



# RECORD OF PROCEEDINGS

Minutes of

CHAGRIN FALLS VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10149

Held

OCTOBER 28,

20 13

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH LINCOLN NATIONAL FOR LIFE INSURANCE FOR ALL FULL-TIME EMPLOYEES OF THE VILLAGE OF CHAGRIN FALLS FOR 2014 AND 2015.

Moved by Mr. Subel, seconded by Mrs. Evans that the requirement for reading an ordinance three times be suspended. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Moved by Mr. Subel, seconded by Mr. Newell that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Subel said the rates have not gone up since the last time we had a contract, which was two years ago, and it becomes effective January 1, 2014. The total cost is about \$8,000 a year. Mrs. Lutz asked how long has this been instituted for village employees? Mr. Bloom said at least thirty years.

**AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR SRTS COORDINATOR SERVICES**

Mrs. Evans introduced Ordinance No. 2013-66 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL SAFE ROUTES TO SCHOOL COORDINATOR SERVICES, AND DECLARING AN EMERGENCY.

Moved by Mrs. Evans, seconded by Mrs. Lutz that the requirement for reading an ordinance three times be suspended. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Moved by Mrs. Evans, seconded by Mrs. Lutz that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mrs. Evans said this is an ordinance allowing the Mayor to enter into an agreement for a professional staff person for the Safe Routes to School Program. She said she is pleased to say that the person that has been chosen is Sally Goss, who will do a wonderful job. She said she appreciates her taking on this responsibility. This is funded by the Safe Routes to School Program.

**AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE CHAGRIN RIVER WATERSHED PARTNERS**

Mr. Patton introduced Ordinance No. 2013-67 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CHAGRIN RIVER WATERSHED PARTNERS, INC. FOR RESTORING THE RIPARIAN CORRIDOR AT WHITESBURG PARK PRESERVE, AND DECLARING AN EMERGENCY.

Moved by Mr. Patton, seconded by Mr. Newell that the requirement for reading an ordinance

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three times be suspended. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Moved by Mr. Patton, seconded by Mrs. Evans that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Patton said we have an ongoing relationship with the Chagrin River Watershed Partners, which has been invaluable to the village. This is a Great Lakes Restoration Initiative Grant from the USDA, Forest Service Northeastern Area, State and Private Forestry. It is a two-year contract for the grant administration, education and outreach, and project oversight and management requirements associated with the \$33,000 grant.

**AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH NERONE & SONS**

Mr. Patton introduced Ordinance No. 2013-68 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH NERONE & SONS, INC. FOR THE CATCH BASIN REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.

Moved by Mr. Patton, seconded by Mr. Newell that the requirement for reading an ordinance three times be suspended. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Moved by Mr. Patton, seconded by Mrs. Evans that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Patton said this addresses the removal and replacement of the catch basin located at 45 Tartan Court. We received four bids ranging from \$20,600 to \$10,500. Nerone & Sons is the lowest and best bid at \$10,500 and it was the unanimous vote of the Utilities Committee to recommend to Council that we adopt this ordinance and that the Mayor enters into this contract with Nerone & Sons.

**AUTHORIZATION TO CONSTRUCT SIDEWALKS**

Mrs. Evans introduced Resolution No. 2013-70 entitled:

A FINAL RESOLUTION AUTHORIZING THE OHIO DEPARTMENT OF TRANSPORTATION TO CONSTRUCT SIDEWALKS ALONG CLEVELAND STREET BETWEEN WASHINGTON STREET AND MILL STREET, CONNECTING EXISTING AND NEW SIDEWALKS ALONG BELL STREET AND CONSTRUCTING A BOARDWALK STRUCTURE ALONG MILL STREET BETWEEN EXISTING SIDEWALKS AT THE NORTH STREET INTERSECTION AND THE REAR APPROACH TO THE CLEVELAND STREET BRIDGE OVER CHAGRIN RIVER, LYING WITHIN THE VILLAGE OF CHAGRIN FALLS.

Moved by Mrs. Evans, seconded by Mrs. Lutz that the resolution be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton. Nays: Subel. Mrs. Evans said this is the final resolution mandated by the department of transportation that we have to pass so they can move

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forward with this project.

### VARIANCE REQUEST - 33 EAST ORANGE STREET

Mr. Byron placed on the floor Administrative Order No. 2013-64 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT REGARDING  
A VARIANCE REQUEST OF JOYCE POPLAR FOR PROPERTY LOCATED  
AT 33 EAST ORANGE STREET.

Mr. Patton said I am going to recuse myself from this piece of legislation because I have a legal relationship with Joyce Poplar. Moved by Mrs. Evans, seconded by Mrs. Lutz that the administrative order be adopted. Carried. Ayes: Evans, Herman, Holdren, Lutz, Newell, Subel. Nays: None. Mr. Holdren explained the specifics of the variance requests.

### VARIANCE REQUEST - 31 WALNUT STREET

Mr. Holdren introduced Administrative Order No. 2013-69 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT REGARDING  
A VARIANCE REQUEST OF KATHLEEN EBERLEIN FOR PROPERTY  
LOCATED AT 31 WALNUT STREET.

Moved by Mr. Holdren, seconded by Mrs. Lutz that the administrative order be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell. Nays: Patton, Subel. Mr. Holdren explained the specifics of the variance request. Mr. Eberlein presented his case to Council as he did before the Board of Zoning Appeals on October 22, 2013. Comments were heard and questions were answered.

### STREETS AND SIDEWALKS COMMITTEE

No report.

### FACILITIES AND SERVICES COMMITTEE

No report.

### PLANNING AND ZONING COMMISSION

No report.

### SAFETY COMMITTEE

Mr. Lutz announced a meeting for Tuesday, November 5, 2013 at 4:00 p.m.

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**UTILITIES COMMITTEE**

Mr. Patton reported that the committee heard a presentation by Tim Lannon regarding the waste water treatment plant bypass and sanitary sewer overflow study and the elimination plan for that based on infiltration and influx. He said they reviewed some remedies for ten-year storms to twenty-five-year storms including relining the sewers, building larger holding tanks, and a few other ideas. It appears that CT Consultants' recommendation at this point is that we go ahead with the twenty-five-year storms plan. That elimination plan will be presented to the EPA; no further action is required.

**BOARD OF ZONING APPEALS**

No report.

**ADMINISTRATION AND COMPENSATION COMMITTEE**

No report.

**FINANCE COMMITTEE**

No report.

**PARKS COMMISSION**

No report.

**SHADE TREE COMMISSION**

No report.

**ARTS COMMISSION**

No report.

**PARKING COMMISSION**

No report.

**REPORT OF THE CHIEF ADMINISTRATIVE OFFICER**

Mr. Himes reported that we will be working with the Cuyahoga County Solid Waste District on political sign recycling. People can drop those signs off at the service garage on November

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6, 2013 during the normal household hazardous waste pick-up, which is the first Wednesday of every month.

**REPORT OF THE ENGINEER**

No report.

**REPORT OF THE POLICE CHIEF**

No report.

**REPORT OF THE FIRE CHIEF**

No report.

**MEMBERS OF THE PUBLIC TO SPEAK TO ANY MATTER (NOT TO EXCEED FIVE (5) MINUTES)**

None.


**MISCELLANEOUS**

Mr. Herdman expressed his concerns regarding the person who stands at the intersection here with a real chainsaw on Halloween night.

**ADJOURNMENT**

Mr. Patton adjourned the meeting at 8:40 p.m.

  
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President of Council

  
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Clerk of Council