

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, February 2, 2004

7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, February 2, 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.

President of Council, Mr. Duane 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 appointed Mrs. Suzanne Lipan as acting Clerk of Council for this evening's Council meeting in absence of Mrs. Teresa Spohn.

Mr. Scott asked if there were any additions or corrections to the minutes of the January 20, 2004, Council meeting.

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

Mayor Mendenhall then sworn in Mr. Andre Stevan Justice as a part-time Patrol Officer.

Mr. Scott asked Mrs. Lipan, acting Clerk of Council, for the reading of any pending legislation that is up for a first reading.

**ORDINANCE NO.: 22-2004 AN ORDINANCE AMENDING PART THIRTEEN OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, ENTITLED "BUILDING CODE", TO ESTABLISH CHAPTER 1359 THEREOF, ENTITLED "DANGEROUS BUILDINGS", AND DECLARING AN EMERGENCY.**

Mr. Scott assigned Ordinance No.: 22-2004 to the Planning, Zoning and Insurance Committee.

**RESOLUTION NO.: 23-2004 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS, AND DECLARING AN EMERGENCY. \$62,103.66**

Mr. Scott assigned Resolution No.: 23-2004 to the Finance and Appropriations Committee.

**RESOLUTION NO.: 24-2004 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED AGREEMENT WITH THE CITY OF MACEDONIA, OHIO, FOR THE BOARDING OF PRISONERS, AND DECLARING AN EMERGENCY.**

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, February 2, 2004                      7:30 p.m.

Mr. Scott assigned Resolution No.: 24-2004 to the Personnel and Public Affairs Committee.

Mr. Scott asked for the reading of any pending legislation that is up for a second reading.

**RESOLUTION NO.: 15-2004 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SOFTWARE SOLUTIONS, INC. FOR THE PURCHASE OF THE E-GOV PROFESSIONAL SOFTWARE UPGRADE FOR FINANCIAL MANAGEMENT AND UTILITY BILLING MODULES AND RELATED INSTALLATION AND DATA CONVERSION FOR THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.**

Resolution No.: 15-2004 was previously assigned to the Finance and Appropriations Committee.

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

There being none, Mr. Scott continued with the agenda.

**REPORTS OF COUNCIL STANDING COMMITTEES**

**Finance and Appropriations Committee – Mr. Jack Ingram, Chairman**

Mr. Ingram stated Resolution No.: 23-2004 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, seconded by Mr. Gray.

Roll call on suspension:            Yes    7            No    0

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

Roll call on adoption:            Yes    7            No    0

Mr. Ingram stated Resolution No.: 15-2004 will be treated as a second reading.

**Planning, Zoning and Insurance Committee – Mr. Bernie Hovey, Chairman**

Mr. Hovey stated Ordinance No.: 22-2004 was discussed in committee earlier this evening and will be treated as a first reading.

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

Mrs. Steiner stated Resolution No.: 24-2004 was discussed in committee earlier this evening and is ready for adoption.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, February 2, 2004

7:30 p.m.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 24-2004, 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** reported that Silver Lake will be going with Vectren Source for the gas aggregation program. The cost for the adder from Vectren Source is \$1.55, which saves residents \$0.11 per mcf. The Mayor is very pleased at this point.

Mayor Mendenhall stated two bills have been passed by the House of Representatives.

House Bill 262, which is a bill that would require the Village to pay employees their full daily wage as well as have the employee draw employment when working on poll work..

House Bill 262 passed last Wednesday by a vote of 57/36.

The second bill is House Bill 278 which says "Home Rule" does not exist when it comes to regulating placement of oil and gas wells.

House Bill 278 also passed last Wednesday by a vote of 59/35.

Senate Bill 115 says that rather than have two choices in zoning, i.e. approve or disapprove, there should be a third option, which is conditional approval.

Contractors want to be able to force the third option. Senate Bill 115 has had three hearings and will move to the fourth hearing in the Senate this month. Senate Bill 115 is expected to pass.

Senate Bill 164 is going forward in the Senate quickly. Senate Bill 164 is reference liquor sales on Sunday, which would allow unlimited sales of liquor on Sunday throughout the state.

Mayor reported that the conceal/carry bill reference carrying handguns has passed. County Executive Mr. James McCarthy issued an Executive Order making it illegal to carry weapons onto any county or public land and/or buildings.

Mayor reported the House is also discussing broadening the taxing of certain items and services , such as shoe shines and haircuts.

Mayor reported that local government funds are again under assault. Voters will have a chance to repeal the temporary tax on the November ballot. This would leave an \$800 million shortfall.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

**Monday, February 2, 2004**

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This shortfall would be spread across the state and would require a 6.1 percent cut across the Village's local fund budget.

Mayor also reported there is an intense effort to pass House Bill 114, which are residency requirements.

**Mr. Heydorn** stated the brief regarding the Cuyahoga Falls/Hudson railway has arrived. Mr. Heydorn will be working on the reply brief that is due March 1, 2004.

**Chief DeMoss** reported the Police Department has recently discussed the cellular phone and paging services with the Mayor. The agreement with the current provider has expired and there are much better deals available. The Police Department is looking at changing the provider.

Chief DeMoss requested time during a Committee of the Whole meeting for the Stow Fire Department to demonstrate and hold a brief training on the defibrillator.

**Mr. Fenwick** had no report.

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

There being none, Council adjourned at 7:52 p.m. until the next Council meeting on Tuesday, February 17, 2004, at 7:30 p.m.

APPROVED:

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Duane N. Scott, President of Council

ATTEST:

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Teresa M. Spohn, Clerk-Treasurer