

VILLAGE OF MADISON
Regular Council Meeting
December 12, 2022

RECORD OF PROCEEDINGS

Mayor Britton called the meeting to order at 7:00PM.

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. With the passing of Mr. & Mrs. Sidley, Mayor Britton asked that we keep their family in our thoughts. Council Members Mr. Adams, Mr. Donaldson, Ms. Drown, Mr. Lee and Mr. Vest were in attendance. Also in attendance were Administrator Mr. Bailey, Law Director Mr. Szeman, Fiscal Officer Kristie Crockett, Assistant Village Engineer Andy Lubonovic and Chief of Police Troy McIntosh. Eric Haibach was not in attendance.

MINUTES

Mayor Britton announced minutes to be approved for the Council Meeting held on November 28, 2022.

Motion for approval made by Mr. Vest seconded by Ms. Drown.

Questions/Discussions – None

Roll call on approval, 5 yeas. Motion carried.

PUBLIC HEARING: None

FIRST HEARING OF PERSONS BEFORE COUNCIL:

Walt Richardson (700 E. Main Street) – Mr. Richardson had a question regarding the payment to 21 West Main LLC in the amount of \$57,100.00. Mr. Bailey explained that when there is a bad fire in town, the insurance company has to put up a Demolition Bond. The insurance company gives the Village enough money to tear down and clear out the space should the owner not follow through with doing remodeling, repairs or taking the building down. When the Village receives the demolition bond payment it is deposited. When the property owner has completed the project and cleared out the land, the Village then give the demolition bond monies to the property owner. He went on to explain that none of the funds are Village funds, it is a pass through.

Mr. Richardson asked about the cost to level two pool tables at the Madison Senior Center. Mr. Bailey explained that this is paid with Senior Levy dollars, not General Fund dollars. The Senior Center Director contracts with whom she needs to in order to complete her projects.

PAY ORDINANCE

Mayor Britton presented Pay Ordinance No. 2476: \$72,770.88 for payroll and \$162,881.07 for current and upcoming expenses, for a total of \$235,651.95.

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

Questions/Discussions – None

Roll call on approval, 5 yeas. Motion carried.

OLD LEGISLATION: None

NEW LEGISLATION:

ORDINANCE NO. 30-2022: AN ORDINANCE AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO VARIOUS OTHER FUNDS AS PREVIOUSLY BUDGETED, AND DECLARING AN EMERGENCY. (1st Reading)

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

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

Motion for passage made by Mr. Adams, seconded by Mr. Lee.

Questions/Discussion: Mrs. Crockett explained that the M/R Department has a yearly transfer in from the General Fund into the road department. She stated that it increased this year due to the Middle Ridge Road project.

Roll call on the motion: 5 yeas. Motion carried.

PURCHASE ORDERS AND OTHER APPROVAL PERMITTED BY MOTION:

A purchase order in the amount of \$42,500.00 to Lake County Department of Utilities for annual capacity payment (Per agreement via Ordinance 31-2015).

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

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

A purchase order in the amount of \$2,500.00 to Immaculate Conception Church for an easement agreement for the Sanitary Sewer Interconnect Project.

Administrator Bailey explained that there is a 30' permanent easement until it reaches the church's parking lot line. The church didn't own it at one time, so this portion did not transpire, the trees needed to come down, so the Village obtained a temporary easement agreement. The church does not want the trees to go back up, so in lieu of replacing the trees, the \$2,500.00 offsets the replacement of the trees.

Motion for approval made by Mr. Adams, seconded by Ms. Drown.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

ADMINISTRATOR'S REPORT:

➤ **Engineer's report –**

Mr. Lubonovic reported for Mr. Haibach. He reported that in regards to the Sanitary Sewer Interconnect project, the contractor has started clearing and depending on the dewatering, they anticipate laying pipe within the next week or two.

He also reported that they are pursuing a couple of work agreements on a few properties.

➤ **Fiscal Officer's report –**

Mrs. Crockett thanked Council for the approving the budget at the last meeting. She stated that she is continuing to work on year end.

Mr. Vest requested a hard copy of the year end totals.

➤ **Police Chief's report –**

Chief McIntosh reported that the newest cruiser #624 went into service a few weeks ago.

He reported that a conditional offer has been extended for the open Full-Time Officer's position. More information as well as the ordinance for appointment will be on the agenda at the next meeting. If all goes well, the Officer's start date will be at the beginning of 2023.

He reported that he is working on year end.

In closing, discussion was held regarding the overtime for the Department.

➤ **Administrator's report –**

Administrator Bailey reported that the Christmas Parade was held, he and his wife had their miniature ponies in it! He stated that it wasn't as large as a crowd like previous years, however; everyone seemed to have a nice time.

He reported that the Sheetz Grand Opening was successful, the Love's Ribbon Cutting will be held on Friday December 16, 2022 at 10:00 a.m.

He stated that the former Quigley's establishment has been remodeled and is now called Flagship Craft Cocktails & Eatery. They will be holding their full opening on Friday December 16, 2022 at 4:00 pm and in the spring they will hold their ribbon cutting.

Mr. Bailey provided a report regarding the Signalization Project at the Route 90 Interchange. He stated that he has been working on getting temporary signals in place, inexpensively as a place holder until ODOT has time to build out the job which could be a year plus. He explained that they have a plan to put up signals on the southbound entrance and exit ramps on the south side of Route 90. This side is where the majority of the traffic issues are. He stated that they would signalize that side of the interchange, and let ODOT build out the rest of the system. If traffic continues to be a problem, then the second side could be added. The approximate cost to get temporary signals up on one side would be \$50,000.00 (\$25,000.00 of this is labor) however; most of the equipment would be kept for the final project.

He stated that ODOT is asking for additional lane and guardrail work to be put in so this portion would have to amend the development agreement with Love's and Sheetz. He is hoping to have the numbers finalized by next week in order to negotiate the agreement with both entities.

Discussions continued regarding what type of poles will be used in the final design. Mr. Bailey stated that he would need authorization from Council for him to pursue the temporary signals on the south side of I-90.

A motion was made by Mr. Vest, seconded by Mr. Adams to authorize Administrator Bailey to pursue temporary signals quotes at Interstate 90.

Questions/Discussion: None

Roll call on the motion: 5 yeas. Motion carried.

COMMISSION AND COMMITTEE REPORTS: None

FINAL HEARING OF PERSONS BEFORE COUNCIL:

Natalia & Mike Pasternak (746 E. Main Street) – Mrs. Pasternak asked that Council consider a conditional use permit that would allow them to use their home for short term rental within the Village.

Mrs. Pasternak provided a brief history of their home.

Councilman Donaldson explained that there are many different components that go into change the zoning.

Ms. Drown reminded the Pasternak's that it does take time in order to change zoning.

Administrator Bailey stated that he suggested that the Pasternak's come in and speak with Council, get some feedback from them so they can put together a presentation for the Planning Commission and try to convince them to make Airbnb's and VERBO a conditional use in certain districts. If approved, the Planning Commission can then recommend this change to Council.

Law Director Szeman stated that when looking at zoning regulations, there are a few items of concern which are preservation of property values and control of adverse secondary effects. Mr. Szeman provided a few examples and items to consider when making the business model for a short-term rental.

Administrator Bailey stated that when something is approved as a conditional use, it will have restrictions placed on it that are site specific. He suggested to the Pasternak's that they look at other Airbnb's that are successful see what kind of legislation is in place, find one that fits their situation the best and then present it to the Planning Commission.

Councilman Vest recommended that they look into several communities when gathering their information.

Ms. Drown suggested that they also look at what problems might arise in running a B&B, and state what they would do to mitigate those situations.

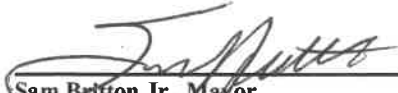
Law Director Szeman stated that understanding the industry and this educational component is key.

NEW BUSINESS: None

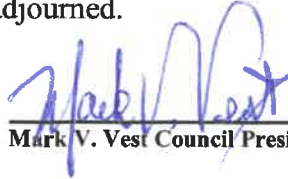
ADJOURNMENT

Motion to adjourn at 8:00 pm made by Mr. Vest, seconded by Mr. Adams.

Roll call on adjournment, 5 yeas. Meeting adjourned.



Sam Britton Jr., Mayor



Mark V. Vest Council President



DATE

Attested:



Kristie M. Crockett, Fiscal Officer



DATE