

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, November 5, 2007

7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, November 5, 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. Gerald Jones, and Mrs. Karen Fuller.

Roll call of Council – 6 members present

Mr. Jones made a motion to excuse Mr. Don Alexander from this evening's Council meeting, seconded by Mr. Achtermann, and all of Council agreed.

Mrs. Steiner asked if there were any additions or corrections to the minutes of the October 15, 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.

**RESOLUTION NO.: 86-2007 A RESOLUTION RE-APPROPRIATING MONIES FROM CERTAIN DIVISIONS OF CERTAIN FUNDS TO OTHER DIVISIONS OF THE SAME FUND AND DECLARING AN EMERGENCY.**

Resolution No.: 86-2007 was assigned to the Finance and Appropriations Committee.

**RESOLUTION NO.: 87-2007 A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE VILLAGE OF SILVER LAKE ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS SEWER FUND FOR THE SILVER LAKE HEIGHTS SANITARY SEWER REHABILITATION PROJECT (OPWC PROJECT NUMBER CH10K) WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY.**

Resolution No.: 87-2007 was assigned to the Public Improvements Committee.

**RESOLUTION NO.: 88-2007 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH PAVEMENT TECHNOLOGY, INC. FOR THE**

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**APPLICATION OF RECLAMITE ASPHALT REJUVENATING AGENT TO VARIOUS STREETS IN THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.**

Resolution No.: 88-2007 was assigned to the Public Improvements Committee.

**RESOLUTION NO.: 89-2007 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS. \$149,978.37**

Resolution No.: 89-2007 was assigned to the Finance and Appropriations Committee.

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

**ORDINANCE NO.: 81-2007 AN ORDINANCE ENACTING EROSION AND SEDIMENT CONTROL REGULATIONS FOR THE VILLAGE OF SILVER LAKE, OHIO.**

Ordinance No.: 81-2007 was previously assigned to the Planning, Zoning and Insurance Committee.

**ORDINANCE NO.: 82-2007 AN ORDINANCE ENACTING REGULATIONS TO CONTROL ILLICIT DISCHARGE AND ILLEGAL CONNECTIONS TO THE MUNICIPAL STORM SEWER SYSTEM IN THE VILLAGE OF SILVER LAKE, OHIO.**

Ordinance No.: 82-2007 was previously assigned to the Planning, Zoning and Insurance Committee.

**ORDINANCE NO.: 83-2007 AN ORDINANCE ESTABLISHING ZONING REGULATIONS TO EFFECTUATE RIPARIAN SETBACK DEVELOPMENT STANDARDS IN THE VILLAGE OF SILVER LAKE, OHIO.**

Ordinance No.: 83-2007 was previously assigned to the Planning, Zoning and Insurance 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.: 86-2007 was discussed in committee earlier this evening and is ready for adoption.

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Mr. Church moved to suspend the rule that legislation be read at three meetings for Resolution No.: 86-2007, seconded by Mr. Jones.

Roll call on suspension:      Yes    6      No    0

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

Roll call on adoption:      Yes    6      No    0

Mr. Church stated Resolution No.: 89-2007 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    6      No    0

**Public Improvements Committee – Mr. William Church, Chairman**

Mr. Church stated Resolution No.: 87-2007 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.: 87-2007, seconded by Mr. Jones.

Roll call on suspension:      Yes    6      No    0

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

Roll call on adoption:      Yes    6      No    0

Mr. Church stated Resolution No.: 88-2007 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.: 88-2007, seconded by Mr. Jones.

Roll call on suspension:      Yes    6      No    0

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.: 81-2007, Ordinance No.: 82-2007, and Ordinance No.: 83-2007 will be treated as second readings.

Mrs. Steiner then asked Mr. Jones to lead the discussion on the EMS issue.

Mr. Jones reported that legislation has not been prepared for the EMS contract, but it is in the Planning, Zoning and Insurance Committee.

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Mr. Jones stated he would like to schedule another meeting to discuss the EMS contract with Council.

Council told the City of Cuyahoga Falls that a decision would be made by November 19, 2007. Mr. Jones thinks Council should make every effort to try and meet that deadline.

The City of Stow and the City of Cuyahoga Falls are both in attendance this evening. There are a couple of updates regarding the EMS contract.

Mayor Hovey stated the new major development is the City of Stow has offered a 15 year contract instead of a 5 year contract, with a 3 percent increase every year.

COG (Council of Governments) has also given a price of \$41,310 for dispatch services for 2008. The City of Stow gave us a price of \$50,000 for dispatch services, but will now match the price that COG has given us. This is \$8,690 lower than the original bid from the City of Stow.

Mayor commented that someone had asked about traffic light maintenance that the City of Stow currently does for Silver Lake. This is a service that is charged back to the Village, so this is not included in the price of the contract.

Mayor also stated that he has received many comments and questions about the manpower from the City of Cuyahoga Falls and if they will really be up to speed to actually do the job or will they be calling mutual aid. One person has stated that when one of the stations from Cuyahoga Falls goes out on a call, they will move personnel from Station 5 over so they are covered.

Residents are also still concerned about the railroad tracks. As was stated last week, if a resident needs to be taken to the hospital, both cities have to cross the railroad tracks.

Mr. Jones asked the City of Cuyahoga Falls if they had any comments.

Chief Mark Snyder addressed the comment Mayor Hovey made regarding staffing.

The minimum staffing is currently 16, which is three personnel at each of the five stations, and one shift commander. However, the staffing for 2006 was 19.6 average firefighters per day. This year, the staffing was lower for several months due to a number of retirements and several unanticipated resignations.

The staffing for this year is approximately 18.6 firefighters per day and by the end of the year will exceed 19 per day. Cuyahoga Falls does not currently pay overtime until the staffing falls to 16 or less.

When staffing is at 19, there are six companies with Station 5 having a double company. When this happens, a company is not moved to a station as each station goes out on a call. A company

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from Station 5 is sent to non-emergency responses throughout the city to keep emergency capability for all five districts available to respond.

Mayor stated he asked Cuyahoga Falls for a response time to River Estates and the reply was it is just over four minutes.

Mr. Heydorn asked if there is an EMS vehicle in each of the five stations unless it is out on a call.

Chief Snyder replied that all but six of their personnel have paramedic training. There is a fire vehicle, either an engine or a quint, and two EMS vehicles at every station. So even if there is a call that 3 personnel go out on, there is still another EMS vehicle at the station. There are 10 EMS vehicles and five stations.

Mrs. Fuller stated she has received concerns from residents regarding the winding and twisting roads in Silver Lake that do not end into each other. It is easy to get lost and Stow knows the roads, but Cuyahoga Falls does not.

Chief Snyder replied that the City of Cuyahoga Falls has over 600 streets that all of their employees have memorized. The east side of Cuyahoga Falls is very similar to Silver Lake in that the street starts on one street, wind around and come back on the same street. Their employees know how to reach all of those addresses. They have maps and the most intelligent personnel that you could possibly hire. In addition, the new dispatch system they are installing has \$150,000 worth of new mobile computer terminals that will be tied to CAD (Computer Aided Design). This will show the firefighters where they are at, where they are going and the streets in between. This new system should be up and running by January 2008.

Mrs. Fuller stated that the City of Stow is our building inspector at no charge to the Village. If Cuyahoga Falls is chosen for the EMS contract, will they become our new building inspector?

Mayor replied the City of Cuyahoga Falls has agreed to take over if the City of Stow no longer wants to provide this service to the Village. Either City would collect fees, so they do make money on this service.

Mr. Joe Brizinsky stated they have met with the Mayor and agreed that Cuyahoga Falls will match any services that are provided now by the City of Stow. Building permits would be handled the same way as the City of Stow.

Mr. Jones stated if the Village chooses to go with the City of Cuyahoga Falls, a six month notice is required under the current contract. Would it be safe to say that during this interim, Cuyahoga Falls could have their personnel ride through the Village and become acquainted with the streets?

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Chief Snyder replied that the Village will become quite acquainted with the City of Cuyahoga Falls vehicles in Silver Lake.

Mrs. Steiner asked if the City of Stow had any comments.

Chief Kalbaugh stated that everything has been put on paper in the presentation. If there are any questions, he would be happy to respond.

Mr. Jones scheduled a Special Council meeting for Thursday, November 8, 2007, at 5:00 p.m. to discuss the EMS contract.

Mayor stated that he has one item that also needs to be discussed at this meeting.

**REPORTS OF VILLAGE OFFICIALS**

**Mayor Bernie Hovey** reported he has received the master service agreement from Vectren Source. The agreement starts April 2008 and goes through March 2010. The two year retail adder is not final until the contract is signed. No early termination fees will be applied for Silver Lake residents. There will be a lot more flexibility where variable prices can be converted to fixed prices and vice versa.

Mayor Hovey received a check in the mail for his campaign from Mr. Tom Bellish, the Village's former gas aggregation broker, saying how much he appreciated the work Mayor Hovey has done for him. Mayor is returning the check to Mr. Bellish.

**Chief Gary DeMoss** reported all Halloween events went very well.

**Mr. Richard Fenwick, Service Director**, reported the main sewer line has been lined for the Silver Lake Heights project. The contractor is cleaning and televising laterals and will begin to install laterals and liners next week.

The Fall Leaf and Limb Program continues.

**Mrs. Teresa Spohn, Clerk-Treasurer**, stated all Council members have received a Statement of Cash Position and would appreciate the approval of the financial statement.

Mr. Church made a motion to approve the Statement of Cash Position, seconded by Mr. Achtermann, and all of Council agreed.

**Mr. Robert Heydorn, Village Solicitor**, stated that the City of Stow has initiated a lawsuit to stop the dinner train.

Mrs. Steiner asked for any comments and questions from the audience.

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Mrs. Steiner stated the Finance and Appropriations Committee meeting will be held at 6:00 p.m. before the Monday, November 19, 2007, Council meeting.

Mrs. Fuller, liaison to AMATS Board, reported in the year 2030, Graham Road will be one of the five most congested roads in Summit County.

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

There being none, Council adjourned at 8:12 p.m. until the next regularly scheduled Council meeting on Monday, November 19, 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: Heather Reiheld