

**SPECIAL MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE****Wednesday, October 27, 2021****7:00 p.m.**

The Village of Silver Lake Council met in special session on Wednesday, October 27, 2021, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio. The meeting was only in-person.

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

These members were present and responded to roll call: Mr. Dann Nivens, Mr. Tim Nichols, Mr. William Church, Mrs. Therese Dunphy, and Mr. Christopher Scott.

Roll call of Council - 5 members present. Absent – 2, Mr. Matt Plesich and Mrs. Betsy Meyer.

The motions to excuse Mr. Plesich and Mrs. Meyer were passed unanimously. Mr. Church called for the reading of the Ordinances and Resolutions by the Assistant Clerk.

**First Reading:**

**RESOLUTION NO.: 63-2021 A RESOLUTION DECLARING IT NECESSARY TO IMPROVE ENGLEWOOD DRIVE BETWEEN THE TERMINI OF GRAHAM ROAD AND LAKE ROAD BY 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.**

**PUBLIC IMPROVEMENTS COMMITTEE – Mr. Plesich (Mr. Nivens)****RESOLUTION NO.: 63-2021**

Mr. Nivens summarized the legislation and stated he wanted to hold it for a second reading and possible public hearing, given the duration and cost of the project. Mrs. Dunphy inquired whether there was a deadline on this. Mayor Hovey confirmed the importance of passing this resolution and said he had already sent Englewood residents a letter informing them of the project. It was determined that a public hearing wasn't required at this point. Mr. Lipan added that Village residents had received 3 letters total from the Village notifying them about this. It was stated the project would take 6-10 mon., depending on the weather and availability of supplies. Mr. Nivens asked whether any companies had expressed interest, and Mr. Lipan and the mayor clarified that companies' interest would come once the resolution was passed and Mr. Lipan started the bidding process. The mayor added that Council had been given copies of the engineering estimates with cost estimates for the assessments and has been kept informed. Mrs. Dunphy clarified the project wouldn't really begin until a bid was voted on and approved by Council. The mayor and Mr. Lipan confirmed. It was determined the frontage measurements had been confirmed as accurate within a foot by Village employees. Mr. Nichols inquired whether the letter to residents included their estimated assessment cost, and the mayor said no. Mr. Nivens asked whether any residents had contacted the Village about the project. The mayor replied that a few residents had called to ask what their assessments would be. Mr. Church

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confirmed the resolution was just to get the ball rolling, not a point of no return. Mr. Heydorn added that Council would have other chances to stop the project and/or tweak it. Mr. Nivens expressed his concern that all residents don't yet know their expected costs, and Mr. Heydorn clarified usually residents wouldn't know at this step in the project. Mr. Lipan added that the costs weren't set in stone yet. The mayor stated he would prefer to get this resolution passed so residents' final assessments can be nailed down and then tell residents, rather than giving residents an estimate that might change. It was determined residents can appeal their assessments. Mrs. Dunphy recalled several residents of the area coming before Council to request this project, which was the catalyst for starting the Englewood project. She was comfortable with passing the resolution and getting things started. It was confirmed that Council would get more legislation on the issue and more opportunities to stop things. Mr. Nivens asked when the bidding process would start; Mr. Lipan answered the bid opening would be Nov. 29, 2021. Mr. Housley directed Council's attention to an email between himself and a shareholder at Roetzel & Andress [bond counsel firm for the Englewood project] which explained the process. Mr. Nichols noted Mr. Plesich's support of the project and Mrs. Dunphy confirmed it. Given these assurances, Mr. Nivens stated he was comfortable moving forward, but asked that Council receive copies of the letters sent to residents. Mr. Scott seconded the request.

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

**Miscellaneous Business:**

Mr. Church began the discussion of the Veterans Bike Trail. The mayor relayed that Cuyahoga Falls had asked the Village to join in on a grant application for the trail, the Village's part starting at the footbridge over Graham Rd. to the western border of Lee Rd. Applying for the grant would cost \$85,000, and the application fee would be \$9,000, which wouldn't be due until 2023 and would go towards the total. The remaining \$76,000 would be due in 2027. It needed to be decided immediately, so the mayor gave them approval to do it. This hadn't come before the Falls' Council yet, so if either Council rejected the idea, the application would be rescinded. The grant amount was \$700,000, the same as Stow's. It was determined the Falls had already written and submitted the application. Mrs. Dunphy stated several of her constituents expressed interest in the trail. Council expressed no disapproval, and it was determined a resolution would soon come before Council.

Mr. Nichols updated Council on his preparations for the farewell event for former Council President Jerry Jones. He sought Council's approval to move forward with notifying Mr. Jones and making a reservation. Mr. Nichols had decided to hold the gathering at Papa Joe's [family-owned and operated Italian restaurant] because of its accessibility, cost, and quality of fare. Further mixed discussion occurred regarding the event, and the planned time was Dec. 1 from 5-7 p.m., pending Mr. Jones' approval, and with Councilmembers and a few administration members personally paying for the fête.

The mayor reminded Council of the letter he sent them about the veterans' tree ceremony at Village Hall. From Nov. 1 until Nov. 11 every day at 12 p.m., the ceremony was to honor all

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veterans who have been lost to suicide. It lasted 11 min. and residents were invited to come and write the name of a departed veteran, or one who's still with us, on a dog tag to hang on the tree.

Mr. Nivens asked about the highway sound wall from the Village limits up to the footbridge over Graham Rd. being damaged. Mayor Hovey stated the Village was aware and has contacted the Ohio Dept. of Transportation [ODOT] and Mayor Walters of Cuyahoga Falls, since that section of wall is the Falls', and no one was interested in fixing it. The mayor added the damaged part is shorter and lower than the rest and the highway sounds echo right back into the Village. Mr. Nivens recalled that the Village was tasked with taking care of it years ago. He reported he had called the Falls, which had directed him to the Village, and ODOT, which said one side was the Village's and the other was the Falls'. It was determined the Falls was also short-staffed and performed no maintenance on the problem area. Mixed discussion occurred regarding accidents in that area.

Mr. Church yielded the floor to the administration for any who wished to give a brief report. Mr. Heydorn and Chief Norris had no additional report. Mr. Lipan reported one of the Village's leaf machines had broken, but should be fixed soon. The second machine also broke, and cause hasn't yet been determined. The new \$15/hr. salary for the leaf crew has not drawn in any new applicants. Mr. Lipan still has his 3 regulars. The leaf crew has been through the Village once; everybody has been out and Mr. Lipan has been supervising.

Mr. Nivens reminded Council of the potential legal action against a resident who was renovating his home, and requested Mr. Heydorn's opinion on which agency would be enforcing the terms of the legal action. Mr. Heydorn stated the enforcement falls to the common police court that the lawsuit was in, and he had seen nothing about the case being settled.

Mr. Housley reported the completion of the Village's financial software transition. Mr. Housley commended Ms. Kim Pigman, who has taken a great role in the process and been a source of help and knowledge for her colleagues. Mr. Housley also praised the rest of the office staff.

Mr. Housley informed Council that the Village had received a records request from Mr. Jack Morrison, Jr. Esq. Mr. Heydorn clarified the request was for information about anything the Village may have done to influence water quality in the lake and didn't have a limited timeframe. Mr. Morrison brought the request as a private resident. Mrs. Dunphy noted the broadness of the request. Mr. Heydorn agreed, but stated that aspect should be discussed in executive session since there may be the possibility of litigation.

Mr. Housley concluded by updating Council on the delinquent taxfilers. They had been given more than the allotted time, and the Chief was now taking over and would start the process to issue bench warrants.


There being nothing further, Council adjourned at 7:41 p.m. into a Finance Committee Meeting. The next regular Council Meeting will be Monday, November 15, 2021, at 7:00 p.m.

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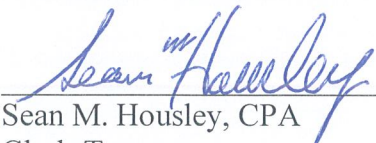
Wednesday, October 27, 2021

7:00 p.m.

APPROVED:

  
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William M. Church, President of Council

ATTEST:

  
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Sean M. Housley, CPA

Clerk-Treasurer

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