

The Village of Lakemore  
Minutes for Council Meeting  
June 1, 2015

**Meeting Called to Order** at 7:18 p.m.

**Opening Roll Call:** Ms. Snyder, Mrs. Cochran, Mrs. Coontz, Mr. Cole, Mr. Lance, and Mr. Timko present.

**Pledge of Allegiance** led by Mayor Justice.

Mayor Justice asked for a Moment of Silence for Mr. John Hillery. Mr. Hillery was an active Resident of Lakemore. He attended most Council and Fiscal Commission Meetings. He was also the President of the Brittany Commons Attached Home Owners' Association.

Motion to **Accept Minutes of Council Meeting on May 18, 2015**, as presented and not read was made by Mr. Cole and seconded by Mr. Lance. Roll call: Mrs. Cochran, Mrs. Coontz, Mr. Cole, Mr. Lance, Mr. Timko, and Ms. Snyder voted Yes. Motion carried.

Motion to **Accept Bills Presented by Fiscal Officer for \$76,230.81** as presented and not read was made by Mr. Lance and seconded by Mr. Timko. Roll call: Mrs. Coontz, Mr. Cole, Mr. Lance, Mr. Timko, Ms. Snyder, and Mrs. Cochran voted Yes. Motion carried.

Motion to **Accept May 2015 DOPS Delinquency Reports** as presented and not read was made by Mr. Timko and seconded by Mrs. Cochran. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Ms. Snyder, Mrs. Cochran, and Mrs. Coontz voted Yes. Motion carried.

### **Reading of Ordinances and Resolutions**

Resolution 6603-2015 “Apply for funding Sanit Rd Improv projects Phase I from various funding sources” 3rd read Cole

Resolution 6604-2015 “ACCEPTING THE CERTIFICATE OF ESTIMATED PROPERTY TAX REVENUE” 2nd read Lance

Resolution 6607-2015 “Direct Board of Elections to place Fire Levy on Nov ballot” 1<sup>st</sup> read Coontz

Resolution 6608-2015 “Advertise and accept bids for turnout gear” emergency Coontz

Resolution 6609-2015 “Resolution to accept 2016 alternative tax budget” 1<sup>st</sup> read Lance

Ordinance 1532-2015 “Utility Rate Changes” 3rd read Lance

Ordinance 1534-2015 “Re-zone School area to CF to conform to zoning” 1<sup>st</sup> read Timko

### **Mayor's Reports**

Mayor Justice explained Council needs to focus on three areas. He believes this focus will maintain a positive direction for the Village.

First, Council must focus on exiting Fiscal Emergency. The passage of the upcoming, additional Fire Levy will afford the current services provided without affecting the General Fund.

Secondly, Council must focus on increasing the enterprise funds to afford increased maintenance and improvements to the infrastructure. Currently, adequate funds are not available to provide proper maintenance of the infrastructure.

Finally, Council must define sources available to replace roads. Currently, CT Consultants is drafting construction costs to replace infrastructure along Sanitarium Road, from Canton Road to Pawnee Blvd. The engineering must be completed to obtain funding to rebuild the road. The administration is working to obtain funding to afford the engineering and move forward. Mayor Justice also announced the annual Consumer Confidence Reports and newsletter will be mailed before July 1, 2015. He encouraged everyone to review this correspondence, as contact information and further information is included.

Mayor Justice thanked the Akron Soapbox Derby and Mr. Bobby Dinkins for providing scholarships to five kids of Lakemore. These kids will attend a week-long workshop, learning to build a soapbox derby vehicle.

### **Council Committee Reports**

Mr. Timko thanked all who attended and participated in this year's Memorial Day parade. He also thanked those volunteers from V.A.S.P. for coordinating the line-up and kick-off of the parade as well as directing traffic during the event.

Mr. Lance reported he is completing the steps to transfer web domains to begin building the new village website.

Mr. Cole thanked everyone who patronized the concession on Memorial Day to fund LUMC Summer Fun program. He explained Summer Fun will run from June 16<sup>th</sup> until July 24<sup>th</sup>. Information and registration forms are available at LUMC.

Mr. Cole announced LUMC will hold a community picnic at Dodds Lakefront Park on August 1st. This will be a free event.

Mr. Cole also announced a backpack and school supplies giveaway will take place at SuperLearning Center on August 15<sup>th</sup>. Local churches are sponsoring the event. Festivities and food will be available.

Mrs. Cochran announced the next Council meetings will be Monday, June 15, 2015, and July 6, 2015, at 7:00 p.m. She also announced the next Council workshops will be Wednesday, June 10, 2015, and June 24, 2015, at 6:00 p.m.

Mrs. Cochran also thanked the volunteers of VASP for coordinating the parade line-up and kick-off as well as road closures during the parade. She gave extra thanks to Linda Denton, Dustin Boswell, Kim Urbach, and the Springfield High School band for their participation in the parade.

Ms. Snyder reminded everyone she will hold youth art workshops the second Tuesday of every month at 5:00 p.m. She also thanked Carolyn Rae of the Suburbanite for publishing an article about the art workshop.

Mr. Timko explained to everyone that ideas and problems are discussed at Council workshops. Though there is no public participation, residents can learn what concerns Council is handling. Mr. Cole reminded everyone all elected officials are willing to open communication with community members.

Mr. Lance reviewed the slated ordinance regarding the water and sewer rates. He explained regular increases were not imposed to afford fixed maintenance as well as improvements or repairs to the infrastructure.

Mayor Justice provided information regarding Rock the Docks and Rock the Run. He explained the funds will be donated to Muscular Dystrophy. Mr. Cole confirmed the event is open to those in wheelchairs. Mayor Justice thanked Forever Fitness for donating to the event. He confirmed there will be no power boat races during the weekend's festivities.

### **Department Heads Reports**

Chief Saley thanked Pebble Creek and Zsa's Pizza for donating to the pancake breakfast hosted by the Lakemore Fire Department on Memorial Day.

### **Appearing Before Council**

Mr. Thomas Kiley explained he believes there had been rate increases for water and sewer services. Mr. Kiley asked if the water and sewer funds were appropriated correctly. He requested Council table the legislation for further review, as the members of Council are elected to represent the public.

Ms. Heidi Matthews of Congressman Jim Renacci's Wadsworth office assured the Congressman is concerned with the community's welfare. She listed the many areas of assistance provided by his office.

Mr. Shaun Kiley explained not everyone is available to attend Council workshops. He requested notification of meetings be posted in more than just the Suburbanite. Mr. Kiley requested Council consider tabling the legislation for the water and sewer rate changes for an additional public hearing and Council meeting. He stated an additional reading of the legislation and an additional public hearing would benefit the community. Mr. Kiley provided census data, information from the Ohio EPA of water usage, and the impact the rate change would have on the community. Finally, Mr. Kiley requested for additional time to appear before Council as he believes community members should not be limited to three minutes.

### **Old Business**

Mr. Cole made a motion to adopt Resolution 6603-2015. Mr. Lance seconded the motion. Roll call: Mr. Lance, Mr. Timko, Ms. Snyder, Mrs. Cochran, Mrs. Coontz, and Mr. Cole voted Yes. Resolution adopted.

Mr. Lance made a motion to adopt Ordinance 1532-2015. Mr. Timko seconded the motion.

Mr. Lance made a motion to amend Ordinance 1532-2015 to include an “effective date” for the legislation. Mrs. Cochran asked if the new rates would impact the bill for consumption of April, May, and June or waiting until the October 1<sup>st</sup> bill that bills for consumption of July, August, and September. She believed Council agreed to wait so residents had the opportunity to learn of the changes, conserve, and submit meter readings for an accurate bill. The October 1, 2015, was suggested to be the effective bill to reflect the new rates. Ms. Fast asked which area of the legislation should incorporate the “effective date”. Mrs. Coontz expressed her belief the legislation should be tabled, as information requested at the Public Hearing by residents was not readily available.

Mrs. Coontz made a motion to table the ordinance. Mr. Cole seconded the motion. Mrs. Coontz explained the legislation would only be tabled until the next Council meeting. Council could review the legislation at the upcoming workshop and amended. Mayor Justice stated the workshop date could change, as a few members would not be available to attend. Mrs. Coontz suggested tabling the ordinance until the first Council meeting of July. Mayor Justice expressed his belief a workshop could be held before the June 15, 2015, meeting to review and amend the ordinance. Mr. Lance asked if Council could go into an executive session to define the amendment of the ordinance. Mayor Justice denied the ability to enter into executive session for such a reason.

Mayor Justice inquired into further discussion of tabling the ordinance. As no further discussion ensued, roll call to table the ordinance was taken. Mrs. Cochran voted “no”; Mrs. Coontz voted “yes”; Mr. Cole voted “yes”; Mr. Lance voted “no”; Mr. Timko voted “no”; and Ms. Snyder voted “yes”. As this vote is tied, Mayor Justice had to submit a vote. Mayor Justice voted “no” to table the ordinance.

Council returned to voting on amending the ordinance to include an “effective date”. The “effective date” of October 1, 2015, was decided to be written as Section II. The remaining sections would be forwarded numerically. This effective date would affect the consumption of July, August, and September. Mr. Lance made a motion to adopt the amended ordinance. Mr. Timko seconded the motion. Ms. Fast read the amended legislation. Roll call was taken to amend the ordinance: Ms. Snyder voted “no”; Mrs. Cochran voted “yes”; Mrs. Coontz voted “no”; Mr. Cole voted “yes”; Mr. Lance voted “yes”; and Mr. Timko voted “yes”. The ordinance was amended to incorporate an effective date of October 1, 2015, billing.

Mr. Lance made a motion to adopt Ordinance 1532-2015 as amended. Mr. Timko seconded the motion. Mayor Justice inquired to any discussion. Mrs. Cochran stated she realizes Council was not prepared with calculations and figures defined in workshops but believes Council did “due diligence” as they discussed the various options and calculating different rates for over a year. Mrs. Coontz agreed Council did “due diligence” for more than a year studying the rates but was not prepared for presenting the ordinance at the public hearing. She believed the spreadsheets created to test the various options and rates would be available at the public hearing for presentation. Mr. Lance obtained financial information after the public hearing. He presented the estimated revenues and expenditures for 2015 to reinforce the fact more funds are spent than received. Mr. Lance reminded that 70% of the expenses are fixed

costs; so the new rates had to be enough to afford the fixed costs. He provided the estimated cost to replace two small sections of 2" water mains so everyone realized the expense of making such improvements. Mr. Lance reminded everyone how many water main breaks were repaired over the recent winters and that improvements to the infrastructure is necessary. Mr. Lance agreed Council was not prepared to answer all the questions at the public hearing but invested much time to study and create the new rates. He reminded everyone all of Council and Mayor will be affected by the new rates. Mr. Lance offered to speak with anyone after the meeting to explain the reasons and break downs of the new rates. Mayor Justice re-affirmed the rates would increase based on the amount consumed every three months. He also explained the needed improvements and required maintenance can no longer be afforded by the current revenues. He explained research and rate studies were conducted by Council and RCAP to prove the need for the increased rates.

Mr. Lance also clarified the information is incorporated in legislation amending previous legislation, as a resident inquired why the entire ordinances referenced were not included in Ordinance 1532-2015. Mr. Lance explained only sections being added, deleted, or amended are incorporated as the remaining, original legislation is not affected. He also reminded everyone legislation is public record and can be requested.

Mayor Justice requested a roll call to vote to adopt Ordinance 1532-2015 as amended: Mrs. Cochran voted "yes"; Mrs. Coontz voted "no"; Mr. Cole voted "no"; Mr. Lance voted "yes"; Mr. Timko voted "yes"; and Ms. Synder voted "no". Mayor Justice re-affirmed the need for the amended ordinance; so he submitted a vote to break Council tie vote with "yes". Ordinance 1532-2015, as amended, was adopted.

### New Business

Mrs. Coontz made a motion to dispense with the three readings of Resolution 6608-2015. Motion was seconded by Mr. Lance. Mr. Lance thanked Chief Saley for obtaining the grant as the turn-out gear had reached its useful-life and would cost approximately \$70,000.00 to replace. Roll call: Mrs. Coontz, Mr. Cole, Mr. Lance, Mr. Timko, Ms. Snyder, and Mrs. Cochran voted "yes". Motion carried.

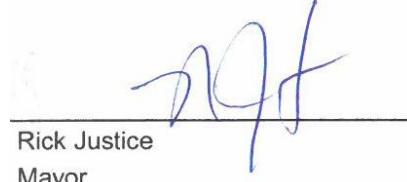
Mrs. Coontz made a motion to adopt Resolution 6608-2015. Mr. Lance seconded the motion. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Ms. Snyder, Mrs. Cochran, and Mrs. Coontz voted "yes". Resolution adopted.

**Motion for Adjournment** was made by Mr. Cole and seconded by Mr. Lance. Roll call: Mr. Lance, Mr. Timko, Ms. Snyder, Mrs. Cochran, Mrs. Coontz, and Mr. Cole voted "yes". Meeting adjourned at 8:25 p.m.



Tracy Fast  
Fiscal Officer

Minutes Prepared By



Rick Justice  
Mayor

Minutes Approved By