

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 6, 2004 7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, December 6, 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. Bernie Hovey, Mr. William Church, and Mrs. Karen Fuller.

Roll call of Council – 7 members present

Mr. Scott asked if there were any additions or corrections to the minutes of the November 15, 2004, Council meeting.

There being no corrections, 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.: 100-2004 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BURGESS & NIPLE, INC. TO PREPARE DETAILED PLANS AND COST ESTIMATES FOR THE LODGE AVENUE WATER LINE REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 100-2004 to the Public Improvements Committee.

RESOLUTION NO.: 101-2004 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.: 101-2004 to the Finance and Appropriations Committee.

ORDINANCE NO.: 102-2004 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF SILVER LAKE, COUNTY OF SUMMIT, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2005, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 102-2004 to the Finance and Appropriations Committee.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 6, 2004 7:30 p.m.

RESOLUTION NO.: 103-2004 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A FIRE PROTECTION, EMERGENCY MEDICAL AND RELATED SERVICES CONTRACT WITH THE CITY OF STOW, OHIO, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 103-2004 to the Personnel and Public Affairs Committee.

RESOLUTION NO.: 104-2004 A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK-TREASURER TO ADVERTISE AND TAKE BIDS FOR THE SILVERVIEW DRIVE STORM SEWER IMPROVEMENTS PROJECT IN THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 104-2004 to the Public Improvements Committee.

RESOLUTION NO.:105-2004 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS, AND DECLARING AN EMERGENCY. \$207,798.74

Mr. Scott assigned Resolution No.: 105-2004 to the Finance and Appropriations Committee.

Mr. Scott asked for a motion to amend the agenda to add Resolution No.: 106-2004.

Mr. Church made a motion to add Resolution No.: 106-2004 to the agenda, seconded by Mrs. Steiner.

Roll call on the motion: Yes 7 No 0

Mr. Scott asked Mrs. Spohn to read Resolution No.: 106-2004 in its entirety since it has not been part of the agenda for twenty four hours.

RESOLUTION NO.:106-2004 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CTI ENVIRONMENTAL, INC. TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR SMOKE TESTING AND MANHOLE INSPECTION FOR THE SANITARY SEWERS IN THE EDGERTON ROAD/MAYFIELD ROAD AREA OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Mrs. Spohn continued to read Resolution No.: 106-2004 in its entirety.

Mr. Scott assigned Resolution No.: 106-2004 to the Public Improvements Committee.

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

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

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 6, 2004 7:30 p.m.

REPORTS OF COUNCIL STANDING COMMITTEES

Public Improvements Committee – Mr. William Church, Chairman

Mr. Church stated Resolution No.: 100-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 100-2004, seconded by Mr. Gray.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mr. Church stated Resolution No.: 104-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 104-2004, seconded by Mr. Hovey.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mr. Church stated Resolution No.: 106-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Church made a motion to amend Resolution No.: 106-2004 Section 2, which formerly read:

... in an amount not to exceed Nine Thousand Eight Hundred Dollars and No Cents (\$9,800.00).

To read as follows:

... in an amount not to exceed Seven Thousand Seven Hundred Fifty Dollars and No Cents (\$7,750.00).

The motion was seconded by Mr. Ingram.

Roll call on the amendment: Yes 7 No 0

Mr. Church made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 106-2004, seconded by Mr. Gray.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 6, 2004 7:30 p.m.

Finance and Appropriations Committee – Mr. Jack Ingram, Chairman

Mr. Ingram stated Resolution No.: 101-2004 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.: 101-2004, seconded by Mr. Hovey.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mr. Ingram stated Resolution No.: 105-2004 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.: 105-2004, seconded by Mrs. Steiner.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mr. Ingram stated Resolution No.: 102-2004 will be treated as a first reading.

Personnel and Public Affairs Committee – Mrs. Carol Steiner, Chairman

Mrs. Steiner stated Resolution No.: 103-2004 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 103-2004, seconded by Mr. Hovey.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

MAYOR’S REPORT

Mayor Mendenhall updated Council on the sound wall issue. ODOT’s District Deputy Director, Mr. Darwish, has agreed to do a sound reading of the area, examine the length and height of the sound wall, and explore repaving a section of Route 8 with an asphalt composition that eliminates the sound of tires on the roadway.

The asphalt composition that is being discussed with ODOT is currently being used in North Carolina. The Village has already approached the North Carolina Department of Transportation for more information.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 6, 2004

7:30 p.m.

Mayor reported Mayor Fritschell of the City of Stow has indicated the best information was not distributed to the City of Stow's Englewood Drive residents reference the curbs and sidewalks on Englewood Drive that would assist in storm water control.

Mayor Fritschell has asked an Englewood Drive resident to visit the homeowners in the affected area with a petition to sign as well as current information on the project so that these customers can make an informed decision.

Mayor reported House Bill 175 passed. House Bill 175 refers to standards for residential construction and goes against home rule. Twenty-one mayors from our area were against the passage of HB 175 but it did not make a difference to the State Legislature.

Mayor reported on the issue of the local government funds. There are other communities that receive 60 percent of their income from local government funds. Silver Lake receives approximately 15 percent of our income from local government funds. After December, these percentages are in jeopardy of being reduced.

Mayor reported on the progress of the Silverview Drive project. There are three conceptual plans to modify the outlet of the existing 42" storm sewer to raise it above the normal lake level. The options are as follows:

- Option 1: Construct a 24" storm sewer on top of the existing 42" storm sewer.
- Option 2: Remove and relay approximately 25 linear feet of existing 42" storm sewer at a flatter slope.
- Option 3: Remove approximately 22 linear feet of existing 42" storm sewer and stabilize with river rock and gabions.

Mayor reported he has negotiated the gas aggregation adder with Vectren Source. The adder will remain the same, which is \$1.60, for the next year.

Mayor reported First Energy agreed to a stand still agreement on the street lighting issue. The lights will be turned on and the price will be \$1.37 per light per month for the next six months. The issues that will need to be worked out in the next six months are who will own the lights and who will repair the lights.

Mayor reported the new emergency generator will be tested on Friday, December 10 for approximately four hours.

Mayor Mendenhall requested an Executive Session at the end of regular Council business this evening.

Mr. Church made a motion to adjourn into an Executive Session, seconded by Mr. Gray.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 6, 2004

7:30 p.m.

Roll on the Executive Session: Yes 7 No 0

Mr. Heydorn had no report.

Lieutenant Carl Harrison had no report for the Police Department.

Service Director Richard Fenwick stated he will be obtaining a maintenance agreement for the two grinder pumps in the Service Department.

Mrs. Spohn had no report.

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

There being no further questions, Council adjourned into Executive Session at 8:02 p.m.

Mr. Scott reconvened the regular Council meeting at 8:28 p.m.

Council was adjourned at 8:28 p.m.

APPROVED:

Duane Scott, President of Council

ATTEST:

Teresa M. Spohn, Clerk-Treasurer