

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, September 17, 2007 7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, September 17, 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. Adrian Achtermann, Mrs. Carol Steiner, Mr. William Church, Mr. Don Alexander, Mr. Gerald Jones, and Mrs. Karen Fuller.

Roll call of Council – 6 members present

Mr. Church made a motion to excuse Mr. Scott from this evening's Council meeting, seconded by Mrs. Fuller. All of Council agreed.

Mrs. Steiner asked if there were any additions or corrections to the minutes of the September 4, 2007, Council meeting.

There being none, the minutes were approved as sent.

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

**ORDINANCE NO.: 73-2007 AN ORDINANCE TO ENACT AND REPLACE THE PROVISIONS OF CHAPTER 713 ENTITLED "PEDDLERS AND SOLICITORS" OF THE BUSINESS REGULATIONS CODE OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.**

Mrs. Steiner assigned Ordinance No.: 73-2007 to the Planning, Zoning and Insurance Committee.

**RESOLUTION NO.: 74-2007 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, 2007, AND DECLARING AN EMERGENCY.**

Mrs. Steiner assigned Resolution No.: 74-2007 to the Finance and Appropriations Committee.

**RESOLUTION NO.: 75-2007 A RESOLUTION RE-APPROPRIATING MONIES FROM CERTAIN DIVISIONS OF CERTAIN FUNDS TO OTHER DIVISIONS OF THE SAME FUND AND DECLARING AN EMERGENCY.**

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Mrs. Steiner assigned Resolution No.: 75-2007 to the Finance and Appropriations Committee.

**RESOLUTION NO.: 76-2007 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COMPUTER SOFTWARE SUPPORT SERVICE CONTRACT WITH SOFTWARE SOLUTIONS, INC. FOR THE SERVICE DEPARTMENT, POLICE DEPARTMENT AND ADMINISTRATIVE OFFICES OF THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.**

Mrs. Steiner assigned Resolution No.: 76-2007 to the Finance and Appropriations Committee.

**RESOLUTION NO.: 77-2007 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS. \$ 109,925.38**

Mrs. Steiner assigned Resolution No.: 77-2007 to the Finance and Appropriations Committee.

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

**RESOLUTION NO.: 68-2007 A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE SUMMIT-AKRON SOLID WASTE MANAGEMENT AUTHORITY.**

Mrs. Steiner previously assigned Resolution No.: 68-2007 to the Personnel and Public Affairs Committee.

Mrs. Steiner asked if there were any questions 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.: 74-2007 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.: 74-2007, seconded by Mr. Jones.

Roll call on suspension:            Yes    6            No    0

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

Roll call on adoption:            Yes    6            No    0

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Mr. Church stated Resolution No.: 75-2007 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.: 75-2007, seconded by Mr. Jones.

Roll call on suspension:            Yes    6            No    0

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

Roll call on adoption:            Yes    6            No    0

Mr. Church stated Resolution No.: 76-2007 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.: 76-2007, seconded by Mr. Alexander.

Roll call on suspension:            Yes    6            No    0

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

Roll call on adoption:            Yes    6            No    0

Mr. Church stated Resolution No.: 77-2007 was discussed in committee earlier this evening and is ready for adoption.

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

Roll call on adoption:            Yes    6            No    0

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

Mr. Jones stated Ordinance No.: 73-2007 will be treated as a first reading.

**Personnel and Public Affairs Committee – Mrs. Karen Fuller, Chairman**

Mrs. Fuller stated Resolution No.: 68-2007 was discussed in committee earlier this evening and is ready for adoption.

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

Roll call on adoption:            Yes    6            No    0

**Personnel Placement Committee – Mrs. Karen Fuller, Chairman**

Mrs. Fuller stated it has been recommended to move Service Worker, Mr. Richard Bergey, a half step increase between Service Worker II step B and Service Worker II step C.

Mrs. Fuller made a motion to move Mr. Richard Bergey half a step, seconded by Mr. Achtermann, and all of Council agreed.

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Mr. Achtermann reported the Park and Recreation Board discussed several trees that have died in the Arboretum and need replacement.

The gardeners also planted flowers along the split rail fence at Village Hall.

**REPORTS OF VILLAGE OFFICIALS**

**Police Department**, no representative was in attendance.

**Mr. Fenwick, Service Director**, reported on Wednesday, September 5, 2007, at approximately 1:30 a.m. there was a water break on Silver Lake Blvd. All employees of the Service Department were called in. The intersection was shut down and the water was turned off. There were a few residents affected by this; they were hooked up to their neighbors' water line. There was a hole and a long crack in the water main.

This caused the street to heave approximately 2 to 3 inches over the curb. Delta Asphalt will be grinding this area while they are in the Village for the resurfacing project. Due to this event, the small section of Parkwood Drive will not be resurfaced.

Delta Asphalt also fixed a catch basin that collapsed.

Mr. Church stated he is very impressed with the prompt response of the Service Department.

**Mrs. Spohn, Clerk-Treasurer**, had no report.

**Mr. Heydorn, Village Solicitor**, stated after reading through Ordinance No.: 73-2007, he discovered in Section 713.05 (a), states that it is effectively amending the Zoning Code. This would require the legislation to go through three full readings, it can't take affect for thirty days after the time it is passed, it has to be referred to the Planning Commission, and there has to be a public hearing.

Mr. Jones stated the committee will review this section and make a recommendation for the next Council meeting.

**Mayor Hovey**, reported the Fire/EMS dispatch figures are still not available. He has been talking with the Cities of Stow and Cuyahoga Falls about these services for quite awhile.

Mayor stated last week he met with the City of Stow to obtain a break down of the services for which the Village is currently paying \$305,000. The City of Stow did give prices, but they did not provide an itemized breakdown of the costs.

Mayor would like to know an exact breakdown of these figures. Is the City of Stow charging the Village what they charge their residents plus a percentage?

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He has asked Mr. John Konich, from the City of Cuyahoga Falls, to make a presentation at the next Council meeting. As far as the Mayor can tell, Cuyahoga Falls is offering the exact same services for less than \$200,000. As it appears right now, there will be substantial savings with a contract through Cuyahoga Falls.

Several things need to be taken under consideration; such as, response time.

Mr. Jones asked when our current contract expires.

Mayor stated the contract runs through 2008, but there is a clause that states either party can negate the agreement with a six month notice.

Mr. Church stated this will need to be discussed and does not believe Council will be able to make a decision by the next meeting; however, he does believe a decision can be reached by the second meeting in October.

The Mayor stated the reason this has to be decided soon is because Cuyahoga Falls needs to know who is going to sign with them so they can assure there will be adequate staff.

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

Mrs. Fuller asked if construction vehicles that park on the sidewalks can be asked to move.

Mr. Fenwick stated they are not allowed to park on the sidewalks and to call him if anyone sees this happening.

Mr. Achtermann stated he received a phone call from a resident who has set back service and their garbage has not been picked up for two weeks. Who should she contact?

Mayor stated she should contact J&J Refuse directly. She can also contact Village Hall if she does not see results.

Mr. Achtermann has noticed hydraulic fluid in the streets after J&J Refuse comes through the Village.

Mr. Fenwick stated he and the Police Department will watch the next time they are in the Village.

Mayor received feedback from a few residents regarding the Chautauqua Drive incident. They were very pleased with the way the Police Department handled the matter.

Mrs. Steiner asked if there were any further questions or comments.

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There being none, Council adjourned at 8:03 p.m. until the next regularly scheduled Council meeting on Monday, October 1, 2007, at 7:30 p.m.

APPROVED:

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Carol A. Steiner, President of Council

ATTEST:

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Teresa M. Spohn, Clerk-Treasurer

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prepared by: margaret redford