

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, June 6, 2022****7 p.m.**

The Silver Lake Village Council met in regular session on Monday, June 6, 2022, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio. The meeting was in-person and on Zoom.

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

These members were present and responded to roll call: Mr. Phil Kaplan, Mr. Matthew Plesich, Mr. William Church, Mrs. Betsy Meyer and Mr. Christopher Scott. Members of Council present were 5; members absent were 2, Mr. Dann Nivens and Mrs. Therese Dunphy. Council unanimously excused Mr. Nivens and Mrs. Dunphy.

Mr. Church asked for additions or corrections to the May 16th minutes. [There being none, the minutes were approved.] He called for the readings.

First Reading:

ORDINANCE NO.: 41-2022 AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND DECLARING AN EMERGENCY. (*Finance & Appropriations*)

ORDINANCE NO.: 42-2022 AN ORDINANCE AMENDING SECTION 139.03(d) OF THE ADMINISTRATIVE CODE OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY. (*Personnel & Public Affairs*)

RESOLUTION NO.: 43-2022 A RESOLUTION APPROVING FOR RECORD A LOT SPLIT AT 3160 NORTH DOVER ROAD AND 3168 NORTH DOVER ROAD AND LOT CONSOLIDATION AT 3715 COUNTRY CLUB DRIVE RESULTING IN REVISED LEGAL DESCRIPTIONS FOR ALL LOTS AS DESCRIBED HEREIN, AND DECLARING AN EMERGENCY. (*Planning, Zoning & Insurance*)

Second Reading: *None.*

Third Reading: *None.*

Comments from the audience (3 minutes each):

Mr. Jim Kurtz, resident: Hello. I was wondering if Chautauqua would be discussed tonight.

Chautauqua Dr. was not on the agenda, but Mr. Church said it could be discussed during miscellaneous business. Mr. Lipan has received estimates for the cost of installing a retention pond in the area discussed.

FINANCE & APPROPRIATIONS COMMITTEE – Mr. Plesich [for Mrs. Dunphy]

ORDINANCE NO.: 41-2022

Mr. Plesich read the legislation. He questioned the \$7,000 allotted for surveying and whether bids were sought for the surveyance work. The mayor said they just went with the surveyor the Village has used in the past. Mr. Lipan clarified that although the legislation only mentioned Chautauqua, the \$7,000 covered other projects also. Council asked for a cost breakdown. Mr.

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Scott said there was no guarantee the Village would buy those lots, so why pay to have them surveyed. It was said a survey was necessary to get a legal description and appraisal and the lots had been surveyed before. Council asked if a new survey was needed. Attorney Rubright confirmed a legal description was needed for an appraisal, but it may be possible to use the old one. Mr. Scott said the property shouldn't have changed except for its elevation. It was determined the Village had paid \$5,000 in 2003 for a core test of the lots, and a new test might not be needed. Mr. Lipan said constructing a retention pond was estimated at \$99,820, with engineering and oversight estimated at an additional \$26,000. Adding a waterline was estimated at around \$125,000, but putting it in wasn't set in stone. Mr. Housley recommended that Council table Ord. 41-2022 indefinitely to allow for changes and more details since none of the funds were needed immediately. Attorney Rubright supported tabling Ord. 41-2022 indefinitely.

Roll call to table indefinitely Yes 5 No 0

The payments of claims dated May 13 and May 25, 2022, were accepted as distributed. The statement of cash position dated May 31, 2022, was accepted as distributed.

PERSONNEL & PUBLIC AFFAIRS COMMITTEE – Mr. Plesich

ORDINANCE NO.: 42-2022

Mr. Plesich read the legislation and asked Attorney Rubright to explain. Attorney Rubright and Mr. Housley thought the codified section was open to several interpretations and clarification was needed. Part-time employees could choose 6 of the Village's 12 observed paid holidays. If a part-time employee quit and still had holidays left over, the Village wouldn't prorate those.

Roll call to suspend the rules Yes 5 No 0
Roll call to adopt Yes 5 No 0

PLANNING, ZONING & INSURANCE COMMITTEE – Mr. Scott

RESOLUTION NO.: 43-2022

Mr. Scott read the legislation and asked for explanation. It was determined the North Dover lots would be ceding some land to augment the Country Club Dr. lot.

Roll call to suspend the rules Yes 5 No 0
Roll call to adopt Yes 5 No 0

REPORTS OF VILLAGE OFFICIALS

Mayor Hovey: I have copies of the trifold being sent out by the Veterans Tribute Garden Committee. They will be sent to every Village resident along with a form to order and engrave a paver and a letter about the garden. Sending these out will start the fundraising process. We already have \$500 left from the Centennial Fund that Council agreed to allot to the project; our first donation was \$100 from a veteran. We're still expecting the initial costs to be around \$80,000, and if we raise more than that, we'll start adding some extra features.

I also have a proposal for the sign dedicating Council Chambers to Mr. Robert W. Heydorn, Esq. I've spoken to Mrs. Louise Heydorn about her preferences; she hasn't gotten back to me yet. This proposal isn't final, but I think it should be similar to the sign already near Council Chambers that commemorates the building and completion of Village Hall.

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Mrs. Meyer asked about the Oakridge erosion issue. Work on the issue was ongoing, but it was determined the Village wasn't responsible for discharging water onto the relevant properties. There was a natural ravine through the property and the water would be there anyway. The Village's infrastructure only prevented the water from going onto the road, and wasn't the source of the issue. Attorney Rubright said discussion was ongoing and that the Village couldn't be held responsible for acts of God.

Attorney Patricia Ambrose Rubright, Village Solicitor: My main projects have been working on the Oakridge erosion issue and the Chautauqua lot purchase. I am also looking into vacating Highland Lane.

It was determined Highland Lane was split between the Village, the homeowners of the adjoining properties, and the Silver Lake Estates Trust. Maintenance responsibility wasn't clear. Some trees on the Village's portion that needed to be cut down were taken care of by the gas company during a project. The Estates still needed to remove their problematic trees.

Attorney Rubright was commended for her quick acclimation to the Village and its issues.

Chief Jamie Norris, Chief of Police: First, I'd like to thank everyone for supporting Police Memorial Week. The crowd at the police memorial was probably the largest it's ever been.

We've had some unexpected employee turnover. An officer turned in his notice and is going to Uniontown. He was laterally recruited. He will be getting \$2.40/hr. more and will be put into Uniontown's second step. He'll top out in 2 years. He would have topped out here in 8 years. Their top step is \$1,600/yr. more than ours. We were able to recover and transfer our new part-timer to full-time. I think a full-time night officer would be good for the Village, and I'm hoping to do that before next year. One of our part-timers is a possible candidate. I don't know if our part-time positions will ever be totally filled. There's lots of full-time positions open now, enrollment in police academies is low, and retired officers are choosing to fully retire rather than taking a part-time position. We did apply for an ARPA [American Rescue Plan Act] grant to help with recruitment and payroll. I've emailed several state agencies, and to be eligible for a lot of these grants we need to be part of the National Incident-Based Recording System [NIBRS] and the Ohio IBRS. We're not on those currently. Lt. Childers will be taking the virtual 4-day training. We still might get some money.

Given the shooting at the Texas elementary school, we beefed up our presence at the school a bit. Someone is already there for a few hours between calls, and I was there for a bit, and we called in our newest officer too. We could have someone at the school more, but it would cost more. I know that some schools with a full-time officer pay a portion of the cost during the school year. Something to think about. The school already does lockdown drills and has some security infrastructure.

Attorney Rubright used to defend municipalities and police depts. from lawsuits. She emphasized the importance of training. Chief Norris began his career during Columbine and active shooter protocols have radically changed since then. It was determined while the Village didn't own a ballistics shield, the Village was a member of MetroSWAT and had mutual aid agreements with its neighbors.

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Mr. Mark Lipan, Service Director: Outlook Dr. waterline is complete and \$1,200 under-budget. All the paving and cold milling is done. The hydrant flushing is complete. We found 2 broken hydrants and are rebuilding them now. The playground by Chautauqua is done. We're working on the flooring for the pergola. Our facilities are top-notch.

Mrs. Meyer asked about the potential sidewalk on Kent Rd. The surveying wasn't completely done. The current plan for Mrs. Meyer's property [Silver Lake Florist] involved a ramp from the new sidewalk onto her lot with a ramp off at the other side.

Mr. Sean Housley, Clerk-Treasurer: Regarding Englewood, I'm trying to arrange the financing for the sidewalks. In the past, we've self-funded an assessment program instead of borrowing. We can do that this time. It's about \$175,000, which is about half as much as last time. I would use the 5-yr. Treasury rate of 3%, which will probably be increasing. I was planning on collecting it back over 3 years like last time. Bond counsel would still draft the legislation, which might be before Council at the next meeting. I also have to update the Englewood budget.

The Bureau of Workers Compensation will be auditing us on July 5th. They were last here in the '90s. They said it should take a few hours. We're also being audited by the state this year.

As of May 31st, we've collected \$441,000 in income tax this year. At the end of May last year, we had only collected \$330,000. Last year was our highest collection year ever at \$925,000. Our collections are up; I budgeted \$185,000 for income tax, but that's too conservative. I'll probably increase it to around \$1,075,000 in June or July.

Lastly, I will be in training next week. I get my yearly requirement of 38 hours of CPE [continuing professional education] there.

Mr. Church inquired about Newton Falls. Mr. Housley said he was training the assistant finance director to take over. The transition was planned for Jan. 1, 2023. Mr. Housley wasn't on 10-hr. days anymore at Newton Falls' request. Mr. Housley was still at the Village 5 days/wk.

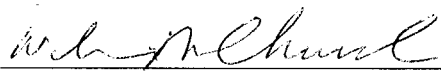
Miscellaneous Business:

Mr. Church asked for miscellaneous business. The mayor said the Cuyahoga Falls Fire Chief would be presenting at the next meeting.

Mr. Church asked about the Village's waste disposal company. The company was having difficulty retaining drivers and it was affecting service. Mr. Church commended the company for sending notifications to residents when pickups were delayed.

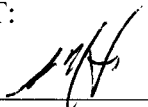
There being no further questions or comments, Council adjourned at 7:54 p.m. The next regular Council Meeting will be on Monday, June 20, 2022, at 7 p.m.

APPROVED:



William M. Church, President of Council

ATTEST:



Sean M. Housley, CPA, Clerk-Treasurer

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