

REGULAR COUNCIL MEETING

January 13, 2016

MINUTES

The Regular Council Meeting of the Village of Moreland Hills was called to order by Mayor Renda at 7:02pm, in the Village Council Chambers.

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

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. Richman made a motion seconded by Mr. Buczek to approve the minutes of the Organizational-Regular Council Meeting of January 6, 2016.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Reports from the Mayor and Other Municipal Officials

Engineer

Mr. Filarski stated that a new 8-lot subdivision is beginning called Chagrin Bluffs (used to be called The Meadows) on Chagrin Blvd heading east as you go up the hill. They started clearing this week and construction will begin in February and then in March they will be working on Chagrin Blvd in order to tie into the water main on Bentleyville Road. The project should finish in May.

Mr. Filarski informed Council that Moreland Hills finished in first place for the total accumulation of precipitation in Cuyahoga County with a total of 47.4 inches; Westlake came in second.

Finance

Mr. Shah informed Council that he just closed out 2015 tonight and has opened 2016 and is working on budgets. He stated that he will come back to Council soon once the budgets are finalized.

Service

Mr. DeWater reported that the Service Department received its first delivery of salt today; 500 tons.

Police

Chief Wyant stated that he has received a request from Bentleyville Police Department to use our firing range. He stated that legislation for that will be forth coming.

REPORTS OF COMMITTEES

BZA

Mr. Stanard reported that the BZA met on December 9, 2015 for a Special Meeting to consider an application from the Sunoco gas station at corner of 91 and Chagrin. They came before the BZA with a non-conforming use application to sell gasoline, the BZA recommended it to Council, and Council then granted approval. They will only sell gas & have a convenience store in the future; they will eventually cease the U-Haul and the repair service once those contracts run out. The BZA asked that they limit the office capacity because there was some discussion of them increasing that space for their other businesses, but if they were planning on doing so, they were informed that they would have to come before this board again. He stated that we also asked that they are in compliance as it relates to the interior and exterior of the property as well as in compliance with BUSTR requirements. Mr. Stanard stated that they are now open and selling gasoline. The first BZA and Planning Commission meetings of 2016 will be on January 25.

Mayor Renda informed Council that she did receive one complaint about the fact that we are allowing retail at the Sunoco Station, but she wants to point out that retail is what is allowed there byright per our Zoning Code. She stated that for the most part she has received positive feedback and several people have said how happy they are that the new owners paid all the back taxes and the BUSTR fines. Mayor Renda stated that she thinks that shows a certain level of commitment and our residents are paying attention to that.

ORDINANCES AND RESOLUTIONS

Ordinance 2016-04-Introduced by Ms. Sturgis

AN ORDINANCE FIXING THE COMPENSATION OF VARIOUS OFFICERS AND EMPLOYEES OF THE VILLAGE OF MORELAND HILLS AND DECLARING AN EMERGENCY.

Ms. Sturgis stated that we annually look at the compensation and benchmark it with local communities within the Chagrin Valley area. Tonight this legislation presents ranges for current positions as well as titles for temporary workers.

Ms. Sturgis made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2016-04.

ROLL CALL:

AYES: Mr. Buczek, 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 2016-04.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Ordinance 2016-05 – Introduced by Mr. Stanard

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF THE VILLAGE OF MORELAND HILLS OF AARON TARICKA AS A PART TIME PATROL OFFICER, AND DECLARING AN EMERGENCY.

Mr. Stanard stated that it is an honor to introduce this legislation which allows the Village to have Aaron Tariscka join the Moreland Hills Police Department. Mr. Stanard provided members with Mr. Tariscka's background, which includes a degree in mechanical engineering, auxiliary patrol officer with Notre Dame College, the US Army Reserve, and the US Air Force Reserve as Staff Sergeant, to name a few. He stated that Mr. Taricska will be a valuable addition to the Moreland Hills Police Department.

Mr. Stanard made a motion seconded by Mr. Buczek to suspend the rules for Ordinance 2016-05.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Mr. Stanard made a motion seconded by Ms. Sturgis for passage of Ordinance 2016-05.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

At this time, Mayor Renda swore in Aaron Tariscka as a part time patrol officer. Officer Tariscka introduced his family to Council members.

Ordinance 2016-06– Introduced by Ms. Sturgis

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED CONTRACT WITH GUARDIAN LIFE INSURANCE COMPANY OF AMERICA FOR THE PROVISION OF LIFE INSURANCE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE TO VILLAGE EMPLOYEES AND DECLARING AN EMERGENCY.

Ms. Sturgis stated that in December, Council approved legislation to renew this policy and that policy allowed for \$15,000 in coverage per employee at a cost of \$4.95 per employee. She stated that we have since explored opportunities to increase the benefit offer to the employees. This legislation will increase the benefit by \$10,000 per employee, for a total benefit amount of \$25,000 per employee.

Ms. Sturgis made a motion seconded by Mr. Buczek to suspend the rules for Ordinance 2016-06.

ROLL CALL:

AYES: Mr. Buczek, 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 2016-06.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Ordinance 2016-07– Introduced by Mr. Stanard

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO THE FIRST AMENDMENT TO THE BUILDING DEPARTMENT SERVICES AGREEMENT WITH THE CITY OF PEPPER PIKE AND DECLARING AN EMERGENCY.

Mr. Stanard stated that this first amendment to the agreement will balance the financial picture of the shared building department services with Pepper Pike. When the agreement was first drawn up, the target was Pepper Pike would be at 55% and Moreland Hills at 45%. Since then, the balance of work has been determined to be higher in Pepper Pike. The percentage change being proposed is Pepper Pike at 60% and Moreland Hills at 40%. Mr. Standard stated that this agreement will also need to be approved by Pepper Pike.

Mrs. Lane stated that as Council may recall, Pepper Pike's Law Director is a partner at her law firm, therefore the original agreement had a provision acknowledging that relationship, and by both Mayor's signing it, they waived any conflicts. She stated that instead of carrying that provision over to the first amendment, in speaking with Mayor Renda, they agreed to make note of it on the record in the minutes and the Mayor will also make a separate statement that she waives any conflict.

Mayor Renda stated that she will waive any appearance of conflict that may come from Walter Haverfield representing both Moreland Hills and Pepper Pike.

Mr. Stanard made a motion seconded by Mr. Buczek to suspend the rules for Ordinance 2016-07.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Mr. Stanard made a motion seconded by Mr. Richman for passage of Ordinance 2016-07 with the Mayor's statement waiving any conflict as noted on the record.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Ordinance 2016-08– Introduced by Mr. Stanard

AN ORDINANCE DESIGNATING A CERTAIN INDIVIDUAL TO ATTEND CERTIFIED SUNSHINE LAW TRAINING.

Mr. Stanard stated we passed a similar ordinance a year ago that designated Council Clerk, Sherri Arrietta to attend Sunshine Laws Training on our behalf. This will allow for Mrs. Arrietta to attend Sunshine Laws Training on behalf of the Mayor and the three Council members that were recently re-elected (Buczek, Fritz, and Richman).

Mr. Stanard made a motion seconded by Mr. Buczek for passage of Ordinance 2016-08.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Mr. Stanard stated that it was discovered that the Building Department needed one more fee assignment on their fee schedule. Currently, the Village has not been charging an application fee to submit plans to go before the Planning Commission so it has been decided to charge \$50.00 for both residential and non-residential applications.

Mr. Stanard made a motion seconded by Ms. Sturgis to amend the Building Department fee schedule to add a \$50.00 Planning Commission application fee titled "Planning Commission Fee," for both residential and non-residential applications.

Mr. Richman asked if that fee was in addition to the BZA application fee. Mayor Renda explained that when requesting a variance, an applicant needs to go before the BZA and that is a \$250.00 application fee. If an applicant just need to come before the Planning Commission, it is

only a \$50.00 fee along with a \$50.00 fee for the architect's review of the plans. She stated that it was the Village's intentions to do this in the past; however we have not been doing so because it has not been clear on our application forms. This in no way covers our cost, but it does help.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

Miscellaneous

Mr. Buczek informed Council members that he will be out of town during the first three weeks of February.

Mr. Buczek made a motion seconded by Mr. Richman to adjourn the Regular Council Meeting at 7:29pm.

ROLL CALL:

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

NAYS: None

MOTION CARRIED

The meeting was adjourned at 7:29pm.

Attest:

Sherri Arrietta, Clerk of Council

Steve Richman, Council President