

**MINUTES
ORANGE VILLAGE
SPECIAL MEETING
NOVEMBER 4, 2015
8:00 PM**

1. Council President Brandon Duber, called the Special Meeting to order at 8:05 p.m.
2. Pledge of Allegiance
3. Roll call
 - Members present: Barron, Braverman, Kluter, Alfred, Duber
 - Members absent: Kline, Perry
 - Others present: Mayor Mulcahy
Steve Byron, Law Director
David Bloom, Treasurer
Bob Wilson, Fire Chief
Bob Zupan, Service Department Director
Chris Kostura, Chief of Police
Ron Nied, Chief Building Official
Mary Catherine Knight, Clerk of Council

President Duber introduced Ron Nied as the new Chief Building Official.

4. A motion to confirm the appointment of Ronald Nied as the Chief Building Official of Orange Village was made by Ms. Kluter and seconded by Mr. Alfred.
AYES: Barron, Braverman, Kluter, Alfred, Duber
NAYS: None

Mayor Mulcahy swore in Ronald Nied.

President Duber introduced Mary Catherine Knight as the new Clerk of Council.

5. A motion to confirm the appointment of Mary Catherine Knight as the Clerk of Council for Orange Village was made by Ms. Kluter and seconded by Mr. Barron.
AYES: Barron, Braverman, Kluter, Alfred, Duber
NAYS: None

Mayor Mulcahy swore in Mary Catherine Knight.

6. Old Business of Pending Legislation and Motions

A. ORDINANCE 2015-28

An Ordinance facilitating the financing of public infrastructure improvements for the benefit of the Pinecrest Development Project by Pinecrest Project Partners LLC, by authorizing the execution of a cooperative agreement and various related agreements, and declaring an emergency. 2nd Reading

Mayor Mulcahy stated that a copy of the Lease agreement was distributed for review regarding this ordinance.

There were questions that needed to be addressed before the next meeting regarding the utilities being sub metered. Mayor Mulcahy stated that the utilities will be sub metered and the Village will pay them.

7. New Business Introduction and Consideration of:

A. ORDINANCE 2015-29

An Ordinance amending Section 143.01 of the Codified Ordinances of the Village and changing the composition of the Police Department by establishing the position of part-time/IT Security Officer, and declaring an emergency. 1st Reading

This was discussed in the Finance Committee Meeting earlier. It allows for expansion in the police department and the budget reflects this. There would be up to 20 people for their entire staff.

B. ORDINANCE 2015-30

An Ordinance authorizing the property owned by the Cleveland Chinese Christian Church located at 27700 Emery Road, to obtain sanitary sewer services from the City of Bedford Heights via the City of Warrensville Heights, requiring that the property owner maintain all sewer facilities constructed pursuant to this authority, and requiring the payment of all costs and expenses incurred by the Village in inspecting and permitting the proposed sewer improvement. 1st Reading

Law Director Steve Byron explained that this is being referred to Planning & Zoning. Mr. Alfred asked if the Village is responsible should there be a problem with a line at construction or anytime in the future. Mr. Byron stated that it is the obligation of the property owner to incur all costs relating to this sanitary sewer including any extra police department or service department usage.

C. ORDINANCE 2015-31

An Ordinance declaring certain real property located at 4170 Lander Road surplus property and authorizing the mayor to enter into an exclusive right to sell agreement with J.S. English Company as the broker for the sale of the property and related services and declaring an emergency. 1st Reading

This property is located next to the old Village Hall. The contract is for 9 months and then it can be renewed or re-evaluated. Discussion was regarding the length of time it should be listed with this realty company versus a bigger company such as Howard Hanna. President Duber asked Council members how long they feel the contract should be. Ms. Kluter said 6 months, Mr. Alfred would like a shorter term than what it is (9 months), Mr. Barron would like 6 months, Mr. Braverman said it is not fair to a realtor to have it on the market in the dead of winter only. Mayor Mulcahy agreed that 6 months is too short. President Duber asked that the contract be changed to reflect the end of contract date of May 15, 2016. Law Director Byron will communicate with J.S. English to change the term; the ordinance does not need to be amended.

D. ORDINANCE 2015-32

An Ordinance authorizing the Mayor subject to confirmation of council, to appoint John R. Marrelli, Jr. as the backup Chief Building Official for Orange Village and declaring an emergency. 1st Reading

Mayor Mulcahy asked that this Ordinance be suspended sooner than the 3 readings due to the need of having back-up inspectors due to state standards needing to be met.

E. ORDINANCE 2015-33

An Ordinance amending Chapter 1321 of the Codified Ordinances of Orange Village to clarify that the Building Commissioner is the Chief "Building Officer" with authority to enforce the Village Building Code. 1st Reading

Law Director Byron stated that this ordinance puts it as a definitional point that this person is the Chief Building Official to enforce the code. Mr. Nied commented that this is a state law that is very specific and needs to be met. President Duber suggested suspending the rules and passing today since there is urgency.

A motion was made by Mr. Duber to suspend the rules for Ordinance 2015-33; seconded by Ms. Kluter.

AYES: Barron, Kluter, Alfred, Duber

NAYS: Braverman

Motion failed.

F. ORDINANCE 2015-34

An Ordinance approving the editing and inclusion of certain Ordinances as parts of the various component codes of the Codified Ordinances of Orange Village, Ohio, and declaring an emergency. 1st Reading

Law Director Byron explained that this is more of a "housekeeping" item. Every year the updated zoning codes, ordinances, etc. is put into the Codified Ordinances. State laws are incorporated and updated as well.

8. Audience comments relating to matters which advance the good of the Village – No comments

9. Comments by Council Members

Mr. Barron - commended Service Director Zupan for his hard work tarring the road. He recognizes his hard work. Mr. Barron also commended Mayor Mulcahy for doing a great job selling the levy renewal. Mayor Mulcahy stated that the levy renewal passed by 85.35% which was the highest throughout the county.

Mr. Braverman - also proud of Mr. Zupan and the levy passing.

Ms. Kluter - agreed that Mr. Zupan is a great resource person. Ms. Kluter thanked everyone for 28 years of support.

Mr. Alfred - congratulated Ms. Kluter, Mr. Duber and Mayor Mulcahy for re-election. Great levy. Mr. Alfred will represent Orange Village at the NOPEC meeting next week and will be proxy for Mayor Mulcahy.

10. Comments by the Mayor – Welcomed Ron Nied and Mary Catherine Knight. Council should follow up with Mitch Adell, Dave Bloom or herself regarding any budget questions or explanation. The 2016 budget will be on the December Council meeting agenda for Council approval. Thanked Fire Chief Wilson and Assistant Chief Fritz for a great Halloween party. Thanked Mr. Kline, Mr. Alfred and Mr. Barron for taking shifts at the Levy booth on Election Day.

11. Comments by the Council President – no comments.

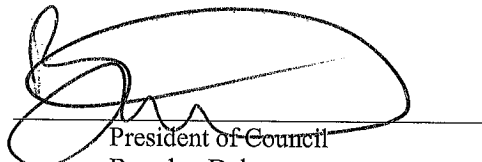
A motion was made by Ms. Kluter to adjourn the Special Council meeting; seconded by Mr. Alfred.

AYES: Barron, Braverman, Kluter, Alfred, Duber

NAYS: None

Meeting adjourned at 8:58 p.m.


Clerk of Council
Mary Catherine Knight


President of Council
Brandon Duber

