

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

Monday, January 3, 2022

7:00 p.m.

The Village of Silver Lake Council held its organizational meeting on Monday, January 3, 2022, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio. The meeting was only in-person.

With Mayor Bernie Hovey presiding, the meeting was called to order at 7:00 p.m. Mayor Hovey led the Pledge of Allegiance.

These members were present and responded to roll call: Mr. Dann Nivens, Mr. Phil Kaplan, Mr. Matthew Plesich, Mr. William Church, Mrs. Therese Dunphy, Mrs. Betsy Meyer and Mr. Christopher Scott. Members of Council present were 7; members absent were 0.

Mayor Hovey opened the floor to nominations for President of Council. Mr. Church was nominated, seconded and unanimously elected to be President of Council. Mayor Hovey turned the meeting over to President Church. Mr. Church called for nominations for Vice President of Council. Mr. Plesich was nominated, seconded and unanimously elected to be Vice President.

Mr. Church appointed himself, Mrs. Dunphy and Mr. Plesich to the Committee on Committees and Seating (CCS). The Council meeting was temporarily adjourned while the CCS left the Council Chamber to have a brief meeting. The CCS returned to the Chamber and the Council was called back into session. The CCS determined the 2022 Committees:

**Finance & Appropriations:** Chair Dunphy, Vice Chair Plesich and Member Scott;

**Public Improvements:** Chair Nivens, Vice Chair Meyer and Member Kaplan;

**Personnel & Public Affairs:** Chair Plesich, Vice Chair Nivens and Member Kaplan;

**Planning, Zoning & Insurance:** Chair Scott, Vice Chair Meyer and Member Dunphy.

There were no objections to the committee assignments. It was determined Council's seating arrangement would remain the same. Council's liaisons to the Park Board [Dann Nivens] and the Board of Trustees [Therese Dunphy] would also remain the same. Mr. Kaplan was welcomed.

Mr. Church asked for additions or corrections to the December 20, 2021, Regular Council Meeting Minutes. [There being none, the minutes were approved as submitted.] He called for the readings.

**First Reading:**

**RESOLUTION NO.: 01-2022 A RESOLUTION EXPRESSING THE INTENT OF THE VILLAGE OF SILVER LAKE IN 2022 TO DISPOSE OF, ADVERTISE AND/OR SELL SURPLUS, UNNEEDED OR OBSOLETE PROPERTY INCLUDING MOTOR VEHICLES VIA AN INTERNET AUCTION, PURSUANT TO SECTION 721.15 OF THE REVISED CODE, AND DECLARING AN EMERGENCY. *(Finance & Appropriations)***

**RESOLUTION NO.: 02-2022 A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A NEW X-TREME VAC BY ODB MODEL DCL800TM25 WITH JOHN DEERE ENGINE, HYDRAULIC PARKING, AND LADDER FROM BEST EQUIPMENT, AND DECLARING AN EMERGENCY. *(Finance & Appropriations)***

**RESOLUTION NO.: 03-2022 A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A WHEEL LOADER WITH TRADE-IN, UNDER THE STATE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY. *(Finance & Appropriations)***

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**RESOLUTION NO.: 04-2022** A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A VERMEER BC1500XL BRUSH CHIPPER WITH TRADE-IN, UNDER THE STATE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY. *(Finance & Appropriations)*

**RESOLUTION NO.: 05-2022** A RESOLUTION RATIFYING AND CONFIRMING THE AUTHORIZATION OF THE MAYOR TO ENTER INTO A CONTRACT WITH ORIANA HOUSE, INC. FOR COMMUNITY CORRECTIONAL SERVICES FOR THE VILLAGE OF SILVER LAKE DURING THE YEAR 2022, AND DECLARING AN EMERGENCY. *(Finance & Appropriations)*

**RESOLUTION NO.: 06-2022** A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A NEW 2022 HYBRID FORD EXPLORER FROM MONTROSE FORD, AND DECLARING AN EMERGENCY. *(Finance & Appropriations)*

**RESOLUTION NO.: 07-2022** A RESOLUTION CONFIRMING THE MAYORAL RE-APPOINTMENTS OF ROBERT BARSAN AND BRAD MCBRIDE AS MEMBERS OF THE SILVER LAKE PARK BOARD FOR THE TERM ENDING DECEMBER 31, 2025, AND DECLARING AN EMERGENCY. *(Personnel & Public Affairs)*

**ORDINANCE NO.: 08-2022** AN ORDINANCE DETERMINING TO PROCEED WITH THE ENGLEWOOD DRIVE IMPROVEMENT, AND DECLARING AN EMERGENCY. *(Public Improvements)*

**ORDINANCE NO.: 09-2022** AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH KENMORE CONSTRUCTION COMPANY FOR THE 2022 ENGLEWOOD ROAD IMPROVEMENT PROJECT, INCLUDING PAVING, GRADING, CONSTRUCTING AND RECONSTRUCTING CURBS, CONCRETE SIDEWALKS, DRIVEWAY APPROACHES, STORM SEWERS AND WATER MAINS, AND DECLARING AN EMERGENCY. *(Public Improvements)*

Second Reading: *None.*

Third Reading: *None.*

**Comments from the audience (3 minutes each):**

**Mr. Fred W. Johnson, Chair of Silver Lake Estates Board of Trustees:** Good evening, and congratulations to Mr. Church and Mr. Plesich for your elections as President and Vice President. I'm here on behalf of my fellow Trustees to discuss 2 things. First, we will be sending a notice to all Estates residents that no winter activities are permitted on the lake. The ice is not safe because of the aeration system within the lake. We checked with Council, with attorneys, with scientists, and with our counterparts at Crystal Lake. Everyone is on the same page concerning safety. The Trustees do not permit or authorize any winter activities on the lake, and we've posted signs at the boathouse. Please remind everyone of this. Safety is our first concern, and we are looking into alternative winter activities that can be enjoyed safely on Trust land. We are always willing to discuss any concerns. We look forward to when our regular summer lake activities can resume.

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Second, we hired a local survey company in May to determine the exact boundaries of Trust land and place markers there. We went back with more eco-friendly markers to clearly delineate the exact boundaries of Trust property.

Mr. Church complimented the Estates' Christmas decorations. Mr. Johnson thanked him and praised the Estates' lake manager, Mr. Cliff Morrison, for his efforts.

**FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy**

RESOLUTION NO.: 01-2022

Mrs. Dunphy read the legislation and opened the floor for questions. It was determined this was standard, annual legislation. The legislation allowed the Village to auction off equipment online if desired; it only approved the process and wasn't actually selling any equipment. If an item was worth more than \$1,000, Council needed to pass specific legislation to allow its sale.

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

**FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy**

RESOLUTION NO.: 02-2022

Mrs. Dunphy read the legislation, and asked Mr. Lipan about the trade-in and the engine substitution. Mr. Lipan confirmed there would be no trade-in for the leaf vacuum. He informed Council the service dept. had purchased a gasoline engine and have had problems with it. The John Deere diesel engine had more power and better gas milage. It was determined the service dept. had 3 leaf vacuums, 2 for main service and one backup. It was determined the Village's current spare would be auctioned off, as it was from 2006 and had the most work hours on it. Mr. Church reminded Council that there was an equipment purchasing schedule and that totally qualified people were making these decisions. Mr. Scott asked that future legislation regarding equipment purchases list a reason for the purchase.

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

**FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy**

RESOLUTION NO.: 03-2022

Mrs. Dunphy read the legislation and noted it was under budget. Mr. Lipan confirmed it was a lease purchase, and the Village would receive \$20,000 for a trade-in. Mr. Scott asked why there were so many equipment purchases at once. Mr. Lipan reiterated that this was following the equipment purchasing schedule that Council had been given. It was confirmed that while there was no define deadline, quotes might expire and prices might go up. Mr. Lipan said if he orders right now, he might receive the equipment in July or August. Mrs. Dunphy noted the Village's favorable financial position, and Mr. Lipan said he might delay the skid steer purchase, the only purchase planned for 2023, since the Village's current skid steer had no problems.

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

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**FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy**

RESOLUTION NO.: 04-2022

Mrs. Dunphy read the legislation. Mr. Nivens inquired about the rotating hopper, and Mr. Lipan replied that it was a safety feature.

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

**FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy**

RESOLUTION NO.: 05-2022

Mrs. Dunphy read the legislation and invited the mayor to speak. The mayor said this was a standard, annual agreement. The Village hardly used Oriana House’s services, but they were legally required.

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

**FINANCE AND APPROPRIATIONS COMMITTEE - Mrs. Dunphy**

RESOLUTION NO.: 06-2022

Mrs. Dunphy read the legislation and invited the Chief to explain. Mrs. Meyer asked whether the police dept. would move toward hybrids. Chief Norris replied he didn’t know yet; they’ve had some significant maintenance issues with the standard motor and the turbo motor. There’ve been some maintenance costs outside of warranty. Chief Norris spoke with Cuyahoga Falls’ and Barberton’s depts., which both owned hybrids, and reported they saw a 7-9 mi. difference between the hybrid’s gas milage and their old vehicles. The dept. hoped to have fewer maintenance issues and better gas milage with the hybrids. The dept.’s dealership had just been awarded the state contract, so the purchase would likely be under budget. The Chief reported that Chevy had closed orders until 2023, both of Dodge’s cruisers were closed, and Ford was closing soon. Mrs. Meyer asked if there will be a charging station. Chief Norris said no. Mr. Plesich asked about equipment. Chief Norris said the equipment costs weren’t included here, and the Village’s usual vendor recently increased prices because the vendor’s buyer costs increased. Mr. Kaplan inquired about the vehicle’s detailing and the Chief answered it was under \$1,000. The dealership said the dept. might get the vehicle by July. It was determined ballistic panels would cost about \$4,000 for both front panels, but most depts. in the county didn’t have them, including Akron, the biggest dept.

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

The check register dated Dec. 20, 2021, was accepted as distributed.

Mr. Kaplan drew Council’s attention to a charge for repairing a resident’s curb. Mr. Lipan explained a watermain break caused the curb to sink. The Village would pay for damages it directly caused, but there were cases, decided by the Service Director, when the resident would be charged 60% of the cost. The check register dated Dec. 29, 2021, was accepted as distributed.

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**PERSONNEL AND PUBLIC AFFAIRS COMMITTEE – Mr. Plesich**

RESOLUTION NO.: 07-2022

Mr. Plesich read the legislation and explained the amendments needed. Dr. Barsan’s term would end Dec. 31, 2025, but Mr. McBride’s term would end Dec. 31, 2023. The mayor confirmed, and said only Dr. Barsan was being reappointed; it was Mr. McBride’s first time being appointed.

Roll call to suspend the rules                    Yes    7                    No    0

Mr. Plesich moved to amend Res. 07-2022. Mr. Heydorn recited the amendment for Res. 07-2022: the title shall read “A resolution confirming the mayoral appointments of Robert Barsan and Brad McBride as members of the Silver Lake Park Board for the terms ending December 31, 2025, and December 31, 2023, respectively, and declaring an emergency” and the body shall be changed in the relevant places to reflect the title.

Roll call to amend                                    Yes    7                    No    0

Roll call to adopt (as amended)                Yes    7                    No    0

**PUBLIC IMPROVEMENTS COMMITTEE – Mr. Nivens**

ORDINANCE NO.: 08-2022

Mr. Nivens read the legislation and opened the floor. Mrs. Dunphy asked Mr. Housley about a handout he gave Council. Mr. Housley said he obtained Sudsina & Associates, LLC, registered municipal advisors, to seek the most competitive financing for the Englewood Project. Sudsina’s potential 15-yr. repayment plan for \$2,823,000 was the handout before Council. Mr. Housley thought the Village would finance closer to \$2,000,000. He estimated about half of the project costs could be recouped by the utility funds, with the other half coming from the general fund. Most of the project was stormwater and the stormwater fund didn’t have the resources to cover its share, so the general fund might have to subsidize it. The worst-case scenario is \$223,000/yr. for 15 yrs., but the most realistic is about \$150,000/yr. Mr. Nivens inquired about the bond counsel fee. It was determined to be about \$8,000 [Ord 57-2021] and the Village would pay it in cash. Mr. Nivens asked about Sudsina’s fee and Mr. Housley answered it was included in the financing, not a separate cost. If this legislation passed, Mr. Lipan would bring legislation allowing EnviroScience to oversee the project. It would cost about \$39,100 and EnviroScience would take care of change orders, technical aspects, payroll, approving invoices, etc. A Village employee would be onsite also. It was determined Stow had committed \$200,000, the residents would be assessed for \$129,000, and the Village could put down \$1,000,000 and had more money from federal laws/programs.

Roll call to suspend the rules                    Yes    7                    No    0

Roll call to adopt                                    Yes    6                    No    0                    Abstain 1 (Plesich)

**PUBLIC IMPROVEMENTS COMMITTEE – Mr. Nivens**

ORDINANCE NO.: 09-2022

Mr. Nivens read the legislation and asked for discussion. There was no discussion.

Roll call to suspend the rules                    Yes    7                    No    0

Roll call to adopt                                    Yes    6                    No    0                    Abstain 1 (Plesich)

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**REPORTS OF VILLAGE OFFICIALS**

**Mayor Hovey:** I'd like to thank Council for moving the Englewood Drive Project beyond the talking stage to the action stage. This project has been talked about for years. Not a single resident filed an objection to appeal their assessment; one resident initially filed an appeal, but once the assessment process was explained, the resident withdrew the objection. I think the Englewood Drive residents are extremely excited about this project. I'm happy we're moving forward.

**Mr. Robert Heydorn, Village Solicitor:** No report.

**Chief Jamie Norris, Chief of Police:** Our new video equipment is in. We've going to be phasing that in. GETAC will be onsite with us for over a week. In the second week of January, we're getting the cruisers over to Fallsway to be fitted with the new hardware, so GETAC can install the new software onsite. It's going to be a busy week. I'd like to thank Council for the new cruiser.

As far as hiring, we had a candidate that didn't pan out. We're having some interviews. It's hard since this is just a part-time position, and there are so many full-time positions out there. I may lose someone to a larger dept. soon. Lateral transfers make it hard for us to compete.

**Mr. Mark Lipan, Service Director:** Christmas Tree pickup will go until the 14<sup>th</sup>. If you have a tree, get it out there and we'll recycle it.

The gas company told me they're going to be here until mid-February. They have to dig and install a few more mainlines, and then they'll run the individual lines. They're also moving many meters from inside houses to outside. They'll be back when the weather breaks to pour the concrete. They're a good company; when I ask them to do something, they're on top of it.

Thank you for the equipment. I know you don't like spending the money, but we need it.

**Mr. Sean Housley, Clerk-Treasurer:** Just a few things. First, we've had 3 consecutive yrs. of carrying over \$250,000-400,000, building our reserves. We have strong projected income tax revenues, and the mayor has been very prudent in his spending of the large inheritance tax settlement that we received. So, that's how we'll pay for the equipment and the Englewood Project.

Second, I told Council last meeting that we had around \$300,000 in unspent appropriations prior to the end of December. As of today, it's around \$200,000, and that's just in appropriations. Our revenues did better than projected, and came within \$8,000 collectively of what was expected. And I didn't make many changes to our revenues. The county told me we appropriated \$45,000 more from the stormwater fund than what was available, but we didn't spend more than what was available. I have to verify that, but I think it was a software issue; we're still not used to our new program. At yearend, the stormwater fund usually returns an advance to the general fund, so things might not have been fully adjusted for that. Overall, we're about 98% done reconciling 2021. I'll tell Council more at the next meeting. I'll give Council the new committee assignments, too.

**Miscellaneous Business: There was none.**

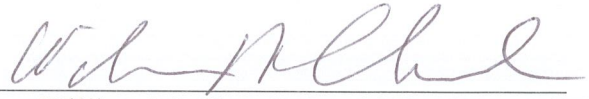
There being no further questions or comments, Council adjourned at 8:23 p.m. The next regular Council Meeting will be on Tuesday, January 18, 2022, at 7:00 p.m.

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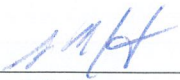
7:00 p.m.

APPROVED:



William M. Church, President of Council

ATTEST:



Sean M. Housley, CPA

Clerk-Treasurer

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