejoined the Council table at this time.

Mr. Cruz asked why the steps from the old municipal office at 12 Front Street had not yet been removed. Mayor Goldhardt informed Mr. Cruz that the resolution he voted on at the previous meeting does not take effect for thirty days. Once the resolution takes effect, the steps will be removed.

Mr. Cruz made a motion, seconded by Ms. Hutchins to adjourn the meeting. All members were in favor and the meeting was adjourned.

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Margie Weaver, President of Council

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Wendy Hastings, Fiscal Officer