

Council Minutes  
VILLAGE OF MADISON  
Regular Council Meeting  
May 4, 2015

**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, Mr. Takacs and Mr. Vest were in attendance. Also in attendance were Administrator Dwayne Bailey, Fiscal Officer Kristie Crockett, Law Director Mr. Szeman and Mr. Brian Meluch was in attendance due to Village Engineer Mr. Haibach being on vacation. Police Chief Dawn Shannon was absent.

**MINUTES**

Mayor Britton announced minutes to be approved for the Council Meeting held on April 20, 2015.

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

Questions/Discussions – Mr. Hamercheck requested that on page four (4) within the Administrator's report, it should include "in excess of \$120,000.00 in overpayment plus an excess of \$20,000.00 in interest paid on a zero dollar loan" and he stated that he believes he did not use the term 'possibly' when referring to this topic. He also stated that the project was "never taken on" where the minutes state that it was not completed. Mr. Cahill questioned if this was for the proposed expansion to the waste water treatment plant that was considered roughly ten to twelve years ago. Mr. Bailey confirmed and stated that he has been in contact with OWDA and the first action on this loan took place in July of 2006. He added that there was engineering work completed and afterward the Village decided to forgo the project. Mr. Cahill asked if it was similar to a home equity line of credit that was made available if we chose to use it. Mr. Bailey stated that a project was planned and the engineering work was completed. At that point, OWDA was informed that we were choosing not to go ahead with the project and they reimbursed the Village for overpayments that were made. OWDA has provided documentation of the money that changed hands and research is continuing as to the \$20,000.00 in interest and whether or not we are entitled to a refund of those dollars. It was stated that CT Consultants performed the engineering and the dollar amount was approximately \$78,000.00. Mr. Cahill asked if we have the design plans. Mr. Bailey confirmed. Mr. Vest and Mr. Donaldson amended their motion to include the above information.

Roll call on approval with the above listed correction, 6 yeas, 1 abstention (Takacs) Motion carried.

**PAY ORDINANCE**

Mayor Britton presented Pay Ordinance No. 2321: \$30,575.18 for payroll and \$31,781.84 for current and upcoming expenses, for a total of \$62,357.02.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

At this time, Council presented a resolution to Mike Ratajc of Duffy's Tavern for 30 years in business. Council passed this resolution at the April 6, 2015 meeting.

## **OLD BUSINESS**

**ORDINANCE 12-2015: – AN ORDINANCE REPEALING EXISTING ARTICLE 7 AND REENACTING, AMENDING, REARRANGING, REVISING AND ENACTING FOR CODIFICATION PURPOSES A REPLACEMENT ARTICLE 7 OF PART SEVEN, PLANNING AND ZONING, OF THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO CONCERNING OFF STREET PARKING AND LOADING REQUIREMENTS. (Tabled)**

**ORDINANCE 14-2015: - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS PURSUANT TO THE OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM FOR SUMMER AND WINTER ROAD SALT PURCHASES, AND DECLARING AN EMERGENCY. (3<sup>rd</sup> Reading)**

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

Questions/Discussions – Mr. Takacs asked Mr. Bailey if he has any idea what the price of road salt will be this year. Mr. Bailey stated no. Mr. Takacs stated that he heard that it may be near \$66.00 per ton. Mr. Bailey stated that we do not plan to purchase salt this summer due to the fact that we currently have 200 ton on hand leaving us no storage space. Mr. Takacs inquired as to whether or not it has been discussed to improve the current storage facility to increase storage space. Mr. Bailey stated that to increase the storage capacity to hold 500 ton of road salt, which would enable us to purchase enough road salt for a year, would cost approximately \$75,000.00. He added that for us to recoup those costs, we would have to beat the street price for road salt by more than \$30.00 per ton for the next five (5) years. Discussion took place regarding the current storage facility. It was stated that this property as well as the road garage property are owned by the county and that we are in a no fee lease with them. We own the structures.

Roll call on approval, 7 yeas. Motion carried.

## **NEW BUSINESS**

**ORDINANCE 19-2015: AN ORDINANCE CREATING THE “EDWARDS STREET INCENTIVE DISTRICT” PURSUANT TO §5709.40(c) OF THE OHIO REVISED CODE AND DECLARING IMPROVEMENTS TO PARCELS WITHIN THE DISTRICT TO BE A PUBLIC PURPOSE AND EXEMPT FROM TAXATION. (1<sup>st</sup> Reading)**

**ORDINANCE 20-2015: AN ORDINANCE PROVIDING FOR ADDITIONAL PERMANENT 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, 2015 TO AND INCLUDING DECEMBER 31, 2015 AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

Questions/Discussions – Mr. Mabe asked for explanation of the dollars included for the Lake County General Health District. Mrs. Crockett stated that it is an annual payment that was missed during the budget process. Each municipality is charged an amount based upon property

evaluations and population. Mrs. Crockett stated that our 2016 amount will be increased by approximately 11.8% to fund the County's new facility. Mr. Hamercheck asked if Mrs. Crockett anticipates any other unbudgeted expenses for the Health District. She stated not to the best of her knowledge.

**ORDINANCE 21-2015: AN ORDINANCE PROVIDING FOR ADDITIONAL PERMANENT 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, 2015 TO AND INCLUDING DECEMBER 31, 2015 AND DECLARING AN EMERGENCY.** (1<sup>st</sup> Reading)

**ORDINANCE 22-2015: AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN ECONOMIC INCENTIVE GRANT AGREEMENT WITH ARCADIA GLASSHOUSE, LLC.** (1<sup>st</sup> Reading)

Questions/Discussions – Mr. Hamercheck stated that he recalls several years ago when the hotel was being built within the Village that it was not possible to put something like this into place retroactively and inquired what has changed to make this possible in this case. Mr. Vest stated that we have an economic development package in place now that was not in place at that time. Mr. Hamercheck stated that this area is not included in that package. Mr. Bailey explained that this item is a separate item from the tax incentive district. Mr. Hamercheck asked if retroactivity is permissible in this instance. Mr. Szeman stated that it is not certain that this property is undergoing improvements that fall under this item. Mr. Hamercheck stated that work is being done at the facility. Mr. Takacs asked for this item to be on the agenda for the next Committee of the Whole meeting for further discussion.

**RESOLUTION 12-2015: A RESOLUTION RECOGNIZING AND SUPPORTING FAIR HOUSING IN THE VILLAGE OF MADISON, OHIO, AND DECLARING AN EMERGENCY.** (1<sup>st</sup> Reading)

Motion for suspension made by Mr. Vest, seconded by Mr. Donaldson.

Questions/Discussions – Mr. Bailey requested that Council suspend and pass this resolution along with Resolution 13-2015 to allow us to move forward with the application process for the CDBG grant to make ADA compliance improvements to the former fire station which will be the police station. Mr. Frager asked what the time line is for the grant. Mr. Bailey stated that applications are due mid May. Mr. Bailey added that he must attend a fair housing class prior to the submission of the application. Mr. Donaldson asked when the grant will be awarded. Mr. Bailey replied July or August, 2015. It was stated that this is a companion piece of legislation to Resolution 13-2015. Mr. Szeman provided more information regarding fair housing.

Roll call on suspension, 7 yeas. Resolution suspended.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

**RESOLUTION 13-2015: A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO APPLY TO THE LAKE COUNTY OFFICE OF PLANNING AND DEVELOPMENT FOR FISCAL YEAR 2015 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR ADA COMPLIANT IMPROVEMENTS TO THE VILLAGE OF MADISON'S**

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**FUTURE MUNICIPAL COMPLEX, AND DECLARING AN EMERGENCY.** (1<sup>st</sup> Reading)

Motion for suspension made by Mr. Frager, seconded by Mr. Mabe.

Questions/Discussions – None

Roll call on suspension, 7 yeas. Resolution suspended.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

**RESOLUTION 14-2015: A RESOLUTION DECLARING THE NECESSITY TO IMPROVE CERTAIN STREETS IN THE VILLAGE OF MADISON, OHIO BY SUPPLYING SAME WITH ELECTRIC STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.** (1<sup>st</sup> Reading)

**GENERAL REQUESTS** – In the amount of \$15,000.00 for five (5) water valve replacements.

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

Questions/Discussions – Mr. Bailey stated that there are several isolation valves that are not holding properly within the Village. He stated that the areas these will be used will be: Main St. where the break just occurred, the intersection of Parkway and Dawn, and three other areas in Parkway. This would allow our staff to isolate much smaller areas when there is an issue. The fund that this will be charged to is water capital (5701), specifically the repair and replace line item. It was stated that we will do as much of the work ‘in house’ as possible. Mr. Bailey is in the process of obtaining time and material quotes for the portion of the work that will need to be completed by a contractor. Mr. Hamercheck asked if the valves in the Village have been exercised and if so, questioned if these five valves have failed since that time. Mr. Bailey stated that he plans to GPS each valve to complete the mapping of the water system. Mr. Bailey stated that the cycling of a valve is good for preventative maintenance, however when they have been in the ground for over forty years and has not been cycled, then cycling it may actual cause a break. Mr. Hamercheck stated that there are several areas of our water system that are newer and asked of those valves have been cycled. Mr. Bailey stated that he cannot speak for Mr. Yankie as to whether or not that has occurred and if so what the schedule is. Mr. Bailey will check with Mr. Yankie.

Roll call on approval, 7 yeas. Motion carried.

**VISITORS COMMENT** – Jack Lading (603 West Main St.) questioned if Eagle and Union Streets are in the list for repaving. Mr. Bailey stated that the cut outs that were made in that area by Dominion when they were performing gas line repairs and tie-ins are to be repaired by Dominion this week. The Village does not have plans to pave those areas at this time.

Mr. Lading asked for clarification of the status of the depot. Mr. Bailey stated that the idea is for it to be relocated to the grassy area behind Klingbeil Park.

Paul Goda (431 West Main Street) asked for more information as to the cycling of the newer valves in the Village water system. Mr. Bailey stated that he needs to speak with Mr. Yankie as

to the schedule of preventative maintenance measures that are in place. Mr. Bailey added that during the leak survey that was completed last year, all valves were cycled and listened tested for leaks. Several leaks were identified and repaired as a result of that survey. He added that there is not a checklist in place for preventative maintenance of the water system.

## **STAFF REPORTS**

**Engineer** (given by Mr. Meluch) – Mr. Meluch stated that the preconstruction meeting for the sanitary sewer rehabilitation project took place on April 30<sup>th</sup>. Representatives from Snavely Excavating and Insight Pipe were in attendance. Contract documents are being executed and project completion is scheduled for 100 days from the date of the notice to proceed. In regards to the Arcola Creek restoration project, CT is scheduled to meet with the EPA on-site this week. CT has prepared several options and will work with the EPA to determine which the best option for the project is. CT has prepared three configurations for the Growing Green on Main Street SWIF Grant. CT is preparing an OPWC application for the Parkway culvert replacement. Mr. Hamercheck asked for confirmation that the Parkway culvert is the one near the main entrance. Mr. Bailey confirmed. Mr. Hamercheck asked if load capacity is still being monitored. Mr. Bailey stated that the county bridge engineer evaluated the culvert/crossing and they stated that there was not a need for a weight limitation to be placed. Mr. Bailey brought it to the attention of Eric Haibach and CT Consultants bridge engineer also evaluated the area and he agreed that a weight limit is not needed at that time. Mr. Bailey is asking for it to be reevaluated since it has been some time since it was last checked.

**Police Chief** – Chief Shannon was absent.

**Administration Report:** - Mr. Bailey stated that we are working on the surface course on Hyder Drive. Concrete repairs are about 90% completed.

Mr. Bailey congratulated Mike Ratajc from Duffy's for his 30 years in business.

Mr. Bailey added that he met with Mike Garfield from Bulldog Specialty Coatings and he is relocating his business from Geneva to Madison Village.

Mr. Cahill thanked Mr. Bailey for his timely e-mails in regards to the recent water main break on Main Street. Mr. Cahill asked why Ron Bell was not on site during the break. Mr. Bailey stated that it has never been policy to have him on site during a break as long as our staff can relay the information to him. Mr. Bailey stated that Ron Bell was contacted and kept informed during the repair process. It is Ron Bell's decision as to when a boil alert is to be issued and what steps are necessary when a break occurs. Mr. Cahill asked if he resides locally and questioned if he could have been on-site if needed. Mr. Bailey confirmed that he lives in Painesville. The system pressure during the break was discussed as well as the EPA regulations regarding boil alerts. Mr. Bailey stated that the pumps at the south booster pump station saw the drop in pressure which triggered the auto dialer call to Mr. Yankie. Mr. Cahill asked for a report from Ron Bell regarding the break and also asked if he could attend a Council meeting. Mr. Bailey confirmed and stated that he will schedule Ron Bell to attend a Council meeting. Mr. Cahill referred to the biological concern that arises when there is a break. Mr. Bailey confirmed that additional water

tests are conducted once a break occurs to ensure the safety of the water in the system. Matter within catch basins was discussed. Mr. Cahill asked for confirmation that the system pressure went to zero at some point during the recent break on Main Street. Mayor Britton and Mr. Bailey stated that did not occur. Mr. Cahill asked if mud or dirt entered the system at any time. Mayor Britton stated no. Mayor Britton and Mr. Bailey stated that there was a continuous flow of water the entire time. Mr. Cahill asked how many samples were taken and the location to which they were taken to. Mr. Bailey stated that he did not have that information. Mr. Hamercheck asked if it was the south booster pump station that signaled the low pressure. Mr. Bailey confirmed. Mr. Hamercheck stated that that area will immediately get make up water from the Dayton Road water tower and suggested that Ron Bell review the layout of the system and way the water flows. Mr. Bailey stated that Ron Bell has offered to attend a Council meeting to address questions and will schedule it with him as soon as possible. Mr. Frager asked for Ron Bell to attend the next Committee of the Whole meeting.

Mr. Frager echoed Mr. Takacs thoughts to discuss the Edwards Street Tax Incentive District and Arcadia Glasshouse at the Committee of the Whole meeting.

**Misc. Reports/Comments:** - Mr. Frager asked if there is an update with the M.O.U. with the County. Mr. Bailey stated that it is in the hands of the legal department of the County at this time.

Mr. Frager and Mr. Bailey announced that MCIC recognized Terri Wagoner as Volunteer of the Year.

Mr. Frager stated that at the most recent Lakeland Community College Board Meeting it was announced that the Madison High School team won the AWT Robot competition. This is the second year in a row that Madison has won.

Mr. Vest stated that there will be a public hearing for the parking code on June 1, 2015 within the regular Council meeting.

Mayor Britton stated that if the public has any comments for the Charter Review Committee that there will be a public hearing on Wednesday, May 6<sup>th</sup> at 7:00pm at Stratton Place. He added that if you are unable to attend, written comments can be submitted to Village Hall.

**Mayor's Report: -**

Upcoming dates:

Mon.	May 11 <sup>th</sup>	7:00pm Planning & Zoning Meeting
Mon.	May 18 <sup>th</sup>	6:30pm Committee of the Whole Meeting
Mon.	May 18 <sup>th</sup>	7:30pm Regular Council Meeting
Mon.	May 25 <sup>th</sup>	Village Hall closed for Memorial Day

Motion to adjourn into executive session to discuss personnel compensation issues at 8:25pm made by Mr. Donaldson, seconded by Mr. Frager.

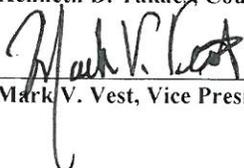
Questions/Discussion – Mr. Hamercheck asked if Council would be conducting any business following the executive session. Mayor Britton stated no.

Roll call on adjournment, 7 yeas. Meeting adjourned.

  
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Sam Britton Jr., Mayor

  
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Kenneth D. Takacs, Council President

5-18-15  
DATE

  
\_\_\_\_\_  
Mark V. Vest, Vice President of Council

5-18-15  
DATE

Attested:

  
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Kristie M. Crockett, Fiscal Officer

5-18-15  
DATE