

**AMENDED MINUTES  
ORANGE VILLAGE  
SPECIAL MEETING  
APRIL 29, 2015  
8:00 PM**

1. Brandon Duber, Council President, called the Special Meeting to order at 8:00 p.m.
2. Pledge of Allegiance
3. Roll call
  - Members present: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber
  - Members absent: None
  - Others present: Mayor Mulcahy  
Steve Byron, Law Director  
Bob Wilson, Fire Chief  
Bob Zupan, Service Director  
David Bloom, Treasurer
4. Motion to approve the minutes of the March 11 Regular Meeting made by Kluter; seconded by Kline
  - AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber
  - NAYS: None
5. Motion to designate David Bloom as the Mayor's Council's and Clerk's designee for the purpose of Sunshine Law Training made by Perry; seconded by Kluter.
  - AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber
  - NAYS: None
6. Audience comments relating to agenda items only
  - Ed Bonk -4369 Brainard –TIF, Development Plan, and Bike Paths
7. Old Business of Pending Legislation and Motions
  - B.** Motion to appoint two members to the IncomeTax Board of Review for one term ending December 31<sup>st</sup> 2015 and on term ending December 31, 2016. - Tabled
  - C. ORDINANCE 2015-6**  
An Ordinance amending Section 121.04 of the Codified Ordinances of Orange Village regarding the compensation of the Mayor. 2<sup>nd</sup> Reading – Public Hearing July 8th
  - D. ORDINANCE 2015-7**  
An Ordinance amending Section 111.03 or the Codified Ordinances of Orange Village regarding the compensation of Members of Council and the Council President. 2<sup>nd</sup> Reading – Public Hearing July 8th
  - E. ORDINANCE 2015-8**  
An Ordinance amending Chapter 931 of the Codified Ordinances to amend Section 931.09(E)(1) and to enact Section 931.19 establishing rules for the Orange Village Dog Park. 2<sup>nd</sup> Reading
  - F. ORDINANCE 2015-10 – As Amended**  
An Ordinance authorizing the Mayor to enter into a Development Agreement and Related Easement with Pine Orange LLC and Walnut Hills LLC for development of real property in the Village and related services, and declaring an emergency. 2<sup>nd</sup> Reading
  - G. ORDINANCE 2015-11- As Amended**  
An Ordinance declaring the improvement of certain real property located in Orange Village to be a public purpose in connection with the establishment of Tax Increment Financing Program under Ohio Revised Code Section 5709.40: declaring such property to be exempt from real property taxation; designating public

infrastructure improvements to be made that will directly benefit such property; requiring the owners thereof to make service payments in lieu of taxes; authorizing a tax increment Service Payment Agreement with the developer; authorizing a Compensation Agreement with the Orange City School District; establishing a Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments; and declaring an emergency. 2<sup>nd</sup> Reading

8. Motion to adjourn to Executive Session for the purpose of discussing pending or prospective litigation and disposition of Village real estate made by Perry; seconded by Kline  
AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

9. Reconvene to Special Meeting at 9:13 p.m.

10. New Business Introduction and Consideration of:

Amend Agenda to include Ordinance 2015-12

**A. ORDINANCE 2015-12**

An Ordinance authorizing the Mayor to sell certain real property located at 4160 Lander Road to Jeremy Fetterman, and declaring an emergency. 1<sup>st</sup> Reading

A motion to suspend the rules made by Perry; seconded by Kline

AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

A motion to adopt Ordinance 2015-12 made Kluter; seconded by Kline

AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

**B. ORDINANCE 2015-13**

An Ordinance rejecting a certain Ordinance proposed by Initiative Petition filed with the Clerk of Council on March 4, 2015, which requested that Council enact an Ordinance reserving to the voters the approval on the Village's grant of any tax abatement, exemption, diversion or other economic development measures, and declaring an emergency. 1<sup>st</sup> Reading

The administration requests suspension of the rules.

A motion to suspend the rules made by Kline; seconded by Barron

AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

A motion to waive the attorney-client privilege for the memorandum from the law director captioned "Legality of Ordinance Proposed by Initiative Petition Filed March 4, 2015" and dated April 24, 2015.  
made by Perry; second by Kline

AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

A motion to adopt Ordinance 2015-13 made by Alfred; seconded by Kline

AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

11. Committee reports by Council Members

Kluter – No report

Kline – No report

Alfred – Parks and Recreation Committee forming

Braverman – No report

Barron – Attended School Board meeting Monday at 7 p.m. – Group of Orange students visited Denmark

Perry – No report – Finance meeting May 6<sup>th</sup> at 7:30 p.m.

12. Audience comments relating to matters which advance the good of the Village  
Jennifer Cohen – Jackson – Orange School Board -Thanks to Council and the Mayor for all their hard work
  
13. Comments by Council Members  
Kluter – Residential part of Pinecrest Development – Dog Park  
Kline – No Comments  
Alfred – Resigned from Gates Mills Regional Commission  
Braverman – No Comments  
Barron – No Comments  
Perry – No Comments
  
14. Comments by the Mayor  
Orange Board of Education has a renewal levy on the ballot  
Orange Village has a infrastructure renewal levy on the ballot – Ordinance should be passed in July  
Ten year spread sheet for infrastructure projects prepared by Service Department and Village Engineer  
Financial Summary coming soon  
A problem caused a delay on the Fiber Optics for Chagrin Boulevard. New date Spring of 2016
  
15. Comments by the Council President  
No Comments
  
16. Motion to adjourn Special Meeting made by Kluter; seconded by Kline  
AYES: Alfred, Perry, Barron, Kline, Braverman, Kluter, Duber  
NAYS: None

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Clerk of Council

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President of Council