

VILLAGE OF MADISON
Regular Council Meeting
July 26, 2021

RECORD OF PROCEEDINGS

Mayor Britton called the meeting to order at 7:02PM.

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. Adams, Mr. Donaldson, Mr. Frager, Mr. Lee and Mr. Vest were in attendance. Also in attendance were Administrator Mr. Bailey, Law Director Mr. Szeman, Fiscal Officer Kristie Crockett, Village Engineer Eric Haibach and Chief of Police Troy McIntosh.

PUBLIC HEARING:

Mayor Britton opened the public hearing at 7:02 pm. The hearing is in regards to Ordinance No. 11-2021: AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO, PART SEVEN – PLANNING AND ZONING, SECTION 4.3(f)(82), TO ALLOW A “RETAIL STORE, MAJOR” AS A CONDITIONALLY PERMITTED USE IN THE B-4, INTERSTATE BUSINESS DISTRICT.

Mr. Bailey opened the floor for comments regarding this resolution, of which, no comments were received. Mr. Bailey stated that he has not received any comments either oral or written regarding this.

Mayor Britton closed the public hearing at 7:04 pm.

MINUTES

Mayor Britton announced minutes to be approved for the Council Meeting held on June 28, 2021
Motion for approval made by Mr. Vest, seconded by Mr. Donaldson.

Questions/Discussions – None

Roll call on approval, 5 yeas. Motion carried.

FIRST HEARING OF PERSONS BEFORE COUNCIL: None

PAY ORDINANCE

Mayor Britton presented Pay Ordinance No. 2450: \$98,786.83 for payroll and \$258,335.10 for current and upcoming expenses, for a total of \$357,121.93.

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

Questions/Discussions – Chief McIntosh answered a few questions for Mr. Vest regarding the broadband services.

Roll call on approval, 5 yeas. Motion carried.

OLD LEGISLATION:

ORDINANCE NO. 11-2021: AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF MADISON VILLAGE, OHIO, PART SEVEN – PLANNING AND ZONING, SECTION 4.3(f)(82), TO ALLOW A “RETAIL STORE, MAJOR” AS A

CONDITIONALLY PERMITTED USE IN THE B-4, INTERSTATE BUSINESS DISTRICT. (3rd Reading)

A motion for passage was made by Mr. Vest, seconded by Mr. Lee.

Questions/Discussion: None

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

NEW LEGISLATION:

ORDINANCE NO. 14-2021: AN ORDINANCE PROVIDING FOR ADDITIONALLY PERMANENT APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS FOR THE CURRENT EXPENSES AND FOR OTHER EXPENDITURES OF THE VILLAGE OF MADISON, OHIO, FOR THE PERIOD BEGINNING JANUARY 1, 2021, TO AND INCLUDING DECEMBER 31, 2021, AND DECLARING AN EMERGENCY. (1st Reading) (ESID Fund)

Administrator Bailey explained that we need to have this fund in order to take proceeds that are collected in the ESID and transfer them to NOPEC for the loan. He stated that there are no Village funds involved, the Village is just a pass through for this.

A motion for suspension was made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussion: None

Roll call on the motion: 5 yeas.

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

Questions/Discussion: None

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

ORDINANCE NO. 15-2021: AN ORDINANCE ADOPTING A REVISED INVESTMENT POLICY FOR THE VILLAGE OF MADISON; AND DECLARING AN EMERGENCY. (1st Reading)

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

Questions/Discussion: Mr. Donaldson asked if this needs to be suspended, Mr. Bailey & Mrs. Crockett stated no. He then asked what this is for. Mr. Bailey stated that this is a policy regarding the Village's investments and interest.

Roll call on suspension: 5 yeas. Motion carried.

Motion for passage made by Mr. Vest, seconded by Mr. Frager.

Questions/Discussion: Councilman Vest stated that he would like to see an account set up with any proceeds derived from this fund to go towards retirement buyouts. He feels that a fund for this need to be created because everything comes out of the general fund and he is trying to stop this from happening.

Administrator Bailey stated that currently, when someone is coming up for retirement, they try to incorporate this into the upcoming budget. Mr. Vest verified that he is looking for a dedicated fund to be funded from the interest of the Village's investments. Mr. Bailey stated that he would like to get an opinion from the auditor to see if this would be legal to do this. He stated that perhaps, until we get that opinion, this ordinance should stay on first reading.

Fiscal Officer Crockett stated that when it comes to special funds, they are restricted funds and they are interest bearing funds. The interest earned on special funds is restricted to that special fund. She stated that the only interest that might be able to be used is the interest from the general

fund. However; currently it has its own line item. She would have to contact the auditor to see if it could be dedicated to a new fund.

Administrator Bailey suggested that we talk to the auditor about creating a special fund that can be funded from the general fund to start creating a “nest egg” for this.

A motion was made by Mr. Donaldson to table Ordinance No. 15-2021, seconded by Mr. Adams.

Questions/Discussion: None

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

Mayor Britton announced that he was going to change the agenda at this time because Senator Jerry Cirino was in attendance to speak with Council. Senator Cirino provided Council with an update as to what Committees he sits on in the Senate and his accomplishments he has made during his first six months in office.

In closing, a brief question and answer session took place.

Mayor Britton and Council thanked Senator Cirino for taking his time to speak this evening.

ORDINANCE NO. 16-2021: AN ORDINANCE TO ESTABLISH A SPECIAL FUND FOR THE AMERICAN RESCUE PLAN ACT; AND DECLARING AN EMERGENCY. (1st Reading)

A motion for suspension was made by Mr. Vest, seconded by Mr. Lee.

Questions/Discussion: None

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

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

Questions/Discussion: None

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

ORDINANCE NO. 17-2021: AN ORDINANCE PROVIDING FOR ADDITIONAL PERMANENT APPROPRIATIONS AND ADJUSTMENTS TO VARIOUS LINE ITEMS FOR THE CURRENT EXPENSES AND FOR OTHER EXPENDITURES OF THE VILLAGE OF MADISON, OHIO, FOR THE PERIOD BEGINNING JANUARY 1, 2021 TO AND INCLUDING DECEMBER 31, 2021, AND DECLARING AN EMERGENCY. (1st Reading) (Potable water)

Administrator Bailey reported that several weeks ago there was a substantial water break in addition to Lake County doing quite a bit of hydrant flushing.

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

Questions/Discussion: None

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

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

Questions/Discussion: None

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

ORDINANCE NO. 18-2021: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH PRESTON FORD, INC. FOR THE PURCHASE OF A 2022 FORD MODED F-550 CHASSIS; AND DECLARING AN EMERGENCY. (1st Reading)

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

Questions/Discussion: None

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

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

Questions/Discussion: Mayor Britton reported that the truck should be off line in approximately fourteen (14) days and will then go get built out.

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

ORDINANCE NO. 19-2021: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CERNI MOTOR SALES, INC., DBA TRIVISTA EQUIPMENT, FOR THE PURCHASE OF A PLOW EQUIPMENT PACKAGE; AND DECLARING AN EMERGENCY. (1st Reading)

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

Questions/Discussion: None

Roll call on the suspension: None

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

Questions/Discussion: Administrator Bailey stated that this is for the outfitting of the truck.

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

ORDINANCE NO. 20-2021: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH AMERICAN FINANCIAL NETWORK, INC. FOR THE FINANCING OF A NEW FORD F-550 TRUCK CHASSIS AND PLOW EQUIPMENT PACKAGE; AND DECLARING AN EMERGENCY. (1st Reading)

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

Questions/Discussion: None

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

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

Questions/Discussion: Mrs. Crockett verified that this was previously budgeted.

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

ORDINANCE NO. 21-2021: AN ORDINANCE APPROVING THE FINAL SUBDIVISION AND DEDICATION PLAT OF THE GRAND RIVER GATEWAY SUBDIVISION; AND DECLARING AN EMERGENCY. (1st Reading)

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

Questions/Discussion: None

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

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

Questions/Discussion: None

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

PURCHASE ORDERS AND OTHER APPROVAL PERMITTED BY MOTION: None

ADMINISTRATOR'S REPORT:

➤ **Engineer's report –**

Mr. Haibach reported that the first, on site progress meeting for the Grand River Gateway subdivision was held. Hallmark Excavating, the site work contractor, has already started some of the grading and preliminary site work and the silt fence is up around the perimeter. He reported that excavation for the larger pond on the Great Lakes Power site has begun. They have begun forwarding shop drawings for his review and approval for materials and stormwater structures. In regards to the sanitary sewer interconnect project, Mr. Haibach reported that he and Mr. Bailey have had a few meetings and phone calls with the Ohio EPA. He stated that there are three groups at the EPA they are working with which are the technical, administrative and environmental. Out of the three groups, he feels that two out of the three are satisfied. He will continue working with the third. Law Director Szeman reported that he has a meeting with the EPA's legal department later in the week relative to the loan for the project. A brief discussion took place regarding the timeline on this project.

➤ **Fiscal Officer's report -**

Mrs. Crockett reported that we ended our second quarter of 2021. She has provided supervisors with a report of their expenditures. She stated that overall, the departments are under their 50% target. As a Village, she reported that we are at 31.8% of appropriations spent of the total budget. She stated that the revenue stream is just under 50%. She went on to say that the supervisors are doing a great job with keeping their budgets in line and maintaining control over their expenditures.

She stated that she will follow up with the State Auditor regarding the investment interest and provide an update when she receives their information.

She provided a brief update in regards to the American Recovery Plan. She stated that now that the fund is in place, the portal is open to register as a Non-Entitled Unit of Government. She started the registration and anticipates being able to finish it later in the week and be able to apply for the funding.

➤ **Police Chief's report –**

Chief McIntosh reported that the Fourth of July holiday went without major incident. They only received eight complaints of fireworks for the weekend. He reported that he has restarted the process of becoming certified with the Ohio Collaborative. The group one standards include use of force and the recruitment and hiring of employees. He reported that the Collaborative has already reviewed the departments use of force policy and has found it compliant. He does need to submit a few documents to them for the completion of this process. He has a meeting within the next several weeks to go over the recruitment and hiring of employees.

In closing, Chief McIntosh reported that he has an SRO in place for South Elementary.

➤ **Administrator's report –**

Administrator Bailey reported that the Outdoor Market and Concerts in the Park have been going really well. He reported that the Christmas in July concert was well attended. He thanked the MJRD for their support and collaboration with them.

He reported that we are in the process of creating a new website. Our current website has been hacked many times and is unusable. The provider for the site wanted \$6,000.00 to redo the site. Rather than incur that expense, the new site is being done in house using GoDaddy. He asked Council to provide their biographies for the new site.

In closing, he reported that he attended the Mayor's and Managers meeting earlier in the day and was able to view the new voting machines for Lake County. The new machines will be in place for voting in November. Also, at the meeting, the County Auditors reported the collection process for taxes was very high considering the pandemic. They did caution that next year this might not be the case due in part to the stimulus dollars not being available for residents to pay their property taxes.

A brief discussion took place regarding adding an additional full-time employee to the M/R Department.

COMMISSION AND COMMITTEE REPORTS:

Councilman Frager reported the Light up the Park event was very successful. He stated it was nice to see the park so full of people. He is looking forward to SeptemberFest and Christmas in the Park.

FINAL HEARING OF PERSONS BEFORE COUNCIL:

Mr. Nedji (203 Michelle Lane) – Mr. Nedji stated that he was interested as to what was on the list of items for the Capital Budget. Administrator Bailey stated that there is a page that accompanies the budget called permanent appropriations that he can get to him. He also stated that he can always email info@madisonvillage.org to request documents.

NEW BUSINESS

Mayor's Report: -

Mayor Britton thanked Council for passing the legislation this evening. He stated that he is pleased with how things are going in the Village.

ADJOURNMENT

Motion to adjourn at 8:20 pm made by Mr. Vest, seconded by Mr. Frager.

Roll call on adjournment, 5 yeas. Meeting adjourned.



Sam Britton Jr., Mayor



Mark V. Vest Council President

8-23-2021
DATE

Attested:



Kristie M. Crockett, Fiscal Officer

8-23-21

DATE