

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, April 19, 2004

7:30 p.m.

The Village of Silver Lake Council met in a regular session on Monday, April 19, 2004, at Silver Lake Village Hall, 2961 Kent Road, Silver Lake, Ohio.

With President of Council, Mr. Duane Scott, presiding, the meeting was called to order at 7:30 p.m.

Mr. Scott led the Pledge of Allegiance.

The following members were present and responded to roll call: Mr. Jack Ingram, Mr. Robert Gray, Mr. Duane Scott, Mrs. Carol Steiner, Mr. Bernie Hovey, Mr. William Church, and Mrs. Karen Fuller.

Roll call of Council – 7 members present

Mr. Scott asked if there were any additions or corrections to the minutes of the April 5, 2004, Council meeting.

There being no corrections, the minutes were approved as sent out.

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

RESOLUTION NO.: 38-2004 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, 2004, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 38-2004 to the Finance and Appropriations Committee.

RESOLUTION NO.: 39-2004 A RESOLUTION AUTHORIZING THE EMERGENCY REPAIR OF A TRANSMISSION AND P.T.O. BY WISE INTERNATIONAL FOR EQUIPMENT USED BY THE VILLAGE OF SILVER LAKE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 39-2004 to the Finance and Appropriations Committee.

ORDINANCE NO.: 40-2004 AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2004 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 40-2004 to the Planning, Zoning and Insurance Committee.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, April 19, 2004

7:30 p.m.

RESOLUTION NO.: 41-2004 A RESOLUTION TO APPROVE THEN AND NOW CERTIFICATES FOR PURCHASES AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 41-2004 to the Finance and Appropriations Committee.

RESOLUTION NO.: 42-2004 A RESOLUTION AUTHORIZING THE PURCHASE OF FIBERGLASS LIGHT POSTS FROM JACK DUFFY & ASSOCIATES, INC. FOR THE VILLAGE OF SILVER LAKE STREET LIGHTING PROGRAM, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 42-2004 to the Finance and Appropriations Committee.

RESOLUTION NO.: 43-2004 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS, AND DECLARING AN EMERGENCY. \$80,028.72

Mr. Scott assigned Resolution No.: 43-2004 to the Finance and Appropriations Committee.

Mr. Scott asked if there were any questions or comments from the audience regarding pending legislation.

There being none, Mr. Scott continued with the agenda.

REPORTS OF COUNCIL STANDING COMMITTEES

Finance and Appropriations Committee – Mr. Jack Ingram, Chairman

Mr. Ingram stated Resolution No.: 38-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 38-2004, seconded by Mr. Gray.

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Ingram, seconded by Mr. Hovey.

Roll call on adoption: Yes 7 No 0

Mr. Ingram stated Resolution No.: 39-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 39-2004, seconded by Mr. Church.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, April 19, 2004

7:30 p.m.

Mr. Ingram stated Resolution No.: 41-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 41-2004, seconded by Mr. Church.

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Ingram, seconded by Mr. Hovey.

Roll call on adoption: Yes 7 No 0

Mr. Ingram stated Resolution No.: 42-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 42-2004, seconded by Mr. Church.

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Ingram, seconded by Mr. Gray.

Roll call on adoption: Yes 7 No 0

Mr. Ingram stated Resolution No.: 43-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Ingram made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 43-2004, seconded by Mr. Church.

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Ingram, seconded by Mr. Gray.

Roll call on adoption: Yes 7 No 0

Planning, Zoning and Insurance Committee – Mr. Bernie Hovey, Chairman

Mr. Hovey stated Ordinance No.: 40-2004 was discussed in committee earlier this evening and is ready for adoption.

Mr. Hovey made a motion to suspend the rule that legislation be read at three meetings for Ordinance No.: 40-2004, seconded by Mr. Church.

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mr. Hovey, seconded by Mr. Gray.

Roll call on adoption: Yes 7 No 0

Mrs. Fuller, the Park Board Liaison, reported that the Village of Silver Lake has received a Tree City USA Award.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, April 19, 2004

7:30 p.m.

The Park Board would like to establish a Public Tree Policy.

A resident that resides on South Park Drive would like to have a tree removed.

The schedule for the baseball field for the summer has been completed. According to the schedule, the field will be used every day.

Mrs. Steiner asked what the Public Tree Policy would regulate.

Mrs. Fuller stated that the policy would include a master tree plan for the Village, instructions on how trees should be planted, and what constitutes necessity for removal of a tree.

Mr. Ingram asked if this policy would be directed toward public property only.

Mr. Ingram asked if there were guidelines and/or restrictions regarding private trees.

Mr. Fenwick stated yes.

Mr. Heydorn stated that the Park Board is a recommending body and any policy established by the Park Board must be in ordinance form in order to be enforceable.

Mrs. Fuller replied that final product of the policy will be in ordinance form.

Mr. Church asked if the private property tree policy was in ordinance form. Mr. Church reiterated Mr. Ingram's question about a policy on private trees.

Mr. Heydorn stated the ordinances regarding private property refer to dangerous trees only and not landscaping.

MAYOR'S REPORT

Mayor Mendenhall reported on the status of the project on Silverview Drive. This project entails development of a storm water catch basin and outlet pipe to Silver Lake. The Mayor stated at the last Council meeting that a decision needs to be made on how to finance this project. The engineer's estimate for installation is \$29,000 and the engineering costs are approximately \$6,500.

The Mayor stated there is no appropriate way to assess residents for this project because it affects too many residents. The Mayor has asked GBC Engineering, Inc., to produce formal engineering plans for this project.

The Mayor also gave an update on the Cluster Townhouse District. The Mayor stated the Planning and Zoning Commission has been working diligently on this project. The commission

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, April 19, 2004

7:30 p.m.

has been reviewing the preliminary draft of the project and has also met with experts that have worked on this kind of project. The commission will probably complete its responsibilities for the project in two weeks.

Mr. Church asked the Mayor if there has been any further discussion with the Mayor of Stow in reference to the curb and sidewalk project on Englewood Drive. The Mayor stated the Village currently is in discussion with the City of Stow for the EMS contract, but there has been no further discussion regarding curbs and sidewalks.

REPORTS OF VILLAGE OFFICIALS

Mr. Heydorn attended a meeting last Thursday reference the water lawsuit. The Portage County Commissioners and other municipalities were also in attendance. As a result of attending this meeting, Mr. Heydorn asked if Council would adjourn into a short Executive Session.

Mr. Scott asked for a roll call of Council in order to adjourn into an Executive Session.

Roll call of Council Members to adjourn into Executive Session to discuss pending litigation:

Yes 7 No 0

Lt. Harrison had no report from the Police Department.

Mr. Fenwick stated that hydrant flushing started today. Spring clean-up continues.

Mrs. Spohn has a request from a representative from a federal non-profit agency that would like to address Council to give information about the new federal programs available for FHA and HUD reverse mortgages.

Council determined that it would not be interested in this type of presentation.

Mr. Scott asked if there were any questions from the audience.

Dr. Larry Rhodes, 3036 Vincent Road, was present. Dr. Rhodes thanked Council for the lighting initiative on Vincent Road. Dr. Rhodes suggested that when looking at lighting for Vincent Road, Council needs to consider the following items: (1) glare, (2) light trespass, and (3) energy waste.

Dr. Rhodes suggested that appropriate lighting for the road would be dark sky friendly lighting. Dr. Rhodes would like to work with Council to choose dark sky friendly lighting.

Council recessed into Executive Session at 7:58 p.m.

Executive Session adjourned at 8:12 p.m.

REGULAR MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, April 19, 2004

7:30 p.m.

There being no further questions from the audience, Council adjourned at 8:12 p.m. until the next Council meeting on Monday, May 3, 2004.

APPROVED:

Duane Scott, President of Council

ATTEST:

Teresa M. Spohn, Clerk-Treasurer

s:Council/2004 Council Minutes/4-19-04 Council minutes.doc
prepared by: Despina Mulrooney