

The meeting of the Council of the Village of Chagrin Falls was called to order at 8:10 p.m. by Mr. Patton.

Member present: Evans, Herdman, Lutz, Newell, Patton, Muscenti, 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 January 26, 2015 be approved. Carried. Ayes: Evans, Lutz, Muscenti, Newell, Patton, Subel. Abstain: Herdman. Nays: None.

REPORT OF THE MAYOR

Mayor Brick said I assume everyone got their copy of the Economic Development Advisory Board's 2014 report. If you have any questions or suggestions just let me know at any time.

Mayor Brick said I would like to just take a moment to thank all of our employees for their services the last couple of weeks in this sub-zero weather. I would particularly like to thank the service department for keeping the roads open and the water department for dealing with a number of very nasty water breaks. They were going 24/7 there for awhile.

Mayor Brick said, just to let you know, on March 18th I will be going to Columbus with the Cuyahoga County Mayors Association to learn more about the State Legislative priorities, particularly anything that might affect increasing or decreasing the state's support of our village and other municipalities.

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.

SECTION 33.09 OF THE CODIFIED ORDINANCES AMENDED

Mr. Byron placed on the floor Ordinance No. 2015-03 entitled:

AN ORDINANCE AMENDING SECTION 33.09, TEXTING WHILE DRIVING PROHIBITED, OF THE CODIFIED ORDINANCES OF THE

VILLAGE OF CHAGRIN FALLS TO REGULATE THE USE OF
ELECTRONIC WIRELESS COMMUNICATION DEVICES WHEN
OPERATING A MOTOR VEHICLE.

Moved by Mrs. Lutz, seconded by Mr. Newell that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Patton, Subel. Nays: None. Mrs. Lutz said we have been over this a couple of times and we used sample legislation from some other municipalities. This makes driving and using a wireless communication device a primary offense instead of a secondary offense. We did change the wording from “driving while texting” to “the use of electronic wireless communication devices when operating a motor vehicle”. This won’t go into effect for thirty days and signage will be posted to let motorists know about this legislation.

APPROPRIATIONS MADE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES

Mr. Patton introduced Ordinance No. 2015-06 entitled:

AN EMERGENCY ORDINANCE MAKING APPROPRIATIONS FOR THE
CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE
OF CHAGRIN FALLS FOR THE YEAR ENDING DECEMBER 31, 2015.

Mr. Patton placed this ordinance on readings.

BOARD OF EDUCATION RESOLUTION

Mr. Patton introduced Resolution No. 2015-07 entitled:

A RESOLUTION URGING THE BOARD OF EDUCATION OF CHAGRIN
FALLS EXEMPTED VILLAGE SCHOOL DISTRICT TO THOROUGHLY
CONSIDER ALL OPTIONS THAT WOULD RESULT IN KEEPING THE
INTERMEDIATE SCHOOL ON PHILOMETHIAN STREET OPEN AND
FUNCTIONING AS A DISTRICT OPERATED SCHOOL.

Moved by Mr. Patton, seconded by Mr. Newell that the resolution be adopted. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Patton, Subel. Nays: None. Mr. Patton said this addresses the current decision making process that the Chagrin Falls Exempted School District Board of Education has engaged in relative to the possible restructuring of the school’s physical facilities. This has led to the possibility that the Philomethian school could be closed and while recognizing the responsibilities that the school board has, we as Village Council are asking the school board to carefully consider keeping the Philomethian school as part of their long-term plans due to its economic, historic, cultural, and societal benefits to the village, both tangible and intangible. It has been an integral contributor to the fabric of the village.

AGREEMENT WITH WALTER | HAVERFIELD LLP

Mr. Subel introduced ordinance No. 2015-08 entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR LEGAL SERVICES WITH WALTER | HAVERFIELD LLP, STEPHEN L. BYRON AND AIMEE W. LANE EFFECTIVE FROM APRIL 1, 2015 THROUGH DECEMBER 31, 2016, AND DECLARING AN EMERGENCY.

Mr. Subel said the Administration and Compensation Committee voted to table this ordinance.

“MOVE TO AMEND” DAY

Mr. Patton introduced Ordinance No. 2015-09 entitled:

AN ORDINANCE DESIGNATING MARCH 21, 2015, AND THE THIRD SATURDAY IN MARCH IN EACH ODD-NUMBERED YEAR, AS “MOVE TO AMEND DAY” IN THE VILLAGE OF CHAGRIN FALLS, 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, Lutz, Muscenti, Newell, Patton, Subel. Nays: None. Moved by Mr. Patton, seconded by Mrs. Evans that the ordinance be adopted. Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Patton, Subel. Nays: None. Mr. Patton said this is the result of the election back in November. There was an issue, at that point in time, which passed and requires the Mayor and the Village Council to sponsor a public hearing one day every two years and is to be designated as “Move to Amend Day”. That public hearing is to study the impact on the village of political influence by corporate entities in regard to the most recent election.

CHAPTER 1146 AMENDED

Mr. Muscenti introduced Ordinance No. 2015-10 entitled:

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1146 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CHAGRIN FALLS TO MODIFY THE HISTORIC PRESERVATION REGULATIONS OF THE VILLAGE.

Mr. Muscenti placed this ordinance on readings.

VARIANCE REQUEST - 171 NORTH STREET

Mr. Herdman introduced Administrative Order No. 2015-11 entitled:

FINAL ORDER OF COUNCIL AND CONCLUSION OF FACT
REGARDING A VARIANCE REQUEST OF JOSEPH AND COLLEEN
VARGA FOR PROPERTY LOCATED AT 171 NORTH STREET.

Moved by Mr. Herdman, seconded by Mr. Newell that the administrative order be adopted.
Carried. Ayes: Evans, Herdman, Lutz, Muscenti, Newell, Patton, Subel. Nays: None. Mr.
Herdman explained the specifics of the variances requested.

STREETS AND SIDEWALKS COMMITTEE

No report.

FACILITIES AND SERVICES COMMITTEE

No report.

PLANNING AND ZONING COMMISSION

Mr. Muscenti announced a meeting for Monday, March 16, 2015 at 7:00 p.m.

SAFETY COMMITTEE

No report.

UTILITIES COMMITTEE

No report.

BOARD OF ZONING APPEALS

No report.

ADMINISTRATION AND COMPENSATION COMMITTEE

Mr. Subel announced a meeting for Tuesday, March 10, 2015 at 8:00 a.m.

FINANCE COMMITTEE

Mr. Patton acknowledged that Council did receive the monthly expenditure reports as well as
the monthly statement of cash receipts and disbursements for the months of January, 2015 and
February, 2015.

PARKS COMMISSION

No report.

SHADE TREE COMMISSION

No report.

ARTS COMMISSION

No report.

PARKING COMMISSION

No report.

REPORT OF THE CHIEF ADMINISTRATIVE OFFICER

No report.

REPORT OF THE ENGINEER

Mr. Lannon reported that there will be some tree removal on North Street sometime in March to protect the endangered bat species.

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

Michelle Paris, candidate for Judge of Bedford Municipal Court, described her background.

Mr. Patton acknowledged a Boy Scout from Troop 151 who attended this meeting to fulfill one of his requirements for his citizenship in the Community Merit Badge.

Mr. Patton said Mrs. Evans will be the Council representative for the “Move to Amend Day” public hearing on March 21, 2015 at 1:00 p.m. in Council Chambers.

ADJOURNMENT

Mr. Patton adjourned the meeting at 8:35 p.m.

President of Council

Clerk of Council