Council Minutes
VILLAGE OF MADISON
Regular Council Meeting
July 7, 2014

RECORD OF PROCEEDINGS

Mayor Britton called the meeting to order at 7:30PM.

Mayor Britton invited all in attendance to join in the Pledge of Allegiance to the Flag. Mayor Britton requested that everyone observe a moment of silence. Council Members Mr. Frager, Mr. Hamercheck, Mr. Donaldson, Mr. Mabe, Mr. Takacs and Mr. Vest were in attendance. Also in attendance were Fiscal Officer Kristie Crockett, Law Director Mr. Szeman and Village Engineer Dan Gerson. Mr. Cahill and Police Chief Dawn Shannon were absent.

MINUTES

Mayor Britton announced minutes to be approved for the Council Meeting held on June 16, 2014.
Motion for approval made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussions – None
Roll call on approval, 6 yeas. Motion carried.

Mayor Britton announced minutes to be approved for the Council Workshop held on June 23, 2014.
Motion for approval made by Mr. Frager, seconded by Mr. Vest.
Questions/Discussions – None
Roll call on approval, 6 yeas. Motion carried.

PAY ORDINANCE

Mayor Britton presented Pay Ordinance No. 2301: $84,171.16 for payroll and $276,169.36 for current and upcoming expenses, for a total of $360,340.52.
Motion for approval made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussions – Mrs. Crockett stated that there were a couple of errors in payroll and that is the reason for the voided checks on the pay ordinance. She notated that she had to make a couple of electronic payments due to June being a five (5) Monday month. She stated that the invoice from Lake County for water has gone down and she added that a significant water leak on Bates Road was recently repaired. There was also a leak at Fairview Cemetery that was fixed. Mayor Britton stated that there was also a leak on Hyder Drive that was repaired.
Roll call on approval, 6 yeas. Motion carried.

OLD BUSINESS

ORDINANCE 17-2013: – AN ORDINANCE ACCEPTING THE BID OF TRAX CONSTRUCTION COMPANY FOR WATER LINE INSTALLATION FOR THE STATE ROUTE 528 SOUTHERLY WATERLINE CONSTRUCTION PROJECT, PHASE 1, (PART A) AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT WITH SAME, AND DECLARING AN EMERGENCY (Tabled)

ORDINANCE 14-2014: – AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO PART SEVEN-PLANNING AND ZONING, SECTION 8.7 (C), RELATED TO THE LOCATION OF SEXUALLY ORIENTED BUSINESSES. (Tabled)

ORDINANCE 24-2014: - AN ORDINANCE PROVIDING FOR ADDITIONAL APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS FOR THE CURRENT EXPENSES AND FOR OTHER EXPENDITURES OF THE VILLAGE OF MADISON, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2014 TO AND INCLUDING DECEMBER 31, 2014, AND DECLARING AN EMERGENCY. (3rd Reading)
Questions/Discussions – Mrs. Crockett explained that the estimate from Waste Management that this ordinance was based off of was lower than the actual invoice. The actual cost of Junk Day is $7,646.16. Mr. Takacs asked if Mr. Szeman had spoken with Waste Management about the cost discrepancies. Mr. Szeman stated that he was not aware of this. Mr. Bailey stated that Mrs. Conaway provided details within the agenda background in the form of e-mails from Mr. Crawford at Waste Management explaining the cost breakdown for Junk Day. Mr. Bailey stated that the figures provided within the Waste Management contract were an estimate and not a quotation. Mr. Bailey stated that there are a number or items that need to be addressed in the future with respect to Junk Day including a more specific listing of acceptable items. Mr. Takacs stated that there was only a certain dollar amount allocated to Junk Day but he is not comfortable with the large difference between the quote and the invoice. Mr. Takacs added that a great deal of items are taken off of tree lawns prior to Waste Management's arrival and he is surprised that the e-mail transfer indicates that they were finished by 10:15am and they picked up more tonnage than estimated. Mr. Bailey stated that he was not part of the bid process for the garbage contract. Mrs. Crockett stated that she and Mr. Chapman used previous Junk Day data gathered from previous contracts to base the quotation for this year. Mr. Szeman added that the contract stated that the figures in regards to Junk Day were estimates and not a quotation and there is no control over the amount of items put out for collection. If Waste Management incurred additional costs due to excess tonnage then those costs are passed onto the Village. It was decided to amend the ordinance to change the dollar amount yet Council is not approving for the invoice to be paid until the weight slips are provided to the Village. Mr. Mabe clarified that the original number that Mr. Crawford stated as the tonnage collected was actually the number of hours logged by the employees per the spreadsheet that Mr. Crawford provided.
Motion to amend dollar amount made by Mr. Donaldson, seconded by Mr. Frager.
Roll call on amendment, 6 yeas. Motion approved.

Motion to approve made by Mr. Donaldson, seconded by Mr. Vest
Questions/Discussions – Mr. Takacs confirmed that the amended dollar amount is approved but the payment of the invoice is not until the weight slips are verified by the administration and reported back to Council.

Kathy Lynn (209 West Main Street) asked for clarification as to what happens to the additional funds if the agreed upon amount with Waste Management is less than the approved amended amount. Mr. Donaldson stated that those dollars are simply not spent.
Roll call on approval, 6 yeas. Motion approved.

NEW BUSINESS

RESOLUTION 11-2014: - A RESOLUTION APPROVING AND ADOPTING THE TAX BUDGET OF THE VILLAGE OF MADISON FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2015, SUBMITTING THE SAME TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY. (1st Reading)
Motion to suspend made by Mr. Vest, seconded by Mr. Takacs
Questions/Discussions on suspension – None
Roll call on suspension, 6 yeas. Resolution suspended.

Motion for approval made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussions – Mr. Takacs asked if the previous legislation on the 2015 tax budget needs to be repealed or if this one supersedes it. Mr. Szeman stated that there is language within this ordinance to repeal resolution 9-2014.
Roll call on approval, 6 yeas. Motion carried

RESOLUTION 12-2014: - A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CHAGRIN RIVER WATERSHED PARTNERS, INC. FOR PROFESSIONAL SERVICES RELATED TO THE ARCOLA CREEK HEADWATERS RESTORATION PROJECT. (1st Reading).
Questions/Discussions – None

RESOLUTION 13-2014: - A RESOLUTION ACCEPTING THE BID OF R.W. SIDLEY, INC. FOR THE PURCHASE OF 2015 MACK GU712 TRUCK; DECLARING THE VILLAGE'S 1999 INTERNATIONAL 4900 TRUCK NO LONGER NEEDED FOR ANY PUBLIC USE AND AUTHORIZING ITS TRADE-IN CREDIT; AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH R.W. SIDLEY, INC. FOR THE PURCHASE OF SAID TRUCK, WITH CONCORD ROAD EQUIPMENT MFG. INC. FOR AN EQUIPMENT PACKAGE, AND, WITH AMERICAN FINANCIAL NETWORK, INC. FOR THE FINANCING OF SAID PURCHASES. (1st Reading).
Questions/Discussion: - Mr. Bailey stated that while it would be an advantage to have this legislation suspended and passed tonight to speed up the lead time in getting the truck, there is not a necessity to do so. Mr. Vest asked if Council was to suspend and pass tonight, would we have the truck before the winter weather. Mr. Bailey stated that it would be completed near the end of the calendar year. The longer we wait to pass the legislation, the more trucks get in line in front of us, delaying delivery.

Mr. Hamercheck stated that there are not penalties included in the contract for delay in delivery. Mr. Szeman stated that this was not part of the bid package. Mr. Bailey stated that he is not concerned about a delay in delivery and added that both contractors have committed to the time frame discussed.
Motion to suspend made by Mr. Vest, seconded by Mr. Donaldson.
Questions/Discussion on suspension: Mr. Donaldson asked if the first payment would be on 2015. Mr. Bailey confirmed but added that a $10,000.00 down payment that is required in 2014 is needed and has been approved previously by Council.
Roll call on suspension, 4 yeas, 2 nays (Mr. Hamercheck & Mr. Frager).

Suspension failed. Resolution recorded as 1st Reading.

ORDINANCE 28-2014: - AN ORDINANCE CERTIFYING DELIQUENT WATER AND SANITARY SEWER CHARGES AND PENALTIES TO THE LAKE COUNTY AUDITOR FOR PLACEMENT ON THE REAL PROPERTY TAX LIST AND DUPLICATE FOR COLLECTION AS OTHER MUNICIPAL TAXES ARE COLLECTED, AND DECLARING AN EMERGENCY. (1st Reading).
Motion to suspend made by Mr. Frager, seconded by Mr. Hamercheck.
Questions/Discussions on suspension – Mr. Bailey stated that he would encourage Council to suspend and pass this legislation so that it can be filed with the County as soon as possible since several of these properties are in foreclosure and if they are sold prior to the assessment be placed, we will not be able to recoup these charges from the property owner(s).
Roll call on suspension, 6 yeas. Resolution suspended.

Motion for approval made by Mr. Frager, seconded by Mr. Vest.
Questions/Discussions – Mr. Hamercheck thanked Mayor Britton and the administration for including the penalties in the assessments. Mr. Takacs asked if Council is able to provide the administration with the ability to make this automatic at a certain threshold via a policy put in place rather than going through this process each time. Mr. Szeman confirmed and supports such action. Mr. Takacs asked Mayor Britton and Mr. Bailey to work with Mr. Szeman to implement such a policy.
Roll call on approval, 6 yeas. Motion carried

GENERAL REQUESTS - None

COUNCIL ADVISORY GROUP/COMMITTEE REPORTS

Utilities Advisory Group (UAG) – None

Roads & Parks Advisory Group (RAP) – None

Administrator Search Committee – None

Rec Board(REC) – None

Safety Advisory Group(SAG) – Mr. Takacs stated that the SAG will meet next Monday at 8:00am prior to the scheduled meeting with Perry at 10:00am regarding the regionalization discussion of police services. Mayor Britton will not be in attendance.

Economic Development Advisory Group(EDAG) – None

Planning and Zoning Commission – None

Fire Board – None

VISITORS COMMENT – Mr. Pitts (761 Sunset) spoke about a water drainage grill in his yard. He asked for a status update because it is loose. Mr. Bailey stated that he will look into it. Mr. Pitts stated that he reported it in June of 2013 and was told that it is a hazard and needs to be fixed. Mr. Pitts also asked about the curb stone at the end of his driveway as it is deteriorating. Mayor Britton stated that it will also be addressed.

Mr. Tom Clark (Hyder Drive) spoke in reference to the flooding issues of Hyder Drive. He also asked for the status of the road repair of Hyder Drive. Mr. Bailey stated that we are continuing to cold patch Hyder Drive as well as other streets in the Village. Mr. Bailey added that he is continuing to work with URS to alleviate the flooding issues to that area. Mr. Bailey stated that there are several other projects in the works to address flooding issues within the entire Village.

Mr. Jack Lading (603 West Main Street) asked about the home being torn down just east Hyder Drive. Mr. Bailey stated that Mr. Chapman visited the home today and stated that the property owner has plans to rebuild.

Mr. Charles Rindin (455 West Parkway) asked about condition of the roads and if there are plans for paving at this time. Mr. Bailey stated that there are multiple roads that are in need of major repair. Mr. Bailey stated that it is his hope to use Issue 1 dollars to repair Hyder Drive next year. Mr. Bailey stated that cold patching is continuing through the Village. Mr. Donaldson stated that there is a committee addressing the road issues and he invited Mr. Rindin to speak with him after the meeting to view the matrix that has been completed.

Mr. Craig Winkleman (444 Oak Hollow) stated that he believes that the Village can recondition the 1999 truck for approximately $50,000.00 and asked if that was a consideration prior to bidding out for a new truck. He also asked how many miles are on the 1999 truck. Mr. Bailey stated that he did not have the mileage of the truck in front of him at that time. He added that the truck has been rebuilt once already and added that it is going through roughly six quarts of oil almost daily and he also stated that we have spent almost $40,000.00 in repairs of the truck in the recent years. He stated that he feels that dollars could be better spent addressing the flooding and paving issues rather than buying a new truck when there is a lesser expensive option.

Mrs. Kay Kane (Madison Garden Club) spoke in regards to the ice rink. She is looking for an answer as to whether or not Council is permitting the ice rink to be placed into the Village Square Park this coming winter. She stated that she needs confirmation so that she can talk to the various retailers so that they can stock skates. She stated that this is a gift to the community from the Garden Club. She has volunteered to be the project coordinator for the rink again this year. Mayor Britton stated that we are not able to grade that park to level the rink. There are alternative placement options within the park being discussed so that the full rink can be used. Mr. Bailey and Mr. Chapman are researching areas within the Village Park to see where it is most suitable. Mr. Frager confirmed that the rink is approved there just needs to be some logistical issues addressed. Mrs. Kane asked when there will be an update. Mr. Bailey stated that he will contact her with an update as soon as he has one.

STAFF REPORTS

Engineer (given by Mr. Gerson) – Mr. Gerson stated that we received acknowledgement that we were awarded the SWIF grant that we applied for. This will be used for the 'green streets'/bio retention project of the downtown, Main Street area. The dollar amount from the Ohio EPA is $98,740.00 and Lake County Storm Water is matching $20,000.00 bringing the total amount of the project to $118,740.00 of which we have spent approximately $1,900.00 for the grant application. The planning phase of the project will start in August, 2014 with implementation in the summer of 2015. Mr. Gerson spoke about the 319 grant also from the EPA in the amount of $95,107.00 with a local match from Lake County Storm Water in the amount of $63,405.00. This will be used for the cemetery project. The project will be put out for bid in early 2015 with construction in the spring/summer of 2015. Mr. Gerson informed Council that we can only have two active EPA grants at one time. We are prohibited from applying for another grant until we close out one or both.

Police Chief – Chief Shannon is not in attendance. Mayor Britton gave her report. Neighborhood watch cookout on July 16th at 6:00pm at Stratton/Dana's park. Hot dogs and bottled water will be provided. Please bring a dish to share. She is reviewing applications for part time officers and also to replace the SRO at South Elementary.

Administration Report: - Mr. Bailey stated that we have ordered twenty of the manhole inserts. He explained how they operate. He added that the second quarter mercury testing results are in and they are within acceptable limits. He added that we are working on obtaining quotes for the grit removal for the ditch at the WWTP. The material can go to the landfill after processed.

Mr. Bailey stated that American International has indicated that they are going to pave Amy Drive. This will allow us to take the allocated funds and possibly repurpose them towards Hyder Drive.

He also has had extensive discussion with ODOT and the township about the culvert issue near the Senior Center. It is under sized and plans are being put together to replace that pipe and restore proper flow in that area. The culvert just south of this area is 48" in width where the culvert causing the issue is approximately 36" in width.

Mr. Bailey stated that we are also working with the township to plan the ditch digging project. We are also contributing to the chipping project that the township includes us in.

Misc. Reports/Comments: - Mr. Frager stated that the new website will launch on Wednesday and added that there will be pages for Storm Water, Roads, Economic Development, etc. He added that he would like to see information regarding the ice rink on there as well. He encouraged everyone to visit the new website and he is looking for feedback. Mr. Frager thanked the members of the Website Enhancement Panel for their efforts in the creation of the new site. Mr. Bailey also added that the Madison Village Facebook page has been reactivated.

Mr. Hamercheck asked about the culvert pipe at the entrance of Parkway Estates. Mr. Bailey asked the County Bridge Engineer to evaluate its condition. They reported back that it is in poor condition and should be replaced. It is being monthly monitored. Enforcing a weight limit might take place as its condition deteriorates. It will be added to the Road Matrix.

Mayor's Report: - Mayor Britton stated that tests have begun at the South Booster pump station. Prior to building the Fire Station, the rate of water was 300 gallons per minute and we are currently at 750 gallons per minute. More tests are planned. Mayor Britton thanked Mr. Hamercheck for his efforts.

Upcoming dates:

Mon	July 14th	7:00pm Planning & Zoning Meeting
Mon	July 21st	7:30pm Council Meeting
Mon	July 28th	7:00pm Council Workshop
Mon	Aug. 4th	7:30pm Council Meeting
Mon	Aug. 11th	7:00pm Planning & Zoning
Mon	Aug. 18th	7:30pm Council Meeting
Mon	Aug. 25th	7:00pm Council Workshop

Motion to adjourn at 8:47pm made by Mr. Takacs, seconded by Mr. Vest.
Roll call on adjournment, 6 yeas. Meeting adjourned.

Sam Britton Jr., Mayor

Kenneth D. Takacs, Council President

DATE 7/21/14

Attested:

Kristie M. Crockett 7-21-14

Kristie M. Crockett, Acting Fiscal Officer