

Council Minutes  
VILLAGE OF MADISON  
Regular Council Meeting  
June 15, 2015

**RECORD OF PROCEEDINGS**

Mayor Britton called the meeting to order at 7:45PM.

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, and Mr. Vest were in attendance. Also in attendance were Administrator Dwayne Bailey, Fiscal Officer Kristie Crockett, Police Chief Dawn Shannon, Law Director Mr. Szeman and Village Engineer Mr. Haibach. Mr. Cahill and Mr. Takacs were not in attendance.

**MINUTES**

Mayor Britton announced minutes to be approved for the Council Meeting held on June 1, 2015. Motion for approval made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussions – None

Roll call on approval, 4 yeas, 1 abstention (Mabe) Motion carried.

**PAY ORDINANCE**

Mayor Britton presented Pay Ordinance No. 2324: \$55,653.57 for payroll and \$117,961.90 for current and upcoming expenses, for a total of \$173,615.47.

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

Questions/Discussions – Mr. Hamercheck asked for explanation of warrant 13232 for grass cutting; why there are different rates for each location. Mrs. Crockett stated that those prices are ‘per cut’ and not per hour. Mr. Hamercheck asked about warrant 13265 for copy charges. Mrs. Crockett explained that these charges are for copies made on the Village Hall and Police Department copiers. Mrs. Crockett stated that we own the copiers and Digital Imaging Specialists provides our service and toner and charges us per copy that we make. Mr. Hamercheck asked about the payment to CT Consultants for the engineering for the grant projects. He wanted to be sure that those amounts were built into the grants. Mr. Haibach confirmed. Mr. Bailey stated that those dollars are being reimbursed through Lake County Storm Water. Mrs. Crockett explained the reimbursement process.

Roll call on approval, 5 yeas. Motion carried.

At this time, Mayor Britton opened the public hearing for Ordinance 23-2015 – 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.

Mr. Bailey stated that the administration received no correspondence regarding this ordinance.

Mr. Szeman stated that Council would now hear public comments on the ordinance. There were no comments from the public.

The public hearing was closed with no public or Council comments being made.

## OLD BUSINESS

**ORDINANCE 23-2015: 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.** (Tabled)

Motion to remove from table made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussions – None

Roll call on removal from tabled state, 5 yeas. Ordinance removed from table.

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

Questions/Discussions – None

Roll call on approval, 5 yeas. Motion carried.

**ORDINANCE 24-2015: - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH LINK COMPUTER CORPORATION FOR UTILITY BILLING SOFTWARE.** (3<sup>rd</sup> Reading)

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

Questions/Discussions – Mr. Hamercheck stated that the modifications were not made to the agreement. Mr. Szeman stated that the motion would be to approve the contract as amended. Mr. Vest stated that he is rescinding his original motion and makes a motion to approve as amended. Mr. Frager did as well. Mr. Hamercheck requested that this ordinance be tabled pending further review from the discussion held this evening at the Committee of the Whole meeting. Mr. Hamercheck clarified that the motion to table is only to receive clarification on the items discussed and not for any other reason.

Motion to table made by Mr. Hamercheck, seconded by Mr. Vest.

Questions/Discussions – Mayor Britton stated that Mr. Bailey and Mrs. Crockett will gather the needed information and provide it to Council. Mayor Britton and Mr. Bailey asked Council to respond back to them once they review it so the any questions can be addressed prior to the next Council meeting. Mr. Hamercheck asked Mr. Szeman to review it as well. Mr. Szeman confirmed.

Roll call on table, 4 yeas, 1 nay (Vest) Ordinance tabled.

**ORDINANCE 25-2015: - 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)

**ORDINANCE 26-2015: - AN ORDINANCE LEVYING ASSESSMENTS FOR THE IMPROVEMENTS 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)

**ORDINANCE 27-2015: - AN ORDINANCE PROVIDING FOR ADDITIONAL PERMANENT APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS**

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**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. (2<sup>nd</sup> Reading) (Admin car)**

Questions/Discussions – Mr. Vest asked if we have to wait until the third reading to pass this piece of legislation. He also asked Council for their opinion on whether they are in favor of purchasing an administration vehicle or not. It was stated that we cannot suspend any legislation this evening due to two (2) members of Council not being in attendance. Mayor Britton stated that the dealership is holding the vehicle for us but he has made them aware that it might take three (3) readings to pass. Mayor Britton stated that he is anticipating it passing at the next meeting and that it has been something that Council has been talking about for a long time. He added that if it does not pass at the next Council meeting that he is not going to look for another vehicle. He asked any members of Council to speak at this time if they are not in favor of the purchase of the vehicle. No comments were made. Mayor Britton confirmed that it is a 2012 has had 7,000 miles put on it each year.

**ORDINANCE 29-2015: AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO PART SEVEN – PLANNING AND ZONING, SECTION 5.2, TO REDUCE THE MINIMUM FLOOR AREA REQUIRED FOR SINGLE FAMILY DETACHED RESIDENCES LOCATED IN AN R-3, MULTIPLE FAMILY RESIDENCE DISTRICT. (2<sup>nd</sup> Reading)**

Questions/Discussions – Mr. Bailey stated that a public hearing for this legislation is scheduled for July 6, 2015.

**RESOLUTION 15-2015: A RESOLUTION APPROVING AND ADOPTING THE TAX BUDGET OF THE VILLAGE OF MADISON FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2016, SUBMITTING THE SAME TO THE COUNTY AUDITOR, AND DECLARING AN EMERGENCY. (2<sup>nd</sup> Reading)**

**NEW BUSINESS - None**

**GENERAL REQUESTS** – P.O. Request in the amount of \$10,000.00 for concrete and asphalt street repairs.

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

Questions/Discussions – Mr. Bailey stated that there are several areas within the Village where we have replaced water valves and made base repairs. Approximately \$3,500.00 is for asphalt and the County is going to partner with us in repaving the base repair areas. This will also cover the concrete needed for the two (2) replaced valves on Hyder Drive. Mr. Bailey confirmed that this will be funded from Water and M&R and added that the expense has been appropriated. Roll call on approval, 5 yeas. Motion carried.

**VISITORS COMMENT – None**

**STAFF REPORTS**

**Police Chief** – Chief Shannon reported that Safety Town is going well and added that there are 65 students participating. Graduation will be June 19<sup>th</sup>. She went to the EOC and completed

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the process to create a geo-zone for the Reverse 911 process. It is ready to go if needed. She is continuing to work on the 'hit list' of areas within the Village that typically experience flooding so that they can be singled out for a Reverse 911 call instead of placing a to all residents in the Village. She stated that the Reverse 911 project is approximately 98% complete. The 'hit list' will be updated annually by officers making contact with those residents to ensure that we have accurate phone numbers on file. Mr. Vest asked if there is a zone set up for railroad derailment. Chief Shannon stated no. He believes that it is needed. It was also discussed to have a message recorded for an emergency on Route 90.

The breaking and entering of unlocked vehicles is still occurring in the Parkway area. There are a few leads being followed up on.

New cruiser is in and is awaiting the lighting & equipment as well as the decals.

Kelly Rothwell was sworn in as deputy clerk for Mayor's Court last week. Chief Shannon added that Mrs. Rothwell is doing very well.

Mayor Britton asked what the permitted parking hours are on Main Street; specifically is there permanent parking. Chief replied no parking is permitted between the hours of 3:00am – 6:00am. Mayor Britton asked Chief Shannon to remind the officers working overnight to address violators.

**Engineer** (given by Mr. Haibach) – Mr. Haibach stated that the sanitary sewer rehabilitation project is partially complete. Snavelly Excavating has completed their portion of contract "A" and Mr. Haibach stated that they did a fantastic job. He is attempting to make contact with Insight Pipe, the company that is completing the lining portion of the contract. Mayor Britton stated that he also felt that Snavelly did a good job. Mr. Mabe asked about the sewer back up that was reported and questioned whether that was anticipated. Mr. Haibach stated that it was not. Mr. Mabe stated that four (4) homes including his experienced sewer back up. Mr. Mabe stated that his wife did not report it when it occurred. Mr. Haibach stated that high pressure jetting was conducted and it is possible but not probable to have a resident's lateral line gurgle, especially in a basement level. Mr. Mabe stated that his occurred on the first floor. He stated that the room did not flood but some clean up was necessary. Mr. Haibach stated that he is surprised to hear that this occurred. The pressure of the jetting was discussed.

Mr. Hamercheck asked if Mr. Haibach had looked at the Parkway culvert recently. Mr. Bailey stated that he spoke with Bruce Landeg at the County and he recommended that CT Consultants perform a bridge evaluation. We are awaiting word as to whether we are receiving grant dollars for the project. Mr. Haibach stated that it is not to a point of immediate failure at this time but it is a critical issue. Mr. Hamercheck stated that it is getting worse. Mr. Bailey stated that we are trying to alleviate spending dollars assessing a culvert that we are going to be replacing. Mr. Hamercheck stated that he sees heavy trucks accessing Parkway and he is concerned by the weight of those vehicles. Mr. Bailey stated that we can post a 'no trucks' sign at the entrance. Mr. Haibach supports that. Mr. Szeman stated that in the case of an emergency we can place a weight limit of the vehicles permitted access. It was decided that no trucks over five (5) ton will be permitted to access Parkway Estates through the entrance off of Route 84. Mr. Bailey stated

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that he feels that this is preemptive but he supports it. The weight of school buses and garbage trucks was discussed. Legislation will be completed soon.

Mr. Hamercheck asked if we have determined where the Amy Drive storm water collection system discharges to. Mr. Haibach stated that this has not been looked into yet. He anticipates addressing that this week. Mr. Hamercheck asked about the road bed on Amy Drive; specifically the cracks and imperfections and whether the contractor is coming back to correct these issues. Mayor Britton stated that it should be the responsibility of the contractor. Mr. Haibach will follow up on this.

Mr. Hamercheck addressed a piece of sidewalk at the area of West Parkway and Dawn that needs to be fixed. Also, he said that the storm water collection system in that area holds a lot of water and asked Mr. Haibach to look into that. Mr. Bailey stated that there is a resident's lateral service line that is leaking in that area that needs to be repaired.

**Administration Report:** - Mr. Bailey spoke in regards to the MCIC project to save the railroad depot. There is resistance from Norfolk Southern and also insurance issues. Mr. Bailey stated that we need to accept the donation from MCIC. Then the depot will be taken down, stored and reconstructed in the area of Klingbeil Park. MCIC will donate the dismantled materials to the Village and we will store it in the road garage. The Village will have no contact with Norfolk Southern. Mr. Szeman stated that he has not received anything from MCIC and stated that we cannot move forward with legislation until he does. Mr. Bailey requested that Council bring forth any issues or concerns with the project so they can be addressed.

Madison Community Night at the Lake County Captains game will be Saturday, June 27<sup>th</sup>. Tickets are available at Village Hall.

Mr. Bailey thanked the Garden Club for their hard work in planting flowers throughout Madison Village Square Park and for their efforts with the hanging baskets in the downtown area.

Mr. Bailey reported that the Village Facebook page began on July 3, 2014 and we have 978 'likes' so far.

The Community Yard Sale was this past weekend. Unfortunately it was not a well attended event.

The Community Social will be Friday, June 26<sup>th</sup> from 4:00pm – 9:00pm with live acoustic music and hot dogs cooked by the Mayor and members of Council.

The MCIC Craft show will be Saturday, June 27<sup>th</sup> from 10:00am – 4:00pm in Village Square Park.

The Madison Garden Club will be selling tickets in Village Square Park for their garden tour on Sunday, June 28<sup>th</sup>.

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Mr. Bailey requested there be an executive session held immediately following tonight's meeting to discuss personnel.

Mr. Hamercheck stated that there are several street lights that are not working properly. Chief Shannon stated that she reports them weekly. She offered to provide the list to Council. She stated that the officer on duty on midnight's checks for issues with street lights. She added that residents can also report issues with street lights on the First Energy website. Mr. Bailey stated that we have not had swift response from First Energy regarding the pole that was hit over the winter in front of Safire Rose Beads. Mr. Hamercheck asked Mr. Szeman if we have recourse in this matter. Mr. Szeman stated that he would have to look into it and added that it might be a PUC issue that the Village can file a complaint for. Chief Shannon will inform Mr. Bailey of the exact number of streets lights that are not working properly and he will contact Wendy Zele at First Energy.

Mr. Hamercheck inquired about the tall grass on the vacant properties on Amy Drive. Mr. Bailey stated that we have been in touch with the property owner and they assured him that it would be taken care of. The grass at the former Homer Nash Kimball Elementary School property was discussed as well as the tall grass procedure and how it is implemented.

Mr. Hamercheck inquired as to the status of the \$20,000.00 in interest from the OWDA/OPWC loan that we discussed at a recent meeting. Mr. Bailey stated that he and Mrs. Crockett did look into it and confirmed that we did not pay anything that we did not have to pay and we were made whole on the way out the door. Mr. Hamercheck stated that we paid \$20,000.00 on a zero dollar loan because the contract stated that we had to. Mrs. Crockett confirmed that we were refunded \$16,000.00. Mr. Hamercheck inquired if the dollars were put back into the appropriate accounts. Mrs. Crockett confirmed that they went into Water Capital.

Mr. Frager asked for an update on Hyder Drive and asked that we inform the residents as to our plans. Mr. Bailey stated that all Hyder Drive residents received a letter detailing the concrete project and the future road work prior to the concrete work beginning. Mr. Bailey added that he had an on-site meeting with Mr. Sidley regarding the detention basin project in that area. He stated that the meeting went very well and added that Mr. Sidley supports the project. Mr. Haibach will be preparing a design. Grant dollars for storm water projects was discussed.

Mr. Frager inquired about the status of the disaster recovery plan. Mr. Bailey stated that the utility software has been his main focus recently and having that hosted off site is a huge component in the disaster recovery plan.

Mr. Frager asked about the preventative maintenance of our storm water system that was discussed at a recent meeting. Mr. Bailey stated that the staff in the M & R department have been walking the creeks and ditches within the Village looking for blockages as well as checking storm sewer grates to ensure that there are no issues and clearing any vegetation. Mr. Mabe stated that there was standing water on 528 after yesterday's rain. Mr. Bailey stated that he will find out the areas being targeted for ditch cleaning through our joint effort with the Township.

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Mr. Donaldson asked about the repair work on Eagle Street from the Dominion project. Mr. Bailey stated that he contacted them again after the last Council meeting and they did come out on that Friday. He added that they closed the alley without permission and they made the repairs in one day. Unfortunately, the pavement repairs in the road are not per the specifications that they need to be. Mr. Haibach has a call into them to discuss it.

**Misc. Reports/Comments:** - Mr. Frager reminded everyone of the Madison Community Night at the Captain's game on June 27<sup>th</sup>. Mr. Frager stated that the Sports Day event held in the park last Sunday was very well attended, even in the poor weather.

**Mayor's Report:** -

Upcoming dates:

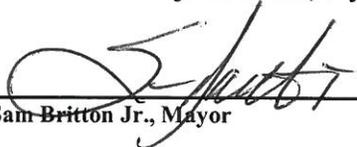
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| Fri. | June 26 <sup>th</sup> | Community Social 4:00pm – 9:00pm               |
| Fri. | July 3 <sup>rd</sup>  | Village Hall closed for Independence Day       |
| Mon. | July 6 <sup>th</sup>  | Regular Council Meeting 7:30pm                 |
| Mon. | July 6 <sup>th</sup>  | Public Hearing RE: Ord. 29-2015 (Amending R-3) |
| Mon. | July 13 <sup>th</sup> | Planning & Zoning Meeting 7:00pm               |
| Mon. | July 20 <sup>th</sup> | Committee of the Whole Meeting 6:30pm          |
| Mon. | July 20 <sup>th</sup> | Regular Council Meeting 7:30pm                 |

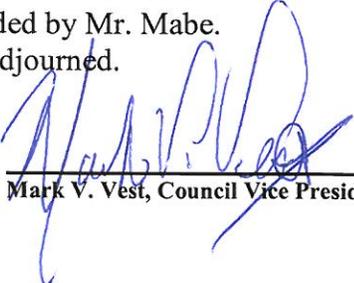
Motion to adjourn into Executive Session at 8:53pm made by Mr. Mabe, seconded by Mr. Vest. Roll call on adjournment, 5 yeas. Meeting adjourned into Executive Session.

Council reconvened at 10:04pm. No further business was conducted.

Motion to adjourn made by Mr. Vest, seconded by Mr. Mabe.

Roll call on adjournment, 5 yeas. Meeting adjourned.

  
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Sam Britton Jr., Mayor

  
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Mark V. Vest, Council Vice President

7/6/15  
\_\_\_\_\_  
DATE

Attested:

  
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Kristie M. Crockett, Fiscal Officer

7-6-15  
\_\_\_\_\_  
DATE