

**MINUTES (AMENDED)
ORANGE VILLAGE COUNCIL
COUNCIL MEETING
DECEMBER 12, 2018
8:00 PM**

1. Pledge of Allegiance

2. PUBLIC HEARING

Council President Duber opened the public hearing for Ordinance 2018-39 at 8:00 pm.

Ordinance 2018-39 - An Ordinance granting a yard setback Variance to John and Billie Rawot for their property located at 30 Orchard Circle, Orange Village, Ohio.

No one spoke.

Public hearing closed at 8:01 pm

3. Council President Duber called the Council Meeting to order at 8:01 pm

4. Roll call

Members Present: Kline, Bilsky, Kluter, Perry, Barron, Braverman, Duber
Members Absent: None
Others Present: Dana Kavander, Treasurer
Robert Zupan, Service Director
Robert Wilson, Fire Chief
Matthew Stuczynski, MAS
Christopher Kostura, Police Chief
Michael Mooney, Mooney's, 27000 Chagrin Blvd
Patrick Mooney, Mooney's, 27000 Chagrin Blvd

5. A Motion to confirm the appointment of Nick Salman for part time Fire Fighter/Paramedic was made by Mrs. Perry, seconded by Mr. Kline

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

6. A Motion to confirm the appointment of Cody Widlak for part time Fire Fighter/Paramedic was made by Mr. Bilsky, seconded by Mr. Kline

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

7. A Motion to approve the Special Council Meeting Minutes of December 5, 2018 was made by Mr. Barron, seconded by Mr. Kline.

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

8. A Motion to approve the Treasurer's Report of Fiscal Year 2018 (thru October) was made by Mr. Duber, seconded by Mr. Kline.

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

Mrs. Kavander explained the Treasurers report and the revenue and expenditures report

9. A Motion to approve the Tax Administrator's Report of November 30, 2018 was made by Mr. Duber, seconded by Mrs. Perry.

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

Mrs. Kavander explained the Tax Administrator's report. Mrs. Kavander is working with RITA concerning tenants and their tax compliance.

10. A Discussion of the Bills to Be Paid for the Month December 2018 of \$249,746.00 and additional November expenses in the amount of \$79,258.03.
11. Audience comments relating to agenda items only
Michael Mooney, 951 Belle Rd – Spoke against Ordinance No. 2018-45
Patrick Mooney, 27000 Chagrin Blvd – Spoke against Ordinance No. 2018-45
12. Old Business of Pending Legislation and Motions

A. Conclusions of Fact Ordinance 2018-39

A Motion to adopt the Conclusions of Fact for Ordinance 2018-39 was made by Mrs. Perry, seconded by Mr. Bilsky.

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

B. ORDINANCE 2018-39

An Ordinance granting a yard setback Variance to John and Billie Rawot for their property located at 30 Orchard Circle, Orange Village, Ohio. 3rd Reading

A motion to pass Ordinance 2018-39 was made by Mr. Duber, seconded by Mr. Barron

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

C. ORDINANCE 2018-45

An Ordinance agreeing to adjust the boundaries between Orange Village and The City of Beachwood, pursuant to Ohio Revised Code Section 709.37, and zoning the new territory. 2nd Reading

D. ORDINANCE 2018-46

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

Mr. Duber made a motion to suspend the rules for Ordinance 2018-46, seconded by Mr. Kline.

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

A motion to pass Ordinance 2018-46 was made by Mr. Duber, seconded by Mr. Bilsky.

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

E. ORDINANCE 2018-47

An Ordinance amending existing Chapter 721, Peddlers, of the Codified Ordinances of Orange Village by enacting a new Chapter 721, Peddlers and Canvassers, and repealing certain Ordinances. 2nd Reading

13. New Business and Consideration of

A. ORDINANCE 2018-49

An ordinance accepting certain public improvements for the Orange Place, south of Harvard, and related improvements. 1st Reading

Mrs. Perry asked about "Exhibit A" - Mr. Byron stated the engineer is preparing it.
Council President Duber referred Ordinance 2018-49 to the Planning and Zoning Commission.

B. ORDINANCE 2018-50

An ordinance amending section 1142.06 of the Codified Ordinances of Orange Village to provide a procedure for council to exercise administrative authority under the Orange Village Zoning Code. 1st Reading

Council President Duber referred Ordinance 2018-50 to the Planning & Zoning Commission.

C. ORDINANCE 2018-51

An Ordinance appointing the Law Director and authorizing the mayor to enter into an agreement with Singerman Mills Desberg & Kauntz Co. L.P.A., and Stephen L. Byron, to provide legal services from January 1, 2019, through December 31, 2019, and declaring an emergency. 1st Reading

Mr. Duber made a motion to suspend the rules for Ordinance 2018-51, seconded by Mr. Kline.

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

A motion to pass Ordinance 2018-51 was made by Mr. Duber, seconded by Mr. Barron.

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

D. ORDINANCE 2018-52

An Ordinance appointing Blair N. Melling as the Prosecutor of Orange Village, and providing compensation for the Prosecutor, and declaring an emergency. 1st Reading

Mr. Duber made a motion to suspend the rules for Ordinance 2018-52, seconded by Mr. Kline.

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

A motion to pass Ordinance 2018-52 was made by Mr. Duber, seconded by Mr. Bilsky.

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

2. ORDINANCE 2018-53

An Ordinance authorizing the issuance of not to exceed \$805,000 of bonds for the purpose of currently refunding the Village's (a) Orange Place improvement (parts 1 & 2) general obligation bonds, series 2006, dated August 8, 2006, and (b) Emery Road improvement special assessment bonds series 2007, dated August 1, 2007; approving related matters in connection with the issuance of the bonds; and declaring an emergency. 1st Reading

Mr. Duber made a motion to suspend the rules for Ordinance 2018-53, seconded by Mrs. Perry.

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

A motion to pass Ordinance 2018-53 was made by Mr. Duber, seconded by Mrs. Perry.

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

3. ORDINANCE 2018-54

An Ordinance amending the annual appropriation Ordinance of Orange Village to change certain appropriations for the fiscal year ending December 31, 2018, repealing certain Ordinances, and declaring an emergency. 1st Reading

Mr. Duber made a motion to suspend the rules for Ordinance 2018-54, seconded by Mr. Kline.

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

A motion to pass Ordinance 2018-54 was made by Mr. Duber, seconded by Mr. Barron.

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

14. Audience comments relating to matters which advance the good of the Village - none

15. Committee Reports and Comments by Council Members

Mrs. Perry - no report

Mr. Barron - Attended BOE meeting, provided report. Wished everyone a happy new year and a joyous holiday season

Mr. Braverman - someone called about the streaming of the meetings, wanted to know how many people are watching the meetings

Mr. Bilsky – asked about the road construction, Mr. Zupan stated they are taking out the driveways this week. Finishing up work on Lander Road trails for the winter on December 21.

Mr. Kline - Wished everyone a happy, healthy new year and holiday season

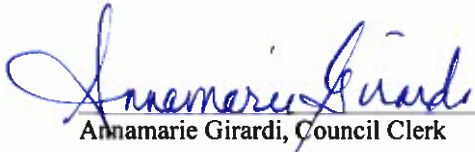
Mrs. Kluter - 2018-45 Inquired about the area we are rezoning. She could not find parking at Pinecrest, others explained there is a parking garage. Thanked the EM, police and fire personnel, two people she knew used them and they are doing a great job. Happy Holidays/Merry Christmas.

16. Comments by the Mayor – stated that the comments made by the Mooney’s describe people and events she does not recognize. Very dismayed at their characterization of events. Listed the Village’s accomplishments for 2018 and thanked all the department heads and employees.
17. Comments by the Council President – we became very transparent this year with the live-streaming of council meetings and recording of meetings can be found online. We have also become the most environmentally friendly and progressive community in the state of Ohio.

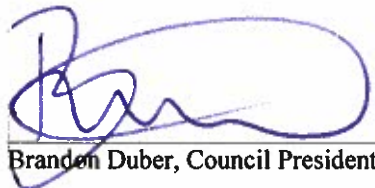
Motion to adjourn to executive session at 9:26 pm made by Mr. Duber, seconded by Mr. Bilsky.

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

18. A Motion to adjourn the Council Meeting at 9:45 pm was made by Mr. Duber



Annamarie Girardi, Council Clerk



Brandon Duber, Council President