

The Village of Lakemore
Minutes for Public Hearing
April 2, 2018 at 6:00 p.m.

Meeting Called to Order at 6:08 p.m.

Opening Roll Call: Mrs. Cochran, Ms. Snyder, Mr. Cole, Mr. Lance, and Mr. Timko were present.

Pledge of Allegiance was led by Mr. Cole.

Motion to Excuse Mr. Douglas was made by Ms. Snyder and seconded by Mrs. Cochran. Roll call: Ms. Snyder, Mr. Cole, Mr. Lance, Mr. Timko, and Mrs. Cochran voted “yes”. Motion carried.

Motion to Excuse Mayor Justice was made by Mr. Lance and seconded by Mrs. Cochran. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Mrs. Cochran, and Ms. Snyder voted “yes”. Motion carried.

Reading of Ordinances and Resolutions

Ordinance 1610-2018 “rezone parcels Canton Rd B1 to B2” Cole 3rd read April 2nd

Ordinance 1611-2018 “rezone parcels Canton Rd R2 to B1” Cole 3rd read April 2nd

Appearing Before Council

Mrs. Heather Ward of 1063 Calvin Avenue, parcel 54-02610, inquired about Ordinance 1611-2018. Mrs. Ward stated she does not want her property tax bill to increase and was unsure if re-zoning her property to business would make an impact. Mrs. Ward believes her property taxes are expensive. Mrs. Ward’s property is broken into three separate parcels.

Mayor Justice suggested having her parcels combined to reduce her property taxes. Mayor Justice and Mr. Timko also explained Mrs. Ward should request her property and property taxes be reviewed by the Summit County Fiscal Office.

Mayor Justice explained the zoning specifics of B-1 and B-2 districts. Copies of the proposed legislation and maps were provided for the audience to review.

Mr. Gary Holl of 1103 Stinard Avenue inquired about Ordinance 1611-2018. Mr. Holl stated that every time work is completed on Canton Road, more of the roadway is expanded into the right-of-way. This practice has reduced any natural buffer for the houses located along Canton Road. Further expansion of the right-of-way will encroach on the property owners’ front yard setbacks.

Mr. Holl also stated he does not believe the houses currently located along Canton Road, subject to re-zoning, has the required front yard setback required for a residential zone. He also stated he remembers a business-zoned district requires larger front, side, and rear yard setbacks than residential. Mr. Holl explained he does not believe any business would have adequate area to construct without purchasing multiple properties.

Finally, Mr. Holl stressed he realizes that the Village is seeking various means to increase revenues, but he does not believe re-zoning an obviously residential area into a business district. He stated the Village should wait to be approached by potential buyers to inquire about rezoning a property to business.

Mayor Justice read from the zoning code the required setbacks for a B-1 zoned district.

Pastor Ndubuisi Nwade of Seventh Day Adventist Church at 1398 Canton Road inquired about the village zoning code. Pastor Nwade asked if Lakemore has a better-suited zoning code and district for a church, as his church is zoned residential.

Mayor Justice explained that Community Facility would be the best zoning option for a church; but churches fall under every zoning code as permissible under Conditional Use.

Mr. Timko explained that current uses of a property would not change in these proposed areas. He explained a residential home would remain a residential home if sold. Rezoning just increases the opportunities for other uses.

Pasto Nwade asked how the homes surrounding his church were currently zoned.
Mayor Justice answered Residential, R-2.

Motion for Adjournment was made by Mr. Cole and seconded by Mrs. Cochran. Roll call: Mr. Lance, Mr. Timko, Mrs. Cochran, Ms. Snyder, and Mr. Cole voted "yes". Public hearing adjourned at 6:35 p.m.



Minutes Prepared By



Minutes Approved By

The Village of Lakemore
Minutes for Council Meeting
April 2, 2018

Meeting Called to Order at 7:00.m. by Mayor Justice.

Opening Roll Call: Mrs. Cochran, Ms. Snyder, Mr. Cole, Mr. Lance, and Mr. Timko were present.

Pledge of Allegiance was led by Mayor Justice.

Motion to Excuse Mr. Douglas was made by Mr. Cole and seconded by Mrs. Cochran. Roll call: Ms. Snyder, Mr. Cole, Mr. Lance, Mr. Timko and Mrs. Cochran voted “yes”. Motion carried.

Motion to Accept Minutes of the Council Meeting on March 19, 2018, was made by Mr. Timko and seconded by Mr. Cole. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Mrs. Cochran, and Ms. Snyder voted “yes”. Motion carried.

Motion to Accept Bills Presented by Fiscal Officer for \$96,496.70, as presented and not read was made by Mr. Lance and seconded by Mr. Timko. Roll call: Mr. Lance, Mr. Timko, Mrs. Cochran, Ms. Snyder, and Mr. Cole voted “yes”. Motion carried.

Motion to Accept February 2018 EMS Collections and Activities reports as presented and not read was made by Mr. Cole and seconded by Mr. Lance. Roll call: Mr. Timko, Mrs. Cochran, Ms. Snyder, Mr. Cole, and Mr. Lance voted “yes”. Motion carried.

Motion to Accept March 2018 DOPS Delinquency report as presented and not read was made by Mr. Timko and seconded by Mrs. Cochran. Roll call: Mrs. Cochran, Ms. Snyder, Mr. Cole, Mr. Lance, and Mr. Timko voted “yes”. Motion carried.

Reading of Ordinances and Resolutions

Proclamation for Prostate Cancer Awareness

Resolution 6777-2018 “renew liability with Love Insurance” 2nd read Timko

Resolution 6778-2018 “CT proposal for 6 month general engineering” 2nd read Lance

Resolution 6779-2018 “accept CT proposal for Asset Mgmt Study” 2nd read Lance

Resolution 6780-2018 “authorize USDA loan for ambulance remount” emergency Timko

Resolution 6781-2018 “authorize USDA grant for ambulance remount” emergency Timko

Resolution 6782-2018 “re-hire Kevin Atkinson for LFD” emergency Timko

Resolution 6783-2018 “hire Alain Vue as new pt prob for LFD” emergency Timko

Resolution 6784-2018 “apply for Natureworks grant for Dodds Park” 1st read Lance

Ordinance 1610-2018 “rezone parcels Canton Rd B1 to B2” Cole 3rd read April 2nd

Ordinance 1611-2018 “rezone parcels Canton Rd R2 to B1” Cole 3rd read April 2nd

Ordinance 1614-2018 “amend local income tax ordinance” 2nd read Cole

Ordinance 1615-2018 “amend budget for USDA funds” emergency Lance

Mayor’s Report

Mayor Justice explained accomplishments do not happen quickly. Mayor Justice provided updates on various projects.

Mayor Justice reported work is underway on the Spartan Trail. He explained two species of bats are planned to migrate to our area; so tree work must be completed soon.

Mayor Justice reported two eagles moved into the waterworks park. The Ohio Department of Natural Resources has been contacted to determine any potential limitations or liability the Village and residents may have since the eagles came. ODNR provided regulations and stated normal activity should not upset the eagles.

Mayor Justice reported the Plaza Drive project is progressing. The pre-bid meeting was April 3, 2018. The bid opening is scheduled for April 10, 2018. The project should be completed this summer.

Department Heads' Reports

Chief Reinbolt reported the fire department purchased a sauna. This sauna will be used to reduce the amount of toxins an officer absorbs after a fire. Chief Reinbolt stated officers from other departments have come to look at the sauna in hopes to buy one also.

Chief Reinbolt reported a recent fire in Lakemore. The department's response time to the garage fire was three minutes.

Mr. Larry Kovach from COPP thanked everyone who helped put together and run the egg hunt. He stated he prefers having the egg hunt at the high school football field and would to relocate to that location permanently. Mayor Justice thanked Springfield Local Schools and Mr. Sincere for permitting the Village of Lakemore to use the football field for the event.

Council Committee Reports

Mr. Cole announced "Meet the Coaches" night at Firehouse on April 5, 2018, between 3:00 and 10:00 p.m. Coach Bosko will be available between 5:00 and 8:00 p.m.

Mr. Cole announced the Lakemore Lions Club will hold their annual spaghetti dinner at Lakemore United Methodist Church on April 7, 2018, between 4:00 and 7:00 p.m.

Mr. Cole announced clean up week will be April 16th until April 20th.

Mr. Cole announced Clean up day will be Saturday, April 21st at 9:00 a.m. EVERYONE WILL MEET AT THE MUNICIPAL BLDG.

Mr. Cole reported the Village of Lakemore Outreach was awarded a grant to support the "Share a Christmas" event from NOPEC.

Mr. Lance announced the next Council meetings will be Monday, April 16th and May 7th at 7:00 p.m.

Mr. Lance announced the next Council workshops will be April 11th and 24th at 6:00 p.m.

Mr. Lance announced the Village is accepting applications for spots in the community garden until the end of April.

Mr. Lance announced fire hydrants will be flushed between April 16th and April 27th.

Mr. Timko reminded Lakemore Residents, whether 44312 or 44250 to mention they live in Lakemore for permissive funds when renewing tags.

Mr. Timko announced the annual Memorial Day Parade will be Monday, May 28th. The parade will kick off from Lakemore Plaza at 1:00 p.m. and end at the Memorial Triangle.

Appearing Before Council

Mrs. Darla Hershey of the Friends of Lakemore Parks will hold their third annual quarter auction at Lakemore United Methodist Church on May 11th between 6:00 and 10:00 p.m.. Proceeds will benefit the parks. An entry ticket is \$5, which includes one paddle. Additional paddles can be purchased for \$1.00. Tickets can be purchased from Ms. Fast at the Lakemore Municipal Building.

Mr. David Palider, owner of 1597 Martha Avenue, reported the water is very discolored again. He stated all the residents on Martha Avenue have discolored water. Mr. Palider stated he believes the service line into the house is not the problem. He stated the Public Service Department "back flushed" the main line and promised to return every three months.

Mayor Justice explained he was unaware of the reoccurring problem and would discuss with the Public Service Foreman to schedule the flushing.

Ms. Vicki Harris of 1597 Martha Avenue reported her water is black. She stated she is unable to wash clothes, take showers, or drink the water. She suggested the Public Service Department was not flushing the main line on Martha often enough or long enough.

Mayor Justice explained the department flushes each water main until the water is clear. He reiterated his plan to speak with the foreman of the department.

Old Business

Mr. Cole made a motion to amend Ordinance 1610-2018 to exclude all properties except parcel 54-02895, as the owners of Lakemore Plaza did not approach Planning Commission requesting the plaza property be rezoned; nor did any property owners subject to the rezoning of this legislation request the rezoning. Mrs. Cochran seconded the motion.

Mayor Justice explained that while the owners of Lakemore Plaza did not formerly request the plaza property to be rezoned, they are happy to allow the property to be rezoned.

Mrs. Cochran asked if any other property owners requested their properties be rezoned.

Mr. Cole explained Planning Commission reviewed the area subject to rezoning when Akron Center Associates requested that parcel 54-02895 be rezoned. Planning Commission decided all in question would benefit if their properties were rezoned.

Mr. Timko explained other communities have similar zoning where business zones still maintain residences.

Mrs. Cochran asked if any current or future property owners are permitted to approach Planning Commission and request a property be rezoned.

Mr. Cole confirmed.

Ms. Fast added there is a fee charged to the property owner when they officially apply to have a property rezoned.

Mr. Lance asked if all of Planning Commission approved to submit the rezoning suggestion to Council.

Mr. Cole confirmed but stated as a member of council, he feels he needs to vote on the legislation according the wishes of the residents.

Mrs. Cochran asked if parcel 54-20895 is the vacant parcel behind Lakemore Plaza.

Mr. Cole confirmed and added there is a potential developer for this parcel who has requested the rezoning.

Roll call: Ms. Snyder, Mr. Cole, and Mrs. Cochran voted "yes". Mr. Lance and Mr. Timko voted "no". Motion carried.

Mr. Cole made a motion to adopt Ordinance 1610-2018 as amended. Mrs. Cochran seconded the motion. Roll call: Mr. Cole, Mr. Timko, Mrs. Cochran, and Ms. Snyder voted "yes". Mr. Lance voted "no". Ordinance adopted.

Mr. Cole made a motion to adopt Ordinance 1611-2018.

Mr. Timko made a motion to amend Ordinance 1611-2018 to exclude all parcels except parcels 54-01813, 54-02612, 54-02873, and 54-02872. Mr. Lance seconded the motion. Mr. Timko explained these four parcels are already used for commercial use; so nothing would change.

Roll call: Mr. Timko and Mr. Lance voted "yes". Mrs. Cochran, Ms. Snyder, and Mr. Cole voted "no". Motion failed.

Mr. Cole made a motion to adopt Ordinance 1611-2018 in its original entirety. Mr. Timko seconded. All voted "no". Ordinance failed.

New Business

Proclamation for Prostate Cancer Awareness was presented by Mr. Cole and seconded by Ms. Snyder. Roll call: Mrs. Cochran, Ms. Snyder, Mr. Cole, Mr. Lance, and Mr. Timko voted "yes". Proclamation adopted.

Mr. Timko made a motion to dispense with the three readings of Resolution 6780-2018. Mr. Cole seconded. Roll call: Ms. Snyder, Mr. Cole, Mr. Lance, Mr. Timko, and Mrs. Cochran voted "yes". Motion carried.

Mr. Timko made a motion to adopt Resolution 6780-2018. Mr. Cole seconded. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Mrs. Cochran, and Ms. Snyder voted "yes". Resolution adopted.

Mr. Timko made a motion to dispense with the three readings of Resolution 6781-2018. Mrs. Cochran seconded. Roll call: Mr. Lance, Mr. Timko, Mrs. Cochran, Ms. Snyder, and Mr. Cole voted "yes". Motion carried.

Mr. Timko made a motion to adopt Resolution 6781-2018. Mrs. Cochran seconded. Roll call: Mr. Timko, Mrs. Cochran, Ms. Snyder, Mr. Cole, and Mr. Lance voted "yes". Resolution adopted.

Mr. Timko made a motion to dispense with the three readings of Resolution 6782-2018. Mrs. Cochran seconded. Roll call: Mrs. Cochran, Ms. Snyder, Mr. Cole, Mr. Lance, and Mr. Timko voted "yes". Motion carried.

Mr. Timko made a motion to adopt Resolution 6782-2018. Mrs. Cochran seconded. Roll call: Ms. Snyder, Mr. Cole, Mr. Lance, Mr. Timko, and Mrs. Cochran voted "yes". Resolution adopted.

Mr. Timko made a motion to dispense with the three readings of Resolution 6783-2018. Mr. Cole seconded. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Mrs. Cochran, and Ms. Snyder voted "yes". Motion carried.

Mr. Timko made a motion to adopt Resolution 6783-2018. Mrs. Cochran seconded. Roll call: Mr. Cole, Mr. Lance, Mr. Timko, Mrs. Cochran, and Ms. Snyder voted "yes". Resolution adopted.

Mr. Lance made a motion to dispense with the three readings of Ordinance 1615-2018. Mr. Timko seconded. Roll call: Mr. Lance, Mr. Timko, Mrs. Cochran, Ms. Snyder, and Mr. Cole voted "yes". Motion carried.

Mr. Lance made a motion to amend Ordinance 1615-2018 to exclude the increasing of the appropriations to repave the parking lot of the municipal building until further discussion. Mr. Timko seconded the motion. Roll call: Mr. Timko, Mrs. Cochran, Ms. Snyder, Mr. Cole, and Mr. Lance voted "yes". Motion carried.

Mayor Justice asked for discussion.

Chief Reinbolt explained the parking lot and concrete pad outside the front garage doors of the fire department need replaced as the equipment sinks now. He stated he obtained reasonable quotes since right now is early in the season for such work.

Mr. Cole agreed the prices for such work are good now.

Mayor Justice reminded he and council had been considering improving the lot for many years and wanted to be aggressive this year.

Chief Reinbolt stated the Village of Lakemore should not expect property owners to improve their properties if the Village is not making improvements. He stated improvements to the municipal complex will attract potential residents and businesses.

Mrs. Cochran asked to discuss the issue at the next workshop.

Mr. Cole reminded that council approved legislation recently that would reduce the expected expenses for the fire department as much as \$60,000.00.

Mr. Timko stated he has a problem approving such a project without notice at the recent workshop when council discussed to invest in the completion of an asset management study or utility rate study, as they are just important to the continued operations of the community at length.

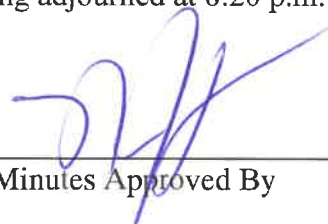
Mayor Justice stated he could have handled the project administratively but will agree to discuss at the next workshop.

Mr. Lance made a motion to adopt Ordinance 1615-2018 as amended. Mr. Timko seconded the motion. Roll call: Mrs. Cochran, Ms. Snyder, Mr. Cole, Mr. Lance, and Mr. Timko voted "yes". Ordinance adopted.

Mr. Holl made a statement. He stated he feels encouraged with the positive work performed by the mayor and council. He asked they not allow disagreements to "become personal". He stated he believes all make decisions to be the best for the community and asked they continue to perform successfully.

Motion for Adjournment was made by Mr. Lance and seconded by Mr. Cole. Roll call: Ms. Snyder, Mr. Cole, Mr. Lance, Mr. Timko, and Mrs. Snyder voted "yes". Meeting adjourned at 8:20 p.m.


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