

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007

7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, December 3, 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. Don Alexander, Mr. Gerald Jones, and Mrs. Karen Fuller.

Roll call of Council – 6 members present

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

Mrs. Steiner asked if there were any additions or corrections to the minutes of the November 19, 2007, Public Hearing.

There being none, the minutes were approved as sent.

Mrs. Steiner asked if there were any additions or corrections to the minutes of the November 19, 2007, Council meeting.

Mr. Scott stated on Page 6, the second sentence should be changed to:

Mrs. Steiner stated that Mr. Heydorn **reviews** the contract.

Mr. Scott also stated on Page 7, the first sentence of the fourth paragraph should be changed to:

Mr. Jones stated **Chief Snyder** from the City of Cuyahoga Falls is here and will help her with her concerns.

There being no further corrections, the minutes were approved as corrected.

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

ORDINANCE NO.: 96-2007 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, 2008, AND DECLARING AN EMERGENCY.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007 7:30 p.m.

Ordinance No.: 96-2007 was assigned to the Finance and Appropriations Committee.

RESOLUTION NO.: 97-2007 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO SUBMIT WRITTEN NOTIFICATION TO THE EASTERN SUMMIT COUNCIL OF GOVERNMENTS FOR THE WITHDRAWAL OF THE VILLAGE OF SILVER LAKE’S PARTICIPATION AND MEMBERSHIP IN A REGIONAL PLAN FOR EMERGENCY DISPATCH SERVICES, AND DECLARING AN EMERGENCY.

Resolution No.: 97-2007 was assigned to the Planning, Zoning, and Insurance Committee.

RESOLUTION NO.: 98-2007 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS. \$ 274,973.49

Resolution No.: 98-2007 was assigned to the Finance and Appropriations Committee.

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

There being none, Mrs. Steiner recessed back into the Committee of the Whole meeting at 7:35 p.m.

The Council meeting reconvened at 7:54 p.m.

REPORTS OF COUNCIL STANDING COMMITTEES

Finance and Appropriations Committee – Mrs. Karen Fuller, Vice-Chairman

Mrs. Fuller stated Ordinance No.: 96-2007 will be treated as a first reading.

Mrs. Fuller stated Resolution No.: 98-2007 was discussed in committee earlier this evening and is ready for adoption.

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

Roll call on adoption: Yes 6 No 0

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

Mr. Jones stated Resolution No.: 97-2007 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.: 97-2007, seconded by Mrs. Fuller.

Roll call on suspension Yes 6 No 0

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

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007

7:30 p.m.

Roll call on adoption: Yes 6 No 0

Mrs. Steiner stated she appreciated the handout, "Where your property dollars go", Mrs. Spohn gave to all Council members.

REPORTS OF VILLAGE OFFICIALS

Mayor Hovey stated the Christmas Tree Lighting was last night, Sunday, December 2, 2007, and it went well.

Mayor is becoming concerned with the continuous trash problems with J&J Refuse. They are doing an excellent job with about ninety-five plus percent of the population. He continues to receive reports that they are not picking up, especially recyclables. They picked up a resident's firewood, but left his recyclables. Mrs. Lipan has been doing what she can to resolve the problems that are occurring.

Mayor is going to open discussion again with J&J Refuse and let them know that he is really upset about this and the residents deserve compensation or he might have to ask Mr. Heydorn if they are in breach of contract.

Mr. Jones asked which streets are being missed.

Mayor stated they have missed DeGruchy Drive, some houses on Harriett Road, a gentleman on Hastings Road. They keep missing the same people.

Mr. Jones asked if the Director of Operations had been called.

Mayor replied yes. They make a note and promise they will get them and then they miss them again.

Mr. Jones asked if the Dover or Twinsburg branch was being contacted?

Mayor stated he has been speaking with Mr. Don Johnson from Twinsburg.

Mr. Jones asked if he has been into the Village.

Mayor stated he was in a long time ago. He is going to meet with him again in the hopes of resolving these issues.

Mr. Jones stated if we are talking only four or five residents, we need to be careful if we are going to state that J&J Refuse is in breach of their contract. This is pretty strong language when we are talking only a hand full of people.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007

7:30 p.m.

Mayor stated they have to service every resident.

Mr. Jones responded he understands this, but we need to have J&J in for a meeting.

Mr. Jones asked if the recyclables were in J&J Refuse containers.

Mayor stated one is in a Waste Management container. "But again, as far as I am concerned, if it is in a Waste Management container, why has not J&J given them a container? The resident should've asked for it and maybe did ask for it. But even if they didn't ask for it, it's a J&J customer. J&J should be smart enough to leave an empty container there, take that Waste Management container, dump the recyclables, take it back to their plant, and tell Waste Management to come and pick it up or throw it out in the trash. They know they have every resident in Silver Lake, there's not a question if they have it or somebody else has it."

Mrs. Fuller asked if we had four or five calls a week from people when the Village had three different haulers. Are we just hearing four or five calls and now that we only have one hauler, are we just focusing on J&J?

Mayor stated a resident will tell you that in the past they could take out their frustration by cancelling them and going with another hauler.

Mr. Jones asked if they are calling J&J themselves, and not just calling the Village.

Mayor stated yes they are calling J&J, letters have also been sent. A resident sent in a payment and received a letter back from J&J that they were being sent to collection.

Mr. Alexander asked if J&J is coming in the next day and picking up the trash that was missed.

Mayor stated he can only speak for DeGruchy Drive. J&J came on Monday. His neighbors are not going to leave their trash out through the weekend. It is in the garage. So it did no good sending anyone to get the trash.

Mr. Jones asked Mr. Fenwick how many calls for complaints he received about the leaves.

Mr. Jones stated his point is, there are over a thousand residents and we are talking five or six homes. That is such a small number. The issue needs to be resolved, but not blown out of proportion.

Mr. Achtermann stated he has a neighbor that has a different recyclable container and J&J does pick it up from a different container.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007

7:30 p.m.

Mayor stated it is a small number but something needs to be done. Maybe in the next contract something about a monetary rebate if someone's trash is missed. Anybody can be missed one time. It can happen once, but after being given the name and address it should be taken care of.

Mrs. Fuller asked if maybe the residents aren't getting their trash out early enough.

Mayor stated trash is out. There might be a time when the trash isn't out, but that's not the point.

Mayor stated at the next Council meeting, Mrs. Fuller, Mr. Jones and Mr. Hite will be sworn in to their new terms of office.

Mayor will have a swearing in ceremony on Sunday, December 30, 2007, at 4 p.m. at Village Hall. Judge Teodosio has agreed to come and swear him in. There will be a cookie and punch reception.

Mayor has received a few calls regarding the letter to the editor from Janet D'Antonio, the Councilwoman from Stow. He is not going to respond to her letter. If Cuyahoga Falls wishes to, that is their choice.

Mayor stated he has the Fire/EMS contract from Cuyahoga Falls if anyone wishes to read it they may stop into Village Hall.

Mr. Jones asked Mr. Heydorn if he had read the contract.

Mr. Heydorn stated he has read through it and there will probably be a few modifications. There are a few things that will need to be addressed.

Mrs. Steiner asked if it is stated in the contract that it is for fifteen years.

Mr. Heydorn replied yes.

Mayor stated he has seen some Cuyahoga Falls vehicles driving through the Village learning the streets.

Personnel Placement Committee- Mrs. Karen Fuller, Chairman

Mrs. Fuller stated a year ago the Committee decided that they would review Mrs. Spohn every year in November. The review will done Wednesday, December 5, 2007, at 4 p.m.

Chief DeMoss stated he was invited to meet with the City of Cuyahoga Falls' technical department at their communications meeting on Wednesday morning at Station 5. They are going through all the time lines and all the technical issues, and that's what we are doing right now. The Police Department is currently inventorying all of our technical issues connected to

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007

7:30 p.m.

our dispatch center, specifically the 9-1-1 lines. The Mayor drafted a letter to the Summit County EMA as requested because it has to be approved by the PUCO. There is mapping, LPL direct lines, phone numbers, siren system, water pump systems, and radio frequencies to consider. Even if Silver Lake had stayed with the City of Stow and were on board with the COG, no matter what there was an awful lot of change.

Chief stated he has "Shop With a Cop" tickets available.

Mrs. Steiner asked if citizens are aware that they will be able to receive the resident rate at the Natatorium and when does that take effect.

Mayor stated it takes effect when the contract is signed.

Mr. Richard Fenwick, Service Director, stated the leaf pick-up on the east side of the Village has been completed. The west side will be done this week. There was a leaf picker that was damaged due to an object in the leaves. A dump truck went done, but the mechanic came and fixed it. It's going to be difficult to pick up the leaves due to the rain and snow.

Mrs. Teresa Spohn, Clerk-Treasurer, stated on the Statement of Cash Position there was an error when a revenue was posted. The unexpended balance needs to be increased by \$6785.58.

Mrs. Fuller moved to adopt the Statement of Cash Position, seconded by Mr. Scott, and all of Council agreed.

Mrs. Spohn stated she received a letter from the Metro Regional Transit Authority stating that they received a 55 percent decrease in state funding and they have triple digit increases in fuel cost. They are looking to cut a lot of routes in 2008 and 2009 plus they want to go for .25 percent sales tax.

Mayor stated if they did not waste tax-payers money trying to put a train through there then maybe they would have a little bit more money.

Mrs. Spohn stated the Presidential primary is March 4, 2008.

Mr. Heydorn, Solicitor, commented about the letter from Metro Regional Transit Authority. It appears they can't be fiscally sound in terms of running passengers. That probably explains why they want to run freight.

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

There being none, Council adjourned at 8:26 p.m. until the next regularly scheduled Council meeting on Monday, December 17, 2007, at 7:30 p.m.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, December 3, 2007

7:30 p.m.

APPROVED:

Carol A. Steiner, President of Council

ATTEST:

Teresa Spohn, Clerk-Treasurer

s:/Council/2007 minutes/12-3-07 Council minutes.doc
prepared by: Margaret Redford