

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**

**Monday, May 3, 2010 7:00 p.m.**

The Village of Silver Lake Council met in a regular session on Monday, May 3, 2010, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio.

With Vice-President of Council, Mrs. Karen Fuller, presiding, the meeting was called to order at 7:00 p.m.

Mrs. Fuller led the Pledge of Allegiance.

The following members were present and responded to roll call: Mrs. Janie Geis, Mr. Christopher Scott, Mrs. Karen Fuller, Mrs. Carol Steiner, and Mr. Gerald Budrevich.

Roll call of Council - 5 members present

Mr. Scott made a motion to excuse Mr. Richard Hite and Mr. Gerald Jones from this evening's meeting, seconded by Mrs. Geis, and all of Council agreed.

Mrs. Fuller asked if there were any additions or corrections to the minutes of the April 19, 2010, Council meeting.

There being none, the minutes were approved as sent.

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

**ORDINANCE NO.: 30-2010 AN ORDINANCE ESTABLISHING THE SILVER LAKE SHADE TREE COMMISSION AS AN ADVISORY BOARD TO THE PARK BOARD TO PROMOTE THE REGULATION AND CONTROL OF THE PLANTING AND MAINTENANCE OF TREES AND SHRUBS ON VILLAGE OWNED OR CONTROLLED PROPERTY, AND DECLARING AN EMERGENCY.**

Mrs. Fuller assigned Ordinance No.: 30-2010 to the Public Improvements Committee.

**RESOLUTION NO.: 31-2010 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS. \$ 124,715.18**

Mrs. Fuller assigned Resolution No.: 31-2010 to the Finance and Appropriations Committee.

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

**ORDINANCE NO.: 27-2010 AN ORDINANCE GRANTING A COST-OF-LIVING WAGE ADJUSTMENT FOR FULL-TIME EMPLOYEES OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.**

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**

**Monday, May 3, 2010 7:00 p.m.**

Ordinance No.: 27-2010 was previously assigned to the Finance and Appropriations Committee.

Mrs. Fuller asked if there were any comments or questions from the audience.

There being none, Mrs. Fuller called upon Mrs. Carol Steiner, Chairman of the Public Improvements Committee, to lead discussion on items on the agenda pertinent to her committee.

**PUBLIC IMPROVEMENTS COMMITTEE**

Mrs. Steiner stated Ordinance No.: 30-2010 is for a Shade Tree Commission and is something Council has wanted for a long time. She is assuming it will do exactly what the Park Board wants it to do.

Mrs. Geis stated Mr. Bob Zimmermann worked with Mr. Heydorn on this and shared his concerns with him.

Mr. Scott asked about the controlled properties.

Mr. Fenwick stated it would mean properties with easements from Summit County.

Mr. Heydorn stated it could also be some sections of tree lawns.

Mrs. Fuller asked if the Park Board members who will be on the Shade Tree Commission have already been chosen.

Mayor stated they have an idea of who they will appoint, but it has not been formalized yet.

Mrs. Geis stated the Park Board meets next Tuesday and will appoint the members at this meeting.

There being no further discussion or questions, Mrs. Steiner stated the Committee will recommend the adoption of Ordinance No.: 30-2010 this evening.

Mrs. Fuller called upon Mr. Christopher Scott, Chairman of the Public Improvements Committee, to lead discussion on items on the agenda pertinent to his committee.

**FINANCE AND APPROPRIATIONS COMMITTEE**

Mr. Scott stated Resolution No.: 31-2010 is for payment of claims in the amount of \$124,715.18.

Mrs. Fuller asked why the Village needs a portable toilet.

Mr. Fenwick stated it is for the recreation area and it is \$30 cheaper per month than last year.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

**Monday, May 3, 2010 7:00 p.m.**

There being no further discussion or questions, Mr. Scott stated the Committee will recommend the adoption of Resolution No.: 31-2010.

Mr. Scott stated Ordinance No.: 27-2010 is a second reading for the cost of living wage adjustment, which equates to \$750 per employee. Last meeting was the first reading and they waited to hear back from the residents to get their feelings on this.

Mr. Scott asked if anyone got any feedback on this.

Mrs. Fuller, Mr. Budrevich, Mrs. Geis and Mrs. Steiner all indicated they did.

Mr. Budrevich stated the people he talked to don't want the employees to think they are being punished, but with the uncertainty and the cutbacks that Council has worked hard on, absolutely nobody is in favor of pay increases. The one-time bonus idea was a little more favorable, but would be preferred if we waited until the end of the fiscal year.

Mr. Scott asked Mrs. Spohn if it would be a problem if a bonus was given at the beginning of next year.

Mrs. Spohn stated if we pay it at the end of the year, then we'll have to calculate for overtime purposes, anyone who received overtime pay for 2010. If we wait until 2011, then that money goes for wages paid in 2011.

Mr. Scott asked Mr. Heydorn if it is legally okay if we waited to give it at the beginning of next year.

Mr. Heydorn stated there is no legal problem.

Mr. Budrevich stated the support for the bonus wasn't too great either, but given some choices, this is the preferred method.

Mrs. Steiner stated she received minimal response. Basically our employees are well liked and everyone is doing their job, but residents are taking it personally and the basic feeling is that times are tough and we don't know what's coming.

Mrs. Fuller stated she received the same responses. A resident called on Sunday evening after reading the newspaper and was absolutely mad and against it.

The other people Mrs. Fuller spoke to were not as emphatic, but were still against it.

Mrs. Geis stated she spoke to two residents in her district and both of them were totally against it. You have to be careful comparing us to other businesses when making a decision like this.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

**Monday, May 3, 2010 7:00 p.m.**

Mrs. Geis is not in favor of doing the flat amount for everyone because it is not equal. If anything was done, she would rather do a flat percentage amount across the board.

Mrs. Steiner stated she agrees.

Mr. Scott stated he spoke to six residents and found the same thing. They agreed that we have good employees, but personally and in general, they felt this is not the time to be looking at anything. Nobody thought it was a good time for a bonus either.

Mr. Scott stated comparing the Village to other companies is not relevant here. These aren't company profits or losses, they are tax dollars.

Mr. Scott said Mr. Jones had stated at a previous meeting that this legislation should go for three readings.

Mr. Scott asked for any further comments or discussion.

There being none, Mr. Scott stated Resolution No.: 27-2010 will be treated as a second reading this evening.

Mrs. Spohn stated she emailed everybody the financial statements this morning.

Mr. Scott asked if there were any questions or comments regarding the financial statement. There being one, the financial statement will be approved as presented this evening.

Mrs. Fuller continued with the agenda.

**Public Improvements Committee - Mrs. Carol Steiner, Chairman**

Mrs. Steiner stated Ordinance No.: 30-2010 was discussed in Committee earlier this evening and is ready for adoption.

Mrs. Steiner moved to suspend the rule that legislation be read at three meetings for Ordinance No.: 30-2010, seconded by Mr. Budrevich.

Roll call on suspension:       Yes   5       No   0

Motion to adopt by Mrs. Steiner, seconded by Mr. Budrevich.

Roll call on adoption:       Yes   5       No   0

**Finance and Appropriations Committee - Mr. Christopher Scott, Chairman**

Mr. Scott stated Resolution No.: 31-2010 was discussed in Committee earlier this evening and is ready for adoption.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

**Monday, May 3, 2010 7:00 p.m.**

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

Roll call on adoption:            Yes    5            No    0

Mr. Scott moved to accept the Statement of Cash Position as presented, seconded by Mr. Budrevich, and all of Council agreed.

**REPORTS OF VILLAGE OFFICIALS**

**Mayor Hovey** had no report.

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

**Chief Gary DeMoss** distributed the annual report for the Police Department. (A copy is attached to the original minutes). Activity level overall has gone down a little bit by approximately 400 calls and activity by officers. Citation levels are consistent with previous years.

Mr. Budrevich asked about the prescription drug box.

Chief stated there is nothing new.

Discussion then followed regarding the Redflex traffic light cameras.

Council decided against having Redflex cameras in the Village at this time.

**Mr. Fenwick, Service Director**, reported Spring Clean Up is completed and Hydrant Flushing will continue for another couple of weeks.

The Lakeland Parkway pump has been installed and tested and is running properly.

The Service Department is repairing water break holes and aprons.

Mr. Fenwick and Chief DeMoss will be meeting with Mr. Jeff Mitchell from Mitchell Communications regarding new radios that need to be replaced next year. The FCC is going to a “narrow banding”, which means the unit in the attic and handsets need to be replaced. This project is in the budget for next year.

This is a requirement that has to be completed by January 1, 2013.

Mr. Budrevich asked if this was also for the Police Department radios.

Chief replied no, this is for the Village local government channel VHF system. The Police Department is on an 800 dispatch system with the Summit County radio system. This is affecting

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

**Monday, May 3, 2010 7:00 p.m.**

every community that is still using VHF and UHF channels. The unit in the attic is 35 years old and near the end of its lifespan regardless.

Mr. Budrevich stated the baseball field is looking great.

**Mrs. Spohn, Clerk-Treasurer**, stated she has to turn in an application for the sewer project for the Ohio Public Works money. The engineer's estimate without any contingencies is \$638,000. There is another \$77,000 for contingencies. Even without the contingencies, the only way we are going to get any points on this is if we come up with 50 percent of our local funds, which is \$319,000. The Village does not have this money.

The Village can borrow the money, but we will need to have money to pay it back. If we borrow the other part from Ohio EPA, there will be interest. We can put up to a maximum of \$200,000 towards this project. None of this is included in the sewer rates to pay for the project.

Mrs. Spohn has to sign a certificate saying we pledge this money.

If we don't get the money under the Ohio Public Works Commission, we get it under their small governments program because we can't compete with Akron, Cleveland and Columbus.

Mrs. Steiner asked where this money was put for the budget on the spreadsheet.

Mrs. Spohn stated it's not in there. This money wouldn't be available until 2011 anyways.

Mr. Budrevich asked if it was for two manholes.

Mr. Fenwick stated it is a whole new sanitary sewer system down Orchard Road and Kingston Circle.

Mr. Budrevich asked if there would be any advantage to "piece mealing" it.

Mr. Fenwick said no because it's a small job.

Mrs. Fuller stated, "That's what's scary."

Mrs. Geis stated if we get the loan, we have to be prepared to pay it back.

Mrs. Spohn stated it is not cheap to apply for a loan, you still have to pay money up front.

Mrs. Fuller asked if there is a small state loan we could get.

Mrs. Spohn said the Village could go to the Ohio Cap like we did with the Graham Road Water Main Project. But then again, you still have to pay them back.

**REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE**

**Monday, May 3, 2010 7:00 p.m.**

Mr. Scott asked what the life is on these systems.

Mrs. Spohn replied 50 years.

Ohio Public Works Commission will now do loans for thirty years, instead of twenty.

Mrs. Spohn stated she will do some scenarios and see what the Village would have to raise to pay the loan back. The information will be available at the next Council meeting.

Mr. Scott asked what are the next projects following this one.

Mr. Fenwick stated Lee Road, which is quite a bit longer than this one.

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

There being no further questions or comments, Council adjourned at 8:00 p.m. until the next regularly scheduled Council meeting on Monday, May 17, 2010 at 7:00 p.m.

APPROVED:

---

Mrs. Karen Fuller, Vice-President of Council

ATTEST:

---

Teresa M. Spohn, Clerk-Treasurer

s:/council/2010 minutes/05-03-2010 Council minutes.docx  
prepared by: Heather Reiheld