Council Minutes
VILLAGE OF MADISON
Regular Council Meeting
July 18, 2016

RECORD OF PROCEEDINGS

Mayor Britton called the meeting to order at 7:40PM.

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

MINUTES

Mayor Britton announced minutes to be approved for the Council Meeting held on July 5, 2016.
Motion for approval made by Mr. Vest, seconded by Mr. Takacs.
Questions/Discussions – None
Roll call on approval, 6 yeas. Motion carried.

PUBLIC HEARING: None

FIRST HEARING OF PERSONS BEFORE COUNCIL: None

PAY ORDINANCE

Mayor Britton presented Pay Ordinance No. 2350: $49,140.83 for payroll and $63,276.63 for current and upcoming expenses, for a total of $112,417.46.
Motion for approval made by Mr. Vest, seconded by Mr. Donaldson.
Questions/Discussions – Mr. Takacs had a question regarding warrant #15033 for $39.18. He wasn't concerned with the amount. He was concerned because this was an expense from last year. He doesn't want to see the Village get into a situation where it had done in the past where expenses aren't turned in until the following year and may not be budgeted for. It was discussed that a procedure be set in place so that expenses are turned in and paid in a timely manner. He also inquired about the quantity of blue paint that was purchased from Sherwin Williams, Mr. Bailey explained that it was used for the handicap parking. Mr. Mabe asked about the quantity of white paint, Mayor Britton explained that this purchase is for the re-striping of the roads, crossbars etc. We do not keep a large quantity of paint in stock at the road garage. Mr. Takacs inquired about a copy cost for the Senior Center, Mrs. Crockett explained that this charge was for a toner for the center's copy machine.
Roll call on approval, 5 yeas, 1 Nay. Motion carried.

OLD LEGISLATION: None

NEW LEGISLATION:

Ordinance 20-2016: An ordinance amending the codified ordinances of Madison Village, Ohio, Part Seven – Planning and Zoning, Sections 5.3, 5.4 and 5.5 to modify the maximum

height of buildings in the B-1, General Business District, B-2, Highway Business District, B-3, Planned Commercial Development District, and SC-1, Senior Citizens Residence District each to a maximum height of 35 feet. (1st reading)
The public hearing for this will be on August 15, 2016.

Ordinance 21-2016: An ordinance authorizing the Administrator to advertise for bids for base repairs to Hyder Drive, and declaring an emergency.
Motion for suspension made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussion: None
Roll call on approval of suspension, 6 yeas. Motion carried.
Motion for passage made by Mr. Frager, seconded by Mr. Mabe.
Questions/Discussion: None
Roll call on the motion: 6 yeas. Motion carried.

Ordinance 22-2016: An ordinance authorizing the Administrator to advertise for bids for the Parkway culvert replacement, and declaring an emergency.
Motion for suspension made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussion: None.
Roll call on approval of suspension 6 yeas. Motion carried.
Motion for passage made by Mr. Frager, seconded by Mr. Mabe.
Questions/Discussion: None.
Roll call on the motion: 6 yeas. Motion carried.

Ordinance 23-2016: An ordinance authorizing the transfer of funds from the general fund to the garbage fund as previously budgeted, and declaring an emergency.
Motion for suspension made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussion: None.
Roll call on approval of suspension, 6 yeas. Motion carried.
Motion for passage made by Mr. Takacs, seconded by Mr. Mabe.
Questions/Discussion: None.
Roll call on the motion: 6 yeas. Motion carried.

Resolution 17-2016: A resolution authorizing the Mayor to execute an agreement with the Madison Local School District to furnish a school Resource Officer to the South Elementary School, and declaring an emergency.
Motion for suspension made by Mr. Vest, seconded by Mr. Frager.
Questions/Discussion: Mr. Takacs asked if there was an officer hired for this position already? Chief Shannon responded that Officer Caswell will be the Resource Officer again this year. He will work 35 hours a week at the schools, he has five hours left after that to fill shifts. Any shift over the 40 hours is overtime. He also referred to the agreement, that a daily log is to be filled out by the Resource Officer, is this being done and turned into the Chief daily? Chief Shannon responded that yes, he does fill out the log and turn it in daily.
Roll call on approval of suspension, 6 yeas. Motion carried.
Motion for passage made by Mr. Frager, seconded by Mr. Mabe.
Questions/Discussion:
Roll call on the motion: 6 yeas. Motion carried.

PURCHASE ORDERS AND OTHER APPROVAL PERMITTED BY MOTION:

A purchase order request in the amount of $4,800.00 to Lake County Department of Utilities for water tap at Madison Preserve for six new homes.
Mr. Bailey explained that this is for the permanent capacity purchase for the new customers located at Madison Preserve. This is part of their tap fee. The customer pays Madison Village, the Village then pays Lake County Department of Utilities.
Motion made by Mr. Vest, seconded by Mr. Mabe.
Discussion/Questions: Mr. Frager asked what amount is paid to Lake County? Mr. Bailey responded that $800.00 is paid to Lake County, this is for permanent capacity only. Mr. Takacs would like to know what happens to a warrant that is voided out? Mrs. Crockett responded that when a warrant is voided, she will go back to the pay ordinance that has been affected by the void and amend the totals.
Roll call on the motion: 6 yeas. Motion carried.

A purchase order request in the amount of $$2,700.00 to Comfort Air & Heating for an emergency repair to the air conditioner. Condenser, parts/materials, labor & refrigerant.
Mr. Bailey explained that this is for a condenser at the Senior Center, with the temperatures the unit is struggling to keep up. The part is becoming obsolete, so they felt it best to replace the part rather than repair it so they can get a few more years out of it.
Motion made by Mr. Vest, seconded by Mr. Donaldson.
Discussion/Questions: Mr. Vest wanted to clarify that we are under the limitations in putting this out to bid. Mr. Bailey confirmed that we are within the limitations that we do not need to put this out to bid.
Roll call on the motion: 6 yeas. Motion carried.

ADMINISTRATOR'S REPORT:

- **Engineer's report** – Mr. Haibach thanked Council for authorizing the Hyder Drive and Parkway Culvert projects to go out to bid. He provided a timeline on the Hyder Drive project as follows: Project will be advertised in Friday's paper, bid opening will be on August 8th, and the project will be awarded on August 15, 2016. Construction will begin early in September with a completion date of 45 days after the notice of proceedings. The Parkway culvert replacement will be out to bid at the end of the month, likewise for the 319 stream restoration project. The SWIF grant project is complete with the exception of a few wet basements. He has started the first phase of trying to solve this issue. He has incrementally lowered the outlet structure to reduce the flow of water. This can be done in three increments if necessary. If that does not work, the water can be restricted that flows into the bio retention cells. Mr. Haibach and Mr. Bailey have been very attentive with the business owners that have experienced water in their basements. Mr. Vest asked that we contact the schools to let them know that the Parkway culvert project is in the near future since they will have to adjust their routes. Mayor Britton will be meeting with a representative from the schools and

will let him know. After the pre-construction meeting, we will have firm dates for them. Mr. Vest asked about a black truck with the yellow reflector that was sitting in Parkway for a few hours, was this a CT Consultant vehicle? Mr. Haibach stated that it could have been, perhaps they were collecting data however; couldn't confirm. Chief Shannon suggested that the next time this may occur, call 911. Mr. Frager asked about the wetland delineation on Hyder Drive. Mr. Haibach is waiting for a revised quote from the contractor. In order to get said quote, the contractor has requested that they walk the entire project. Unfortunately, at this time the contractor is extremely busy. When he gets notification from them, he will update.

- **Fiscal Officer's report** - Mr. Bailey reported that Mrs. Crockett passed out a budget recap and update. Please feel free to review and call with any questions or clarification that may be needed.

- **Administrator's report** – Mr. Bailey reported that the Outdoor Market will have ice cream and slushy's this week, just in time for the hot temperatures. There will be five new vendors as well. Open Mic night has been going really well. Outdoor Market is from 2 – 6 pm, Open Mic night is from 6 – 8pm every Wednesday.

- Police Chief's report – Chief Shannon received a news release that the Vrooman Road bridge will be closed for three weeks. Mr. Frager had a question in regards to the accident that happened. He asked if an official report had been done and what was the outcome? Chief Shannon asked the Madison Township Police to respond, they wrote up an incident report. The incident report will be placed in the officer's file with a written warning that this was operator error. The officer was also counseled in regards to the incident.

COMMISSION AND COMMITTEE REPORTS:

Mr. Vest reported that there will be a Fire Board meeting on July 20, 2016 at Station 3.
Mr. Mabe gave an update on the upcoming September Fest. The majority of the sponsors have been secured. Mr. Mabe thanked all that have sponsored especially Hearn Plumbing & Heating for being the title sponsor. Various breweries and winery's have been line up and the bands are in place. The preparations are coming along very well.

FINAL HEARING OF PERSONS BEFORE COUNCIL:

Paul Goda 431 W. Main Street talked about accountability. He mentioned that in the C.O.W. meeting that several council members talked about accountability in the police department. He is upset that there are a few members of council that will not vote on the pay ordinances if there is overtime for the police department. He feels that they are not being accountable.

Norm Shimko 25 Park Street spoke with Mr. Mabe with regard to the September Fest. Mr. Shimko is concerned because he runs a business and the road will be shut down during the

festival. He will have guests staying at the Bed & Breakfast during this time and they will have nowhere to park. Mayor Britton suggested that as in years past when there is a festival, there will be two parking spots reserved in the church parking lot for the B&B. There will be a sign designating the parking spots. Mr. Mabe will meet with the Shimko's to further discuss.

Craig Winkleman 444 Oak Hollow is concerned that there are several members of council that are questioning the amount of overtime in the police department however; there is overtime in the road department that isn't being questioned.

NEW BUSINESS –

Mr. Frager wanted to clarify what he means by accountability. He feels that it is not council's responsibility to run, recommend or put together a budget. It is the responsibility of the department head. Mr. Frager also would like to publically apologize to Mrs. Crockett and Mr. Bailey regarding the antics that have been going on. He commended the Mayor, Administration & Fiscal Officer for their service to Madison as well as their accomplishments.

Mayor's Report: -

Mayor Britton invited all to join at Open Mic night.

Mr. Szeman addressed the expenditure from June 2014. It is not in violation of public law to bring along a family member as long as there is no cost differential associated with the travel. There is a fact sheet from the Ohio Ethics Commission (#201107), that states what can and cannot be done. Mr. Szeman would be happy to provide the sheet for anyone that may be interested. There was nothing done that would suggest that the Ohio ethics law was violated. Training was acceptable and appropriate. Mr. Szeman feels that Mrs. Crockett has taken an initiative that has been for the betterment of Madison Village.

ADJOURNMENT

Motion to adjourn at 8:30 pm made by Mr. Takacs, seconded by Mr. Frager.
Roll call on adjournment, 6 yeas. Meeting adjourned.

Sam Britton Jr., Mayor | **Kenneth D. Takacs, Council President** | **DATE** 8/1/16

Attested:

Kristie M. Crockett, Fiscal Officer | **DATE** 8-1-2016