

**MINUTES
ORANGE VILLAGE
REGULAR MEETING
DECEMBER 13, 2017
8:00 PM**

1. Council President Duber called the Regular Meeting to order at 8:00 PM
2. Pledge of Allegiance
3. Roll call
 - Members present: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
 - Members absent: None
 - Others present: Mayor Kathy Mulcahy
Steve Byron, Law Director
Paul Singerman, Legal Counsel
Bob Wilson, Fire Chief
Dave Bloom, Treasurer
Mary Catherine Knight, Clerk of Council
Scott Bilsky, Councilman Elect

PRESIDENT DUBER OPENED THE PUBLIC HEARING AT 8:00 PM

ORDINANCE 2017-37 AN ORDINANCE GRANTING A VARIANCE TO CHAGRIN HIGHLANDS, LTD. FOR GRADING IN A LIMITED PORTION OF THE RIPARIAN SETBACK.

No comments.

PRESIDENT DUBER CLOSED THE PUBLIC HEARING

PRESIDENT DUBER OPENED THE PUBLIC HEARING AT 8:01 PM

ORDINANCE 2017-38 AN ORDINANCE GRANTING A BUILDING SETBACK VARIANCE TO PINECREST PROJECT PARTNERS LLC FOR THE CANOPY ON THE SOUTH SIDE OF BUILDING 1 OF THE PINECREST DEVELOPMENT.

No comments.

PRESIDENT DUBER CLOSED THE PUBLIC HEARING

4. A Motion to approve the Special Meeting minutes of December 6, 2017, was made by Ms. Kluter seconded by Mr. Barron.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

5. A Motion to re-appoint Scott Lewis to the Planning and Zoning Commission for a 3 year term ending December 31, 2020 was made by Ms. Kluter seconded by Mr. Hirsch.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

Mayor Mulcahy thanked Mr. Lewis for his service and welcomed him another term. Mayor Mulcahy administered the oath of office for Scott Lewis.

6. A Motion to approve the Management Operating Budget for the year 2018 was made by Mrs. Perry seconded by Mr. Kline.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

7. A Motion to approve the purchase of a new Rosenbauer FX SS Pumper Apparatus Body Manufactured by Rosenbauer South Dakota, LLC and Specified Equipment for \$240,601.00 and Rosenbauer Commander 60/18 4-Door Custom Chassis for \$223,556.00 for a total cost of \$464,157.00 was made by Mrs. Perry seconded by Mr. Kline.

Chief Wilson explained the new truck will take about 9-12 months to outfit and arrive. The old engine #4 will be sold once the new truck arrives for approximately \$15-20k.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

8. A Motion to approve the Treasurer's Report of Fiscal Year 2017 thru October was made by Mr. Duber seconded by Mrs. Perry.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

Mr. Bloom explained the Treasurer's Report.

9. A Motion to approve the Tax Administrator's Report of November 30, 2017 was made by Ms. Perry seconded by Mr. Hirsch.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

10. A Discussion of the Bills to be Paid for the month of December 2017 in the amount of \$434,014.74 and additional November 2017 expenses in the amount of \$140,682.13. No comments.

11. Audience comments relating to agenda items only- no comments.

12. Old Business of Pending Legislation and Motions

A. CONCLUSIONS OF FACT ORDINANCE 2017-37

A Motion to adopt the Conclusions of Fact for Ordinance 2017-37 was made by Mrs. Perry seconded by Mr. Kline.

Ayes: Barron, Kline, Perry, Braverman, Kluter, Duber
Abstain: Hirsch
Nays: None

B. ORDINANCE 2017-37

An Ordinance granting a variance to Chagrin Highlands, LTD. for grading in a limited portion of the riparian setback. 3rd Reading

A Motion to for passage of Ordinance 2017-37 was made by Mr. Kline seconded by Mrs. Perry.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

C. CONCLUSIONS OF FACT ORDINANCE 2017-38

A Motion to adopt the Conclusions of Fact for Ordinance 2017-38 was made by Mr. Duber seconded by Mr. Kline.

Ayes: Barron, Kline, Perry, Braverman, Kluter, Duber
Abstain: Hirsch
Nays: None

D. ORDINANCE 2017-38

An Ordinance granting a building setback variance to Pinecrest Project Partners LLC for the canopy on the south side of building 1 of the Pinecrest Development. 3rd Reading

A Motion to for passage of Ordinance 2017-38 was made by Mr. Kline seconded by Mrs. Perry.

Ayes: Barron, Kline, Perry, Braverman, Kluter, Duber
Abstain: Hirsch
Nays: None

E. ORDINANCE 2017-39

An Ordinance to make annual amended appropriations for current expenses and other expenditures of Orange Village during the calendar year 2017. 2nd Reading

The Administration is requesting suspension of the rules for Ordinance 2017-39. The Finance Committee has reviewed and recommends Ordinance 2017-39.

A Motion to Suspend the Rules for Ordinance 2017-39 was made by Mrs. Perry seconded by Mr. Barron.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

A Motion for passage of Ordinance 2017-39 was made by Mrs. Perry seconded by Mr. Duber.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

F. ORDINANCE 2017-40

An Ordinance to make annual appropriations for current expenses and other expenditures of Orange Village during the calendar year 2018. 2nd Reading

The Administration is requesting suspension of the rules for Ordinance 2017-40. The Finance Committee has reviewed and recommends Ordinance 2017-40.

A Motion to Suspend the Rules for Ordinance 2017-40 was made by Mrs. Perry seconded by Mr. Kline.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

A Motion for passage of Ordinance 2017-40 was made by Mrs. Perry seconded by Mr. Duber.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

G. ORDINANCE 2017-41

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. 2nd Reading

A Motion to Suspend the Rules for Ordinance 2017-41 was made by Mrs. Perry seconded by Mr. Barron.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

A Motion for passage of Ordinance 2017-41 was made by Mr. Barron seconded by Mr. Kline.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

H. ORDINANCE 2017-42

An Ordinance approving and confirming the appointment of Stephen Hovancsek & Associates, Inc., as Orange Village Engineer and repealing certain ordinances. 2nd Reading

A Motion to Suspend the Rules for Ordinance 2017-42 was made by Mr. Duber seconded by Mr. Kline.

Ayes: Barron, Kline, Perry, Hirsch, Kluter, Duber
Nays: Braverman

A Motion for passage of Ordinance 2017-42 was made by Mrs. Perry seconded by Mr. Duber.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

I. ORDINANCE 2017-43

An Ordinance amending Section 776.02 of the Codified Ordinances of Orange Village to correspond with Chapter 718 of the Ohio Revised Code, repealing certain ordinances, and declaring an emergency. 2nd Reading

A Motion to Suspend the Rules for Ordinance 2017-43 was made by Mr. Duber seconded by Ms. Kluter.

Ayes: Barron, Perry, Kluter, Duber
Nays: Kline, Braverman, Hirsch

Motion failed 4-3.

13. New Business and Consideration of:

A. Ordinance 2017-44

An Ordinance enacting a new section of Chapter 931 of the Orange Village Codified Ordinances to ban the use of Tobacco products at, in or on all municipal facilities. 1st Reading

Questions were raised regarding permitting a smoking section for people? Village employees? What the enforcement is if Ordinance 2017-44 passes? Mayor Mulcahy would like to revisit this at the next staff meeting.

14. Audience comments relating to matters which advance the good of the Village – no comments.

15. Committee Reports and Comments by Council Members:

Mrs. Perry: Mr. Krongold phoned Mrs. Perry to relay a message to thank Council for the consideration of pursuing the plowing of the park paths. He asked Council again to consider a snow blower and to continue to look into this matter.

Mr. Barron: The Board of Education sent out surveys to the community. About 60% of the respondents wanted more of a professional climate in the schools. The superintendent slate of candidates will be finalized by beginning of February 2018.

Mr. Braverman: Happy Holidays and Happy New Year!

Mr. Hirsch: Thanked Council for allowing him to serve. This is his last meeting.

Mr. Kline: Super 8's re-development has been pushed back until early spring.

Ms. Kluter: The Pinecrest party was nice. Happy Holidays to everyone!

16. Comments by the Mayor: Thanked Councilman Hirsch for his service.

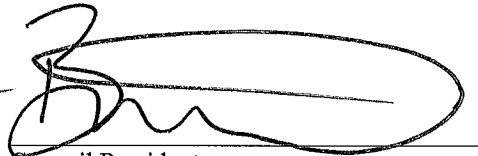
17. Comments by Council President: Thanked Councilman Hirsch for service. Wished everyone a Happy Holiday!
18. A Motion to adjourn the Regular Meeting of December 13, 2017 was made by Mr. Hirsch seconded by Ms. Kluter.

Ayes: Barron, Kline, Perry, Braverman, Hirsch, Kluter, Duber
Nays: None

Council Meeting adjourned at 8:54 PM


Clerk of Council

Mary Catherine Knight



Council President

Brandon Duber