

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 17, 2006 7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, July 17, 2006, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio.

With President of Council, Mrs. Carol Steiner, presiding, the meeting was called to order at 7:30 p.m.

Mrs. Steiner led the Pledge of Allegiance.

The following members were present and responded to roll call: Mr. Christopher Scott, Mr. Adrian Achtermann, Mrs. Carol Steiner, Mr. William Church, Mrs. Despina Mulrooney, and Mrs. Karen Fuller.

Roll call of Council – 6 members present

Mr. Church made a motion to excuse Mr. Jerry Jones from this evening's Council meeting, seconded by Mrs. Fuller, and all of Council agreed.

Mrs. Steiner asked if there were any additions or corrections to the minutes of the June 19, 2006, Council meeting.

There being no corrections, the minutes were approved as sent out.

Mrs. Steiner asked if there were any additions or corrections to the minutes of the Special Council meeting on June 28, 2006.

There being no corrections, the minutes were approved as sent out.

Mrs. Steiner asked Mrs. Teresa Spohn, Clerk-Treasurer, for the reading of any pending legislation that is up for a first reading.

RESOLUTION NO.: 67-2006 A RESOLUTION TO MAKE ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE DURING THE FISCAL YEAR ENDING DECEMBER 31, 2006, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 67-2006 to the Finance and Appropriations Committee.

RESOLUTION NO.: 68-2006 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ORIANA HOUSE, INC. FOR COMMUNITY CORRECTIONAL SERVICES FOR THE VILLAGE OF SILVER LAKE DURING THE YEAR 2006, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 68-2006 to the Personnel & Public Affairs Committee.

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ORDINANCE NO.: 69-2006 AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO AN AGREEMENT WITH THE COUNTY OF SUMMIT AND CITY OF AKRON FOR PURPOSES OF GOVERNING THE USE AND MAINTENANCE OF THE 800 MHz RADIO SYSTEM, WITHOUT THE NECESSITY OF PUBLIC BIDS, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 69-2006 to the Planning, Zoning & Insurance Committee.

RESOLUTION NO.: 70-2006 A RESOLUTION RATIFYING AND CONFIRMING THE AUTHORIZATION OF THE MAYOR TO ENTER INTO AN AGREEMENT WITH JACK DOHENY SUPPLIES OHIO, INC. FOR THE EMERGENCY REPAIR OF THE VILLAGE OF SILVER LAKE'S VACTOR UNIT USED BY THE VILLAGE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 70-2006 to the Finance and Appropriations Committee.

RESOLUTION NO.: 71-2006 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BURGESS AND NIPLE, INC. TO PROVIDE ENGINEERING SERVICES FOR THE CREATION OF AN INITIAL DISTRIBUTION SYSTEM EVALUATION (IDSE) MONITORING PLAN FOR THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 71-2006 to the Public Improvements Committee.

ORDINANCE NO.: 72-2006 AN ORDINANCE ACCEPTING APPLICATION, DESIGNATING DEPOSITORIES FOR ACTIVE AND INTERIM VILLAGE FUNDS OR MONIES AND AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE VILLAGE OF SILVER LAKE TO SIGN AND EXECUTE A DEPOSITORY CONTRACT WITH CHASE BANK FOR SAME, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 72-2006 to the Finance and Appropriations Committee.

ORDINANCE NO.: 73-2006 AN ORDINANCE ACCEPTING APPLICATION, DESIGNATING DEPOSITORIES FOR ACTIVE AND INTERIM VILLAGE FUNDS OR MONIES AND AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE VILLAGE OF SILVER LAKE TO SIGN AND EXECUTE A DEPOSITORY CONTRACT WITH NATIONAL CITY BANK FOR SAME, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 73-2006 to the Finance and Appropriations Committee.

ORDINANCE NO.: 74-2006 AN ORDINANCE ACCEPTING APPLICATION, DESIGNATING DEPOSITORIES FOR ACTIVE AND INTERIM VILLAGE FUNDS OR

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MONIES AND AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE VILLAGE OF SILVER LAKE TO SIGN AND EXECUTE A DEPOSITORY CONTRACT WITH FIFTH THIRD BANK FOR SAME, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 74-2006 to the Finance and Appropriations Committee.

ORDINANCE NO.: 75-2006 AN ORDINANCE ACCEPTING APPLICATION, DESIGNATING DEPOSITORIES FOR ACTIVE AND INTERIM VILLAGE FUNDS OR MONIES AND AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE VILLAGE OF SILVER LAKE TO SIGN AND EXECUTE A DEPOSITORY CONTRACT WITH CHARTER ONE BANK FOR SAME AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 75-2006 to the Finance and Appropriations Committee.

RESOLUTION NO.: 76-2006 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE TECHNOLOGY, INC. TO PROVIDE LABOR AND MATERIALS FOR THE RESURFACING OF TENNIS COURTS OWNED BY THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 76-2006 to the Public Improvements Committee.

ORDINANCE NO.: 77-2006 AN ORDINANCE AMENDING SECTION 171.17 OF THE INCOME TAX CODE OF THE VILLAGE OF SILVER LAKE, OHIO, HEREBY ESTABLISHING PERSONAL RESPONSIBILITY AND LIABILITY OF MANAGERS, CORPORATE OFFICERS OR RESPONSIBLE EMPLOYEES TO THE VILLAGE FOR FAILURE TO FILE EMPLOYER'S RETURNS OR PAY THE EMPLOYER'S TAX, PENALTY AND INTEREST RELATED THERETO, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 77-2006 to the Finance and Appropriations Committee.

RESOLUTION NO.: 78-2006 A RESOLUTION CONFIRMING THE MAYORAL REAPPOINTMENT OF BARBARA LUBINSKI TO THE CITIZENS HOUSING COMMITTEE OF THE VILLAGE OF SILVER LAKE FOR THE TERM ENDING DECEMBER 31, 2008, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 78-2006 to the Personnel & Public Affairs Committee.

ORDINANCE NO.: 79-2006 AN ORDINANCE ACCEPTING APPLICATION, DESIGNATING DEPOSITORIES FOR ACTIVE AND INTERIM VILLAGE FUNDS OR MONIES, AND AUTHORIZING THE MAYOR AND CLERK-TREASURER OF THE

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VILLAGE OF SILVER LAKE TO SIGN AND EXECUTE A DEPOSITORY CONTRACT WITH FIRST MERIT BANK, N.A. FOR SAME, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 79-2006 to the Finance and Appropriations Committee.

RESOLUTION NO.: 80-2006 A RESOLUTION AWARDING A CONTRACT TO PERRIN ASPHALT COMPANY, INC. FOR THE 2005 COLD MILLING AND RESURFACING PROJECT OF VARIOUS STREETS IN THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Resolution No.: 80-2006 to the Public Improvements Committee.

ORDINANCE NO.: 81-2006 AN ORDINANCE AMENDING SECTION 9 OF ORDINANCE NO.: 102-2004 HEREBY SUSPENDING THE PROVISION OF RECEIPTING 10% OF WATER REVENUES INTO THE WATER CAPITAL FUND FOR THE TIME PERIOD OF JULY 1, 2006 THROUGH DECEMBER 31, 2007, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 81-2006 to the Finance and Appropriations Committee.

RESOLUTION NO.: 82-2006 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS, AND DECLARING AN EMERGENCY. \$ 280,478.84

Mrs. Steiner assigned Resolution No.: 82-2006 to the Finance and Appropriations Committee.

Mrs. Steiner asked if there were any questions or comments from the audience regarding pending legislation.

There being none, Mrs. Steiner continued with the agenda.

REPORTS OF COUNCIL STANDING COMMITTEES

Finance and Appropriations Committee – Mr. William Church, Chairman

Mr. Church stated Resolution No.: 67-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Resolution No.: 67-2006, seconded by Mr. Scott.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

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Mr. Church stated Resolution No.: 70-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Resolution No.: 70-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mr. Scott.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 72-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 72-2006, seconded by Mrs. Fuller.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 73-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 73-2006, seconded by Mr. Scott.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 74-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 74-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 75-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 75-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

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Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 77-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 77-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mr. Scott.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 79-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 79-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Scott.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 81-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 81-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Ordinance No.: 82-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 82-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

Public Improvements Committee – Mr. William Church, Chairman

Mr. Church stated Resolution No.: 71-2006 was discussed in committee earlier this evening and is ready for adoption.

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Mr. Church moved to suspend the rule that legislation be read at three meetings for Resolution No.: 71-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mr. Scott.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Resolution No.: 76-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Resolution No.: 76-2006, seconded by Mrs. Fuller.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mrs. Mulrooney.

Roll call on adoption: Yes 6 No 0

Mr. Church stated Resolution No.: 80-2006 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church moved to suspend the rule that legislation be read at three meetings for Resolution No.: 80-2006, seconded by Mrs. Mulrooney.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Church, seconded by Mr. Scott.

Roll call on adoption: Yes 6 No 0

Planning, Zoning & Insurance Committee – Mrs. Despina Mulrooney, Vice-Chairman

Mrs. Mulrooney stated Resolution No.: 69-2006 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Mulrooney moved to suspend the rule that legislation be read at three meetings for Resolution No.: 69-2006, seconded by Mr. Church.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mrs. Mulrooney, seconded by Mr. Scott.

Roll call on adoption: Yes 6 No 0

Personnel & Public Affairs Committee – Mrs. Karen Fuller—Chairman

Mrs. Fuller stated Resolution No.: 68-2006 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Fuller moved to suspend the rule that legislation be read at three meetings for Resolution No.: 68-2006, seconded by Mr. Church.

Roll call on suspension: Yes 6 No 0

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Motion to adopt by Mrs. Fuller, seconded by Mr. Scott.
Roll call on adoption: Yes 6 No 0

Mrs. Fuller stated Resolution No.: 78-2006 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Fuller moved to suspend the rule that legislation be read at three meetings for Resolution No.: 78-2006, seconded by Mr. Church.
Roll call on suspension: Yes 6 No 0
Motion to adopt by Mrs. Fuller, seconded by Mr. Scott.
Roll call on adoption: Yes 6 No 0

REPORTS OF VILLAGE OFFICIALS

Mayor Bernie Hovey gave the Mayor's report during the Committee of the Whole meeting.

Chief Gary DeMoss stated the Silver Lake Festival went very well. There were no problems at all.

Chief DeMoss informed Council that the Summit County Emergency Management Agency declared July "Dam Safety Month".

Mrs. Fuller asked Chief DeMoss about the status of the Bike Patrol.

Chief DeMoss stated the Bike Patrol has not been utilized as much as it was in the past; however, the bike patrol was in the Village during the time when the Village was experiencing multiple vehicle break-ins.

Service Director, Richard Fenwick reported the Service Department is in the process of removing the leaves collected during the Spring Clean-up Program.

Mr. Fenwick stated he is in the process of getting prices on the curbing projects and asphaltting the Village's parking lot.

Vizmeg Landscape Inc. will be starting the Picnic Shelter Project on Tuesday, August 1, 2006. Mr. Fenwick stated he phoned Beck Energy to pursue more information on gas wells.

Clerk-Treasurer, Teresa Spohn had no report; however, Mrs. Spohn informed Council she will be attending the Association of Public Treasurers of the United States and Canada annual conference in Memphis, Tennessee Monday, July 24, through Thursday, July 27th.

Mrs. Spohn reminded Council the Council Work Session to discuss the 2007 budget is scheduled for Monday, July 31, 2006, at 5:30 p.m.

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Village Solicitor, Robert Heydorn had no report.

Mrs. Robin Patton, the Village's representative from Ohio Edison, was in attendance at this evening's meeting.

Mrs. Steiner asked if there were any questions or comments from anyone in the audience.

There being no further questions or comments from the audience, Council adjourned at 8:05 p.m.

The next regularly scheduled Council meeting will be held on Monday, August 7, 2006, at 7:30 p.m.

APPROVED:

Carol Steiner, President of Council

ATTEST:

Teresa M. Spohn, Clerk-Treasurer

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prepared by: SuzanneLipan