

BERNIE HOVEY

Mayor

SEAN M. HOUSLEY, CPA

Clerk-Treasurer

MARK W. LIPAN

Service Director

JAMIE NORRIS

Chief of Police

ROBERT W. HEYDORN

Solicitor



VILLAGE OF
SILVER LAKE

Established 1918

SILVER LAKE VILLAGE HALL

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Monday, June 7, 2021

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

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REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

7:00 p.m.

1. Pledge of Allegiance.
2. Roll call of Council.
3. Approval of the minutes.
 - Approval of the minutes of the May 17, 2021 Council Meeting.
4. Ordinances and Resolutions:

FIRST READING:

ORDINANCE NO.: 32-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT THE NUMBER OF COUNCILMEMBERS REQUIRED TO OVERRIDE A MAYORAL VETO OF LEGISLATION PASSED BY COUNCIL BE INCREASED FROM FIVE (5) TO SIX (6), AMENDING SECTION 3.05, AND DECLARING AN EMERGENCY. (*Personnel & Public Affairs*)

ORDINANCE NO.: 33-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT COUNCILMEMBERS MUST RESIDE IN THE VILLAGE FOR TWO (2) YEARS PRIOR TO THE DATE OF HIS/HER ELECTION, AMENDING SECTION 4.04, AND DECLARING AN EMERGENCY. *(Personnel & Public Affairs)*

ORDINANCE NO.: 34-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT MEASURES RECOMMENDED BY THE MAYOR SHALL BE INCLUDED IN THE AGENDA OF COUNCIL, AMENDING SECTION 4.05, AND DECLARING AN EMERGENCY. *(Personnel & Public Affairs)*

ORDINANCE NO.: 35-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT MEETINGS OF COUNCIL MAY BE HELD AT A LOCATION OTHER THAN VILLAGE HALL IN EXIGENT CIRCUMSTANCES, AMENDING SECTION 4.08, AND DECLARING AN EMERGENCY. *(Personnel & Public Affairs)*

ORDINANCE NO.: 36-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT THE TREASURER BE APPOINTED BY THE MAYOR AND CONFIRMED BY COUNCIL, AND THAT THE TREASURER PERFORM THE DUTIES PRESCRIBED BY THE CHARTER UNDER SUPERVISION OF THE MAYOR, AMENDING SECTIONS 3.04 AND 5.02, AND DECLARING AN EMERGENCY. *(Personnel & Public Affairs)*

ORDINANCE NO.: 37-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT THE DIRECTOR OF PUBLIC SAFETY SHALL MAKE AND PUBLISH WRITTEN RULES FOR THE GOVERNMENT OF THE POLICE DEPARTMENT, AMENDING SECTION 7.04, AND DECLARING AN EMERGENCY. *(Personnel & Public Affairs)*

ORDINANCE NO.: 38-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, REQUIRING THAT COUNCIL UTILIZE ELECTRONIC MEANS OF COMMUNICATION, IN ADDITION TO THOSE METHODS CURRENTLY USED, TO PROVIDE NOTICE OF PUBLIC HEARINGS

BEFORE COUNCIL, AMENDING SECTION 10.05, AND DECLARING AN EMERGENCY. (*Personnel & Public Affairs*)

ORDINANCE NO.: 39-2021 AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO STATE CONCISELY THE BEGINNING AND ENDING DATES FOR THE TERMS OF OFFICE OF THE MEMBERS OF THE PARK BOARD, AND NOT CHANGING SUCH TERMS NOW IN EFFECT, AMENDING SECTION 9.01, AND DECLARING AN EMERGENCY. (*Personnel & Public Affairs*)

RESOLUTION NO.: 40-2021 A RESOLUTION CONFIRMING THE PARK BOARD'S APPOINTMENT OF BRAD MCBRIDE AS A MEMBER OF THE SHADE TREE COMMISSION OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY. (*Personnel & Public Affairs*)

SECOND READING:

ORDINANCE NO.: 29-2021 AN ORDINANCE AMENDING SECTION 927.13 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, OHIO, TO ESTABLISH NEW INCREASED RATES FOR SEWER CONSUMER CHARGES IN THE SEWER FUND, AND DECLARING AN EMERGENCY. (*Finance & Appropriations*)

THIRD READING: None.

5. Comments from the audience (*3-minute maximum per person*).
6. Committee Hearings to discuss pending legislation.
 - A) Planning, Zoning & Insurance.
 - B) Finance & Appropriations.
 - C) Public Improvements.
 - D) Personnel & Public Affairs.
7. Reports of Council's Standing Committees.
8. Mayor's Report.
9. Reports of Village Officials.
10. Miscellaneous Business.
 - Discussion regarding the Planning, Zoning, & Insurance Committee's recommendation to remove "lakes" from the amended Chapter 1169 as decided during its May 25, 2021, meeting.
11. The next regular meeting of Council will be on **Monday, June 21, 2021, at 7:00 p.m.**

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, May 17, 2021****7:00 p.m.**

The Village of Silver Lake Council met in regular session on Monday, May 17, 2021, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio. The meeting was made available to the public via Zoom.

With President of Council William M. Church presiding, the meeting was called to order at 7:00 p.m. Mr. Church led the Pledge of Allegiance.

The following members were present and responded to roll call: Mr. Dann Nivens, Mr. Tim Nichols, Mr. Matthew Plesich, Mr. William Church, Mrs. Therese Dunphy, Mrs. Betsy Meyer, and Mr. Christopher Scott.

Roll call of Council - 7 members present. Absent – None.

Mr. Church: Were there any additions or corrections to the minutes of the April 5th Council Meeting? [There being no corrections or additions, the minutes were approved as submitted.] Were there any additions or corrections to the minutes of the April 19th Council Meeting? [There being no significant additions or corrections, the minutes were approved as submitted.] Alright, at this point we will have a report from Mr. Terry Steel regarding the Charter Review Commission's recommendations.

Mr. Terry Steel, Chair of the Charter Review Commission: Hello Council, with me are fellow members of the Charter Review Commission, Ms. Carol Steiner, Mr. John Schlupe, and Mr. David Via; our fifth member, Ms. Rebecca Brockmeyer, couldn't be here tonight. We had 5 meetings; we asked questions and went through the charter a chapter at a time. We unanimously agreed on some recommendations. We worked with the Mayor, who was present at every meeting, and the Village Solicitor, who answered our questions and gave some recommendations based on his experience. We met on March 8th, March 15th, April 12th, April 26th, and May 10th. From those discussions, we concluded that we wanted to recommend changes to 9 chapters to Council. Our report has been provided to Council by the Village Solicitor, with the proposed changes and the rationale behind them. I mentioned when this Commission began its task that our duty, as residents and electors of the Village, was to go through the Charter, review the history, and see whether we thought changes should be made.

We made 9 recommendations, but I think 2 of them go together, so really 8 recommendations. The first regards the executive and administrative powers of the Mayor and the authority of the Mayor over the Treasurer. That would essentially mean a change in Section 3.04 and Section 5.02. The rationale for that is explained in our report. The others are pretty clear-cut. We wanted to change the residency requirement for Council members from 1 year to 2 years. Looking at the federal level where veto override needs more members than just a slight majority, we think overriding the Mayor's veto should require 6 of 7 Council members, instead of just 5 members. We also spoke about notifying the public and how accessible public meetings are in this age of the Internet and social media. We don't want to limit how Council notifies the public of things, just that we believe Council has the *option* to use electric means. As shown from our experience with this pandemic, requiring all meetings to be held in Village Hall might not be the best in every scenario, so Council should have the authority to name a different place under exigent

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circumstances. We made some recommendations concerning Council's authority over the Police Dept. Our last recommendation was mainly a housekeeping issue; the section regarding the Park Board and the members' staggered terms was long and confusing, so we cleaned it up a bit for easier comprehension. Lastly, I'd like to commend Mr. Heydorn for his efforts working with us and answering our questions during this process.

Mr. Church: Alright. I'd like to thank you all for your hard work. It's a monumental task. Do we have any questions?

Mr. Nivens: I'd also like to thank the Commission for your work and time. What was the thought process behind having the Mayor supervise the Clerk-Treasurer?

Mr. Steel: When we started this process, we started at Chapter 1 and then moved to Chapter 2. As we went through, the Commission had the Village Solicitor and the Mayor there to answer questions and provide insight. Regarding how we got to that issue, I could rely on previous experience, having served on another Charter Review Commission 13 years ago, and Ms. Steiner was on Council during the last Commission. This matter has come up before, that the roll of the Clerk-Treasurer should be supervised so that the collective decision of Council and the Mayor can make determinations, rather than just Council. The Clerk-Treasurer works with the Mayor on many things, like preparing the budget, making payments, ensuring responsible spending of taxpayer dollars, etc. Those tasks are more administrative than legislative; that's the bottom line.

Mr. David Via, Charter Review Commission: This is my first time participating in this process. I've learned, we've all learned that for the past 12 years, the Village has been transitioning to a Mayor-Council form of government, and now we're kind of in the middle, with some powers still remaining solely with Council, especially those concerning financial issues with the Treasurer and with law enforcement. So, what we're doing is finishing that transition and letting the Clerk-Treasurer and the Chief of Police be administered by the Mayor to really finish that transition in the Charter, rather than keeping them Council-centric. Council micromanaging came up some during our discussions, and I'm not calling you micromanagers, but if that responsibility is retained as solely yours, you're kind of forced to micromanage and held to the responsibility of managing these domains.

Mr. Church: By the way, I think we will see all these changes in ordinance form next meeting and have the chance to discuss them amongst ourselves.

Mrs. Dunphy: I will mention that I asked the Clerk-Treasurer to send Council the minutes and the recommendations from the last Charter Review Commission to see what the process and discussion looked like. So, if you haven't seen it, check your email.

Mr. Scott: Quickly, I know you said 6 meetings. Where were they held and was notice given?

Mr. Steel: No, I'm sorry. We had 5 meetings. [The Charter Review Commission met during the dates listed above; although, the March 8th meeting was declared not an official meeting as it was

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introductory.] And we had emails going back and forth between all of us and the Solicitor, so the Solicitor could see our discussion and prepare responses to our questions for the next meeting. We went through the Charter in chunks, the first 4 chapters, then the next and just took it in segments. These meetings were held in the Council Chamber and available via Zoom. We had some participation on Zoom; I'm not sure if we had any questions, but I think Phil Keren [Akron Beacon Journal] was at all the meetings. Yes, notice was distributed with the instructions to connect and the password. That was provided, but I personally didn't send it.

Mr. Scott: Lastly, I notice the Commission skipped over Section 4.12, "Public Notice." It looks like it was last amended in 1969, and things have obviously changed since then. I didn't know if the Commission had looked at that and just didn't touch it or if it wasn't looked at. I was just wondering if we might have a conflict in the Charter because of this amendment to 10.05 without any amendment to 4.12.

Mr. Steel: No, I think we addressed it. The Charter doesn't state anything about how notice is to be served. We put in that notice *can* also be done electronically, as approved by Council. So, we wanted to give Council the authority to add new methods of notification, but not make those additional methods necessary to legitimize things. Our intention was not to create a conflict.

Mr. Heydorn: Let me interject on this. What they dealt with was the question of notice for public hearings before the Planning and Zoning Commission. But that part of the Charter doesn't really refer back to general state law. You'll see if you look that the earlier section concerning general notice for regular legislation does correspond with current Ohio state law and leaves room for Council to add notice as they see fit. But that provision was not present in the section relating to the Planning Commission and its meetings, so that's why the difference. There's no conflict.

Mrs. Dunphy: Just to clarify the procedure here, when we talk about continuing on and putting things on the ballot, is that limited to the things being presented to us here? Or can we change 10.05 to mirror that language in 4.12 also?

Mr. Heydorn: Sure. In fact, the Charter Review Commission is really a recommending body. Our constitution states 2 ways that amendments to the Charter can be presented to the public: by 2/3 vote of Council, or petition by 10% of the public. Our constitution does not have the Charter Review Commission for amendments, but for the transition from an unchartered to a chartered municipality. In my experience, every municipality has a Charter Review Commission to make recommendations, but really, you could come up with an amendment yourselves and get it on the ballot with 2/3 vote. Also, you're free to change these recommendations, with 2/3 vote.

Mr. Nivens: You mentioned there was a lot of communication back and forth. Was that with official Village email accounts?

Mr. Steel: I used my own account. I don't have a Village email account. We weren't provided official Village accounts. At each meeting, we invited any members who had a question to send

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that question to the Village Solicitor and copy the other members. We did not meet online; it was simply a way to communicate questions.

Mr. Heydorn: Let me make another clarification. There was no discussion there, other than the proposing of questions that I would research to answer at the next meeting where that information would be brought forward. There was no discussion of public business that resulted in a decision. It was simply, "Bob, would you explain this to us? Does this section of the Charter mean what I think it means?" and then I would report my findings at the next meeting.

Mr. Church thanked and dismissed the esteemed members of the Charter Review Commission. Mr. Church called for the reading of ordinances and resolutions by Mr. Housley and assigned the committees.

First Reading:

RESOLUTION NO.: 28-2021 A RESOLUTION AUTHORIZING THE MAYOR TO EXPEND FUNDS NOT EXCEEDING \$35,945 FOR THE PROVISION OF BULK ROCK SALT FROM CARGILL, INC., IN ACCORDANCE WITH THE COMMUNITY UNIVERSITY EDUCATION (CUE) PURCHASING ASSOCIATION. (Finance & Appropriations)

ORDINANCE NO.: 29-2021 AN ORDINANCE AMENDING SECTION 927.13 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, OHIO, TO ESTABLISH NEW INCREASED RATES FOR SEWER CONSUMER CHARGES IN THE SEWER FUND, AND DECLARING AN EMERGENCY. (Finance & Appropriations)

RESOLUTION NO.: 30-2021 A RESOLUTION APPROVING AN AGREEMENT WITH WICHERT INSURANCE SERVICES, INC. FOR THE PURCHASE OF PROPERTY, INLAND MARINE, CRIME, AUTOMOBILE LIABILITY, GENERAL LIABILITY, PUBLIC OFFICIALS/EMPLOYMENT PRACTICES LIABILITY, LAW ENFORCEMENT LIABILITY, CYBER LIABILITY, AND UMBRELLA LIABILITY INSURANCE COVERAGE FOR THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY. (Planning, Zoning, & Insurance)

ORDINANCE NO.: 31-2021 AN ORDINANCE TO APPROVE, ADOPT, AND ENACT THE 2021 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY. (Planning, Zoning, & Insurance)

Second Reading: None.

Third Reading: None.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, May 17, 2021****7:00 p.m.****Comments from the audience:** *(3 minutes each)*

Mr. Fred W. Johnson, Chair of the Silver Lake Estates Board of Trustees: Good evening. My name is Fred Johnson, and I'm a resident of the Village. I come to you tonight representing the Silver Lake Estates Board of Trustees of which I am 1 of 5. First, we have engaged the services of a surveyor for the purpose of defining and marking property lines where Trust land begins and its interface with landside property owners' land. Folklore and "down by the old maple tree" has not provided the needed clarity. As we continue to address lake issues, this clarity is of the utmost importance. Second, our opposition to the inclusion of "lakes" in the proposed riparian legislation is of continuing concern. Upcoming public hearings will reinforce our position. I carefully reviewed Council's discussion on the public hearing issue from the meeting notes of April 19th. We believe an effective public hearing can only be facilitated in a truly public forum. We're getting very close to returning to a more conventional environment for discussions of this magnitude. I urge you to defer action until a proper meeting can be facilitated. I fear residents will feel disenfranchised. On a personal note, I have attended all but 1 of these Council meetings on Zoom. As recently as the last meeting, it has been nearly impossible to understand members of Council. I was kicked out of the last meeting and could not rejoin after 2 attempts. We continue to have issues with the technology; I have reported such issues after meetings. Improvements have been made, but it remains difficult to participate. Thank you.

Mr. Church: Thank you, Fred. Let's get into our committee hearings. Mr. Nichols?

PLANNING, ZONING, AND INSURANCE COMMITTEE – Mr. Nichols**RESOLUTION NO.: 30-2021**

Mr. Nichols: Before I get into it, I'd like to thank Ms. Janie Geis for making herself available to us this evening. The most operative section of this is in the letter from Wichert to the Mayor dated April 30, 2021, as well as the page which talks about the renewal conditions. We can see what was approved by us for 2021, the first column of premiums on the handout "6/1/2021 Renewal," but of course, the more relevant number is the annualized premium, which takes into consideration the new equipment that we picked up during the year. That's the only difference. The third column is Wichert's recommendation for this year through 4 insurance companies: Selective, Hudson, Travelers, and Indemnity Insurance. The initial proposal that Council saw 10 days ago proposed that we increase our cyber liability from \$250,000 to \$1,000,000. That was a mistake, but I'd still like to ask Janie about increasing our cyber liability and whether we should consider that. In the third column are the renewal costs for the exact same coverage we have now, with the only differences being property value increasing by 2.7%, which is understandable. In addition to the new coverage, our premium increased 4.35% for this year compared to last year's actual number. In the insurance world, keeping your increase below 5% is impressive, so Wichert did a good job for us. I think we should move forward with this, and I've not heard any objections from the other Planning, Zoning, and Insurance Committee members. We've got to do something tonight; this matures June 1, 2021, so we don't have the luxury of a second reading. Janie, what's Wichert's recommendation for the Village in terms of cyber liability coverage? Is \$250,000 enough, or should it be bigger?

Ms. Janie Geis, Wichert: Well, that's a loaded question. I had a long conversation with Mr.

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Housley about this, but first, I do apologize for the mistake in the initial proposal. Travelers is your current crime provider, and we'd really like to package the cyber liability with crime. You've got some computer fraud, transfer fraud, and other cyber things under your crime policy, so it's nice to package them. But recently, Travelers is taking a hard underwriting stance and requiring multi-factor authentication in 3 difference areas, which you do not have at the moment. I think you should probably work on getting that for next year because Travelers has become a leader in the cyber liability marketplace in the past few years and where they go, other companies may follow. We've hearing of more ransomware events happening, though none of our clients have experienced that. Your coverage limit is among the lowest options available for purchase. Most of our cities are buying \$1,000,000 and up, and a lot of our villages are in the \$500,000 range. It just depends; you don't have a huge utility exposure. You're not taking credit cards, right? [Mr. Housley stated that credit cards are not currently accepted but will be soon.] You will be? It might be worth looking into, and I'd definitely recommend going higher if you can. It's just that some aspects of coverage might not be available, like the ransomware coverage. I think something's going to eventually give; carriers are getting nailed with this ransomware stuff. Ransomware is when your systems get hacked and the hackers demand an amount of money. The insurance carrier will come in to negotiate with the hackers and pay the ransom to get your system running again. And they probably won't get that money back. Eventually, that will catch up, and premiums are going up, but since we started selling this 10 years ago, I've always said that I don't know what's the right amount of premium or coverage. To this day, I don't know if \$1,000,000 is enough. \$250,000 is on the low side. We insure around 125 municipalities, and about 85% purchase this coverage, so \$250,000 is on the lower end. You're not the only one; I'd say a good chunk of our villages across the state are at the \$250,000 level.

Mrs. Dunphy: I don't want this answered now, but could you tell us about the 3 areas where we should have multi-factor authentication and don't? We might want to address them to get a wider selection of carriers since this is a growing issue. As we've seen recently, this is a big problem, so I'm flexible on the amount there. I'd like to explore how to better protect our system.

Ms. Geis: Yes, I spoke with Mr. Housley, and he's got an email with exactly what they want.

Mr. Scott: What's the next step up from \$250,000? Is that \$500,000? Can we change this later?

Ms. Geis: It will go to \$500,000, but we didn't quote that. We could get a quote for that; there's still time. I'm not sure if you could increase... we could just bind coverage, then not issue the policy. I'll look into that. You could change the wording of the legislation to "up to" and then I'll get that quote and give it to Mr. Housley tomorrow.

Mr. Nichols: That's an option. We already have the number for \$1,000,000 in front of us in the legislation in Section 2, the \$38,834, right? The difference would be about \$1,500/yr. Who wants to do that? [All members of Council signified agreement by nodding.]

Mrs. Dunphy: So, we just don't have to amend the legislation; it's already there.

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7:00 p.m.

Roll call to suspend the rules:	Yes	7	No	0
Roll call to adopt the legislation:	Yes	7	No	0

Mr. Nichols dismissed Ms. Geis.

PLANNING, ZONING, AND INSURANCE COMMITTEE – Mr. Nichols

ORDINANCE NO.: 31-2021

Mr. Housley: Every year, as Council makes changes to our codified ordinances, the Walter H. Drane Company obtains a copy of the approved legislation, reformats it for the online version of our codified ordinances, and gives us hardcopies for us to update our codified books. This legislation just approves their changes. I do have the updated books and pages in my office, if you'd like to come and look them over. I looked them over and I'm comfortable with it.

Mr. Nivens expressed concern that Council was not given adequate time to read over and study the changes made, and that the public may wish to speak on these changes.

Mixed discussion occurred, and it was determined that the W.H. Drane Co. performs a secretarial function for the Village by updating the online version of the codified ordinances and providing hardcopy updated pages for the Village to update the physical books. Additionally, W.H. Drane provides the Village with updates to state law, including the traffic code, as described in the legislation, which is something the Village cannot do internally. W.H. Drane has already updated the online version and the hardbound codified books have been updated with the new pages. Mr. Housley stated that any errors would be purely typographical and would be fixed by W.H. Drane.

Council decided to bring out and vote on the legislation.

Roll call to suspend the rules:	Yes	7	No	0
Roll call to adopt the legislation:	Yes	7	No	0

FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy

RESOLUTION NO.: 28-2021

Mrs. Dunphy: From my understanding, we already approved an amount earlier this year that didn't cover the whole cost, is that correct?

Mr. Lipan: Yes. It was only about \$900 off.

Mrs. Dunphy: I only have one more question on this, then I'll open it to general discussion. We don't have an amendment to the budget at this point, right? So, that's something that may or may not come forward in the future based on dollar amounts in the various funds, correct?

Mr. Lipan: Yeah. When they deliver it, it just depends on the amount they load on the truck that day. It's normally less.

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Mr. Nivens: The legislation doesn't state how much product we're going to receive, only how much we're going to spend. The salt price has been a bit volatile in the past few years, so I'd like the legislation to include how much product we're going to receive.

Mrs. Dunphy: Would that be on the invoice, or should it be on the resolution?

Mr. Lipan: It's on our contract with the CUE. We're limited to 500 tons, plus or minus 10%.

Mr. Heydorn: When will you be buying it? Will the price be the same?

Mr. Lipan: As soon as they approve it. I can't buy it until they approve it. And yes, we're guaranteed that price until August 31st. The price per ton probably should have been on the legislation, but it is on the contract.

Council was satisfied with the information brought before them and decided to bring the legislation out to a vote.

Roll call to suspend the rules:	Yes	7	No	0
Roll call to adopt the legislation:	Yes	7	No	0

FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy

RESOLUTION NO.: 29-2021

Mrs. Dunphy: If you look at the Clerk-Treasurer's handout dated 5-13-2021, there's a \$4 increase in the base sewer cost and a \$0.65 increase per unit of water. This will increase residents' monthly bills by roughly \$7.25 for the average household. That will increase our revenue by \$86,739. Also worth noting, Summit County increased costs 34% in 2020. This is a fund that has been under stress for a while, so it's not surprising that we're looking at this now.

Mr. Scott: Do we want to pass this on the first reading? That's not normally how we do it; the residents haven't heard that this is coming. Mr. Housley, I notice on the letter from Akron dated December 30, 2020 that they talk about the 2020 rate and retroactively going back to charge us the new rate. What's the difference between this new rate and what we were paying before?

Mr. Housley: Well, if you return to the handout dated 5-13-2021, you'll see that the rate increased 34% from \$3.193 to \$4.274, starting 4/1/2020. They didn't tell us about this last March, and I disputed it immediately. I argued that the contract does not explicitly give them the authority to impose a rate retroactively. The last contract between Akron and the Master Meter Communities was in 2017. Akron did some reconciliation and got the Communities to agree with applying overdue costs as they moved forward in what they called a true-up. We disputed that and got out of those costs. If the other Master Meter Communities and the county lose this dispute with Akron, the sewer fund could potentially be owing another \$50,000 for 2020.

Mr. Scott: So, this \$0.65 increase is to cover this year and the potential increase from last year?

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Mr. Housley: You mean our variable rate? Years ago, the EPA thought our fixed rate was too high, so they had us make some adjustments back then. Now, I try to keep it balanced because when a fixed rate it too high, the lower-usage households end up subsidizing the higher-usage households. I try to keep it close to 50-50, and the variable rate needed to be adjusted this time; we didn't adjust the variable rate so much last time. It's a judgement call.

Mr. Scott: I still think we should hold this for another reading, and let the public know what's going on. I know that in the past we've chosen not to do rate increases.

Mrs. Dunphy: If we look at our state of cash position as of 4/30/2021, the sewer fund is in the red by \$101,747.12, including all additional encumbrances. This fund has been under stress since I've been on Council, and we haven't been close to that 25% threshold that we're required by law to keep for some of our bonds.

Mr. Scott: Yeah. I'm not opposed to doing some rate increases; I just think that doing this without notifying the public and giving them a chance to give their opinion...

Mr. Plesich: It feels like we're pushing it through. We should take some time with it.

Mr. Housley: If I could point out, this legislation is written to allow multiple readings. It won't take effect until July.

Mr. Nivens: We should strongly consider educating our public on why we're doing this and how we're doing this. The last time we did a rate increase, we took some heat because it felt like something we pushed through. We don't need to rush on this. If we allow input, we'll definitely get some correspondence from the public on this issue by the next meeting.

It was decided to hold Resolution No. 29-2021 for a second reading to allow time for the Clerk-Treasurer to notify and educate the public about the issue.

The statement of cash position as of April 30, 2021 was discussed and accepted as distributed.

The payment of claims for April 16, 2021 was approved as distributed.

The payment of claims for April 29, 2021 was approved as distributed.

The payment of claims for May 12, 2021 was approved as distributed.

REPORTS OF VILLAGE OFFICIALS

Mayor Hovey: First, I think Council's decision to hold Res. 29-2021 to educate the public is wise. However, I hope Council isn't expecting public support for rate increases. Second, I met with Mayor Pribonic of Stow, their engineer, and some others with Mr. Housley and Mr. Lipan. Stow has decided to pay for the sidewalks for the Englewood Drive Project, but that's the least of our concerns. Whatever they decide, we still need to get this road fixed up. They did agree to let us divert the water from Wetmore Park, which is huge. I plan to meet with Mayor Pribonic one-on-one soon. I still need to know whether Stow will pay for the sewers from Oak Hill to

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, May 17, 2021****7:00 p.m.**

Wetmore. Lastly, I will have the Charter Review Commission's recommendations presented to Council tonight in ordinance form for Council's consideration at the next meeting.

Mr. Robert Heydorn, Village Solicitor: I'd just like to ask Council to carefully study and read the rationale behind the Commission's recommendations. I was asked to write the rationale for the Commission, and writing something important while remaining concise is difficult. You might notice that some of these recommendations were also put forward by the 2013 Commission, but I do still ask Council to carefully read this year's rationale.

Mr. Scott: Do we have to have these suggestions in ordinance form? Wouldn't it be easier to discuss these and then write the legislation, rather than amending legislation?

Mr. Heydorn: With legislation, you're going on record and your vote will go on record.

Mayor: Yes, we need to do this. Putting these in ordinance form allows discussion, and will allow us to meet the deadline here, even with multiple readings.

Mr. Mark Lipan, Service Director: Last week, we relined the sewer between Harriet and Silverview where there were problems. The full plans for the Englewood Project should be complete in about 4 weeks. The EPA has set a deadline of 2024 to replace all lead service lines, the lines that go from the main to the residents' houses. I believe the Village has around 200-300; as we find them, we dig them up and replace them, but we won't be able to get to all 200-300. So, that's going to be an upcoming cost. During that last heavy rain, the residents on Silver Lake Blvd., where they're rebuilding, had some sediment and dirt run into the lake. Summit County was called out, and they put down some grass and straw to take care of it. Also, I mentioned last meeting that the sewer on Silver Lake Blvd. had a crack in it and it was going into the lake. We fixed that, but that sewer needs replacing. It's 1 of the last 2 that are over-under [meaning the stormwater system and the sewer system share the same manhole], which is against EPA regulations. I'm having engineering give me a quote for that, so I will be bringing that soon. The other over-under is over on the east side of Silver Lake Blvd., between Markle and Oakridge. We're not having any problems with that one, so I'd like to hold off on it until we can fix the sewer and stormwater together. One last thing, the tennis courts will be closed for 2 weeks for repairs and upkeep, as well as the basketball courts to finish a step they forgot last time.

Chief Jamie Norris: First, we are now live on the Summit County CAD system. Off the top of my head, I can think of at least 11 agencies on there, but there are more. We're able to communicate with them pretty easily. I think it's a good system; we've had some glitches, but we're finally up and running. We just finished up Police Memorial Week. There was a caravan; I drove in it with my daughter on Saturday evening with over 55 cars, multiple agencies. I'd also like to thank Western Reserve Hospital for providing us lunch on Friday.

Mr. Church: Chief, how are our bodycams?

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, May 17, 2021****7:00 p.m.**

Chief Norris: I'm glad you asked. They're old; I'd love to upgrade our equipment. Thanks to Council and the Mayor, we were one of the first agencies around to get bodymics and bodycams back then, but they have gotten old. I could bring Council some estimates on that.

Mr. Sean Housley, Clerk-Treasurer: First, I had to cease researching options to finance the Englewood Project, since the engineering is not yet complete. When we have a final plan, I'll be able to continue finding finance options for that. Second, regarding the sewer fund increase in front of you tonight, we're about 6 months behind on those numbers. So, Akron will be billing us for that, around \$50,000. That means that the sewer fund needs to find \$50,000 in unreserved cash balance, and we're already struggling to keep that fund at the 25% required of us by various state agencies. I strongly believe that by June 2022, if not sooner, the general fund will be advancing the sewer fund \$50,000 until it has the chance to get caught up.

Miscellaneous Business:

Mr. Church: Mr. Nivens, could you speak to us about this camera issue?

Mr. Nivens: Putting cameras into the Council Chambers for use during meetings would make it easier for the public to interact. When we've had guests in previous meetings, those of us with laptops could see what he was saying, but those without couldn't. Also, some trainings for our departments are offered online and if we host some of these trainings, we could get some free seats. Also, it would allow for a better public record if we could record our meetings with video, not just audio, and put it on the website. Additionally, we could put up some monitors to help with the training and allow Council to see the public during meetings.

Mixed discussion occurred, and it was determined that there were free options that could be utilized for the same purposes and that purchasing new equipment would be an ongoing and unnecessary expense. Additionally, any training benefit would be small. The current equipment was discussed, and Mr. Housley explained how to use the microphones to get optimal results.

It was decided to not purchase any cameras or monitors for the Council Chambers.

Mr. Church: Alright, let's discuss the assessments for the Englewood Project.

Mrs. Dunphy: I might like a cap on these costs. The average is around \$2,300-2,600, but we have these \$6,000-7,000 outliers. It seems like a significant burden on a handful of people. I also notice, since we saw this project in May, the costs have gone up about 12%. Why?

Mr. Lipan: The price of material has gone up; metal, lumber, everything has gone up.

Mr. Plesich: I've thought about this since we've seen it, since \$60,000 is a big number. These people on the corners wouldn't be paying for their total frontage, right? Since we're just working on Englewood, so those side streets won't be involved. Those corner lot costs are going to shrink some for the final numbers.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, May 17, 2021****7:00 p.m.**

Mr. Lipan: Right, and the Village is paying for the corners and the handicap ramps.

Mr. Scott: Which numbers are they using to calculate the project cost? If they're using the numbers that include the frontage on side streets, the total project cost might go down too.

Mr. Lipan: It's possible the numbers will change on the final plans.

Mayor: I recommend that Council make the final decision on what we should assess for. Also, bear in mind that we still don't have a firm commitment from Stow on what they'll cover. Additionally, Council still hasn't approved the project yet, just the engineering.

Mr. Plesich: Well, I'm a bit biased, but I think we should just assess for sidewalks and curbs like normal. There's no reason to treat this project any different from past ones.

Mrs. Dunphy: It mentions roadway widening. Will we be going into people's yards?

Mr. Lipan: No. That road is 60 ft. wide, 30 ft. from the center line on each side. We're just going to expand the road 2 ft. on each side; 2 ft. from the curb isn't drivable under ODOT standards. They consider it curb for waterflow. So, that's why we're widening, but we're not going into people's yards. Also, that \$60,000 is if we did every assessment we're allowed by law.

Mr. Heydorn: There are 2 different chapters for assessments, except for sidewalks and curbs. The general statutes do say that the Village can assess all or any portion, but we must pay 1/50 of the cost and pay for the intersections. But in my experience, the only things we've assessed for are sidewalks and curbs. Back when we fixed the Estates' sewer system, people in the "highlands" were concerned with the expense, but Council urged patience and stated that the general fund would also cover any needed work in the "highlands" when it became necessary.

Mr. Scott: How many streets don't have sidewalks? Are they on the agenda?

Mrs. Meyer: A lot. Since I've sat on Council, we've talked about it.

Mr. Lipan: I have a plan to address these things over a period of time.

Mr. Church: Alright. Moving on, how does Council feel about opening our meetings after June 2nd? I know Hudson is opening up and moving to a hybrid format.

Mr. Plesich: I know Cuyahoga Falls is opening based on the guidelines. Their position is that it's a public building and they have no reason to be closed.

Mr. Scott: At the last meeting, it was mentioned that we could use Zoom only because of the state allowance. So, now do we stop?

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, May 17, 2021

7:00 p.m.

Mr. Heydorn: No, that legislation just gives the option of Zoom meetings, not mandates it. But factually, the CDC's guidance is only a recommendation. Until the Summit County Board of Health allows us to open, we can't.

Mixed discussion occurred, and Council agreed to allow the public into meetings after June 2nd with appropriate social distancing, while possibly maintaining a presence on Zoom.

Mr. Church: Finally, let's discuss the riparian public hearing and legislation.

Mr. Denny Stoiber, Board of Planning and Zoning Appeals: I agree with Mr. Johnson's earlier comments asking Council to delay the public hearing. I'd just like to be kept in the loop with the dates. Is June 21st still the date for the hearing? [Mr. Church confirmed this.] One other thing, in the 14 months the Planning Commission was working on the language for this, there was someone with a scientific background who wanted to make sure our plans were scientifically sound. We used 6 sources to explain the need for, and make some suggestions of, effective water edge buffers. I've sent Council and those on the administration a short document summarizing those 6 sources, just in case that comes up.

Mixed discussion occurred, and it was decided that the public hearing would stay on June 21st and the third reading would stay on July 6th unless otherwise decided. The Planning, Zoning, and Insurance Committee will be meeting on May 25th at 7:00 to discuss the riparian issue.

There being no further questions or comments, Council adjourned at 9:20 p.m., until the next regular meeting of Council on Monday, June 7, 2021, at 7:00 p.m.

APPROVED:

William M. Church, President of Council

ATTEST:

Sean M. Housley, CPA
Clerk-Treasurer
prepared by: Kathryn Kleinhans, Assistant to the Clerk-Treasurer

ORDINANCE NO.: 32-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT THE NUMBER OF COUNCILMEMBERS REQUIRED TO OVERRIDE A MAYORAL VETO OF LEGISLATION PASSED BY COUNCIL BE INCREASED FROM FIVE (5) TO SIX (6), AMENDING SECTION 3.05, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 32-2021, to provide that the number of Councilmembers required to override a Mayoral veto of legislation passed by Council be increased from five (5) to six (6)?

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 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.

ORDINANCE NO.: 32-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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
MAYOR**

SECTION 3.05. VETO POWER.

Each resolution or ordinance adopted by Council shall be attested by the Clerk of Council who shall promptly present it to the Mayor for his approval or disapproval.

The Mayor may approve or disapprove the whole, or any part of, any resolution or ordinance appropriating money, but otherwise his approval or disapproval shall be addressed to the entire resolution or ordinance.

If the Mayor approves such legislation, he shall sign it and file it with the Clerk of Council. If the Mayor disapproves such legislation, or any item of such legislation appropriating money, he shall file it, together with his objections, in writing, with the Clerk of Council. His objections shall be entered in full on the journal of Council.

Unless the resolution or ordinance is filed with the Clerk of Council with the Mayor's written notice of disapproval within seven (7) days after presentation to the Mayor, it shall take effect as though the Mayor had signed it.

Upon the Mayor's disapproval, as provided herein, the Council may, but not later than its next regular meeting, reconsider the legislation, and if, upon such reconsideration, the legislation is approved by six (6) or more members of Council, it shall take effect notwithstanding the disapproval of the Mayor.

Handout for Discussion
(Ordinance 32 – 2021)

SECTION 3.05. VETO POWER.

Each resolution or ordinance adopted by Council shall be attested by the Clerk of Council who shall promptly present it to the Mayor for his approval or disapproval.

The Mayor may approve or disapprove the whole, or any part of, any resolution or ordinance appropriating money, but otherwise his approval or disapproval shall be addressed to the entire resolution or ordinance.

If the Mayor approves such legislation, he shall sign it and file it with the Clerk of Council. If the Mayor disapproves such legislation, or any item of such legislation appropriating money, he shall file it, together with his objections, in writing, with the Clerk of Council. His objections shall be entered in full on the journal of Council.

Unless the resolution or ordinance is filed with the Clerk of Council with the Mayor's written notice of disapproval within seven (7) days after presentation to the Mayor, it shall take effect as though the Mayor had signed it.

Upon the Mayor's disapproval, as provided herein, the Council may, but not later than its next regular meeting, reconsider the legislation, and if, upon such reconsideration, the legislation is approved by five (~~5~~) (6) or more members of Council, it shall take effect notwithstanding the disapproval of the Mayor.

Source: Charter Review Commission Report:

Rationale: Currently five members of Council can override the Mayor's veto. Since most legislation is passed with at least five votes, overriding the Mayor's veto can be done by the same members who passed the legislation. To make overriding the veto only possible by six votes, the Mayor's veto takes on the significance it should have.

ORDINANCE NO.: 33-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT COUNCILMEMBERS MUST RESIDE IN THE VILLAGE FOR TWO (2) YEARS PRIOR TO THE DATE OF HIS/HER ELECTION, AMENDING SECTION 4.04, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 33-2021, to change the residency requirement for Councilmembers from one (1) year to two (2) years having resided in the Village of Silver Lake, Ohio?

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 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.

ORDINANCE NO.: 33-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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 IV
COUNCIL**

SECTION 4.04. QUALIFICATIONS.

Each councilmember elected at large shall have been for at least two (2) years prior to the date of his/her election, and during his term of office, shall be a qualified elector of the Village or territory annexed thereto.

Each councilmember elected to represent a district shall have been for at least two (2) years prior to the date of his/her election, and during his term of office, shall be a qualified elector of the district in which he lives, or territory annexed thereto.

A councilmember shall hold no other elective public office, or shall not be otherwise employed by, nor shall he/she hold any other office in this Village. A councilmember shall be administered the oath of office prior to the first day of January of the year following his/her election.

Handout for Discussion
(Ordinance 33 – 2021)

SECTION 4.04. QUALIFICATIONS.

Each councilmember elected at large shall have been for at least ~~one year~~ *two (2) years* prior to the date of his/her election, and during his/her term of office, shall be a qualified elector of the Village or territory annexed thereto.

Each councilmember elected to represent a district shall have been for at least ~~one year~~ *two (2) years* prior to the date of his/her election, and during his/her term of office, shall be a qualified elector of the district in which he lives, or territory annexed thereto.

A councilmember shall hold no other elective public office, or shall not be otherwise employed by, nor shall he hold any other office in this Village. A councilmember shall be administered the oath of office prior to the first day of January of the year following his/her election.

Source: Charter Review Commission Report

Rationale: Raising the residency requirement for a Councilmember to two years (from one year) should improve the familiarity of a Councilmember with his/her constituency, the needs of the Village, and community values.

ORDINANCE NO.: 34-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT MEASURES RECOMMENDED BY THE MAYOR SHALL BE INCLUDED IN THE AGENDA OF COUNCIL, AMENDING SECTION 4.05, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 34-2021, to provide that measures recommended by the Mayor shall be included in the agenda of Council?

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 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.

ORDINANCE NO.: 34-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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 IV
COUNCIL**

SECTION 4.05. PRESIDENT OF COUNCIL.

At the annual organization meeting of Council, the Council shall elect one of its members President of Council, who shall preside at all regular and special meetings thereof and establish the agendas of Council therefore, which agendas shall include measures recommended by the Mayor. At the same meeting Council shall elect one of its members Vice-President of Council, who shall perform all duties of the President of Council in the absence of the President.

The President of Council shall become Acting Mayor, when required by Section 3.06 hereof. If the President of Council shall succeed to the office of Mayor pursuant to Section 3.07 hereof, his office shall be vacant, and shall be filled pursuant to Section 4.16 hereof.

The President of Council, neither by virtue of holding such office nor in performing the duties of acting Mayor as provided in Section [3.06](#) of this Chapter, shall be deprived of his powers and rights or be relieved of his duties or obligations as a member of Council.

Handout for Discussion
(Ordinance 34 – 2021)

SECTION 4.05. PRESIDENT OF COUNCIL.

At the annual organization meeting of Council, the Council shall elect one of its members President of Council, who shall preside at all regular and special meetings thereof, and establish ~~agendas therefore together with the Mayor, and become Acting Mayor when required by Section 3.06 hereof~~ *the agendas of Council therefore, which agendas shall include measures recommended by the Mayor*. At the same meeting, Council shall elect one of its members Vice-President of Council, who shall perform all duties of the President of Council in the absence of the President.

The President of Council shall become Acting Mayor, when required by Section 3.06 hereof. If the President of Council shall succeed to the office of Mayor pursuant to Section [3.07](#) hereof, his office shall be vacant, and shall be filled pursuant to Section [4.16](#) hereof.

The President of Council, neither by virtue of holding such office nor in performing the duties of acting Mayor as provided in Section [3.06](#) of this Chapter, shall be deprived of his powers and rights or be relieved of his duties or obligations as a member of Council.

Source: Charter Review Commission Report

Rationale: Currently, for the Mayor to introduce legislation on the agenda of Council, the President of Council must agree to include the Mayor's recommendation on the agenda. The Mayor has a duty under the Charter to recommend measures to Council as a whole. The change to §4.05 ensures that the Mayor's recommendations will be on the Council agenda.

ORDINANCE NO.: 35-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT MEETINGS OF COUNCIL MAY BE HELD AT A LOCATION OTHER THAN VILLAGE HALL IN EXIGENT CIRCUMSTANCES, AMENDING SECTION 4.08, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 35-2021, to provide that meetings of Council may be held at a location other than Village Hall in exigent circumstances?

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 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.

ORDINANCE NO.: 35-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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 IV
COUNCIL**

SECTION 4.08. REGULAR MEETINGS.

At 7:00 p.m. on the first Monday in January (unless such date is a holiday, then the first Tuesday in January) of each year, Council shall convene and organize. This meeting shall be considered a regular meeting of Council, and, when Council shall have organized and shall have disposed of all business pertaining thereto, it may consider such regular business as shall come before it. Thereafter, Council shall meet on such days and at such times as may be prescribed by its rules, regulations or bylaws, or by resolution or ordinance, except that it shall hold regular meetings at least once during each succeeding calendar month.

All meetings of Council shall be held at Village Hall, or in exigent circumstances, such other location accessible to the public, determined by the President of Council, the Vice President in the absence of the President, or the Mayor, in the absence of both officers of Council. All meetings of Council shall be open to the public as provided in Ohio Revised Code §121.22 as now enacted or amended.

Handout for Discussion
(Ordinance 35 – 2021)

SECTION 4.08. REGULAR MEETINGS.

At 7:00 p.m. on the first Monday in January (unless such date is a holiday, then the first Tuesday in January) of each year, Council shall convene and organize. This meeting shall be considered a regular meeting of Council, and, when Council shall have organized and shall have disposed of all business pertaining thereto, it may consider such regular business as shall come before it. Thereafter, Council shall meet on such days and at such times as may be prescribed by its rules, regulations or bylaws, or by resolution or ordinance, except that it shall hold regular meetings at least once during each succeeding calendar month.

All meetings of Council shall be held at Village Hall, *or in exigent circumstances, such other locations accessible to the public, determined by the President of Council, the Vice President in the absence of the President, or the Mayor, in the absence of both officers of Council.* ~~and a~~ All meetings of Council shall be open to the public as provided in Ohio Revised Code Section 121.22, as now enacted or as amended.

Source: Charter Review Commission Report

Rationale: Currently, all meetings of Council must be held at Village Hall. We are allowed to meet otherwise during the 2020-2021 Pandemic by State legislation which is scheduled to expire. In exigent circumstances, Village officials should be able to change the location of Council Meetings at the local level.

ORDINANCE NO.: 36-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT THE TREASURER BE APPOINTED BY THE MAYOR AND CONFIRMED BY COUNCIL, AND THAT THE TREASURER PERFORM THE DUTIES PRESCRIBED BY THE CHARTER UNDER SUPERVISION OF THE MAYOR, AMENDING SECTIONS 3.04 AND 5.02, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 36-2021, to provide that the Treasurer be appointed by the Mayor and confirmed by Council, and that the Treasurer perform the duties prescribed by the Charter under supervision of the Mayor?

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 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.

ORDINANCE NO.: 36-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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
MAYOR**

SECTION 3.04. EXECUTIVE AND ADMINSTRATIVE POWERS.

The Mayor shall be the chief executive officer of the Village. He shall supervise the administration of all the affairs of the Village and the conduct and administration of all departments and divisions thereof except Council, Clerk of Council, and Solicitor.

The Mayor shall be the chief conservator of the peace within the Village. He shall see that all laws, regulations and ordinances are enforced therein.

The Mayor shall execute on behalf of the Village all authorized contracts, conveyances, evidences of indebtedness and all other instruments to which the Village is a party, and shall, where required, attach thereto the official seal of his offices.

The Mayor shall keep the Council advised of the condition and needs of the Village, and he shall recommend to Council such measures as he may deem necessary or expedient for the welfare of the Village.

The Mayor shall be the official and ceremonial head of the Village.

**ARTICLE V
FINANCES**

SECTION 5.02. TREASURER.

The Treasurer shall be the fiscal and accounting officer of the Village and shall be appointed by the Mayor and confirmed by Council. The Treasurer may be a non-resident of the Village. The duties of the Treasurer shall include:

- a. Preparing an annual budget and financial reports;
- b. Receiving, collecting and depositing all monies due the Village, and signing all checks and vouchers for their disbursement. Money received for the Village by officers, employees, and boards and commissions should be reported and turned over to the Treasurer daily or at such intervals as he may deem expedient;
- c. Act as the custodian of official bonds and all instruments for the payment of money to the Village;

ORDINANCE NO.: 36-2021

- d. Auditing of bills, invoices, payrolls, or other claims against the Village, and determining the regularity and correctness of such items before submission to the Council;
- e. Performing all other financial duties imposed on him by the Mayor and Council, or by the Constitution or laws of the State of Ohio.

In the same manner, a Deputy Treasurer may be appointed to perform all duties of the Treasurer during his absence or disability.

Handout for Discussion
(Ordinance 36 – 2021)

SECTION 3.04. EXECUTIVE AND ADMINISTRATIVE POWERS.

The Mayor shall be the chief executive officer of the Village. He shall supervise the administration of all the affairs of the Village and the conduct and administration of all departments and divisions thereof except Council, Clerk of Council, ~~Treasurer~~ and Solicitor.

The Mayor shall be the chief conservator of the peace within the Village. He shall see that all laws, regulations and ordinances are enforced therein.

The Mayor shall execute on behalf of the Village all authorized contracts, conveyances, evidences of indebtedness and all other instruments to which the Village is a party, and shall, where required, attach thereto the official seal of his offices.

The Mayor shall keep the Council advised of the condition and needs of the Village, and he shall recommend to Council such measures as he may deem necessary or expedient for the welfare of the Village.

The Mayor shall be the official and ceremonial head of the Village.

SECTION 5.02 TREASURER.

The Treasurer shall be the fiscal and accounting officer of the Village. ~~He shall be appointed by Council, removable only by Council, and shall be responsible to the Council for carrying out his duties, which include.~~ ***and shall be appointed by the Mayor and confirmed by Council. The Treasurer*** may be a nonresident of the Village, ~~and shall be responsible to the Council for carrying out his duties, which include.~~ ***The duties of the Treasurer shall include:***

- a) Preparing an annual budget and financial reports;
- b) Receiving, collecting and depositing all moneys due the Village, and signing all checks and vouchers for their disbursement. Money received for the Village by officers, employees, boards and commissions should be reported and turned over to the Treasurer daily or at such intervals as he may deem expedient;
- c) Act as the custodian of official bonds and all instruments for the payment of money to the Village.
- d) Auditing of bills, invoices, payrolls, or other claims against the Village, and determining the regularity and correctness of such items before submission to Council;
- e) Performing of all other financial duties imposed on him by any measure of Council, or by the Constitution or laws of the State of Ohio.

Council may appoint a Deputy Treasurer to perform all duties of the Treasurer during his absence or disability.

Source: Charter Review Commission Report

Rationale: Currently the Treasurer is appointed and removed from office solely by Council, and excluded from supervision by the Mayor. See §3.04. In 1999, the Village almost completed a transition to a Mayor-Council form of government, wherein Council passes laws and controls the Village Finances, and the Mayor is in charge of administering and executing the laws. The Mayor-Council form of government recognizes that division of responsibility, i.e., a separation of powers. The Treasurer's duties involve the administration of Finances and preparing measures for Council's consideration. Essentially these duties are an administrative function. Hence, the Treasurer should be responsible to the Mayor for those functions. Council still retains full control of passing (or not) fiscal measures sent to Council by the Mayor and the Treasurer. Day by day functions of the Treasurer will be facilitated by a coordinated, overall supervision of the Administration office. This system can best be established by the Treasurer being appointed by the Mayor and confirmed by Council. Removal of the Treasurer by the Mayor must also be confirmed by Council.

This grants a degree of independence to the Treasurer which is necessary to ensure professionalism. The Treasurer would no longer be excepted from administrative supervision by the Mayor.

ORDINANCE NO.: 37-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE THAT THE DIRECTOR OF PUBLIC SAFETY SHALL MAKE AND PUBLISH WRITTEN RULES FOR THE GOVERNMENT OF THE POLICE DEPARTMENT, AMENDING SECTION 7.04, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 37-2021, to provide that rules for the government of the Police Department be made and published by the Director of Public Safety as a function of the executive branch of government?

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 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.

ORDINANCE NO.: 37-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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 VII
DEPARTMENT OF PUBLIC SAFETY**

SECTION 7.04. RULES FOR GOVERNMENT OF POLICE.

The Director of Public Safety shall make and publish written rules for the government of the Police Department and the conduct and discipline of the members thereof.

Handout for Discussion
(Ordinance 37 – 2021)

SECTION 7.04. RULES FOR GOVERNMENT OF POLICE.

The Director of Public Safety shall make and publish ~~with the approval of Council,~~ written rules for the government of the Police Department and the conduct and discipline of members thereof.

Source: Charter Review Commission Report

Rationale: A continuance of the rationale for changes to §5.02 can be carried forward to this section. In a Mayor-Council form of government, Council passes laws of a general nature with a focus on fiscal measures. That is the traditional separation of powers doctrine. The Charter Review Commission recommends that in §7.04, the language "with the approval of Council" be deleted, leaving the Department of Public Safety in charge of making and publishing rules for the internal affairs of the Police Department, including the conduct and discipline of the Department. In a Mayor-Council form of government, the administration of the Police Department is exclusively an executive function. The legislative function deals with the "power of the purse strings", i.e., control of the finances of each department, which control is substantial. In addition, who better to set the standards for the regulation of and the conduct and discipline of the police officers than those trained in police conduct and discipline?

ORDINANCE NO.: 38-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, REQUIRING THAT COUNCIL UTILIZE ELECTRONIC MEANS OF COMMUNICATION, IN ADDITION TO THOSE METHODS CURRENTLY USED, TO PROVIDE NOTICE OF PUBLIC HEARINGS BEFORE COUNCIL, AMENDING SECTION 10.05, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 38-2021, to require that Council utilize electronic means of communication, in addition to those methods currently used, to provide notice of public hearings before Council?

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 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.

ORDINANCE NO.: 38-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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 X
PLANNING COMMISSION AND ZONING PROCEDURE**

SECTION 10.05. PUBLIC HEARINGS BY COUNCIL.

Council shall hold a public hearing on each resolution or ordinance enacting, amending, or repealing zoning regulations, and shall give thirty (30) days' public notice of the time and place thereof in the manner prescribed by the laws of the State of Ohio.

Except as provided below, written notice of the hearing shall also be mailed by the Clerk of Council, by first class mail, at least thirty (30) days before the date of the public hearing, to the owners of property within and contiguous to the area which is the subject of the proposed resolution or ordinance. Such written notices shall be mailed to the addresses of such appearing on the current tax duplicate of the County.

In addition to the methods of public notice recited herein, public notice applicable to this section shall be supplemented by electronic methods of notice. Council shall determine which method or methods of electronic notice shall be utilized.

Handout for Discussion
(Ordinance 38 – 2021)

ARTICLE X
PLANNING COMMISSION AND ZONING PROCEDURE

SECTION 10.05. PUBLIC HEARINGS BY COUNCIL.

Council shall hold a public hearing on each resolution or ordinance enacting, amending, or repealing zoning regulations, and shall give thirty (30) days' public notice of the time and place thereof in the manner prescribed by the laws of the State of Ohio.

Except as provided below, written notice of the hearing shall also be mailed by the Clerk of Council, by first class mail, at least thirty (30) days before the date of the public hearing, to the owners of property within and contiguous to the area which is the subject of the proposed resolution or ordinance. Such written notices shall be mailed to the addresses of such appearing on the current tax duplicate of the County.

In addition to the methods of public notice recited herein, public notice applicable to this section shall be supplemented by electronic methods of notice. Council shall determine which method or methods of electronic notice shall be utilized.

Source: Charter Review Commission Report

Rationale: The Charter Review Commission felt that in today's electronic age, additional methods of public notice for proposed zoning measures should be utilized. The Commission recommends that Council should have the positive duty to use electronic methods of notice, in addition to the traditional methods, to communicate more effectively with the public, concerning public hearings before Council on zoning matters. Council, at its discretion, shall decide upon the method of electronic notice to be employed for public notice.

ORDINANCE NO.: 39-2021

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

AN ORDINANCE DIRECTING THE BOARD OF ELECTIONS TO PLACE UPON THE BALLOT AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 2, 2021, AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SILVER LAKE, OHIO, TO STATE CONCISELY THE BEGINNING AND ENDING DATES FOR THE TERMS OF OFFICE OF THE MEMBERS OF THE PARK BOARD, AND NOT CHANGING SUCH TERMS NOW IN EFFECT, AMENDING SECTION 9.01, 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 2, 2021, 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 the Charter of the Village of Silver Lake, Ohio, be amended as proposed in Ordinance 39-2021, to state concisely the beginning and ending dates for the terms of office of the members of the Park Board, and not changing such terms now in effect?

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 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.

ORDINANCE NO.: 39-2021

PASSED:

William M. Church, President of Council

APPROVED:

Bernie Hovey, Mayor

APPROVED AS TO FORM:

Robert W. Heydorn, 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 IX
PARK BOARD**

SECTION 9.01. COMPOSITION AND TERM.

The Park Board shall consist of seven (7) members, appointed by the Mayor and confirmed by Council, who shall be qualified electors of the Village, not holding other municipal offices therein. Each member shall serve a term of four (4) years and until his/her successor is appointed, confirmed and qualified. Board members appointed for terms beginning on January 1, 2018 shall serve until December 31, 2021. Board members appointed for terms beginning on January, 2020, shall serve until December 31, 2023. The Mayor shall give priority for appointment to a qualified elector of the municipality who demonstrates membership in a Village organization dedicated to the preservation, conservation, and beautification of the Village.

All members of the Park Board shall serve without compensation

A vacancy in the Park Board shall be filled by mayoral appointment with the confirmation of Council and such appointee shall hold office for the unexpired term and until his/her successor is appointed, confirmed and qualified.

Handout for Discussion
(Ordinance 39 – 2021)

SECTION 9.01. COMPOSITION AND TERM.

Prior to January 1, 2006, The Park Board shall consist of six (6) Seven (7) members, appointed by the Mayor and confirmed by Council, who shall be qualified electors of the Village, not holding other municipal offices therein. Each member shall serve a term of four (4) years and until his/her successor is appointed, confirmed and qualified. Board members appointed for terms beginning on January 1, 2018 shall serve until December 31, 2021. Board members appointed for terms beginning on January, 2020, shall serve until December 31, 2023. The Mayor shall give priority for appointment to a qualified elector of the municipality who demonstrates membership in a Village organization dedicated to the preservation, conservation, and beautification of the Village.

~~and on January 1, 2006, shall consist of seven (7) members who shall be qualified electors of the Village not holding other municipal office therein. Four of said members shall be elected and two shall be appointed and on January 1, 2006, an additional member shall be appointed, and all shall serve without compensation.~~

~~The Mayor shall appoint six members of the Park Board, with terms to begin on January 1, 1960, to be terminated on December 31, 1961, or when their successors are elected or appointed and qualified as hereinafter prescribed.~~

~~At the regular municipal election to be held in November, 1961, four members of the Park Board shall be elected. The terms of the two members receiving the highest number of votes shall begin on January 1, 1962 and shall continue for a period of four years, or until their successors are elected and qualified. The terms of the two members receiving the third and fourth highest number of votes shall begin on January 1, 1962 and shall continue for a period of two years, or until their successors are elected and qualified.~~

~~At the regular meeting of Council to be held in December, 1961, the Mayor shall appoint two members of the Park Board. One such member shall be appointed to serve for a period of two years beginning January 1, 1962, and the other such member shall be appointed to serve for a period of four years beginning January 1, 1962, or until their successors are appointed and qualified. At the regular meeting of Council to be held December, 2005, the Mayor shall appoint one additional member to serve for a period of four years, beginning January 1, 2006, constituting three appointed members serving.~~

~~The Park Board upon the expiration of the terms of the members of the Park Board elected or appointed as provided above, their successors shall be appointed by the Mayor and confirmed by Council for successive terms of four (4) years. At the first expiration of term, priority shall be~~

~~given to a qualified elector of the Village who demonstrates membership in a Village organization dedicated to the preservation, conservation and beautification of the Village.~~

All members of the Park Board shall serve without compensation.

A vacancy on the Park Board shall be filled by mayoral appointment with the confirmation of Council and such appointee shall hold office for the unexpired term and until his successor is appointed and qualified.

Source: Charter Review Commission Report

Rationale: The substance of the current §9.01 is intact. However, the Charter Review Commission has eliminated from this Section the historical chronology of the "staggered terms" system which was both lengthy and confusing. The staggered terms remain but the start and end dates are updated.

RESOLUTION NO.: 40-2021

**VILLAGE OF SILVER LAKE
INTRODUCED BY: Mayor Hovey**

**A RESOLUTION CONFIRMING THE PARK BOARD’S APPOINTMENT OF BRAD
MCBRIDE AS A MEMBER OF THE SHADE TREE COMMISSION OF THE VILLAGE
OF SILVER LAKE, AND DECLARING AN EMERGENCY.**

WHEREAS, the Park Board has appointed Brad McBride to serve on the Shade Tree Commission; and

WHEREAS, confirmation of the appointment by Council is necessary.

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

Section 1. That the Park Board’s appointment of Brad McBride to serve on the Shade Tree Commission, is hereby confirmed.

Section 2. That it is found and determined that all formal actions of the 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 3. 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 the appointments to the Planning Commission be confirmed immediately to promote continuous and uninterrupted service to the residents of the Village of Silver Lake, 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.: 40-2021

APPROVED AS TO FORM:

Robert W. Heydorn, 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

Second Reading

ORDINANCE NO.: 29-2021

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

AN ORDINANCE AMENDING SECTION 927.13 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, OHIO, TO ESTABLISH NEW INCREASED RATES FOR SEWER CONSUMER CHARGES IN THE SEWER FUND, AND DECLARING AN EMERGENCY.

WHEREAS, additional resources are needed annually to pay for increased sewage treatment costs to maintain the Sewer Funds' cash balance.

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

Section 1: That Section 927.13 of the Codified Ordinances of the Village of Silver Lake is hereby amended to read as follows:

927.13 SEWER USER CHARGES

- (a) The Village hereby levies and assesses upon each lot, parcel of land, building or premises having any sewer connection with the sanitary sewerage system of the Village of otherwise discharging sewer, commercial or industrial waste, water, or other liquids, either directly or indirectly into the Village sanitary sewer system, a Sewer User Charge for the use of its system. Bills for sewer services will be prepared and submitted to all users on a monthly basis and will be based on the quantity of water used as the same is estimated or measured by the Director of Public Service, by meters then in use. Charges and monthly billing shall be as follows for utility bills rendered on or around July 1, 2021 and payable July 20, 2021.

COMPUTED RATE PER UNIT (100 C.F) OF BILLED DISCHARGE

USER CHARGES	<u>Residential</u>	<u>Commercial</u>	<u>Institutional</u>
<i>Effective with bills due:</i>			
July 20, 2021	\$5.56 \$6.21	\$5.56 \$6.21	\$5.56 \$6.21

- (b) A fixed charge per month per benefit to cover capital and debt service charges shall be added according to the following schedule:

<u>NUMBER OF BENEFITS PER USER</u>	
Residential	1 benefit
Silver Lake Country Club	42 benefits
Silver Lake School	5 benefits
Church in Silver Lake	2 benefits
Silver Lake Florist	2 benefits

ORDINANCE NO.: 29-2021

2969 Kent Road	3 benefits
2961 Kent Road	2 benefits

EFFECTIVE AS FOLLOWS, RATE PER BENEFIT
 July 01, 2021 ~~\$33.98~~ **\$37.98**

Section 2. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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 3. That this Ordinance 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 the Village is immediately necessary to fix rates to provide revenues for regular operating costs and capital projects of the Village’s sewer enterprise system which funds are needed currently, 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

APPROVED AS TO FORM:

 Robert W. Heydorn, 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

Handouts for Discussion

NO.: 29-2021

- **Summary of Utility Rate Changes and Impact on Consumer Charges**
- **Email from Summit County dated February 23, 2021.**
- **Letter from the City of Akron, regarding updated Mudbrook Sewer Rates dated December 30, 2020.**

Summary of Utility Rate Changes & Impact on Consumer Charges	Ordinance 2018.53 Fees	Ordinance 2019.14 Fees	Ordinance 2019.61 Fees	Ordinance 2021.29 Fees
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Change:

Water:

			Current	Proposed
SYSTEM MAINTENANCE	\$ 11.44	\$ 11.44	\$ 14.94	\$ 14.94
WATER PER CCF (per 100 C.F.)	\$ 3.81	\$ 3.81	\$ 4.38	\$ 4.38

Sewer:

BASE SEWER (Fixed Charge)	\$ 24.93	\$ 30.93	\$ 33.98	\$ 37.98	\$ 4.00
SEWER PER CCF	\$ 5.30	\$ 5.56	\$ 5.56	\$ 6.21	\$ 0.65

Stormwater:

STORM	\$ 8.00	\$ 8.00	\$ 8.00	\$ 8.00
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Recalculated Bill (5 Units)	Bill	Bill	Bill	Bill
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Average Household Units

Water:	5 Units	5 Units	5 Units	5 Units
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System Maintenance	\$ 11.44	\$ 11.44	\$ 14.94	\$ 14.94
BASE WATER	\$ 19.05	\$ 19.05	\$ 21.90	\$ 21.90
WATER PER CCF (per 100 C.F.)	\$ 19.05	\$ 19.05	\$ 21.90	\$ 21.90
Subtotal:	\$ 30.49	\$ 30.49	\$ 36.84	\$ 36.84

Sewer:

BASE SEWER (Fixed Charge)	\$ 24.93	\$ 30.93	\$ 33.98	\$ 37.98
SEWER PER CCF	\$ 26.50	\$ 27.80	\$ 27.80	\$ 31.05
Subtotal:	\$ 51.43	\$ 58.73	\$ 61.78	\$ 69.03

Stormwater:

STORM	\$ 8.00	\$ 8.00	\$ 8.00	\$ 8.00
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Grand Total:	\$ 89.92	\$ 97.22	\$ 106.62	\$ 113.87
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\$ Change: \$ 7.25
% Change: 6.80%

Households: 997
Monthly Revs: \$ 7,228.25
Annual Revs: \$ 86,739.00

Remaining Mo: 6
FY 2021 Revs: \$ 43,369.50

Year	Actual	Estimated Revised	\$\$ Change:	% Change
2019	\$ 259,000	\$ 349,121	\$ 90,121	34.80%
2020	\$ 262,000	\$ 352,152	\$ 90,152	34.41%
2021	Current Aps \$ 315,000	Increase Aps \$ 43,369.50	Revised \$ 358,370	June 21st

Akron Rate Hikes:	Rate	Change	%
1/1/16 to 12/31/16	2.694		
1/1/17 to 3/31/17	2.869	0.175	6%
4/1/17 to 3/31/18	3.041	0.172	6%
4/1/18 to 3/31/19	3.102	0.061	2%
4/1/19 to 3/31/20	3.193	0.091	3%
4/1/20 to 3/31/21	4.274	1.081	34%
4/1/21 to 3/31/22	4.424	0.15	4%
4/1/22 to 3/31/23	4.579	0.155	4%
4/1/23 to 3/31/24	4.739	0.16	3%

CHRIS D. LUDLE
Service Director



EUFRANCIA G. LASH
Deputy Director

DANIEL HORRIGAN, MAYOR

DEPARTMENT OF PUBLIC SERVICE

166 S. High St., Room 201
Akron, OH 44308-1657
Phone: (330) 375-2270
www.akronohio.gov

December 30, 2020

Michael Vinay, Director
Department of Sanitary Sewer Services
County of Summit
The Russell M. Pry Building
1180 S. Main Street, Suite 201
Akron, OH 44301

**Subject: Summit County
Master Meter Account # 69-0179.300 (Mudbrook), 69-0180.300 (Montrose),
69-0188.300 (Springfield)**

**Reference: Master Meter Agreement
Effective Date March 13, 2017**

Dear Mr. Vinay:

In accordance with Master Meter Agreement, Section 4, the Master Meter Community (MMC) Rate Model has been updated and new rates have been calculated for the four year period from April 1, 2020 through March 31, 2024. The rate calculations were reviewed with the Master Meter Communities at a meeting held on December 17, 2020. A document that outlines the process taken to update the MMC Rate Model and the recommended cost-based rates for 2020 through 2023, including detailed schedules to support the results, was also sent by e-mail on December 18, 2020.

For the period April 1, 2020 through March 31, 2021, a new MCC rate of \$4.274 per 1,000 gallons has been calculated. The new rate will be used in the MMC billing beginning on January 1, 2021. As detailed in the correspondence that has accompanied the monthly invoices since March 2020, a retroactive adjustment will be calculated for the period from April 1, 2020 through December 31, 2020 to reflect the new rate structure. The MMC will be required to pay the difference between the new rate and the rate actually billed for that time period in equal installments over a 36 month period commencing on April 1, 2021.

The projected rates through 2023 are listed for your information below.

	2020	2021	2022	2023
MMC Rate Per 1,000 gallons	\$4.274	\$4.424	\$4.579	\$4.739

If you have any questions, please contact me at (330) 375-2270 or CLudle@Akronohio.gov .

Sincerely,



Chris D. Ludle, Director
Department of Public Service

CDL/GH:mlr

- c: S. Fricker
B. Gresser
J. Bronowski
P. Gsellman
G. Hanna

Sean Housley

From: Vinay, Michael <mvinay@summitoh.net>
Sent: Tuesday, February 23, 2021 3:14 PM
To: Sean Housley
Cc: Matz, Deborah; Freeman, Randall
Subject: Notice of City of Akron Master Meter Rate Increase
Attachments: Notice of MMC Rate Increase - Akron.pdf

Sean,

Please see the attached notice of City of Akron's Master Meter Rate update. Let's set up a call to discuss in detail, as there has been some discussion among the Master Meter Communities regarding this increase.

Please provide some dates and we can coordinate.

Thank you

Michael Vinay, Director
Department of Sanitary Sewer Services
County of Summit | Ilene Shapiro, Executive
The Russell M. Pry Building
1180 S. Main Street, Suite 201
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Miscellaneous Business Riparian Legislation

- **May 25, 2021, Planning, Zoning, and Insurance Committee Meeting Minutes**
- **Ordinance 18-2020**

MEETING OF THE PLANNING, ZONING, AND INSURANCE COMMITTEE**Tuesday, May 25, 2021****7:00 p.m.**

The meeting was called to order at 7:00 p.m. by Committee Chair Tim Nichols. The purpose of the meeting was to discuss the riparian legislation.

Committee members present: Mr. Tim Nichols, Mr. Christopher Scott, Mr. Matthew Plesich, and Mr. William M. Church, de facto member. Committee members absent: None.

Others present: Mr. Dann Nivens, Council, Mrs. Therese Dunphy, Council, Bernie Hovey, Mayor, and Sean M. Housley, Clerk-Treasurer.

Invited guests of the Committee: Mr. Denny Stoiber, Chair of the Village Planning Commission, Mr. Mike Walker, Treasurer of the SLE Board of Trustees, Mr. Mike Dearden, Trustee of SLE, Mr. Jack Morrison, Jr. Esq., Advisor to SLE Board of Trustees, Ms. Carol Steiner, former Council, and Mr. Al Lloyd, resident. Participating via Zoom: Mr. Fred W. Johnson, Chair of the Silver Lake Estates Board of Trustees, and Polly Bloom, Trustee of SLE.

Mr. Nichols: I wanted to meet because I felt that a refresher on this issue was necessary since it's been a while, and because this Committee specifically had never discussed it. If you'll indulge me, I'd like to start off by saying a few things. I see myself as a "green" guy; I participated in the plant a tree, pay it forward campaign and I am the liaison for Council to the Watershed Committee. However, I am opposed to this amended 1169 with "lakes" in it and oppose bringing it forward. To hide behind a cloak of neutrality would be doing a disservice to the Village at this time. My first issue with this is unfairness. Looking at the watershed map, we would be imposing rules and regulations on 7.5% of the watershed, and not the other 92.5%. Mr. Jeffrey Heintz's [former Chair of Village Planning Commission] comments in previous letters recommended avoiding this approach and finding a way to involve the entire Village in this effort. My second issue is enforcement. From 2007-2019, nothing happened in terms of any acknowledged violations, and then in 2019, a few things happened that drew attention to this issue. In terms of enforcement, are we going to send someone kayaking around the lake to see if there's issues? Do we depend on neighbors ratting out neighbors? The record indicates that enforcement has been an issue for us in the past until the last few years. My third issue is one of interpretation. I laud the Planning Commission for how much more clearly, rationally, concisely, and liberally this legislation reads, but if I wanted to know whether I could cut down a tree or not, I would still need an expert and maybe an attorney to help me. Lastly and most significantly, I believe the costs are too high for too little benefit. As we all know, the Trustees of Silver Lake Estates unanimously oppose this amended legislation. To all of us here, their transparency and absolute openness over the last 5 years has been highly laudable. Their work with the aeration system and retention pond by the boathouse is wonderful. So, a buffer is unquestionably a good thing for the lake, but in my opinion, this legislation would provide relatively little benefit while seeming to deliver a slap in the face of a good partner in lake health.

I'd like to thank Mr. Stoiber for providing some of your Commission's research sources to us. I'd like to briefly highlight some of them. The example of Lake Geneva, Wisconsin, where they are actively promoting good ecological citizenship by informing residents on best practices for optimal lake health, is interesting, and maybe we could do something similar on our website. The example of Lake Linganore, Maryland, where they incentivize residents with discounts or other

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financial rewards to create a buffer, is also interesting, but I would throw this to the Trustees and possibly the Village. To sum up, this is carrot versus stick. I prefer a positive approach, rather than a “Thou shalt not” ordinance. I don’t mean to detract from the effort, intelligence, and goodwill of the Planning Commission; their willingness to compromise on this issue is commendable. I think it was a noble effort, and I commend the Commission again. I’d like to hear from my fellow Committee members tonight to determine where we go from here on this legislation.

Mr. Church: Mr. Johnson and Mr. Walker, I mean this genuinely, not tongue-in-cheek. In your opinion, what fundamental changes or troubles would this legislation cause for the Trustees?

Mr. Fred W. Johnson, SLE: The degree of uncertainty that this brings to something that we have focused on for years is my biggest concern. As Mr. Nichols said, the Trustees have spent over \$50,000/year for the past several years, and will be doing so this year as well. Without outside interference, all of the things that we have done have been based on science. We do have caring, dedicated public officials on Council, but bringing in the Village would add another layer of complexity that we don’t need. I also commend Mr. Stoiber and the Commission’s work. But I find the possible results of this legislation disconcerting. The Trustees are handling things; we’ve managed things. For 101 years, the Trust has directed us to manage this asset. We’ve had particular focus in these past few years, and the intervention of the Village in those affairs alarms me.

Mr. Mike Walker, SLE: Yes, I would echo Mr. Johnson’s concern. This would add another element of complexity to our work of managing the Trust’s property. I won’t say there’s never been flaws; there are things that could have been done better, but the Board has really focused these past couple years and we’ve effectively addressed issues around the lake. I think we’re in the best position to address those issues; we’ve built a strong relationship with those residents along the lake. We can communicate and enforce as needed. I don’t think the Village’s involvement would add anything, rather it could restrict us.

Mrs. Dunphy: Are you proposing that we keep the existing ordinance?

Mr. Nichols: I’m suggesting that we remove “lakes” and then pass this legislation. So, the riparian part of it, without the lakes, would be proposed as amended.

Mrs. Dunphy: To the Trustees, this legislation has been before the Planning Commission for years, and this is the first time it’s before Council. When I think of cases of residential development, for example the Marhofer property or the Duffys, I’ve heard mixed stories on how those were addressed and resolved. Were they resolved *because* we had an ordinance on the books? How would we address an issue where it was clear-cut, and particularly when it’s in the quarter of the lakefront not governed by the Trust? How would we expeditiously address something that adversely impacts the lake without this legislation?

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Mr. Johnson: On the Marhofer case, Mr. Heydorn and I sat down together and collaborated very well to get that resolved. My recollection of the dialogue with the Marhofers was more about doing what was right and fixing what was broken. The circumstances of how it got broken was irrelevant. We all agreed that this construction had a negative impact. We then employed the services of the Davey Tree Resource Group to come in and make a plan to fix it. My admonition to them was that the transition from Trust land to private land should be seamless when the work is done. We just wanted it fixed. It was very successful. Mike mentioned the Trust being able to communicate and enforce; more aggressive enforcement is currently under consideration in cases where we meet resistance. Regarding someone who violates a rule and then resists our remediation, it's really no different than if they did that on my own personal property, my home. It constitutes a trespass and can be dealt with very aggressively. We have shied from this approach and we've never had to bring out the big guns on this. We are a group of ladies and gentlemen, who deal with a constituency of ladies and gentlemen that want to do the right thing. We have been, and should continue to be, able to resolve those problems.

On the Duffy case, it is not a Silver Lake lakeside property, but I have come before Council 5-7 times with photographic evidence of sludge coming down the street into the storm drains. We go through some short-term fix, then have the same problem 3 weeks later. All of this is documented as recently as about 3 weeks ago. We jumped on it then, and put seed mat down to correct the problem. In the meantime, I had a conscientious lakeside property owner send me photos of the brown plume that went into the property. I assure you that if we had authority, if that had been a lakeside property owner, we would have been far more aggressive in dealing with the Duffy case. I believe in the fundamental goodness of people. I believe we have a community that cares passionately about the lake. I don't envision anything other than cooperation as we continue. I like the examples of educating the public and incentivizing good behavior that Mr. Nichols highlighted. Carrots are more effective than sticks when it comes to problem-solving. However, nothing is off the table if someone chooses to go against the best interests of the lake. I prefer the carrot, but I have no problem with the stick.

Mr. Nichols: Mrs. Dunphy, the riparian legislation would not have stopped what the Duffys did. I would prefer an ordinance against cutting down a healthy, 100-year-old tree without Village permission, rather than this proposed ordinance. We would not be able to control people clear-cutting down to the lake absent the way this reads today. I don't think it's a contagion; I think it's a rare thing that happens. If it becomes contagious and people go ape, we can revisit this. The benefit of limiting the few cases that occur is not worth the cost of a potential rift with SLE.

Mrs. Dunphy: Mr. Johnson, you mentioned you were working on more aggressive enforcement. Is there a rule currently under development amongst the Trustees, or is this a more philosophical approach?

Mr. Johnson: I would say it's a more philosophical approach. This subject has been the principal focus of my time this past year and a half. Mr. Stoiber has also been right there with me, the Heintz group, the entire Planning Commission, and select residents of the Village as well. I believe in having a Plan B. I would say our new aggressive approach constitutes as that.

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Mr. Jack Morrison, Jr. Esq., Advisor to SLE: Let me add some things to what Mr. Johnson addressed. First, the Trustees are exploring a new approach to enforcement and being more active. They have asked me to look at the Trust documents to see what the Trustees have the authority to do to those who violate a rule or regulation. Regarding the Marhofer case, the enforcement action was *not* a result of the Village's ordinances. Mr. Johnson and others approached the Marhofers and informed them that they cleared vegetation from property they did *not* own, that being the buffer area. Obviously, the Marhofers had also cleared vegetation on land they *did* own. Through those discussions, the Marhofers acknowledged they had removed vegetation on Trust property. They voluntarily agreed to do replantings on Trust property, and did replantings on their own lot. I live near that property, and prior to the Marhofers buying it, the majority of the mature trees on that property had been cut down and were laying across the back of that property. It wasn't that the Marhofers cut down a lot of mature trees; those trees were already dropped years earlier.

Regarding those properties not bordered by Trust property, I have recommended a zoning area, you might call it a lakeside perimeter, where the Planning Commission could implement specific rules and regulations as it relates to properties that abut either the lake or Trust property. If any of us along the lake have the desire to do something to our property, there would be a zone that would lay out the specific limitations on those properties. The people that live on the lake want to preserve the lake as much as everybody else; we're not opposed to regulation, just to the lake being included under this ordinance. By law, lakes do not fall under the definition of riparian waters. We ask Council to remove "lakes" from this ordinance, and allow the Village Council, the Planning Commission, the Trustees, and members of the community to put together a zoning district for perimeter properties, where we can address the real concerns here.

Mrs. Dunphy: I was looking at the Trust documents a little bit today, and under duties of the Trustees #6, "The said trustee shall be empowered to adopt and publish from time to time reasonable rules and regulations with reference to the waters of Silver Lake." Is that what you're talking about?

Mr. Morrison: They currently have rules and regulations, not regarding water quality, but they amend them annually as needed. There are rules that prohibit the removal of vegetation around the perimeter of the lake. That's part of the reason we were able to go to the Marhofers and remind them they had violated the rules and regulations.

Mr. Church: If you do find that someone has violated a rule or regulation, what recourse do the Trustees have?

Mr. Morrison: For example, if they cut a tree down, the Trust can sue them for the value of that tree, plus attorney's fees and treble damages under Ohio law. The same would be true if I cut down a tree on your property. If someone cuts down a tree on Trust property, we would reach out to the resident and try to remedy the situation with replantings. If they refuse, then the Trust would pursue them legally. But that's a last resort. We don't want litigation with the people we live with and love.

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On the south-east side, there is a section of land not owned by the Trust. That's why if we do create a zoning district or lakeside perimeter, we would specifically identify every property that falls within that zone, and the Village can regulate activities from the rear lot setback, as you do now, with everyone's property. If you regulate a rear lot setback, all those homeowners whose lot is adjacent either to Trust property or to the lake would be restricted in what they can do. I volunteered to write the legislation to do this.

Mrs. Dunphy: What's in the ordinance right now is a 35 ft. setback for the waterfront and a 70 ft. setback for mature trees. How is your proposal for a zoning district different than that?

Mr. Morrison: Around the perimeter of the lake, the buffer area on Trust property varies; it could be 10 ft. in one area, and 50 ft. in others. If you use a 35 ft. buffer, some houses on the lake will have no restrictions at all because they're outside of the buffer. If you use a rear lot setback, then everyone on the lake will have the same setback restrictions from their rear property line.

Mr. Nichols: Comparing 2007 and 2021, there is a lot more environmental awareness now. People are more conscientious about maintaining the environment. Everybody who lives around the lake is a stakeholder; they do not want their property values to decrease. Property values will decrease if the lake is unhealthy. It's in everyone's interest to take care of the lake.

Mr. Denny Stoiber, Chair of Village Planning Commission: Let me give everyone a timeline of the Marhofer situation, from my emails and conversations that occurred at the time. August 2019: During a beautiful Labor Day weekend, lots of people were enjoying the lake and the beach. Before long, people noticed that there was serious problem with a property along the north end of the lake. It had been cleared down to the lake, a distance of about 250 ft. from the house to the lake. Several members of the SLE Board and some Planning Commission members were present that day, and we all huddled up and quickly recognized that both the riparian setback and Trust property had been affected. We discussed what immediate steps were needed to mitigate this and what our long-term approach should be. The next day, Mr. Johnson went to visit the Marhofers and inform them about their error and what the Trustees wanted them to do. The Trustees wanted them to install silk fencing in 2 areas: right at the edge of the water and along the Trust/Marhofer property line. A few days later, that silk fencing was partially done. The day after that, the Mayor hosted a meeting with Mr. Heydorn, Mr. Johnson, the Marhofers and their contractor, and myself. At first, the Marhofers said that no action should be taken, and that the vegetation will grow back naturally. No one agreed with that. After a lot of discussion, the Marhofers agreed to hire an environmental firm to look at the property and create a remediation plan. That plan was presented to the Planning Commission for approval 19 days later, but we insisted that the SLE Board look at it first. We would not consider any plan until the Board signed off on it, and once they did, we would need several days before our meeting to look over the plan. When there were 4 days remaining until the SLE Board's meeting and they had not received the plan, Mr. Johnson visited the Marhofers again. He was told that their priority was the work on their house and property, not the remediation plan. They had not made arrangements for the remediation plan. When Mr. Heydorn heard their response that day, he sent them an email reminding them of their obligation and stating that the Village could fine them

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\$500/day if they did not hold up their end of the deal. They answered that quickly. The Planning Commission had scheduled a special meeting to look over their plan on Sept. 28 after the SLE Board approved it. The Board did receive the plan on Sept. 27 and rejected it. The Planning Commission cancelled our special meeting. On October 4, Davey Tree Resource Group, who the Marhofers had hired, submitted a second plan and the Board approved it. That same day, the Planning Commission gave permission to begin some initial stages of the project. On October 14, the Planning Commission approved their plan. On October 21, the seeding and planting had begun. So, 7 weeks from the time of discovery until the time that work was underway, while working with an uncooperative homeowner, is remarkably quick. If the Village had not had a riparian setback, if the Village had not been able to fine them, I believe that would have been a different story and I urge that everyone consider that.

Mr. Nichols, I'd like to answer some of your initial comments. First, the unfairness of putting the burden on 7.5% is addressed by Mr. Heintz in his letter. He said that when there are 2 causes of a problem, you should work on both. My analogy is that if you've got a bucket with 2 holes in it, fixing just 1 means you still have a leaky bucket. I think you need to do things on both sides. The complaint about the Village not doing everything to fix the big leak is probably well-founded. There have been a few things done; in 2014, the Planning Commission suggested and Council approved downspout disconnect language, which allowed people to put rainwater into raingardens, rain barrels, etc., rather than only the storm sewer, and improved the quality of the water flowing into the lake and mitigating some localized flooding. In 2017, the Commission suggested and Council approved a maximum impervious cover limit, which banned people from paving their entire yard and improved water quality. Your point on enforcement is correct. Between 2007-2019, very little was done with the riparian setback. From the Planning Commission standpoint, we had few projects coming to us that would have required it, but it really came into focus with the Steere property in 2018. Using the metrics of the legislation that now exists, they had a riparian setback of 175 ft. from the lake edge. That started our journey to make this more reasonable. On interpretation, I thought we made it pretty simple. Cutting down a mature, healthy tree within 70 ft. of the water requires the permission of the Commission and may be conditional. I can't really speak to the relationship between the Village and the SLE Board, but I will say that in the 2 years I've been thinking about this issue, I've never understood why the Board, whose mission is to protect this lake, would prefer going it alone, rather than collaborating with the Village. In the 10,000 lineal ft. perimeter of the lake, there's about 3,000 ft. of dry land not owned by the Trust, where they have no authority. On some of their land, they own only a sliver, less than the minimum area required for a buffer to be effective. Knowing that, how do they think they can do a better job alone, rather than working with the Village to cover those areas? Mr. Church asked what problems this would cause for the Trustees, and no one has given a definitive answer. The Village and the Board has worked together successfully in the past. In my 14 years on the Planning Commission, the Board has come before us twice. Once was for the big, expensive improvement project for the park and the boathouse, which everyone was up in arms about, and the second, as a courtesy, about redoing the playground last year. Given that everyone has worked well together in the past, I'm confused how this legislation would make things suddenly harder.

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Mr. Mike Walker, SLE: Mr. Stoiber, you mentioned that the Board had only been in front of the Commission twice. I believe there has been a tremendous effort by the Trustees to engage with all elements of the Village on many different topics concerning the lake. Ms. Bloom was instrumental in doing the work a few years back that cut down on the blue-green algae blooms we were having. It was understood that more work needed to be done. On the lake itself, you can only do so much. That's evidenced by the ebb and flow of water quality that we've seen since the aeration system was installed. We had 2-3 good years, then some environmental variables changed, some human activity, some projects dumping particulate matter into the lake. We have worked collaboratively with the Administration and Council to try to address these systemic issues. In addition, there was a several-year effort to educate the community, Council, and the Administration and to start a community-wide activity to maintain the work we started. There's no lack of effort, commitment, nor resources on the Board's part to do the things that are necessary. Without criticism, I'd say we've had a difficult time moving forward some projects that require Village approval or involvement, such as the Lee Road Project. We've been an extremely proactive body, and we've produced results. We ask that Council, the Planning Commission, and the Administration engage with us on all fronts. This is a distraction.

Mr. Stoiber: Mr. Walker, I don't disagree with anything you said. I still haven't heard an explanation as to how this legislation would affect the operations of the Board. From the Commission's standpoint, we have a great relationship with the Board, perhaps the best it's ever been. Mr. Johnson mentioned that we talk a lot, and full disclosure, I'm an advisor on the Board. The question is what harm does the Board see in this legislation?

Mr. Walker: It adds a level of involvement, and we don't know what that could mean. We have the autonomy to move and take action when necessary. Without question, working with the Village is the best path, but we don't want to lose any autonomy.

Mr. Stoiber: But this is not some new thing. There is an existing riparian setback that is much more onerous on homeowners. Our job was to make a buffer for the lake that made sense technically and scientifically, and with much less imposition on the properties around the lake. If we're reducing that impact and doing nothing else, we've already had a hands-off situation with the Board. So, I can't see the nature of the objection.

Mr. Plesich: The problem is that our current ordinance was never enforced. So, it's never been an undue burden on the Estates. You're saying there's something already on the books, but it's never been enforced. You've always had the autonomy.

Mr. Stoiber: The new language makes it a point to say that for land around the lake in parks and rec districts, all things that pertain to the execution of Village and SLE business can continue to happen. Some of the uncertainty that was there before has been taken out.

Mr. Plesich: I agree. It's much less restrictive.

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Mrs. Dunphy: Mr. Walker, you mentioned this ambiguity about your autonomy. How would that be different under Mr. Morrison's proposed zoning district versus this legislation?

Mr. Walker: We will manage the lakefront property that we're responsible for, Trust land. That won't change in the scenario you described. The Village already has the authority to do whatever it needs to do on private property, so if zoning changes are required, make them. Then you have the autonomy and authority to do whatever you need to do. From my perspective, that's a clean solution. We take care of our responsibilities, and the Village implements regulations and requirements that will protect the interests of the entire Village. Our only legal obligation is Trust land, but as concerned citizens, we care about all of it, far beyond the perimeter of the lake.

Mr. Morrison: Regarding Trust property, none of it is buildable land, except for the boathouse. If the Trustees were going to do any construction in that area, they would need a permit from the Village. The remainder of Trust land is unbuildable, and the Board has no desire to build anyway. In fact, we have stopped some homeowners' activity in the buffer zone. As far as my proposed zoning district, there would be a finite number of properties affected. The zoning overlay would provide a simple, succinct regulation that anyone who owns a property in that district can use to determine what they are allowed to do. In that, if there is a 30-40 ft. setback from their rear lot line, they would not be allowed to put down concrete, asphalt, etc. Those are all reasonable. No one will object to that. What I'm saying is that it would create a very simple tool for any homeowner on the lake to see exactly what they're allowed to do and not do, rather than sprinkling those regulations throughout a riparian ordinance. I'm a lawyer, and I know riparian ordinances are very complicated. As Mr. Stoiber said, the existing ordinance creates an unreasonable distance on the Steere property that no one could have imagined. You can't enforce it. Let's let the riparian ordinance apply to riparian waterways; lakes are not riparian waters, so they don't belong in this ordinance. Let's create a zoning overlay for the perimeter of the lakes. The Board, residents, Council, and Planning Commission can sit down and put together a workable solution that manages those properties around the lake and Trust property. Let the Trust manage its property; let the Village manage the setback for the properties around the lake.

Mr. Church: The Silver Lake Trustees obviously see this as a potential threat to your autonomy. The Board over at Crystal Lake does not see it that way, in fact, they're actually encouraging this legislation. Can someone explain that?

Mr. Morrison: Mr. Heydorn. He is the law director, and he is opposed to removing "lakes" from the ordinance because he put it in. Lakes were not included in the county ordinance. So, he influenced the Crystal Lake Board.

Ms. Polly Bloom, SLE: Mr. Morrison attested to the fact that you are including Crystal Lake and Silver Lake in the definition of a watercourse. I would like some explanation as to why. These lakes are glacier lakes, fed by springs; I don't believe they meet the definition of a watercourse. You ask why we oppose this, but I'd like to ask why you added "lakes" to the ordinance drafted by Summit County and accepted by many other municipalities. To Mr. Walker's point, we've had several residents concerned about the water quality since 2014. I believe it is Council's duty

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to step back and determine what the actual problem is and take action on that. The 2 issues that have come up repeatedly are stormwater problems and the clearing of trees, including outside of the lake edge. We have tree problems not on the lake edge that contribute to the stormwater issue. Council needs to work on solutions to the actual problems.

Mr. Stoiber: I urge everyone to read Mr. Heintz's letter. He gives a thorough, precise, and fair overview as to how this problem was discovered and the Commission's process to determine the best way to address it. On the issue of definitions, I agreed that lakes don't fit under the category of riparian, so we fixed that by changing the language to "Waterfront and Riparian" to cover the lakes. Mr. Heintz also identified some objections that came up, and fairly dealt with each. We were able to either change our thinking on our approach, or try to create a balance between various concerns and interests. Mr. Heintz mentioned Mr. Morrison's suggestion of a special zone for properties around the lake with specific rules and regulations. Mr. Heintz believed that solution was legally iffy because these rules might be applied unevenly. However, if you mean the creation of a uniform buffer area around the lake, that's exactly what is before Council now. That's the basis of this; we wanted to make something based on science and easy to understand. It's easy to measure 35 ft. or 70 ft. from the lake. It really simplifies this issue, and it treats all land the same. Reading through Mr. Morrison's rebuttals to Mr. Heintz, none of the objections are about method, but more about where that language is contained. Instead of in the chapter that deals with erosion, sedimentation, water quality, he thought that the language should be in the residential district chapter, the parks and rec chapter, or the landscape chapter. That ignores how our zoning code is organized now. The 3 chapters for our districts, residential, parks and rec, and institutional, deals with what makes each of those districts unique, the types of uses, the types of buildings, etc. Those chapters don't get into parking, signage, or anything else that is common throughout the Village. I would suggest that this issue is not specific to any district, but deals with the entire Village. Water carrying sediment and contaminants can run into the lake from anywhere; it does not care about boundaries that we draw. For that reason, it shouldn't be limited to just that area. It's just like yard sales, like signage, like parking, and it should have an individual chapter just like these other things because it's an issue common throughout the entire Village. In addition to not following our current organization, putting identical language in multiple places risks creating conflicts when updating. You should just put it in 1 place and reference it as needed, so when it is updated, it applies everywhere. Mr. Plesich, you had a good point that this has gone unenforced and almost ignored. Neither the Estates nor the Village has a perfect record on this. This language tries to uncomplicate things.

Mr. Nichols: This has been a healthy, wide-ranging conversation. I'd like to thank all of you.

Mr. Al Lloyd, resident: I actually live on the lake, but I am not a Trustee. Recently, I became an advisor to the Board. So, I can give my opinion on this as just a resident. Going back to Mrs. Dunphy's question, as someone who lives on the lake, I don't know what specific damages will occur. There will be significant uncertainty. I know that I pay a generous amount to SLE to maintain the lake, the private land that they own, and I expect that for what I pay them. I pay taxes to the Village and I expect them to maintain the roads and handle the public things. So, I differentiate between public and private services. That line is going to be blurred if we move

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forward with “lakes” in the legislation. There’s been a lot of talk about unfairness, and that 7.5% number has been thrown around. To explain where that comes from, I have a map here that shows exactly what that area is. You can see the big red area that represents the entire watershed, and the small area highlighted in yellow is what we’re talking about. Keeping the lake clean is not a matter of legislating on the highlighted area, but it’s about the entire area. That’s what’s coming in. I have a pipe in my backyard, and water from over by the country club comes through. When it rains, that’s brown sludge going in there. That’s the problem, not my yard.

Mr. Nichols: My fellow Committee members, where do we go from here?

Mr. Scott: I’m relatively new to this. I was here when this was originally before Council. We were adding “lakes” even though no other municipality was. I’m a private property rights guy, and I don’t want to invade those rights more than we have to. There’s been good points by both sides, and hopefully, we can find common ground. It was mentioned that the Trustees and property owners have the most skin in the game; they want to take care of the lake more than anybody. I am in favor of removing “lakes.” I like that this is simplified, and I acknowledge Mr. Plesich’s point about lack of enforcement. I have some other concerns, but asking 7% of the Village to bear the brunt of fixing this problem is wrong.

Mr. Plesich: I’m in favor of removing “lakes” from the legislation, but that creates an entirely new set of issues. We’re going to be starting over with new legislation to cover all these issues that have been mentioned here. This is a difficult piece of legislation to step away from or not support because everyone wants the same thing. We should come together and create something everyone can live with, and this legislation isn’t it. We’re taking on a lot of projects to help in this area, like the Englewood Dr. Project. There’s a lot of work ahead.

Mr. Nichols: No one on the Committee wants to go forward with this. Maybe we should ask Mr. Heydorn to weigh in, or maybe the other 4 members of Council will disagree.

Mr. Plesich: If we don’t go forward, we’re stuck with the old ordinance. We have to amend it.

Mr. Nichols: Yes, I would propose amending it to take out “lakes” on the third reading.

Mr. Church: I’m not sure I agree on that.

Mrs. Dunphy: Tonight, I’ve heard that we all agree to involve not just the 7.5%, but all the watershed properties. So, if we take out “lakes” from the legislation, we might look at that zoning issue. The other issue we should look at is a tree ordinance that deals with trees on properties throughout the Village. I don’t hear any disagreements on the 35 ft. or those things, so let’s build on that common ground. To Mr. Heintz’s point, we can’t ignore a part of this issue.

Mr. Nichols: We will have the third reading during the July 6th meeting. At this time, the public hearing is June 21st. Maybe at our next regular meeting, we could discuss whether the public hearing is still necessary.

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Mrs. Dunphy: It's still an ordinance; it's just an amended one. We'll still need the hearing.

Mr. Lloyd: From what I've heard tonight, it seems like Council is in favor of removing "lakes" from the legislation. If you're going to do that, maybe do it before the hearing. I can see at least 100 people showing up to the hearing; you would not be able to hold it in this building, and it would be a safety issue. Removing "lakes" before the hearing might save you the trouble and avoid the unsafe situation.

Mr. Nichols adjourned the meeting at 8:33 p.m.

ATTEST:

Sean M. Housley, CPA

Clerk-Treasurer

prepared by: Kathryn Kleinhans, Assistant to the Clerk-Treasurer

ORDINANCE NO.: 18-2020

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

AN ORDINANCE ENACTING CHAPTER 1169 OF THE ZONING CODE OF THE VILLAGE OF SILVER LAKE, OHIO, ENTITLED “WATERFRONT AND RIPARIAN SETBACK DEVELOPMENT STANDARDS” AND REPEALING THE EXISTING CHAPTER 1169, ENTITLED “RIPARIAN SETBACK DEVELOPMENT STANDARDS”.

WHEREAS, the Planning Commission unanimously recommends that the existing Chapter 1169 be entirely replaced by the Chapter 1169, entitled “Waterfront and Riparian Setback Development Standards”, as such new chapter appears attached hereto, and which is incorporated herein, in the version produced by the Planning Commission.

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

Section 1: That a new Chapter 1169, entitled “Waterfront and Riparian Setback Development Standards”, as proposed by the Planning Commission, and which is attached hereto as Exhibit “A”, and incorporated herein, be, and the same is hereby enacted as Chapter 1169 of the Zoning Code of the Village of Silver Lake, Ohio.

Section 2: That the existing Chapter 1169, entitled “Riparian Setback Development Standards”, be, and the same is, hereby repealed.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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: WHEREFORE, this Ordinance 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

APPROVED AS TO FORM:

Robert W. Heydorn, Solicitor

ORDINANCE NO.: 18-2020

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