

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Tuesday, July 5, 2022****7 p.m.**

The Silver Lake Village Council met in regular session on Tuesday, July 5, 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. 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.

Mr. Church asked for additions or corrections to the June 20th minutes. [There being none, the minutes were approved.] He called for the readings.

First Reading:

ORDINANCE NO.: 51-2022 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)

RESOLUTION NO.: 52-2022 A RESOLUTION AUTHORIZING OHM ADVISORS TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED ON BEHALF OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY. (Finance & Appropriations)

RESOLUTION NO.: 53-2022 A RESOLUTION COMMENDING THE ADMINISTRATION AND VILLAGE COMMITTEE FOR ESTABLISHING THE VILLAGE OF SILVER LAKE VETERANS TRIBUTE GARDEN AND SUPPORTING ALL EFFORTS TO PAY TRIBUTE TO VETERANS, SERVICE MEMBERS AND THEIR FAMILIES, AND DECLARING AN EMERGENCY. (Planning, Zoning & Insurance)

ORDINANCE NO.: 54-2022 AN ORDINANCE AUTHORIZING THE VILLAGE OF SILVER LAKE COUNCIL TO NAME OR RENAME PARKS LOCATED WITHIN THE VILLAGE OF SILVER LAKE. (Planning, Zoning & Insurance)

Second Reading: None.

Third Reading: None.

Comments from the audience (3 minutes each):

Ms. Sherryl Owen, resident: Hello. I'd like to thank Council for taking steps to fix our drainage issue. There's a stormwater pipe on our property that's been causing problems for us and our neighbors, the Myers. Thank you for appropriating the money to help tonight.

Mr. Dana Myers, resident: Good evening. Thank you for letting me speak. We do have a lot of water coming onto our property. We appreciate that 3 members of Council have come to see our

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situation and would welcome more members coming. Water is coming from Kingston Cir. and Orchard St. that ends up in the old Heintz property. The Heintz got an easement in the '90s to help with the lack of drainage. That water is now between our property and the Owens'. The proposal before Council tonight would help the Owens, and they do need help, but it wouldn't help us. We have some 100-yr. old trees that are at risk of falling on our house because of erosion caused by the water. I have 3 requests: I'd appreciate Council visiting the property to see the water has been redirected, I'd like an easement for our pipe, and I'd like Council to reject the project proposal before you tonight. The Owens spent their own money to get a survey and a quote from another company that solves both our problems. Thank you.

Mr. Brian Gorog, OHM Advisors: Hello. I'm with OHM, and I'm here to introduce myself. I'm currently the engineer for Boston Heights and Reminderville. I grew up in the area; I know this area very well. Thank you for accepting our contract. I'll start looking into these issues raised tonight and searching for funding for solutions. Thank you.

Mr. Jim Kurtz, resident: Hello. I'd like to know where we are regarding Chautauqua. The first discussion was Mar. 7th. The mayor was supposed to talk to the lot owner about price, and engineering was needed to determine whether a retention pond would work. We heard it needed a survey, but we don't know if that happened. I hope it's discussed tonight. Thanks.

FINANCE & APPROPRIATIONS COMMITTEE – Mrs. Dunphy

ORDINANCE NO.: 51-2022

Mrs. Dunphy read the legislation and invited discussion. Mr. Housley said there were no surprises. The Mayor said the appropriation for the Owen-Myers project was before Council tonight just to ensure there was no delay. Nothing else was decided yet. Mr. Kaplan questioned whether the proposal before Council was the best solution. OHM hadn't reviewed the situation yet, but would go onsite tomorrow; the administration would depend on the engineer's recommendation. It was clarified the only issue before Council was to appropriate the money; there was no commitment to a specific proposal or company.

Mr. Church informed Council that Mr. Robert W. Heydorn, Esq.'s, graduating class of '64 had donated to the Rotary Club, a huge part of Mr. Heydorn's life, and wouldn't be contributing toward the sign.

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

FINANCE & APPROPRIATIONS COMMITTEE – Mrs. Dunphy

RESOLUTION NO.: 52-2022

Mrs. Dunphy read the legislation and asked for discussion. There was none.

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

The payments of claims dated June 20, and June 30, 2022, were accepted as distributed.

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PLANNING, ZONING & INSURANCE COMMITTEE – Mr. Scott

RESOLUTION NO.: 53-2022

Mr. Scott read the legislation and asked whether the introductory paragraph should be changed to include authorizing the Mayor to collect and expend funds for the Garden. Since the introduction of all passed legislation would be publicly published, all aspects of the legislation should be covered for the sake of transparency. It was determined a change wasn't needed this time, but Mr. Scott requested that future introductory paragraphs include everything. The Mayor emphasized no work would take place on the Garden until all necessary funds were raised.

Roll call to suspend the rules Yes 7 No 0

Roll call to adopt Yes 7 No 0

PLANNING, ZONING & INSURANCE COMMITTEE – Mr. Scott

ORDINANCE NO.: 54-2022

Mr. Scott read the legislation and asked Attorney Rubright to explain. Attorney Rubright said there was doubt regarding who had the authority to name Village properties, and this ordinance made it clear Council had that power. The Mayor agreed. Council had named other properties. It was determined the recreational area near Village Hall still needed to be formally named.

Roll call to suspend the rules Yes 7 No 0

Roll call to adopt Yes 7 No 0

Mayor Hovey swore-in part-time Officer Stephen Cagaric. Ofc. Cagaric worked part-time at Lakewood PD and graduated from the police academy at the University of Akron, where he also got a degree in Criminal Justice Studies. Ofc. Cagaric's family was there to support him.

REPORTS OF VILLAGE OFFICIALS

Mayor Hovey: I have nothing, but Mr. Lipan gave me a brief report. Kent Rd. in front of Silver Lake Blvd. buckled last week. We tried to get ODOT [Ohio Dept. of Transportation] to take care of it since it's their road. They refused. They said we could appeal, but it would take months. Mr. Lipan and our Service Dept. just did it because we couldn't leave it like that. They think it buckled because the heat caused the bricks under the asphalt to explode.

Attorney Patricia Ambrose Rubright, Village Solicitor: We anticipate we'll have an appraisal from Hamilton Appraisal Services next week. The appraiser was on vacation, so we were a bit delayed, but we're moving forward with this first step. They didn't need a new survey, so the Village didn't spend any money on that.

Chief Jamie Norris, Chief of Police: The parade logistics were a bit difficult with Englewood being closed, but that should be better next year. We did have some complaints about fireworks, but that's expected. We're glad to have Ofc. Cagaric onboard.

Mr. Mark Lipan, Service Director: Mr. Lipan was not present, but the Mayor spoke for him.

Mr. Sean Housley, Clerk-Treasurer: June is almost closed; the holiday delayed things a bit.

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I'd like to discuss our sewage treatment costs again. Our bills have been substantially higher this year, beginning in Feb. I knew we had some heavy rainfall in Feb., and I thought that could be the reason. But after further review, I think there's more going on here. In Jul. 2021, we got 7.1 inches of rain and we treated almost 6 million gal. of sewage. In Feb. 2022, we had 3 inches of rain and treated 10 million gal. I don't know how unless we have a waterline break that's draining into the sanitary system. It just doesn't add up. When Mr. Lipan gets back, I'm planning on speaking with him, Attorney Rubright, and the county. The bills do recalculate, so whatever's going on is more than what I'm seeing on an invoice. Through the end of May 2022, we spent \$172,000 treating sewage; through May 2021, we spent \$105,000. Our Feb. 2022 bill was around \$45,000; our Feb. 2021 bill was about \$23,000. Our Mar. 2022 bill was about \$48,000, and in 2021, it was around \$24,000. Our Apr. 2022 was about \$43,000, last year it was around \$27,000. There's a lot more flow than we've had, even controlling for rainfall.

Miscellaneous Business:

Mr. Church began the discussion regarding the Chautauqua lot(s) purchase. He spoke with a realtor regarding those properties; the last time they were sold they went for \$14,000 each. Mr. Church wanted a rough estimate of the total cost for fixing the Chautauqua situation. The Mayor said the estimate for engineering for the catch basin was \$26,000 and construction was about \$100,000. Mr. Scott noted a third of the construction costs were for a bioswale, and questioned its necessity. Council agreed something needed to be done, and the process of buying the properties should continue. Mr. Scott had heard the property owner had talked to a developer possibly interested in constructing slab housing. The Village previously bought the 2 front lots there for around \$12-14,000. It was determined the administration would be negotiating with the owner, and would begin doing so after receiving the appraisal. OHM would also get involved.

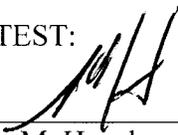
There being no further questions or comments, Council adjourned at 7:50 p.m. The next regular Council Meeting will be on Monday, July 18, 2022, at 7 p.m.

APPROVED:



William M. Church, President of Council

ATTEST:



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