

ORDINANCE NO 1508- 2014


Introduced by: Mr. LANCE
Dispensed of three readings

AN ORDINANCE AMENDING ORDINANCE 1507-2013 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF LAKEMORE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2014.

Be it Ordained by the Council of the Village of Lakemore, Ohio:

- Section 1: The Council approves amending the permanent appropriations for 2014 to make the following appropriation adjustments: Reduce General Fund 1000-730-311-0000 Electricity by \$1000.00
- Section 2: The appropriation adjustments will be made to afford expenses for the remainder of 2014.
- Section 3: And the Village Fiscal Officer is hereby authorized to draw warrants on the Village Treasury for payments from the foregoing appropriation upon receiving proper certificates and vouchers therefore, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditure. It shall be provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village and for purposes other than those covered by other specific appropriations herein made.
- Section 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the citizens of the Village of Lakemore, Ohio, for the reason that the appropriation is necessary for the continued operation of the Village of Lakemore. Therefore, this Ordinance shall go into effect immediately.

Passed: January 13, 2014



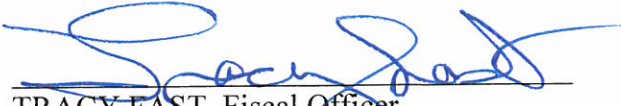
RICK JUSTICE, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Ordinance No. 1508-2014 was duly adopted by Council at its regular meeting held on January 13, 2014.



TRACY FAST, Fiscal Officer

ORDINANCE NO 1509- 2014

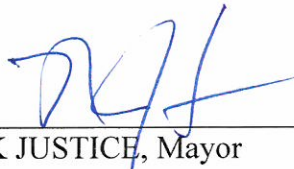
Introduced by: Mr. LANCE
Dispensed of three readings

AN ORDINANCE AMENDING ORDINANCE 1507-2013 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF LAKEMORE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2014.

Be it Ordained by the Council of the Village of Lakemore, Ohio:

- Section 1: The Council approves revenue of \$1861.00 in fund Street Maintenance 2011-892-0000 Miscellaneous Non-operating received December 30, 2013 as an expenditure in Street Maintenance 2011-433-0000 Repairs and Maintenance
- Section 2: The appropriation adjustments will be made to afford the insurance repair of the guardrail on Lakeside Drive.
- Section 3: And the Village Fiscal Officer is hereby authorized to draw warrants on the Village Treasury for payments from the foregoing appropriation upon receiving proper certificates and vouchers therefore, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditure. It shall be provided further that the appropriations for contingencies can only be expended upon appeal of two-thirds vote of Council for items of expense constituting a legal obligation against the village and for purposes other than those covered by other specific appropriations herein made.
- Section 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the citizens of the Village of Lakemore, Ohio, for the reason that the appropriation is necessary for the continued operation of the Village of Lakemore. Therefore, this Ordinance shall go into effect immediately.

Passed: January 13, 2014




RICK JUSTICE, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Ordinance No. 1509-2014 was duly adopted by Council at its regular meeting held on January 13, 2014.



TRACY FAST, Fiscal Officer

RESOLUTION NO 6515-2013

*Introduced by: MR. WOLFE
First Reading: November 18, 2013
Second Reading: December 16, 2013
Third Reading: January 13, 2014*

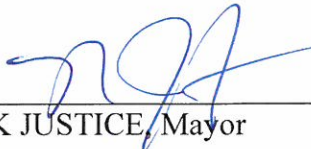
A RESOLUTION TO PERMIT THE MAYOR TO ENTER INTO AN AGREEMENT WITH BROUSE McDOWELL FOR LEGAL SERVICES PERTAINING TO CURRENT LITIGATION AND ZONING VIOLATIONS.

Be it Resolved by the Council of the Village of Lakemore, Ohio:

- Section 1: That the Council of the Village of Lakemore hereby authorizes the Mayor of Lakemore to enter into an agreement with Brouse McDowell for legal advisement in connection with current litigation and zoning violations.
- Section 2: That the billing rate for their services is currently \$150.00 per hour. Time devoted by legal assistants is charged at rates currently ranging from \$110.00 to \$165.00 an hour. Billing rates are adjusted from time to time.
- Section 3: Brouse McDowell typically incur and pay direct expenses on behalf of the Village of Lakemore. Brouse McDowell is not obligated to advance direct costs and expenses on the Village's behalf. When obligated, Brouse McDowell acts as the Village's agent upon the understanding that those costs and expenses will be paid by the Village on a regular basis.
- Section 4: Unless otherwise specifically agreed with the Village of Lakemore in writing, indirect costs and expenses are those considered incidental to the provision of legal services and are included within hourly rates of the attorneys or other professionals.
- Section 5: Statements normally will be rendered monthly for work performed and expenses recorded on Brouse McDowell's books during the previous month. Payment is due promptly upon receipt of the statement. If any statement remains unpaid for more than 90 days, Brouse McDowell may suspend performing services for the Village of Lakemore until arrangements satisfactory to Brouse McDowell have been made for payment of outstanding statements and the payment of future fees and expenses.
- Section 6: Either Brouse McDowell or the Village of Lakemore may terminate the contract at any time for any reason by written notice, subject on the part of Brouse McDowell to applicable rules of professional conduct. Unless sooner terminated, Brouse McDowell's representation of the Village of Lakemore with respect to any matter will terminate upon Brouse McDowell sending the Village of Lakemore a final statement for services rendered in the matter.

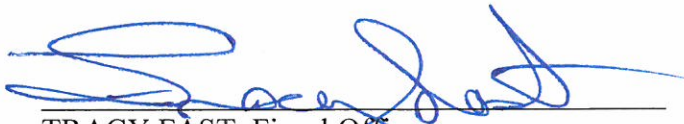
Section 7: This Resolution shall take effect on and after the earliest period allowed by law.

Passed: January 13, 2014



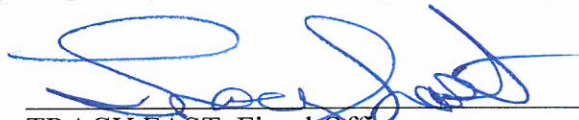
RICK JUSTICE, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 6515-2013 was duly adopted by Council at its regular meeting held on January 13, 2014.



TRACY FAST, Fiscal Officer

RESOLUTION NO 6514 – 2013

Introduced by: MR. LANCE

First Reading: November 18, 2013

Second Reading: December 16, 2013

Third Reading: January 13, 2014

A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR
THE SUMMIT AKRON SOLID WASTE MANAGEMENT AUTHORITY

WHEREAS, the Village of Lakemore is located within the Summit Akron Solid Waste Management Authority.

WHEREAS, the Summit Akron Solid Waste Management Authority Board of Trustees prepared and adopted a final draft of the Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.53 3734.54 and 3734.55.

WHEREAS, the Summit Akron Solid Waste Management Authority has provided a copy of the Draft Final Solid Waste Management Plan for ratification to each of the legislative authorities of the District.

WHEREAS, the Village of Lakemore must decide whether it approves of said Solid Waste Management Plan within ninety days of receipt of the Final Draft Plan.

NOW, Therefore, Be It Resolved by the Council of the Village of Lakemore:

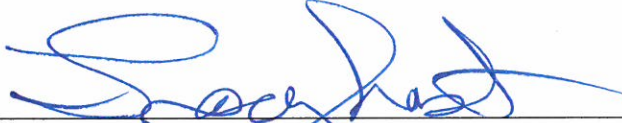
1. The Village of Lakemore approves the Summit Akron Solid Waste Management Authority Solid Waste Management Plan.
2. The Clerk is hereby directed to send the Authority a copy of this resolution to the attention of Yolanda Walker, Executive Director, Summit Akron Solid Waste Management Authority 12 East Exchange Street 3rd Floor, Akron, Ohio 44308.
3. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Sections 121.22 of the Ohio Revised Code.
4. This Resolution shall take full force and effect on and after the earliest period allowed by law.

Passed: January 13, 2014




RICK JUSTICE, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 6514-2013 was duly adopted by Council at its regular meeting held on January 13, 2014.



TRACY FAST, Fiscal Officer

RESOLUTION NO 6513 – 2013

*Introduced by: MR. LANCE
First Reading: November 18, 2013
Second Reading: December 16, 2013
Third Reading: January 13, 2014*

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE SUMMIT COUNTY COMBINED GENERAL HEALTH DISTRICT AND THE VILLAGE OF LAKEMORE

WHEREAS, the Village of Lakemore requires outfall dry weather screening and sampling and

WHEREAS, the Village of Lakemore requires IDDE regulation, prioritization, pollutant source tracing, complaint investigation and enforcement

Now, Therefore, Be it Resolved by the Council of the Village of Lakemore, Ohio:

- Section 1: That Council hereby authorizes the Mayor to enter into a five-year Contract with the Summit County Combined General Health District for services of monitoring of storm water pollution and / or enforcement of regulations prohibiting illicit discharges to the municipal separate storm sewer system of the Village of Lakemore. The agreement term is from January 1, 2014, until December 31, 2018.
- Section 2: That the fee for dry weather observation, documentation and field testing will be \$40 per outfall for the first year with a 3% increase each year of the agreement.
- Section 3: That the laboratory fee for testing of fecal coliform bacteria or E coli where flow is present will be \$35 per sample collected for the first year with a 3% increase each year of the agreement.
- Section 4: The total IDDE cost over the five-year agreement is \$2,423.62. SCHD will invoice the Village of Lakemore by April 1st of each year of the agreement. Payment is expected within 60 days of receipt.
- Section 5: Total annual costs for outfall and dry weather screening and sampling and IDDE regulation, prioritization, source tracing, complaint investigation, and enforcement for the five-year term of this Agreement will be the sum of the IDDE annual cost and the

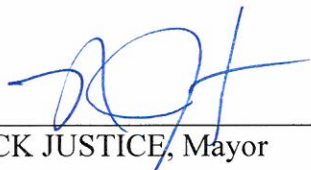
screening and sampling costs conducted in that calendar year. Total maximum cost over the five-year term is \$3,899.56.

Section 6: A copy of this agreement is attached hereto and made a part hereof as if fully rewritten herein.

Section 7: That a Certified Copy of this Resolution shall accompany the contract signed by the Mayor and shall be forwarded to the Summit County Combined General Health District.

Section 8: This Resolution shall take full force and effect on and after the earliest period allowed by law.

Passed: January 13, 2014



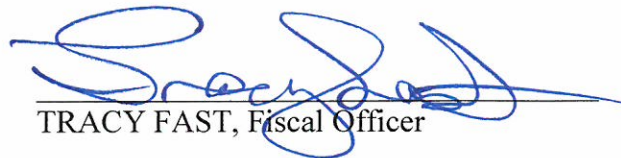
RICK JUSTICE, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 6513-2013 was duly adopted by Council at its regular meeting held on January 13, 2014.



TRACY FAST, Fiscal Officer

RESOLUTION NO 6527-2014

Introduced by: MR. LANCE

Motion to Dispense with Three Reads
And pass by emergency legislation

**A RESOLUTION TO INCREASE THE MONTHLY SALARY OF JOHN
BERRINGER AS ZONING INSPECTOR FOR THE VILLAGE OF
LAKEMORE**

**Now, Therefore, Be it Resolved by the Council of the Village of Lakemore,
Ohio:**

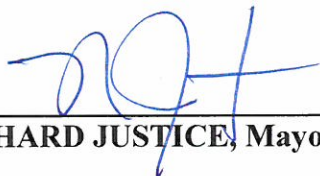
**Section 1: Village of Lakemore Council is increasing the salary of John
Berringer as Zoning Inspector for the Village of Lakemore.**

**Section 2: The compensation for the position shall be set at two hundred,
forty dollars (\$240.00) per month.**

Section 3: This increase appointment shall be effective immediately.

**Section 4: This Resolution shall take full force and effect on and after the
earliest period allowed by law.**

Passed: January 13, 2014



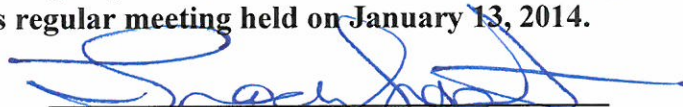
RICHARD JUSTICE, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

**I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do
hereby certify that the foregoing Resolution No. 6527-2014 was duly
adopted by Council at its regular meeting held on January 13, 2014.**



TRACY FAST, Fiscal Officer