

Draft

RECORD OF PROCEEDINGS
MINUTES OF LAGRANGE VILLAGE COUNCIL
HELD November 13, 2003

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Mayor Strauss called the regular scheduled meeting to order at 7:33 PM. After the Pledge of Allegiance, roll call was taken with Honer, Price, Petruna, Kincannon, and Axford present.

Motion by Kincannon with second by Honer to approve the minutes of the 10/23/2003 regular Council meeting as prepared. Roll call: 5 yeas.

PUBLIC PARTICIPATION

1. Christin Brandon, staff liaison with the Lorain County Community Development Department for LaGrange Village was in attendance for the second annual meeting this year.

MAYOR'S REPORT

1. Mayor Strauss appointed Ken Gomolka as Special Patrolman. Kincannon reported the Safety Committee met and concurs with Chief Moore and Mayor Strauss to hire Ken Gomolka. Mayor Strauss administered the Oath of Office to Kenneth A. Gomolka.
2. Mayor Strauss gave the Mayor's Court report for 10/03. Gross monthly receipts were \$2,584.00 with \$1,649.00 to the Village and \$935.00 sent to the State.
3. In 10/03 the Police Dept. issued 76 traffic charges, issued 61 traffic warnings, handled 2 accidents, handled 49 complaint calls, and handled 3 domestic calls. Full time officers worked 673.5 hours, and part-time officers worked 470.5 hours.
4. The first of several meetings was held on 11/12/03 to discuss the location of a family medical practice in LaGrange.
5. Frank Rybarcyk has completed the sandstone sign for the park. Zach Gress has finished work on the 28' flagpole for the park. **Motion** by Honer with second by Axford to waive the permit fee for the sign for the park. Roll call: 5 yeas.
6. Notice was received from the Board of Tax Appeals that an appeal was filed by the City of Elyria, City of North Ridgeville, City of Avon Lake, Amherst Township and Lorain County.

SOLICITOR'S REPORT

1. Assistant Solicitor Jon Clark stated the Park Board checklist has been finalized with Assistant Prosecutor Innes and faxed to Chairman Guy Page.
2. After review, no action is necessary on the modified consent order for the wastewater treatment plant.
3. A draft ordinance is being prepared to provide for adult entertainment in the zoning code.
4. Kincannon requested the review of the road right-of-way issues be expedited.
5. A letter will be sent to LaGrange Township Trustees to request the finalization of the proposed sanitary sewer service agreement by 12/31/03.

VILLAGE ADMINISTRATOR'S REPORT

1. Walt Sukey stated the radio read remotes for the water meters are installed.
2. No response has been received from the owner of the property on Church Street on the maintenance code violations. The owner received the letter on 10/24/03.

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3. The sidewalk was installed at 423 E. Main Street and is higher than the driveway. Only one sidewalk at 306 W. Main Street remains to be installed.
4. A print was received from CSX Railroad showing the right-of-way, which is not subject to the sidewalk assessment.
5. A memo was sent to the builders in LaGrange about the proposed second water meter. After the cost to install a second meter and a minimum monthly charge, it would take 10 years to break even. There has been no response from the builders yet.
6. The Village Administrator and Greg Yuronich will be developing a backflow plan as both have completed the backflow prevention course.
7. The employee wage recommendations were given to the Finance Committee.
8. The checklist and forms were received from DEFA for the loan application for funding for the water tower.
9. Mrs. Martin, S. Center St., has her home for sale. This is in the central business zoning district. Any requests for information will be referred to her.

OLD BUSINESS

1. Kincannon advised he is updating the web site. **Motion** by Honer with second by Price to authorize the changes to the web site and the expense of approximately \$130.00 to show the water tower styles and vote on a tower survey. Roll call: 5 yeas.
2. Kincannon will send a letter to the Rural-Urban to publish to thank the residents for the passage of the levy.

NEW BUSINESS

1. The Mayor read by title only proposed **ORDINANCE 2003-2017 – ORDINANCE TO AMEND THE PERMANENT APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE YEAR ENDING DECEMBER 31, 2003 AND DECLARING AN EMERGENCY**. **Motion** by Honer with second by Price to suspend the rules requiring three readings. Roll call: 5 yeas. **Motion** by Kincannon with second by Axford to adopt Ordinance 2003-2017 as amended as an emergency measure. Roll call: 5 yeas.
2. The Mayor read by title only proposed **ORDINANCE 2003-2018 – ORDINANCE ESTABLISHING PROCEDURES IN THE EVENT OF A WATER SHORTAGE EMERGENCY, REPEALING SECTION 521.11 OF THE CODIFIED ORDINANCES**. The first reading is noted.
3. The Mayor read by title only proposed **ORDINANCE 2003-2019 – ORDINANCE AMENDING SECTION 921.06 OF THE CODIFIED ORDINANCES CONCERNING BILLING, DELINQUENT PAYMENTS IN UTILITY BILLING, RESCINDING ORDINANCE 832 AND DECLARING AN EMERGENCY**. **Motion** by Kincannon with second by Price to suspend the rules requiring three readings. Roll call: Price, yea; Petruna, yea; Kincannon, yea; Axford, yea; Honer, nay. After discussion of the timeliness of the preparation of ordinances, **motion** by Kincannon with second by Price to suspend the rules requiring three readings. Roll call: 5 yeas. **Motion** by Kincannon with second by Axford to adopt Ordinance 2003-2019 as an emergency measure. Roll call: 5 yeas.

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4. The Mayor read by title only proposed **ORDINANCE 2003-2020 – ORDINANCE AMENDING SECTION 929.02 OF THE CODIFIED ORDINANCES CONCERNING BILLING, DELINQUENT PAYMENTS IN UTILITY BILLING, RESCINDING ORDINANCE 2011 AND DECLARING AN EMERGENCY**. *Motion* by Kincannon with second by Petruna to suspend the rules requiring three readings. Roll call: 5 yeas. *Motion* by Kincannon with second by Price to adopt Ordinance 2003-2020 as an emergency measure. Roll call: 5 yeas.
5. The Mayor read by title only proposed **ORDINANCE 2003-2021 – ORDINANCE AMENDING SECTION 929.03 OF THE CODIFIED ORDINANCES CONCERNING BILLING, DELINQUENT PAYMENTS IN UTILITY BILLING, RESCINDING ORDINANCE 2011 AND DECLARING AN EMERGENCY**. *Motion* by Kincannon with second by Axford to suspend the rules requiring three readings. Roll call: 5 yeas. *Motion* by Kincannon with second by Petruna to adopt Ordinance 2003-2021 as an emergency measure. Roll call: 5 yeas.
6. The Mayor read by title only proposed **ORDINANCE 2003-2022 – ORDINANCE AMENDING SECTION 951.02 OF THE CODIFIED ORDINANCES CONCERNING BILLING, DELINQUENT PAYMENTS IN UTILITY BILLING, RESCINDING ORDINANCE 784 AND DECLARING AN EMERGENCY**. *Motion* by Kincannon with second by Price to suspend the rules requiring three readings. Roll call: 5 yeas. *Motion* by Kincannon with second by Price to adopt Ordinance 2003-2022 as an emergency measure. Roll call: 5 yeas.

COMMITTEE REPORTS

1. Safety – Kincannon stated the committee met tonight, reviewed, and recommended Ken Gomolka as a special patrolman. Chief Moore is recommending a promotion to Sergeant for Patrolman Duensing who has been Acting Sergeant on a six-month probation. Safety Committee recommends the promotion. *Motion* by Kincannon with second by Honer to promote Acting Sergeant Duensing to Sergeant. Roll call: 5 yeas. Kincannon advised the parking for curbed streets will be reviewed for recommendations in January.
2. Finance – Honer advised a meeting is scheduled for 11/20/03 at 7:00 PM at the Municipal Building.
3. Planning Commission – Axford reported the Planning Commission approved the final site plan for Durham Ridge commercial buildings 1 and 2 contingent upon resolution of information in the Poggemeyer Design Group letter, recommended the ZBA approve zoning variances to 219 Church Street, and approved the final parking lot addition plan for First Baptist Church contingent upon ingress/egress issues and storm water issue. Michael Zurich discussed a map of properties proposed for annexation to the Village.
4. Park Board – The Mayor advised the bylaws and rules are being reviewed. The Village and Township are in general agreement that excess funds from projects will remain with the Park Board.

PRESENTATION OF BILLS

The Clerk-Treasurer presented the following bills for payment:

25317	FirstMerit Bank	Withholding	1548.44
25318	State Treasurer	Withholding	907.69
25319	School District Income Tax	Withholding	16.85
25320	R. Davis	Refund utility deposit	112.21

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25321	J. Grignon	Refund utility deposit	20.37
25322	G. Wolframe	Refund utility deposit	48.82
25323	D. Molloy	Refund utility deposit	46.78
25324	J. Long	Refund utility deposit	69.18
25325	D. Mullins	Refund utility deposit	13.15
25326	M. Fennell	Refund overpayment	24.74
25327	R.L.C.W.A.	Water	11788.75
25328	Ohio Municipal League	Seminar registration - Strauss	60.00
25329	Randall Cromer	Sidewalks	1450.00
25330	C & S. Limestone	Stone	1491.93
25331	G. Yuronich	Meals – Backflow classes	93.23
25332	Browning-Ferris Industries	Collection	8412.61
25333	MCM-Cleaning	Cleaning services	320.00
25334	Avon Lake Municipal Utilities Dept.	Water analysis	30.00
25335	LaGrange Hardware	Supplies	160.00
25336	MT Business Technologies	Service maintenance	135.10
25337	North Coast Environmental Lab	Testing	176.00
25338	Galls, Inc.	Uniform allowance - Kois	53.48
25339	Lorain Co. Chief's Law Enforcement Assn.	Dues	25.00
25340	McCoy's Law Line	Microphones	35.50
25341	Chronicle-Telegram	ZBA notice	51.15
25342	Judco, Inc.	Signs	50.00
25343	Superior Electric Supply	Supplies	189.23
25344	RP Sales, Inc.	Supplies	326.70
25345	Automotive Equipment Co.	Cutting edges	407.00
25346	LaGrange Fire & Rescue	Halloween patrol	250.00
25347	State Treasurer	Co-op purchasing program	110.00
25348	Ohio Municipal League	Dues	460.00
25349	Hughes Supply	Supplies	300.25
25350	Univar USA	Alum	837.50
25351	State Treasurer	Public Water System license	1436.16
25352	Cintas Corp.	Uniforms	195.60
25353	Matthew Bender & Co.	Books	192.55
25354	Jack Doheny Supplies	Supplies	46.27
25355	FirstMerit Bankcard Center	Supplies	133.21
25356	Sherrie Gall, Petty Cash	Supplies	50.18
25357	Citgo Petroleum Corp.	Gas	859.04
25358	BP	Gas	16.95
25359	OIH, Inc.	Cartridge	74.47
25360	OPERS	Withholding & ER share	6448.10
25361	OH Police & Fire Pension Fund	Withholding & ER share	3232.23
25362	Ohio E Check	Testing	19.50
25363	Ohio E Check	Testing	19.50
25364	Ohio E Check	Testing	19.50
25365	Ohio E Check	Testing	19.50
25366	Ohio E Check	Testing	19.50
25367	Ohio E Check	Testing	19.50
25368	Ohio E Check	Testing	19.50
25369	E. Bors	Payroll	983.79
25370	C. Duensing	Payroll	1090.17
25371	S. Gall	Payroll	694.60
25372	S. Jacovetti	Payroll	699.99
25373	W. Letterly	Payroll	637.55

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25374	L. Lowery	Payroll	387.74
25375	D. Moore	Salary	1142.25
25376	C. Sadowski	Payroll	672.95
25377	C. Secrist	Payroll	800.51
25378	W. Sukey	Salary	1013.21
25379	G. Yuronich	Payroll	895.70
25380	OH Public EE Deferred Compensation	Contributions	1343.90
25381	FirstMerit Bank	Square bond	18463.31
25382	FirstMerit Bank	Sewer bond	3616.98
25383	Provident Bank	Sewer bond	675.00
25384	Alltel. Ohio	Phones	323.62
25385	MCM-Cleaning	Cleaning services	160.00
25386	Lorain County Treasurer	Life insurance	101.75
25387	Lorain County Treasurer	Medical insurance	6491.00
25388	Town & Country Co-Op	Fuel	476.08
25389	FirstMerit Bank	Withholding	1534.62
25390	Void		
25391	Verizon Wireless	Cellular phones	580.88
25392	Ohio Edison	Streetlights, etc.	5119.72
25393	State Treasurer	Plan review fee—Factory/W. Prospect	500.85
25394	J. Brietkrenz	Payroll	256.30
25395	J. Ferguson	Payroll	878.29
25396	R. Kois	Payroll	593.26
25397	R. Ruot	Compensation	1202.21
25398	D. Thompson	Payroll	1331.88
25399	D. Thompson	Payroll	1211.13
25400	M. Turner	Payroll	923.94
25401	G. Bennett	Payroll	1832.23
25402	J. Clark	Payroll	1872.59
25403	FirstMerit Bank	Withholding	1308.87
25404	E. Bors	Payroll	1005.93
25405	C. Duensing	Payroll	1064.32
25406	S. Gall	Payroll	694.59
25407	S. Jacovetti	Payroll	687.96
25408	W. Letterly	Payroll	637.55
25409	L. Lowery	Payroll	363.41
25410	D. Moore	Salary	1142.25
25411	C. Sadowski	Payroll	672.95
25412	C. Secrist	Payroll	800.51
25413	W. Sukey	Salary	1013.21
25414	G. Yuronich	Payroll	893.08
25415	OH Public EE Deferred Compensation	Contributions	1358.90
25416	K. Gomolka	Payroll	124.27
25417	Humphrey & Cavagna Insurance	Mayor's bond	250.00
25418	FirstMerit Bank	Withholding	1535.00

Motion by Kincannon with second by Price to pay the bills and charge to the respective accounts. Roll call: 5 yeas.

Motion by Kincannon with second by Honer to enter an executive session to discuss pending litigation and invite the Village Administrator to attend the executive session. Roll call: Honer, yea; Price, yea; Petrana, yea; Kincannon, yea; Axford, yea. Meeting adjourned to

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executive session at 9:44 PM. Council meeting returned to order at 9:56 PM after having discussed pending litigation.

Motion by Honer with second by Axford to adjourn the meeting. Roll call: 5 yeas. Meeting adjourned at 9:57 PM.

ATTEST: _____

SIGNED: _____