

The meeting of the Council of the Village of Chagrin Falls was called to order at 8:00 p.m. by Mrs. Evans.

Member present: Evans, Herdman, Lutz, Muscenti, Newell, Subel
Members absent: Patton
Officials present: Bloom, Zupan, Byron, Lannon

Moved by Mr. Subel, seconded by Mrs. Lutz that the absence of Mr. Patton be excused. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Subel. Nays: None.

APPROVAL OF MINUTES

Moved by Mr. Newell, seconded by Mr. Herdman that the minutes of the meeting held July 27, 2015 be approved. Carried. Ayes: Evans, Herdman, Lutz, Newell, Subel. Abstain: Muscenti. Nays: None.

REPORT OF THE MAYOR

No report.

REPORT OF THE FINANCE DIRECTOR

On behalf of the Mayor, Mrs. Evans mentioned that this weekend will be the last weekend to see Barnum at the Chagrin Valley Little Theatre.

MEMBERS OF THE PUBLIC TO SPEAK TO AGENDA ITEMS (NOT TO EXCEED TWO (2) MINUTES PER PERSON)

None.

AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH SHIRMER CONSTRUCTION

Mrs. Evans introduced Ordinance No. 2015-29 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SCHIRMER CONSTRUCTION, LLC, FOR THE DESIGN AND CONSTRUCTION OF THE MILL STREET SLOPE STABILIZATION PROJECT, AND DECLARING AN EMERGENCY.

Moved by Mr. Newell, seconded by Mrs. Lutz that the requirement for reading an ordinance three times be suspended. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Subel. Nays: None. Moved by Mr. Newell, seconded by Mrs. Lutz that the ordinance be

adopted. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Subel. Nays: None. Mr. Lannon said this was a fast-paced bidding effort so we decided to go design-build to open up options and have the contractors go through the process of finding out what materials and subcontractors were available on the time frame that we wanted. We left open the completion date for the contractors to fill in. We ended up with two bids through an invitation process where we had three preselected contractors who had bid on very similar projects. The contractors selected their own engineers to do a conceptual design, which they submitted with the bids. We were able to provide soil borings and survey information to go with the design so these are well defined proposals. Both bidders used steel H pile type construction where steel pile is drilled into rock and set in concrete at seven or eight feet spacing with lagging in between. One design had wood lagging in between part way down to the depth of rock the other had precast concrete lagging sections slid down between the steel beams down to the bedrock. Mr. Subel asked, how high does the lagging come to the surface? Mr. Lannon said basically to the curb elevation and then on top of that it will be guardrail like it is today with the structure somewhat hidden over the edge between the curb and the pedestrian bridge. The two proposals came in at \$524,000, roughly, and \$555,000. I am recommending the higher of the two, Schirmer Construction, LLC at \$554,767. That is for the full depth concrete lagging option and what I thought was a more permanent solution. We do have OPWC funding in the amount of a \$175,000 grant and \$150,000 zero interest loan over a thirty-year period. The contractor has indicated that they would be done by the end of the year and the start date is mostly dependent on availability of the steel. The drilling subcontractor is relatively available. The contractor does have to complete a formal design with calculations, which we should have pretty quickly. They will be able to start as soon as the construction materials are available. Most likely by the end of September or early October construction will be under way. Comments were heard and questions were answered.

VARIANCE REQUEST - 255 BELL STREET

Mr. Herdman introduced Administrative Order No. 2015-26 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT
REGARDING A VARIANCE REQUEST OF RICHARD PAULSON FOR
PROPERTY LOCATED AT 255 BELL STREET.

Moved by Mr. Herdman, seconded by Mrs. Evans that the administrative order be adopted. Carried. Ayes: Evans, Lutz, Muscenti, Newell, Subel. Nays: Herdman. Mr. Herdman explained the specifics of the variances requested. He said, by a vote of three to one, the Board of Zoning Appeals recommended that Council deny these variances. Mr. Paulson gave testimony similar to the testimony that he gave at the July 28, 2015 Board of Zoning Appeals meeting. Comments were heard and questions were answered.

VARIANCE REQUEST - 91 OLIVE STREET

Mr. Herdman introduced Administrative Order No. 2015-27 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT REGARDING A VARIANCE REQUEST OF DOUGLAS GONDA AND TAMARA HEIDENREICH FOR PROPERTY LOCATED AT 91 OLIVE STREET.

Moved by Mr. Herdman, seconded by Mrs. Evans that the administrative order be adopted. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Subel. Nays: None. Mr. Herdman explained the specifics of the variances requested. He said the Board of Zoning Appeals voted four to nothing in favor of the variances.

VARIANCE REQUEST - 68 EAST ORANGE STREET

Mr. Herdman introduced Administrative Order No. 2015-28 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT REGARDING A VARIANCE REQUEST OF PETER AND ROBYN SHIMRAK FOR PROPERTY LOCATED AT 68 EAST ORANGE STREET.

Moved by Mr. Herdman, seconded by Mrs. Evans that the administrative order be adopted. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Subel. Nays: None. Mr. Herdman explained the specifics of the variances requested. He said the Board of Zoning Appeals voted four to nothing in favor of the variances.

STREETS AND SIDEWALKS COMMITTEE

No report.

FACILITIES AND SERVICES COMMITTEE

No report.

PLANNING AND ZONING COMMISSION

No report.

SAFETY COMMITTEE

No report.

UTILITIES COMMITTEE

No report.

BOARD OF ZONING APPEALS

No report.

ADMINISTRATION AND COMPENSATION COMMITTEE

No report.

FINANCE COMMITTEE

Mrs. Evans acknowledged that Council did receive the monthly expenditure reports as well as the monthly statement of cash receipts and disbursements for the month of July, 2015.

PARKS COMMISSION

No report.

SHADE TREE COMMISSION

No report.

ARTS COMMISSION

Mrs. Evans reported that the commission did meet on August 3, 2015 but there wasn't anything substantial to bring in front of Council.

PARKING COMMISSION

Mr. Herdman mentioned that they will have a meeting either on Monday the 24th before the Council meeting or on Tuesday the 25th.

REPORT OF THE CHIEF ADMINISTRATIVE OFFICER

No report.

REPORT OF THE ENGINEER

No report.

REPORT OF THE POLICE CHIEF

Sergeant Capwill reported that the Safety Town graduation was held on Friday, August 7, 2015.

REPORT OF THE FIRE CHIEF

Chief Zugan reported that on Saturday, August 22, 2015 they are going to have an open house, along with the police department, from 10:00 a.m. to 2:00 p.m. so that everyone can see all of the apparatus and the new fire truck. Area police departments, the service department, the SWAT Team, and the National Guard will be there. They will be serving food.

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

Bob Royer said the first responders, the police, fire, and EMS don't seem to get much recognition. What we are planning to do in the first week of September is have the "Town Turn Blue" in honor of our first responders. The first responders will lead the football team on the field for the first home football game. We are requesting permission to hang a banner across the street. It is a 10 X 4 banner and it will say "We Salute Our First Responders, Chagrin Goes Blue August the 31st Through September the 6th". The banner will also be at the football game for everybody to sign and then that banner will be hung in the fire house.

Mr. Subel said I feel good about this one. This is for our employees and to me it is automatic.

Mr. Herdman said there is an application process. Mr. Byron said the authority is vested in Council so it would take Council's approval to hang a banner over a right-of-way. He is in front of the correct body in terms of seeking approval.

Mrs. Evans said usually the request for banners comes in front of the Streets and Sidewalks Committee, which I am the Chairman of. Over the years, the last one we approved was for the Chagrin Valley Rec Center and we did that because we felt that it was an organization that we worried about its existence. We made an exception to have that banner placed last December and January. Other than that there is the Blossom Time Run and we allowed a banner one year for the football team that went to states. We had one for Tim Conway, Safe Routes to School, and the village-wide garage sale. We get many requests and we have just decided to deny most of them. I tend to agree with Rick, the first responders are near and dear to my heart.

Moved by Mrs. Evans, seconded by Mr. Herdman that we allow the 4 x 10 banner for the first responders to be placed across South Franklin Street the week beginning August 31st. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Subel. Nays: None.

MISCELLANEOUS

None.

ADJOURNMENT

Mrs. Evans adjourned the meeting at 9:03 p.m.

President of Council

Clerk of Council