

Council Minutes  
VILLAGE OF MADISON  
Regular Council Meeting  
November 2, 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, Police Chief Dawn Shannon, Law Director Mr. Szeman and Village Engineer Mr. Haibach. Fiscal Officer Kristie Crockett was absent.

**MINUTES**

Mayor Britton announced minutes to be approved for the Council Meeting held on October 19, 2015.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

**PAY ORDINANCE**

Mayor Britton presented Pay Ordinance No. 2333: \$34,231.87 for payroll and \$94,447.01 for current and upcoming expenses, for a total of \$128,678.88.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

**OLD BUSINESS**

**ORDINANCE 36-2015: - AN ORDINANCE AMENDING ORDINANCE NO. 22-1983, AS AMENDED, AND REENACTING, AMENDING, REARRANGING, REVISING, AND ENACTING FOR CODIFICATION PURPOSES CHAPTER 181 OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO, LEVYING A MUNICIPAL INCOME TAX ON ALL PERSONS RESIDING IN AND/OR RECEIVING INCOME IN THE VILLAGE. (3<sup>rd</sup> Reading)**

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

**NEW BUSINESS**

**ORDINANCE 37-2015: - AN ORDINANCE MAKING TEMPORARY APPROPRIATIONS FOR THE CURRENT EXPENSES AND FOR OTHER EXPENDITURES OF THE VILLAGE OF MADISON, STATE OF OHIO, FOR THE**

**PERIOD BEGINNING JANUARY 1, 2016 TO AND INCLUDING MARCH 31, 2016 AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

**RESOLUTION 21-2015: - A RESOLUTION AUTHORIZING MAYOR BRITTON TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED. (1<sup>st</sup> Reading) {Parkway Culvert Replacement}**

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

Questions/Discussions – Mr. Bailey asked for Council to consider suspending and passing this and Resolution 22-2015 this evening. He explained that this is the final step in application process for OPWC funds.

Roll call on approval, 7 yeas. Resolution suspended.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

**RESOLUTION 22-2015: - A RESOLUTION AUTHORIZING MAYOR BRITTON TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED. (1<sup>st</sup> Reading) {Hyder Drive Base Repairs Project}**

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Resolution suspended.

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

Questions/Discussions – None

Roll call on approval, 7 yeas. Motion carried.

At this time, Mr. Mabe introduced two pieces of legislation from the floor.

**ORDINANCE 38-2015: - AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO THE CHARTER OF MADISON VILLAGE TO PROHIBIT SITTING MEMBERS OF COUNCIL FROM BRINGING CAUSES OF ACTION AGAINST THE VILLAGE, ITS OFFICERS OR EMPLOYEES DURING THEIR TERM OF OFFICE RELATED TO ANY LAWS OR OTHER ACTIONS AUTHORIZED BY COUNCIL. (1<sup>st</sup> Reading)**

**ORDINANCE 39-2015: - AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO THE CHARTER OF MADISON VILLAGE TO PROHIBIT SITTING MAYORS FROM BRINGING CAUSES OF ACTION AGAINST THE VILLAGE, ITS OFFICERS OR EMPLOYEES DURING THEIR TERM OF OFFICE RELATED TO ANY LAWS OR OTHER ACTIONS AUTHORIZED BY COUNCIL. (1<sup>st</sup> Reading)**

**GENERAL REQUESTS** – None

Mayor Britton left the meeting at this time due to not feeling well.

**VISITORS COMMENT** – Jim Sabo (Square Circle) thanked the safety forces for their assistance with an incident recently at his home. Mr. Sabo spoke in regards to past flooding issues on his property and he stated that a realtor told him that homes in the Village cannot be sold due to the politics and the overall deterioration of the Village unless homeowners give them away; he stated that he agrees with that statement. He stated that due to his wife's health that they are in need of moving to a single story home and cannot do so due to the inability to sell their current home. Mr. Sabo spoke in regards to the SWIF grant and root wads. Mr. Bailey stated that we are in compliance with all EPA specifications, contrary to Mr. Sabo's accusations. Mr. Sabo expressed displeasure in the condition of his road. Mr. Takacs informed Mr. Sabo that he has exceeded his allotted time to speak. Mr. Sabo continued to speak and was again reminded by Mr. Takacs that he had allotted his time to speak. Mr. Takacs explained that if Mr. Sabo did not take his seat then Mr. Takacs would have him removed from the meeting. Mr. Sabo briefly continued and then took his seat.

Linda Whipple (37 Safford Street) stated that the creek behind her home floods on occasion and she noted that it was cleaned out this summer. She stated that this Council, Mayor and Administration have been getting things done and moving forward and she commends them. She stated that this election is out of control. She expressed her displeasure as to actions taken and to the overall tone of the campaigns. She stated that she has been personally 'slammed' and she is appalled. She expressed a plea to all candidates to act respectful at the polls. She said that it is time for them to 'grow up'.

## **STAFF REPORTS**

**Engineer** (given by Mr. Haibach) – Mr. Haibach stated that last Friday was the deadline to submit our OPWC applications and they were submitted to the County Engineer's office. Mr. Haibach stated that the first project being addressed is the Parkway Culvert replacement. The project has a cost of \$96,000.00. We requested \$47,000.00 in OPWC grant dollars which Mr. Haibach believes we will receive. We are also looking at a matching grant in the amount of \$35,000.00 from the Lake County Stormwater Agency; leaving the Village with a balance of \$14,000.00. He stated that the other OPWC application is for the Hyder Drive base repairs project to significantly improve the quality of that road. The base coarse project has a cost of \$70,000.00. We requested \$35,000.00 in grant dollars which Mr. Haibach believes we will receive. We are also looking at a matching grant in the amount of \$35,000.00 from the Lake County Stormwater Agency. We are awaiting the final approval on both applications. Mr. Frager asked for a timeline as to when we will be notified if our applications are approved. Mr. Haibach and Mr. Bailey stated March or April for summer 2016 disbursement. Mr. Bailey stated that we have received notifications that it is very likely that we will be awarded the funds. Mr. Haibach is keeping an eye on the condition of the Parkway Culvert on a monthly basis. His data states that there is approx. an eighth of an inch of settlement per month. Both projects are included in the 2016 budget discussions.

Page 4

**Police Chief** – Chief Shannon stated that the new police cruiser is in service. Halloween was uneventful. Chief Shannon stated that there was a traffic stop conducted by the Ohio State Highway Patrol in the area of Middle Ridge and N. Lake Street this morning and the passenger fled. A search was conducted for the passenger whom was wanted on three felony warrants. All schools were informed not to allow outdoor recess and to monitor their buildings. The passenger was picked up approximately an hour and a half later. She indicated that guns were drawn for a brief moment and it has been reported accordingly. Mr. Goda (from the audience) asked if a reverse 911 was issued and Chief Shannon stated that it was not necessary at that time.

**Administration Report:** - Mr. Bailey provided the Fiscal report in Mrs. Crockett's absence. Mrs. Crockett has been busy with the Muni-Link utility software conversion and working on the 2016 budget.

Mr. Bailey announced the passing of Mary Lu Pocatko who was a large contributor to MCIC.

Mr. Bailey stated that the cleaning of ditches #3 and #4 as well as the sludge lagoon at the WWTP has been completed. There was a significant amount of sediment in #3 and he feels that this is a large step moving forward.

He added that Trunk or Treat was held this past Saturday and was a well attended event. He thanked Krissy Grafton for her taking the lead on this event. He stated that plans are already being made for next year. NEO Insurance won the award for the best decorated car. He and Chief Shannon thanked Council for the donations of candy. Two other communities have already approached him to see how it went so he feels that we are the trendsetters for the event in the area.

Mr. Bailey passed out a hand out to Council regarding the financing and options for the River Road interconnection (attached). He read the contents to Council. The tie in on Dayton Road that was previously discussed was addressed with Mr. Rothlisberger and without a booster pump station being implemented, this connection is not practical. Mr. Bailey provided brief details from a conversation with Mr. Rothlisberger at Lake County. Mr. Bailey added that his opinion is that we have survived this long without the interconnect and at our current state and time it is imperative to focus on reducing our debt in the thought of turning the water system over to the county at some point in the future. Discussion to put the project out to bid took place including the fact that it will be a noncommittal bid so we have the ability to move forward or reject all bids. The bid process is to receive a firm estimate as to the cost of the project so Council can decide how they wish to proceed. Mr. Bailey stated that we need to move forward on this project to extend OPWC to extend our deadline to complete it. Our current deadline is December 31, 2015.

Mr. Mabe made a motion to put the project out to bid. Mr. Vest seconded the motion.

Questions/Discussions – Mr. Hamercheck asked if a member of Council votes yes on this motion, but votes no moving forward with the project, that he does not want that person to be 'made to eat their words'. Mr. Vest clarified that his vote to move forward with the information gathering process. Mr. Szeman asked if we are 'fishing' for costs and asked if we have a base cost for this project. Mr. Bailey confirmed that we do have that cost but explained that we are

looking to confirm costs and satisfy OPWC. Mr. Szeman wanted to ensure that the minutes reflect that this is a speculative bid. Mr. Bailey stated that it is common practice to put a project out to bid without committing to move forward based upon the bids submitted. Mr. Szeman stated that this is unusual because Council typically passes an ordinance to conduct this action. Further discussion continued and Mr. Vest and Mr. Mabe chose to withdraw their motion and second pending further discussion.

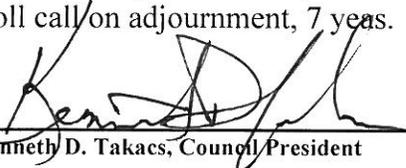
**Misc. Reports/Comments:** - Mr. Takacs stated that he and Mr. Bailey attended the Lake County Board of Commissioners Senior Citizens Advisory Panel meeting on October 27<sup>th</sup>. The analysis of the senior centers in Lake County was presented. Mr. Takacs provided details from the meeting. Senior program funding has been determined adequate through 2018 so no additional levies are proposed though that time.

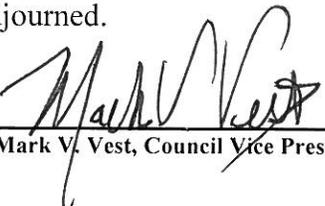
**Mayor's Report:** - Mayor Britton left the meeting due to an illness.

Upcoming dates:

Mon.	Nov. 9 <sup>th</sup>	Planning and Zoning Meeting 7:00pm
Wed.	Nov. 11 <sup>th</sup>	Village Hall Closed for Veteran's Day
Mon.	Nov. 16 <sup>th</sup>	Committee of the Whole Meeting 6:30pm
Mon.	Nov. 16 <sup>th</sup>	Regular Council Meeting 7:30pm
Wed.	Nov. 18 <sup>th</sup>	Fire Board Meeting at Fire Station #3 7:00pm
Thurs.	Nov. 26 <sup>th</sup>	Village Hall Closed for Thanksgiving
Fri.	Nov. 27 <sup>th</sup>	Village Hall Closed for Thanksgiving

Motion to adjourn at 8:30pm made by Mr. Cahill, seconded by Mr. Vest.  
Roll call on adjournment, 7 yeas. Meeting adjourned.

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

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

11-16-15  
DATE

Attested:

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

11-16-15  
DATE

### 528 waterline interconnect

The primary benefit for this interconnection is to provide an alternate source of water to southern portions of the Village. This would be useful for emergencies and or scheduled system maintenance. The initial boundary valve location south of 90 is only a starting point. The goal would be to move this valve progressively north until optimum use of the 100,000 gpd is obtained. Our current daily use for the Village is around 250,000 gpd so theoretically this connection could supply 40% of the Village.

Financing for this project was via an OWDA loan which has a current unencumbered balance of \$476,397 as well as OPWC funding in the form of a \$73,000 loan and \$227,000 grant. For a total of \$776,397 available.

The annual debt service on this total package is approximately \$61,030.

With \$776,397 available to spend we are looking at an estimated \$550,000 for the interconnect (\$300,000 OPWC+ \$250,000 OWDA). This leaves an unencumbered balance of \$226,397. We have committed \$25,000 to complete the North booster station VFD upgrade and still need to spend an estimated \$130,000 to paint the wet interior of the Dayton road water tank. The remaining \$71,397 would be available for other water related projects or could be forgone to lower the debt service approximately \$4,000/yr.

The decision to not perform the interconnect at this time would allow the Village to forgo roughly \$250,000 of the OWDA loan and all of the OPWC grant loan. The result be an estimated reduction in annual debt service for the OWDA loan of approximately \$17,000 resulting in a projected debt service of about \$44,000 for the OWDA loan.