

# MADISON VILLAGE COUNCIL

August 18, 2014

7:30 pm Regular Council Meeting

**CALL TO ORDER  
PLEDGE OF ALLEGIANCE  
MOMENT OF SILENCE  
ROLL CALL  
MINUTES  
(from 8/4/14 Reg. Council Meeting )  
PAY ORDINANCE #2304**

Please note that questions pertaining to legislative items can be asked during the reading of Ordinances and Resolutions. Thank you.

## Village of Madison

**Mayor**  
Sam Britton Jr.

**Council Members**  
Kenneth J. Cahill  
Daniel L. Donaldson  
Duane H. Frager  
John R. Hamercheck  
Gregory W. Mabe  
Kenneth D. Takacs  
Mark V. Vest

**Law Director**  
Joseph P. Szeman

**Chief of Police**  
Dawn C. Shannon

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**Website:**  
[www.madisonvillage.org](http://www.madisonvillage.org)

### OLD BUSINESS:

1. **ORDINANCE NO. 17-2013:** AN ORDINANCE ACCEPTING THE BID OF TRAX CONSTRUCTION COMPANY FOR WATER LINE INSTALLATION FOR THE STATE ROUTE 528 SOUTHERLY WATER LINE CONSTRUCTION PROJECT, PHASE 1, (PART A), AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO A CONTRACT WITH SAME, AND DECLARING AN EMERGENCY. (Tabled)
2. **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)
3. **ORDINANCE 29-2014:** AN ORDINANCE DESIGNATING AN AREA OF PARK STREET AS A VALET SERVICE AREA AND PHOHIBITING PUBLIC PARKING DURING SPECIFIC HOURS. (3<sup>rd</sup> Reading)
4. **ORDINANCE 30-2014:** AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF ALL DULY DEDICATED STREETS WITHIN THE VILLAGE OF MADISON WITH ELECTRIC STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. (2<sup>nd</sup> Reading)
5. **ORDINANCE 31-2014:** AN ORDINANCE LEVYING ASSESSMENTS FOR THE IMPROVEMENT OF STREETS IN THE VILLAGE OF MADISON, OHIO, BY SUPPLYING SAME WITH ELECTRICAL STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. (2<sup>nd</sup> Reading)
6. **RESOLUTION 15-2014:** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE MADISON JOINT FIRE DISTRICT FOR THE BUY-OUT OF ITS LEASEHOLD INTERESTS IN THE PROPERTY LOCATED AT 33 NORTH LAKE STREET, MADISON, OHIO. (3<sup>rd</sup> Reading)

7. **RESOLUTION 16-2014:** A RESOLUTION ESTABLISHING A SPECIAL FUND FOR POLICE LEVY REVENUE. (2<sup>nd</sup> Reading)

**NEW BUSINESS:**

8. **ORDINANCE 33-2014:** AN ORDINANCE PROVIDING FOR ADDITIONAL APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS FOR THE CURRENT EXPENSES AND FOR THE 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. (1<sup>st</sup> Reading)
9. **RESOLUTION 19-2014:** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE LAKE COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR PROFESSIONAL SERVICES RELATED TO THE GROWING GREEN ON MAIN STREET PROJECT. (1<sup>st</sup> Reading)
10. **RESOLUTION 20-2014:** A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE LAKE COUNTY BOARD OF COMMISSIONERS TO PARTICIPATE IN THE URBAN ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND FOR THE UTILIZATION OF FUNDS MADE AVAILABLE BY THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)

**GENERAL REQUESTS:** None

**COMMITTEE UPDATES:**

**VISITORS:** (General comments; limited to 5 minutes per guest)

**REPORTS:**

- **STAFF REPORTS:**
  - **Engineer**
  - **Chief of Police**
  - **Administration Report**
- **MAYOR'S REPORT**
- **MISCELLANEOUS/COUNCIL COMMENTS**

**Upcoming Important Dates/Meetings:**

Mon	Aug. 25 <sup>th</sup>	6:30pm Public Hearing RE: Ord. 14-2014
Mon	Sept. 1 <sup>st</sup>	Village Hall closed for Labor Day
Tues.	Sept. 2 <sup>nd</sup>	7:30pm Council Meeting
Mon.	Sept. 8 <sup>th</sup>	7:00pm Planning & Zoning Meeting
Mon.	Sept. 15 <sup>th</sup>	7:30pm Council Meeting

Council Minutes  
VILLAGE OF MADISON  
Regular Council Meeting  
August 4, 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. Cahill and Mr. Takacs were in attendance. Also in attendance were Acting Fiscal Officer Kristie Crockett, Police Chief Dawn Shannon, Law Director Mr. Szeman and Village Engineer Dan Gerson. Mr. Vest was on vacation.

**MINUTES**

Mayor Britton announced minutes to be approved for the Council Meeting held on July 21, 2014. Motion for approval made by Mr. Takacs, seconded by Mr. Mabe.

Questions/Discussions – Mr. Frager asked Mr. Szeman if he feels that the minutes accurately reflect what he was saying when asked about the Fire Station acquisition/M.O.U. Mr. Frager read an excerpt from the July 21, 2014 minutes. Mr. Szeman stated that this summarizes his comments well. At this time, Mr. Frager requested that Council enter into an Executive Session following this meeting to discuss contract negotiations. Mr. Szeman clarified that the topic would be real property. Mr. Cahill asked for clarification as to the contract negotiations being discussed. Mr. Frager confirmed that this would be to discuss the fire station one property. Mr. Szeman stated that it is Council's choice to hold an executive session to have a non-public discussion to discuss the issues at hand. Mr. Cahill stated that this issue is between two political subdivisions and not a private party so he sees no need to hold an executive session. Mayor Britton stated that he will bring Mr. Frager's request before Council for a vote later in this meeting.

Roll call on approval, 5 yeas, 1 abstention (Donaldson). Motion carried.

Mayor Britton announced minutes to be approved for the Council Workshop held on July 28, 2014.

Motion for approval made by Mr. Mabe, seconded by Mr. Takacs.

Questions/Discussions – Mr. Takacs noted that there is a typo on page 3. It should state 'and' and not 'nd'.

Roll call on approval with above noted change, 6 yeas. Motion carried.

**PAY ORDINANCE**

Mayor Britton presented Pay Ordinance No. 2303: \$31,157.65 for payroll and \$56,571.19 for current and upcoming expenses, for a total of \$87,728.84.

Motion for approval made by Mr. Donaldson, seconded by Mr. Takacs.

Questions/Discussions – Mrs. Crockett confirmed that warrant 11800 was for repairs to the sewer truck, the payment to Smith Electrical was for repairs to the #2 clarifier at the WWTP, warrant 11803 to Clemson portable restrooms was payment for restrooms for Crafter's on the Square for MCIC and we will be reimbursed by MCIC for the cost. Mrs. Crockett added that the

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final payment has been made for the recent audit. She added that we received the report of the audit and stated that the audit was accepted and approved with no findings. Mr. Takacs asked if the audit was within budget. Mrs. Crockett confirmed. Mr. Takacs asked if the results of the audit are going to be available to the public. It was stated that it would be put on the Village website.

Roll call on approval, 6 years. Motion carried.

**VISITORS COMMENT** – Mr. Fike (62 South Lake Street) stated that the 2<sup>nd</sup> Annual Main Street Run was held on August 2, 2014 and was very successful. He thanked the Village and the Police Department for their support as well as the Madison Township Police Department, Madison Fire District and the Madison Rec Board. He added that Mr. Cahill participated in the event. Over 120 participants took part in the event from Ohio, Pennsylvania, Kentucky, New York, Indiana and Niagara Falls. He stated that the number of participants was lower than last year due to another running event being held the same day. He thanked the community for all of their support. Mr. Fike stated that approximately \$1,500.00 - \$2,000.00 was raised and 100% of that money will be used for families in need. Chief Shannon said that it was well planned. Mr. Fike passed out water bottles to all of Council. Mr. Fike stated that the 2015 run will be the first Saturday in August. Chief Shannon stated that she volunteered her time and she is donating the cost for the police car (\$20.00). Chief Shannon provided details of the safety provisions that were put in place.

Mr. Paul Goda (431 West Main Street) asked if the Village has the ability to isolate their water from Lake County in the event of a water emergency similar to the recent events in Toledo. Mayor Britton stated no. Mr. Hamercheck stated that we have the ability to use the water within the Dayton Road water tower and truck in water to tie into.

## **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)**

**Questions/Discussions** – Mr. Frager asked the members of UAG for an update. He added that he has been researching this issue since the last council workshop and believes that the information is outdated due to the length of time it has been tabled. Mr. Frager asked for Mr. Cahill's input and stated that he has previously spoken with Mr. Hamercheck on this topic. Mr. Cahill differed to Mr. Hamercheck and Mr. Frager asked for confirmation that Mr. Cahill was refusing to answer his question. Mr. Cahill stated no. Mr. Cahill stated that Mr. Hamercheck has more of a technical background on the project and he wanted to ensure that the best answer is being provided. Mr. Hamercheck stated that this ordinance is tabled as a place holder for the loan that we obtained from the state. Mr. Hamercheck added that there are two parts to the water line project and provided details. Mr. Hamercheck stated that the project would more than likely have to go back out to bid due to the time that has passed. Mr. Frager stated that he is uncomfortable for legislation being used as a place holder. Mr. Hamercheck added that this is to abide by the state requirements and he does not want to add complication to the issue with the

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Village having a new fiscal officer in place. Mr. Hamercheck stated that there has been communication with the lending agency and they are satisfied with how we are handling this. Mr. Frager asked for a timeline on this project. Mr. Hamercheck stated that there is the grant/loan and the M.O.U. that factor into the time frame. It was stated that the loan amount is \$73,000 and the grant amount is \$224,000.00.

**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)**

Questions/Discussions – Mayor Britton stated that the Public hearing is scheduled for August 25, 2014.

**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. (3<sup>rd</sup> Reading).**

Motion for approval made by Mr. Takacs, seconded by Mr. Frager.

Questions/Discussions – None

Roll call on approval, 6 yeas. Motion carried.

**RESOLUTION 15-2014: A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE MADISON JOINT FIRE DISTRICT FOR THE BUY-OUT OF ITS LEASEHOLD INTERESTS IN THE PROPERTY LOCATED AT 33 NORTH LAKE STREET, MADISON, OHIO. (2<sup>nd</sup> Reading)**

Questions/Discussions – Mr. Cahill stated that he provided members of Council with a memo at the most recent council workshop and requested written responses. He stated that he is requesting this from all of Council but added that they are not obligated to do so. Mr. Frager stated that when he receives response from Mr. Cahill regarding the water line project without differing to Mr. Hamercheck, then he will respond to the memo. Mr. Cahill asked what that has to do with the fire station. Mr. Frager stated that it has nothing to do with the fire station but it has to do with Mr. Cahill's responsibility as a councilman to be a good steward of the tax dollars being spent by the Village. Referring to comments made at the July 21, 2014 Council meeting by Mr. Takacs, Mr. Cahill asked to whom the assurances were made. Mr. Frager stated that if questions asked of Mr. Cahill regarding a UAG issue are too technical for him to answer, that maybe he should recuse himself from that group. Mr. Cahill asked why Mr. Frager does not want to discuss this legislation in the public forum but rather in executive session. Mr. Frager stated that he requested an executive session to discuss this matter and that is all he has to say about it at this time. Mr. Cahill that he is asking for background information on this resolution to explain it to the citizens. Mr. Frager suggested that Mr. Cahill do research to get the answers to his questions and added that he does not feel that it is his responsibility to gather that information for him. Mayor Britton asked if anyone on Council wishes to answer Mr. Cahill's questions. Mr. Takacs stated that Mr. Frager was not on the fire board when the conversation that Mr. Cahill is referring to took place. Mr. Takacs stated that he and Mayor Britton were the only persons that are present this evening that took part in that conversation. Mr. Takacs stated that everyone on council has a right to their own opinion and he stated that he does not get deposed

by Mr. Cahill or by anyone else. Mr. Takacs stated that his number is published and accessible to the citizens and he welcomes their questions. He stated that if Mr. Cahill wants to ask him questions, then he should do so and not in the form of a memorandum. Mr. Takacs agrees with Mr. Frager that Mr. Cahill should do his homework to gather the information that he is looking for being that these items are matter of public record. Mr. Takacs stated that he will not be completing the response to the memorandum and he suggests that no one else does so. Mr. Takacs stated that Mr. Cahill is playing a game that is not entirely above board and it is beginning to aggravate others. Mr. Takacs stated that there are topics that he does not feel talking about in public because they are private conversations. He then stated that he strongly feels that an executive session needs to be held. Mr. Cahill stated that there has been a stereotype within the village for far too long and that people think that there are back room deals, handshakes, winks and nods and we do not tell the people what is going on and why. Mr. Cahill stated that we have no legal obligation to pay the fire station anything yet Mr. Takacs and the Mayor made assurances that we would and he is asking to whom these assurances were made and in what fire board or council minutes are they reflected. Mr. Takacs stated that there was a great deal of apprehension on the part of the township fire board members to put large investments into the village station one building with the possibility of the village taking it over. Mr. Takacs stated that he was not aware of the 1982 lease at that time. Mr. Takacs clarified that the MOU was formulated to protect fire district interest because they did not trust the village. The fire board wanted assurances that they were not going to spend money to make improvements to the building and have the village take the building back. Mr. Takacs stated that these assurances were made from a number of areas that there was no intent for the village to take the building from the fire department. Mr. Takacs stated that the fire board, in good conscious, spent tax payer money for fire department purposes at the request of the fire department for relief of space, sanitary and educational issues. He added that hundreds of people heard conversations reflecting the apprehension of the township members of the fire board to improve that building. To protect the fire board interest, the MOU was drafted. The MOU ensured them that the village would allow the fire district to operate out of station one for as long as they needed to without the village taking back the building for its own purposes. He suggested that Mr. Cahill approach the fire board for information specific to their operations. Mr. Takacs stated that he is unsure if the assurances were memorialized in minutes or not. Mr. Takacs stated that the assurances were the fair thing to do. It was stated that the village does not own the road garage and it is not certain how long we can operate out of it. Mr. Takacs stated that there are problems with both the road garage and the police garage and we are trying to address these issues and concerns. Mr. Takacs stated that he approached the fire chief to being this conversation. He stated that we are not inheriting the same property that we had 30 years ago. Mr. Takacs confirmed that there is no written agreement that obligates us to pay the fire district, but he added that it is the responsible thing to do. Mr. Takacs added that the fire district only vacated station one after he approached them about the village and the fire district working out an agreement. Had that conversation not taken place, the fire district would still be utilizing that building and them moving out of the building was done as a favor to the village. Mr. Takacs stated that when it is time to vote on this legislation, he has the right to vote no and not drag this out in this format. Mr. Cahill stated that he wants to discuss this matter where everyone can hear it and it is on public record. Mr. Cahill stated that the people have a right to know why we are considering spending this money and what the legal and factual background to this are. He stated that having conversations regarding this at each other's homes or anywhere else without

the public present is appropriate so that they can hear the information and understand it. Mr. Cahill stated that this was his reason for asking for response to the memorandum be made in writing. So that it would become part of the public record. Mr. Cahill agrees that the building is not the same as it was when the fire district began using the building but added that the lease and the MOU clearly states that any modification and or alteration or additions are property of the village without payment. He stated that Mr. Takacs wants to ignore the contracts and written agreements and pay the fire district based on assurances that were made and are not part of any public record. Mr. Frager stated that the minutes that were passed on a motion earlier this evening clearly spell out that our law director states that the MOU is not a contract. He then stated that Mr. Cahill said that members of council should not go to each other's homes to discuss village business yet Mr. Cahill opened up his home for several Roads & Parks meetings to discuss village business and he sees this as a contradiction. Mr. Cahill stated that once the issue came to light that his home was not an appropriate public place to hold the meetings; that the group agreed to resume holding meetings at Village Hall. Mr. Cahill stated that Mr. Frager is not stating why he is sponsoring this piece of legislation and as a member of the fire board Mr. Cahill feels that the people have a right to know. At this time, Mayor Britton stated that we are moving forward with the meeting. Mr. Cahill asked if there has been a dollar amount estimated for the costs to refit station number one once we take it over. Mr. Frager asked for clarification. Mr. Cahill stated that if it is the intention to use it as Village Hall, etc. that it would need work done in the form of creation of office and meeting rooms. Mayor Britton stated that estimates have not been obtained at this time. He added that the first item that would need to be addressed would be the 'old' bay areas. They will need to be painted. Mayor Britton stated that the plan is to first move the police department into that building along with parking the police cars there. Then work on moving the rest over as time goes on. Mr. Hamercheck stated that he has studied the open meetings act and asked if council does hold an executive session would the items discussed during that session be deemed 'classified' and not be permitted to be discussed outside of that session. Mr. Szeman stated that it will be a very narrow executive session on this topic. He clarified that deliberations on this resolution are public. To discuss the possibility of having additional discussion with the fire board about the offer or to discuss contingencies shall this legislation fail would be discussions held in an executive session. We need to be careful not to prejudice the village's position moving forward. Mr. Hamercheck asked for confirmation that topics discussed relating to this specific issue would not become prohibited from discussion at a later time. He clarified that he is asking if we are 'tying our own hands' by entering into an executive session. Mr. Szeman stated that anyone can speak publicly about the subject matter at any time that they so choose. Mr. Hamercheck asked about confidentiality in regards to what is said in executive session. Mr. Szeman stated that the legal 'what if's' are what is being discussed in this executive session. That is the only topic related to this resolution that can be discussed in executive session. All other debate needs to be held in public. Mr. Szeman added that council has not voted on this legislation yet so this is a rather gray area in his opinion. To discuss the history and who said what where is not for executive session. Mr. Hamercheck asked if council has specific legal questions, would he be able to answer them or if there was a legal conflict, could he make council aware. Mr. Szeman confirmed. Mayor Britton asked if Mr. Frager is okay with the scope permitted by Mr. Szeman's description as to the narrow focus on what can be discussed in executive session. Mr. Frager confirmed.

Mr. Jack Lading (603 West Main Street) stated that when Mr. Cahill mentioned at the last council meeting that the village is under no legal obligation to pay the fire district; no one disagreed with him. He added that Mr. Hamercheck also stated that he was against spending this money. He asked for confirmation that this money is for the addition that was put onto the building. Mayor Britton and Mr. Donaldson confirmed and stated that it is also for the generator and the concrete work. Mr. Lading asked Mr. Donaldson for his opinion on the matter since he was not present for the last council meeting. Mayor Britton stated that Mr. Cahill made a motion from the floor to terminate the 1982 lease which was seconded by Mr. Hamercheck and failed with a vote of 4-2. Mr. Donaldson stated that he feels that we are not under an obligation to pay the fire district but he added that the fire district is a partnership with the village and township. A lot of the dollars that were used to build that addition were township dollars in addition to village dollars. That being said, he feels that it is fair that if the village will solely receive the asset, that we pay for some of those township dollars used. He added that the EMT's would still be using that facility had we not asked them to leave. Discussion took place as to the amount of money spent for the addition/improvements. The Mayor and the fire chief discussed this agreement and came up with the dollar amount. Council was not included in that discussion. Mr. Takacs stated that the village councilmen that sit on the fire board excused themselves from the vote on this topic at the fire board meeting due to a conflict of interest. The evolution of the building becoming what it is currently and various improvements to station number two was explained by Mayor Britton. Mr. Lading asked Mr. Takacs about his moral obligation to the tax payers of the Village. Mr. Takacs stated that the facilities of the road garage, the police garage and Village Hall are not to the expectation of the community and need to be addressed and he is looking for ways to take the entire operation into the future. Mr. Takacs stated that there have been grievances filed upon the police department due to rat infestation at the police garage, crumbling concrete in front of Village Hall as well as issues at the road garage. Mr. Takacs stated that these conditions are not adequate for the future of the Village. Mr. Bailey stated that the Health Department visited the WWTP and the Road Garage last week. The WWTP was found to be fine but when the floor drains were tested it was determined that they pump into the creek which is not permitted. It was also identified that the Road Garage is not tied into the sanitary sewers but is on a septic system which appears to be failing. Mr. Lading stated that he is against spending the money for the fire station and added that the next time there is a village levy on the ballot (other than for the police department), or re-elections, council can 'forget about it'.

Kathy Lynn (209 West Main Street) Asked Mr. Lading if this issue was dealing with station two and the township was going to be taking it over including substantial improvements and we were not going to be compensated for the village tax dollars being used, would the people of the village be upset.

Mr. Mabe stated that the fire district did vacate the building at our request. He stated that if we choose to walk away from the building acquisition that we need to offer them the opportunity to return to using that building. He added that he would not vote to evict the fire district. Mr. Cahill stated that there is no need to evict the fire district because they have already left and they are not using station number one. Mr. Cahill stated that there is no documentation that any money is to change hands for the improvements made and that is his stand on the issue. Mr. Mabe stated that there is no documentation that the fire district left station one because they no

longer needed it. In fact, they still want to use a part of the building for storage, so they continue to have a need for the building.

**ORDINANCE 29-2014: AN ORDINANCE DESIGNATING AN AREA OF PARK STREET AS A VALET SERVICE AREA AND PROHIBITING PUBLIC PARKING DURING SPECIFIC HOURS. (2<sup>nd</sup> Reading)**

**NEW BUSINESS**

**ORDINANCE 30-2014: - AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF ALL DULY DEDICATED STREETS WITHIN THE VILLAGE OF MADISON WITH ELECTRIC STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

Questions/Discussions – None

**ORDINANCE 31-2014: - AN ORDINANCE LEVYING ASSESSMENTS FOR THE IMPROVEMENT OF STREETS IN THE VILLAGE OF MADISON, OHIO, BY SUPPLYING SAME WITH ELECTRICAL STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

Questions/Discussions – None

**RESOLUTION 16-2014: - A RESOLUTION ESTABLISHING A SPECIAL FUND FOR POLICE LEVY REVENUE. (1<sup>st</sup> Reading)**

Questions/Discussions – None

**RESOLUTION 17-2014: - A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN A GREEMENT WITH THE MADISON LOCAL SCHOOL DISTRICT TO FURNISH A SCHOOL RESOURCE OFFICER TO THE SOUTH ELEMENTARY SCHOOL AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

Motion to suspend made by Mr. Takacs, seconded by Mr. Mabe.

Questions/Discussions on suspension – None

Roll call on suspension, 6 yeas. Resolution suspended.

Motion for approval made by Mr. Hamercheck, seconded by Mr. Frager.

Questions/Discussions – None

Roll call on approval, 6 yeas. Motion carried

**ORDINANCE 32-2014: - AN ORDINANCE CONFIRMING THE APPOINTMENT OF MARISSA A. COLLINS AS PART-TIME POLICE OFFICER FOR THE MADISON VILLAGE POLICE DEPARTMENT FOR A PROBATIONARY PERIOD OF TWELVE (12) MONTHS, AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

Motion to suspend made by Mr. Takacs, seconded by Mr. Hamercheck.

Questions/Discussions on suspension – Chief Shannon stated that Ms. Collins was not able to be in attendance this evening due to work commitments. It was stated that she currently works part

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time for two other municipalities. Chief Shannon requested that this ordinance be suspended and passed this evening and Ms. Collins will be sworn in at Mr. Szeman's office. She will attend a Council meeting in the near future.

Roll call on suspension, 6 yeas. Ordinance suspended.

Motion for approval made by Mr. Takacs, seconded by Mr. Mabe.

Questions/Discussions – None

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

Rec Board(REC) – None

Safety Advisory Group(SAG) – Mr. Takacs stated that the SAG met this morning and the topic of SRO was discussed. Ms. Collins is going to fill the SRO position temporarily for the time being. Chief Shannon stated that she has experience as an SRO for Perry. Part time staffing was discussed. The department is looking to fill a full time position in January and that process will begin in November. It was stated that SAG will assist with the process.

Economic Development Advisory Group(EDAG) – None

Planning and Zoning Commission – Mr. Donaldson stated that the August 11, 2014 meeting will be cancelled.

Fire Board – None

## **STAFF REPORTS**

**Engineer** (given by Mr. Gerson ) – Mr. Gerson stated that in regards to the 319 Grant/stream restoration at Fairview Cemetery there will be a survey and wet land determination being done this week. He added that he submitted a letter outlining the engineering for the SWIF Grant to Mr. Bailey today. He anticipates beginning the drawing for his SWIF grant project to begin later this month. Mr. Gerson stated that he is still working on the paving of Amy Drive with the contractor.

Mr. Toth (637 West Main Street) asked about a survey stake that it in his back yard and asked if the Village engineer put it there. Mr. Gerson stated no and suggested that it might be a neighbor conducting a private survey.

Mr. Frager asked for prints for the work that Mr. Hamercheck is doing on the pump station. Mr. Gerson confirmed and offered to share it with Mr. Frager. Mr. Frager asked if we should have

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this in house rather than off site at the engineer's office. Mr. Bailey stated that the drawing is in progress and will be kept at the administrative offices once complete. Mr. Gerson stated that representatives from URS have worked with Mr. Hamercheck on this project. Mr. Hamercheck stated that this is an 'as-built' versus a conceptual drawing. Mr. Hamercheck complimented Mr. Bailey on his record keeping/information gathering skills.

**Police Chief** – None

**Administration Report:** - Mr. Bailey stated that he provided a proposed contract from Lake County Soil and Water for Council to review and added that accompanying legislation will be coming forward soon.

Mr. Bailey stated that one day in July the WWTP processed 500,000 gallons of water. Mr. Goebel met with Marie Underwood from Ohio EPA on July 11, 2014. The plant inspection went well with only minor concerns. Mr. Bailey notated that most of these concerns have been addressed or will be in the near future. There is a tentative time frame of the week of August 12, 2014 for the grit removal from the number one oxidation ditch.

Mr. Bailey stated that Carol Billetter started today as the new Senior Center Director. Mr. Takacs inquired as to the Senior Center Director's hours. Mr. Bailey stated that the Center is open from 8:00am – 4:00pm and she is there for those hours. Travel outside the center was briefly discussed.

Mr. Bailey stated that Aqua-Line is currently doing a hydroponic survey on all of the water hydrants and main valves in the village. He anticipates the first phase to wrap up by mid-day tomorrow. The next phase will be to visit areas where potential leaks have been identified to pin point them as close as possible. This should address some of the non-revenue water that the village is experiencing.

Mr. Bailey stated that the south booster pump station is 99% complete and he hopes to finish that this week. Once complete, we will focus our efforts on the north booster pump station.

Mr. Bailey stated that the visit from the Lake County Health District was to assist us in preparation of our storm water pollution prevention plans which are required to have for phase II EPA regulations. He stated that John Koeth represented the village and did an excellent job. The drainage issues at the road garage are being addressed. The septic system is being pumped and capped. Mr. Bailey stated that he is investigating the current lease agreement that we have in reference to that building. As far as he can determine, we leased that property in 1963 to build that building therefore it is, in fact ours. He added that the property belongs to the commissioners. He will have more information at the next council meeting. Mr. Mabe asked if we are successful with reaching an agreement with the fire district in regards to station one, what are our options for dissolving the lease for the current road garage. Mayor Britton stated that we will continue to need that building but we will need to address the water/sewer issues. Mr. Hamercheck stated that the police garage building and property are owned by the county. Mayor Britton confirmed.

**Misc. Reports/Comments:** - Mr. Hamercheck asked if there is an update on the Hyder Drive retention/detention basin. Mr. Bailey stated that he has a meeting pending with the residents involved.

Mr. Frager thanked everyone that came out to support Madison Night at the Captain's game on August 1, 2014. He stated that the Rec. Board received the largest fundraising monies of all time through that event. He added that the Rec. Board has met their goal to be financially self sufficient.

Mr. Bailey directed everyone's attention to the framed student art work hanging in Village Hall. Mayor Britton stated that this will be a yearly event. Mr. Bailey stated that there are also drawings hanging in many village businesses.

**Mayor's Report: -**

**Upcoming dates:**

Mon. Aug. 11 <sup>th</sup>	7:00pm Planning & Zoning
Mon. Aug. 18 <sup>th</sup>	7:30pm Council Meeting
Mon. Aug. 25 <sup>th</sup>	6:30pm Public Hearing – Ord. 14-2014
Mon. Aug. 25 <sup>th</sup>	7:00pm Council Workshop
Mon. Sept. 1 <sup>st</sup>	Village Hall closed for Labor Day
Tues. Sept. 2 <sup>nd</sup>	7:30pm Council Meeting

Motion to adjourn into Executive Session for the negotiations relative to the acquisition of fire station number one at 9:19pm made by Mr. Frager, seconded by Mr. Mabe.

Roll call on adjournment, 5 yeas, 1 nay (Cahill) Meeting adjourned into Executive Session.

Council exited Executive Session at 10:02pm. No other business was discussed.

Motion to adjourn made by Mr. Takacs, seconded by Mr. Donaldson.

Roll call on adjournment: 6 yeas. Meeting adjourned.

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Sam Britton Jr., Mayor

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Kenneth D. Takacs, Council President

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DATE

Attested:

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Kristie M. Crockett, Acting Fiscal Officer

**PAY ORDINANCE 2304**

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An Ordinance to Pay Certain Claims Therein Mentioned:

Be it Ordained by the Court of the Village of Madison, Ohio, as follows:

*Sec. 1- That the following described claims be allowed, and paid from their respective funds:*

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<b>Payroll:</b>	<b>\$ 45,906.07</b>
<b>Payables:</b>	<b>\$ 63,890.63</b>

<b>Grand Total for Pay Ordinance 2304</b>	<b>\$ 109,796.70</b>
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*And the Fiscal Officer is hereby authorized and directed to draw a warrant for the several amounts designated above. Upon the receipt of proper vouchers for the same*

*Sec. 2 - This ordinance shall take effect and be in full force from and after its passage.*

*Passed this 18th day of August, 2014.*

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Kristie M. Crockett,  
Acting Fiscal Officer

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Sam Britton Jr.,  
Mayor

## Payment Listing

August 2014

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
522-2014	08/15/2014	08/13/2014	EP	SUSAN L. BRITTON	\$205.15	O
523-2014	08/15/2014	08/13/2014	EP	KENNETH J. CAHILL	\$391.96	O
524-2014	08/15/2014	08/13/2014	EP	RALF W. CASWELL	\$277.98	O
525-2014	08/15/2014	08/13/2014	EP	JASON L. CHAPMAN	\$1,512.03	O
526-2014	08/15/2014	08/13/2014	EP	JENNIFER P. CONAWAY	\$871.90	O
527-2014	08/15/2014	08/13/2014	EP	KRISTIE M. CROCKETT	\$1,015.08	O
528-2014	08/15/2014	08/13/2014	EP	TIMOTHY SEAN DAY	\$221.81	O
529-2014	08/15/2014	08/13/2014	EP	DUANE H. FRAGER	\$393.20	O
530-2014	08/15/2014	08/13/2014	EP	RICHARD GIFFIN SR.	\$1,253.67	O
531-2014	08/15/2014	08/13/2014	EP	KRISTINE N. GRAFTON	\$708.00	O
532-2014	08/15/2014	08/13/2014	EP	STEVEN S. KENSINGER	\$8.27	O
533-2014	08/15/2014	08/13/2014	EP	JOHN B KOETH	\$816.12	O
534-2014	08/15/2014	08/13/2014	EP	KATHLEEN M. LOVE	\$691.76	O
535-2014	08/15/2014	08/13/2014	EP	GREGORY MABE	\$392.89	O
536-2014	08/15/2014	08/13/2014	EP	REMINGTON A. MANN	\$215.60	O
537-2014	08/15/2014	08/13/2014	EP	PAUL E MILLER	\$435.79	O
538-2014	08/15/2014	08/13/2014	EP	SCOTT ALLEN PIRC	\$1,057.03	O
539-2014	08/15/2014	08/13/2014	EP	COLIN SCHULTZ	\$684.09	O
540-2014	08/15/2014	08/13/2014	EP	DAWN C. SHANNON	\$1,288.60	O
541-2014	08/15/2014	08/13/2014	EP	JOSEPH P. SZEMAN	\$831.70	O
542-2014	08/15/2014	08/13/2014	EP	KENNETH D TAKACS	\$391.96	O
543-2014	08/15/2014	08/13/2014	EP	DAVID A YANKIE	\$1,180.45	O
545-2014	08/15/2014	08/13/2014	EW	IRS	\$3,288.30	O
11241	03/28/2014	03/25/2014	PR	RANDY SERRA	\$42.99 *	V
11241	08/15/2014	08/13/2014	PR	RANDY SERRA	-\$42.99	V
11846	08/07/2014	08/07/2014	WH	OHIO POLICE & FIRE PENSION FUND	\$3,125.71	O
11847	08/07/2014	08/07/2014	WH	OHIO PUBLIC EMPLOYEES RETIREMENT S	\$13,196.76	O
11848	08/15/2014	08/13/2014	PR	DWAYNE BAILEY	\$1,326.69	O
11849	08/15/2014	08/13/2014	PR	CAROL BILLETTER	\$298.17	O
11850	08/15/2014	08/13/2014	PR	JOHN S. BRITTON	\$663.39	O
11851	08/15/2014	08/13/2014	PR	DAVID P. COGAR	\$1,067.34	O
11852	08/15/2014	08/13/2014	PR	DOUGLAS M. COVERT	\$1,148.21	O
11853	08/15/2014	08/13/2014	PR	DANIEL L. DONALDSON	\$391.65	O
11854	08/15/2014	08/13/2014	PR	GLYNNIS FOX	\$59.18	O
11855	08/15/2014	08/13/2014	PR	DALE GOEBEL	\$1,734.81	O
11856	08/15/2014	08/13/2014	PR	JOHN HAMERCHECK	\$346.65	O
11857	08/15/2014	08/13/2014	PR	Sam Lapish	\$392.33	O
11858	08/15/2014	08/13/2014	PR	MARGARET ANN LOHR	\$314.87	O
11859	08/15/2014	08/13/2014	PR	TROY A MCINTOSH	\$232.04	O
11860	08/15/2014	08/13/2014	PR	KENNETH MOLES	\$261.51	O
11861	08/15/2014	08/13/2014	PR	JUSTIN R. NOWAKOWSKI	\$349.60	O
11862	08/15/2014	08/13/2014	PR	BEVERLY A O'NEILL	\$757.91	O
11863	08/15/2014	08/13/2014	PR	MICHAEL JOSEPH SMITH	\$984.27	O
11864	08/15/2014	08/13/2014	PR	MARK VEST	\$391.65	O
11865	08/15/2014	08/13/2014	PR	ROY C WHIPPLE	\$90.54	O
11866	08/15/2014	08/13/2014	PR	RANDY SERRA	\$42.99	O

**Payment Listing**

August 2014

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
11867	08/15/2014	08/13/2014	WH	AFLAC	\$21.60	O
11868	08/15/2014	08/13/2014	WH	MADISON VILLAGE WATER/SEWER	\$100.00	O
11869	08/15/2014	08/13/2014	WH	OHIO CHILD SUPPORT PAYMENT CENTRA	\$517.85	O
Total Payments:					\$45,906.07	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$45,906.07	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

\* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

2304

## OVERTIME WORKED

DEPARTMENT	HOURS	YTD	NOTES
<b>POLICE</b>	P/E 8-09-2014		
Gary Bolton		4.75	
Sue Britton		5.25	
Ralf Caswell		5.00	
Doug Covert	2.00	107.00	End of shift calls
Timothy Sean Day		0.00	
Patrick Donaldson		8.00	
Alex Gritton		0.00	
Michael Huffman		6.50	
Kathy Humphrey		2.50	
Steven Kensinger		0.00	
Troy McIntosh	0.50	23.75	End of shift call
Ken Moles		0.25	
Ian Mussell		0.00	
Justin Nowakowski		55.50	
Brent Russ		5.50	
Colin Schultz		151.00	
Brandon Smith		146.00	
Michael Smith	8.00	132.50	Must fill shift
Thurston Svagerko		8.00	
Donny Walker		17.00	
<b>TOTAL:</b>	<b>10.50</b>	<b>678.50</b>	
<b>M&amp;R</b>			
Jason Chapman	5.50	43.00	Meeting, waterline break, cemetery
Rich Giffin	2.00	172.00	No lunches, meeting
Scott Pirc		180.00	
<b>TOTAL:</b>	<b>7.50</b>	<b>395.00</b>	
<b>SEWER</b>			
David Cogar	8.00	73.00	Water break, chipper @ Township
Dale Goebel		1.00	
John Koeth		82.00	
<b>TOTAL:</b>	<b>8.00</b>	<b>156.00</b>	
<b>WATER</b>			
Dave Yankie	3.00	68.50	Southern Pump Station
<b>TOTAL:</b>	<b>3.00</b>	<b>68.50</b>	
<b>OFFICE/ADMIN</b>			
Jason Chapman		80.00	
Kristie Crockett		9.00	
Kathy Love - Senior Center		2.00	
<b>TOTAL</b>	<b>0.00</b>	<b>91.00</b>	
<b>OVERTIME TOTAL:</b>	<b>29.00</b>	<b>1389.00</b>	

## Payment Listing

August 2014

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
11870	08/14/2014	08/14/2014	AW	SHELL FLEET PLUS	\$2,142.56	0
11871	08/14/2014	08/14/2014	AW	VERIZON WIRELESS	\$238.29	0
11872	08/14/2014	08/14/2014	AW	SUITE224	\$1,074.85	0
11873	08/14/2014	08/14/2014	AW	WESTERN RESERVE HARDWARE STORE,	\$218.67	0
11874	08/14/2014	08/14/2014	AW	CINTAS CORPORATION LOCATION 259 / T	\$877.82	0
11875	08/14/2014	08/14/2014	AW	USA Bluebook	\$134.37	0
11876	08/14/2014	08/14/2014	AW	HD SUPPLY WATERWORKS - EASTLAKE	\$1,018.20	0
11877	08/14/2014	08/14/2014	AW	NEWS HERALD	\$199.10	0
11878	08/14/2014	08/14/2014	AW	COPE FARM EQUIPMENT	\$44.18	0
11879	08/14/2014	08/14/2014	AW	LAKE COUNTY DEPT OF UTILITIES	\$1,107.00	0
11880	08/14/2014	08/14/2014	AW	JEFF'S MADISON AUTO WORKS	\$110.21	0
11881	08/14/2014	08/14/2014	AW	CARQUEST AUTO PARTS	\$57.88	0
11882	08/14/2014	08/14/2014	AW	TASTE OF HOME	\$19.98	0
11883	08/14/2014	08/14/2014	AW	CLASSIC EAST AUTO CAMPUS	\$30.70	0
11884	08/14/2014	08/14/2014	AW	MARGARET WELCH	\$281.25	0
11885	08/14/2014	08/14/2014	AW	MUNICIPAL FINANCE OFFICERS ASSOC O	\$50.00	0
11886	08/14/2014	08/14/2014	AW	ILLUMINATING COMPANY	\$8,540.72	0
11887	08/14/2014	08/14/2014	AW	LAKE COUNTY DEPT OF UTILITIES- WATEI	\$38,839.70	0
11888	08/14/2014	08/14/2014	AW	GAZETTE PUBLISHING	\$39.19	0
11889	08/14/2014	08/14/2014	AW	RAYMOND BUILDERS SUPPLY	\$240.40	0
11890	08/14/2014	08/14/2014	AW	WINDSTREAM	\$49.40	0
11891	08/14/2014	08/14/2014	AW	CHRIS'S QUALITY HOME & LAWN	\$1,525.00	0
11892	08/14/2014	08/14/2014	AW	TREASURER STATE OF OHIO	\$1,200.00	0
11893	08/14/2014	08/14/2014	AW	JIM DOHERTY TRUCKING, INC.	\$125.00	0
11894	08/14/2014	08/14/2014	AW	CompMangement, Inc.	\$660.00	0
11895	08/14/2014	08/14/2014	AW	NICHOLS FIREPLACE & STOVE CENTER	\$45.99	0
11896	08/14/2014	08/14/2014	AW	LAKETRAN	\$502.50	0
11897	08/14/2014	08/14/2014	AW	NORTH COAST ENVIRONMENTAL LAB., INI	\$30.00	0
11898	08/14/2014	08/14/2014	AW	COUNTY OF LAKE TELECOMMUNICATIO	\$1,019.40	0
11899	08/14/2014	08/14/2014	AW	GUTH LABORATORIES, INC.	\$28.82	0
11900	08/14/2014	08/14/2014	AW	FITNESS BROKERS CO.	\$130.00	0
11901	08/14/2014	08/14/2014	AW	RON BELL	\$500.00	0
11902	08/14/2014	08/14/2014	AW	Time Warner Cable	\$115.17	0
11903	08/14/2014	08/14/2014	AW	DIGITAL IMAGING SPECIALIST	\$1,109.46	0
11904	08/14/2014	08/14/2014	AW	AVALON PEST CONTROL SVCS	\$39.00	0
11905	08/14/2014	08/14/2014	AW	VECTOR SECURITY	\$31.56	0
11906	08/14/2014	08/14/2014	AW	McMASTER-CARR SUPPLY CO.	\$167.15	0
11907	08/14/2014	08/14/2014	AW	STANDARD LAW ENFORCEMENT SUPPLY	\$256.00	0
11908	08/14/2014	08/14/2014	AW	DAVE COGAR	\$28.01	0
11909	08/14/2014	08/14/2014	AW	Jennifer Conaway	\$58.24	0
11910	08/14/2014	08/14/2014	AW	DAWN SHANNON	\$288.54	0
11911	08/14/2014	08/14/2014	AW	VALERI SOKOL	\$26.85	0
11912	08/14/2014	08/14/2014	AW	MADISON VILLAGE WATER/SEWER	\$626.43	0
11913	08/14/2014	08/14/2014	AW	Dwayne Bailey	\$26.32	0
11914	08/14/2014	08/14/2014	AW	DANIEL BESEDA	\$38.72	0
Total Payments:					\$63,890.63	

**Payment Listing**

August 2014

Total Conversion Vouchers:	\$0.00
Total Less Conversion Vouchers:	<u>\$63,890.63</u>

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

\* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

**Payment Register Detail**

August 2014

Payment Advice #: 11870  
 Vendor / Payee: SHELL FLEET PLUS  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$2,142.56

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	Fuel	CHARGE ACCOUNT #065272239	\$2,142.56	\$2,142.56	65272239408

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 12-2014	1000-110-420-7000	Operating Supplies and Materials(FUEL}	\$1,071.45	O
08/14/2014	08/14/2014	AW	BC 31-2014	2011-620-420-7000	Operating Supplies and Materials(FUEL}	\$271.47	O
08/14/2014	08/14/2014	AW	BC 35-2014	2031-240-420-7000	Operating Supplies and Materials(FUEL}	\$255.97	O
08/14/2014	08/14/2014	AW	BC 48-2014	5101-533-420-7000	Operating Supplies and Materials(FUEL}	\$442.65	O
08/14/2014	08/14/2014	AW	BC 53-2014	5201-549-420-7000	Operating Supplies and Materials(FUEL}	\$101.02	O
						<u>\$2,142.56</u>	

Payment Advice #: 11871  
 Vendor / Payee: VERIZON WIRELESS  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$238.29

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	CELLS	383141150-00001	\$238.29	\$238.29	9729658604

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 12-2014	1000-110-321-3210	Telephone{CELL PHONES}	\$49.88	O
08/14/2014	08/14/2014	AW	PO 12-2014	1000-710-321-3210	Telephone{CELL PHONES}	\$29.95	O
08/14/2014	08/14/2014	AW	PO 12-2014	2011-620-321-3210	Telephone{CELL PHONES}	\$95.88	O
08/14/2014	08/14/2014	AW	PO 12-2014	5101-531-321-3210	Telephone{CELL PHONES}	\$39.32	O
08/14/2014	08/14/2014	AW	PO 12-2014	5201-541-321-3210	Telephone{CELL PHONES}	\$23.26	O
						<u>\$238.29</u>	

Payment Advice #: 11872  
 Vendor / Payee: SUITE224  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$1,074.85

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
3.00	ADSL	EXTREME BUSINESS 6.0M/384K	\$49.95	\$149.85	
1.00	IP	STATIC IP	\$25.00	\$25.00	
1.00	10HOURS	MONTHLY ONSITE PROVIDED	\$900.00	\$900.00	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 75-2014	1000-110-349-0000	Other - Professional and Technical Services	\$434.70	O
08/14/2014	08/14/2014	AW	PO 74-2014	1000-790-349-0000	Other - Professional and Technical Services	\$306.95	O
08/14/2014	08/14/2014	AW	PO 18-2014	2011-620-399-0000	Other - Other Contractual Services	\$33.30	O

**Payment Register Detail**

August 2014

08/14/2014	08/14/2014	AW	PO 74-2014	2901-390-399-0000	Other - Other Contractual Services	\$249.95	0
08/14/2014	08/14/2014	AW	PO 18-2014	5101-533-399-0000	Other - Other Contractual Services	\$24.97	0
08/14/2014	08/14/2014	AW	PO 18-2014	5101-533-399-0000	Other - Other Contractual Services	\$24.98	0
						<u>\$1,074.85</u>	

**Payment Advice #:** 11873  
**Vendor / Payee:** WESTERN RESERVE HARDWARE STORE, INC.  
**Type:** Accounting Warrant  
**Purpose:**

**Status:** Outstanding  
**Post Date:** 08/14/2014  
**Transaction Date:** 08/14/2014  
**Original Amount:** \$218.67

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	MONTHLY	VARIOUS DEPT'S MISC. OPERATING	\$218.67	\$218.67	7/31/2014

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 29-2014	2011-620-420-0000	Operating Supplies and Materials	\$85.22	0
08/14/2014	08/14/2014	AW	BC 34-2014	2031-240-420-0000	Operating Supplies and Materials	\$2.99	0
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$3.28	0
08/14/2014	08/14/2014	AW	BC 93-2014	5101-533-420-0000	Operating Supplies and Materials	\$105.50	0
08/14/2014	08/14/2014	AW	BC 52-2014	5201-549-420-0000	Operating Supplies and Materials	\$21.68	0
						<u>\$218.67</u>	

**Payment Advice #:** 11874  
**Vendor / Payee:** CINTAS CORPORATION LOCATION 259 / T90  
**Type:** Accounting Warrant  
**Purpose:**

**Status:** Outstanding  
**Post Date:** 08/14/2014  
**Transaction Date:** 08/14/2014  
**Original Amount:** \$877.82

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	Uniforms	Water, Sewer, M&R	\$112.84	\$112.84	259326783
1.00	Uniforms	Water, Sewer, M&R	\$112.84	\$112.84	259329087
1.00	Uniforms	Water, Sewer, M&R	\$112.84	\$112.84	259331374
1.00	Uniforms	Water, Sewer, M&R	\$112.84	\$112.84	259333702
1.00	Uniforms	Water, Sewer, M&R	\$112.84	\$112.84	259336070
1.00	MATS	SENIOR CENTER	\$156.81	\$156.81	259334287
1.00	MATS	SENIOR CENTER	\$156.81	\$156.81	259329657

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 27-2014	2011-620-270-0000	Uniforms and Clothing	\$175.60	0
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$313.62	0
08/14/2014	08/14/2014	AW	PO 14-2014	5101-531-270-0000	Uniforms and Clothing	\$213.00	0
08/14/2014	08/14/2014	AW	PO 14-2014	5201-541-270-0000	Uniforms and Clothing	\$175.60	0
						<u>\$877.82</u>	

**Payment Advice #:** 11875  
**Vendor / Payee:** USA Bluebook  
**Type:** Accounting Warrant  
**Purpose:**

**Status:** Outstanding  
**Post Date:** 08/14/2014  
**Transaction Date:** 08/14/2014  
**Original Amount:** \$134.37

**Payment Register Detail**

August 2014

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	MEDIA PL	3PKS OF 10 AQUAPLATES & SHIPPING	\$134.37	\$134.37	410423

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 99-2014	5201-549-490-0000	Other - Supplies and Materials	\$134.37	O
						<u>\$134.37</u>	

Payment Advice #: 11876

Vendor / Payee: HD SUPPLY WATERWORKS - EASTLAKE

Type: Accounting Warrant

Purpose:

Status: Outstanding

Post Date: 08/14/2014

Transaction Date: 08/14/2014

Original Amount: \$1,018.20

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
4.00		4"HYMAX CPL	\$156.50	\$626.00	C718676
3.00		SAD 4X3/4CC	\$87.00	\$261.00	
3.00		1" EXPANSION CONN	\$30.00	\$90.00	
12.00		1X1/8 THK RUBBER METER WASHERS	\$0.10	\$1.20	
1.00		STORZ ADJ HYD WRENCH TRUMBULL	\$40.00	\$40.00	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 46-2014	5101-532-390-5001	Other Contractual Services{REFUNDS}	\$1,018.20	O
						<u>\$1,018.20</u>	

Payment Advice #: 11877

Vendor / Payee: NEWS HERALD

Type: Accounting Warrant

Purpose:

Status: Outstanding

Post Date: 08/14/2014

Transaction Date: 08/14/2014

Original Amount: \$199.10

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	ADVERTIS	LEGAL NOTICE 7/31/2014	\$137.15	\$137.15	332942
1.00	ADVERTIS	LEGAL NOTICE 7/25/2014	\$61.95	\$61.95	334404

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 61-2014	1000-710-325-0000	Advertising	\$197.35	O
08/14/2014	08/14/2014	AW	BC 96-2014	1000-710-325-0000	Advertising	\$1.75	O
						<u>\$199.10</u>	

Payment Advice #: 11878

Vendor / Payee: COPE FARM EQUIPMENT

Type: Accounting Warrant

Purpose:

Status: Outstanding

Post Date: 08/14/2014

Transaction Date: 08/14/2014

Original Amount: \$44.18

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00		V-BELT/CEMETERY	\$44.18	\$44.18	P13561

**Payment Register Detail**

August 2014

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 34-2014	2031-240-420-0000	Operating Supplies and Materials	\$44.18	O
						<u>\$44.18</u>	

Payment Advice #: 11879  
 Vendor / Payee: LAKE COUNTY DEPT OF UTILITIES  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$1,107.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00		SLUDGE LOAD	\$217.20	\$217.20	05138394
1.00		SLUDGE LOAD	\$211.50	\$211.50	05141342
1.00		SLUDGE LOAD	\$232.20	\$232.20	05151365
1.00		SLUDGE LOAD	\$219.90	\$219.90	05153025
1.00		SLUDGE LOAD	\$226.20	\$226.20	05155852

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 19-2014	5201-542-399-5001	Other - Other Contractual Services{REFUNDS}	\$597.80	O
08/14/2014	08/14/2014	AW	BC 51-2014	5201-542-399-5001	Other - Other Contractual Services{REFUNDS}	\$509.20	O
						<u>\$1,107.00</u>	

Payment Advice #: 11880  
 Vendor / Payee: JEFF'S MADISON AUTO WORKS  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$110.21

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	#628	RIGHT REAR TAIL LIGHT WIRING REPAIRS	\$25.00	\$25.00	2249
1.00	#625	OIL CHANGE	\$52.71	\$52.71	2248
1.00	#625	CLEAN THROTTLE BODY	\$32.50	\$32.50	2250

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 13-2014	1000-110-433-0000	Repairs and Maintenance of Motor Vehicles	\$110.21	O
						<u>\$110.21</u>	

Payment Advice #: 11881  
 Vendor / Payee: CARQUEST AUTO PARTS  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$57.88

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	M&R F350	OIL, OIL FILTER, AIR FILTER	\$64.13	\$64.13	1562-177913-1.0
-1.00	CREDIT	HYD FILTER	\$6.25	-\$6.25	1562-177432

**Payment Register Detail**

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Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 33-2014	2011-620-432-0000	Repairs and Maintenance of Machinery & Equip	\$57.88	O
						<u>\$57.88</u>	

Payment Advice #: 11882  
 Vendor / Payee: TASTE OF HOME  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$19.98

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	RENEWAL	SENIOR CENTER SUBSCRIPTION	\$19.98	\$19.98	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$19.98	O
						<u>\$19.98</u>	

Payment Advice #: 11883  
 Vendor / Payee: CLASSIC EAST AUTO CAMPUS  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$30.70

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	SEWER DI	CONNECTOR	\$30.70	\$30.70	155199

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 67-2014	5201-549-432-0000	Repairs and Maintenance of Machinery & Equip	\$30.70	O
						<u>\$30.70</u>	

Payment Advice #: 11884  
 Vendor / Payee: MARGARET WELCH  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$281.25

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
9.00	CLEANING	SENIOR CENTER CLEANING LADY	\$31.25	\$281.25	167397

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$281.25	O
						<u>\$281.25</u>	

Payment Advice #: 11885  
 Vendor / Payee: MUNICIPAL FINANCE OFFICERS ASSOC OF OH  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$50.00

**Payment Register Detail**

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Detail						
Quantity	Units	Description	Unit Price	Extended Price	Invoice #	
1.00	RENEWAL	MEMBERSHIP	\$50.00	\$50.00		

Distribution							
Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 25-2014	1000-790-420-0000	Operating Supplies and Materials	\$50.00	O
						<u>\$50.00</u>	

Payment Advice #: 11886  
 Vendor / Payee: ILLUMINATING COMPANY  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$8,540.72

Detail						
Quantity	Units	Description	Unit Price	Extended Price	Invoice #	
1.00	STREET L	110028684907	\$8,529.07	\$8,529.07	8-4-2014	
1.00	TRAFFIC L	110029220909	\$11.65	\$11.65	8-4-2014B	

Distribution							
Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 4-2014	1000-790-311-1005	Electricity{TRAFFIC LIGHTS}	\$11.65	O
08/14/2014	08/14/2014	AW	PO 6-2014	2401-519-311-0000	Electricity	\$8,529.07	O
						<u>\$8,540.72</u>	

Payment Advice #: 11887  
 Vendor / Payee: LAKE COUNTY DEPT OF UTILITIES- WATER  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$38,839.70

Detail						
Quantity	Units	Description	Unit Price	Extended Price	Invoice #	
13,401.00	CF	8"Meter	\$2.90	\$38,862.90		
-8.00	CF	Madison Middle /Credit	\$2.90	-\$23.20		

Distribution							
Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 10-2014	5101-533-312-0000	Water and Sewage	\$38,839.70	O
						<u>\$38,839.70</u>	

Payment Advice #: 11888  
 Vendor / Payee: GAZETTE PUBLISHING  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$39.19

Detail						
Quantity	Units	Description	Unit Price	Extended Price	Invoice #	
1.00	Notice	Legislation/Advertisement	\$39.19	\$39.19	83658	

**Payment Register Detail**

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Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 96-2014	1000-710-325-0000	Advertising	\$39.19	O
						<u>\$39.19</u>	

Payment Advice #: 11889  
 Vendor / Payee: RAYMOND BUILDERS SUPPLY  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$240.40

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	M&R	Masonry mortar and mason sand	\$155.40	\$155.40	0186183-IN
1.00	M&R	SURELOCK - 199 SQUARE	\$85.00	\$85.00	0186331-IN

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 29-2014	2011-620-420-0000	Operating Supplies and Materials	\$240.40	O
						<u>\$240.40</u>	

Payment Advice #: 11890  
 Vendor / Payee: WINDSTREAM  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$49.40

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	WATER	411-504-1716	\$24.70	\$24.70	8-5-14A
1.00	WATER	411-504-1721	\$24.70	\$24.70	8-5-14B

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 11-2014	5101-531-321-0000	Telephone	\$49.40	O
						<u>\$49.40</u>	

Payment Advice #: 11891  
 Vendor / Payee: CHRIS'S QUALITY HOME & LAWN  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$1,525.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
5.00	MOWING	VILLAGE PARKS	\$170.00	\$850.00	8-5-14
5.00	MOWING	SENIOR CENTER	\$135.00	\$675.00	8-5-14B

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 15-2014	1000-320-431-0000	Repairs and Maintenance of Buildings and Land	\$850.00	O
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$675.00	O
						<u>\$1,525.00</u>	

**Payment Register Detail**

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Payment Advice #: 11892  
 Vendor / Payee: TREASURER STATE OF OHIO  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$1,200.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	ANNUAL F	LEADS TERMINAL - ACCESS FEES	\$1,200.00	\$1,200.00	NT15-414

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 102-2014	1000-110-349-0000	Other - Professional and Technical Services	\$1,200.00	O
						\$1,200.00	

Payment Advice #: 11893  
 Vendor / Payee: JIM DOHERTY TRUCKING, INC.  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$125.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	HAUL	SLUDGE	\$125.00	\$125.00	22616

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 51-2014	5201-542-399-5001	Other - Other Contractual Services(REFUNDS)	\$125.00	O
						\$125.00	

Payment Advice #: 11894  
 Vendor / Payee: CompMangement, Inc.  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$660.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	RENEWAL	WORKERS COMP GROUP RATING	\$660.00	\$660.00	1001547

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 103-2014	1000-710-349-0000	Other - Professional and Technical Services	\$660.00	O
						\$660.00	

Payment Advice #: 11895  
 Vendor / Payee: NICHOLS FIREPLACE & STOVE CENTER  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$45.99

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00		CHAIN SHARPENING	\$7.00	\$7.00	153700
1.00		TRIMMER LINE	\$38.99	\$38.99	8-4-2014

**Payment Register Detail**

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Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 29-2014	2011-620-420-0000	Operating Supplies and Materials	\$45.99	O
						<u>\$45.99</u>	

Payment Advice #: 11896  
 Vendor / Payee: LAKETRAN  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$502.50

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
201.00	FARES	SENIOR CENTER DIAL A RIDE	\$2.50	\$502.50	0014710-IN

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 39-2014	2901-390-399-2900	Other - Other Contractual Services(FARES)	\$502.50	O
						<u>\$502.50</u>	

Payment Advice #: 11897  
 Vendor / Payee: NORTH COAST ENVIRONMENTAL LAB., INC.  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$30.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
2.00	LAB	AMMONIA	\$15.00	\$30.00	32498

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 27-2014	5201-549-399-0000	Other - Other Contractual Services	\$30.00	O
						<u>\$30.00</u>	

Payment Advice #: 11898  
 Vendor / Payee: COUNTY OF LAKE TELECOMMUNICATIONS DEPT  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$1,019.40

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	QUARTER	BACKBONE MAINTENANCE FEE	\$1,019.40	\$1,019.40	034817

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 104-2014	1000-110-349-0000	Other - Professional and Technical Services	\$1,019.40	O
						<u>\$1,019.40</u>	

Payment Advice #: 11899  
 Vendor / Payee: GUTH LABORATORIES, INC.

Status: Outstanding  
 Post Date: 08/14/2014

**Payment Register Detail**

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Type: Accounting Warrant  
Purpose:

Transaction Date: 08/14/2014  
Original Amount: \$28.82

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00		BAC TESTING SUPPLIES	\$28.82	\$28.82	1451938-IN

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 11-2014	1000-110-420-0000	Operating Supplies and Materials	\$28.82	O
						\$28.82	

Payment Advice #: 11900  
Vendor / Payee: FITNESS BROKERS CO.  
Type: Accounting Warrant  
Purpose:

Status: Outstanding  
Post Date: 08/14/2014  
Transaction Date: 08/14/2014  
Original Amount: \$130.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	SERVICE	FITNESS EQUIP INSPECTED AND TESTED AT SENIOR CENTER	\$130.00	\$130.00	08-01-2014

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$130.00	O
						\$130.00	

Payment Advice #: 11901  
Vendor / Payee: RON BELL  
Type: Accounting Warrant  
Purpose:

Status: Outstanding  
Post Date: 08/14/2014  
Transaction Date: 08/14/2014  
Original Amount: \$500.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	MONTH	LICENSED WATER OPERATOR	\$500.00	\$500.00	8-1-2014

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	PO 15-2014	5101-532-390-5001	Other Contractual Services(REFUNDS)	\$500.00	O
						\$500.00	

Payment Advice #: 11902  
Vendor / Payee: Time Warner Cable  
Type: Accounting Warrant  
Purpose:

Status: Outstanding  
Post Date: 08/14/2014  
Transaction Date: 08/14/2014  
Original Amount: \$115.17

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	CABLE	SENIOR CENTER SERVICE #261592301	\$115.17	\$115.17	8-5-2014

**Payment Register Detail**

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Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$115.17	O

Payment Advice #: 11903

Vendor / Payee: DIGITAL IMAGING SPECIALIST

Type: Accounting Warrant

Purpose:

Status: Outstanding

Post Date: 08/14/2014

Transaction Date: 08/14/2014

Original Amount: \$1,109.46

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
7,377.00	ADMIN	BLACK/WHITE COPIES	\$0.01	\$66.39	080714
2,390.00	ADMIN	COLOR COPIES	\$0.08	\$188.81	
1,819.00	POLICE	BLACK/WHITE	\$0.01	\$16.37	
232.00	POLICE	COLOR COPIES	\$0.08	\$18.33	
4,189.00	SENIOR C	BLACK / WHITE COPIES - QUARTERLY	\$0.01	\$41.89	071114SR
7,948.00	SENIOR C	COLOR COPIES - QUARTERLY	\$0.04	\$317.92	
1.00		FUSER OIL UNIT	\$69.95	\$69.95	
1.00		BLACK TONER	\$59.95	\$59.95	
3.00		COLOR TONERS	\$109.95	\$329.85	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 10-2014	1000-110-410-0000	Office Supplies and Materials	\$34.70	O
08/14/2014	08/14/2014	AW	BC 24-2014	1000-790-410-0000	Office Supplies and Materials	\$255.20	O
08/14/2014	08/14/2014	AW	BC 45-2014	2901-390-420-0000	Operating Supplies and Materials	\$819.56	O
						\$1,109.46	

Payment Advice #: 11904

Vendor / Payee: AVALON PEST CONTROL SVCS

Type: Accounting Warrant

Purpose:

Status: Outstanding

Post Date: 08/14/2014

Transaction Date: 08/14/2014

Original Amount: \$39.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	SERVICE	SENIOR CTR	\$39.00	\$39.00	52709

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$39.00	O
						\$39.00	

Payment Advice #: 11905

Vendor / Payee: VECTOR SECURITY

Type: Accounting Warrant

Purpose:

Status: Outstanding

Post Date: 08/14/2014

Transaction Date: 08/14/2014

Original Amount: \$31.56

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	SENIOR C	ALARM MONITORING	\$31.56	\$31.56	52571194

**Payment Register Detail**

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Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 37-2014	2901-390-399-0000	Other - Other Contractual Services	\$31.56	O

Payment Advice #: 11906

Vendor / Payee: McMASTER-CARR SUPPLY CO.  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$167.15

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	CASE	15 GALLON GARBAGE BAGS	\$62.74	\$62.74	96441522
1.00	CHISEL	ASPHALT CUTTER/PAVEMENT-BREAKER	\$104.41	\$104.41	95912576

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 29-2014	2011-620-420-0000	Operating Supplies and Materials	\$62.74	O
08/14/2014	08/14/2014	AW	BC 78-2014	2011-620-440-0000	Small Tools and Minor Equipment	\$104.41	O
						\$167.15	

Payment Advice #: 11907

Vendor / Payee: STANDARD LAW ENFORCEMENT SUPPLY CO.  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$256.00

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00		FLARES FOR CRUISERS/POLICE DEPT	\$256.00	\$256.00	40902

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 11-2014	1000-110-420-0000	Operating Supplies and Materials	\$256.00	O
						\$256.00	

Payment Advice #: 11908

Vendor / Payee: DAVE COGAR  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$28.01

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00		MEDICAL REIMBURSEMENT/PRESCRIPTIONS	\$28.01	\$28.01	7-21-14

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 9-2014	5201-541-221-0000	Medical/Hospitalization	\$28.01	O
						\$28.01	

Payment Advice #: 11909

Vendor / Payee: Jennifer Conaway  
 Type: Accounting Warrant

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014

**Payment Register Detail**

August 2014

Purpose:

Original Amount: \$58.24

Detail					
Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	NOTARY F	REIMBURSEMENT/FEES/CHARGES TO OBTAIN NOTARY	\$21.00	\$21.00	
66.50	MILES	REIMBURSE MILES	\$0.56	\$37.24	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 89-2014	1000-710-252-0000	Travel and Transportation	\$37.24	O
08/14/2014	08/14/2014	AW	BC 25-2014	1000-790-420-0000	Operating Supplies and Materials	\$21.00	O
						<u>\$58.24</u>	

Payment Advice #: 11910  
 Vendor / Payee: DAWN SHANNON  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$288.54

Detail					
Quantity	Units	Description	Unit Price	Extended Price	Invoice #
18.00	DEDUCTIC	HOSPITALIZATION PREMIUM WAS INCORRECT IN PAYROLL FOR 18 PAYS... REIMBI	\$16.03	\$288.54	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 3-2014	1000-110-221-0000	Medical/Hospitalization	\$288.54	O
						<u>\$288.54</u>	

Payment Advice #: 11911  
 Vendor / Payee: VALERI SOKOL  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$26.85

Detail					
Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	REFUND	UTILITY SEC DEPOSIT	\$26.85	\$26.85	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	Direct	5781-599-610-0000	Deposits Refunded	\$26.85	O
						<u>\$26.85</u>	

Payment Advice #: 11912  
 Vendor / Payee: MADISON VILLAGE WATER/SEWER  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$626.43

Detail					
Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	DEPOSIT	APPLY TO FINAL #70708300	\$100.00	\$100.00	
1.00	DEPOSIT	APPLY FO FINAL #40711500	\$100.00	\$100.00	
1.00	DEPOSIT	APPLY TO FINAL #80701200	\$90.00	\$90.00	

**Payment Register Detail**

August 2014

1.00	DEPOSIT	APPLY TO FINAL #80203900				\$63.28	\$63.28
1.00	DEPOSIT	APPLY TO FINAL #80608000				\$100.00	\$100.00
1.00	DEPOSIT	APPLY TO FINAL #60201500				\$100.00	\$100.00
1.00	DEPOSIT	APPLY TO FINAL BILL #70702500				\$73.15	\$73.15

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	Direct	5781-599-620-0000	Deposits Applied	\$553.28	O
08/14/2014	08/14/2014	AW	Direct	5781-599-620-0000	Deposits Applied	\$73.15	O
						<u>\$626.43</u>	

Payment Advice #: 11913  
 Vendor / Payee: Dwayne Bailey  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$26.32

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
47.00	MILES	MILEAGE REIMBURSEMENT	\$0.56	\$26.32	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	BC 89-2014	1000-710-252-0000	Travel and Transportation	\$26.32	O
						<u>\$26.32</u>	

Payment Advice #: 11914  
 Vendor / Payee: DANIEL BESEDA  
 Type: Accounting Warrant  
 Purpose:

Status: Outstanding  
 Post Date: 08/14/2014  
 Transaction Date: 08/14/2014  
 Original Amount: \$36.72

Detail

Quantity	Units	Description	Unit Price	Extended Price	Invoice #
1.00	DEPOSIT	REFUND UTILITY SECURITY DEPOSIT # 8203900	\$36.72	\$36.72	

Distribution

Post Date	Transaction Date	Type	Charge Type	Account Code	Description	Amount	Status
08/14/2014	08/14/2014	AW	Direct	5781-599-610-0000	Deposits Refunded	\$36.72	O
						<u>\$36.72</u>	

Total Payments: \$63,890.63

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

\* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

## **ORDINANCE 29 - 2014**

### **AN ORDINANCE DESIGNATING AN AREA OF PARK STREET AS A VALET SERVICE AREA AND PROHIBITING PUBLIC PARKING DURING SPECIFIED HOURS**

WHEREAS, the downtown merchants have expressed a need to provide valet services for customers during peak business hours in order to address parking deficiencies in proximity to their establishments; and

WHEREAS, economic development of the downtown requires reasonable accommodations to address parking issues in light of its historic character and the unique challenges that creates; and

WHEREAS, it is a proper public purpose to facilitate the ease of access to the downtown's businesses for visitors by designating an area for valet services.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO:

SECTION 1. That the parking spaces highlighted in Exhibit 1 attached hereto are hereby designated as a valet service area during the following hours and days:

4 p.m. to 11 p.m. on Tuesdays, Wednesdays, Thursdays, Fridays and Saturdays.

SECTION 2. That during the hours and days specified in Section 1 hereof, public parking in the valet service area is prohibited. The Administrator may cause such signage to be erected adjacent to this area as may be required to place the public on notice of this prohibition.

**SECTION 3.** That the Administrator is hereby authorized to issue a permit, jointly if applicable, to participating establishments for use of the valet service area during the hours and days set forth in Section 1 above if all of the following conditions are met:

- (a) The valet services are provided free of charge to members of the general public patronizing participating establishments;
- (b) Participating establishments shall be those which provide public accommodations, as defined herein below;
- (c) Establishments providing public accommodations within the downtown district and utilizing the valet parking area shall agree to jointly participate in providing the valet services on such terms as they should so mutually agree, but, subject to the provisions of this Ordinance and all applicable laws;
- (d) That no establishment in the downtown district providing public accommodations shall be prohibited from participating upon the same terms and conditions applicable to other participants;
- (e) That the valet service provider(s) furnish to the Administrator current certificates of insurance with commercial coverage and reasonable policy limits for such valet services;
- (f) That a valet stand may be placed adjacent to the service area, as approved by the Administrator, provided that it does not impede the flow of pedestrian traffic, and, that it be removed from the area when not in use;
- (g) That traffic cones may be used by the valet services to alert motorists as to the reserved area, subject to the approval of the Administrator as to placement, number and type; and
- (h) That a sandwich sign may be used for the valet service provided that it is in compliance with applicable provisions of Article 9 of the Zoning Code.

**SECTION 4.** As used in this Ordinance "public accommodations" means establishments open to the general public and which provide food or lodging.

**SECTION 5.** That the Administrator shall be provided such written documentation as he deems necessary in order to ascertain compliance with the requirements of Section 3.

**SECTION 6.** The Administrator may revoke any permit for the failure to observe any of the provisions of this Ordinance or other applicable Code sections and may impose supplemental requirements not inconsistent with the provisions of this Ordinance in order to affect its purpose and intent.

SECTION 7. That nothing in this Ordinance is intended to nor shall it be interpreted as inuring to the benefit of or vesting in any party or parties any legal interest of whatsoever nature in the valet service area, and, that any permit(s) issued pursuant to this Ordinance are and shall be licenses revocable at any time, without notice, and at the will of the Village.

SECTION 8. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 9. That this Ordinance shall take effect at the earliest time provided by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Kenneth D. Takacs,  
President of Council

Attested:

\_\_\_\_\_  
Kristie M. Crockett,  
Acting Fiscal Officer / Clerk of Council

Approved:

\_\_\_\_\_  
Sam Britton Jr.,  
Mayor

\_\_\_\_\_  
Date



PARK ST



**ORDINANCE NO. 30-2014**

**AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF ALL DULY DEDICATED STREETS WITHIN THE VILLAGE OF MADISON WITH ELECTRIC STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY**

WHEREAS, this Council, pursuant to Resolution No. 14-2014, adopted July 21, 2014, declared the necessity for improving all duly dedicated streets within the Village of Madison with electric street lighting and appurtenances thereto; and

WHEREAS, the Fiscal Officer has prepared and filed an estimate of cost for the year 2014 for improving all duly dedicated streets by supplying the same with electric street lighting and appurtenances thereto; and,

WHEREAS, the legislative authority has determined to proceed with said improvement.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, STATE OF OHIO:

SECTION 1. That it is hereby determined to proceed with the improvement in the Village of Madison, Lake County, Ohio, of all duly dedicated streets within the Village by supplying the same with electric street lighting and appurtenances thereto which this Council declared to be conducive to the public health, convenience and welfare.

SECTION 2. That said improvement shall be made in accordance with the provisions of Resolution No. 14-2014 adopted July 21, 2014, and with the plans, specifications and estimates of the proposed improvement heretofore approved and now on file in the office of the Fiscal Officer.

SECTION 3. That all claims for damages resulting there from that may have been legally filed shall be inquired into after completion of the proposed improvement and the Village Law Director is hereby authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into said claims that have been so filed.

SECTION 4. That portion of the cost provided in the above mentioned Resolution of Necessity shall be assessed in the manner provided in said Resolution on the lots and lands described therein.

SECTION 5. That the estimated assessments heretofore prepared and filed in the office of the Fiscal Officer be and the same are hereby adopted.

**ORDINANCE NO. 31-2014**

**AN ORDINANCE LEVYING ASSESSMENTS FOR THE IMPROVEMENT OF STREETS IN THE VILLAGE OF MADISON, OHIO BY SUPPLYING SAME WITH ELECTRICAL STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY**

WHEREAS, tentative assessments showing the amount to be assessed on each lot and parcel of land in the Village of Madison for improving the duly dedicated streets of said Village by supplying the same with electric street lighting and appurtenances thereto have been prepared and have been on file in the office of the Fiscal Officer; and

WHEREAS, notice of the making and filing of said tentative assessments has been duly published and personally served according to the provisions of law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO, THAT:

SECTION 1. Notice of the making and filing with the Fiscal Officer of the assessments for the cost and expense of improving all of the duly dedicated streets in the Village of Madison with electric street lighting and appurtenances thereto has been duly published in accordance with law and that the Council of the Village of Madison hereby adopts and confirms said assessments and the several amounts thereof aggregating in the estimated amount of \$123,300 and will be for the tax year 2014 collected in 2015.

SECTION 2. There be levied and assessed upon all of the lots and lands in the Village of Madison, Ohio as enumerated in the tentative assessments, which said lots and lands are specially benefitted by said improvement, the several amounts heretofore reported to Council by the Fiscal Officer and as described in Resolution No. 14-2014 marked Exhibit "A" and incorporated in this Ordinance, and for which assessments and the several amounts thereof amount to 2 mills for each one dollar of valuation which is 20 cents for each one hundred dollars of valuation of the property assessed.

SECTION 3. That the total assessment against each lot and parcel of land shall be payable in cash to the Fiscal Officer of the Village of Madison within thirty (30) days after the passage of this Ordinance, and if not paid in cash within such period shall be certified to the County Auditor for collection with the general taxes and collected against each of the lots or parcels of land so assessed.

SECTION 4. The remainder of the entire cost of said improvement shall be paid out of the General Fund of the Village of Madison.

SECTION 5. The assessments charged against each lot or parcel of land shall be certified by the Fiscal Officer to the Auditor of Lake County, Ohio, as provided by law, to be placed by him upon the tax duplicate and collected as other taxes.

SECTION 6. The Fiscal Officer shall cause notice of the passage of this Ordinance to be published twice in a newspaper of general circulation and shall keep said assessments on file in his office.

SECTION 7. The Fiscal Officer is hereby directed to deliver a certified copy of this Ordinance to the Auditor of Lake County, Ohio.

SECTION 8. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 9. This Ordinance is hereby declared to be and is passed as an emergency measure, the measure being that the Village is without sufficient funds to provide electric street lighting and appurtenances thereto; and, therefore, this Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare and shall take effect and be in force immediately upon its passage and signature of the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Kenneth D. Takacs, President of Council

Attested:

\_\_\_\_\_  
Kristie M. Crockett, Acting Fiscal Officer

Approved:

Date: \_\_\_\_\_

\_\_\_\_\_  
Sam Britton Jr., Mayor

1<sup>st</sup> Reading, July 21, 2014  
2<sup>nd</sup> Reading, August 4, 2014  
3<sup>rd</sup> Reading, August 18, 2014

Sponsored / Introduced by: Mayor Britton,  
Councilman Takacs, Councilman Vest, and  
Councilman Frager

## RESOLUTION NO. 15 - 2014

### **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE MADISON JOINT FIRE DISTRICT FOR THE BUY-OUT OF ITS LEASEHOLD INTERESTS IN THE PROPERTY LOCATED AT 33 NORTH LAKE STREET, MADISON, OHIO**

WHEREAS, the Village intends to relocate municipal operations to its property located at 33 North Lake Street whereat the Madison Joint Fire District has operated a fire station and claims certain leasehold interests; and

WHEREAS, the parties have reached an agreement for the Village to buy-out the Fire District's claimed interests and fully and finally resolve any potential legal issues between them.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, STATE OF OHIO, THAT:

SECTION 1. The Mayor is authorized to sign the contract with the Madison Joint Fire District, said contract being attached hereto as Exhibit A and incorporated herein by this reference.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 3. That this Resolution shall take effect at the earliest time provided by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Kenneth D. Takacs,  
President of Council

Attested:

\_\_\_\_\_  
Kristie Crockett,  
Acting Fiscal Officer / Clerk of Council

Approved:

Date: \_\_\_\_\_

\_\_\_\_\_  
Sam Britton Jr.,  
Mayor

**AN AGREEMENT BETWEEN THE VILLAGE OF MADISON, OHIO  
AND THE MADISON JOINT FIRE DISTRICT FOR THE BUYOUT OF  
A LEASEHOLD INTEREST IN 33 NORTH LAKE STREET**

THIS AGREEMENT MADE AND ENTERED INTO AT Madison, Ohio, this 17<sup>th</sup> day of September, 2014, by and between the VILLAGE OF MADISON, an Ohio municipal corporation, having an address for purposes hereof at 126 West Main Street, Madison, Ohio 44057 (the "Village"); and the MADISON JOINT FIRE DISTRICT, an Ohio body politic formed under the authority of Ohio Revised Code §505.371, having an address for purposes hereof at 840 River Street, Madison, Ohio 44057 (the "District").

**Section 1 - Basic Provisions.**

(a) The Village is the owner of real property and improvements thereon located at 33 North Lake Street, Madison, Ohio, same being permanent parcel no. 02-A-008-E-00-005-0, the legal description of which is attached hereto as Exhibit 1 and incorporated herein by this reference (hereinafter, the "Premises").

(b) The Premises are the site of a fire station originally constructed by the Village which has been maintained and improved over the course of years for said use. At a time approximate in 1970 with the creation of the Madison Joint Fire District pursuant to a joint resolution of the Village and Township of Madison, the possession, custody and control of the Premises was granted by the Village to the District for its use as a fire station.

(c) The Village desires to retake possession of the Premises for current and future municipal use and extended an offer to the District to buyout its leasehold interest and improvements.

(d) In response to the Village's request, the District reviewed its service requirements and relocated all operations at the Premises to other existing facilities.

WHEREFORE, in consideration of same, the Village and District have agreed that the Village will buyout the District's leasehold interest in the Premises, together with all rights, claims and interests the District may have in any of the improvements to the Premises, and to do so upon the terms and for the consideration set forth herein.

**Section 2 - Village's Obligations.**

(a) Compensation. The Village shall pay to the District the total sum of One Hundred Eighty-Nine Thousand Dollars (\$189,000.00) as follows:

- (1) An earnest money deposit in the sum of Ten Thousand Dollars (\$10,000.00), receipt of which is acknowledged by the District;

- (2) A first installment payment in the sum of Forty-Four Thousand Seven Hundred Fifty Dollars (\$44,750.00), which shall be due and payable on or before June 1, 2015;
- (3) A second installment payment in the sum of Forty-Four Thousand Seven Hundred Fifty Dollars (\$44,750.00), which shall be due and payable on or before June 1, 2016;
- (4) A third installment payment in the sum of Forty-Four Thousand Seven Hundred Fifty Dollars (\$44,750.00), which shall be due and payable on or before June 1, 2017; and
- (5) A fourth and final installment payment in the sum of Forty-Four Thousand Seven Hundred Fifty Dollars (\$44,750.00), which shall be due and payable on or before June 1, 2018.

(b) No Right to Additional Compensation. The District shall be entitled to no additional compensation from the Village for any reason(s) related to the Premises.

(c) Interest. No interest shall be due on any unpaid principal balance, except, in the event the Village defaults on the payment(s) due hereunder and the District should obtain judgment for same, then, statutory interest shall apply from the date of default.

(d) Default. The Village shall be in default if it fails to tender on or before the date(s) due any installment payment(s) to the District pursuant to Section 2(a) herein above. In the event of default, the District may notify the Village that it is declaring default whereupon all unpaid principal shall immediately be due the District and it may pursue available legal remedies.

### Section 3 - District's Obligations.

(a) Surrender of Possession. The District shall fully, finally, and forever thereafter have vacated the Premises as of 12:01 a.m. on September 17, 2014 (the "Transfer Date"). It shall have removed all items of its personal property from the Premises by the Transfer Date. The District shall further have removed the fixtures listed in Schedule A, and only those fixtures listed in Schedule A, as of the Transfer Date.

(b) Abandoned Property. The Village shall have no obligation to retain, care for, or otherwise make any arrangements for any District property of whatsoever nature that may remain in or upon the Premises after the Transfer Date, and, any such District property so remaining shall be conclusively deemed abandoned property for which the Village may claim sole and exclusive right of ownership, except, this provision does not apply to District property kept within the storage areas described in Section 5 hereof.

(c) Cleaning. The District shall leave the Premises in broom clean condition.

(d) Utilities. The District shall pay for and remain liable for all outstanding utility services fees, charges, and assessments which may be due but not yet paid as of the Transfer Date.

(e) Cancellation of Non-Utility Services. As of the Transfer Date, the District shall have notified the appropriate parties and cancelled all non-utility services for the Premises, including but not limited, to contracts for landscaping care, janitorial and maintenance services, and pest control.

(f) Insurance. The District shall maintain in full force and effect until the Transfer Date all such policies of insurance for the Premises as are now in effect.

(g) Liens. With respect to any liens filed against the Premises as a consequence of the District's tenancy, the District shall save harmless the Village against all loss, liability, costs, attorney's fees, damages or interest charges as a result of any such lien. The District shall remove, pay, or cancel said lien or secure the payment of any such lien(s) by bond or other security acceptable to the Village. The District shall have the right at all times and at its own expense to contest and defend on behalf of itself or the Village any action involving the collection, validity, or removal of such lien(s) upon giving adequate security to the Village for payment of such lien(s).

(h) Keys and Security. The District shall turn over to the Village all keys, electronic pass cards, remote activators, and other such like means of access to the Premises by the Transfer Date. The District shall further provide to the Village all access and/or security passcodes/passwords for the Premises. If the District is in possession of any user manuals or other such like materials pertaining to these systems, it shall provide same to the Village as of the Transfer Date.

#### Section 4 - Mutual Promises and Covenants.

(a) Condition of the Premises. The Village acknowledges that it is accepting the Premises in its "as-is" condition as of the effective date of this Agreement. The District makes no warranties or representations regarding the condition of the Premises, including but not limited to utility, mechanical, and structural components.

(b) Responsibility for Post-Inspection Damage. Solely for the purpose of ascertaining compliance with this section and not as any warranty or other representation on the part of the District with respect to the condition of the Premises contrary to subsection (a) above, the parties have conducted a visual walk-through inspection and noted any material existing damage(s) to the Premises on Schedule B attached hereto.

The District shall use all due care to avoid post-inspection damage to the Premises, inclusive of (i) removal of fixtures in a manner not causing damage in excess of that necessary to effect the removal, (ii) causing damage to the mechanical or structural components of any improvements, and (iii) causing damages to any finish materials and fixtures. The District shall repair any such damage(s) it causes. The District is not responsible for any failures or breakages caused by further normal wear and tear.

(c) Release of Claims. Excepting solely for (i) the Village's obligations as set forth in Sections 2 and 5 hereof, and, (ii) the District's obligations as set forth in Section 3 and Section 4(b) hereof, which obligations are of a continuing nature until such time as they are fully satisfied, the parties agree that, in consideration of the aforementioned mutual promises and covenants, the Village and District do each as to the other hereby forever release and discharge any and all past, present and future actions, causes of action, claims, rights, demands,

damages, and all consequential damage on account of, or in any way growing out of any and all known or unknown injuries, death, property damage and/or any other injuries of whatsoever nature resulting or to result from any of their dealings, costs (including attorney fees), expenses, loss of services, compensation, third party actions, suits at law or in equity, including claims or suits for contribution and/or indemnity, of whatever nature, which they, or their agents, assigns, and successors may have including, but not limited to, their current and former officers, agents, employees, subcontractors, and independent contractors, and their heirs, executors, administrators, successors and assigns, and all other persons, firms and corporations, whether herein named or referred to or not, by reason of any transaction, occurrence, communication, agreement, relationship, action or failure to act relating the Premises and without exception, inclusive of any unknown or unknowable conditions, defects (including latent defects), breaches (whether contractual or warranty (express, implied, or arising by operation of law)), and without limitation to all structures and improvements.

**Section 5 – District’s Storage Use.**

After the Transfer Date, the District shall have the continuing right to use of the Premises, plus additional space as set forth herein below, for storage purposes and without charge, to wit:

(a) On the first and second floors of the Premises, the District shall have use of the rooms designated “Fire Investigation Room Storage” or “FIU” which rooms are depicted on the floor plans, consisting of two pages, attached hereto and incorporated herein as Exhibits “2-A” and “2-B”.

(1) In the event the Village should remodel the Premises resulting in alterations of the floor plans, then, the Village and District shall work jointly to preserve continuing space of a like size and nature for the District’s continuing storage use; and

(2) The District’s use of these storage areas shall terminate upon the date the Village should no longer use the Premises for any public purpose, whether by sale, lease, abandonment, destruction of the Premises, or any other cause; and

(3) The District’s access to these storage areas shall be limited to the Fire Chief and his/her designated personnel. Access to the storage areas shall be protected via use of passkeys or other such measures as the Village and District shall so mutually agree, to be held by the District but subject to such necessary access by the Village under supervision of the District as required to keep the Premises in good repair.

(b) Within the Village’s road garage located at 81 Samuels Street, the District shall have use of the area depicted on the floor plan attached hereto and incorporated herein as Exhibit “3” to store two trailers.

(1) The Village does not own the road garage, therefore, in the event the Village should no longer be in possession of same for any reason, then, the District’s use shall also terminate; and

(2) The District shall timely remove its property so as not to cause any hold-over by the Village.

(c) The District shall maintain at its sole cost and expense any insurance against loss or damage to its property as it may deem necessary and hereby waives any claims of any nature whatsoever against the Village for any such loss or damage regardless of fault or cause.

(d) The District shall not store any hazardous materials on the Premises or road garage.

#### Section 6 - Miscellaneous.

(a) Complete Agreement. The parties hereto acknowledge that all of the terms and covenants contained herein were reviewed by both parties and their legal counsel, and all negotiations, consideration, representations, inducement and understandings between the parties are incorporated herein and may be modified or altered only by agreement, in writing, between the parties. This Agreement contains the entire agreement between the parties hereto, and no agent, representative, employee or officer of the Village or District has authority to make, or has made, any statement, agreement or representation, either oral or written, in connection herewith, modifying, adding or changing the terms and conditions herein set forth. No present or past dealings or customs between the parties shall be permitted to contradict or modify the terms hereof.

(b) Force Majeure. The Village and/or District shall be excused for the period of delay in the performance of any of their respective obligations hereunder and shall not be considered in Default of this Agreement when prevented from so performing by cause(s) beyond the Village's or District's control, including, but not limited to, civil commotion, war, fire or other casualty, governmental regulations, statutes, restrictions or decrees, or through acts of God.

(c) Interpretation. The laws of the state of Ohio shall govern the validity, performance and enforcement of this Agreement. If any provision of this Agreement shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not be deemed to affect or impair any other provisions hereunder.

(d) Section and Title Headings. The section and title headings contained herein are for convenience purposes only and do not define, limit, construe or amplify the contents of any such sections.

(e) Waiver. The Village and District shall each have the right at all times to enforce the covenants, conditions and legal rights and remedies of this Agreement in strict accordance with the terms hereof, notwithstanding any conduct or custom(s) on the part of the Village or District in refraining from so doing at any time(s). No failure by either party hereto to insist upon the strict performance of any term or condition of this Agreement, no failure by either party hereto to exercise any right or remedy available, legal or equitable, for a breach thereof shall constitute a waiver by such party of any such breach, term, condition or right.

No term or condition of this Agreement required to be performed by the Village or District, and no breach thereof, shall be waived, altered or modified except by written instrument executed by the waiving party.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first written hereinabove.

VILLAGE OF MADISON

By: \_\_\_\_\_  
Sam Britton, Jr., Mayor

upon the authority of the Council of the Village of Madison,  
Resolution No. \_\_\_\_\_

MADISON JOINT FIRE DISTRICT

By: \_\_\_\_\_  
Gene Lutz, Fire Chief

upon the authority of the Trustees of the Madison Joint Fire  
District, Resolution No. \_\_\_\_\_

EXHIBIT 1  
Legal Description

PPN 02-A-008-E-00-005-0  
33 North Lake Street, Madison, Ohio

Situated in Lake County and State of Ohio, to-wit:

Parcel No. 1.

Situated in the Village of Madison, County of Lake and State of Ohio, and known as being part of Lots 1 and 2 Harvey's Survey, bounded and described as follows:-

Beginning at the intersection of the northwesterly line of an Alley Way, 20 feet in width, with the westerly line of Lake Street, thence along said westerly line of Lake Street 119.41 feet to an iron pipe at the intersection of said westerly line with the southerly line of Madison Street, thence along said southerly line of Madison Street 242 feet to the north easterly corner of .25 acre conveyed to Earl L. Johnson and David S. Ingalls by deed dated November 5, 1929, and recorded in Lake County Records of Deeds Volume 132, page 304, thence southerly at right angles to said southerly line of Madison Street, about 178.53 feet to the northwesterly line of a 20 foot alley as shown on plat of Gage-Wiseman Allotment, recorded in Volume H, page 22, Lake County Records of Plats, thence along the northwesterly line of said 20 foot alley to the place of beginning.

**SCHEDULE A**  
District's Removable Fixtures

ITEM:

SUMMARY DESCRIPTION:

None

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

REVIEWED AND APPROVED BY:

VILLAGE OF MADISON

By: \_\_\_\_\_  
Sam Britton, Jr., Mayor

MADISON JOINT FIRE DISTRICT

By: \_\_\_\_\_  
Gene Lutz, Fire Chief

**SCHEDULE B**  
Existing Premises Damage

ITEM:

SUMMARY DESCRIPTION:

None

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

REVIEWED AND APPROVED BY:

VILLAGE OF MADISON

By: \_\_\_\_\_  
Sam Britton, Jr., Mayor

MADISON JOINT FIRE DISTRICT

By: \_\_\_\_\_  
Gene Lutz, Fire Chief

**CERTIFICATE OF AVAILABILITY OF FUNDS  
BY THE FISCAL OFFICER  
OF MADISON VILLAGE, OHIO**

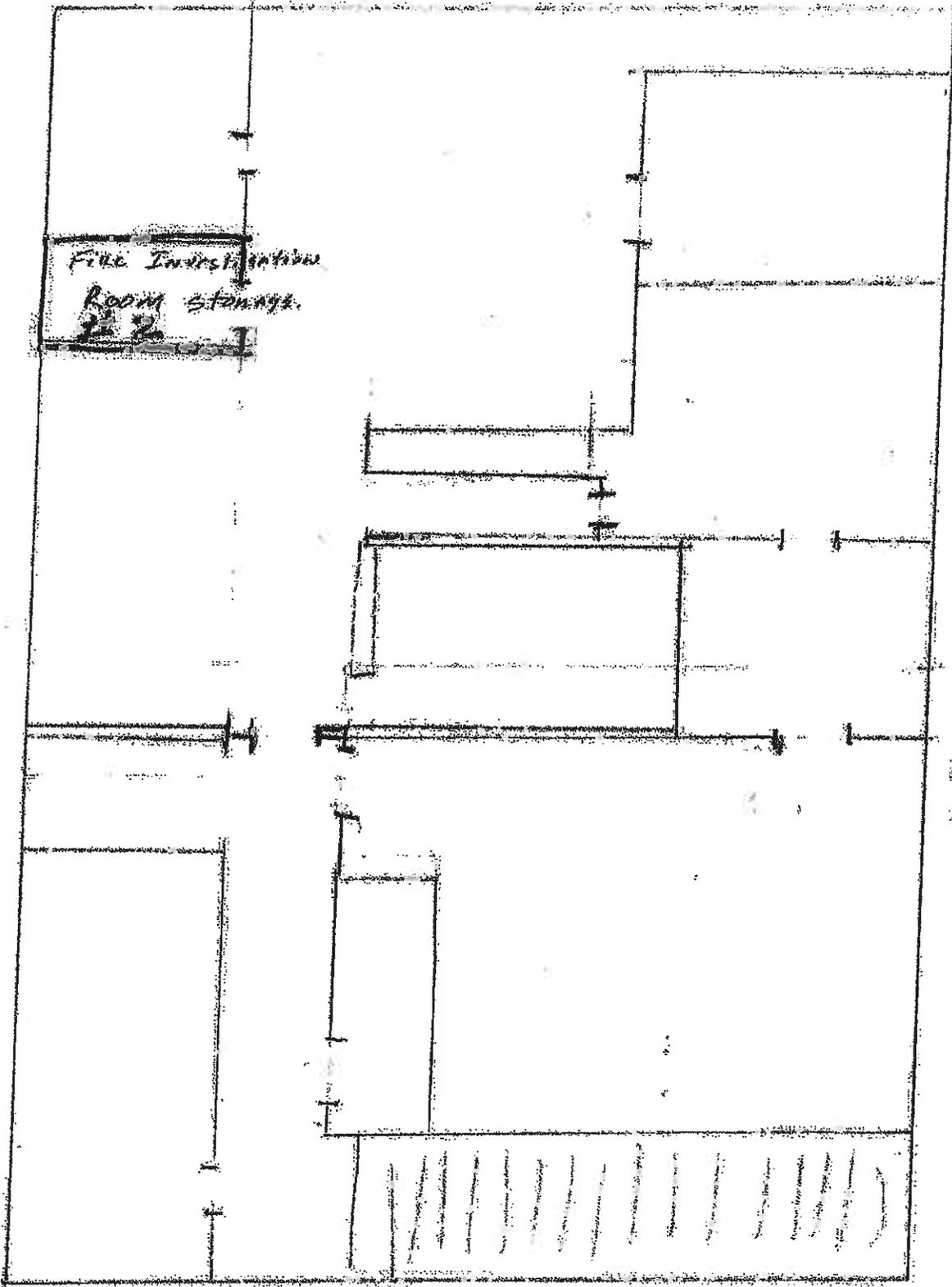
The undersigned Fiscal Officer of Madison Village, Lake County, Ohio hereby certifies that the monies required to meet the obligations of the Village of Madison, which is One Hundred Eighty-Nine Thousand Dollars (\$189,000.00) under the "Agreement Between the Village of Madison, Ohio and the Madison Joint Fire District for the Buyout of a Leasehold Interest in 33 North Lake Street" entered into as of \_\_\_\_\_, 2014 by and between the Village of Madison, Ohio and the Madison Joint Fire District have been lawfully appropriated by the Council for such purpose and are in the treasury of the Village or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances.

VILLAGE OF MADISON

\_\_\_\_\_  
Kristie Crockett,  
Acting Fiscal Officer

Date: \_\_\_\_\_

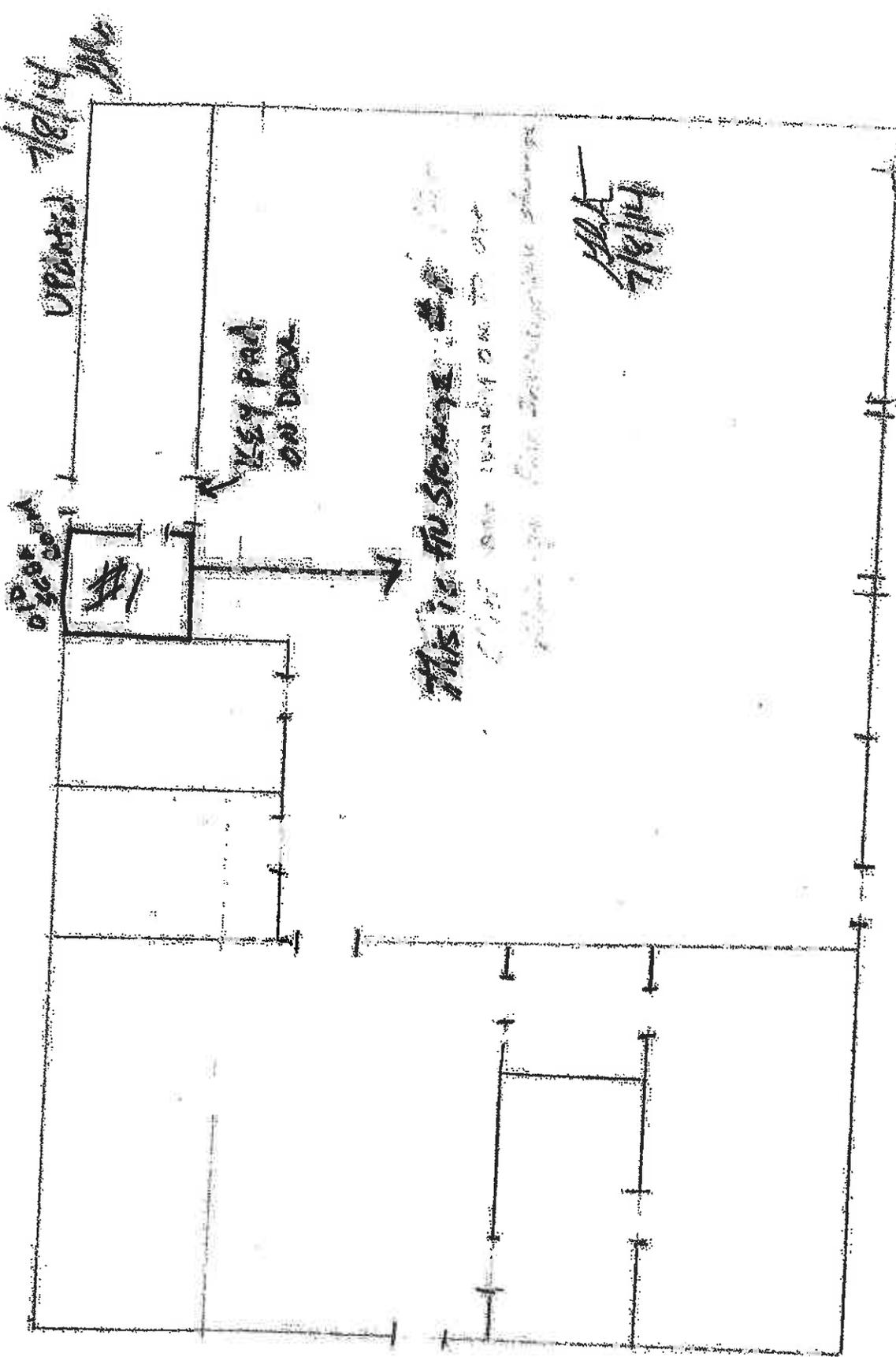
2ND FLOOR



33 O. LAKE ST.

\* NOT TO SCALE

# 1<sup>st</sup> FLOOR



OLD DOOR

#1

KITCHEN PAD ON DECK

THIS IS THE STAIRS

SEE AND REMOVED ON TO ONE

REMOVE FOR FUTURE RECONSTRUCTION

HALL

\* NOT TO SCALE

33. N. LAKE ST.



**RESOLUTION NO. 16 - 2014**

**A RESOLUTION ESTABLISHING A SPECIAL FUND  
FOR POLICE LEVY REVENUE**

WHEREAS, voter approval of a special 3.8 mill Police tax levy will generate revenue the use of which is restricted to providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the Village police department as well as the payment of salaries of permanent or part-time police, communications, and/or administrative personnel, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code; and

WHEREAS, pursuant to R.C. §5705.09 a special fund is required to be established for the funds received from this levy.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, LAKE COUNTY, STATE OF OHIO:

SECTION 1. That there is hereby created the Police Levy Fund which is established for receipt of revenues of the 3.8 mill Police tax levy and whose funds shall be restricted for use in accordance with said special levy to providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the Village police department as well as the payment of salaries of permanent or part-time police, communications, and/or administrative personnel, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Revised Code.

SECTION 2. That the Acting Fiscal Officer is hereby authorized to perform such acts necessary to establish said Police Levy Fund.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 4. This Resolution shall take effect at the earliest time provided by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Kenneth D. Takacs,  
President of Council

Attested:

\_\_\_\_\_  
Kristie M. Crockett,  
Acting Fiscal Officer / Clerk of Council

Approved:

\_\_\_\_\_  
Sam Britton Jr.,  
Mayor

\_\_\_\_\_  
Date

**ORDINANCE 33-2014**

**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.**

WHEREAS, the Acting Fiscal Officer requests this Council to authorize additional appropriations and adjustments to various line items for current expenses and for other expenditures of the Village during calendar year 2014.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO, THAT:

SECTION 1. To provide for current expenses and other expenditures of the Village of Madison, Ohio, for the period beginning January 1, 2014, to and including December 31, 2014 there be and hereby is appropriated the following amounts:

<b>\$77,900.00</b>	<b>From: Unappropriated General</b>
	<b>To: Administration (Wages &amp; Benefits)</b>
<b>\$44,800.00</b>	
<b>\$33,100.00</b>	<b>To: Police (Wages &amp; Benefits)</b>
<b>\$9,200.00</b>	<b>From: Unappropriated Sewer Operating</b>
	<b>To: Sewer (Wages &amp; Benefits)</b>
<b>\$9,200.00</b>	
<b>\$4,900.00</b>	<b>From: Unappropriated Water Operating</b>
	<b>To: Water (Wages &amp; Benefits)</b>
<b>\$4,900.00</b>	

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of the Village of Madison, and further necessary to provide the Village of Madison the necessary funds for the operation of the Village during the period aforesaid; wherefore, this Ordinance shall take effect and be in force immediately upon its passage.

PASSED:

\_\_\_\_\_

Attested:

Date: \_\_\_\_\_

\_\_\_\_\_  
Kristie M. Crockett, Acting Fiscal Officer

\_\_\_\_\_  
Kenneth D. Takacs, President of Council

Approved:

\_\_\_\_\_  
Sam Britton Jr., Mayor

**RESOLUTION NO. 19 - 2014**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE  
A CONTRACT WITH THE LAKE COUNTY SOIL AND  
WATER CONSERVATION DISTRICT FOR PROFESSIONAL  
SERVICES RELATED TO THE GROWING GREEN  
ON MAIN STREET PROJECT**

WHEREAS, pursuant to an Ohio EPA 2014 Surface Water Improvement Grant, the Village will be undertaking the Growing Green on Main Street Project and requires professional services for administration, education and outreach, and related Project activities; and

WHEREAS, the Lake County Soil and Water Conservation District has the expertise in applicable regulatory matters and is able to provide the administrative oversight and related activities necessary for the project.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, STATE OF OHIO, THAT:

SECTION 1. The Mayor is authorized to sign the contract with the Lake County Soil and Water Conservation District in an amount not to exceed five thousand dollars (\$5,000.00), said contract being attached hereto as Exhibit 1 and incorporated herein by this reference.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 3. That this Resolution shall take effect at the earliest time provided by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Kenneth D. Takacs,  
President of Council

Attested:

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Kristie Crockett,  
Acting Fiscal Officer / Clerk of Council

Approved:

Date: \_\_\_\_\_

---

Sam Britton Jr.,  
Mayor

**CONTRACT AGREEMENT**  
*Growing Green on Main Street*

<b>Madison Village Project Contact, Address &amp; Telephone:</b> Dwayne Bailey, 126 West Main Street, Madison, OH 44057, 440/428-7526
<b>Lake SWCD Project Contact, Address &amp; Telephone:</b> Maurine Orndorff, 125 E. Erie St., Painesville OH, 44077, 440/350-5863
<b>Contract Period:</b> August 15, 2014 – August 30, 2015

**SECTION A: PURPOSE AND BACKGROUND**

The purpose of this contract is to formalize the relationship between Lake County Soil & Water Conservation District (hereafter referred to as LSWCD) and Madison Village regarding the administration of the Ohio Environmental Protection Agency (hereafter referred to as Ohio EPA) 2014 Surface Water Improvement Grant (hereafter referred to as SWIF) reporting for the Growing Green on Main Street (hereafter referred to as the Project).

The parties to this contract hereby recognize the following background to this contract:

1. LSWCD provides leadership and technical expertise to guide stewardship and conservation of our unique natural resources.
2. Madison Village has acquired a SWIF grant for the Project from Ohio EPA.
3. LSWCD has a staff Watershed Coordinator whose responsibilities include assisting Madison Village with watershed planning and the implementation of the Arcola Creek Watershed Action Plan.
4. The Project includes the installation of bio-retention cells to increase infiltration of stormwater and reduce the delivery of nutrients to Arcola Creek.

**SECTION B: MADISON VILLAGE COMMITMENTS**

Under this contract, Madison Village agrees to the following:

1. Utilize LSWCD for the grant administration, education and outreach, and subcontract requirements associated with the grant.
2. Include LSWCD in meetings and presentations related to the project, and provide LSWCD with any supporting material necessary to fulfill the above commitments.
3. Review LSWCD documents associated with the Project and ensure they meet the requirements of Madison Village.
4. Track and document any necessary Madison Village information towards the grant project and provide information quarterly to LSWCD for SWIF grant reporting.

**SECTION C: LSWCD COMMITMENTS**

Under this contract, LSWCD agrees to the following:

1. Administer the SWIF grant, through report preparation with information provided by Madison Village and its subcontractors.
2. Conduct education and outreach for the Project in partnership with Madison Village.
3. Review bid and construction documents associated with the Project to ensure restoration practices are approved by Ohio EPA.

**SECTION D: SPECIFIC PROGRAM REQUIREMENTS**

1. Madison Village shall indemnify and save harmless LSWCD, its agents, servants, and employees from and against any claim, demand, or cause of action to the extent arising out of the negligent act, error, or omission of Madison Village, its agents, servants, or employees in the performance of services under this contract.
2. Madison Village must comply with all laws and is responsible for all effects or actions resulting from its performance under this contract.
3. This contract shall incorporate the requirements of the grant contract between Ohio EPA and Madison Village under the Ohio EPA SWIF Grant.
4. LSWCD shall complete all reimbursable activities and submit written request for reimbursement within the contract period as detailed below.

**SECTION E: PAYMENTS**

1. Madison Village hereby offers funding of \$5,000 for LSWCD to complete grant administration, education, and subcontract review as detailed above for the Project. The funding will be available to LSWCD as a quarterly reimbursement as completed grant reports are completed by LSWCD.
2. In order to receive payment, LSWCD must file an invoice for staff time spent on activities related to completion of this contract. LSWCD will maintain timecards of all staff time in accordance with grant procedures.
3. Eligible costs under this contract may include LSWCD staff time undertaken within the contract period.
4. Upon submission of LSWCD invoice(s) for staff time spent on activities related to completion of this contract Madison Village will release payment.

**SECTION F: GENERAL TERMS AND CONDITIONS**

1. Madison Village and LSWCD may modify this contract by mutual written agreement.

2. All documents supported in whole or in part by this contract shall acknowledge that financial assistance was provided by the Ohio Environmental Protection Agency follows:

*“This product or publication was financed in part through a grant from the Ohio Environmental Protection Agency under the provisions of the Surface Water Improvement Fund. The contents and views, including any opinions, findings, or conclusions or recommendation, contained in this publication are those of the authors and have not been subject to any U.S. EPA or Ohio EPA peer or administrative review and may not necessarily reflect the views of either Agency, and no official endorsement should be inferred.”*

3. If Madison Village and/or LSWCD fail to carry out terms of the contract, LSWCD or Madison Village may terminate this contract or determine that such failure does not warrant termination. In either case, LSWCD may require Madison Village to reimburse for any work performed up until the termination of the contract.
4. LSWCD or Madison Village may terminate this contract, in whole or in part, without liability, if either party determines that continued operation of this contract will result in the violation of a Federal or State statute or regulation, or that termination would be in the public interest.
5. This contract shall be carried out in accordance with all applicable Local, State, and Federal statutes and regulations.
6. Any and all disputes arising under this contract shall be brought in a court of competent jurisdiction in Lake County, Ohio.

#### **SECTION G: NOTICE**

All notices or communications concerning this Contract shall be in writing and delivered to the following:

**To Madison Village:**  
Mayor Sam Britton  
Madison Village  
126 West Main Street  
Madison, OH 44057

**To LSWCD:**  
Dan Donaldson, District Administrator  
Lake Soil & Water Conservation District  
125 E. Erie St.  
Painesville, OH 44077

#### **SECTION H: CONTRACT EFFECTIVE DATE**

This contract is effective when signed by Madison Village and LSWCD. Except as otherwise provided for herein, this contract may not be terminated or modified unless by mutual written agreement between the parties. In the event that a statute is enacted during the period of this contract that would materially change the terms and conditions of this contract, LSWCD may require Madison Village to elect between modifying this contract consistent with the provisions of such statute or contract termination.



This contract shall become effective when signed and dated by LSWCD and Madison Village.

\_\_\_\_\_  
Dan Donaldson, District Administrator  
Lake County Soil & Water Conservation District

Date \_\_\_\_\_

\_\_\_\_\_  
Sam Britton, Mayor  
Madison Village

Date \_\_\_\_\_

1<sup>st</sup> Reading, August 18, 2014

Sponsored / Introduced by: Mayor Britton

**RESOLUTION NO. 20-2014**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE LAKE COUNTY BOARD OF COMMISSIONERS TO PARTICIPATE IN THE URBAN ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND FOR THE UTILIZATION OF FUNDS MADE AVAILABLE BY THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND DECLARING AN EMERGENCY.**

WHEREAS, the Housing and Community Development Act of 1974, as amended, provides an entitlement of funds for community development purposes for urban counties; and

WHEREAS, Lake County will be designated as an "Urban County" provided that it secures the continued commitments with various political subdivisions in Lake County; and

WHEREAS, the Mayor and Council may desire the use of "CDBG Urban County Entitlement Funds" for needed public improvements in Lake County and its municipalities; and

WHEREAS, the County shall prepare Applications for FY 2015, 2016 and 2017 CDBG Urban County Entitlement Funds pursuant to the aforementioned Act.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, AND STATE OF OHIO:

Section 1. That the Mayor be and is hereby authorized to enter into an agreement with the Lake County Board of Commissioners in a form substantially the same as that attached hereto as Exhibit 1 effective from the first day of the 2015 program year through and including the last day of the 2017 program year. Said Agreement shall authorize the County to undertake essential Community Development and Housing Assistance Plans and projects eligible under the Housing and Community Development Act of 1974, as amended.

Section 2. That the funds necessary for the purposes of this Resolution authorized thereby shall be paid from "CDBG Urban County Entitlement Funds" under the Housing and Community Development Act of 1974, as amended.

Section 3. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberation of this Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including § 121.22 of the Ohio Revised Code.

Section 4. That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of the inhabitants of the community, and for the further reasons to permit the County to submit the documents at the earliest date possible in order to meet Federal deadlines for program eligibility to secure possible funding, wherefore this Resolution shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Kenneth D. Takacs,  
President of Council

Attested:

\_\_\_\_\_  
Kristie M. Crockett,  
Acting Fiscal Officer / Clerk of Council

Approved:

Date: \_\_\_\_\_

\_\_\_\_\_  
Sam Britton Jr., Mayor