

Record of Proceedings

Council Meeting:

Mayor Ed Klco called the North Perry Village Council meeting to order at 7:00 pm and led the Pledge of Allegiance to the Flag of the United States of America.

Council Roll Call:

called by Lynn Kary, Finance Director
Council members present: Maureen Callahan, Mike Cutler, Larry Klco, Larry Reichard, Dick Shreve, and Ken Siegel.

Personnel Present:

Lynn Kary, Finance Director
Ron Graham, Village Solicitor
Tony Iliano, Police Sargent
Jo Bailey, Parks Director
Dwayne Bailey, Zoning Inspector
Bill Baker, Village Engineer
Steve Sabol, Road Commissioner

Audience Present:

10 guests signed in.

Approval of Minutes:

Motion by Cutler, second by Reichard to approve the minutes of March 5, 2015 Regular Council Meeting. Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted in favor of the motion.

Motion by Callahan, second by Reichard to approve the minutes of March 19, 2015 Council work session. Council members Callahan, Cutler, L. Klco, Reichard, Shreve, and Siegel voted in favor of the motion.

Motion by Reichard, second by Siegel to approve the minutes of March 27, 2015 Special Council Meeting. Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted in favor of the motion.

Audience Comments:

Bill Barrett asked why the Village deferred the enforcement of our zoning ordinances to Lake County Soil and Water for the Walker property on Lockwood Rd.

Mayor Klco stated the property owner had an approved zoning permit and plan. Once it was determined they were working outside of the plan, we intervened.

Bill Barret stated the Village zoning code states to have sand/gravel removal it requires approval from the BZA for a conditional use permit. He does not recall that happening.

Dwayne Bailey stated the application for the work on the Walker property was not for sand and gravel removal. It was for a grade change and erosion control. We processed it as it was applied for. Only after the complaints came in later on, we brought Soil and Water in for their expert option on erosion issues. It even elevated to ODNR Mining offices to resolve the issue. We are still working with those folks to stabilize the site and get it back within the approved grade change that was applied for. R-1 District is not eligible for sand and gravel removal or mining. That site would never have been permitted had someone applied for it.

Bill Barrett asked if there is a deadline for it to be completed.

Mayor Klco stated not that he is aware of.

Larry Klco stated he had a conversation with Soil and Water and was told it would take all summer before it was done.

Bill Barrett reiterated his previous comments concerning the proposed legislation for Safety Director Salary. He questions the possible intent to shift the responsibility from the Mayor.

Joan Morehouse asked if Council was creating a Safety Director position.

Mayor Klco stated no; according to the Ohio Revised Code, the Mayor is the Safety Director of the municipality. It has come about because we now have a full time force and he is more involved.

Joan Morehouse asked for clarification on the discussion at the March 19, 2015 work session to revoke the legislation reimbursing business for water, sewer and trash pickup.

Mayor Klco stated the Village pays for these services for residents in the village; we do not pay for commercial building. At the end of the year, if a business presents a paid receipt for these services and are tax compliant, the Village will reimburse them at the residential rate. Council is discussing.

Bill Barrett asked that council table the Safety Director legislation and clarify with the solicitor.

Bill Barrett asked if Council should still hold committee meetings along with the work session for administrative and legislative reasons.

Mike Cutler stated communication was sometimes dropped between the two committees and with the work session all are present for the discussions.

Administrative Reports:

Finance Director

Lynn Kary stated the expenses for March totaled \$157,395. Payroll for March was \$42,667.

Motion by Reichard, second by Callahan to approve the expenses. Council members Callahan, Cutler, L. Klco, Reichard, Shreve, and Siegel voted in favor of the motion.

Mayor

Mayor Klco reported the movie "Wake" is on hold.

Mayor Klco reported the Perry Fire District Pancake Breakfast will be April 19th, 9am – 1pm.

Mayor Klco reported Kenny Tharp has volunteered to serve on the Board of Zoning Appeals.

Motion by Shreve, second by L. Klco to appoint Kenny Tharp to the Board of Zoning Appeal for the term of 5 years. Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted in favor of the motion.

Mayor Klco reported he received a letter of resignation from Mark Gilson, our JEDD Board representative.

Solicitor

No report.

Police Chief

Chief Radovanic reported the old 686 is ready to go out for bid.

Chief Radovanic stated he is setting up a training session with ODNR for April 18th at 10 am.

Chief Radovanic stated his concerns of going to a two-car department.

Parks Director

Jo Bailey reported the Easter Egg Hunt was last Saturday.

Jo Bailey reported we have a Boater Safety class scheduled for May 2nd with ODNR. It's open to the public, if we do not receive at least 5 participants we will cancel.

Zoning Inspector

Dwayne Bailey reported with the weather change we are starting to get zoning applications. We do have one new house application and a lot split application. Dwayne Bailey stated we will start our monitoring and dredging program toward the end of the month.

Dwayne Bailey thanked Jodi Hicks for inviting him to speak to her 4th grade STEM class about the redevelopment of Burk Lakefront Airport.

Village Engineer

Bill Baker stated he is finishing up the site plan review for a new home on Lockwood Rd and also received a list of items for the road program for this year from Steve Sabol to review.

Road Commissioner

Steve Sabol stated he and Chris Hazel attended OUPS Safety training. Steve Sabol stated the Tuesday lawn bag and limp pickup has started for residents.

Mayor Klco asked for committee reports.

Mike Cutler gave a report from the JEDD.

Larry Reichard gave a report from the Perry Economic Development and Lake County Economic Development.

Maureen Callahan gave a report from the Perry Fire Board.

Kathleen Smith gave a report from the Perry Rec Board.

Council Comments

Mike Cutler stated he and Larry Reichard attended a Public Hearing pertaining to a project at the Power Plant involving work along a stream on plant property.

Old Business:

RESOLUTION NO. R15-08 RESOLUTION TO ENCUMBER AND EXPEND THE SUM OF FIVE THOUSAND DOLLARS (\$5,000) TO THE PERRY SENIOR CENTER

1st Reading 2-5-2015

2nd Reading 3-5-2015

3rd Reading 4-2-2015

Motion by Siegel, second by Shreve to approve.

Council members Callahan, Cutler, L. Klco, Reichard, Shreve, and Siegel voted in favor of the resolution.

RESOLUTION NO. R15-09 RESOLUTION TO ENCUMER AND EXPEND THE SUM OF SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) TO THE PERRY AREA RECREATION BOARD FOR THE CALENDAR YEAR 2015

1st Reading 2-5-2015

2nd Reading 3-5-2015

3rd Reading 4-2-2015

Motion by Cutler, second by Reichard to approve.

Council members Callahan, Cutler, L. Klco, Reichard, Shreve, and Siegel voted in favor of the resolution.

RESOLUTION NO. R15-XX RESOLUTION TO ENCUMBER AND EXPEND TWENTY THOUSAND DOLLARS (\$20,000.00) FOR THE PERRY SCHOOLS

RESOURCE OFFICER FOR THE SCHOOL YEAR 2015-2016

1st Reading 2-5-2015

2nd Reading 3-5-2015

Motion by Mike, second by Shreve to table legislation.

RESOLUTION NO. R15-XX

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO SELL TWO (2) VILLAGE POLICE VEHICLES, TO-WIT: A 2010 FORD EXPEDITION AND A 2009 CROWN VICTORIA

1st Reading 2-5-2015

2nd Reading 3-5-2015

3rd Reading 4-2-2015

Larry Klco stated he feels the Chief and Sergeant have stated their need for the three cars. They will do a three car rotation to prolong the need for a new car from every two years to a possible four years.

Mike Cutler stated that with the budget in the red, the red needs to turn around to black. Council is serious about doing this. We need to get rid of excessive things. He stated he is not against having a third car; but when you don't have a balanced budget, you have to start looking at things to cut.

Dick Shreve stated his concern of being able to get someone to come in to man the third car in an emergency and we do have the Sheriff's Department as backup. Disposing of two cars will help offset the cost of the new car we just purchased.

Ken Siegel stated he would like to see a three car rotation, wants proof of the car being used, if it's not used then we look at getting rid of it at that time.

Larry Reichard stated council is struggling to get our budget under control, get our expenses down and increase our revenue. This is an opportunity to help decrease our expenses.

Maureen Callahan stated she feels it's important to listen to the experts rather than run their department.

Motion by L. Klco, second by Callahan to adopt.

Council members Callahan, L. Klco, Siegel voted against the resolution. Cutler, Reichard and Shreve voted for the resolution. Mayor Klco voted against the resolution. The resolution did not pass.

RESOLUTION NO. R15-XX

RESOLUTION TO INCREASE THE SALARY OF THE MEMBERS OF VILLAGE COUNCIL

1st Reading 2-5-2015

2nd Reading 3-5-2015

3rd Reading 4-2-2015

Motion by Callahan, second by L. Klco to adopt.

Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted against the resolution. Resolution did not pass.

RESOLUTION NO. R15-XX

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF COMPENSATION OF SIX THOUSAND DOLLARS (\$6,000.00) PER YEAR FOR THE VILLAGE SAFETY DIRECTOR COMMENCING JANUARY 1, 2016

1st Reading 2-5-2015
2nd Reading 3-5-2015
3rd Reading 4-2-2015

Motion by Cutler, second by Reichard to adopt.
Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted against the resolution. Resolution did not pass.

ORDINANCE NO. 15-XX **ORDINANCE AMENDING SECTION 1106.03 OF THE CODIFIED ORDINANCES OF NORTH PERRY VILLAGE**

1st Reading 3-5-2015
2nd Reading 4-2-2015

ORDINANCE NO. 15-XX **ORDINANCE AMENDING THE CODIFIED ORDINANCES OF NORTH PERRY, OHIO, BY ENACTING CHAPTER 1121, CONGREGATE LIVING, THAT PERMITS A CONGREGATE FACILITY TO BE CONDITIONAL USE THROUGHOUT THE VILLAGE**

1st Reading 3-5-2015
2nd Reading 4-2-2015

ORDINANCE NO. 15-XX **ORDINANCE AMENDING SECTION 1103.07 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF NORTH PERRY, OHIO**

1st Reading 3-5-2015
2nd Reading 4-2-2015

ORDINANCE NO. 15-XX **ORDINANCE ELIMINATING THE EMPLOYMENT REQUIREMENT THAT THE VILLAGE PARKS DIRECTOR RESIDE AT THE VILLAGE OWNED RESIDENCE LOCATED AT THE VILLAGE PARK AND INCREASE HER SALARY TO OFFSET HER LOSS OF THIS RESIDENCY BENEFIT**

1st Reading 3-5-2015
2nd Reading 4-2-2015

ORDINANCE NO. 15-XX **ORDINANCE AMENDING SECTION 1101.02(125) OF THE CODIFIED ORDINANCES OF THE VILLAGE OF NORTH PERRY**

1st Reading 3-5-2015
2nd Reading 4-2-2015

New Business:
ORDINANCE NO. 15-06 **ORDINANCE AMENDING SECTION 521.07 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF NORTH PERRY RELATING**

TO FENCES AND DECLARING AN EMERGENCY.

Motion by Siegel, second by Reichard to amend to an emergency. Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted for the motion. Motion to waive readings by Reichard, second by Siegel. Vote for waiver 6-0 “aye”. Motion by Shreve, second by L. Klco to adopt. Council member Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted for the ordinance.

RESOLUTION NO. R15-10

RESOLUTION RECOGNIZING THE MONTH OF APRIL 2015 AS “CHILD ABUSE PREVENTION MONTH” AND DECLARING AN EMERGENCY

Motion to waive readings by Cutler, second by Siegel. Vote for waiver 6-0 “aye”. Motion by L. Klco, second by Shreve to adopt. Council member Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted for the resolution.

Council discussed the Lake County Soil and Water Conservation District Conservation Appropriation and Watershed planning all for 2015. Council asked that a resolution be prepared for May meeting.

Motion by Siegel, second by Reichard to donate \$500 to Perry Pirates Booster Club After-Prom. Council member Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted for the motion.

Council will discuss the ordinance 05-15 at the work session.

Open to Audience:

Bill Barrett stated a stream study was previously performed.
Mayor Klco stated Lake County Soil and Water has that study.
Joan Morehouse asked if the Village had subcommittees to handle projects that need research.
Mayor Klco stated staff handles all projects.

Maureen Callahan reported new links have been added to the website under Parks for boating information from ODNR.

Joan Morehouse stated her support of Village Police Department.

Motion to waive readings by L. Klco, second by Shreve. Vote for waiver 6-0 “aye”. Motion by Siegel, second by Reichard authorizing the Mayor to sell the 2009 Ford Cr Victoria police cruiser. Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted for the motion.

Motion by Callahan second by L. Klco to go into executive session to discuss possible litigation. Council members voted 6-0 in favor of the motion.
Executive session commenced at 8:18 p.m.

Motion by Siegel, second by Shreve to come out of executive session. Council members voted 6-0 in favor of the motion.
Executive session ended at 8:30 p.m.

Motion by Reichard, second by Callahan to adjourn. Council voted 6-0 in favor.
Meeting adjourned at 8:31 P.M.

Minutes Approved: May 7, 2015

Finance Director

Mayor

Motion by Shreve, second by Callahan to approve.
Council members Callahan, Cutler, L. Klco, Reichard, Shreve and Siegel voted in favor of the motion.