

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, March 16, 2009

7:00 p.m.

The Village of Silver Lake Council met in a regular session on Monday, March 16, 2009, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio.

With President of Council, Mr. Gerald Jones, presiding, the meeting was called to order at 7:00 p.m.

Mr. Jones led the Pledge of Allegiance.

The following members were present and responded to roll call: Mrs. Janie Geis, Mr. Christopher Scott, Mrs. Karen Fuller, Mr. Gerald Jones, Mr. Richard Hite, and Mr. James Richardson.

Roll call of Council - 6 members present

Mrs. Fuller made a motion to excuse Mrs. Carol Steiner from this evening's Council meeting, seconded by Mr. Scott, and all of Council agreed.

Mr. Jones asked if there were any additions or corrections to the minutes of the March 2, 2009, Council meeting.

There being none, the minutes were approved as sent.

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

RESOLUTION NO.: 24-2009 A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A 25-YARD CAPACITY VACUUM LEAF COLLECTOR WITH A HYDRAULIC JACK, A JOHN DEERE 4045T HP ENGINE AND SCREENS IN ACCORDANCE WITH THE STATE PURCHASING PROGRAM STATE TERM SCHEDULE #77551500906, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.: 24-2009 to the Finance and Appropriations Committee.

RESOLUTION NO.: 25-2009 A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A 2009 FORD 1-TON DUMP TRUCK (CAB & CHASSIS) IN ACCORDANCE WITH THE COMMUNITY, UNIVERSITY AND EDUCATION (CUE) GROUP PURCHASING PROGRAM, AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.: 25-2009 to the Finance and Appropriations Committee.

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RESOLUTION NO.: 26-2009 A RESOLUTION AUTHORIZING THE MAYOR TO PURCHASE A UTILITY BODY WITH BUMPER AND HITCH TO BE INSTALLED ON THE NEW 2009 FORD 1-TON DUMP TRUCK (CAB & CHASSIS) FROM CROSS TRUCK EQUIPMENT CO., INC., AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.: 26-2009 to the Finance and Appropriations Committee.

RESOLUTION NO.: 27-2009 A RESOLUTION RE-APPROPRIATING MONIES FROM CERTAIN DIVISIONS OF CERTAIN FUNDS TO OTHER DIVISIONS OF THE SAME FUND AND DECLARING AN EMERGENCY.

Mr. Jones assigned Resolution No.: 27-2009 to the Finance and Appropriations Committee.

RESOLUTION NO.: 28-2009 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS. \$ 142,927.47

Mr. Jones assigned Resolution No.: 28-2009 to the Finance and Appropriations Committee.

Mr. Jones asked for the reading of any pending legislation that is up for a third reading.

RESOLUTION NO.: 18-2009 A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE FEDELI GROUP FOR GROUP HEALTH INSURANCE WITH SUMMA CARE (5820 Rx TR PLAN), GROUP DENTAL AND VISION CARE INSURANCE WITH THE AMERITAS GROUP, AND LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE WITH FORT DEARBORN LIFE, ALL IN ACCORDANCE WITH THE RATES SET FORTH EFFECTIVE APRIL 1, 2009 AND PURSUANT TO CONTRACT DOCUMENTS ON FILE IN THE OFFICE OF THE CLERK-TREASURER, AND DECLARING AN EMERGENCY.

Resolution No.: 18-2009 was previously assigned to the Planning, Zoning and Insurance Committee.

Mr. Jones asked if there were any comments or questions from the audience.

There being none, Mr. Jones called upon Mr. Christopher Scott, Chairman of the Finance and Appropriations Committee, to lead discussion on items on the agenda pertinent to his committee.

FINANCE AND APPROPRIATIONS COMMITTEE

Mr. Scott stated Resolution No.: 24-2009 is for the purchase of the new vacuum leaf picker.

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Mr. Fenwick stated the original quote was for approximately \$38,000. They were originally looking at purchasing a belt driven unit instead of a clutch unit. After speaking with the mechanic they decided to stay with what they were familiar with, which was the clutch. That dropped the price down to \$32,740.

Mr. Scott asked if it is the same size capacity wise.

Mr. Fenwick replied yes.

Mr. Jones asked what Mr. Fenwick plans to do with the old leaf picker.

Mr. Fenwick stated he is going to try and sell it. The last one was sold for \$5,000.

Mr. Scott asked the delivery time on this.

Mr. Fenwick stated he is not sure. It will probably take about two months and he would like to have it by August. There is no hurry to get this.

Mr. Scott stated “and we are in no hurry to pay for it.”

Mrs. Spohn stated we aren't earning any money on our investments right now anyhow.

There being no further discussion, Mr. Scott stated the committee will recommend the adoption of Resolution No.: 24-2009 this evening.

Mr. Scott stated Resolution No.: 25-2009 is for the purchase of a 2009 Ford 1-ton truck (cab & chassis) for \$31,935.53 through the CUE Group purchasing program.

Mr. Fenwick stated he opted not to go with four wheel drive to bring the price down.

Mr. Scott stated he was trying to reconcile to the purchase price of just the truck. It looks like it's on the list here as the \$31,935.53 for adding some other pieces and parts. This doesn't collaborate with what the vehicle order form states. He couldn't tell if a vehicle warranty is being bought.

Mr. Fenwick stated a 6 year/75,000 mile warranty is being bought for \$1,410.

Mr. Scott asked if these are the only options they are offering us or is this what we stipulated.

Mr. Fenwick replied this is what we chose.

Mr. Scott asked how many miles are put on this vehicle.

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Mr. Fenwick replied about 75,000 by the time the vehicle is retired from use.

Mr. Scott asked if the truck will retire in six years.

Mr. Fenwick replied about 15 years.

Mr. Scott stated if we aren't going to get this amount of mileage out of it for 12-15 years then why don't we look into a 6 year/ 48,000 or 60,000 mile warranty if it lowers the price.

Mr. Fenwick stated he will look into this.

Mr. Scott stated on the previous page there is a list of options.

Mr. Fenwick stated they did not go with any of the options listed.

Mr. Jones asked what kind of warranty comes with the truck.

Mr. Fenwick replied he does not know.

Mr. Richardson asked the size of the motor in the truck.

Mr. Fenwick stated it is a 6.4L V8.

Mr. Jones asked Mr. Richardson the mileage he gets on one of his trucks in a year.

Mr. Richardson replied about 15,000 – 20,000 miles in a year.

Mr. Jones asked the length of time he keeps his trucks.

Mr. Richardson replied too long.

Mr. Jones asked if he buys warranties on the trucks.

Mr. Richardson stated he checks the factory warranty to make sure that it doesn't extend too far into the warranty that is going to be purchased.

Mr. Scott stated maybe the warranty should be reconsidered.

Mr. Richardson stated it depends on the wear and tear that happens and what it happens on.

Mr. Scott asked about the Cross Trucking Company.

Mr. Fenwick stated the utility body for the truck is being purchased from Cross Trucking.

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Mr. Jones asked if they are the only company that offers this.

Mrs. Geis stated they are the best.

Mr. Fenwick affirmed Mrs. Geis' statement.

Mr. Jones asked if Ziebart is still being used.

Mr. Fenwick stated he undercoats all of the trucks because of the salt.

Mr. Scott asked if the committee wants to hold this until further information is received regarding the extended warranty.

Mrs. Geis stated the warranty can be purchased at a later date.

Mr. Fenwick stated he would like it to go forward because it is going to take awhile for the truck to be prepared.

Mrs. Fuller asked the time frame on getting the truck.

Mr. Fenwick stated it probably wouldn't be ready until summer.

There being no further discussion, Mr. Scott stated the committee will recommend the adoption of Resolution No.: 25-2009, without warranty, this evening.

Mr. Scott stated Resolution No.: 26-2009 is for the purchase of a utility body, for the previously mentioned truck, through Cross Equipment in the amount of \$8507.

Mr. Fenwick stated they are very pleased with their previous purchase through Cross Equipment. It is wider and holds more equipment.

Mrs. Fuller asked if we accepted other bids.

Mr. Fenwick stated he deals with Cross because they give the best prices he can find and they have the fastest service.

Mr. Scott stated the committee will recommend the adoption of Resolution No.: 26-2009 this evening.

Mr. Scott stated Resolution No.: 27-2009 re-appropriates \$2,000 from Worker's Compensation Premiums to Capital Equipment.

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Mrs. Spohn stated the worker's compensation premiums came in less than what was paid last year and wished to use the left over funds to purchase transcribing equipment.

The transcribing equipment does not work well. It is very difficult to transcribe the various meetings because of audio problems, especially with people who do not speak loudly enough for the microphone to pick up. This has been an ongoing problem.

Mrs. Spohn stated an employee from Norelson serviced one of the office dictaphones because it was not recording. The staff mentioned some of the difficulties they were having with the current equipment. The Norelson representative returned to demonstrate new equipment that is currently available.

The machine (digital recorder) will sit on the table top and it will be wired directly to a microphone jack to the current sound system. The sound quality is exceptional. There are some people that cannot be heard and it fixes this problem.

Mrs. Fuller asked if the equipment would eliminate the need for the person receiving overtime by attending the meeting to take notes.

Mrs. Spohn stated it is very difficult for someone to transcribe minutes without attending the meeting. As you can see, Mrs. Tussey takes pages of notes and at this time uses the machine as a back up to what her notes say.

Mrs. Geis stated it is a very difficult task. Unless the person recognizes everyone's voice attending the meeting it would be hard. The minutes are probably done the day after the meeting.

Mrs. Tussey responded she usually does the minutes the day after the meeting.

Mrs. Spohn stated the other staff usually waits until the week the Council packets are going to be delivered to prepare the minutes.

Mrs. Spohn stated we could try the new equipment and ask the office staff if they feel they could transcribe minutes from the tape.

Mrs. Fuller stated Council could introduce themselves before they speak.

Mrs. Spohn stated she believes everyone knows the voices of the Council members. It's when there are audience members that it becomes especially difficult.

Mr. Jones stated the audience members should identify themselves.

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Mrs. Spohn stated once they've introduced themselves and a conversation starts is when it would be difficult to decipher the voices.

Mr. Scott asked if the unit is battery operated.

Mrs. Spohn stated it is battery operated but it does have a cord for an outlet.

Mrs. Spohn stated the cost of the actual machine is only about \$449. The digital transcription software is \$329 each. All of the office computers (four) need this software in order to transcribe the minutes. The software includes: headphones, foot pedal for USB port, software, and training.

Mr. Jones asked how many transcription pieces we are going to have.

Mrs. Spohn replied one machine, and the software package for the four office computers. The minutes can be downloaded onto the computer and then someone else can use the actual machine. We will have to keep the old dictaphones in case there are two meetings scheduled for the same time.

Mr. Jones asked if we have to buy an AS-4000 transcription kit.

Mrs. Spohn replied yes. We will need four, one for each computer.

Mr. Jones asked why we need to purchase four.

Mrs. Spohn replied everyone in the office transcribes minutes.

Mr. Jones asked if it can be passed around.

Mrs. Spohn replied no. The software is on the computer.

Mr. Jones stated the machine can be plugged in and unplugged.

Mrs. Spohn stated software is required in order for the recording to be downloaded onto the computer.

Mrs. Geis stated the machine cannot be downloaded to a computer unless the software is installed on the computer. It helps with the transcription process.

Mr. Jones asked if everyone has the software and you unplug the machine, is the software still on the computer?

Mrs. Spohn replied yes.

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Mr. Jones asked why there can't just be one machine and unplug it and give it to the person who is doing the minutes the next time.

Mrs. Spohn stated there is only one machine (digital recorder). The recorder is downloaded to a drive on the network server and the resulting file is opened with the software on the pc. The recorder can then be used for the next meeting.

Mr. Scott stated isn't there a foot pedal.

Mrs. Spohn stated it (each copy of the software) comes with a foot pedal and headphones.

Mr. Scott asked if we can just not purchase those items.

Mrs. Spohn stated it comes as a package.

Mrs. Fuller asked if we can have one designated transcription computer.

Mrs. Spohn replied no.

Mr. Jones asked why not.

Mrs. Spohn stated it is very inconvenient and interruptive to move someone from their workstation to another computer for the sole purpose of transcribing minutes.

Mr. Jones asked if there can be one person designated to do the minutes.

Mrs. Geis responded that there are Park Board minutes, Planning and Zoning minutes, Council minutes, etc.

Mrs. Spohn stated there is not just one person that transcribes Council minutes because transcribing minutes is not a popular task. The office staff rotates this assignment.

Mr. Jones asked if Park Board used to take their own minutes.

Mrs. Spohn replied yes.

Mr. Jones stated it seems like we are buying four of these kits when we only need one.

Mrs. Fuller stated she can see where Mrs. Spohn's office would need its own software, but to have three in the other office? Considering computers are so cheap couldn't there be a computer that was a designated transcription computer and have a transcription station.

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Mrs. Spohn stated the computer would have to be connected to our server. She is not sure of the availability of another port for a computer. The computer will need to be able to access the specific designated drive. But, in order to access the minutes the person would have to go to that computer because they would not be able to access it from their own computer without the software program.

Mr. Jones stated if you have a separate computer just to do minutes, then whoever is doing the minutes can use it.

Mrs. Geis stated when she has transcribed minutes at work she multi-tasks. She doesn't just sit and do only minutes.

Mrs. Spohn stated there isn't space in the office for another computer. It takes about five hours to transcribe a one hour meeting. Phone calls and waiting on utility customers, etc. make it a longer process. "You just don't sit down and do the minutes. There are many other things going on in the office at the same time that you need to attend to."

Mrs. Fuller asked if this is just bringing the audio to your computer, is there software available that converts the audio to text.

Mrs. Spohn stated that kind of software is probably pretty expensive.

Mr. Scott asked the other committee members if they think this should be brought out for adoption this evening.

Mr. Hite stated he's for bringing it out but not sure if he is for the equipment.

Mrs. Fuller stated she thinks this is probably a good idea, but would like to hold the legislation for two weeks to think about it some more.

Mr. Scott stated Resolution No.: 27-2009 will be treated as a first reading.

Mr. Scott stated Resolution No.: 28-2009 is for payment of claims in the amount of \$142,927.47.

There being no comments, Mr. Scott stated he will recommend the adoption of Resolution No.: 28-2009.

Mr. Jones called upon Mr. Hite, Chairman of the Planning, Zoning, and Insurance Committee, to lead discussion on items on the agenda pertinent to his committee.

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PLANNING, ZONING, AND INSURANCE COMMITTEE

Mr. Hite stated Resolution No.: 18-2009 is for the group health insurance plan.

Mr. Richardson asked the amount the Village will be saving.

Mrs. Spohn stated it is only \$2,200.

Mr. Scott stated the main concern seems to be with the core plan that is being offered. He looked at what the cost would be if everyone were in the core plan. The savings from the current core plan to the new proposed core plan, after the employee 8% contribution, is \$5,220 according to his calculations.

Mr. Scott stated this is a good plan. Like Mr. John Friend was trying to explain the other day, when you pay the buy up cost, the employee is actually going to be spending more money to buy up than having the higher deductible but getting the 90% copay. You're still going to pay 10% but for the average family that is not going to be excising that, they would probably be better off financially with the new plan.

Mrs. Geis stated she has thought about this a lot and believes the new plan is still a good plan. The deductible is different but the out of pocket is not.

There being no further comments, Mr. Hite stated the committee will recommend the adoption of Resolution No.: 18-2009 this evening.

Mr. Jones continued with the agenda.

Planning, Zoning, and Insurance Committee – Mr. Richard Hite, Chairman

Mr. Hite stated Resolution No.: 18-2009, was discussed in Committee earlier this evening and is ready for adoption.

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

Roll call on adoption: Yes 6 No 0

Finance and Appropriations Committee - Mr. Christopher Scott, Chairman

Mr. Scott stated Resolution No.: 24-2009 was discussed in Committee earlier this evening and is ready for adoption.

Mr. Scott moved to suspend the rule that legislation be read at three meetings for Resolution No.: 24-2009, seconded by Mrs. Fuller.

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Roll call on suspension: Yes 6 No 0
Motion to adopt by Mr. Scott, seconded by Mrs. Fuller.
Roll call on adoption: Yes 6 No 0

Mr. Scott stated Resolution No.: 25-2009 was discussed in Committee earlier this evening and is ready for adoption.

Mr. Scott moved to suspend the rule that legislation be read at three meetings for Resolution No.: 25-2009, seconded by Mrs. Fuller.

Roll call on suspension: Yes 6 No 0
Motion to adopt by Mr. Scott, seconded by Mr. Hite.
Roll call on adoption: Yes 6 No 0

Mr. Scott stated Resolution No.: 26-2009 was discussed in Committee earlier this evening and is ready for adoption.

Mr. Scott moved to suspend the rule that legislation be read at three meetings for Resolution No.: 26-2009, seconded by Mr. Hite.

Roll call on suspension: Yes 6 No 0
Motion to adopt by Mr. Scott, seconded by Mr. Hite.
Roll call on adoption: Yes 6 No 0

Mr. Scott stated Resolution No.: 27-2009 will be treated as a first reading.

Mr. Scott stated Resolution No.: 28-2009, Payment of Claims, was discussed in Committee earlier this evening and is ready for adoption.

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

Roll call on adoption: Yes 6 No 0

REPORTS OF VILLAGE OFFICIALS

Mayor Hovey reported there was a draft given to each Council member regarding changing the gas mileage reimbursement rate from 55 cents to 35 cents. The IRS rate is the rate at which you can reimburse someone and they do not have to pay taxes on it. Beyond that rate it is considered a fringe benefit. Employers are not required by law to pay the IRS rate.

Mr. Jones asked how much money was spent last year on mileage reimbursement.

Mrs. Spohn stated she does not know an exact amount. Outside of classes and training, the person taking the bank deposit and the animal control officer are probably the only people who are reimbursed mileage.

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Chief DeMoss asked if the animal control officer, Ms. Cathy Schultz, will be exempt or classified differently. She uses her own vehicle to haul animals and for patrolling the Village.

Mayor replied he brought it up for discussion and there did not seem to be any support or any reason for Ms. Schultz to be exempt.

Mrs. Fuller asked how Ms. Schultz is paid.

Chief stated she has an hourly rate and mileage reimbursement. The mileage reimbursement is usually around \$20 - \$30 month.

Mrs. Spohn asked if the mileage begins when she leaves her home.

Chief replied no, only when she is in the Village.

Mr. Heydorn stated the reimbursement being paid is not an exact measurement of what a person is out as a result of using their own vehicle. It is only the IRS' determination of the point where reimbursement is so far in excess that it becomes income.

Mrs. Fuller asked if the concern is that she is going to lose money; could we lower Ms. Schultz's mileage reimbursement, but increase her hourly rate.

Mayor stated if there is going to be an exception made he would prefer to see it done this way.

Mr. Heydorn stated the only factors that are different in this situation is would she have the automobile at all if it weren't for this job. If she uses it exclusively for the Village and buys it only because she has this job then that is a different situation.

Chief stated this is her only car and she uses it for a blend of things.

Mrs. Fuller asked if she works for other communities.

Chief replied yes.

Mrs. Fuller asked what the other communities reimburse her for mileage.

Chief replied that has never been discussed.

Mrs. Geis stated if we were to increase her hourly rate then she would be taxed on that money, whereas she is not currently being taxed on the mileage reimbursement.

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Chief stated he will leave it up to Council. Ms. Schultz is not opposed to whatever is done; we just want to make sure it is fair for her.

Mr. Jones stated at some point we will bring this forward in legislation form and it will go to committee.

Mrs. Fuller asked Mayor if he spoke to Time Warner regarding Mr. Joe McMullin's question about high definition service.

Mayor replied he did speak with a representative from Time Warner and the Village is receiving all of the high definition channels that they presently have to offer in this area. There are no HD channels that we can get that they presently provide to anybody else.

Mr. Robert Heydorn, Solicitor, stated the mediation with Judge Teodosio regarding the Mr. Stanley Morgan case was not resolved. It was determined that the cost to install a backflow device would only be about \$300.

Mr. Heydorn stated if Council does choose to go to an internet purchasing procedure that is not authorized by the statutes then an ordinance will be needed to use that procedure.

Chief Gary DeMoss stated he checked with Asset Auctions and there is a contract in Ohio. We can sell and buy on this. We can sell at no charge. We would photograph and forward it to them. The item would remain in the Village. They run, sell and collect the money. When the purchaser is given their receipt they would come to the Village to pick up their merchandise.

Mr. Jones asked if they take some of the money.

Chief stated they take it from the buyer. They take 5.5% and that's how they make their money. Their website is: www.asset-auctions.com

Chief reported April is Child Awareness Month. The theme this year is: "A Family is a Compass That Directs Me Throughout Life."

Severe Weather Awareness Week is March 23 – 27. On Wednesday, March 25, at 9:50 a.m. there will be a state-wide tornado siren testing.

Chief spoke with Mr. Konich regarding the Graham Road traffic signal. They have checked the light and it is synchronized with the Graham Road corridor with Stow. Depending on where you hit the loop there could be a greater or lesser wait. This is true for the entire strip, not just that specific intersection.

Chief has given Council members information regarding the purchase of tasers. The price started out at \$8,369 but we have gotten it down to \$5,172. There is no solid commitment from

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the Police Association as to what they would be willing to provide. This would be for four guns, a minimum of supplies, and a holster for each officer. The standard is one taser for each officer. It's like a gun, it would be your personal duty weapon that you would care for and clean and make sure that it is charged and serviceable. We could make it work with only four tasers for the time being.

Mrs. Fuller asked about the liability savings listed as \$14,000.

Chief stated this is an insurance thing. We are on the narrow end of this. We aren't hugely affected.

Mrs. Geis stated the meaning is that if the Police Department doesn't have tasers they will be more likely to have to use their gun. Tasers are a less lethal weapon.

Chief stated he would like to proceed with this. He has budgeted roughly \$2500. He was going to go with a company that had a lower cost, but quickly learned that the only company to go with is Taser because they are the industry leader.

Mr. Scott asked if both the City of Cuyahoga Falls and the City of Stow use them.

Chief replied yes. There are strict guidelines and training. When you have someone totally out of control there needs to be control devices.

Mr. Richard Fenwick, Service Director, reported he spoke with the firm that handles the eBay selling for the City of Wadsworth and many other municipalities. They market and do everything for a cost dependent upon the price of what is being sold. Whatever way Council decides, this needs to move forward because there is a lot of old equipment to liquidate.

Chief stated that you can set a reserve on these items so that it doesn't go for an amount less than what the Village would like.

Mr. Jones asked if a reserve can be set at the local auction.

Mr. Fenwick replied yes.

Mr. Scott asked if we pay any cost at the auction or is it on the buyer's side.

Chief replied it is on the buyer's side.

Mr. Fenwick researched financing on dump trucks. Unless we're buying over \$300,000 worth of equipment the financing won't be under 3%. Otherwise the lowest rate he has seen is 4.77%.

Mrs. Spohn stated she had gotten a quote and it was over 6%.

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Mr. Fenwick stated through the flooding and the rain there were three homes in Colony Allotment whose basements were damaged.

A resident called Mr. Fenwick on Sunday and Mr. Salmon came in, popped manholes, and Mudbrook was starting to back up. This problem has not gone away.

Mr. Fenwick knows that two of the homes do not have check valves. The house that backed up down the street was caused from the ongoing sewer project. The project should be completed in about two weeks. In the sewer, contract it states they have to come back in a year to make sure everything is still in place.

Mr. Hite asked if there is any new information regarding the Sweitzer residence.

Mr. Heydorn replied Mr. Sweitzer requested that the Village send our proposal for an easement to his attorney. Mr. Heydorn has not heard anything back.

Mrs. Teresa Spohn, Clerk-Treasurer, reported the Village received a \$13,007 check from FEMA for storm damage. We also received a check from the County for \$95,000 in inheritance tax. Our income tax collections are down \$28,000 from this time last year.

Mr. Jones asked for any miscellaneous business.

Mr. Scott stated pertaining to the backup issues; he spoke with some of his neighbors that have the backup problem. It was mentioned that it would be nice if they could be notified when Mudbrook is going to backup.

After speaking with Mr. Fenwick, Mr. Scott discovered that the sewer system calls Mr. Fenwick when a problem arises. Though, for some reason, this past time it did not call him.

Mr. Fenwick stated it is set up to call him when it reaches a certain height.

Mr. Scott stated the thought was maybe we could use the Reverse Alert system to notify the residents.

Chief stated it can be tailored to specific residents.

Mr. Scott stated he could not remember the cost of this.

Chief stated around sixty cents a call.

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Mr. Scott stated the concern is that if the people install check valves then the problem is where it goes next. Generally it would go to the next person down the line. All of the homes in that area were supposed to have check valves installed, but that is not the case.

Mr. Jones asked if the check valve stops the problem.

Mr. Fenwick stated you can't do anything in your home.

Mr. Scott asked Chief to look into setting up the Reverse Alert for this.

There being no further comments or questions, Council adjourned at 8:24 p.m. until the next regularly scheduled Council meeting on Monday, April 6, 2009, at 7:00 p.m.

APPROVED:

Mr. Gerald Jones, President of Council

ATTEST:

Teresa M. Spohn, Clerk-Treasurer