

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, June 20, 2016

7:00 p.m.

The Village of Silver Lake Council met in a regular session on Monday, June 20, 2016, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio.

With President of Council Mr. Gerald Jones presiding, the meeting was called to order at 7:00 p.m.

Mr. Jones led the Pledge of Allegiance.

The following members were present and responded to roll call: Mrs. Karen Fuller, Mr. Christopher Scott, Mrs. Betsy Meyer, Mr. Gerald Jones, Mr. William Church, Mrs. Carol Steiner, Mr. Matthew Plesich

Roll call of Council - 7 members present

Mr. Jones asked if there were any additions or corrections to the minutes of the May 16, 2016, regular Council Meeting.

There being no additions or corrections, the minutes were then approved as submitted.

Mr. Jones asked Mr. Sean Housley, Clerk-Treasurer, for the reading of any pending legislation that is up for first reading.

RESOLUTION NO.: 39-2016 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS TOTALING \$261,387.98.

Mr. Jones assigned Resolution No.: 39 -2016 to the Finance & Appropriation Committee.

RESOLUTION NO.: 40-2016 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH DON MITTER CONSTRUCTION FOR THE REPAIR OF VARIOUS CATCH BASINS IN THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.:40-2016 to the Finance & Appropriation Committee.

ORDINANCE NO.: 41-2016 AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2016, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 41-2016 to the Finance & Appropriation Committee.

ORDINANCE NO.: 42-2016 AN ORDINANCE TRANSFERRING FUNDS FROM THE GENERAL FUND TO THE STORM WATER UTILITY FOR CATCH BASIN REPAIR WORK, AND DECLARING AN EMERGENCY.

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Mr. Jones assigned Ordinance No.: 42-2016 to the Finance & Appropriation Committee.

ORDINANCE NO.: 43-2016 AN ORDINANCE AMENDING THE ANNUAL SALARY ORDINANCE OF THE VILLAGE OF SILVER LAKE, OH, HEREBY ESTABLISHING A NEW SCHEDULE OF PAY GRADES AND RANGES FOR THE GENERAL CLASSIFICATION PLAN FOR EMPLOYEES WHICH INCLUDES RULES FOR THE ADMINISTRATION OF SUCH SCHEDULE AND RANGES, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 43-2016 to the Finance & Appropriation Committee.

ORDINANCE NO.: 44-2016 AN ORDINANCE TRANSFERRING FUNDS FROM THE GENERAL FUND TO THE GENERAL CAPITAL IMPROVEMENT FUND, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 44-2016 to the Finance & Appropriation Committee.

RESOLUTION NO.: 45-2016 A RESOLUTION AWARDED A CONTRACT TO CARDINAL ASPHALT COMPANY FOR THE 2016 COLD MILLING AND RESURFACING OF VARIOUS STREETS IN THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.:45-2016 to the Finance & Appropriation Committee.

ORDINANCE NO.: 46-2016 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2016, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO AMEND SECTION 3.07 VACANCY, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 46-2016 to the Personnel & Public Affairs Committee.

ORDINANCE NO.: 47-2016 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2016, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO AMEND SECTION 7.01 APPOINTMENT, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 47-2016 to the Personnel & Public Affairs Committee.

ORDINANCE NO.: 48-2016 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2016, AN AMENDMENT TO THE CHARTER OF THE

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VILLAGE OF SILVER LAKE, OHIO, TO AMEND SECTION 7.03 POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 48-2016 to the Personnel & Public Affairs Committee.

ORDINANCE NO.: 49-2016 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2016, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO AMEND SECTION 9.01 COMPOSITION AND TERM, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Ordinance No.: 49-2016 to the Personnel & Public Affairs Committee.

RESOLUTION NO.: 50-2016 A RESOLUTION DECLARING THE MONTH OF AUGUST 2016 KIDS MONTH IN THE COUNTY OF SUMMIT AND ENCOURAGING THE CITIZENS OF SUMMIT COUNTY TO JOIN IN THIS ACKNOWLEDGMENT, FOR THE EXECUTIVE, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.: 50-2016 to the Personnel & Public Affairs Committee.

Second reading: None

Third reading: None

Comments from the audience: None

FINANCE AND APPROPRIATIONS COMMITTEE – MR. CHRISTOPHER SCOTT

RESOLUTION NO.: 39-2016

Mr. Scott asked if there were any questions on any of these payments.

Mrs. Meyer questioned the payment for shoe covers, which was about \$500.00. Mr. Lipan said his employees use these when installing water meters. He gets one free box with the purchase of five.

Mrs. Meyer asked about the payment for a bulletproof vest. Chief Conley said we pay for ballistic vests, but we have a grant that reimburses a percentage of the cost. They expire every five years.

There being no further comments or questions, Mr. Scott said this Resolution would be brought out for adoption this evening.

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RESOLUTION NO.: 40-2016

Mr. Lipan said we have had a problem with flooding around these catch basins, as the grates are not big enough. Don Mitter Construction did repair work for us several years ago, and Mr. Lipan was pleased with his work. There are two on Athens Road and three on Silver Lake Blvd.

Mrs. Steiner said she was glad to see Mr. Lipan addressing this problem.

Mrs. Meyer said the flooding at Kent Road and DeGruchy Road is a problem. Mr. Lipan said the pipes are only so big, but he will keep an eye on the area.

There being no further comments or questions, Mr. Scott said this Resolution would be brought out for adoption this evening.

ORDINANCE NO.: 41-2016

Mr. Housley said this is a final payment to Cementech which is equal to about 3% of the total cost. It was part of the November invoice that was retained.

Mr. Scott wanted to make sure this was the final payment, as we have heard that a couple of times.

Mr. Housley confirmed this was the final payment.

There being no further comments or questions, Mr. Scott said this Resolution would be brought out for adoption this evening.

ORDINANCE NO.: 42-2016

Mr. Lipan explained this was for catch basins. Mr. Housley added it was discussed at the budget meetings.

There being no further comments or questions, Mr. Scott said this Ordinance would be brought out for adoption this evening.

ORDINANCE NO.: 43-2016

Mr. Scott said this is dealing with the salary discussion we have been having that seems like forever, going back to last year. We talked about this over the last several meetings. This is recommending a 1% increase every year for the next three years. Mr. Scott asked if there was any further discussion to what we have already had on this subject.

Mrs. Steiner said we had talked about a three year contract, but if this is proposing 1% a year for three years, I'd say we're getting a bargain. It's laid to rest, and we don't deal with a salary increase

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for three more years. One percent is very reasonable, I think, between the cost of living and what other municipalities are starting to do now, which is to give more substantial raises.

Mrs. Meyer said she was confused because this was passed in 2014 and Council did the step program.

Mrs. Meyer asked when the new step program started. Mrs. Steiner said new step program was revised downward in 2014.

Mrs. Meyer said so, it hasn't even been three years and we're going to revise it again?

Mrs. Steiner said the step program is not really a raise. The step program is an evaluation of their work and rewarding them for their experience.

Mrs. Meyer said then there would be an increase in the price of starting people. Mrs. Steiner said yes, if you give a 1% raise the starting pay would go up.

Mrs. Meyer asked "When you guys did the step program, how long did you expect it to stay without a raise?" Mrs. Steiner said we didn't change the beginning salaries when we revised the step program. Mr. Church said we expanded the number of steps. Mrs. Steiner asked when we changed beginning salaries. Mr. Housley said it was 2013 when a 3% raise was given which covered two years. Mr. Scott emphasized that employees got it all up front in 2013.

Mr. Heydorn asked to fill in a little history since he was the one who wrote this. The history of that is the step program is designed as a merit increase. If there's any raise for inflation or cost of living it has to be added to that. I assume that's what the 1% is all about. In actual fact it means employees are losing money if there is a rise in the cost of living. Council has consistently confused the merit increase with the cost of living raise. They are two different concepts, but the idea is basically to ensure the steps are in line with the cost of living. That's what this raise is all about. When we originally passed the step program the place between the steps were much larger. A person actually got much more between the steps, so we purposely spread it out so they would get less of a rise, so they wouldn't get so much between the steps; and then no provision was made for cost of living. So if the steps had been kept where they were in 2014, employees would probably be getting more now than they would get under this situation of a merit raise plus inflation. It was spread out because Council didn't like that much of a step increase between steps. The point of the matter is if you don't separate the two concepts of cost of living raise for inflation from a merit raise, then each year when these people get a raise for merit, they will be getting less because of the cost of living. They will actually lose money.

Mrs. Meyer asked if that meant all the part time people get raises, too, like Samantha that just hired on and all the others.

Mayor said the way it was intended was for every employee.

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Mrs. Meyer wanted to clarify it was even for part time. Mr. Church said it was across the board.

Mrs. Meyer said she was still confused, as being a small business owner we cannot do that.

Mrs. Steiner said this is a different concept.

Mr. Plesich added that even at 1% we are not keeping up with the rate of inflation, so I would say 1% is reasonable.

Mr. Church asked for clarification on the annual cost for 1%. Mr. Housley said it would be about \$14,000.

Mrs. Meyer said she thought we had already tabled this.

Mayor said it was discussed at Council but it was never brought for a vote. I feel it's important that Council votes on it.

Mr. Jones and Mr. Scott said Council did vote when Mrs. Steiner asked for a poll of Council.

Mayor said there was never an ordinance brought forth.

Mr. Scott said but if we don't want it, why do we even need an ordinance if we said we don't want to look at it. That's sort of where we're at.

Mr. Jones said he hadn't seen anything about a cost of living. The government said there was no inflation. At the beginning of this year Social Security did not go up. I go back to what we discussed earlier about some of the raises that various communities and school boards are giving and we are right in line, so I stand where I was before.

Mr. Scott asked if we would then bring this out tonight. Mrs. Steiner said we have talked about it and need to bring it out. Mr. Jones agreed.

Mrs. Fuller asked why we are doing this in June and making it retroactive. Since we have had discussion about this back and forth and there is not really consensus yet, why don't we put it off until the end of the year and look at a whole year. Betsy is not comfortable with where it is.

Mrs. Meyer said "I am just trying to find out the finances of the Village and I'm trying to figure out where we're at."

Mrs. Fuller said she didn't see going retroactive. I do see this is going to be an ongoing discussion. I think we should set aside time in November/December and say we are looking at 2017, and what are going to do; and go forward when we have the budget set. We didn't budget for this. I am not opposed to giving raises. As you know I think the police should get more money, I think

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there are other ways to give raises. If Mark feels that somebody in his department is exemplary then he would maybe want to jump him a step and bring that up to us. I would like to go forward with this with consensus, not with a split decision.

Mr. Lipan said he tried to give an additional step increase to an exemplary employee, Dustin Kisamore. He was told no; and a year after that Mr. Kisamore left for more money.

Mr. Jones asked who said no.

Mr. Lipan answered the two people that were sitting on the Personnel Placement Committee.

Mr. Jones said he was one of them, including Mrs. Steiner. "I don't remember that, but maybe we did."

Mrs. Steiner said an additional step could mean a 4% raise for an individual.

Mrs. Fuller said if you want to keep somebody, and they are really worth it, then you give them the additional step.

Mrs. Steiner questioned what that does to our other employees who don't get a raise.

Mr. Scott said "Maybe they need to step it up. I'm sorry but this across the board stuff does nothing as far as improving the workforce."

Mr. Plesich said he disagreed, adding it does improve morale, which improves the workforce.

Mr. Scott said "So, if Mark has a guy that is exemplary and he gets the same raise as a guy that's borderline okay, what does that say to the guy that's exemplary?"

Mr. Plesich said Mr. Lipan said he did have a guy like that; when the raise was presented and refused, I think that sent a message.

Mr. Scott said Mrs. Steiner and Mr. Jones were in on that discussion. They both said they did not remember that situation.

Mr. Scott said "Just in general, I think most employees if they see I am working like crazy; I'm doing more than I am supposed to do, and I am given the same raise as the guy that is slacking whenever the boss isn't around. What does that tell me? I'm being stupid then."

Mr. Heydorn said we have consistently mixed up this concept of a merit raise vs. cost of living.

Mr. Jones said "Bob, that's your opinion, but you don't have a vote in this."

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Mr. Heydorn answered, "Absolutely not, but I still write the ordinances, and I am entitled to an opinion because, actually, I am an employee, too."

Mr. Church said there is an intangible here. And there is a right time and a wrong time to increase salaries. We can wait until the end of the year and we can banter about a 2%, 3%, 1%, 1%, and 2%, or whatever we are going to do, but I agree that this is going to be, in the long run, the least expensive way to give what amounts to in this case a goodwill increase. Maybe you haven't talked to the employees. I've talked to them extensively. There is an intangible involved here where a 1% adjustment on this scale will go far in keeping the peace in this Village. These people have been looking at this for a long time, and all they are looking for is a little bit of an increase. This is the time to do it in order to maximize that morale issue that I'm talking about. If we want to pass this up, which in the long run I think will be one of the least expensive ways to handle this, then so be it; but this is something I feel is very important at this point.

Mr. Jones said I agree with Mrs. Fuller that we should look at this at the end of the year. "Maybe we'll do something better. I don't know."

Mr. Church added "Probably not. I don't want you to dismiss what I just said."

Mr. Jones said he was not dismissing what Mr. Church said, but said we all know who voted the way we did when we had this discussion a month ago. I say let's bring it out tonight.

There being no further questions or comments Mr. Scott said this Ordinance would be brought out for adoption this evening.

ORDINANCE NO.: 44-2016

Mr. Scott asked Mr. Housley to speak to this Ordinance.

Mr. Housley said the transfer he is asking for relates to Council's agreement to pay for sidewalks damaged by Village owned trees. Last year Council advanced the General Capital Improvement Fund \$78,000 for a portion of those costs. The total costs were \$104,570, leaving an additional amount needed of \$26,570.

Mr. Scott asked if the costs went up on the sidewalks. Mr. Housley said yes, our portion did come in higher than we originally thought.

Mr. Scott said he was concerned that maybe we miscounted.

Mr. Lipan said we had several issues requiring additional repair after our original estimate, from more extensive damage from tree roots to having to repair a driveway because of a water break.

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There being no further questions or comments Mr. Scott said this Ordinance would be brought out for adoption this evening.

RESOLUTION NO.: 45-2016

Mr. Lipan said the bids were extremely competitive this year. Last year we paid \$92.88 per ton. This year we are paying \$74.02. One of the reasons is that Cardinal has another project where they will use the grindings so they don't have to pay to dispose of them.

Mr. Church asked if they will be using the new machine. Mr. Lipan said no, this is conventional paving.

Mr. Lipan said the contract says the Village can take away or add to, and because of the low price he would like to add to. He budgeted about \$145,900 and this project came in at \$108,000, so he would like to use about \$37,000 to repair Ardoon Way, part of Silver Lake Blvd. (Markle to Highland), and where we had the water break on Hastings (about 60 feet).

Mr. Jones asked Mr. Heydorn if it was okay to add these since they weren't on the original bid.

Mr. Heydorn said yes.

Mr. Scott asked if the total would then be \$145,000. Mr. Lipan said it is not to exceed \$145,000, but would more likely be around \$141,000.

The reference to Hastings needed to be inserted in the Resolution, as there was a typographical error.

Mrs. Steiner asked about the paving process we used last year, which saved money, and if that would be used again.

Mr. Lipan said he would like to use that process on streets that are a little thicker. When it was used last year on Ivanhoe the edges cracked. Hastings would be a good candidate for it, or any road with a curb.

Mr. Jones asked if drainage pipes higher than the driveway are the Village's problem. Mr. Lipan said no, it is the responsibility of the homeowner, if it's not crushed and still taking water.

Mr. Jones also asked about rocks in the pipes. Mr. Lipan said as long as it is not impeding the flow of the water it is allowed. Rocks are often put in to prevent crushing and also to block sticks from getting in the pipe. Mr. Scott was concerned rocks would reduce the water flow, but Mr. Lipan said they are usually on the edge.

There being no further questions or comments Mr. Scott said this Resolution would be brought out for adoption this evening.

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PERSONNEL AND PUBLIC AFFAIRS COMMITTEE – MRS. CAROL STEINER

ORDINANCE NO.: 46-2016

Mayor said this Ordinance deals with putting the Vice-President of Council in the line of succession. The Charter Review members felt it made sense to have two people there in case the President of Council could not do it.

Mrs. Fuller said she thought Council appointed one of their members if the President was unable to assume the Mayor's duties. Mr. Heydorn clarified that is the current practice.

Mr. Jones said he liked the way it is now. If the Mayor resigns and the President of Council doesn't want it, Council gets together to vote on it.

Mrs. Steiner said maybe that should be part of the consideration in choosing a Vice-President.

Mr. Scott said the Vice-President could also refuse the appointment, thus putting Council in the same position they are now.

Mr. Church said there is something to be said for electing who you feel is the most qualified at that time. The Vice-President at that time may not be the most qualified.

Mr. Church asked Mr. Heydorn what the purpose of changing it was.

Mr. Heydorn said it was to streamline the process. While it is highly theoretical that both the President and Vice-President would be unable to take over, it could happen.

Mr. Church, Mr. Jones and Mr. Scott expressed they felt it was fine the way it is.

There being no further questions or comments Mrs. Steiner said this Ordinance would be brought out for adoption this evening.

ORDINANCE NO.: 47-2016

This Ordinance has to do with Section 701, which refers to the Director of Public Safety. That function has always been performed by the Mayor. That position is usually in a large city. This is basically cleaning things up, as the Mayor has always served as Director of Public Safety, which encompasses police, fire and zoning. Mr. Jones asked if this is something the Police Chief deals with, Mayor said no, it is a position that has never been employed since we've been in this form of government.

There being no further questions or comments Mrs. Steiner said this Ordinance would be brought out for adoption this evening.

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ORDINANCE NO.: 48-2016

Mayor said the way the Charter reads now, the Director of Public Safety/Mayor appoints police officers. That is not the way we work. The Police Chief appoints officers with the Mayor's concurrence. Mayor Hovey has never appointed an officer, as he relies on the knowledge of the Chief to obtain qualified candidates.

There being no further questions or comments Mrs. Steiner said this Ordinance would be brought out for adoption this evening.

ORDINANCE NO.: 49-2016

This deals with Section 9.01, Park Board. Mayor said the issue is the Park Board is the only board in the Village that has some elected members. Residents do not want to run for election and Mayor has usually wound up appointing members.

Mr. Jones and Mrs. Fuller and other members of Council agreed it should be changed.

There being no further questions or comments Mrs. Steiner said this Ordinance would be brought out for adoption this evening

RESOLUTION NO.: 50-2016

Mrs. Steiner said we adopt this every year to show our support for Summit County. Mayor said Russ Pry asks all Summit County communities to support this each year.

There being no further questions or comments Mrs. Steiner said this Resolution would be brought out for adoption this evening

Personnel and Public Affairs Committee – Mrs. Steiner

Mrs. Steiner stated **Ordinance No.: 46-2016** was discussed in Committee earlier this evening.

Motion to suspend the rules by Mrs. Steiner, seconded by Mr. Church

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mrs. Steiner, seconded by Mr. Scott

Roll call on adoption: Yes 0 No 7

Mrs. Steiner stated **Ordinance No.: 47-2016** was discussed in Committee earlier this evening.

Motion to suspend the rules by Mrs. Steiner, seconded by Mrs. Fuller

Roll call on suspension: Yes 7 No 0

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Motion to adopt by Mrs. Steiner, seconded by Mr. Church

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated **Ordinance No.: 48-2016** was discussed in Committee earlier this evening.

Motion to suspend the rules by Mrs. Steiner, seconded by Mr. Church

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mrs. Steiner, seconded by Mrs. Meyer

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated **Ordinance No.: 49-2016** was discussed in Committee earlier this evening.

Motion to suspend the rules by Mrs. Steiner, seconded by Mr. Church

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mrs. Steiner, seconded by Mrs. Meyer

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated **Resolution No.: 50-2016** was discussed in Committee earlier this evening.

Motion to suspend the rules by Mrs. Steiner, seconded by Mr. Church

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mrs. Steiner, seconded by Mr. Church

Roll call on adoption: Yes 7 No 0

Mrs. Steiner reported the Personnel Placement Committee met earlier this evening and is recommending the following:

Placement of **Patrol Officer Amy Snyder** from Patrol Officer Step 11 at \$47,789.49 to Patrol Officer Step 12 at \$48,864.75.

Motion to adopt by Mrs. Steiner, seconded by Mrs. Fuller

Roll call on adoption: Yes 7 No 0

Placement of **Lieutenant Andre S. Justice** from Lieutenant Step 8 at \$55,527.97 to Lieutenant Step 9 at \$56,916.17.

Motion to adopt by Mrs. Steiner, seconded by Mr. Plesich

Roll call on adoption: Yes 7 No 0

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Pay raise for part time **Police Department Secretary Sharon Pulley** to \$12.00 hourly
(increase of \$0.25 per hour or 2.127%) effective June 27, 2016

Motion to adopt by Mrs. Steiner, seconded by Mrs. Meyer

Roll call on adoption: Yes 7 No 0

Finance and Appropriations Committee – Mr. Scott

Mr. Scott stated **Resolution No.: 39-2016** was discussed in Committee and is ready for adoption.

Motion to adopt by Mr. Scott, seconded by Mrs. Meyer

Roll call on adoption: Yes 6 No 0 Abstain 1 (Plesich)

Mr. Scott stated **Resolution No.: 40-2016** was discussed in Committee and is ready for adoption.

Motion to suspend the rules by Mr. Scott, seconded by Mrs. Steiner

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Scott, seconded by Mrs. Meyer

Roll call on adoption: Yes 7 No 0

Mr. Scott stated **Ordinance No.: 41-2016** was discussed in Committee and is ready for adoption.

Motion to suspend the rules by Mr. Scott, seconded by Mrs. Steiner

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Scott, seconded by Mrs. Steiner

Roll call on adoption: Yes 7 No 0

Mr. Scott stated **Ordinance No.: 42-2016** was discussed in Committee and is ready for adoption.

Motion to suspend the rules by Mr. Scott, seconded by Mrs. Fuller

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Scott, seconded by Mrs. Steiner

Roll call on adoption: Yes 7 No 0

Mr. Scott stated **Ordinance No.: 43-2016** was discussed in Committee and is ready for adoption.

Motion to suspend the rules by Mr. Scott, seconded by Mrs. Steiner

Roll call on suspension: Yes 7 No 0

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Mr. Scott moved for the vote on Ordinance No.: 43-2016, saying, "We went through this before, when we're not in favor."

Mr. Heydorn said you don't have to be in favor to move for an adoption.

Mr. Scott then moved for the adoption of Ordinance No.: 43-2016, seconded by Mr. Plesich

Roll call on adoption: Yes 3 (Church, Steiner, Plesich)
No 4 (Jones, Fuller, Scott, Meyer)

Motion failed.

Mr. Scott stated **Ordinance No.: 44-2016** was discussed in Committee and is ready for adoption.

Motion to suspend the rules by Mr. Scott, seconded by Mr. Plesich

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Scott, seconded by Mrs. Steiner

Mr. Jones asked how much had been collected from the residents. Mr. Housley said around 65%.

Roll call on adoption: Yes 7 No 0

Mr. Scott stated **Ordinance No.: 45-2016** was discussed in Committee and is ready for adoption.

Motion to suspend the rules by Mr. Scott, seconded by Mrs. Steiner

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Scott, seconded by Mrs. Steiner

Roll call on adoption: Yes 7 No 0

Mr. Scott asked Mr. Housley to speak about the **Statement of Cash Position of May 31, 2016**. Mr. Housley said we are reconciled on all of our accounts, with the exception of payroll, and he was working on April, which is off around \$53.00.

Mr. Scott moved to accept the Statement of Cash Position as presented, seconded by Mr. Church. All members of Council signified their approval by saying aye.

Reports of Village Officials

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Mr. Heydorn suggested Council make a motion not to honor the request for variation in the assessment.

Mrs. Fuller said the pay stubs were included. Mr. Jones said they were only for a month or so and Mr. Housley had to request them.

Mr. Scott moved to deny the hardship request on the sidewalk assessment for Susan Bowers, 2817 S. Park Drive, seconded by Mrs. Meyers. Six members of Council signified their approval by saying aye, with Mrs. Fuller opposing. Motion carried.

Miscellaneous Business

Mr. Jones asked where we are on the discussion we had about the fire service. Mayor said we are waiting for another meeting. Mr. Jones thought Mr. Heydorn was going to draw something up. This is not just Dover Road, but the whole thing, as far as charges for water service.

Mrs. Steiner will not be in attendance at the next meeting, Tuesday, July 5, 2016.

Mr. Scott asked if we've received answers from the Fire Department. One of the questions was if they were going to charge us for the tanker if they had to bring one.

Mr. Plesich said he talked to the Fire Chief several weeks ago and he said each one of their trucks holds a specific amount of water. He said it was no extra charge. Mayor said yes, there is no extra charge. Their trucks hold about 1,200 gallons of water.

Mr. Jones asked if Council wanted to schedule a meeting before the next meeting. Everyone but Mrs. Steiner will be here, so it was agreed to meet prior to the next regular meeting.

Mr. Church attended a Silver Lake Trustee meeting. It was a lengthy discussion. They vowed to finish the roof by opening day. Representatives were there from an engineering company showing them proposed changes to the picnic area, shoreline, and general landscape. It reached an impasse when no one had a clue about how much it would cost.

Mr. Heydorn asked if discussion was held if they had the authority to assess for these improvements. Mr. Church said he thought the Trustees would let us know something before they tried to do that. Another meeting he attended it did come up, but they were hesitant to discuss it in front of him.

Mrs. Steiner asked if they discussed the water quality. Mr. Church said only that they are now going to get it tested, 6 ½ feet down, which they have not been able to do in years. The aeration is working beyond their wildest dreams. A Florida company installed the system, and this is the largest lake they have done.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, June 20, 2016****7:00 p.m.**

Mrs. Steiner said she is the liaison to that water committee, and we have an obligation to do what we can do to improve the water quality. We have talked about this. Polly and Denny Stoiber and I met with the Mayor a few weeks ago and tossed around the idea of trying when someone asks for a building permit, to try to make our ordinances take into account "green" types of things that could be done at the point changes are being made to a property. Denny Stoiber would like to come and talk to us and tell us what that would be like. We do have an obligation to try to continuously improve what is going on in the Village. This would possibly address how much of a property someone could pave over when they do a reconstruction. Would Council approve of Mr. Stoiber coming to address the issue and maybe giving us an idea of what he might have in mind?

Mr. Plesich asked if that is something Council would decide or would that be a zoning issue.

Mr. Stoiber is on the Planning Commission. Mrs. Steiner asked Mayor Hovey to further explain.

Mayor said Mr. Stoiber is concerned that we have no ordinances that restrict how much concrete can be on a property. We have an ordinance that says a dwelling can only take up 18% of the property, but if they wanted to they could pave the rest of the property and we have nothing to stop that.

Mr. Heydorn said Mr. Stoiber is responsible for the long chapter we have on storm water regulations, which is designed to control the runoff from roofs, etc. We have no regulation on what goes on the surface of the yard. Cuyahoga Falls is immensely behind us on storm water regulation. This issue has been an issue in the Planning Commission, as well.

Mrs. Steiner said many communities are going in that direction and have already adopted legislation. What's nice about Silver Lake is we are small enough that we can do some things like that and it also could influence when we apply for a grant we can say we are progressive on this. One of things on ordinance right now is that we all have to have our storm drains connected to the sewer, and that is not necessarily the best way. I don't think Mr. Stoiber's suggestions are radical. I think it's positive.

Mrs. Steiner said Mr. Stoiber would like about half an hour. Mr. Jones suggested Council could do it at the July 18, 2016, meeting. Mrs. Steiner will check with Mr. Stoiber.

Mrs. Meyer asked about the deer trapping.

Mayor said the company a resident used has not been in here since 2004. There is great resistance to their methods, as they use a bolt to shoot the deer in the head. The blow to the head does not penetrate, but does kill them.

Mr. Scott asked how a neighbor complained if it hasn't been done here since 2004.

Mayor said we have called several trappers, but haven't had any luck with return calls.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, June 20, 2016

7:00 p.m.


Mr. Housley said he has a name of a trapper that charges for his services.

Mrs. Fuller thought someone was trapping, as she has rose bushes this year.

Mr. Jones said he noticed the new cabinets in Village Hall. Mayor said two were purchased by the Historical Society and one is on loan for several months for a display Mr. Zimmerman is putting together. Mr. Jones asked why we are doing all that – especially the stuff that has no relation to Silver Lake. Mayor said we are getting rid of all that. Mr. Jones asked if there are any more cabinets that will be brought in. Mayor and Mr. Gary Kinsey said the cabinets belong to the Historical Society.

There being no further comments or questions, Council adjourned at 8:36 p.m. until the next regular meeting of Council on Tuesday, July 5, 2016, at 7:00 p.m. A special meeting will start at 6:00 p.m.

APPROVED:


Mr. Gerald P. Jones, President of Council

ATTEST:


Sean M. Housley, Clerk-Treasurer