

## REGULAR COUNCIL MEETING

January 11, 2017

### MINUTES

The Regular Council Meeting of the Village of Moreland Hills was called to order by Mayor Renda at 7:00pm, in the Village Council Chambers.

PRESENT AT ROLL CALL: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

Also Present: Aimee Lane, Law Director, Prashant Shah, Treasurer, Jeff Filarski, Village Engineer, Ted DeWater, Service Director, Chief Kevin Wyant, Sherri Arrietta, Clerk of Council

Mr. Buczek made a motion seconded by Mr. Stanard to approve the minutes of the Organizational Council Meeting of January 4, 2017.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

### **Reports from the Mayor and Other Municipal Officials**

Mayor Renda reported that she, Mrs. Arrietta, and Ms. Dean attended ALICE training (active shooter training) that was taught by Lt. Todd Dietzel and Ptl. Todd Bennett from Pepper Pike. It was an amazing experience and Lt. Dietzel brought his usual enthusiasm. They advised the class on how to handle situations in their offices or in public if there was an active shooter. Anyone can do the training online at [www.alicetraining.com](http://www.alicetraining.com), but if she informed Council that if they ever get the chance to do it in person, she would highly recommend it.

### **Finance**

Mr. Shah reported that the Finance Department has just finished closing the books for 2016. The 2017 temporary budget is loaded and they are working on the permanent budget.

### **Police**

Chief Wyant reported that Sgt. Ross Fowler will be attending PELC (Police Executive Leadership College) in March, April, and May. He stated that they received \$8,052 from the sale of the

Charger. The compliance with State CPT (Continuing Police Training) training has been sent in and the Village will be reimbursed \$220.00 per officer.

### **Engineer**

Mr. Filarski reported that he was successful in getting project funding for the WEB area septic conversion project. The Northeast Ohio Regional Sewer District (NEORS) had their first round of their member community infrastructure program. The Village applied along with many others and were approved for \$739,220 in funding. We were 1 of 12 projects that got awarded. If the project moves forward, the amount equates to \$5400 per property. Mayor and Council congratulated Mr. Filarski on his efforts. He stated that he also applied to the Ohio Public Works Commission for \$246,000; however, our project did not make the cut on the local level. Moreland Hills did end up on the list for the Ohio Public Works Small Government Commission projects. Unfortunately, due to the way the projects are scored at the state level, Moreland Hills would not be able to get that funding so he withdrew our project.

### **Service**

Mr. DeWater reported that the Service Department had a few challenging days with the ice and snow; they have used 500 tons of salt so far. The 2016 Hazardous Tree Removal Program is complete and there is a change order on the agenda tonight to close out the program. He stated that there were only two downed trees last night from the storm.

### **Law**

Mrs. Lane did not have a report.

### **REPORTS OF COMMITTEES**

There were no committee meetings in December, therefore there were no reports of committees.

Mayor Renda stated that as Council is aware, it has been decided to move the BZA/Planning Commission meeting to the first Monday of the month, since it was determined that it works for everyone involved. She stated that a schedule of the other committee meetings was sent out to everyone as well. The schedule was made because we cannot always say that they will be held on the first Tuesday of month, because in some situations, it does not work out that way and they need to be held at least one week before the Council Meetings. They are basically going to be held the Tuesday a week prior to the Council Meeting, so that any necessary legislation can get out in a timely manner.

## **ORDINANCES AND RESOLUTIONS**

### **Ordinance 2017-01-Introduced by Ms. Sturgis**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH VANCUREN SERVICES INC. FOR THE 2016 HAZARDOUS TREE REMOVAL PROGRAM AND DECLARING AN EMERGENCY.

Ms. Sturgis stated that during the program, five additional trees were identified that needed to be removed to prevent them from falling onto the roadway. This Change Order is for an additional amount of \$1,940.00 as a result of the additional trees and the contract reconciliation due to the project being complete. She stated that we received the same pricing for the additional trees that we received in 2016.

Ms. Sturgis made a motion seconded Mr. Fritz to suspend the rules for Ordinance 2017-01.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

Ms. Sturgis made a motion seconded by Mr. Richman for passage of Ordinance 2017-01.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

### **Ordinance 2017-02 – Introduced by Mr. Buczek**

AN ORDINANCE AMENDING CHAPTER 973, “COMPREHENSIVE STORMWATER MANAGEMENT PROGRAM,” OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MORELAND HILLS, IN ITS ENTIRETY, REPEALING EXISTING CHAPTER 973, AND DECLARING AN EMERGENCY.

Mr. Buczek stated Mr. Filarski has been working to update this chapter to conform with new state and federal environmental regulations. He stated that Mr. Filarski has pointed out to him, a few changes that need to be made: on page 24, paragraph number 9 “Compensatory Floor Storage Mitigation,” was inadvertently left off and needed two slight revisions made to it, which makes

“Velocity Dissipation” number 10, and on page 15, m.(2) should read “The Stormwater Inspector shall use the SCM Checklist available from the Village Engineer.” (see attached for changes)

Mr. Buczek made a motion seconded by Mr. Stanard to amend Chapter 973, with the modifications as stated by Mr. Buczek and attached to the minutes.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

Mr. Buczek made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2017-02.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

Mr. Buczek made a motion seconded by Mr. Richman for passage of Ordinance 2017-02, as amended

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

**Ordinance 2017-03– Introduced by Mr. Sherck**

AN ORDINANCE PROVIDING ADDITIONAL APPROPRIATIONS, TRANSFERRING ITEMS ALREADY APPROPRIATED AND DECLARING AN EMERGENCY.

Mr. Sherck stated that this ordinance is for certain expenditures in 2016. Mr. Shah handed out a revised Exhibit A that included some entries that would have been presented at the November Council meeting, but that meeting was cancelled. Therefore, this exhibit includes items for November and December. He stated that that the amendments to the current appropriations are as follows: \$5,000

to Building, \$20,000 to General Administration, \$70,000 to Contributions, \$3,200 from Water Maintenance and \$9,000 to Water Maintenance, \$1.00 to Debt Service, \$500.00 to Mayor's Office, and \$600.00 from the Police Department and \$600.00 to the Police Department. These amounts adjust the appropriations so that we are in compliance with the State of Ohio ORC. This ordinance also includes the usual transfers from the General Fund to the Police Pension and Police Levy funds.

Mr. Shah further clarified that this is a retroactive adjustment for 2016 appropriations.

Mr. Sherck made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2017-03.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

Mr. Sherck made a motion seconded by Mr. Buczek for passage of Ordinance 2017-03.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

**Ordinance 2017-04**– Introduced by Mr. Richman

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FIRST AMENDED AND RESTATED AGREEMENT WITH THE VILLAGE OF BENTLEYVILLE FOR THE USE OF THE VILLAGE OF MORELAND HILLS FIRING RANGE AND DECLARING AN EMERGENCY.

Mr. Richman stated that last year an ordinance was passed for a one year agreement with Bentleyville to use the Moreland Hills firing range. Both parties wish to extend it to a five-year term. The amended and restated agreement is the same as it was last year except for the term of the contract.

Mrs. Lane informed Council that she is working on the same agreement with Woodmere so Council will see a similar document on the agenda next month.

Mr. Fritz asked Chief Wyant where other Police Departments in the Chagrin Valley go. Chief Wyant informed him that they go to Hunting Valley or Beachwood, and another community that used to come here, is now using Stonewall, which is a private facility. Mr. Fritz asked how many officers Moreland Hills has that can act as range officers and qualify other officers. Chief Wyant stated that Moreland Hills has two officers that are certified range officers and have multiple certifications. Mr. Richman asked Chief Wyant if any other communities that we work with are willing to extend their contract term and if he believes that \$55.00/hour is still a good rate. Chief Wyant stated that only Woodmere was interested in extended the term and he does feel that rate is competitive, since each department brings their own ammunition and range officers

Mr. Richman made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2017-04.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

Mr. Richman made a motion seconded by Mr. Buczek for passage of Ordinance 2017-04.

ROLL CALL:

AYES: Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

### **Miscellaneous**

Mrs. Tina Milano, Moreland Hills resident, stated that she has been a Moreland Hills resident for 26 years, and this is the first time she has come to a meeting; she wanted to see her government at work. She stated that she loves the Village Newsletters and she reads them every month. Mrs. Milano asked Council why are so many ordinances and resolutions passed on an “emergency” basis. Mayor Renda explained that if it is not declared an emergency, our Charter demands that it is read at three different meetings. For example, if an emergency was not declared on the ordinances tonight, we would have to do it again in February and then again in March, where it could finally be passed. Mrs. Milano asked if the purpose of the rule is so that Council gets the chance to think about. Mayor Renda informed her that if there is anything controversial, Council will put it on three readings, however, the items passed tonight were basically to pay bills, extend

contracts, and rectify another contract, which are things that need to get done. She stated that we cannot say to the tree company, for example, that they must wait to be paid so that we can discuss this for three months, because that would not be fair. Any zoning changes, which are usually controversial, are always put on three readings. Mr. Fritz stated that that is a question they have received before, with people wondering what the rush is all about. Mrs. Milano joked that it looks like it is because of a lack of planning. Mayor Renda thanked her and told her she appreciated her coming here tonight.

Mr. Richman stated that he wanted to report that three of the members of the CERT team, himself, Bob Page, and Ramona Napoli, participated in the Tri-Community CERT Team (which included Mayfield Village, Mayfield Heights, and Richmond Heights). They had a “Module 9 CERT Disaster Simulation,” which was a mock earthquake situation to practice triage and other techniques learned. It was an extremely educational and eye opening experience.

Mr. Richman reminded Council that the Chagrin Falls Appreciation Dinner is on February 2 at 6:00pm.

Mr. Buczek made a motion seconded by Mr. Richman to adjourn the Regular Council Meeting at 7:25pm.

**ROLL CALL:**

**AYES:** Mr. Buczek, Mr. Fritz, Mr. Richman, Mr. Sherck, Mr. Stanard, Ms. Sturgis

**NAYS:** None

**MOTION CARRIED**

The meeting was adjourned at 7:25pm.

Attest:

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Sherri Arrietta, Clerk of Council

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Dan Fritz, Council President