

**VILLAGE OF CHIPPEWA LAKE
REGULAR MEETING MINUTES – NOVEMBER 11, 2019**

Mayor Dodaro called the meeting to order at 7:08 PM.

A roll call was taken with the following officials present: Lowell (Bud) Hardesty, Barbara Hunter, Sarah Arend, Keith Riedel, Ken Demeter, Allan Michelson – Solicitor, Jim Brandenburg – Zoning Inspector, Gary Harris – Fiscal Officer; visitors Andy Weimer, Mark Krosse, Leslie Burns, Laura Gushue, Doug & Kelly Schmetzer, Gary Groetz, Doug Shelten, Bob Napersack, Deputy Barton and Chief Hall from the Lafayette Fire Department.

Mayor Dodaro thanked the Fire Department and Sheriff Department for their presence on Halloween, thanked Ken for setting up the Halloween Party, Bud for setting up the voting booths and all residents for passing the Road and Bridge Levy.

The Mayor asked if everyone read and agreed with the October 14th “Final Revised” minutes delivered to Council this past Saturday and if there were any questions or comments and none were offered.

Barb made a motion to accept the revised October 14th minutes, seconded by Keith. 5 ayes, 0 nays.

The Mayor asked if everyone read the revised November Bill’s for Approval distributed this morning and asked if there were any questions or comments – none were offered

Bud made a motion to approve the revised November Bill’s for payment in the amount of \$17,499.67, seconded by Barb. 5 ayes, 0 nays

Council Reports:

Safety

Mayor Dodaro reported that Alan is unavailable tonight:

1. Chief Hall read the report for October and pointed out a new page entitled “Average Turnout Time per Shift for Date Range” that shows the response time (from the dispatch alert to when a unit departs enroute to the destination); he reported, as shown on the report, that the average response time between the hours of 6 AM to 6 PM was 3 minutes and 53 seconds and between the hours of 6 PM to 6 AM the response time was 8 minutes and 8 seconds and Chief Hall stated that the goal is to improve upon these times
2. Mayor Dodaro asked about the Santa drop-off of items for the children at the fire house and Chief Hall stated that items can be dropped the Tuesday and Thursday ahead of Christmas (December 17th and 19th) in preparation for the Santa Visit on Saturday, December 21st
3. Mayor Dodaro stated that there may be a meeting with the Trustees after the first of the year regarding the current set-up for fire equipment and personnel
4. Mayor Dodaro stated that we may need to wait until next month to learn more on the possibility of having an AED in the Community Center; Gary Harris stated that he has information to be shared – per his discussions with our Insurance Risk Control Specialist and Underwriter, local government officials using an AED to try to save a life are protected and would be represented by our Insurance should a lawsuit ever be levied against a Village official and they would employ the Good Samaritan Law in such a defense should one be needed; for non-government officials using the device and should legal action against them be taken, it would be up to their own individual insurance policies and what level of representation, if any, might be in their private insurance policies in such matters; Gary also stated that the Risk

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Specialist recommended, but it is not required, that Government personnel take a free training course in the use of an AED and that regular testing of the unit, as per published guidelines that come with the unit, be undertaken to avoid potential liability and he also suggested notifying our local EMS about the presence of such a unit, once installed, at the Community Center; the Risk Specialist also recommended Northern Ohio EMS Academy for the training and a possible source of an AED; Gary confirmed contacting them and he obtained and distributed pricing on two options to Council; Gary was asked to contact the Fire Department to determine the brand/manufacture that their EMS crews and to report back; Barb reported that AED's at her school are within the viewing range of cameras as well as being alarmed due to the value of the units

5. Barb reported that the bikes left at the Community Center as reported last month, were picked-up by the children who had left them during the Halloween Party
6. Mayor Dodaro read and distributed the Sheriff's Report

Zoning

Bud reporting:

1. Jim read the Zoning Report to Council; announced the Variance Hearing for 64 Bungalow Bay on a matter pertaining to potential encroachment into setback requirements for adding a garage next to a residence and expanding the residence; Allan swore in the contractor, Gary Groetz, representing the property owner and asked if any of the neighbors were present after Jim confirmed sending notices to all of them, no neighbors were present; Jim distributed the preliminary site plan and an aerial view; a review of the documents took place along with a discussion of the details provided, options to consider, Council's preference for vehicles to be kept inside a structure, overhangs, set-backs, etc.; Bud felt that more details are needed and since the contractor confirmed not starting this project until next October, he requested that a new drawing with accurate dimensions relative to property lines and right-of-ways be presented to Council
2. **Keith made a motion to postpone this hearing until more accurate information can be provided to Council, seconded by Barb; Mayor Dodaro asked for a roll-call vote – Bud- Aye, Barb – Aye, Sarah – Aye, Keith – Aye, Ken – Aye**
3. Bud distributed documents pertaining to a change in language for consideration by Council in two sections of the Property Maintenance Code and language in 304C; those Property Maintenance Code sections were 301.1 and 302.3.1 as well as standalone 304C; discussions took place between Council members and the Solicitor and it was agreed that further refinement of the language be undertaken and resubmitted to Council for consideration
4. confirmed that 271 Rustic Rook has cleaned up their area, they have emptied the garage and that no business is currently operating out of this property; when asked if they were recycling at this property the response was yes, but not as a business and only occasionally

Community Relations

Ken Reporting:

1. confirmed that he has ordered a new lock for the basketball hoop
2. confirmed that the Halloween Party was great but due to the cooler temperatures and rain the attendance was down to about 35
3. confirmed that he met with the insurance adjuster who inspected the Community Center and everything passed OK
4. confirmed that Breakfast with Santa will take place on December 21st and he has spoken with Santa and is talking with the Pride Committee as well

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5. Mayor Dodaro asked Mark for updates on Save the Lake; Mark reported that Commissioner Swedyk realizing that the last meeting was not a public meeting has asked for the rescheduling of a public meeting with the Commissioners to openly discuss matters relating to the Park District's involvement on Lake matters and issues; he confirmed that a \$1500 Grant has been awarded and will be used towards the Farmers Day and Home Septic meetings to be held in 2020; he also confirmed that a Save the Lake meeting is scheduled for this Wednesday (November 13th)
6. Mark confirmed speaking with Seville regarding LED's and electrical service; confirmed that they started using LED's 4-5 years ago and they now have about 300 such devices installed at this time with zero failures; he also confirmed that they do have their own maintenance crews and the Village owns their utility poles; they also are using a non-GE LED with dial-in wattage which allows adjustment based upon needs; he also reported that Seville is open to discussing outsourcing their maintenance to other subdivisions
7. Mark reported that the only way to work through any issues with Ohio Edison is through the PUCO as they have the ability to litigate on matters relating to pole ownership and/or access policies and that he is discussing this with Alan and Barb

Buildings & Utilities

Barbara reporting:

1. confirmed that the leaves have been cleaned out of the gutters, the missing ties in the back of the play area have been replaced and that the floors in the Community Center have been stripped and waxed
2. confirmed that she will be speaking with groups who use the Community Center to empty the trash containers at the end of their activities
3. confirmed that she is in contact with Albright to replace the lock on the women's rest room

Parks

Sarah reporting:

1. confirmed that Brent has winterized the two water lines for the fountain and pump station
2. confirmed that everything is "buttoned-up" for the winter on all Park equipment and related matters and that she is starting on next year's agenda items

Streets

Keith reporting:

1. thanked all voters for passing the Road and Bridge Levy Renewal Levy with the 1 mil increase
2. confirmed that everything is on schedule for Phase 7 and anticipates going out for bids in January, bid opening in February and begin construction in early Spring of 2020
3. confirmed starting the paperwork on Phase 8 for an OPWC Grant
4. confirmed that the snow plows are ready and that our cost for salt has jumped up to \$80 per ton
5. confirmed that they may have found the source of continual water along Chippewa Road on property owned by the Village; by working with the Medina County Sanitary Engineers (MCSE) office they located a fire hydrant in the middle of a field where water was rising to the surface; they believe that there is a water main below grade that is leaking and MCSE is now researching records to try to locate the main for isolation and shutting-off the water

Legal

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Allan reporting:

1. confirmed that he has 2 cases at this time; 87 Long Acre and 587 Lake; a court date has been set for 587 Lake to take place on November 25th
2. did the first reading of Resolution 487-19 “a Resolution approving the renewal for an additional one (1) year term of the agreement for indigent defense services for the Village, between the Village, Medina County Commissioners and the Medina County Public Defender Commission and declaring the same an emergency”
3. **Keith made a motion to waive the 2nd and 3rd readings of Resolution 487-19, seconded by Barb. 5 ayes, 0 nays**
4. **Bud made a motion to adopt Resolution 487-19 as an emergency, seconded by Keith. 6 ayes, 0 nays**
5. did the first reading of Ordinance 840-19 “an Ordinance approving an agreement with Medina County Commissioners for the purchase of road and building materials in 2020 and declaring the same an emergency”
6. **Keith made a motion to waive the 2nd and 3rd readings of Ordinance 840-19, seconded by Ken. 5 ayes, 0 nays**
7. **Barb made a motion to approve Ordinance 840-19 as an emergency, seconded by Bud. 5 ayes, 0 nays**
8. did the first reading of Ordinance 841-19 “an Ordinance approving the contract to retain the services of Allan M. Michelson, as Law Director of the Village for a period of two (2) years from January 1, 2020 through December 31, 2021
9. **Bud made a motion to waive the 2nd and 3rd readings of Ordinance 841-19, seconded by Barb. 5 ayes, 0 nays**
10. **Barb made a motion to approve Ordinance 841-19, seconded by Bud. 5 ayes, 0 nays**
11. confirmed that he is waiting to hear back from the Sheriff’s Department on the 2020 contract

Finance

Gary reporting:

1. confirmed that on Saturday he distributed the October Bank Reconciliation Report to Council reflecting that all accounts are “in balance” – he asked if there are there any questions or comments – none were offered; he requested **a motion approving the October Bank Reconciliation Report as distributed and authorizing Council to sign the report – Barb made a motion to so move, seconded by Keith. 5 ayes, 0 nays**
2. confirmed that on Saturday he distributed the October Appropriations Report to Council through October 31, 2019; he asked if there were any questions – none were offered – he asked for **a motion approving Council to sign-off on the Appropriations Report through October 31st signifying Council’s review and agreement with the expenditures, Bud made a motion to so move, seconded by Barb. 5 ayes, 0 nays**
3. reported that because of the passage of the Road & Bridge Levy Renewal we need to vote on passing Amended Resolution 486-19; he did the first reading of Amended Resolution 486-19, a “Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor”
4. **Keith made a motion to waive the 2nd and 3rd readings of Amended Resolution 486-19, seconded by Ken. 5 ayes, 0 nays**
5. **Bud made a motion to pass Amended Resolution 486-19, seconded by Keith. 5 ayes, 0 nays**

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6. asked how he is to proceed on handling the Parking Tickets that he has in his possession; Bud advised him to take no action as the Sheriff's Department is unable to provide necessary information that would permit us to move forward
7. confirmed that he left a voice message for Keith with the estimated additional revenues as determined by the State of Ohio; \$19,777 for 2020 and \$19,947 for 2021

Old Business

Nothing offered.

New Business

Nothing offered

Public Participation

Bob was upset that he just spent \$211 for a tarp for his roof that he has now been told he does not need to repair until next Spring and that there is a 6" line blocked line along the front of his house causing front yard flooding at 444 Northvale

Bud motioned to adjourn at 9:18 PM, seconded by Keith. 5 ayes, 0 nays

Mayor Joanne Dodaro

Fiscal Officer, Gary Harris