

RECORD OF PROCEEDINGS

Minutes of

CHAGRIN FALLS VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10149

Held

MARCH 11,

20 13

The meeting of the Council of the Village of Chagrin Falls was called to order at 8:30 p.m. by Mr. Patton.

Member present: Chess, Evans, Holdren, Lutz, Newell, Patton, Subel
 Members absent: None
 Officials present: Mayor Brick, Bloom, Himes, Zupan, Brosius, Byron, Lannon

APPROVAL OF MINUTES

Moved by Mrs. Evans, seconded by Mr. Newell that the minutes of the meeting held February 25, 2013 be approved. Carried. Ayes: Chess, Evans, Holdren, Lutz, Newell, Patton, Subel. Nays: None.

REPORT OF THE MAYOR

Mayor Brick said I just want to say that our ever-ready and valiant fire fighters have recently promoted three of their own and it is my honor to administer new oath of office to Lieutenant John Catani, Lieutenant James Leffler, and Captain Greg Krejci.

Mayor Brick introduced Judge Harry Jacob. Mr. Jacob reported on the Bedford Municipal Court and the Outreach Program.

Mayor Brick said I wanted to let you know that this Wednesday I and our department heads will be attending a meeting of the Cuyahoga County merger participants, including Pepper Pike, Orange, Woodmere, and Moreland Hills, to get a report on the status of the shared services portion of that study. And, of course, we are hoping to identify some cost savings through shared services that we can consider to help us to address the million dollar per year revenue reduction imposed upon us by the state.

REPORT OF THE FINANCE DIRECTOR

No report.

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

None.

REPORT OF THE LAW DIRECTOR

CODIFIED ORDINANCES AMENDED

Mr. Subel introduced Ordinance No. 2013-13 entitled:

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AN ORDINANCE AMENDING SECTION 149.02 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CHAGRIN FALLS TO MODIFY THE CLOTHING ALLOWANCE FOR POLICE AND FIRE EMPLOYEES.

Mr. Subel put this ordinance on readings.

POSITION CLASSIFICATION AND SALARY SCHEDULE AMENDED

Mr. Subel introduced Ordinance No. 2013-14 entitled:

AN ORDINANCE AMENDING THE POSITION CLASSIFICATION AND SALARY SCHEDULE FOR VARIOUS POSITIONS WITHIN THE VILLAGE OF CHAGRIN FALLS, AND DECLARING AN EMERGENCY.

Mr. Subel put this ordinance on readings.

SUPPORT OF THE SAFE ROUTES TO SCHOOL PROGRAM

Mrs. Evans introduced Resolution No. 2013-15 entitled:

A RESOLUTION SUPPORTING THE VILLAGE'S SAFE ROUTES TO SCHOOL PROGRAM APPLICATION, AND DECLARING AN EMERGENCY.

Moved by Mrs. Evans, seconded by Mrs. Lutz that the resolution be adopted. Carried. Ayes: Chess, Evans, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mrs. Evans said this resolution was passed at the Streets and Sidewalks Committee meeting this evening. She said this is the application for additional monies from the Ohio Department of Transportation.

AUTHORIZATION TO ENTER INTO A CONTRACT WITH MEDICAL MUTUAL

Mr. Subel introduced Ordinance No. 2013-16 entitled:

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH MEDICAL MUTUAL OF OHIO FOR HEALTH CARE INSURANCE COVERAGE FOR THE EMPLOYEES OF THE VILLAGE OF CHAGRIN FALLS, AUTHORIZING EMPLOYEE CONTRIBUTIONS FOR PREMIUMS, AND DECLARING AN EMERGENCY.

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

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said we had a fairly substantial increase from Medical Mutual and through some negotiation Allan Schinagle got the increase down to still a very hefty fourteen percent, which is more than we have had in a number of years. That takes the premium up about \$75,000 per year. In the past the village has paid for the entire premium. This year this legislation has the employees paying half of that increase.

AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH RIVER WALK AT CHAGRIN FALLS

Mr. Holdren introduced Ordinance No. 2013-17 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
LICENSE AGREEMENT WITH RIVER WALK AT CHAGRIN FALLS, LLC.

Mr. Holdren put this ordinance on readings.

AUTHORIZATION TO EXECUTE THE SPILLWAY TIF TERM SHEET

Mr. Patton introduced Resolution No. 2013-18 entitled:

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE
SPILLWAY TAX INCREMENT FINANCING TERM SHEET, AND
DECLARING AN EMERGENCY.

Mr. Patton put this ordinance on readings.

APPROPRIATIONS MADE FOR EXPENSES AND EXPENDITURES

Mr. Patton introduced Ordinance No. 2013-22 entitled:

AN ORDINANCE MAKING APPROPRIATIONS FOR THE CURRENT
EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF
CHAGRIN FALLS DURING AND FOR THE YEAR ENDING DECEMBER
31, 2013.

Mr. Patton put this ordinance on readings.

VARIANCE REQUEST - 22 WEST ORANGE STREET

Mr. Holdren introduced Administrative Order No. 2013-19 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT
REGARDING A VARIANCE REQUEST OF WEST ORANGE
PROPERTIES, LLC FOR PROPERTY LOCATED AT 22 WEST ORANGE
STREET.

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Mr. Holdren explained the specifics of the variance requests. He said the requested buffer variances were approved, the requested off-street parking variance was denied, the requested variance for access drives we approved, and the variance request for required parking spaces was denied.

Jordan Berns, Rick Siegfried, and Randy Kertesz answered questions from Council. They also presented information to Council similar to what was presented at the Board of Zoning Appeals meeting on February 26, 2013.

VARIANCE REQUEST - 49 WEST WASHINGTON STREET

Mr. Holdren introduced Administrative Order No. 2013-20 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT REGARDING
A VARIANCE REQUEST OF TODD GOLDSTEIN FOR PROPERTY
LOCATED AT 49 WEST WASHINGTON STREET.

Mr. Holdren explained the specifics of the variance request. He said the BZA voted 4-0 in favor of the requested variance.

Dale Markowitz, Thrasher, Dinsmore, & Dolan, and Chip Hess, Hess Engineering, presented information to Council similar to what was presented at the Board of Zoning Appeals meeting on February 26, 2013. Tim Lannon said they do need to create a low spot whether or not there is pipe drainage. They do need a low point to collect water and divert it north and south. If they were to do that with inlet basins they would just have a lot of inlet basins in a short spacing and just a lot of low spots. To do that you can't really construct a storm sewer within a three foot space anyway; so they would still need space to maintain a pipe for drainage. I am not sure if it is in our code or not but our typical site plan calls for ground around the house to drain away from the house. The grade now currently drains towards the house and then they have three feet to deal with it as a setback.

Comments were heard and questions were answered.

VARIANCE REQUEST - PERMANENT PARCEL NO. 931-12-018, 931-12-019, AND 931-12-020

Mr. Holdren introduced Administrative Order No. 2013-21 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT REGARDING
A VARIANCE REQUEST OF RIVER WALK AT CHAGRIN FALLS, II FOR
PROPERTY LOCATED AT PERMANENT PARCEL NO. 931-12-018, 931-
12-019, AND 931-12-020.

Mr. Holdren explained the specifics of the variances requested. He said the BZA voted 4-0 in

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ADMINISTRATION AND COMPENSATION COMMITTEE

No report.

FINANCE COMMITTEE

No report.

PARKS COMMISSION

Mrs. Lutz announced a meeting for Tuesday, April 2, 2013 at 8:30 a.m.

SHADE TREE COMMISSION

Mrs. Lutz said the village is Tree City USA and there is an event coming up in April that the Parks Commission and the Shade Tree Commission have been invited to.

ARTS COMMISSION

Mrs. Evans announced a meeting for Monday, April 1, 2013 at 6:00 p.m.

PARKING COMMISSION

No report.

REPORT OF THE CHIEF ADMINISTRATIVE OFFICER

Mr. Himes reported that the village has been granted a \$5,000 grant from the Cuyahoga County Solid Waste District for another solar powered compactor.

REPORT OF THE ENGINEER

No report.

REPORT OF THE POLICE CHIEF

No report.

REPORT OF THE FIRE CHIEF

No report.

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

None.

MISCELLANEOUS


Mr. Patton announced a Committee of the Whole Meeting for Monday, March 18, 2013 at 5:00 p.m.

Mr. Patton announced a special Council meeting form Monday, March 18, 2013 at 6:00 p.m.

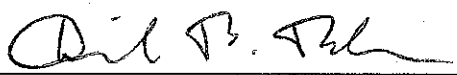
Mr. Subel talked about a resolution in Columbus that they are passing regarding defining income for local income taxes. He said he thinks the mayors have already had a press conference saying they are opposed to it. Mayor Brick said he may be able to get a sample resolution opposing House Bill 5.

ADJOURNMENT

Mr. Patton adjourned the meeting at 10:21 p.m.



 President of Council



 Clerk of Council