

ORGANIZATIONAL MEETING OF THE COUNCIL OF THE VILLAGE OF SILVER LAKE

Monday, January 5, 2004

8:00 p.m.

The organizational meeting of Council was called to order by Mayor Warner Mendenhall at 8:00 p.m.

Mayor Mendenhall led the Pledge of Allegiance.

Mayor Mendenhall then asked for a roll call of Council.

The following members were present: 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

Mayor Mendenhall administered the oath of office to the at-large Council members: Mr. William Church, Mrs. Karen Fuller, and Mr. Bernie Hovey.

Mayor Mendenhall asked for nominations for Council president.

Mrs. Steiner made a motion to nominate Mr. Duane Scott as President of Council, seconded by Mr. Hovey.

Roll call on the nomination of Mr. Scott as President of Council: Yes 7 No 0

Council unanimously approved the nomination of Mr. Duane Scott as President of Council.

Mr. Scott wanted to thank all of the Council members for their confidence in him as President of Council.

Mayor Mendenhall asked for nominations for Vice President of Council.

Mr. Hovey made a motion to nominate Mrs. Carol Steiner as Vice-President of Council, seconded by Mr. Church.

Roll call on the nomination of Mrs. Steiner as Vice-President of Council.

Council unanimously approved the nomination of Mrs. Steiner as Vice President of Council.

Mayor Mendenhall administered the oath of office to Mr. Scott and Mrs. Steiner.

Mayor Mendenhall then turned the Council meeting over to Council President, Mr. Duane Scott.

Mr. Scott appointed Mrs. Steiner and Mr. Ingram to the Committees and Seating Committee.

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Mr. Scott called for a recess at 8:12 p.m. so the Committees and Seating Committee could meet and discuss appointments.

Mr. Scott reconvened the Council meeting at 8:22 p.m.

Mr. Scott stated Mr. Ingram, Mr. Church, and Mrs. Fuller are assigned to the Finance and Appropriations Committee. Mr. Ingram will remain the Chairman and Mr. Church will remain Vice Chairman of the Committee.

Mr. Scott stated Mr. Church, Mr. Hovey, and Mr. Ingram are assigned to the Public Improvements Committee. Mr. Church will be Chairman and Mr. Hovey will remain Vice Chairman of the Committee.

Mr. Scott stated Mrs. Steiner, Mr. Gray, and Mrs. Fuller are assigned to the Personnel and Public Affairs Committee. Mrs. Steiner will remain Chairman. Mr. Gray will be Vice Chairman.

Mr. Scott stated Mr. Hovey, Mr. Gray, and Mrs. Steiner are assigned to the Planning, Zoning and Insurance Committee. Mr. Hovey will remain Chairman. Mr. Gray will be Vice Chairman.

Mr. Scott stated the representative to the Silver Lake Board of Trustees will be Mr. Church and Mrs. Fuller will be Council's liaison to the Park and Recreation Board.

Mr. Scott asked Council if anyone would like to change the seating arrangement.

Council responded unanimously to keep the current seating arrangements the same.

Mr. Scott asked if there were any additions or corrections to the minutes of the December 15, 2003, Council meeting. There being none, the minutes were approved as sent.

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

ORDINANCE NO.: 1-2004 AN ORDINANCE ESTABLISHING A GENERAL CLASSIFICATION PLAN FOR EMPLOYEES OF THE VILLAGE OF SILVER LAKE INCLUDING A SCHEDULE OF PAY GRADES AND RANGES FOR VARIOUS POSITIONS WITHIN THE MUNICIPAL CORPORATION OF THE VILLAGE OF SILVER LAKE, ESTABLISHING RULES FOR THE ADMINISTRATION OF SUCH SCHEDULES AND RANGES, REPEALING ORDINANCE NO.: 1-2003 PASSED JANUARY 6, 2003 AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 1-2004 to the Personnel and Public Affairs Committee.

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ORDINANCE NO.: 2-2004 AN ORDINANCE RE-APPOINTING TERESA M. SPOHN TO THE OFFICE OF CLERK-TREASURER FOR THE VILLAGE OF SILVER LAKE, EFFECTIVE JANUARY 1, 2004, PROVIDING COMPENSATION THEREFORE, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 2-2004 to the Personnel and Public Affairs Committee.

ORDINANCE NO.: 3-2004 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED CONTRACT WITH ROBERT W. HEYDORN AS SOLICITOR OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 3-2004 to the Personnel and Public Affairs Committee.

RESOLUTION NO.: 4-2004 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CARGILL, INC., SALT DIVISION, FOR THE PURCHASE OF BULK ROCK SALT IN ACCORDANCE WITH THE COMMUNITY UNIVERSITY EDUCATION (CUE) PURCHASING ASSOCIATION, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 4-2004 to the Finance and Appropriations Committee.

ORDINANCE NO.: 5-2004 AN ORDINANCE REPEALING ORDINANCE NO.: 32-1995 ADOPTED MARCH 20, 1995 AND ENTITLED "AN ORDINANCE AUTHORIZING THE CLERK-TREASURER TO CREDIT, UPON RECEIPT, ALL INHERITANCE TAXES PAID TO THE VILLAGE OF SILVER LAKE BY THE SUMMIT COUNTY AUDITOR INTO THE GENERAL CAPITAL IMPROVEMENTS FUND COMMENCING JANUARY 1, 1995 AND CONTINUING THEREAFTER UNTIL MODIFIED BY COUNCIL," AND REPEALING AMENDING ORDINANCE NO.: 66-1998 ADOPTED AUGUST 3, 1998, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 5-2004 to the Finance and Appropriations Committee.

ORDINANCE NO.: 6-2004 AN ORDINANCE AMENDING SUBSECTION (e) OF SECTION 139.03 - HOLIDAYS OF THE ADMINISTRATIVE CODE OF THE VILLAGE OF SILVER LAKE, OHIO, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 6-2004 to the Personnel and Public Affairs Committee.

RESOLUTION NO.: 7-2004 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH PRO TREE & LANDSCAPE COMPANY OF CUYAHOGA FALLS, OHIO, FOR THE DISPOSAL OF LEAVES COLLECTED IN

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8:00 p.m.

THE VILLAGE OF SILVER LAKE AND FOR GRINDING MISCELLANEOUS WOOD DEBRIS AND CHIPS, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Resolution No.: 7-2004 to the Finance and Appropriations Committee.

ORDINANCE NO.: 8-2004 AN ORDINANCE AMENDING ORDINANCE NO.: 58-2003 REFERENCE THE ESTABLISHMENT OF ON-CALL AND CALL-BACK PAY PROVISIONS FOR THE SERVICE AND ADMINISTRATIVE DEPARTMENTS OF THE VILLAGE OF SILVER LAKE, AND DECLARING AN EMERGENCY.

Mr. Scott assigned Ordinance No.: 8-2004 to the Personnel and Public Affairs Committee.

RESOLUTION NO.: 9-2004 A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS, AND DECLARING AN EMERGENCY. \$140,337.40

Mr. Scott assigned Resolution No.: 9-2004 to the Finance and Appropriations Committee.

Third Reading:

ORDINANCE NO.: 110-2003 AN ORDINANCE ENACTING SECTION 139.09 – EXPENSES, OF PART ONE-ADMINISTRATIVE CODE, CHAPTER 139-EMPLOYMENT PROVISIONS, BY ESTABLISHING PROVISIONS FOR EXPENSE REIMBURSEMENT TO EMPLOYEES FOR TRAVEL AND OTHER VILLAGE RELATED BUSINESS, AND DESIGNATING USE OF VILLAGE CREDIT CARDS, AND DECLARING AN EMERGENCY.

Ordinance No.: 110-2003 was previously assigned to the Finance and Appropriations Committee.

In Committee:

RESOLUTION NO.: 93-2003 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CTI ENVIRONMENTAL, INC. TO PREPARE PRELIMINARY PLANS AND COST ESTIMATES FOR THE ENGLEWOOD DRIVE IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY. *In Public Improvements Committee November 3, 2003.*

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

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

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REPORTS OF COUNCIL STANDING COMMITTEES

Finance and Appropriations Committee – Mr. Jack Ingram, Chairman

Mr. Ingram stated Resolution No.: 4-2004 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.: 4-2004, 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 Ordinance No.: 5-2004 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 Ordinance No.: 5-2004, 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.: 7-2004 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.: 7-2004, seconded by Mrs. Steiner.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mr. Ingram stated Resolution No.: 9-2004 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.: 9-2004, 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

Personnel and Public Affairs Committee—Mrs. Carol Steiner, Chairman

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Mrs. Steiner stated Resolution No.: 1-2004 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Resolution No.: 1-2004, seconded by Mr. Gray.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated Ordinance No.: 2-2004 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Ordinance No.: 2-2004, seconded by Mr. Church.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated Ordinance No.: 3-2004 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Ordinance No.: 3-2004, seconded by Mr. Hovey.

Roll call on suspension: Yes 7 No 0

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

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated Ordinance No.: 6-2004 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Ordinance No.: 6-2004, seconded by Mr. Gray.

Roll call on suspension: Yes 7 No 0

Motion to adopt by Mrs. Steiner, seconded by Mrs. Fuller.

Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated Ordinance No.: 8-2004 was discussed in committee earlier this evening and is ready for adoption.

Mrs. Steiner made a motion to suspend the rule that legislation be read at three meetings for Ordinance No.: 8-2004, seconded by Mr. Hovey.

Roll call on suspension: Yes 7 No 0

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

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Roll call on adoption: Yes 7 No 0

Mrs. Steiner stated Ordinance No.: 110-2003 was discussed in committee earlier this evening and is ready for adoption. This is the third reading for Ordinance No.: 110-2003.

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

Roll call on adoption: Yes 7 No 0

MAYOR’S REPORT

Mayor Mendenhall stated he has handed out to Council the text of two advertisements to fill the employment positions that have been previously discussed with Council. One position is in the Administrative Office and the other is in the Service Department.

Mayor stated that, along with the Police Department, the Village would like to upgrade the method of employment practices. In that regard, he has been in contact with Mrs. Pat Ramsey of Ramsey and Associates. Ramsey and Associates creates tests designed specifically for the positions that are available in an organization.

Mayor reported that Shell Energy’s offer for the natural gas adder was not accepted by Silver Lake, Green, Aurora, Canton, Munroe Falls, and the City of Stow. Shell Energy’s final offer was \$1.65 and our goal for negotiations was a price of \$1.50.

Mayor stated he is expecting four other bids from gas providers by early Wednesday of this week.

Mayor reported the Village has been informed that we can expect to receive \$50,000 from inheritance tax.

Mayor stated he would like to have an Executive Session of Council after the next Council meeting, which is scheduled for Tuesday, January 20, 2004.

Mr. Heydorn thanked Council for approving Ordinance No.: 3-2004.

Mr. Heydorn reported the railroad company asked for its third extension. The court told the railroad company that this would be the last extension the court would honor. The extension will be up on January 15, 2004, so we should see the brief after this date.

Chief DeMoss had no report.

Mr. Fenwick reported he received the Ohio EPA report on the survey of the Silver Lake water system. The report indicated our water system was properly organized and maintained.

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The Ohio EPA has asked the Village how much transite pipe we have in our system. Mr. Fenwick stated the Village has approximately 2.25 miles of transite pipe. Next year, the Ohio EPA will require the Village to start testing for asbestos in the pipes.

Mr. Fenwick reported he has two employees that are due for step increases; therefore, he will need the Personnel Placement Committee to meet before the next Council meeting.

Mrs. Spohn reported that there are a total of four employees that are due for step increases. The Personnel Placement Committee will need to meet 15 minutes before the Committee of the Whole meeting on Tuesday, January 20, 2004.

Mrs. Spohn went on to report that the Ohio Police and Fire Pension Fund is requesting that an “amended and restated resolution” be adopted by Council on or before March 31st for continued participation in the Village’s “pick-up” program.

Mrs. Spohn reported the health premiums the Village is currently paying for five retirees have gone up nearly 400 percent. We will need an additional \$22,000 to \$25,000 to cover the cost for these health premiums.

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

There being no further questions from the audience, Council adjourned at 8:52 p.m., until the next Council meeting, Tuesday, January 21, 2004, at 7:30 p.m.

APPROVED:

Duane N. Scott, President of Council

ATTEST:

Teresa M. Spohn, Clerk-Treasurer