

Village of Chippewa Lake

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Council Meeting Minutes

April 12, 2010

The Village of Chippewa Lake Council met in regular session on Monday, April 12, 2010 at the Church at the Lake United Methodist located at 7824 Lake Road. The Honorable Mayor Joanne Dodaro called the meeting to order at 7:30 PM.

All in attendance stood for the Pledge of Allegiance.

The Law Director sworn in Cathy Osborn as the Clerk-Treasurer of the Village of Chippewa Lake for another term.

Present: Mayor Joanne Dodaro, Clerk-Treasurer Cathy Osborn, Law Director Allan M. Michelson, Council President Keith Riedel, Council Members Debbie Bican, Barb Hunter, Alan Robbins, Brent Osborn and Tom Melter.

Motion made by Bican to accept the minutes from the March 8, 2010 Council meeting. Melter seconded. 6 Ayes. Motion approved.

The Clerk-Treasurer reported the following bills to Council:

Lafayette Township	25.00
Cynthia Naragon	235.93

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Bills (Continued):

Jones Roll-Off Containers	100.00
Securitec One, Inc.	345.00
The Gazette	116.74
C Martin Trucking	45.90
Ohio Edison	1,219.65
Jenkins Maintenance	220.00
Medina County Engineer	383.20
Joanne Dodaro	218.45
Cathy Osborn	1,120.18
Allan M. Michelson	474.59
Robert Locher, Jr.	332.52
Time Warner Cable	89.49
Columbia Gas	50.01
Bill Zweifel	950.00
Treasurer of State of Ohio	249.00
Varney, Fink & Associates	5,563.64
Staples	287.28
Ohio Public Employees Retirement System	887.01
School District Income Tax	26.34
Ohio Treasurer of State	132.11
Lake Refrigeration	4,031.25
Medina County Sheriff's Office	2,166.01
United States Treasury	<u>647.08</u>
Total Of All Bills	\$19,916.38

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Motion made by Riedel to pay the bills from their proper funds. Osborn seconded. 6 Ayes. Motion approved.

Jim Carpenter who is the principal of Westfield would like time to give his presentation this evening. He said he came here in August so he is new to the Cloverleaf district. His presentation is concerning the renewal of the permanent improvement levy on the May ballot. This levy provides for about 954 thousand dollars per year and can only be used for permanent improvements that have a five year shelf life or longer. Those items include buildings, property, purchase of textbooks, furniture, equipment, and technology. This levy has been renewed every five years since 1985 and it has passed each time it has been on the ballot. This levy will not increase your taxes. This levy will cost \$57.12 per year to the homeowner with a value of \$100,000.00. This levy cannot be used for salaries and benefits.

The elementary school buildings are old. Westfield School was built in 1872 and the addition was built in 1922. Seville School was built in 1916 and Lodi was built in 1914. The schools have a lot of character, but also have problems. The new school will house about 1,000 students that are pre-K through fourth grade will open in November of 2011.

The Phase Two plan is to enlarge the middle school and move the fifth and sixth grade into that building. The middle school will house fifth through eighth grades in the future. Eventually, they plan to have K-12 all on one campus. Mayor Dodaro thanked Mr. Carpenter for his presentation this evening.

Committee Reports

Safety: Hunter read the patrol report for the month of March as follows: 1 hour working on reports, 1 written report taken, 3 calls assigned by dispatch, 6 self-initiated calls, 67 citizen contacts, 4 assist citizens, 2 summons issued, 2 traffic stops, 1 court citation, 1 written warning, 6 suspicious persons, 5 suspicious vehicles and 4 assists to other police departments. The deputies worked a total of 77.5 hours for the month of March. They logged 351.2 miles on the cruiser using 44.7 gallons of gasoline. **(See attached report)** Deputy Easterday has also submitted a quarterly report of the patrol report for 2010. Deputy Easterday introduces our newest deputy for the village. Deputy Girard will be starting to work for the village in May. Deputy Girard said he has been with the Sheriff's Department for fourteen years. He has worked mostly in the jail and in corrections. Prior to this he was in the military six years in active duty with the Navy and the National Guard for twelve years. He said he is married with two children and lives in Valley City. Mayor Dodaro welcomed him to the village.

Fire Chief Jeff Hall reviewed the fire report for the month of March. There were no fire calls and four EMS calls in March. The year to date totals for the village are 3 fire calls and 10 EMS calls. **(See attached report)** The fire department will hold a CPR class on Thursday, April 15 at the station on Heather Hedge.

Zoning: Osborn reports that the Zoning Board held their meeting on April 6th at the church. **(See attached minutes)**

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Zoning (Continued): Under new business, Mr. Vidra is building a new house on Shorefield and it appears he needs a variance for his front walk and steps. It appears that the chimney stack and possibly the peak of the roof are higher than the 30 foot limitation. The dimensions on the plans were not real clear. Locher advised Mr. Vidra to apply for a variance and associated documents by April 20, 2010 in order to get the letters out and for zoning to be prepared to act at the next meeting.

J. Bair at 402 Craggy Creek wants to purchase 25 feet of land from his neighbor so he can put up a garage. He purchased 20 feet of this same lot years ago. The Board referred this question to the Law Director, Allan Michelson, to see if this would be legal to build on. Mr. Bair also questioned whether pavers would work for a driveway. Locher will contact Mr. Bair after talking with Allan Michelson. At tonight's meeting, the Law Director said that after talking with Bob Locher if Mr. Bair purchased the other 25 feet of land then that lot would be buildable for the garage and pavers are permitted.

Riedel brought up the house at the corner of Briarwood Blvd and Circle Crest. The renters are parking on the culvert and it is broken and now water pools in that area. Locher to contact the owner of that property to advise that the culvert needs to be repaired. He will also talk with the renters and advise them not to park in that area. Deputy Easterday has also discussed this situation with the renters.

Under old business, Cyndy Naragon brought up the houses at 113,115 and 117 Clover Cliff. She was advised that these violations were addressed and complied with last fall.

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Zoning (Continued): She said that people are still parking on the culvert area of those properties. Deputy Easterday and Bob Locher will monitor that location. If parking is continuing in that area the violators will be cited.

Mr. Pribish of 273 Rustic Rook changed the title of his truck into the neighbor's name and has put the truck in his neighbor's garage. Mr. Pribish still paid court costs associated with this vehicle violation. Osborn said that Locher told him that the neighbor had to move a lot of items out of the garage to make room for the truck. Locher said that he will now have to go back and cite the owner of the property where the garage is for the junk stored outside.

Mr. Lingenfelter of 258 Rustic Rook paid the court fine and removed the vehicle from his property that was in violation.

473 Shorefield, 542 Lee Lore, 37 Circle Crest and 125 Rockridge all had vehicles that were in violation. Those violations were heard at the Council meeting on March 8, 2010. All vehicles were removed by the deadline given by Council.

Osborn said that the dumpster at 332 Lake Road is gone. It was replaced with four large garbage cans with lids and they are all sitting by the garage.

Shelly Wharton questioned if the village was going to participate in a commercial development study that was referenced in the Trading Post and if so, what would the cost be to the village. Mayor Dodaro advises that the planning is from the County and the fee to the village would be \$650.00. The village will participate and pay the fee upon all the other municipalities agreeing to participate.

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Zoning (Continued): Wharton asked what the outcome was of the Zoning Board's recommendation that Council investigate annexation of certain commercial property currently located in Lafayette Township. Osborn reports that a committee will be formed to study this which will include full Council in the future.

There is a Zoning workshop meeting scheduled for April 14th at the church. The next regular Zoning Board meeting will be held on Tuesday, May 4, 2010 at 7:30 pm.

Finance: Cathy presents the bank statement ending March 31st and the accounting reconciliation for Council's review and their signature on her copy.

Cathy said that she has received the first half of the real estate settlement for 2010. This revenue was received on April 2nd by direct deposit from the county auditor in the amount of \$49,467.67. The village also received by direct deposit on April 9th an inheritance tax settlement from Willard Stephenson's estate. This settlement gave the village \$10,300.07 of unexpected revenue.

Since Cathy is giving the quarterly reports she printed out the monthly Cash Summary by Fund report to reflect revenue and expenditures at a glance from January 1st through April 12th. She reports that the starting balance in all funds for 2010 was \$195,153.40. Revenue totals so far this year are \$96,107.75. The expenditures to date are \$102,916.61. Cathy mentions that the part of the revenue and expenditure totals include \$11,947.83 in OPWC funding.

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Finance (Continued): The village, as part of a state requirement for accounting of OPWC funds, must show the receipt and the expenditure of all payments to vendors even though the village did not handle any of this money. The Star Ohio Account presently has a balance of \$12,281.51. The checking balance before the approved bills are paid is \$176,063.03.

Cathy has prepared financial reports for the first quarter of 2010. She reviews these reports with Council and Mayor and started with the "Revenue Status" report. The first column of this report is the budget amount or what the village is expecting to receive. Cathy concentrates on the amount received column which shows actual dollars received so far. The report shows the amounts for all funds established for the village in 2010.

The next report is the "Appropriation Status" report. This report shows the appropriated amounts that were approved by Council at the January Council meeting for the entire year. The report also shows how much has been spent and what amount is remaining in the appropriation for each line item and by fund.

Cathy said she finally reached the Ohio Department of Public Safety to inquire about the village's MVL tax that was enacted by Ordinance in 1999. Cathy said she spoke with both Stephanie and Margie concerning this tax. They said the village has never collected this tax and they had no record of ever receiving this ordinance with Council's approval to do so. She thanked former Council member Katrina Sommers who asked if we were receiving this tax which prompted Cathy to make the phone call. The original ordinance is eleven years old and it is suggested that new ordinances be drawn up.

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Finance (Continued): The ordinances should be separated to specifically state ORC 4504.06 and the other ordinance should contain ORC 4504.172. Each ordinance would generate \$5.00 back to the village. Should Council decide to pass these ordinances they must be submitted to the Ohio Department of Public Safety by the July 1st deadline in order to collect this tax on January 1, 2011. If the ordinances are submitted the village would receive a certified letter confirming that they have been received by the state. The Law Director will prepare the ordinances and email them to Cathy so she can fax them to the Department of Public Safety for their approval of the wording. Cathy will report on their decision at the May 10th Council meeting. It will then be Council's decision to adopt these ordinances or not. Cathy reminds Council that if the 1.5 mil/5 year Streets Levy would have passed it would have cost each property owner approximately \$46.00 per year for a property value of \$100,000.00. The 1.5 mil/5year levy would have generated \$23,300.00 per year for the street fund. The question for Council to decide is to adopt these ordinances or try the Streets Levy again.

Buildings: **Status of Project:** Melter reported that Securitec relocated two cameras and installed a third. Brent, Keith and Tom installed cable wiring, relocated the thermostat and added two phone lines. Ron Pfaff added refrigerator circuit and two outside door lights at a cost of \$450.00. Ohio Edison set the meter, but said that Ron Pfaff needed to change the joint connector. New shutters were installed on the outside windows.

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Building (Continued): Gutters and downspouts were installed on the addition section of the building. Brent wired an outside outlet to the back of the building and relocated the north side door light to accommodate the new shutters. Insulation was completed and inspected. Lake Refrigeration set two furnaces and Dynamerican hooked up the gas. Ron Pfaff provided the electric hook up. Furnaces are working and they are needed to dry the finish work and painting. The AC units have not been installed yet. We are waiting for the outside excavation to be completed so we do not damage the units. Jeff said he can install with one or two days notice. Tom called the Building Inspector and the yard does not need to be cleaned up and seeded to get an occupancy permit, however, a concrete walk needs to be installed for handicap access. The Village of Chippewa Lake zoning does require the front yard cleaned, graded and seeded up to the building. Drywall is in the final stages and should be completed this week. Bill Lee will start priming the walls late this week.

Finish the Project-Phase 2-What we need to do: Tom received three quotes for cleaning up, grading and seeding the front yard. The lowest bid is more than we have to spend. Ken Whynott has offered to donate this time and equipment to clean and grade the front yard. This work is scheduled for Saturday, April 17, 2010 and anyone who can help would be appreciated. We need to put in a handicapped, ramped concrete sidewalk to the front door. Jenkins Maintenance and Lexington Homes both quoted \$900.00 for this concrete work. Tom said earlier in the year he had requested parking lot quotes.

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Buildings (Continued): He has received one from Barbicas Construction at \$47,827.00. This will be tabled since we do not have the funds at this time.

Community Relations: Robbins said that the Village Pride has their next meeting on April 26th. The Village Clean Up Day is scheduled for May 15th. The Lafayette Fire Department has their CPR class on April 15th at the station on Heather Hedge. The Ski Team had their silent auction on March 19th. Tom Melter said he would like to thank the community for their support and it was their best fundraiser ever. There are two competition dates for the ski team which are July 10th is the regional and August 14th is the nationals.

The Lions Club has a new fundraiser which is selling flags for \$40.00 each. Through Jeannette Ryhner they are providing some meals to needy families in the area. Jeannette is interested in expanding that service to more people and Robbins would like to work with her on that effort. Mayor Dodaro said that the family that they are helping now has a medical issue and are very appreciative for the help. Mayor Dodaro said that the Food Bank is moving to Seville.

Robbins explains the marketing plan for promoting the First Energy electric aggregation issue. Robbins said that Claire has sent out an e-blast to inform residents about the aggregation issue on the ballot. He would like to have two more sent before Election Day.

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Community Relations (Continued): Katrina Sommers has updated the village website with the pertinent information to help residents be informed before voting. Robbins thought it was important enough to have some yard signs made up to distribute throughout the village. He received two quotes for 10 signs that are 18 X 24 with wire stakes. Becker Signs in Richfield quoted \$160.00 and Camelot Printing in Medina quoted \$258.00. He also would like to have 400 fliers printed up at the cost of \$36.00 for white paper or \$44.00 for colored paper. **Motion made by Riedel to encumber up to \$204.00 for 10 yard signs and 400 fliers on colored paper. Bican seconded. 6 Ayes. Motion approved.** Robbins will place the order and be in charge of putting up the signs and having the fliers distributed.

The 2010 Census is going well.

The Upper Chippewa Creek Watershed: Balanced Growth Program did hold a meeting on Thursday, March 18th. Robbins was out of town, but he did receive a nice 3 ring binder from the Soil and Water Conservation District which was very comprehensive about what it is and what it does. They are setting aside Priority Development Areas (PDA) with leadership by Bethany Dentler. There is also Priority Conservation Areas (PCA) which is lead by Tom James. There is sub-committee on Land Use Survey and Patrice Theken is taking the lead on that. There will be a development meeting on April 29th which Robbins plans to attend. The Land Use Survey was first introduced to the village at a December meeting. The communities to be involved are the Village of Chippewa Lake, Village of Gloria Glens, Lafayette Township and Westfield Township.

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Community Relations (Continued): This study will look at the Lake Road corridor from Chippewa Road to possibly Kennard Road. They will be looking at the zoning activities of the four entities. The proposed Chippewa Landing project is driving the need for more coordinated activities. The cost of this study was going to be paid by the County Planning Department. When this proposal was taken to the commissioners they wanted the entities to have some level of buy in to this project. All four entities must agree to buy in to this project or it will not happen. Robbins said he thinks we should participate in this study as it will be important for us to have a voice on what happens to this commercial area. **Motion made by Riedel to waive the three reading requirement for Resolution #432-10. Melter seconded. 6 Ayes. Motion approved. Resolution # 432-10 "A resolution agreeing to participate in the Chippewa Area Land Use Study facilitated by the Medina County Department of Planning Services." was read by title only. Motion made by Melter to adopt Resolution #432-10 as an emergency. Riedel seconded. 6 Ayes. Motion approved.** A check for this study will be released if all other entities will be participating. Robbins will let Patrice know that the village did pass the resolution, but the check will depend on what the other entities do.

Robbins has been following the Medina County newsletter and there has been quite a bit of activity. Fifty-five million dollars in Recovery Zone Facility Bonds have been arranged for the Chippewa Landings project. Chippewa Landing has filed their worksheet for this project on time.

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Community Relations (Continued): The funding at this time looks very probable. Chippewa Partners are proposing a similar project in Beaufort, South Carolina also.

Robbins said there is nothing new to report concerning the Medina County Parks District.

Robbins said there is a new Chippewa Lake Water Sports Association being formed. This association would promote adult/youth teaching of water sports on Chippewa Lake. This group is USA Water Ski Association sanctioned for insurance and other resources. They are proposing a slalom course on the lake and they met with Tom James a couple of weeks ago. Mayor Dodaro asked if this group was part of the ski team. Robbins said no, just a group of people that have interest in skiing on Chippewa Lake and preserving water sports on Chippewa Lake. Robbins said that he and Riedel sat through a meeting a couple of weeks ago and the group seemed to want to move forward. Mayor Dodaro asked who was in this group. Robbins said he is not sure who the leadership is, but he knows the organizers at this point are Tim Cochrane, Hank and Meredith Waite and Vanna Robbins. There were about fourteen people who attended the meeting a couple of weeks ago.

Mayor Dodaro shows a copy of the recent newsletter sent out by the Gloria Glens Association. This newsletter was printed at Camelot Printing. We could get a newsletter done there for 6 cents per side for black and white or 39 cents per side for color. The Community Relations and the Parks Committee both have Bican, Robbins and Hunter on them. They will have a meeting to prepare for a village newsletter to be distributed soon.

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Community Relations (Continued): Mayor Dodaro has received the application for the Community Development Block Grant. She will forward this application to the Village's Grant Administrator Dan McGahan for his review.

Streets: The Law Director is drawing up a floodplain permit to be submitted to OPWC for the Phase Four-Craggy Creek project. He will need to obtain Zoning Inspector Bob Locher's signature and then forward to Cathy to mail out.

Columbia Gas called Riedel to see if they could share our engineering information with them so they can get their project started on Craggy Creek. Riedel agreed to share this information provided they covered any additional cost. Riedel said they have already started shooting their new feeder lines underneath Craggy Creek. Columbia Gas said they will be done by the end of May.

Amy from Medina County Sanitary Engineers said they have completed their survey and they will be moving three hydrants back five feet. The hydrants will still be on the road right-of-way, but not as close to the road when it is reconfigured.

An easement is needed for the Phase Four project. The village was not successful in obtaining an easement from the first property owner approached. Riedel believes another resident has offered to grant an easement for this project provided his property is returned to its original condition. The Law Director has the paperwork and needs the owner's signature. He will contact the owner in the morning to make arrangements for his signature.

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Streets (Continued): Riedel said that the low bidder for the Phase Four-Craggy Creek project was Perrin Asphalt out of Akron in the amount of \$212,151.25. They have a good record of performance. Engineering Associates are making the recommendation that the village award the contract to Perrin Asphalt Company for the Phase Four-Craggy Creek project. **Motion made by Riedel to waive the 3 reading requirement for Ordinance #698-10. Robbins seconded. 6 Ayes. Motion approved. Ordinance #698-10 "An ordinance accepting the bid of Perrin Asphalt Company, Inc. for the Phase Four Street Improvement Project authorizing a contract for the same and declaring the same an emergency."** was read by title only. **Motion made by Riedel to adopt Ordinance #698-10 as an emergency. Robbins seconded. 6 Ayes. Motion approved.** Riedel has been told by Perrin Asphalt that this project will take 90 days from start to finish. They plan to begin on June 1st.

Riedel said there are road repairs that are needed throughout the village. **Motion made by Riedel to encumber up to \$3,500.00 for road repairs. Melter seconded. 6 Ayes. Motion approved.**

Mayor Dodaro said that we need to have the third and final reading of Ordinance #692-10. **Ordinance #692-10 "An ordinance repealing Ordinance #355-86 and Ordinance #339-84 and providing for permanent stop signs at the intersection of Rockridge Drive and Heather Hedge Drive and Longacre Lane and Lazywood Lane."** was read by title only. **Motion made by Riedel to adopt Ordinance #692-10. Melter seconded. 6 Ayes. Motion approved.**

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Streets (Continued): This ordinance will take effect in thirty days. The stop signs will go up on April 15th and remain up permanently.

Parks: Bican said that Mayor Dodaro met with Greg Songer of Public Entities Pool for our yearly safety inspection of our parks and playground equipment. She thanked Mayor Dodaro for meeting with Mr. Songer as she was out of town. Mayor Dodaro asked Bill Zweifel to visit all the parks and check the playground equipment for repairs needed prior to Mr. Songer's visit. He made some repairs as requested. There was only one safety correction needed to a piece of playground equipment. Bican will have that repaired and will send back the paperwork stating that the correction was completed.

Bican said the village has received the mosquito contract for the 2010 season. The village also received a letter from Bob Moorhead of G&O Spray Service who has been taking care of the village's mosquito spraying for many years. Mr. Moorhead is retiring after 30 years. Mayor Dodaro asked Cathy to send him a letter of thanks for his many years of service to the village. He has sold the business to Dale Sidle of Valley View Spray Service. Mr. Sidle's introduction letter was also included along with his proposal and all other necessary documentation. The proposal states a \$295.00 per application fee and the spraying will be done on Monday and Thursday evenings. **Motion made by Bican to waive the 3 reading requirement for Ordinance #697-10. Riedel seconded. 6 Ayes. Motion approved.**

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Parks (Continued): Ordinance #697-10 "An ordinance approving a contract for mosquito spraying and services by Valley View Spray Service, LLC and declaring the same an emergency." was read by title only. Motion made by Riedel to adopt Ordinance #697-10 as an emergency. Melter seconded. 6 Ayes. Motion approved. Mayor Dodaro and Bican were both given his card and will contact Dale when service should begin. Cathy will mail the agreement to Dale for his signature and he will return one copy to the village.

Bican said she ordered lake access passes and parking permit stickers from Camelot Printing today. She said she also ordered boat stickers because it was her understanding that the village was going to do boat stickers every year. She said she knows in the past the village has done them every two years. She thought for some reason it had been changed to every year. She said she has to go back and look at her notes and meet with the boat ramp committee. She will have the boat sticker order put on hold at least for now. Mayor Dodaro said the village has done boat stickers every two years and she doesn't want that changed. She said we are lucky that we have someone who is willing to do this job and every year is too much.

Bican is in the process of contacting the beach attendants for this season. Randi Keefe has agreed to come back as the beach supervisor.

Bican wants to evaluate the need for need sand at the beach as we did not get any last year. Cathy suggests we wait to make that decision to see how much is washed into the lake with possible flooding in the spring.

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Parks (Continued): Cathy said it cost about two thousand dollars to bring in new sand. Mayor Dodaro said that new beach sand may have to wait another year.

Bican would like to find some kind of steps to make it easier and safer to enter the lake from the beach area. Robbins said there is a company is Wooster called Wooster Products that may have something that we can use at the beach. Bican will contact this company for more information.

Mayor Dodaro asked Bican to let her know when the Parks meeting is scheduled.

Law Director: The Law Director said he only had one case this month for the village and it was reported on earlier. The case involved Mr. Pribish and concerned a vehicle violation that went to court. He paid the fine and this case has been handled.

The Law Director asked for direction when placing the ad for trash removal. The village's last contract with C Martin Trucking was for five years. The contract before that was for one year with the two years of options to renew. Robbins asked the Law Director to advertise for a comparison bid from each interested hauler. The ad will run in April and May. Council agrees to advertise for a 3 year contract and also for a 5 year contract with sealed bids to be opened at the June Council meeting.

The Law Director asks Mayor and Council if they would consider changing the June Council meeting to Tuesday, June 8th. He will be out of town for a family gathering at the time of the regularly scheduled meeting in June.

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Law Director (Continued): Council agrees to change the Council meeting for June to Tuesday, June 8th at 7:30 pm at the church.

New Business: Deputy Easterday asks if he should schedule the deputies for 80 hours for the month of May. Hunter said yes.

Bican presents the Ski Team proposal for the use of the beach for the 2010 season. **(See attached proposal)** The proposal is exactly the same that has been presented for several years. They would like to use the beach on Sunday, June 27th for their "Learn to Ski Day" which is very popular. Attached to the proposal is a copy of their insurance coverage and the letter sent to Tom James of the Parks District requesting their "special use permit" for the year. **Motion made by Osborn to accept the ski team's proposal for 2010. Hunter seconded. 4 Ayes, 2 Abstain. Motion approved.**

At 10 pm, Motion made by Robbins that the meeting be adjourned. Melter seconded. 6 Ayes. Motion approved.

Next Meeting: Monday, May 10, 2010 at 7:30 pm at the Church at the Lake United Methodist, 7824 Lake Road.

Joanne Dodaro, Mayor

Cathy Osborn, Clerk-Treasurer