

Village of Chippewa Lake

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Council Meeting Minutes

March 13, 2017

The Village of Chippewa Lake Council met in regular session on Monday, March 13, 2017 in the Community Center-Pochedley Hall located at 24 Circle Crest. The Honorable Joanne Dodaro called the meeting to order at 7 pm.

In honor of Bryon Macron, all in attendance stood for the Pledge of Allegiance.

Present: Mayor Joanne Dodaro, Law Director Allan M. Michelson, Council President Keith Riedel, Barb Hunter, Alan Robbins, Brad Schleter, Ken Demeter and Zoning Inspector Jim Brandenburg.

Absent: Tim Karhan and Cathy Osborn

Motion made by Robbins to accept the minutes from the February 13, 2017 Council meeting as written. Hunter seconded. 5 Ayes. Motion approved.

The list of bills were presented as follows:

Joanne Dodaro	218.61
Cathy Osborn	1,330.42

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Allan M. Michelson	497.70
Jim Brandenburg	677.31
Lafayette Township	1,134.55
Albright Security Center, Inc.	276.98
Medina County Treasurer	1,313.00
Sharon Karhan	515.73
Ohio Edison	1,221.52
Columbia Gas	68.87
Medina County Emergency Mgmt.	896.00
Mike Stallard-Pro Touch Lawn Care	250.00
Jim Sydenstricker	<u>311.78</u>
Total	\$8,710.67

Motion made by Riedel to pay the bills from their proper funds. Demeter seconded. 5 Ayes. Motion passed.

Committee Reports

Parks: A proposal was presented for lawn care from Pro Touch Lawn Care for four years at the same rate. Ordinance #812-17 "Accepting the proposal from Pro Touch Lawn Care from April 15, 2017 through November 2020 at the same rate. Motion made by Riedel to waive the three reading requirement for Ordinance #812-17. Schleter seconded. 5 Ayes. Motion approved.

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Parks: Riedel made a motion to adopt Ordinance #812-17 as an emergency. Schleter seconded. 5 Ayes. Motion approved.

Karhan did some checking on services to clean up Reese's Pond. The information presented was from The Lake Doctors, Inc. (Aquatic Management System) Robbins said he was familiar with this company. He had heard they did good work and were economical. **Robbins motioned to approve all three agreements. Riedel seconded. 5 Ayes. Motion approved.** The first agreement is for the Sales Agreement. This for the purchase of the aeration system, weights, tubing, fittings, clamps, gravel and rope. (\$1,860.00) The second agreement is for the Water Management Agreement. (\$159.00 monthly fee) This includes underwater and floating vegetation control program, shoreline grass, cattail and brush control, monthly application of blue pond dye and aquatic monthly reporting. The third agreement is for a Midwest Sales Agreement. This is for the purchase of fifty pounds of Muck Digester for the 2017 season. This paperwork has been forwarded to Cathy.

Motion made by Riedel to issue a check for \$600.00 to Tom Melter for the purchase of ski ropes and accessories for the beach area. Schleter seconded. 5 Ayes. Motion approved. Applications for lake access passes, parking permits, boat stickers and key have been mailed out. They are using up old keys that were not sold two years ago.

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Parks: Applications for beach attendants are being accepted from March 15 to April 15, 2017. The village website has been updated with the new information. Thank you Katrina for updating the website.

Community Relations: Kids Program schedules are set. One change will be to the Fishing Tournament/Crafts event. All info is on the website.

Ken has asked anyone who has something for the newsletter to please provide that to him by April 1st.

Ski team dinner auction information is in the newsletter.

Demeter attended the recent Medina County Health Department meeting as a representative from the village. He heard information about NarCan kits being available. They can be picked up with a Doctor's orders.

Streets: Lafayette Township is willing to help out filling holes in the village. Three tons of material will be needed. Keith prefers we wait a little later in the season to fix.

Keith requests an executive session and promises he will only need a few minutes.

Paving the additional parking lot at the Community Center was discussed.

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Streets : Schleiter wants to move forward but he will need to get a new quote from Robert Harmon of Granger Paving. He will report back when he has that price.

Law Director: He has not received any new information on where to put the pole from ACD.net. The law they are using to identify public right of ways is not in effect until March 21, 2017. Any application for a placement of a pole will have to be after that date. He is still waiting to hear of a location but it will not be in the triangle park. As of now, nothing can happen until the company applies for a pole location.

The registered trademark of the Village, the Indian Head has been renewed. This has been the trademark for 10 years.

The Village did complete the acquisition of lot #227 on Briarwood Blvd from Mr. and Mrs. Miko. That's done so it can be added to the list of lots the Village owns.

The 6 mill operating levy is up for renewal or modification in November of 2017, May 2018 or November 2018. The village would have to start legislation in June 2017 for the August filing deadline. The levy was replaced in 2013. We have two voted levies and this one was put in place when the villages merged creating a 6 mill operating levy for the new village. The other is the Road Levy which won't be up for renewal until November 2019 or 2020. Robbins asked if the 6 mill levy is to be on the November ballot then would we have to file? The Law Director said we would have to file by the beginning of August.

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Law Director: We would have to pass an ordinance in June, asking for the certification from the auditor of the amount it would generate and we would have to have the actual resolution to put on the ballot in July and file it in the beginning of August. The Law Director said for the ordinance we need to know what we are going to propose a renewal or a replacement. Mayor Dodaro asked if we can get the amount? The Law Director said he would call and get those amounts so Council can make a decision.

Safety: Chief Hall gave the Fire Department report. He said they served close to 2,000 at their Fire Department breakfast in February. Mayor Dodaro suggested they do it again in the summer when more residents are here.

Chief Hall said they will have "A Night at the Races Fundraiser" on April 29th. The doors will open at 5:30 pm. The cost is \$35.00 per person or \$60.00 per couple and the ticket includes dinner and the races. Tickets are available at the Firehouse or through the Association's web page. Schleter agreed to put this announcement on the Facebook page.

Robbins said the big news has been the discovery of Bryon Macron's body in the lake. The Village is hurting but we also have to give a lot of consideration to the Fire Department as it was one of their members who went out to retrieve his body. We want Chief Hall and all members of the fire department and of course the Macron family to know that we are praying for them. Fire Chief Hall expressed his thanks and appreciation on behalf of his team and the Macron family.

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Safety: Deputy Harhay was supposed to attend tonight's meeting, but he was called out. He did text Robbins the deputy report. Robbins read the report as follows: Units patrolled in the area-8, suspicious person in vehicle-1, alarm activated-1, business check-7, C40's being discharge-1, dead on arrival-1, fraud-1, lockout-1, phone harassment/obscene phone call-1, reckless operation-1, repossession of vehicle-1, squad or ambulance-1, threats of 58-1, civil matter-1, traffic stop-1, vacation watch-11, warrants-2, welfare check-3, extra patrol-58.

Resident: There hasn't been a lot of communication around the Macron case. Would like to ask Council what we could possibly do for contact to find out what's going on. There are residents and citizens on Facebook indicating they are fearful. They don't know what's going on or what type of investigation is going on and that is public information. There shouldn't be any harm in saying what type of investigation there is. As a resident and council person, is there a way we can have better communication to ease our residents. I wanted to ask Council what you thought to see how we go about better communication.

Robbins responded, he recently wrote to Lynda Bowers. We should also be contacting Sheriff Miller. The Sheriff's department isn't saying anything publicly, so am not sure what they would tell us.

Resident - they should tell us something to ease our minds.

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Safety: Legal Advisor agreed with resident but also stated that these investigations are generally not public. Resident - They could at least tell us what type of investigation is in process.

Mayor Dodaro - Agrees with resident. There was a lot of coverage on the first day but no one has come back and told us if the residents are safe. They don't have to tell us exactly what happened, but something clearly did happen. No one has said anything to this village. They've communicated with the Fire Department, even suggesting not doing the Fire Truck Santa, but again, no one has mentioned anything to us. So no one has told us if we are safe or not, there are a lot of empty houses in the community this time of year.

Legal Advisor suggests we contact Sheriff Miller. Legal Advisor agrees to reach out to the Sheriff on behalf of the village. Mayor Dodaro agrees to call the Sheriff and ask questions.

Mayor Dodaro agrees they don't have to tell us much but they do have to confirm that residents are safe.

Mayor Dodaro commented that the Sheriff acted as if they searched the lake and we know they didn't search the lake. On the first day they searched and then they were done with that and then 2 months later, here's the body in the lake. So what did they know? They didn't know if we were safe or not in my opinion. It's odd, the whole thing is odd, we all know that. So yes, we can call and find out what we can.

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Zoning: 121 Clover Cliff—repairs and extension was given
98 Clover Cliff—extension was given
87 Longacre—Owner still working on clean up
582 Chippewa Road—Verbal notice-failure to move
587 Lake Road—Tree puning
221 Shadow Shore—repairs continue
196 Beachside—property management issues
123 Bass Bay—car parking violation

The Law Director said he have an application for a "lot split". This is on Lake Road. This lot is owned by Wayne and Marie Kosa. It has two houses on the lot, one bar and a driveway. They want to split the one lot into two lots so each resident has his own lot. This would enable them to sell them separately. They will have to deal with it as a new driveway or right of way easements for the two properties. The Law Director said as far as he can tell, these two new lots meet the requirement for residential frontage and area. They don't for commercial.

That means these properties become residential and not commercial and that's allowed in the commercial zoning. The Law Director's recommendation is that Council should approve this as he doesn't see any harm in it. Mayor Dodaro asked if one house would have no driveway. The Law Director said that they both have a shared driveway. The owners will have to deal with this by either building a new driveway at some point or giving each lot access to the driveway.

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Zoning: Robbins asked if Kosa owns both houses. The Law Director answered, yes, Wayne and Marie Kosa owns the whole thing. Right now it is one lot with an existing shared driveway. Mayor Dodaro said if you split the lot then two different people own the lots and if one of them restricts access, then what? The Law Director said then it's a civil dispute that you will have to resolve. The Law Director said the owners will have to work it out and that isn't a problem for the village. A question was asked if it's a problem to have a house with no driveway on a main road. Answer was, that is the owner's problem. The only split driveway he knows of is the Moat's property on Lee Lore. The one that comes to mind is the driveway on Bungalow Bay where there's a driveway with about four residents using it. The Law Director said that he is looking at this as we have a driveway that has been there a long time. You can give them rights or make it a condition that they have to put in a separate driveway. If this were a new construction, we'd say no they can't do that. Mayor Dodaro said, on the Moats driveway they put in a shared driveway and then they had to split it. They both swore they were going to live there forever and never sell it. Within one year, one of the properties was sold to someone who wasn't a relative and they have to split it after it was done. It looks weird the way it was done and the same thing could happen here. Law Director said he has been told they are going to draw up an easement for each side of the driveway. This a rental property. Way back someone was allowed to build two houses on one lot, but we don't allow that anymore. Robbins said he is personally more in favor of having them work out the driveway issue now.

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Zoning: We could require the easement to be done before approval is given. **Motion made by Robbins to ask owner to resolve the driveway issue and then re-submit request for lot split. Schleter seconded. 5 Ayes. Motion approved.**

Finance: No report

Buildings & Utilities: Hunter purchased a box that can be kept outside of her house so someone can come and get the keys when they are using the Community Center.

Thank you to whoever lowered the flag.

One adjustment still needed on one of the outside cameras - to be done on March 27th. One motion detector light isn't coming on - will need to wait for warmer weather before fixing.

Quotes for internet connection have begun. One quote is \$395 for connecting all of the cameras plus \$250 for installation.

Barb called back and asked for a standard "coax" connection, the pricing was lower, \$119.99 for the connection, \$39 per month, for the IP addresses and a one-time \$199 installation. Wi-fi is an option but for security we could not give anyone the code for the building or we can have un-secured wi-fi.

What would council like to do? Barb cannot view cameras from home without the technology being added to the building. The goal is to get to a point where Barb can watch the cameras from her house. Total cost is just under \$2,000 per year.

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Building & Utilities: Cameras are motion activated so volume is related to activity and cameras will hold a couple of days' worth of activity. Question: Can we increase the capacity of our DVR recording equipment? Answer: Yes. Barb will call and let the company know we aren't moving ahead right now and will continue to do this the old fashioned way.

Cathy said there is an election on Tuesday May 2nd, so Board of Elections wants to know if they can use the Hall. Keith will let people in who bring in the voting machines in on May 1st. Barb will open the building at 5:30 am on May 2nd for the people who register the voters. Barb will close the building around 8 pm on May 2nd. Keith will meet the people who pick up the voting machines on Wednesday, May 3rd

New Business:

Robbins said Opioid and drug increased use is a community problem as evidenced by the loss of a 29 year old over the weekend. Cross Pointe Community Church is launching a Recovery/support group on March 24th in the village. This is being run by Pastor Randy K'meyer and Chuck Lemmon. It's good to know there is help in the community for such a terrible problem. Robbins also agreed to try and get announcement into newsletter. Mayor Dodaro recommended getting info to Brad so it can be put on social media.

The Clerk Treasurer and Fiscal Officer are the same position, just different names and the Clerk Treasurer needs to be elected/re-elected and Fiscal Office is appointed.

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New Business: Alan: 3 points of new business

1. Health of Cathy Osborn needs to be addressed. Currently checks are signed by two people, Cathy and the Mayor, so if Cathy is incapacitated, we've lost one of the signers. Alan reached out to bank to learn about options, no call back from bank. Allan Michelson suggested having 3 people qualified to sign, then 2 would be available at all times. First point of order would be to get check signing issues put in order, by getting a 3rd signer. It could be Council President, Financial Chair or someone else? Mayor Dodaro recommends Council President. Motion needed to proceed. Motion proposed to get a 3rd authorized signature on check and that to be the Council President, still only having 2 of the 3 necessary to sign checks. Mayor, Clerk and Council President. **Motion made by Schleiter that the three authorized check signers will be Mayor, Clerk and Council President. Demeter seconded. 5 Ayes. Motion approved.**

Mayor Dodaro to call PNC Bank to learn of details of process.

2. The Clerks position is currently an elected position, ending April 1, 2018. Health issues cause an awkward situation. Other communities use a term called Fiscal Officer and the position becomes an appointed position, appointed by the mayor and approved by council. This is done by council passing an ordinance and the ordinance would have to be filed with the county board of elections, no more than 120 before the next election where this position would go on the ballot.

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New Business: Which would be in November of this year, so our filing would have to in early July to be the 120 days in advance. At that point, the Clerk/Treasurer position doesn't go on the ballot. The Fiscal Officer would be appointed by the Mayor and approved by Council. We don't know Cathy's abilities and we may have to hire some to support the activities she is trying to perform. Transcribing minutes is one function, though we have that handled on a temporary basis. Joanne has spoken to Cathy and Cathy does feel she is getting better and can start resuming some of her functions, though Vanna has agreed to help Cathy out with the meeting minutes. The plan is Alan is take the tape recorder home with him and Vanna will transcribe the minutes. This will be temporary help for Cathy. There are several items not being done. Bank Reconciliations are not being done, the minutes are in question, signing checks is a problem. The Fiscal Officer idea is one decision doesn't have to be made until our June meeting. The business functions of the village are important to have contingencies. We have plenty of time to address this issue. Mayor Dodaro iterated that the position needs someone with accounting skills as well as secretarial skills. There is training involved and this position is very important. Perhaps we could hire someone from another community who has the skills to step in and do the function? Martha Evans could be hired. The 3 requirements are they have to live in the Village, be a registered voter and be elected. The Clerk Treasurer and Fiscal Officer are the same position, just different names and the Clerk Treasurer needs to be elected/re-elected and Fiscal Office is appointed.

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New Business: The challenge is anyone can run for the office, even if they aren't qualified and then the Village is "stuck". We could waive the residency requirements and hire from outside the village. The Law Director agrees the Fiscal Officer is common and gives the Village more flexibility on time frames and payments. The Fiscal Officer can be terminated by Council. Can he show Alan the what the resolution looks like so he can be more prepared for the June meeting, Basically, states that the Village is eliminating the Clerk Treasurer position in place of hiring a Fiscal Officer.

Brent Osborn asked about the property that the village has recently acquired. He asked if the village has to wait a year to apply for a tax exemption and then apply on the basis if it's green space. The Law Director said he just acquired the property so we have to wait a year.

The Ski Team submitted a proposal for use of the beach for the 2017 season. Learn to ski date is June 11th. Ski club will be on beach from 11am to 3pm. **Motion made by Riedel to approve the Ski Team using the beach for the 2017 season. Schleiter seconded. 5 Ayes. Motion approved.**

Mayor Dodaro would like to go back to the Committee Reports. We'd like to hear from the Library. Mayor Dodaro asked those visiting from the Library to get up and introduce themselves. A representative from the library discussed the library services and the upcoming election. They had a newsletter to hand out and the extras they put on the display table.

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Turn off recorder - going into executive session. **Motion made by Riedel to go into executive session to discuss a claim for litigation. Demeter seconded. 5 Ayes. Motion approved.**

Keith made a motion, Barb seconded the motion to go back into regular session. Roll call vote taken, Riedel-aye, Hunter-aye, Robbins-aye, Schleter-aye, Demeter-aye. 5 Ayes. Motion approved.

Keith made a motion to pay \$311.78 to Jim Sydenstricker for damages to his truck while driving on a village road. Schleter seconded. 5 Ayes. Motion approved.

Riedel motioned that the meeting be adjourned. Hunter seconded. 5 Ayes. Motion approved.

Next Meeting: Monday, April 10, 2017, 7 pm, Community Center-Pochedley Hall, 24 Circle Crest.

Joanne Dodaro, Mayor

Keith Riedel, Council President