



**MINUTES
ORANGE VILLAGE COUNCIL
SPECIAL COUNCIL MEETING
NOVEMBER 7, 2018
8:00 PM**

1. Council President Duber called the Special Council Meeting to order at 8:00 pm
2. Pledge of Allegiance
3. Roll call
 - Members present: Perry, Barron, Braverman (arrived at 8:01), Kline, Bilsky, Kluter, Duber
 - Others present: Mayor Kathy Mulcahy
Steve Byron, Law Director
Bob Wilson, Fire Chief
Bob Zupan, Service Director
Dana Kavander, Treasurer/Tax Administrator
Matthew Stuczynski, MAS Financial Advisory Services Llc
Catherine Swartz, Brickler & Eckler
Todd Puster, Orange School District Treasurer
Annamarie Girardi, Clerk of Council
4. A Motion to approve the Regular Council Meeting Minutes of October 10, 2018 was made by Mr. Bilsky seconded by Mr. Kline.
 - Ayes: Perry, Barron, Braverman, Kline, Bilsky, Kluter, Duber
 - Nays: None
5. A Motion to authorize the Mayor to expend \$15,575.40 to settle the Village's long-term obligation the Police and Fire Pension Fund was made by Mr. Barron seconded by Mr. Kline.
 - Mrs. Kavander explained that if we pay this amount we will save \$5,979.71. Council President Duber thanked Mrs. Kavander for looking out for us.
 - Ayes: Perry, Barron, Braverman, Kline, Bilsky, Kluter, Duber
 - Nays: None
6. Presentation by Matt Stuczynski, MAS Financial Advisory Services LLC and Catherine Swartz, Brickler & Eckler
 - A Powerpoint presentation was explained by Matt Stuczynski and Catherine Swartz, Brickler & Eckler
7. Audience comments relating to agenda items only - none
8. Old Business of Pending Legislation and Motions

A. ORDINANCE 2018-35

An Ordinance granting a rear yard setback Variance to Mark and Caroline Kangas for their property located at 29850 Smithfield Road, Orange Village, Ohio. 2nd Reading - Referred to P & Z. Public Hearing November 14, 2018

Mayor Mulcahy stated this was unanimously recommended for approval from P & Z at last night's meeting.

B. ORDINANCE 2018-36

An Ordinance enacting a new Chapter 181 of the Orange Village Codified Ordinances to create the Orange Village Tax Incentive Review Council. 2nd Reading

Mr. Braverman asked about the Tax Incentive Council and how it has worked in other communities. Mr. Stuczynski stated they have to attend a meeting and report back to council. They can only make recommendations.

C. ORDINANCE 2018-37

An Ordinance Declaring the Improvement of certain Real Property to be a public purpose pursuant to Revised Code Section 5709.40(b); declaring such improvement to be exempt from real property taxation; designating public infrastructure improvements to be made that will directly benefit such property; requiring annual service payments in lieu of taxes; designating a Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments; and authorizing compensation payments to the Orange City School District; and declaring an emergency. 2nd Reading

No comments

9. New Business and Consideration of:

A. ORDINANCE 2018-38

An Ordinance amending Section 1327.01 of the Codified Ordinances of Orange Village to restate the deposit requirement for professional fees, ratifying prior actions taken in accordance with the established policy of the Village and declaring an emergency. 1st Reading

Mr. Byron explained it is restating what we have on the books in the building department and provides better transparency. If there are other expenses or a county charge this will allow these deposits to be used for that purpose.

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. 1st Reading

Mr. Byron stated this will be the last of the variances to be handled this way due to the passage of the charter amendment that changes the variance process.

President Duber referred the variance to the Planning and Zoning Commission

C. ORDINANCE 2018-40

An Ordinance granting a rear yard setback variance to Paul Poommipanit and Sarah Mowry for their property located at 4160 Cambridge Court, Orange Village, Ohio. 1st Reading

President Duber referred the variance to the Planning and Zoning Commission

D. ORDINANCE 2018-41

An Ordinance amending Section 931(B) of the Codified Ordinances of Orange Village requiring persons and/or entities to make a cleaning and repair deposit for use of the Village Municipal Facilities and declaring an emergency. 1st Reading

Mr. Byron stated the Section is incorrect, it should be 931.02 (b). Mayor Mulcahy stated she has wrestled with this for years and it is becoming an imposition. The deposit will be returned when they clean the area up. Mr. Braverman thought \$100 was too low – there was discussion about increasing the deposit amount to \$200.

Mr. Braverman made a motion to increase the deposit amount from \$100 to \$200 seconded by Mr. Kline
Ayes: Perry, Barron, Braverman, Kline,
Nays: Bilsky, Kluter, Duber

The Ordinance will be changed to reflect the new amount and the correct Section.

E. ORDINANCE 2018-42

An Ordinance authorizing the Mayor to enter into an Agreement with the Village of Moreland Hills for the joint purchase and operation of a sewer camera and locator and declaring an emergency. 1st Reading

Mayor would like to ask that we pass this next week. Moreland Hills has already passed the Ordinance and has the funding. Mr. Zupan explained we share equipment currently and everything is working out well. This is another item that would not be used on a regular basis and is a good item to share.

F. RESOLUTION 2018-7

A Resolution requesting the Fiscal Officer to advance taxes in accordance with the Ohio Revised Code, and declaring an emergency.

Mr. Byron stated this is an annual resolution and it is a good housekeeping item.

A Motion for passage of Resolution 2018-7 was made by Mr. Duber seconded by Mrs. Perry.

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

Ohio Division of Liquor Control request from YOS Concept LLC, Wasabi name change from Nan Lin as managing member to Ton Dong Chen as managing member.

There was no objection to this change.

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

11. Committee Reports and Comments by Council Members

Mrs. Perry - next week the Finance Meeting begins at 7pm to review the budget. Mrs. Kavander has placed the budget at your seats for review. Please contact Mrs. Kavander with any questions prior to the meeting. The garden has wrapped up for the season, there are only a few people that had issues with their plots. The rules and regulations will be reviewed and discussed over the winter months.

Mr. Barron - No report

Mr. Braverman – He was supposed to attend the NOPEC annual meeting on Nov13 but he is unable to attend and asked if any other council person would be able to go in his place. Mr. Barron stated he would be able to go.

Mr. Bilsky – inquired about the watermain breaks and Bob Zupan/Mayor stated we should have an answer about reimbursement on Friday. Mayor Mulcahy planned to wait until we find out if we will be reimbursed before we make an appointment to meet with the Mayor Kraus.
- Traffic signals and Mr. Zupan stated the traffic engineer is supposed to look at it this week and get back to us, there are several communities and entities involved in this.
- Delay of trails - Mr. Zupan stated there is going to be a progress meeting with the contractor on Friday. Mr. Kline stated he spoke to Brian Mader and there are a few general conditions that they need to do that is causing the delay -- holidays/weather/parking are issues that need to be addressed prior to beginning the work.

Mr. Kline – Planning & Zoning recommended a variance at yesterday’s meeting. They also approved two new homes in Lakes of Orange. Currently there are 25 new homes in progress in Orange Village.
- Met with Juanita Brent, State Rep H.D. 12–elect, to talk about continuing the collaborative economic development group

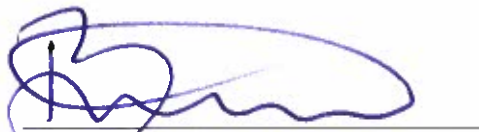
Kluter - Mini statement
Against all forms of hatred and continue to promote tolerance and freedom for all residents.

12. Comments by the Mayor
Explained that approximately 70% of our residents voted, all the Charter Amendments passed. The countywide turnout was 45%. Congratulated council for passage of all amendments.

13. Comments by the Council President Duber
Thanked Mrs. Perry for all her help with the charter review commission as well as the members of the commission. Mrs. Perry was on a commission in the past. Congratulated the council members for the passage of all amendments.
- Next week we will be introducing a recycling ordinance concerning plastic bag usage. They have passed legislations in many states. It will be good for the Village.

Meeting adjourned at 9:33 pm.


Clerk of Council
Annamarie Girardi


Council President
Brandon Duber