

BERNIE HOVEY
Mayor

SEAN M. HOUSLEY, CPA
Clerk-Treasurer

MARK W. LIPAN
Service Director

JAMIE NORRIS
Chief of Police

ROBERT W. HEYDORN
Solicitor



SILVER LAKE VILLAGE HALL

2961 Kent Road
Silver Lake, Ohio 44224-3098

Phone 330-923-5233
Fax 330-923-6965

POLICE
Non-Emergency 330-929-8771
Phone/Fax 330-928-7573

www.villageofsilverlake.com

Monday, June 15, 2020 at 7:00 p.m.

NOTE: The Village Hall will not accommodate more than 10 people. Therefore, the Council meeting will be conducted 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): (978) 990-5000

Access code: 172169

We recommend joining the teleconference 5 minutes early. If you are initially unsuccessful, hang up and try again. The line can become busy and it may take a few attempts. If you become disconnected, there are no limitations on rejoining the meeting.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

7:00 p.m.

1. Roll call of Council.
2. Approval of the minutes.
 - Approval of the minutes of the May 18, 2020, Regular Council Meeting.
3. Ordinances and Resolutions:

FIRST READING:

ORDINANCE NO.: 23-2020 AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020, AND DECLARING AN EMERGENCY. (*Finance & Appropriations*)

SECOND READING: None

THIRD READING: None

4. Miscellaneous Business.
 - Discussion regarding Matthew Porter moral claim request.
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. The next regular meeting of Council will be on **Monday, July 06, 2020 at 7:00 p.m.**

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, May 18, 2020

7:00 p.m.

The Village of Silver Lake Council met in a regular session on Monday, May 18, 2020, by teleconference.

With President of Council Mr. Gerald Jones presiding, the meeting was called to order at 7:00 p.m.

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

Roll call of Council - 7 members present

Absent – None

Mr. Jones: Were there any additions or corrections to the minutes of the April 6, Council meeting. There being no additions or corrections, the minutes were approved as submitted.

Mr. Jones: Called for the reading of ordinances and resolutions by Mr. Housley and assigned the committees.

First Reading:

ORDINANCE NO.: 20-2020 AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2020 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE AND DECLARING AN EMERGENCY. (*Planning, Zoning and Insurance*)

ORDINANCE NO.: 21-2020 AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020, AND DECLARING AN EMERGENCY. (*Finance & Appropriations*)

RESOLUTION NO.: 22-2020 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 and Insurance*)

Second Reading: *None*

Third Reading: *None*

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, May 18, 2020

7:00 p.m.

Comments from the audience:

Mr. Jones: Called on **Chris Feriance**. He asked if any legislation was being worked on in regards to golf carts in the Village.

Mr. Jones explained that due to the format of the meetings they have not begun working on any legislation regarding golf carts.

Mr. Jones: Called on **Fred Johnson**. Silver Lake Estates is in the final stages of preparation to open the park. They are focused on safety and social distancing. They hope to have details by Wednesday evening and those details will be posted online. He also expressed concern regarding erosion at 3076 Silver Lake Blvd.

Mr. Jones: Called on **Joan Jackson** of Hastings. She questioned what the tentative date for opening Silver Lake Estates Park is.

Mr. Jones: Called on **Barbara Oldham**. She spoke about the paving on Maiden Lane between Hastings and Silver Lake Blvd. She stated that it has never been paved correctly and she is hoping this time around it will be paved properly.

Mr. Jones: Called on **Pete Obenreder**. He spoke regarding his zoning permits, he wanted to know when they would be discussed.

FINANCE AND APPROPRIATIONS COMMITTEE - Mr. Church

RESOLUTION NO.: 21-2020

Mr. Church: This is in regards to the repair of the Lakeland Parkway siren, in the amount of \$2,500.

Mrs. Dunphy pointed out that it is \$2,500 for the siren and \$2,600 for the taxes and fees.

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

The statement of cash position for April 30th 2020 was discussed and accepted as distributed.

The payment of claims for April 16th and April 29th were discussed and accepted as distributed.

Mr. Jones: How often do you send out the Resident’s Review and is the amount in the payment of claims what it typically cost?

Mayor Hovey: At least 3 times a year, sometimes 4.

Mr. Housley: That is the typical cost.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, May 18, 2020

7:00 p.m.

PLANNING, ZONING AND INSURANCE - Mr. Nichols

ORDINANCE NO.: 20-2020

Ordinance 20-2020 was changed from the Finance and Appropriations Committee to the Planning, Zoning and Insurance Committee by the President of Council, Mr. Gerald Jones.

Mr. Nichols: This is in regards to approving the replacement pages for the codified ordinances. This is an annual item.

Chief Norris briefly explained what was changed in regards to traffic law.

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

PLANNING, ZONING AND INSURANCE - Mr. Nichols

ORDINANCE NO.: 22-2020

Mr. Nichols: This is in regards to the renewal of general insurance with Wichert. We asked the insurance representative if the Village has Business Interruption Insurance, and it is very doubtful we would be able to use insurance for a virus-related claim.

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

REPORTS OF VILLAGE OFFICIALS

Mayor Hovey: Regarding the golf carts, Mr. Heydorn is willing to write an Ordinance if needed. However, he needs two things. One, to know that Council wants to go forward with such legislation. Two, Council must state what they would like in that Ordinance. My goal is to have the building back open on June 1st and we will be enforcing the suggested guidelines. When coming in to Village Hall you will be required to wear a mask. We have gotten surprising bills from Summit County lately; we believe there is an error in their calculation.

Mr. Church: When will the tennis courts be opened up?

Mayor Hovey: I hope to have everything opened on June 1st, but that will depend on what the Governor says.

Mr. Robert Heydorn, Village Solicitor: The sewer bill has dominated a lot of my time and the time of those at Cuyahoga Falls, and I feel like we are on the same team with this.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**Monday, May 18, 2020****7:00 p.m.**

Chief Jamie Norris: I am going to have a personnel change. Paul Ondecker will move from full-time to part-time. Cody Hostetler will move from part-time to full-time effective June 1st.

Mr. Jones: Are all of the officers now trained on Tasers?

Chief Norris: No. The virus slowed that down. About half are trained at the moment.

Mr. Mark Lipan, Service Director: (Report given by Mayor Hovey) Hydrant flushing is in progress, they are about half done. The valve exercising program has been postponed due to a couple workers being on limited duty from minor injuries. They are going out for bid on the Randolph Road water replacement. The ad will run for 3 weeks and they will open for bid on June 15th at noon. The street paving is one month out depending on the weather.

Mr. Sean Housley, Clerk-Treasurer: In regards to the sewage treatment bills, for perspective, for December 2019 and January 2020 the total costs exceeded what we expected by about \$223,000. We have 30 days to respond to these two bills.

Also, RITA informed us that due to the pandemic, they expect our income taxes to be about \$65,000 less. We also had some prior employees apply for unemployment, we will need to increase our appropriations \$2,000-3,000 to cover these unplanned costs. We received a Bureau of Worker's Compensation rebate of our 2018 premium of around \$18,000. This is the 3rd consecutive year the BWC has rebated premiums to us.

Mrs. Dunphy suggested coming back with responses to the Mayor's questions regarding golf cart legislation so they can have a productive conversation on it at the next meeting.

Chief Norris: I have a piece of sample legislation from a similar Village that I can email out to everyone in regards to golf carts.

Mr. Jones suggested having the Mayor include the legislation with his email.

Mr. Nivens: What is the status of the security cameras for the picnic shelter? I saw that the Mayor had sent out an email thanking Mr. Barstow for his services to the Village and he offered a proclamation. I thought that we would have been informed of that ahead of time. I wanted to offer my thanks. Regarding golf carts the more information we have ahead of time the better. One thing I will suggest is that since Mr. Feriance's golf cart is licensed, we could allow him to operate it on the side streets until we get this figured out.

Mr. Plesich: I think we are a long way away from this Ordinance. We have a lot to talk about and a lot of people will want to have input. I would even suggest a public meeting for residents. We have talked to 3 residents who want this Ordinance posted and now Mr. Nivens wants to allow this resident to operate their golf cart without legislation, I think we are getting ahead of ourselves. There will need to be a lot of discussion and I think it will help to get into an open meeting again

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, May 18, 2020

7:00 p.m.

where we can sit down and talk about all of these things. We are talking about drafting legislation and we don't even have guidelines and I think Mr. Heydorn would like a little more direction.

Mr. Heydorn: I commend Sean for all the time he has put in on the big sewer bill from Summit County. I am using all the work Sean has put together in order to defend this. I am appreciative of his help.

There being no further questions or comments, Council adjourned at 8:00 p.m., until the next regular meeting of Council on Monday, June 1, 2020, at 7:00 p.m.

APPROVED:

Mr. Gerald P. Jones, President of Council

ATTEST:

Sean M. Housley, CPA
Clerk-Treasurer
prepared by: Lora Stewart, Assistant to the Clerk-Treasurer

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

AN ORDINANCE TO AMEND APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020, AND DECLARING AN EMERGENCY.

WHEREAS, increased appropriations are requested to pay for Neptune 360 Cloud Platform & Maintenance (\$3,115), security doors located at the police department entrance (\$1,125) and the Village Hall main entrance (\$8,900), unemployment costs (\$2,500); and

WHEREAS, these appropriation changes are summarized as follows:

FUND	Description	Current Appropriations	Proposed Appropriations	Difference
A01	General Fund	\$2,386,192.00	\$2,398,717.00	\$12,525.00
E01	Water Fund	\$513,074.00	\$514,509.00	\$1,435.00
E02	Sewer Fund	\$775,330.00	\$776,765.00	\$1,435.00
E11	Storm Water Utility Fund	\$106,590.00	\$106,835.00	\$245.00
Total Appropriations		\$4,156,869.00	\$4,172,509.00	\$15,640.00

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

Section 1. The annual appropriations Ordinance No.: 60-2019 be, and the same is, hereby amended to appropriate the following sums as follows for the fiscal year ending December 31, 2020:

GENERAL FUND:	
LAND & BUILDINGS	
Contractual	\$10,025.00
OTHER GENERAL GOVERNMENT	
Unemployment	\$2,500.00
NEW TOTAL GENERAL FUND	\$2,398,717.00
WATER FUND:	
OFFICE & BILLING	
Contractual Services	\$570.00
MAINTENANCE & DISTRIBUTION	
Contractual Services	\$865.00
NEW TOTAL WATER FUND	\$514,509.00
SEWER FUND:	
OFFICE & BILLING	
Contractual Services	\$570.00
MAINTENANCE & SUPPLY	
Contractual Services	\$865.00
NEW TOTAL SEWER FUND	\$776,765.00

STORM WATER UTILITY FUND:

Contractual Services

\$245.00

NEW TOTAL STORM WATER UTILITY FUND

\$106,835.00

GRAND TOTAL APPROPRIATIONS - ALL FUNDS

\$4,172,509.00

Section 2. That the Village Clerk-Treasurer is authorized to make expenditures upon presentation of proper vouchers therefore and in accordance with applicable law.

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 the 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. 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 it is immediately necessary to make appropriations for current expenditures, 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:

Gerald P. Jones, 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

Miscellaneous Business

Matthew Porter moral claim request

Sean Housley

From: Matthew Porter <mkporter84@gmail.com>
Sent: Wednesday, April 15, 2020 3:48 PM
To: Jerry Jones
Cc: Sean Housley
Subject: Moral Claim

Dear Mr. Gerald Jones,

My name is Matthew Porter and I live at 3153 Mayfield Road, next to the water tower. After a recent storm, a tree, on city property, fell. It's roots ripped my fence out of the ground and a branch from another tree fell, smashing another portion of the fence. I was informed about filing a moral claim to have the city cover the expense of having it replaced. During this time where everyone should be staying at home, I do not have the money to buy the materials upfront, so I've taken measurements and created a list of materials to calculate how much it will cost. I will be replacing it myself, so there is not added labor. Please find attached photos of the damage and the list of materials. The length that I'll be replacing is 136 feet long and the total plus tax would be \$1,597.62. Thank you for your consideration.

Sincerely,

Matthew Porter

17 - 4x4x8 treated posts @ \$7.88 EA - \$133.96 Total
34 - 50# bags of quickrete @ \$5.48 EA - \$186.32 Total
51 - treated 2x4x8s @ \$4.88 EA - \$736.88 Total
290 - fence planks @ \$1.45 EA - \$420.50 Total
1 lb of 2" screws @ \$9.47 EA
1 lb of 3" screws @ \$9.47





