

BERNIE HOVEY
Mayor

SEAN M. HOUSLEY, CPA
Clerk-Treasurer

MARK W. LIPAN
Service Director

JAMIE NORRIS
Chief of Police

PATRICIA AMBROSE RUBRIGHT
Solicitor



VILLAGE OF
SILVER LAKE
Established 1918

SILVER LAKE VILLAGE HALL

2961 Kent Road
Silver Lake, Ohio 44224-3027

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POLICE
Non-Emergency 330-929-8771
Phone 330-928-7573
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Monday, July 18, 2022

NOTE: Village Hall is currently open to the public. The following meeting will be conducted in-person and via teleconference. Participation in the teleconference is available to the public by dialing the following number and then entering the identified access code when prompted.

Dial-in number (US): +1(646) 558-8656

Meeting ID: 251 208 6899

Dial-in Passcode: 31461176

Internet Passcode: Silver18

We recommend joining the teleconference 5 minutes early. If you are unsuccessful, hang up and try again. The line can become busy, and it may take a few attempts. If you get disconnected, there are no limitations on rejoining the meeting. If you wish to speak, unmute yourself by dialing *6.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

7 p.m.

1. Pledge of Allegiance.
2. Roll call of Council.
3. Approval of the minutes of the July 5, 2022, Council Meeting.
4. Ordinances and Resolutions:

FIRST READING:

RESOLUTION NO.: 55-2022 A RESOLUTION APPROVING CHANGE ORDERS FROM KENMORE CONSTRUCTION CO., INC., FOR THE 2022 ENGLEWOOD ROAD IMPROVEMENT PROJECT IN THE AMOUNT OF \$40,751.25, AND DECLARING AN EMERGENCY. (*Finance & Appropriations*)

ORDINANCE NO.: 56-2022 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2022, AN AMENDMENT TO SECTION 8.01 OF THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO CHANGE THE TITLE OF THE VILLAGE ATTORNEY FROM SOLICITOR TO DIRECTOR OF LAW, AND DECLARING AN EMERGENCY. (*Personnel & Public Affairs*)

SECOND READING: None.

THIRD READING: None.

5. Comments from the audience (*3-minute maximum per person*).

6. Committee Hearings to discuss pending legislation.
 - Public Improvements.
 - Finance & Appropriations.
 - Personnel & Public Affairs.
 - Planning, Zoning & Insurance.
7. Reports of Council's Standing Committees.
8. Mayor's Report.
9. Reports of Village Officials.
10. Miscellaneous Business.
 - Discussion regarding OHM Advisors' recommendation on the Owen-Myers issue.
11. The next regular meeting of Council will be on **Monday, August 15, 2022, at 7 p.m.**
 - **Please note the August 1st Council Meeting is cancelled because of the August 2nd Primary Election.**

RESOLUTION NO.: 55-2022

**VILLAGE OF SILVER LAKE
INTRODUCED BY: The Administration**

A RESOLUTION APPROVING CHANGE ORDERS FROM KENMORE CONSTRUCTION CO., INC., FOR THE 2022 ENGLEWOOD ROAD IMPROVEMENT PROJECT IN THE AMOUNT OF \$40,751.25, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the Village of Silver Lake adopted Ordinance No.: 9-2022 awarding a contract to Kenmore Construction Co., Inc., in the amount of \$2,623,179.50 for the 2022 Englewood Road Improvement Project; and

WHEREAS, the Service Director has reviewed and recommended that change orders totaling \$40,751.25 be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Silver Lake, County of Summit and State of Ohio:

Section 1. That change orders totaling \$40,751.25 for the 2022 Englewood Road Improvement Project in accordance with the proposal appended hereto as “Exhibit A” are hereby approved.

Section 2. That the Clerk-Treasurer is hereby authorized to pay Kenmore Construction Co., Inc., in accordance with said change orders after approval of the Mayor.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the Village of Silver Lake and the inhabitants thereof, for the reason that it is immediately necessary to approve and remit payment for services rendered, and provided it receives the necessary affirmative votes as required by the Village Charter, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

RESOLUTION NO.: 55-2022

APPROVED AS TO FORM:

Patricia Ambrose Rubright, Solicitor

ATTEST:

Sean M. Housley, CPA, Clerk-Treasurer

Silver Lake, Ohio _____
I, hereby certify that Resolution or Ordinance
No. _____ was published by title or
in full in the local newspaper, or designated by
Council resolution on the date or dates of

Clerk of Council

ORDINANCE NO.: 56-2022

**VILLAGE OF SILVER LAKE
INTRODUCED BY: Council**

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 8, 2022, AN AMENDMENT TO SECTION 8.01 OF THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO CHANGE THE TITLE OF THE VILLAGE ATTORNEY FROM SOLICITOR TO DIRECTOR OF LAW, AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Silver Lake, County of Summit and State of Ohio:

Section 1: That the Summit County Board of Elections be and it is hereby requested and directed to place upon the ballot at the General Election to be held on November 8, 2022, the question of whether the Charter of the Village of Silver Lake shall be amended as fully set forth in the attached Exhibit "A."

Section 2: That the Clerk of Council be and is hereby directed to file this Ordinance with the Board of Elections in a timely manner to assure its inclusion on the general election ballot.

Section 3: That it is the desire of this Council that the ballots presented to the electors of the Village of Silver Lake, Ohio, shall be substantially in the following form:

Shall Section 8.01 of the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 56-2022, to change the title of the Village attorney from Solicitor to Director of Law?

Section 4: That the Clerk of Council is further directed to mail not less than thirty (30) days prior to the election, a copy of the amendment(s) proposed herein to each elector whose name appears upon the registration books of the last regular Village or general election.

Section 5: **WHEREFORE**, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience, and welfare of the Village of Silver Lake and the inhabitants thereof, for the reason that it is immediately necessary to file the Ordinance with the Summit County Board of Elections to meet time requirements for inclusion on the general election ballot, and provided it receives the necessary affirmative votes as required by the Village Charter, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest period allowed by law.

PASSED:

William M. Church, President of Council

ORDINANCE NO.: 56-2022

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Patricia Ambrose Rubright, Solicitor

ATTEST:

Sean M. Housley, CPA, Clerk-Treasurer

Silver Lake, Ohio _____
I, hereby certify that Resolution or Ordinance
No. _____ was published by title or
in full in the local newspaper, or designated by
Council resolution on the date or dates of
_____.

Clerk of Council

EXHIBIT A

**ARTICLE III
DEPARTMENT OF LAW**

SECTION 8.01. DIRECTOR OF LAW

The Director of Law shall be appointed by the Mayor with the concurrence of a majority of the members of Council. The Director of Law shall be an attorney at law, admitted to the practice of law in the State of Ohio, but need not be a resident of this Village. The Director of Law shall be adviser of and attorney and counsel for the Village and for all officers and divisions thereof in all matters relating to their official duties and shall, when requested, give legal opinions in writing. The Director of Law shall represent the Village in all suits or cases in which it may be a party and shall prosecute for all offenses against the ordinances of the Village and such offenses against the laws of Ohio as may be required of them. The Director of Law shall on request of the Mayor prepare contracts, legislation, bonds, and other instruments in writing in which the Village is concerned and shall endorse on each their approval of the form and correctness thereof. The Director of Law shall perform such other duties as the Mayor or Council may impose upon them consistent with their office.

Handout for Discussion
(Ordinance 56 – 2022)

SECTION 8.01. SOLICITOR-~~DIRECTOR OF LAW~~

The ~~Solicitor~~ ***Director of Law*** shall be appointed by the Mayor with the concurrence of a majority of the members of Council. ~~He~~ ***The Director of Law*** shall be an attorney at law, admitted to the practice of law in the State of Ohio, but need not be a resident of this Village. ~~He~~ ***The Director of Law*** shall be adviser of and attorney and counsel for the Village and for all officers and divisions thereof in all matters relating to their official duties and shall, when requested, give legal opinions in writing. ~~He~~ ***The Director of Law*** shall represent the Village in all suits or cases in which it may be a party and shall prosecute for all offenses against the ordinances of the Village and such offenses against the laws of Ohio as may be required of ~~him~~ ***them***. ~~He~~ ***The Director of Law*** shall on request of the Mayor prepare contracts, legislation, bonds, and other instruments in writing in which the Village is concerned and shall endorse on each ~~his~~ ***their*** approval of the form and correctness thereof. ~~He~~ ***The Director of Law*** shall perform such other duties as the Mayor or Council may impose upon ~~him~~ ***them*** consistent with ~~his~~ ***their*** office.

Source: Council.