

## RECORDS OF PROCEEDINGS

Village of Timberlake Council  
Held at the Village of Timberlake Hall at 6:00 PM  
Regular Session Began at 6:30 PM

Regular Meeting  
January 18, 2022

Mayor John Marra presiding.

### **Roll Call of Council Members Present:**

Cynthia Hardwick, Nancy Marra, Stanley Roediger Jr., Kevin Thompson

### **Personnel in Attendance:**

James O'Leary	Solicitor
John H. Roskos	Fiscal Officer
Gary Gray	Zoning
Susan Scofield	Chief of Police

### **Executive Session:**

At 6:00 PM, Mr. Roediger made a motion to enter executive session to interview candidates for Village Council; Mr. Thompson seconded the motion. A motion was made at 6:24 PM to exit executive session.

### **Regular Session (began at 6:30 PM):**

#### **Resolution No. 2022-02 (rules suspended)**

A resolution appointing Ryan Konrad as council member effective January 18, 2022 for the Village of Timberlake, Ohio and declaring an emergency.

Mr. Thompson made a motion to suspend the three reading rule; Mrs. Marra seconded the motion. Roll call; all members present were in favor of suspending the rules.

Mr. Roediger made a motion to approve Resolution No. 2022-02; Mr. Thompson seconded the motion. Roll call; all members voted yes.

Mr. Konrad was administered an Oath of Office.

#### **Resolution No. 2022-03 (rules suspended)**

A resolution accepting the resignation of Joanne Clapp as Fiscal Officer for the Village of Timberlake, Ohio and declaring an emergency.

Mrs. Marra made a motion to suspend the three reading rule; Mrs. Hardwick seconded the motion. All members present voted yes.

Mrs. Marra made a motion to approve Resolution No. 2022-03; Mrs. Hardwick seconded the motion. All members present voted yes.

#### **Resolution No. 2022-04 (rules suspended)**

A resolution appointing John H. Roskos as Fiscal Officer for the Village of Timberlake, Ohio and declaring an emergency.

Mr. Thompson made a motion to suspend the three reading rule; Mrs. Hardwick seconded the motion. All members present voted yes.

Mrs. Marra made a motion to approve Resolution No. 2022-04; Mr. Roediger seconded the motion. All members present voted yes.

### **Committee Assignments:**

Mayor Marra announced Committee Assignments for 2022.

- Safety- Mrs. Marra
- Finance- Mr. Roediger
- Trees- Mr. Thompson
- Village Hall/Parks- Mrs. Hardwick
- Sewers- Mr. Konrad

### **Public Comment, Good & Welfare:**

Mayor informed the public that they have 3 minutes per subject to present their concerns, comments, or questions to Council and they would be addressed later in the meeting.

Mayor Marra reported on the snowstorm; the plow truck broke down, but has been repaired. It will take approximately 1 year to order a new truck due to manufacturing delays.

Denise Verdi- Discussed stuck vehicles during the snowstorm; suggested putting up orange cones up, if area is not passable.

Debbie King- Who is responsible for plowing section from end of Timberlake to Lakeline? Lakeline is responsible. According to Chief Scofield, Eastlake ended up plowing a few hours later.

Dennis Dicki- Kudos to fixing the plow during the storm; suggested a delay on parking Ordinance, as Mr. Konrad has just joined Council, and may not be familiar with text of legislation.

### **Reading & Disposition of the Minutes:**

A motion was made by Mrs. Marra and seconded by Mr. Roediger to approve the minutes of the Regular Council meeting held on December 21, 2021. All members of Council present voted yes, except Mr. Konrad who abstained.

A motion was made by Mr. Thompson and seconded by Mrs. Marra to approve the minutes of the Organizational meeting held on January 1, 2022. All members of Council present voted yes, except Mr. Konrad who abstained.

### **Legislation:**

#### **a.) Ordinance No. 30-2021 (3<sup>rd</sup> Reading)**

An ordinance amending section 470.10, parking and storage of recreational vehicles of the codified ordinance of the Village of Timberlake and declaring an emergency.

Mr. O’Leary discussed the Ordinance, and the penalties associated with non-compliance. Chief Scofield added insight; there was a discussion of enforcement and level of penalties by the Chief, and Council Members. Mr. Thompson is uncomfortable with the escalation of penalties. Individual would be cited; eventually court involved- there would be no physical arrest. According to Chief Scofield, penalties are the same as for inoperable vehicles.

Mr. Roediger made a motion to approve Ordinance No. 30-2021; Mrs. Marra seconded the motion. Roll call: Mr. Thompson, no, Mrs. Hardwick, yes, Mrs. Marra, yes, Mr. Roediger, yes, Mr. Konrad, no. Ordinance passed by a vote of 3-2.

b.) Ordinance No. 31-2021 (3<sup>rd</sup> Reading)

An ordinance amending a credit card policy of the Village of Timberlake and declaring an emergency.

This Ordinance increases the credit card limit for each card to \$1,500. Mr. Roediger made a motion to approve Ordinance No. 31-2021; Mrs. Hardwick seconded the motion. Roll call: all members present voted yes.

c.) Ordinance No. 32-2021 (3<sup>rd</sup> Reading)

An ordinance amending Chapter 1026 trees, and renaming section 1026.02, responsibility of homeowner of the codified ordinances of the Village of Timberlake and declaring an emergency.

Mr. O’Leary reviewed the history, and the purpose of the Ordinance; it does contain a hardship provision for financial reasons. Discussion ensued on dangerous trees in the right of way; we are the only community in the area, that still assumes financial responsibility for right of way trees. Tree removal would still be subject to Village approval.

Mrs. Marra made a motion to approve Ordinance No. 32-2021; Mr. Roediger seconded the motion. Additional discussion followed: Mr. Thompson still believes the Ordinance needs work- he does not believe tree removal on private property should require Village approval. Liability and private property rights were discussed, as well. Mr. O’Leary noted that the hardship relates to finances.

Roll call: Mr. Thompson, abstain, Mrs. Hardwick, yes, Mrs. Marra, yes, Mr. Roediger, yes, Mr. Konrad, abstain. The Ordinance was approved.

d) Ordinance No. 01-2022 (rules suspended)

An ordinance establishing certain salaries of the Village of Timberlake and declaring an emergency.

The Ordinance will increase pay rates for the Police Department, and Service Department.

Mr. Roediger made a motion to suspend the three reading rule; Mrs. Marra seconded the motion. Roll call: all members present voted yes.

Mr. Roediger made a motion to approve Ordinance No. 01-2022; Mrs. Hardwick seconded the motion. Roll call: all members present voted yes.

e) Resolution No. 2022-01 (rules suspended)

A resolution appointing council member Stanley Roediger Jr. President Pro Tempore of the Council of the Village of Timberlake, Ohio and declaring an emergency.

Mrs. Marra made a motion to suspend the rules; Mr. Thompson seconded the motion. All members present voted yes.

Mr. Thompson made a motion to approve Resolution No. 2022-01; Mrs. Marra seconded the motion. Roll call: all members present voted yes.

f) Resolution No. 2021-52 (2nd Reading)

A resolution authorizing the Mayor and Fiscal Officer to enter into an agreement with Body Camera Company for the Village of Timberlake Police Department and declaring an emergency.

g) Resolution No. 2022-05 (rules suspended)

A resolution renewing the Agreement with CT Consultants of the Village of Timberlake and declaring an emergency.

Mrs. Marra made a motion to suspend the three reading rule; Mr. Konrad seconded the motion. Roll call: all members present voted yes.

Mrs. Marra made a motion to approve Resolution No. 2022-05; Mr. Konrad seconded the motion. Roll call: all members present voted yes.

**Department Reports:**

a. Mayor- Welcomed Mr. Konrad to Village Council.

b. Solicitor- Mr. O’Leary had nothing further to report.

c. Council Members:

Cynthia Hardwick- Now in charge of the Village Hall; would like to change wording of the rental agreement; form should contain actual time of party. Would also like to get a new coffee pot, and a serving cart. Pavilion roof, and siding needs repairs. A generator has been installed at the Hall, so we can now serve as an emergency shelter; some residents lost power this month.

Nancy Marra- There is a tree in question on Keewaydin; she has contacted three different arborists for an opinion. Quotes range from \$50-\$300 for an opinion. There was discussion regarding trees removed, and a tree that did come down. Jackie Orabone is no longer editing the times; Keith Widdersheim will take over.

Stanley Roediger- Nothing additional to discuss at this time; we still need one more Council member.

Ryan Konrad- Nothing to report; thank the Council for allowing him to serve.

Kevin Thompson- Now in charge of trees; three weeks into it. Thanked Mrs. Marra for all her efforts. Only tree with issue is on Owaissa; new Ordinance may affect this- will have to look into.

- d. Fiscal Officer: Mr. Roskos reported the fund balances at the end of 2021.
- e. Police Chief: No report at this time; could not print out.
- f. Zoning/Property Maintenance: Mr. Gray had nothing to report; no permits written this month.

### **Purchases & Approvals:**

A motion was made by Mr. Roediger and seconded by Mr. Thompson to approve the December, 2021 Financial Reports. All members of Council present voted yes, except Mr. Konrad who abstained.

A motion was made by Mr. Roediger to approve an arborist payment not to exceed \$150.00; Mrs. Marra seconded the motion. All members of Council present voted yes.

**Public Comment and Questions** (may be directed at the Mayor or Council members only, and is limited to 3 minutes per subject):

**James Swartz**- How to decide who can financially afford to cut down trees? Also, discussion of past financial issues- road project, and garbage service. Mr. Swartz also inquired later as to whether 2022 Budget is published; yes it is on the Village website- there is a breakdown by area.

Discussion followed by Council related to trees, responsibility, liability, et cetera. According to Mr. O'Leary, in most cities, property owners responsible for costs of tree maintenance in right of way.

**Anthony Swartz**- Do you need permission to take down trees in treelawn in most cities?

Yes, according to Mr. O'Leary, but not in all circumstances.

**Nancy Stoneman**- Discussed grants for sidewalks, and past efforts to obtain, as well as opinions of other residents.

Mrs. Hardwick was part of grant research; not all types of grants require a match. Mr. Konrad discussed sidewalks, and why we could add them Lake Shore Blvd. residents feel like outsiders- believes sidewalks could be an enhancement to Village. Chief Scofield questioned whether sidewalks would require state approval.

**Debbie King**- What about a bike path? Mayor noted the Lakefront Development Group is looking to expand the bikepath on Lake Shore Blvd.

Mr. Roediger discussed potential pitfalls of sidewalks- are retaining walls needed? Maybe seek guidance from Mr. Formica at CT Consultants.

**Adjournment:**

A motion was made by Mrs. Marra and seconded by Mrs. Hardwick to close and adjourn the regular council meeting. The meeting was adjourned at 7:54 pm.

**Next Council Meeting 2/15/2022 @ 6:30 PM**

John H. Roskos- Fiscal Officer

John Marra, Mayor