

VILLAGE OF MADISON  
Regular Council Meeting  
March 14, 2022

**RECORD OF PROCEEDINGS**

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

Law Director swore in Ms. Dana Drown as Madison Village's newest Councilwoman. Ms. Drown was welcomed by all. Mayor Britton stated that Ms. Drown is the fourth female to serve on Council.

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. He asked that we keep Mr. Bob Densmore & Mrs. Grace Reese's families in our thoughts due to their passing. Council Members Mr. Adams, Mr. Donaldson, 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. Mr. Lee arrived at 7:05 pm. Village Engineer Mr. Haibach was excused from the meeting.

**PUBLIC HEARING:**

Mayor Britton opened the public hearing at 7:04 pm regarding:

**RESOLUTION NO. 3-2022: A RESOLUTION APPROVING THE APPLICATION OF TSW PROPERTIES, LTD. FOR PLACEMENT OF FARMLAND LOCATED AT 6473 AND 6559 MIDDLE RIDGE ROAD, MADISON, OHIO IN AN AGRICULTURAL DISTRICT; AND DECLARING AN EMERGENCY.**

Administrator Bailey announced that this is a renewal.

Administrator Bailey opened the floor for public questions or comments. No one came forward. Mayor Britton closed the public hearing at 7:05 pm.

Mayor Britton opened the second public hearing at 7:05 pm regarding:

**RESOLUTION NO. 5-2022: A RESOLUTION APPROVING THE APPLICATION OF MARK WOODWORTH FOR PLACEMENT OF FARMLAND LOCATED ON MIDDLE RIDGE ROAD, MADISON, OHIO IN AN AGRICULTURAL DISTRICT; AND DECLARING AN EMERGENCY.**

Administrator Bailey announced that this is a renewal.

Mayor Britton opened the floor for public questions or comments. No one came forward. Mayor Britton closed the public hearing at 7:05 pm.

**MINUTES**

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

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

Questions/Discussions – None

Roll call on approval, 4 yeas. Motion carried.

Councilman Lee arrived (7:05 pm).

**FIRST HEARING OF PERSONS BEFORE COUNCIL:** None

**PAY ORDINANCE**

Mayor Britton presented Pay Ordinance No. 2463: \$38,520.32 for payroll and \$115,783.04 for current and upcoming expenses, for a total of \$154,303.36.

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:**

**RESOLUTION NO. 3-2022: A RESOLUTION APPROVING THE APPLICATION OF TSW PROPERTIES, LTD. FOR PLACEMENT OF FARMLAND LOCATED AT 6473 AND 6559 MIDDLE RIDGE ROAD, MADISON, OHIO IN AN AGRICULTURAL DISTRICT; AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

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

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.

**RESOLUTION NO. 5-2022: A RESOLUTION APPROVING THE APPLICATION OF MARK WOODWORTH FOR PLACEMENT OF FARMLAND LOCATED ON MIDDLE RIDGE RD, MADISON, OHIO IN AN AGRICULTURAL DISTRICT; AND DECLARING AN EMERGENCY. (1<sup>st</sup> Reading)**

A motion for suspension made by Mr. Vest, seconded by Mr. Adams.

Questions/Discussion: None

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

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

Questions/Discussion: None

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

**RESOLUTION NO. 6-2022: A RESOLUTION RECOGNIZING AND HONORING GRACE REESE FOR HER CONTRIBUTIONS AND SERVICE TO THE MADISON COMMUNITY. (1<sup>st</sup> Reading)**

A 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. Lee, seconded by Mr. Adams.

Questions/Discussion: None

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

**PURCHASE ORDERS AND OTHER APPROVAL PERMITTED BY MOTION:**

A purchase order to Craum Liebing Company in the amount of \$9,860.00 for replacement of RAW Pump #2 at the Waste Water Treatment Plant.

Administrator Bailey explained that this pump has been rebuilt twice, now the casing is beyond repair. The WWTP has to continue to operate making this a necessary repair.

A motion for approval made by Mr. Lee, seconded by Mr. Vest.

Questions/Discussion: None

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

A purchase order to Middlefield Farm Garden in the amount of \$8,329.50 for a 54" Kubota Zero Turn mower for the cemetery.

A motion for approval made by Mr. Adams, seconded by Mr. Vest.

Questions/Discussion: None

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

A purchase order to Specialized Construction Inc. in the amount of \$31,960.00 for chip seal and fog seal in the Village Hall, Police Garage & Public parking lots.

Administrator Bailey provided a brief explanation.

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

Questions/Discussion: Administrator Bailey confirmed that if we give Specialized Construction Inc. the purchase order within thirty (30) days, the price is locked in.

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

A purchase order to Specialized Construction in the amount of \$13,125.00 for chip seal and fog seal of Madison Street (Alley).

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

Questions/Discussion: None

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

**ADMINISTRATOR'S REPORT:**

➤ **Engineer's report –**

Mr. Lubonovic reported in Mr. Haibach's absence. He reported that they are prepping the sanitary sewer interconnect project for bidding pending the final EPA approval. He asked that council make a motion to allow CT Consultants to advertise for bids.

Mr. Lubonovic also reported that the land clearing has started for the Sheetz project. He stated that they will be inspecting the underground utilities and the storm sanitary work.

Administrator Bailey confirmed that the Sheetz will own 2 parcels of land. They will have a buffer between them and the Hampton Inn. Sheetz is looking into speaking with Great Lakes Power for fill dirt.

- **Fiscal Officer's report –**  
Mrs. Crockett reported that her annual training through the Auditor of State's Office will be virtual again this year. The training will be held mid-March.
  
- **Police Chief's report –**  
Chief McIntosh reported that Safety Town will be returning this summer. The program will run from June 13 – June 24, 2022.  
He also reported that the ammunition that was ordered in April 2021 finally arrived. This will allow the switch over to their new 9 mm Glock's. Range dates will be scheduled within the next two weeks.  
Chief McIntosh encouraged all to be safe this St. Patrick's Day.  
A brief discussion took place regarding cameras at the Police Station and the Police Garage.  
In closing, he confirmed that another portable speed limit sign is in the budget and will be ordered shortly.
  
- **Administrator's report –**  
Administrator Bailey reported that he has been working hard getting some events ready for the Village Park. He stated that he has been successful in getting some grant money from NOPEC, and just made application to the Lake County Visitor's Bureau for another grant to support the Concerts in the Park. He is excited that the car shows will return to the park on Tuesday's and the Outdoor Market and the Concerts in the Park to be held on Thursdays.  
Mr. Bailey stated that in regards to the sanitary sewer interconnect project, he has been speaking with the environmental review representative at the EPA for over ten months now. All of their questions have been answered. He stated that he would like to put the project out for bid, however; it won't be awarded until he receives final approval from the EPA.

#### **COMMISSION AND COMMITTEE REPORTS:**

Councilman Lee reported that the Health District has asked communities within 10 miles of the Perry Power Plant to become distribution sites for the potassium iodide tablets. Mr. Bailey stated that the representative from the Health District is scheduled to meet with him this week. She will be bringing out the packets for distribution.

#### **FINAL HEARING OF PERSONS BEFORE COUNCIL:**

Bob Anderson (10 Appaloosa Trail) – Mr. Anderson is concerned with the flooding issues that he has on his property. He had questions for Mr. Vest regarding the pond in Parkway Estates. Mr. Vest confirmed that there is an overflow on Mr. Buck Sr.'s pond, which is a relief sewer. This pond is not a retention pond.

Mr. Donaldson confirmed that an environmental impact study does not need performed in order to build a pond on your property. If the pond is backing up on someone else's property; other than the ponds owner; it becomes a civil matter between property owners. Law Director Szeman confirmed that surface water disputes are governed by Ohio Common Law. If Mr. Anderson is

interested in this matter, he may want to seek private legal counsel. He stated that if Mr. Anderson chooses to go this route, he strongly encourages him to screen counsel to make sure they are experienced handling these specific cases.

Administrator Bailey stated that Madison Village can only work on the public right of way or under the Village's jurisdiction. As an example, if there is a tree blocking up the stream, it would be the property owner's responsibility to remove said tree.

Mr. Bailey stated that if you look at old topo maps it will show that this area has always been wet.

**NEW BUSINESS**

A motion was made by Mr. Donaldson, seconded by Mr. Lee to allow CT Consultants to advertise to bid for the Sanitary Sewer Interconnect Project.

Questions/Discussion: None

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

**Mayor's Report:** - None

**ADJOURNMENT**

Motion to adjourn at 7:38 pm made by Mr. Adams, seconded by Mr. Vest.

Roll call on adjournment, 5 yeas. Meeting adjourned.

  
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Sam Britton Jr., Mayor

  
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Mark V. Vest Council President

3/28/2022  
DATE

Attested:

  
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Kristie M. Crockett, Fiscal Officer

3-28-2022  
\_\_\_\_\_  
DATE