

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

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

APPROVAL OF MINUTES

Moved by Mrs. Evans, seconded by Mr. Newell that the minutes of the meeting held November 11, 2013 be approved. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Subel. Abstain: Patton. Nays: None. Moved by Mr. Newell, seconded by Mrs. Evans that the minutes of the meeting held November 25, 2013 be approved. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None.

REPORT OF THE MAYOR

Mayor Brick announced his appointments to the following Boards and Commissions:

Architectural Review Board

George Clemens Re-Appointment

Planning and Zoning Commission

Dixie Touzalin Re-Appointment

Parks Commission

Tod White Re-Appointment

Arts Commission

Don Edelman Re-Appointment

Parking Commission

Susan White Re-Appointment

Board of Zoning Appeals

Dori Loomis Re-Appointment

Architectural Review Board

Steven King Re-Appointment

Moved by Mr. Patton, seconded by Mrs. Evans to confirm Mayor Brick's appointments. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None.

Mayor Brick said, as requested by a letter from Medical Mutual, I did confirm that the village wishes to keep its current medical insurance policy for employees.

Mayor Brick reminded everyone that Holly Hall will continue to be open through December 23, 2013.

Mayor Brick wished everyone a Merry Christmas.

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

CHAPTER 1503 AMENDED

Mrs. Lutz introduced Ordinance No. 2013-77 entitled:

AN ORDINANCE AMENDING CHAPTER 1503, LOCAL PROVISIONS, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CHAGRIN FALLS BY ENACTING NEW SECTION 1503.071, REQUIRING A CENTRAL MONITORING ALARM DEVICE REQUIREMENT, AND DECLARING AN EMERGENCY.

Mrs. Lutz put this ordinance on readings.

APPROPRIATIONS MADE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES

Mr. Patton introduced Ordinance No. 2013-78 entitled:

AN EMERGENCY 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, REPEALING ORDINANCE NO. 2013-34.

Moved by Mr. Patton, 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. Patton, seconded by Mrs. Evans that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Bloom said we have to finalize the appropriations for the year before year end and the way we do that is we take our actual numbers through November, we estimate what they will be also for December, and then we are allowed to inflate them a bit to cover any contingencies between now and the end of the year. The numbers are all higher than the actual spending will be.

POSITION CLASSIFICATION AND SALARY SCHEDULE AMENDED

Mr. Subel introduced Ordinance No. 2013-79 entitled:

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

Moved by Mr. Subel, 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. Subel, seconded by Mrs. Evans that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Subel said this is our salary increase and legislation that we do every year at this time. We met and thought it was right that the village grant a 2% increase in wages effective December 8, 2013. This affects all employees, the prosecutor, the volunteer firefighters and EMTs, but it does not affect Council, the Mayor, or the Law Director. Mr. Subel said this is in keeping with what we have been doing the last several years and it is a recommendation by the Mayor.

SUPPORT THE CLEAN OHIO CONSERVATION FUND

Mr. Patton introduced Resolution No. 2013-80 entitled:

A RESOLUTION SUPPORTING WESTERN RESERVE LAND CONSERVANCY'S APPLICATION TO THE CLEAN OHIO CONSERVATION FUND FOR FUNDING TO PROTECT AND PRESERVE RIPARIAN CORRIDOR AND GREEN SPACE ALONG THE CHAGRIN RIVER.

Moved by Mr. Patton, seconded by Mr. Newell that the resolution be adopted. Carried. Ayes:

Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Patton said this addresses the conservation of twenty acres of property located both in Chagrin Falls and Moreland Hills for the purpose of open space and also for watershed protection. This is known as the Flesher property. By passing this we are supporting the Western Reserve Land Conservancy's application for conservation funds for the purchase of that entire property.

AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH WALTER, HAVERFIELD LLP

Mr. Subel introduced Ordinance No. 2013-81 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WALTER, HAVERFIELD LLP, EFFECTIVE FROM JANUARY 1, 2014, THROUGH DECEMBER 31, 2014.

Moved by Mr. Subel, 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 Mr. Subel, seconded by Mrs. Evans that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Subel said this is a change in the current contract by 2% and that is also in keeping with past practice.

AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THERESA BROWN

Mr. Patton introduced Ordinance No. 2013-82 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THERESA BROWN (D/B/A CLEAN SWEEP) FOR THE PURCHASE OF CUSTODIAL SERVICES, AND DECLARING AN EMERGENCY.

Moved by Mr. Patton, 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. 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 received two bids and the low bid of \$23,700 per year was from Jani King, which is a corporate cleaning company. The higher bid of \$24,900 was from Clean Sweep, which is a mother & daughter company so we don't have to worry about employee turnover and associated security risks. The current contract that we are under now, which was awarded in 2008, is \$27,180 per year. The recommendation is for the higher of the two bids based on references. Mr. Himes said this includes the Village Hall, the Police Station, and the Shute Building. He mentioned that Neva and Lenny, N.J.S. Cleaning Service, have been cleaning for us for over twenty years and they are retiring at the end of this year.

VARIANCE REQUEST - 218 CLEVELAND STREET

Mr. Holdren introduced Administrative Order No. 20136-83 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT
REGARDING A VARIANCE REQUEST OF SPILLWAY, LLC FOR
PROPERTY LOCATED AT 218 CLEVELAND STREET.

Moved by Mr. Holdren, seconded by Mrs. Evans that the administrative order be adopted. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton. Nays: Subel. Mr. Holdren explained the specifics of the seating variance requested. He said the Board of Zoning Appeals unanimously approved this variance request. Comments were heard and questions were answered. There was lengthy discussion regarding parking and pedestrian safety. Mr. Byron clarified that this variance is based upon the plan that Mr. Darden proposed and so any change from that would require action by the Board of Zoning Appeals and Council. The variance is granted with respect to this plan, which is for two restaurants.

STREETS AND SIDEWALKS COMMITTEE

No report.

FACILITIES AND SERVICES COMMITTEE

No report.

PLANNING AND ZONING COMMISSION

Mr. Herdman announced a meeting for Monday, December 16, 2013 at 7:30 p.m.

SAFETY COMMITTEE

No report.

UTILITIES COMMITTEE

No report.

BOARD OF ZONING APPEALS

Mr. Holdren announced a meeting for Tuesday, January 7, 2014 at 8:00 p.m.

ADMINISTRATION AND COMPENSATION COMMITTEE

No report.

FINANCE COMMITTEE

Mr. Patton acknowledged that Council did receive the monthly expenditure report as well as the monthly statement of cash receipts and disbursements for November, 2013.

PARKS COMMISSION

Mrs. Lutz reported that they have a request from a group by the name of the “Friends of Chagrin Township Hall” to have a special event New Years Eve. They would like to drop a giant popcorn ball from the top of the flagpole in Triangle Park to celebrate the new year. Everybody seems to be in favor of it. There will be an open house at the Township Hall that night from 10:30 p.m. to Midnight and then the popcorn ball celebration.

Moved by Mrs. Lutz, seconded by Mrs. Evans to allow “Friends of Chagrin Falls Township Hall” to hold this special event in Triangle Park on New Years Eve. Carried: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None.

SHADE TREE COMMISSION

No report.

ARTS COMMISSION

Mrs. Evans announced a meeting for Monday, February 3, 2014 at 6:00 p.m.

PARKING COMMISSION

No report.

REPORT OF THE CHIEF ADMINISTRATIVE OFFICER

No report.

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. Patton thanked Mr. Holdren for his two years of service on Council and on the Board of Zoning Appeals.

Mr. Patton wished everyone happy holidays.

Mr. Patton announced that the 2014 Organizational Meeting will be held on Thursday, January 2, at 7:00 p.m.

ADJOURNMENT

Mr. Patton adjourned the meeting at 8:39 p.m.

President of Council

Clerk of Council