

COUNCIL MEETING MINUTES (DRAFT)
VILLAGE OF TIMBERLAKE

Tuesday, August 16, 2022

Grant Committee 6:00 PM

1. Pledge of Allegiance/Opening Prayer (please silence cell phones)
2. Call to Order/Roll Call: Cynthia Hardwick, Jerry Joyce, Ryan Konrad, Nancy Marra, Dr. Sharma, Kevin Thompson, along with the Chief of Police, Solicitor, and Fiscal Officer. Mr. Formica from CT Consultants was also present.
3. Discussion
 - Dr. Sharma introduced Mr. Formica, who spoke about grant funds available for sidewalk construction and planning.
 - (Mr. Formica)
 - There is 1 month left to submit for this round of grant funding- due September 15 (Safe Streets and Roads)
 - Finance Team at CT attended seminar about this funding; he will leave a copy with us to review.
 - To apply for funding, a safety strategy needs to be developed
 - Reasons/Criteria as to why sidewalks are necessary.
 - There are two parts to funding- grant for developing a safety strategy, and a grant for the actual construction/implementation.
 - Mr. Formica would need the go-ahead from Council to start working on developing a safety strategy.
 - Both grants are 80% federal, 20% local funding.
 - Mr. Formica noted that construction costs have risen dramatically.
 - Sidewalks on Lake Shore Blvd. are estimated to cost \$480,000, which would include culverts, aprons, and ditches.
 - Village share would be \$96,000 at current estimates.
 - With go-ahead from Council, will get a quote for Safety Plan.
 - Money would likely need to be available before the start of each phase.
 - 2022 is the first of 5 years of this program (total of \$6 billion in funding, with 40% planning and 60% to construction)
 - Council inquired whether there are related grants.
 - Ohio Public Works Commission does not fund sidewalks.
 - Mayor asked if sewer work could be covered by OPWC.
 - Mr. Formica will ask OPWC/OWDA whether funding is available.
 - Last time we applied, the Village just missed by a few points.
 - Council inquired about timeline of project funding
 - Mr. Formica is not sure when the match would be required.
 - Might be able to set aside money for each year.

- If we miss the September deadline, we could apply for the next quarter's funding, which would be due in mid-December.
 - Discussion on piggyback grants with Ohio Public Works Commission
 - Federal money could be counted as local share in this case.
 - Discussion of System for Award Management (SAM) and Unique Entity Identifier (UEI)
 - Both the Village of Timberlake, and the Police Department have one.
 - Dr. Sharma would need to review the finances with the Fiscal Officer to determine feasibility of applying for these funds.
 - Mr. Konrad indicated that in-kind contributions (such as labor, et cetera) might also count towards the 20% local match.
 - He will share the information he found with the rest of Council, Mayor, and Fiscal Officer.
 - Mr. Formica indicated that the piggyback solution with OPWC seems reasonable (he will get a recommendation from Lake County on Thursday about this).
- Mrs. Hardwick reviewed playground grants that may be available.
 - Step 2 and Walmart both offer playground grants.
 - Does the Village want to take a piecemeal approach or total overhaul?
 - Seems to be a younger population coming in.
 - We could have a committee meeting for Parks and Playground.
 - The grant and (potential construction) process would be a 4-6 month process, as there are many safety requirements involved.

The meeting ended at 6:30 PM.

Regular Council Meeting 6:30 PM

Mayor John Marra presiding.

Roll Call of Council Members Present:

Ryan Konrad, Jerry Joyce, Nancy Marra, Dr. Sharma, Kevin Thompson, and Cynthia Hardwick.

Personnel in Attendance:

James O'Leary	Solicitor
John H. Roskos	Fiscal Officer
Sue Scofield	Chief, Police Department

Opening of Meeting 6:30 PM

Meeting began at 6:30 PM with the pledge of allegiance, and the Mayor's opening prayer.

Public Comment, Good & Welfare:

- Maureen Munera (34337 Lake Shore Blvd)
 - Has been a resident for 10 years; worked for the Village for 6 years
 - Likes to have campfires on the Beach 3-5 times per week.
 - Would like the Village to consider establishing own rules for the Beach.
 - Would like to amend Section 1062 to allow more privileges.
 - Believes Lakefront owners have limited access of other residents to the Beach. Thinks private beach owners have more privileges on beach than residents.
 - Mentioned safety issues as another reason to consider new rules.
 - Commented on the need for improvements to the steps leading to the Beach.

- Alex Coleman (103 East Shore Blvd.)
 - Inquired why the Service Department has stopped weed whacking around stop signs, catch basins, et cetera
 - Improves flow of sewers around catch basins.
 - Asked whether Village is planning to lease a new dump truck from another municipality?

- Tamara Roeder (34649 Lake Shore Blvd.)
 - What about the Clambake with the BYOB policy?
 - Why is there a different policy for organizations?
 - Mentioned that she loves the Beach.

- Carla Baster (29 Minnewawa Drive)
 - Is a Beach front owner; enjoys sitting on the Beach
 - Believes there should be restrictions on Beach for protection; concerned about alcohol use, but not about bonfires.

Mayor commented about the 75th Anniversary Celebration for the Village of Timberlake held on August 7. Was a great success; thanked the Village Club, Mary Beth Germano (especially for organizing the Parade/Fireworks). Honored the Late Ron Mona for all his efforts. Thanked Krista/Rick Kanuch for helping set-up (history, pictures, et cetera), and Cindy Hardwick for helping with parade. Also, thanked everyone for their help setting up the heavy tables. We need more volunteers (including men). The Mayor then read the 75th Anniversary Proclamation drafted by Mr. O’Leary (see Timberlake Times for a copy); we also received recognition from the Lake County Commissioners. This proclamation was read as well.

Reading & Disposition of the Minutes:

- a. Work Session, July 12, 2022- Mrs. Marra made a motion to approve the Minutes of the Work Session of July 12, 2022. Dr. Sharma seconded the motion. Roll call: all were in favor, except Mr. Joyce whom abstained.

- b. Special Council Meeting, July 12, 2022- Dr. Sharma made a motion to approve the Minutes of the Special Council Meeting of July 12, 2022. Mr. Joyce seconded the motion. Roll call: all were in favor.

Legislation:

a.) Ordinance No. 6-2022 (3rd Reading)

An ordinance authorizing the creation of the rank of Detective Sergeant within the Timberlake Police Department, and declaring an emergency.

Ordinance No. 6-2022 was presented for Third Reading.

Mrs. Marra made a motion to approve Ordinance No. 6-2022; Dr. Sharma seconded the Ordinance. Roll call: all were in favor of the Ordinance.

b.) Ordinance No. 10-2022 (2nd Reading)

An ordinance repealing, and replacing Chapter 820 of the Codified Ordinances of the Village of Timberlake, and declaring an emergency.

Ordinance No. 10-2022 was presented for Second Reading.

c.) Ordinance No. 11-2022 (Rules Suspended)

An ordinance amending wages, and salaries for employees of 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; roll call: all were in favor of suspending the rules.

Mrs. Marra made a motion to approve Ordinance No. 11-2022; Mr. Thompson seconded the motion. Roll call: all were in favor of Ordinance No. 11-2022.

d.) Resolution 2022-31 (Rules Suspended)

A resolution amending the permanent appropriations funds for the Village of Timberlake, Ohio for the Year 2022, and declaring an emergency.

Mr. Konrad made a motion to suspend the three reading rule; Mr. Joyce seconded the motion; roll call: all were in favor of suspending the rules.

Mrs. Marra made a motion to approve Resolution 2022-31; Mr. Konrad seconded the motion. Roll call: all were in favor of Resolution 2022-31.

e.) Resolution 2022-32 (Rules Suspended)

A resolution authorizing the Mayor to enter into an agreement with American Legal Publishing Corporation for the purpose of providing publishing services related to the Codified Ordinances of the Village of Timberlake, and the regular updating of the same, and declaring an emergency.

Mrs. Marra made a motion to suspend the three reading rule; Mrs. Hardwick seconded the motion; roll call: all were in favor of suspending the rules.

Mr. Konrad made a motion to approve Resolution 2022-32; Mr. Joyce seconded the motion.

This contract with American Legal will bring our Ordinances up to date online through the end of January, 2022. We will send additional Ordinances for 2022 at the end of the year.

Roll call: all were in favor of the Resolution.

f.) Resolution 2022-33 (Rules Suspended)

A resolution authorizing the Mayor to promote certain police officers of the Police Department, and declaring an emergency.

Mr. Joyce made a motion to suspend the three reading rule; Mrs. Marra seconded the motion; roll call: all were in favor of suspending the rules.

Mrs. Marra made a motion to approve Resolution 2022-33; Dr. Sharma seconded the motion. Roll call: all were in favor of the Resolution, except Mr. Konrad whom abstained.

Reports:

a. Mayor:

- There are a couple sanitary sewer blockages on Keewaydin and Owaissa near the manholes
 - Gave further details on the cause of the problems
 - Lack of flow may actually be due to high-efficiency toilets.
 - There is \$11,410 left in the Sanitary Sewer Fund for flushing this year according to the Fiscal Officer.
 - Uncertain how often we should consider flushing sewers.
 - You can tell when the blockages are clear
 - Ciro's charges a daily rate for the truck.
 - Maintenance is probably overdue.

- Service Department will work on weed whacking.

b. Solicitor:

- There has been an increase in court activity for the Village at Willoughby Municipal. He would like to move our regular court day from Tuesday to Wednesday; Chief is ok with that. He will send a letter to the Court Administration.
- We need an Executive Session to discuss possible litigation.
- Section 1062 Parks Ordinance currently prohibits bonfires on the Beach
 - Either we enforce or change the Ordinance.
 - Chief checked with the Ohio Department of Natural Resources (ODNR); our Ordinance mirrors State Law. She has developed a revised version with some adjustments to language, but the rules are in line with State Law.
 - Discussion by Council of Section 1062.05 regarding fires, as well as other area beaches.
 - Mr. O'Leary recommends no alcohol on the Beach due to liability issues
 - Discussion of drug/alcohol prohibition at the Beach and the Park.
 - Chief added address of the park to revised version
 - Parcel A is now deeded to the Village, not a Board of Trustees.
 - It was noted that alcohol is not currently permitted at the Pavilion based on the current Ordinance.

- There was discussion regarding why the Village Club can have alcohol at their events.

c. Council Members:

Cynthia Hardwick

- Hall Rentals are strong now and through the fall.
- She is looking into different kinds of flooring, carpet, as well as new tables (ones that are lighter is preferable).
 - Older residents have trouble moving tables.
 - Will explore cost of replacement.

Ryan Konrad

- 75th Anniversary appeared to be a huge success; thanked Council and others for their efforts. Fireworks were great compared to other communities (would like to see Fireworks more often in the future).
 - Helped cook hotdogs and sausages.
- Thinks it is important to keep a prudent reserve and keep up with maintenance.
- Agrees in principal to allow more privileges on the Beach, but understands legal constraints
 - Maybe there is room for compromise; perhaps extended hours on the weekend.
- Wants to focus on the good times in the Village
- Does not believe camping is safe on the Beach.

Jerry Joyce

- Agrees with the success of the 75th Anniversary Celebration; was great to see a good turnout.
 - Special thanks to the Model A club
 - Terrific outpouring of the community.
 - Thanks Ryan Konrad, Bill Julian for cooking; Mary Beth Germano noted that Jeff Hanna also cooked
 - 44 “kids” formerly of Timberlake returned for the Celebration
 - Mrs. Germano received two letters of commendation regarding the Celebration.

Nancy Marra

- Thanked the North High Marching Band for coming to the parade (and Jane Mona for hosting the band, and providing pizza- thank you for continuing Ron’s work!)
- Received complaints about trash pick-up
 - Recommends calling Republic Services if you have big items (furniture, et cetera)
 - According to Mr. Konrad, you can request a pick-up for large items on your phone or the website.
 - The complaint regarding the large item that was not picked up was resolved.
- Reminder to walk against traffic.

Dr. Ritu Sharma

- Thanks the Village Club for a wonderful show (it was also the 75th Anniversary of India's Independence)
- Council held a quick session on grants.
 - Gave an update on the sidewalk funding
 - It would be an 80% Federal, 20% Local grant
- Mrs. Hardwick is looking at grants for the Playground.

Kevin Thompson

- Asked for quotes from 3 companies to take down the maple tree by the dumpster at the Village Hall.
 - 1st quote was \$3,500 and \$600 additional for stump grinding.
- Family Day was awesome; thanks to Cindy, Nancy, Krista, Mary Beth, and many others!

Nancy Marra (continued)

- Noted there is a Clambake coming up on September 10
 - Form online to sign-up
 - She handed out flyers too
 - There will be a dancing dj, and more; needs volunteers
 - Same caterer as last year (food is excellent according to Mr. Thompson)

d. Fiscal Officer:

Monthly Financials- General Fund- ending balance through July 31, 2022 is \$307,343.10 after accounting for committed or encumbered expenses. Month to date revenue was \$51,674.46 vs expenditures of \$37,540.98, a net difference of \$14,133.48. General Fund Revenue through July 31, 2022 is up \$91,725.06 versus last year, primarily due to increased income tax collection; property tax collection rates have also improved. Revenues in July exceeded projections by approximately \$22,945 and expenditures were \$13,092.96 less than anticipated. Estimated General Fund surplus based on current expenditure rates will be approximately \$121,520; this would not include transfers to the Village Hall, and Police Cruiser Capital Fund of \$20,000 each. With those transfers, the Village would be looking at a surplus of approximately \$81,520 for the year. Other Fund Activity: Other significant revenues included the receipt of our second tranche of the American Relief Plan Act, which was \$34,074.83 (this is recorded in Fund 2152). Additionally \$7,086.95 was paid out of our 3901 Sanitary Sewer OPWC Debt Service Fund for the Sanitary Sewer Loan from the Ohio Water Development Authority. Also, \$200 in refunds were issued from the 9901 Hall Rental Security Deposit Refund FUND.

e. Police Chief (Monthly Report and Parks Ordinance 1062)-

- There were 2 911 calls, 4 accidents, 1 alarm call, 7 animal complaints, 6 requests for assistance, 114 community policing checks (including beach), 1 civil complaint, 2 court cases, 1 disturbance, 3 domestic violence complaints, 2 hazard complaints, 61 house checks, 17 investigations, 1

juvenile complaint, 2 neighbor complaints, 5 patrol complaints, 2 parking violations, 2 suspicious vehicles, 1 threat, 2 traffic complaints, 1 transport, 1 trespassing complaint, 1 warrant served for a total of 241 calls from central dispatch.

- The Chief discussed her recommended changes to Section 1062 Parks
 - Attached to council handout
 - Reflects change of trustees for Parcel A to Village Council
 - Current Ordinance mirrors ODNR and State Law
 - Updated some definitions
 - Would like Council to review
 - Recommends a change for violation of Ordinance from misdemeanor 4 to lesser offense.
 - Work Session in July covered Section 1062
 - Signs that are up are not totally in agreement with our current Ordinance
 - Another work session will be needed to discuss changes to this Ordinance.

f. Zoning/Property Maintenance

- Mr. Gray was absent and there was no report.

8. Purchases & Approvals:

- A motion to approve the June, and July 2022 Financial Reports- Mr. Konrad made a motion to approve the Financial Reports; Dr. Sharma seconded the motion. Roll call: all were in favor.

9. Public Comment and Questions (may be directed at the Mayor or Council members only; reserved for follow-up questions on topics discussed at today's meeting):

- Maureen Munera (34337 Lake Shore Blvd)
 - Read rules at Beachland Park, along with Brookwood Cresthaven
 - Wants to know why our rules can't be like those
 - Can we have more community fires?
 - This would be up to the Village Club according to Mrs. Marra.
 - Mr. O'Leary noted that these rules are dependent on the structure of the organization; he said there is always liability involved with alcohol.
 - Mrs. Munera would just like to have a campfire; many other people enjoy (has been having them for 10 years)
 - Our Ordinance has been on the books for awhile; Chief discussed more background. Again, the Chief is asking for revisions.
 - Work session date is to be determined.
- Alex Coleman (103 East Shore Blvd.)
 - Can we enforce the curfew at the Playground?
 - There are people playing basketball and loud music at 2:30 AM.
 - Chief- Sign says there is no use after dark, but it's not in the Ordinance; thus, we cannot enforce.
- Kevin Thompson
 - We need a further work session regarding the Beach.
 - Had an opportunity to speak with former residents

- Some of the appeal of the Village has been lost.
 - Maybe we are overregulated now. In favor of loosening (restrictions) if possible. Residents also need to be responsible; Council does receive complaints about the Beach.

Executive Session to Discuss Potential Litigation

- A motion was made to enter Executive Session by Mr. Joyce to discuss potential litigation; Mrs. Marra seconded the motion. Roll call: all were in favor.
- A motion was made by Mrs. Marra to return to regular session; Mr. Thompson seconded the motion. Roll call: all were in favor.

Adjournment

- Mr. Joyce made a motion to adjourn the Council Meeting; Mrs. Marra seconded the motion. Roll call: all were in favor. Meeting adjourned at 8:19 PM.

Called by: Mayor Marra

Posted

Our next regular meeting is Tuesday, September 20, 2022 at 6:30 PM.

Fiscal Officer, John H. Roskos

Mayor, John Marra