

RECORD OF PROCEEDINGS

Minutes of

CHAGRIN FALLS VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10149

Held

AUGUST 26,

20 13

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, Zugan, Brosius, Byron, Lannon

APPROVAL OF MINUTES

Moved by Mrs. Evans, seconded by Mr. Newell that the minutes of the meeting held August 12, 2013 be approved. Carried. Ayes: Evans, Herdman, Holdren, Newell, Patton, Subel. Abstain: Lutz. Nays: None.

REPORT OF THE MAYOR

Mayor Brick said he like a motion to appoint Vince Shuster to the vacancy on the Income Tax Review Board. Moved by Mr. Patton, seconded by Mrs. Evans to confirm the Mayor's appointment of Vince Shuster to the Income Tax Review Board. Carried. Ayes: Evans, Herdman, Holdren, Lutz, Newell, Patton, Subel. Nays: None.

Mayor Brick said the county consultants will conduct a meeting on September 3rd to review the options in the merger shared services study that they are conducting that we are participating in with Pepper Pike, Orange, Moreland Hills, and Woodmere. We are hoping to receive the final recommendations this Fall but they are moving ahead with their data and their recommendations.

Mayor Brick said I hope everybody will be able to attend Murder by the Falls on either September 6th or September 7th.

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

CHAGRIN VALLEY JOINT RECREATION DISTRICT PETITION

Mr. Patton introduced Ordinance No. 2013-53 entitled:

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AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE VILLAGE OF CHAGRIN FALLS A PROPOSAL SUBMITTED BY INITIATIVE PETITION TO ENACT A RESOLUTION INDICATING INTENT TO JOIN THE CHAGRIN VALLEY JOINT RECREATION DISTRICT, 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, Herman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Moved by Mr. Patton, seconded by Mr. Newell that the ordinance be adopted. Carried. Ayes: Evans, Herman, Holdren, Lutz, Newell, Patton, Subel. Nays: None. Mr. Patton said on July 26th the petition was submitted to the Village of Chagrin Falls Clerk and pursuant to Ohio Law, that petition was held for ten days and was submitted on August 6, 2013 to the Board of Elections. It was determined by the Board of Elections that there were the required amount of signatures on the initiative petition. Pursuant to Ohio Law the election and the resolution is to be held in the next general election held ninety days after the certification by the Board of Elections, which will be on November 4, 2014. This ordinance is required by law to be passed by Council and does not represent any type of endorsement by Council relative to the resolution. If passed, the resolution only establishes the joint rec district. There was discussion, comments were heard, and questions were answered.

STREETS AND SIDEWALKS COMMITTEE

No report.

FACILITIES AND SERVICES COMMITTEE

No report.

PLANNING AND ZONING COMMISSION

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

SAFETY COMMITTEE

No report.

UTILITIES COMMITTEE

No report.

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Mr. Holdren said there will be no meeting tomorrow.

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 July, 2013.

PARKS COMMISSION

Mrs. Lutz announced a meeting for Thursday, August 29, 2013 at 8:30 a.m.

SHADE TREE COMMISSION

Mrs. Lutz reported that Ben King is retiring from the commission after decades of service to the village. She said they are looking for someone to fill his position.

ARTS COMMISSION

Mrs. Evans reported that Arts Day was held yesterday and six nonprofit organizations participated and it was very successful.

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.

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REPORT OF THE FIRE CHIEF

Chief Zupan asked that a Safety Committee meeting be set before the next Council meeting to address the fire alarm ordinance.

Chief Zupan reported that the fire department's 66th annual clam bake will be held on October 5, 2013.

Chief Zupan mentioned that twenty-five years ago the C and A Ambulance Service went out of business and the Chagrin Falls Suburban Corporation started providing ambulance service for the village and surrounding communities.

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

Mary Mudler, 316 Miles Road, said she attended some Council meetings in the Summer of 2006 and there were two documents that were handed out; an improvement cost study by priority as far as storm water control and a storm water management utility study. She said she would like to know where her road is on the priority list. Mr. Himes said we had a master storm sewer improvement plan that was developed in 1996 and then after the heavy rains in 2006 we had the engineer update that. There are a number of projects listed on that and over four million dollars worth of improvements. With the estate tax gone we have no funds for capital improvements right now. We did talk about developing a storm water utility and charging the people with lots a certain fee for discharging to the storm sewer based on the size of the lot. For various reasons we haven't adopted this storm water utility or charges. We still have the list of improvements. In conjunction with road projects we have done storm water improvements but we have not tackled the major improvements on that list. Mrs. Mudler said as a tax payer, it makes sense to me to charge people for permeability or non-permeability and we need to fix the storm sewers. You are talking about quality of the storm water, what about the quantity? On August 7th there was another flood. Miles Road was flooded, my yard was flooded, and my neighbor's yard was flooded. There is no place for the water to go. Those are twenty-four inch pipes that go into a twelve inch receiver. Mr. Patton asked where that water originates on Miles Road? Mr. Himes said there is a fairly steep slope on the north side of the road from Moreland Hills and it runs down from that side. There is a twenty or twenty-four inch storm sewer on the north side of Miles Road. There are probably insufficient inlets to that and then where it crosses under the road there is a restriction in the pipe size; I think it goes to fifteen inches. There is definitely insufficient capacity there to handle all of that storm water that is coming off the hill and making its way to the street. Mrs. Mudler's front yard is fairly low so the water tends to pool there. Mr. Himes said as I recall, I briefly looked at the plan and the improvement was to increase the pipe size down stream to allow that water to flow out in full capacity of that pipe. I think the cost estimate at that time in 2006 was \$200,000.

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Matt Michalek, 39 West Summit Street, said the village recently decided to do some repair work on West Cottage Street. He said I have frontage on both West Summit and West Cottage. My main question is the road itself. The road was extended approximately eighteen inches to twenty-four inches wider than the existing road and pavement was put down that abutted the historic stone stairs that go to the house. I really don't understand why the village extended the roadway to extend to the historic steps that lead up to the house. There is also a little bit of damage to the stairs. My big concern is why this road is connected to my stairs and also the water flow as it comes down Cottage Street the way it was dug out allows all the water to run down and cross the street right in front of the stairs, which the only thing it will do is continue to wash out around the stairs. A couple of years ago the village attempted to address this issue and filled the whole entire area with limestone. The first rainstorm that came, that entire limestone was washed out and covered all of Cottage. Now every time it rains the remaining limestone continues to wash onto Cottage. I believe street sweepers come through, have to scoop it up, and move it out of the way. Overall, it just blows my mind that such a really, really poor band-aid was placed on that house. There have been a lot of improvements over the last couple of years. Debris was then stacked on the hill and scraped apart. Now we have this eyesore blacktop patch that is there. Mr. Himes said that is definitely a difficult area. There is a steep slope coming down from Summit Street and comes down Cottage street. There is a significant runoff there. Because several of the properties on Cottage Street do not have garages they have no choice but to park on the street so the combination of water runoff and the cars continually parking in what should really be a ditched area really creates a difficult situation. To alleviate some of the deterioration of the roadway the service department widened the asphalt used as a parking area so the cars are actually parking on asphalt rather than gravel. Mr. Patton asked, where is the public right-of-way? Mr. Himes said it is a fifty foot public right-of-way. I think the street is about fifteen feet wide. All the work is in the public right-of-way. We are not done; the tree lawn will be cleaned up and restored.

Bob Darden gave an update on the comments from the Architecture Review Board, regarding Spillway, and he announced that they are going to have a groundbreaking ceremony on Friday, August 30, 2013 at 8:30 a.m. Everyone is invited.

MISCELLANEOUS

None.

ADJOURNMENT

Mr. Patton adjourned the meeting at 8:29 p.m.

President of Council

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