

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, November 1, 2004 7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, November 1, 2004, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio.

With President of Council, Mr. Duane Scott, presiding, the meeting was called to order at 7:30 p.m.

Mr. Scott led the Pledge of Allegiance.

The following members were present and responded to roll call: Mr. Jack Ingram, Mr. Robert Gray, Mr. Duane Scott, Mrs. Carol Steiner, Mr. William Church, and Mrs. Karen Fuller.

Roll call of Council – 6 members present 1 member absent

Mr. Gray made a motion to excuse Mr. Bernie Hovey from this evening's Council meetings, seconded by Mrs. Steiner, and all of Council agreed.

Mr. Scott asked if there were any additions or corrections to the minutes of the October 18, 2004, Council meeting.

There being none, the minutes were approved as sent out.

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

RESOLUTION NO.: 95-2004 A RESOLUTION RE-APPROPRIATING MONIES FROM CERTAIN DIVISIONS OF CERTAIN FUNDS TO OTHER DIVISIONS OF THE SAME FUND AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 95-2004 to the Finance and Appropriations Committee.

RESOLUTION NO.: 96-2004 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS, AND DECLARING AN EMERGENCY. \$106,243.57

Mr. Scott assigned Resolution No.: 96-2004 to the Finance and Appropriations Committee.

Mr. Scott asked if there were any questions or comments from the audience regarding pending legislation.

There being no questions, Mr. Scott continued with the agenda.

REPORTS OF COUNCIL STANDING COMMITTEES

Finance and Appropriations Committee – Mr. Jack Ingram, Chairman

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, November 1, 2004

7:30 p.m.

Mr. Ingram stated Resolution No.: 95-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 95-2004, seconded by Mr. Gray.

Roll call on suspension: Yes 6 No 0

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

Roll call on adoption: Yes 6 No 0

Mr. Ingram stated Resolution No.: 96-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 96-2004, seconded by Mr. Church.

Roll call on suspension: Yes 6 No 0

Motion to adopt by Mr. Ingram, seconded by Mrs. Steiner.

Roll call on adoption: Yes 6 No 0

Personnel Placement Committee – Mrs. Carol Steiner, Chairman

Mrs. Steiner stated the Personnel Placement Committee met this evening to consider the promotion of Officer Dann Nivens from Patrol Officer II Step E to Sergeant Step C.

Mrs. Steiner made a motion to accept the recommendation for Officer Dann Nivens, seconded by Mr. Church, and all of Council agreed.

Mayor Mendenhall then administered the Oath of Office to Sergeant Dann Nivens.

MAYOR'S REPORT

Mayor Mendenhall reported the Village has two ongoing projects with the U. S. Army Corps of Engineers. A director from the U. S. Army Corps of Engineers has been assigned to the river watershed project and has contacted the Village. The funding for this project has been appropriated, but has not been allocated. When the House of Representatives go back in session after the election, the \$100,000 will be available to proceed. The project involves political support from Congressman LaTourette.

Mayor reported on the second project with the U. S. Army Corps of Engineers, which will help work on the problem of combined sewer overflow and on projects where surface water resources need protection and development.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, November 1, 2004

7:30 p.m.

The EMS contract with the City of Stow and the agreement with Ohio Edison are still pending. There are currently preliminary figures included in the budget. Some of the figures will be adjusted.

A soil engineer from Columbus has visited the Village relative to the soil conditions of the property that was purchased from the Van Sise family that was used as a dump site prior to the Village purchasing the property. The Village is trying to determine if this area is appropriate for recreational purposes.

The commuter rail issue surfaced at the AMATS meeting last week. The commuter rail issue was stopped from being mentioned in the plan this year. If an issue is not mentioned in the plan, then no federal funding will be granted for that issue. The plan will be reviewed again in two years.

Mrs. Despina Mulrooney, the bookkeeper from the Administrative Office, gave birth to a baby boy this morning. He was 9 lbs. 4 oz. and 22 inches long.

There has been a continued interest in the sound wall. The Mayor, Mr. Ted Curtis, who is a member of the Planning Commission, and Mr. Rick Lubinski, a Silver Lake resident, will be meeting with an ODOT official, Mr. Mo Darwish, to discuss the fact that the sound wall has gotten publicity and there are funds available.

Mr. Heydorn reported that the brief on the train case was filed with the State of Ohio on October 27, 2004, which was the deadline to file. The oral argument for the appellate level federal case is set for December 2, 2004, at 9:00 a.m. in the U.S. Sixth District Court of Appeals in Cincinnati, Ohio.

Chief Gary DeMoss reported the Police Department is involved in two multi-jurisdictional task forces. The first task force is called the OVI Regional Task Force of Summit County. The Hudson Police Department is in charge of the federally funded grant.

The OVI Regional Task Force conducts four sobriety check points a year. The first check point was administered this past Saturday night at the Stow Munroe Falls High School. There were 18 arrests made in a six hour period, which greatly exceeded the amount that was expected. Seven of these arrests were for OVI.

The Silver Lake Police Officers will be reimbursed by the City of Hudson for their hours worked that evening.

The Silver Lake Police Department had four OVI arrests in the Village that same evening.

Officer Samaco was sworn in last week for the second task force as a special deputy for the Federal Fugitive Task Force and U. S. Marshal's office in Cleveland. This is a regional task force serving fugitive warrants across the area. Officer Samaco will be working as a special deputy for

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, November 1, 2004

7:30 p.m.

one day every two weeks for the next two years. The reciprocating value is that a team from the task force will be helping with warrants that the Village has to serve.

Chief DeMoss thanked Council for their support in the promotion for Officer Nivens. Officer Nivens has been with the Village for over sixteen years and has earned his promotion. All three candidates for the position did a good job.

Chief DeMoss stated Beggar's Night went exceptionally well for the Village on Sunday, October 31.

Mr. Fenwick reported there is a \$900 change order from R. B. Thomas Electric for the emergency generator.

Mr. Fenwick met with an engineer from Burgess and Niple regarding the galvanized line on Lodge Avenue that needs to be replaced. Burgess and Niple will be providing a proposal for a scope of services on this project to be completed next year.

Mr. Scott asked for questions from the audience.

Mr. Scott called on Mrs. Mary Lou Van Sise.

Mrs. Van Sise commented on the Mayor's comment in the Falls News Press from last week.

Mrs. VanSise stated "The Mayor's quote in the paper was "Though there were discussions about them bringing the land into a dedicated park at one time...."

Mrs. VanSise asked "Discussions, Mr. Mayor?" and went on to say "There are picnic tables back there, grills, trails, markers, and a gate with a Van Sise Reserve sign. An architect was hired by the Administration and Garden Club and long range plans were drawn up for a park. But the Mayor found a loophole. The ribbon was never cut or a dedication ceremony [performed]. If the Mayor can dismiss the work and plans of former Mayor's, then the next Mayor can also do the same."

Mrs. Van Sise went on to say "And do remember Mr. Heydorn's words "The Village is not liable for what it approves".

Mr. Scott called on Mrs. Kim Goldsboro.

Mrs. Goldsboro stated that Mrs. Nissel had asked at the last Council meeting why 7 Lodge Drive was purchased by the Village. Mrs. Goldsboro wanted to know if anybody had found out the reason.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, November 1, 2004 7:30 p.m.

Mrs. Spohn replied she gave a copy of the ordinance regarding the purchase to Mrs. Nissel this evening. The ordinance states the purchase was for the “needs of the Village”.

Mr. Scott called on Mr. Paul Moskowitz.

Mr. Moskowitz declined to speak.

Mr. Scott called on Mrs. Bobbie Christman.

Mrs. Christman stated to Council “Each of you sitting up there were elected by property owners of Silver Lake to represent them and carry out their wishes. The integrity of each of you, including the Village Solicitor, is very visible now. Mr. Lodge had the vision and foresight to move and preserve some buildings and they are still there. Silver Lake, as you remember, was declared by the State of Ohio to be a historical site in Ohio. Mayor Mendenhall spoke at the dedication of the sign that day. The Historical Society had their annual meeting in August. The Village has been single dwelling since 1917, why would we want to change that now.”

Mrs. Christman went on to say “We may desperately need that land for our Village for an unforeseen use. I want you to remember the words: integrity, vision and wisdom.”

Mr. Scott called on Mrs. Joy Wilson.

Mrs. Wilson declined to speak.

Mr. Scott asked if there were any further questions from the audience.

There being no further questions from the audience, Council adjourned at 7:52 p.m.

APPROVED:

Duane Scott, President of Council

ATTEST:

Teresa M. Spohn, Clerk-Treasurer