

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 16, 2007

7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, July 16, 2007, 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, Mr. Don Alexander, Mr. Gerald Jones, and Mrs. Karen Fuller.

Roll call of Council – 7 members present

Mrs. Steiner asked if there were any additions or corrections to the minutes of the July 2, 2007, Council meeting.

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

Mr. Heydorn administered the Oath of Office to Mr. David Childers as a Reserve Police Officer.

Mr. Dante D’Avello, owner of Totally Cooked Inc., then presented to Council a proposal to host a 1<sup>st</sup> Annual Alaskan King Crab Festival with approximately 10 percent of the proceeds going to the Village. (A copy of the proposal is attached to the original minutes).

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

**RESOLUTION NO.: 58-2007 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.: 58-2007 to the Finance and Appropriations Committee.

**RESOLUTION NO.: 59-2007 A RESOLUTION AWARDED A CONTRACT TO DELTA ASPHALT COMPANY FOR THE 2007 COLD MILLING AND RESURFACING OF VARIOUS STREETS IN THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.**

Mrs. Steiner assigned Resolution No.: 59-2007 to the Public Improvements Committee.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 16, 2007

7:30 p.m.

RESOLUTION NO.: 60-2007 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS. \$146,042.46

Mrs. Steiner assigned Resolution No.: 60-2007 to the Finance and Appropriations Committee.

ORDINANCE NO.: 61-2007 AN ORDINANCE AMENDING SECTION 1357.05 OF THE HOUSING MAINTENANCE CODE OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE FOR TIMELY APPEAL TO THE MAYOR OF ANY CITED VIOLATIONS, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 61-2007 to the Planning, Zoning and Insurance Committee.

ORDINANCE NO.: 62-2007 AN ORDINANCE AMENDING SECTION 543.08 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE NOTICE TO PREMISES OWNERS OF THE CUTTING OF NOXIOUS WEEDS AND SIX-INCH GRASS BY THE VILLAGE ON THE PREMISES, AND DECLARING AN EMERGENCY.

Mrs. Steiner assigned Ordinance No.: 62-2007 to the Planning, Zoning and Insurance Committee.

Mrs. Steiner asked for the reading of any pending legislation that is up for a second reading.

ORDINANCE NO.: 56-2007 AN ORDINANCE AMENDING SECTION 933.01 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, OHIO, TO PROVIDE FOR MONTHLY BILLING PROCEDURES AND ESTABLISH NEW RATES FOR WATER UTILITY SERVICES IN THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Ordinance No.: 56-2007 was previously assigned to the Finance and Appropriations Committee.

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

Mr. Rick Motz, 2986 Millboro Road, stated if the legislation to increase water rates is passed this evening, it will take effect next billing. This does not give residents any time to change their water use practices to conserve water and plan for the increase.

Mr. Motz asked if there was any way to give the residents more time to prepare for this increase.

Mr. Church stated when discussion first started three or four months ago regarding the increase, it was projected that it would take effect in August. It was done in a timely matter so the revenues the Village needs to cover the additional expenses can be covered in the Water

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 16, 2007

7:30 p.m.

Department. Mr. Church stated it has been well publicized and discussed over the past three or four months to allow residents to conserve water so their August bill wouldn't be affected.

Mr. Motz asked where it has been publicized because he has only seen two articles in the Falls News Press.

Mrs. Spohn stated it has also been publicized in the Akron Beacon Journal.

Mrs. Motz stated the Cuyahoga Falls water rates are not increasing. This seems to be all labor costs, etc.

Mrs. Steiner replied the water fund has not been self sustaining for quite some time. The Village has been taking money from other funds to cover the water fund. This is not the way it should be.

Mr. Motz asked if there is a breakdown of the costs for the employees of the water department. Who are the people getting paid for that and what do they do? Has the Village looked at other alternatives? Can we hire a contractor or the City of Cuyahoga Falls to do this work?

Mr. Church replied that the Village has looked at other alternatives. None of them would be in the best interest for the Village.

Mrs. Spohn has a breakdown of all the salaries that are paid with monies from the water fund. Mr. Motz is more than welcome to come to the Village during normal business hours to discuss this information with Mrs. Spohn.

Mr. Motz asked if the sewer rates will increase now that the water rates have increased.

Mrs. Spohn stated she does not anticipate the sewer rates being raised at this time. The sewer fund is self sustaining.

Mr. Church stated the water rates should have been increased over the past years so that residents would not see such a large increase now.

Mr. Motz asked what the average water usage is per month for a family in Silver Lake.

Mrs. Spohn stated there is a standard to go by.

Mr. Church encouraged Mr. Motz to stop by the Village office to go over these items with the Clerk-Treasurer.

Mrs. Steiner stated Council discussed all the possibilities before this decision was made and Council can be trusted that they are trying to do the best job.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 16, 2007

7:30 p.m.

Mr. Bob Monteith, 3034 Kingston Circle, stated now that the water system is fixed and running good, maybe another community or company would be willing to take it over and run the Water Department instead.

Mr. Monteith said his \$400 water bill is outrageous. He has a swimming pool, but does not use water for it.

Mr. Fenwick stated there may be a leak that he is unaware of and will come out to his house to take a look.

Council then recessed at 8:28 p.m. to continue the Committee of the Whole meeting.

**Planning, Zoning and Insurance Committee – Mr. Gerald Jones, Chairman**

Mr. Jones asked Mr. Heydorn why the height of grass was changed from eight to six inches for Ordinance No.: 62-2007.

Mr. Heydorn replied when someone doesn't take care of their property over a long period of time, the Village ends up having to clean up their yard repetitively. That way it would end up growing up to eight inches on a continual basis and by the time we got out there to cut the grass, it would be even worse.

Mrs. Spohn stated if the Village has to publish the notice in the newsletter, we should be able to recoup the cost for the ad.

Mr. Heydorn stated that could be added in.

Mr. Jones stated since there are so many changes, Ordinance No.: 62-2007 will be rewritten and treated as a first reading this evening.

Committee of the Whole recessed and Council readjourned at 8:35 p.m.

**REPORTS OF COUNCIL STANDING COMMITTEES**

**Finance and Appropriations Committee – Mr. William Church, Chairman**

Mr. Church stated Resolution No.: 58-2007 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.: 58-2007, seconded by Mr. Jones.

Roll call on suspension:      Yes    7      No    0

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

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 16, 2007

7:30 p.m.

Roll call on adoption:           Yes    7           No    0

Mr. Church stated Resolution No.: 60-2007 was discussed in committee earlier this evening and is ready for adoption.

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

Roll call on adoption:           Yes    7           No    0

Mr. Church stated Ordinance No.: 56-2007 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.: 56-2007, seconded by Mr. Achtermann.

Roll call on suspension:        Yes    7           No    0

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

Roll call on adoption:        Yes    7           No    0

**Public Improvements Committee – Mr. Gerald Jones, Vice Chairman**

Mr. Jones stated Resolution No.: 59-2007 was discussed in committee earlier this evening and is ready for adoption.

Mr. Jones moved to suspend the rule that legislation be read at three meetings for Resolution No.: 59-2007, seconded by Mr. Scott.

Roll call on suspension:        Yes    6           Abstain    1 (Mr. Church)

Motion to adopt by Mr. Jones, seconded by Mr. Achtermann.

Roll call on adoption:        Yes    6           Abstain    1 (Mr. Church)

Mr. Church abstained due to a relative working for Delta Asphalt Company.

**Planning, Zoning and Insurance Committee – Mr. Gerald Jones, Chairman**

Mr. Jones stated Ordinance No.: 61-2007 and Ordinance No.: 62-2007 will both be treated as a first reading.

Mr. Achtermann stated the Park and Recreation Board has approved their State of Public Street Trees report and will be making a presentation to Council next month.

Recycle Camp was very successful with approximately 30 children participating.

Reservations for Rocket Camp are full.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, July 16, 2007

7:30 p.m.

**REPORTS OF VILLAGE OFFICIALS**

**Mayor Hovey** urged all Council members to attend the Silver Lake Festival this Saturday, July 21, 2007.

Mayor Hovey and his wife will be hosting an Ice Cream Social on Thursday, August 2, from 7:30 to 9:00 p.m. by the Picnic Shelter.

**Chief DeMoss** reported the new police cruiser has been in service since July 4, 2007. On July 9, there was minor damage to the cruiser at a traffic stop. Repairs are being done.

**Mr. Fenwick, Service Director**, had no report.

**Mrs. Spohn, Clerk-Treasurer**, reported she has an inquiry into the State Auditor's Office about how to account for Flexible Spending Accounts. A special revenue fund may have to be created.

**Mr. Heydorn, Village Solicitor**, had no report.

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

There being no further business, Council adjourned at 8:45 p.m. until the next regularly scheduled Council meeting on Monday, August 6, 2007, at 7:30 p.m.

APPROVED:

---

Carol A. Steiner, President of Council

ATTEST:

---

Teresa M. Spohn, Clerk-Treasurer