

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**

**Monday December 18, 2017 7:00 p.m.**

The Village of Silver Lake Council met in a regular session on Monday, December 18, 2017, 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: Mr. Tim Nichols, Mr. Christopher Scott, Mrs. Betsy Meyer, Mr. Gerald Jones, Mr. William Church, Mrs. Carol Steiner, and Mr. Matthew Plesich

Roll call of Council - 7 members present

**PROCLAMATIONS – COUNCIL MEMBERS CAROL STEINER AND CHRISTOPHER SCOTT**

Mayor Hovey said these proclamations are bittersweet, as both Mrs. Steiner and Mr. Scott have served the Village a long time. Mayor then read each proclamation.

**APPROVAL OF MINUTES**

There being no additions or corrections, the minutes of December 4, 2017, were 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.: 110-2017 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS TOTALING \$446,784.43.**

Mr. Jones assigned Resolution No.: 110-2017 to the Finance & Appropriations Committee.

**ORDINANCE NO.: 111-2017 AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2017, AND DECLARING AN EMERGENCY.**

Mr. Jones assigned Ordinance No.: 111-2017 to the Finance & Appropriations Committee.

**ORDINANCE NO.: 112-2017 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE, COUNTY OF SUMMIT, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018, AND DECLARING AN EMERGENCY.**

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**

**Monday December 18, 2017 7:00 p.m.**

Mr. Jones assigned Ordinance No.:112 -2017 to the Finance & Appropriations Committee.

**RESOLUTION NO.: 113-2017 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE LEGAL DEFENDER'S OFFICE OF SUMMIT COUNTY TO PROVIDE LEGAL COUNSEL TO INDIGENT PERSONS FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018, AND DECLARING AN EMERGENCY.**

Mr. Jones assigned Resolution No.: 113-2017 to the Finance and Appropriations Committee.

**ORDINANCE NO.: 114-2017 AN EMERGENCY ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A GOVERNMENTAL ELECTRIC AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4928.20, OHIO REVISED CODE, DIRECTING THE MAYOR OF THE VILLAGE OF SILVER LAKE TO EXECUTE AN ELECTRIC SUPPLY AGREEMENT WITH FIRSTENERGY SOLUTIONS.**

Mr. Jones assigned Ordinance No.: 114-2017 to the Finance & Appropriations Committee.

**RESOLUTION NO.: 115-2017 A RESOLUTION RATIFYING AND CONFIRMING THE SALE OF THE VILLAGE OWNED 2007 FORD TAURUS BY INTERNET AUCTION, AND DECLARING AN EMERGENCY.**

Mr. Jones assigned Resolution No.: 115-2017 to the Finance and Appropriations Committee.

**SECOND READING: None**

**THIRD READING: None**

**Comments from the audience: None**

**FINANCE AND APPROPRIATIONS COMMITTEE – MR. SCOTT**

RESOLUTION NO.: 110-2017

Mr. Lipan said the payment to H.M. Miller for sewer reconstruction came in \$6,708.50 lower than their bid. The storm sewer was \$2,709 lower.

Mr. Scott questioned the payment for vactor repairs. Mr. Lipan explained our vactor was the last year they made this type of engine. It needed a repair to the emissions system and it had a couple of other problems. We purchased it in 2010.

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE****Monday December 18, 2017 7:00 p.m.**

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

**ORDINANCE NO.: 111-2017**

Mr. Housley said this is the year-end review. Department heads were able to reduce approximately \$60,000 from their appropriations, however, the change in appropriations is less than this because we increased the storm sewer fund appropriations for sewage treatment by about \$30,000. This is the second time this year we've increase appropriations for sewage treatment. Sewage treatment costs through September are about \$50,000 higher than they were last year.

Mr. Scott asked if that is because of a rate increase or increased usage.

Mr. Housley said it's a combination of both. Akron had a 16% fee increase and there was an increase in usage.

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

**ORDINANCE NO.: 112-2017**

Mr. Housley said a memo was provided to Council at the November 1, 2017 meeting. The copy before you all now is updated for the changes suggested and is final. In addition, Council approved payments to GBC Design for engineering services related to Lee Road in 2015. We called GBC and there are no existing unpaid services or goods outstanding against it. Therefore we are required to close the PO. GBC will still need to have the \$8,000 available for next year. Therefore, this was added to the budget next year. It was approved by Council in 2015.

Mr. Church asked if the Village was still obligated to GBC regarding related to that.

Mr. Housley said yes. The project is intended to be completed next year. The engineer will be approving the invoices.

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

**RESOLUTION NO.: 113-2017**

Mr. Scott said this is an annual resolution and asked if there were any changes.

Mr. Housley said they usually adjust the cost a little, but he did not have the figures with him.

Chief Conley said the minimum cost is \$170 per case, and Mr. Nichols said it could go up to \$750.

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**

**Monday December 18, 2017 7:00 p.m.**

Mayor said it would apply to anyone we would arrest who could not afford an attorney. I seem to recall it was possibly four people last year. It is very small.

Mr. Housley said we have always spent under \$5,000 in the past.

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

**ORDINANCE NO.: 114-2017**

Mayor said this refers to the electric aggregation program. The previous legislation wasn't clear on whether the Mayor could sign for Council. Just to be safe, they are holding the price for us until they get a signed agreement tomorrow.

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

**RESOLUTION NO.: 115-2017**

Chief Conley said we had a bid of \$1,001 through E-Gov. We are very pleased with the amount.

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

**Finance and Appropriations – Mr. Scott**

Mr. Scott stated **Resolution No.: 110-2017** was discussed in Committee and is ready for adoption.

Motion to adopt by Mr. Scott, seconded by Mr. Church

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

Mr. Scott stated **Ordinance No.: 111-2017** was discussed in Committee and is ready for adoption.

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

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.: 112-2017** 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

## REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

**Monday December 18, 2017 7:00 p.m.**

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

Roll call on adoption: Yes 7 No 0

Mr. Scott stated **Resolution No.: 113-2017** 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 6 No 0 Abstain 1 (Plesich)

Motion to adopt by Mr. Scott, seconded by Mr. Church

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

Mr. Scott stated **Ordinance No.: 114-2017** 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 Mr. Plesich

Roll call on adoption: Yes 7 No 0

Mr. Scott stated **Resolution No.: 115-2017** was discussed in Committee and is ready for adoption.

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

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Scott, seconded by Mr. Plesich

Roll call on adoption: Yes 7 No 0

### Reports of Village Officials

**Mayor Hovey** reported our new part-time employee, Tricia Butts, has been working out great, and she has been putting in some hours for Mr. Housley, since he doesn't have an assistant now. Her workload could increase to more than the ten hours a week she was hired for. I would like Council to allow Mr. Housley to continue to do that. She would work additional hours for Mr. Housley at the same hourly rate. I don't think he plans on using her for more than ten hours per week.

Mr. Church asked if it was budgeted. Mr. Housley said he had budgeted for up to 20 hours this year, and he has budgeted for an assistant next year for up to 20 hours. I am only planning on using her for 10 hours of these hours.

Mayor said if it did get to the point where Mr. Housley would advertise and hire an assistant then Mrs. Butts would no longer work for him.

Mr. Housley said she has been an exceptional employee and is learning quickly.

**Mr. Robert Heydorn, Village Solicitor**, had no report.

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE****Monday December 18, 2017 7:00 p.m.**

**Chief John Conley** reported the Shop with a Cop program was at the Stow Target on Saturday, December 16, 2017, with over 200 children. Communities participating included Cuyahoga Falls, Stow, Silver Lake and others. Over \$20,000 was raised for the program.

Mr. Jones said Council was not approached to buy tickets this year. Chief Conley said he didn't know why, however, there was an overwhelming response this year, and a lot of money was raised. Mayor added there was some controversy over who was going to host the program. Walmart had a problem with hosting the program, so we approached Target. A Walmart manager has since lost his job over this incident. Chief Conley added that Walmart still provided a lot of items for us this year. There was a logistical problem, and Walmart was still committed to helping us.

**Mr. Mark Lipan, Service Director**, reported the leaf program got 236 truckloads of leaves, which amounts to 5,900 cubic yards.

At the last meeting we discussed that some sanitary was going into the lake. In talking with the Mayor and Mr. Heydorn, we will begin dye testing in January. We will start right past the boathouse and put dye in the sanitary line. Someone will sit by the manhole waiting for the dye to come out.

Most of the sewers have been updated except for the side of the lake by Kingston Circle. We need permission from homeowners to go in.

Mr. Church asked if you anticipate that being a problem.

Mr. Lipan said there will probably be a few who will be uncooperative.

Mr. Lipan added if we figure out it is going into the storm sewer, we will have to get a camera in there to find out for sure. Some may be a simple fix that we can swap out at the street.

Because pipes can be 16-18 feet down, our machinery would not be able to handle repairing those areas.

Mr. Jones asked if there are other streets we will have to test.

Mr. Lipan said he would eventually like to do Markle Drive and Athens Road.

Mr. Church asked if this is a satisfactory path as far as the Estates are concerned.

Mr. Fred Johnson, Silver Lake Estates Trustee, said Mark and I have had very good dialogue. We will be meeting each Monday morning in January. We have no authority in this arena, but we are as supportive as we possibly can be, and I can't emphasize too much the positive dialogue Mark and I are having that will be ongoing. I will stay with this until we are all happy.

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE****Monday December 18, 2017 7:00 p.m.**

Mr. Lipan added there will be some weeks we may not be able to do it because of snow plowing or other factors.

Mr. Nichols asked if residents could be given advance notice of leaf pickups. Mr. Lipan said that's hard to do. We try to make it around once a week.

Mr. Heydorn said he usually puts his leaves out on the weekend and by the next weekend they are picked up. That's good service, and the weather this year has made for a weird fall.

Mr. Lipan said this is the best leaf crew he has ever had, and he paid four bonuses this year.

A short discussion was held on the EnviroScience report and e-coli testing. Mr. Lipan said the County tests for it and only found one instance on Kingston Circle.

Mr. Johnson said the aeration system has now been shut off in the lake. The system has worked and has oxygenated the bottom of the lake. We anticipate turning the system back on in the spring. Also, we spent today marking the sewers that empty into the lake.

The EnviroScience report was brought up again. Copies will be made for the Trustees. Mr. Scott recommended Mr. Lipan should also have a copy.

Mr. Scott asked Mr. Lipan about the cost to dispose of the leaves.

Mr. Lipan said we were quoted \$4,900 for all the leaves. That also includes grinding branches.

**Mr. Sean Housley, Clerk-Treasurer**, reported we will be receiving the wire reimbursement from the OWDA for the Silver Lake Boulevard project this week. We've collected all of our income taxes for the year. Our collections were \$2,000 more than what we budgeted. Utilities seem to be coming in as expected. Overall, our revenues are coming in as anticipated.

**Miscellaneous Business**

Mrs. Meyer asked if the Centennial banners would be up for Christmas.

Mayor said they will start going up right after Christmas.

Mrs. Steiner thanked everyone, saying I've enjoyed my 20 years very much. I want to make sure Council remembers all the compliments we get about our employees when it comes time for the annual increase. We have excellent employees; people tell us that all the time and we want to keep them happy in an equitable manner. I want to put a plug in for them. I have enjoyed my time immensely. I will miss all of you.

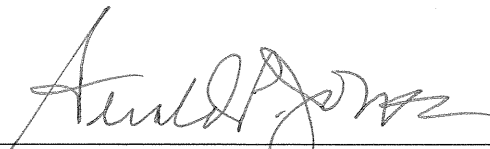
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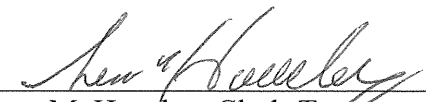
Mr. Scott said my 12 years here have been quite enlightening, as I didn't understand what went on here, and it's been enjoyable too. We've all been through the meat grinder a few times, but I think we always worked for the best interest of the Village, even if we might have been on different sides of issue. It's been a pleasure and, who knows, maybe 20 years from now I might come back again. (But I'm not planning on it.)

Mr. Jones thanked Mrs. Steiner and Mr. Scott for their service. There being no further comments or questions, Council adjourned at 7:55 p.m. until the next regular meeting of Council on Tuesday, January 2, 2018, at 7:00 p.m.

APPROVED:

  
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Mr. Gerald P. Jones, President of Council

ATTEST:

  
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Sean M. Housley, Clerk-Treasurer

(Prepared by: Darlene Pedicino)  
Reviewed by: Kim Pigman