

**MINUTES
ORANGE VILLAGE COUNCIL
COUNCIL MEETING
OCTOBER 12, 2022
7:30 PM**

**7:30 PM
PUBLIC HEARINGS**

28021 MILES ROAD – SHELL GAS STATION

To consider requested variances from the Orange Village Zoning Code for the property located at 28021 Miles Road. Moriom Begum on behalf of MA Gas Properties, LLC.

Planning and Zoning Commission unanimously recommended the variance be granted.

Council President Duber opened the public hearing for the property located at 28021 Miles Road at 7:32 p.m. via Zoom

There were no comments.

Council President Duber closed the public hearing for the property located at 28021 Miles Road at 7:32 p.m. via Zoom.

1. Council President Duber called the Council Meeting of October 12, 2022 to order at 7:33 p.m.
2. Roll call

Members Present:	Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Members Absent:	
Others Present:	Kathy Mulcahy, Mayor Steve Byron, Law Director Chris Kostura, Police Chief Bob Zupan, Service Director Bob Wilson, Fire Chief Dana Kavander, Treasurer Anna Girardi, Council Clerk

3. Formal disclosure by Councilman Ryan Bilsky of his employment with KeyBank

Mr. Bilsky explained the formal disclosure concerning his council appointment. Mr. Byron commended Key Corp for their very thorough process.

4. A Motion to approve the Special Council Meeting Minutes of September 7, 2022 was made by Mr. Duber seconded by Mrs. Kurland.

Ayes:	Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays:	None

5. A Motion to approve the Council Meeting Minutes of September 14, 2022 was made by Mr. Duber seconded by Mr. Kline.

Ayes:	Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays:	None

6. A Motion to adopt the Final Order and Decision of Council and Conclusions of Fact to grant several variances for the property at 28021 Miles Road to permit the redevelopment of a gas station was made by Mr. Duber seconded by Mr. Kline.

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

7. A Motion to authorize the expenditure not to exceed \$58,150.00 for the purchase (\$43,645.) and outfitting (14,505.) of a 2023 Chevrolet Tahoe SUV as specified on the Ohio state contract from Ganley Chevy of Aurora and Hall Public Safety Upfitters was made by Mr. Duber seconded by Mrs. Kurland.

Mayor Mulcahy stated that this vehicle is included with the grant that we received, which was for 7 vehicles. There may be approximately \$2,000 difference. Chief Kostura stated that we were unable to get another Explorer so we had to purchase a Tahoe.

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

8. A Motion to authorize the expenditure not to exceed \$25,392.90 for portable radios from Chagrin Valley Dispatch was made by Mr. Duber seconded by Mrs. Vincent.

Chief Kostura stated we need new radios for our new personnel.

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

9. A Motion to approve the Treasurer's Report for August, 2022 was made by Mr. Duber seconded by Mrs. Perry.

Mrs. Kavander explained the Treasurer's Report

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

10. A Motion to approve the Tax Administrator's Report for August, 2022 was made by Mr. Duber seconded by Mr. Kline.

Mrs. Kavander explained the Tax Administrator's Report

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

11. A Discussion of the Bills to be paid in the month of October in the amount of \$214,036.93 and additional September expenses in the amount of \$72,483.98

12. Audience comments relating to agenda items only –

Mr. Mohammad Rahman – owner 28021 Miles Road

- Mr. Rahman inquired about the variance and also the liquor license. He was instructed to contact Bob McLaughlin, Chief Building Official, concerning the variance and to contact administration for an explanation of the liquor license. The precinct is dry.

13. Old Business of Pending Legislation and Motions

- None

14. New Business and Consideration of:

A. ORDINANCE 2022-16

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH STEPHEN L. BYRON AND SINGERMAN MILL DESBERG & KAUNTZ, CO. L.P.A., FOR LEGAL SERVICES BEGINNING JANUARY 1, 2023 AND ENDING DECEMBER 31, 2023, CONFIRMING THE APPOINTMENT OF STEPHEN L. BYRON AS LAW DIRECTOR, AND DECLARING AN EMERGENCY. 1st Reading

The public hearing will be set on Wednesday, December 7, 2022.

B. ORDINANCE 2022-17

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1327 "FEES AND DEPOSITS" OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE TO RESTATE THE DEPOSIT REQUIREMENT(S) FOR PROFESSIONAL FEES, RATIFYING PRIOR ACTIONS TAKEN IN ACCORDANCE WITH THE ESTABLISHED POLICY OF THE VILLAGE, DELETING THE PINECREST DEVELOPMENT PROJECT PERMIT FEES FROM THE CODIFIED ORDINANCES AND DECLARING AN EMERGENCY. 1st Reading

Mr. Byron explained the Ordinance and that it requires the developer to pay the fees that we incur from the county.

C. ORDINANCE 2022-18

AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE TO CLARIFY THE REGULATION OF TRUCKS IN THE VILLAGE. 1st Reading

Mr. Byron explained the Ordinance and the need for it

15. Audience comments relating to matters which advance the good of the Village - everyone on the zoom meeting was unmuted and there were no comments.

16. Comments by the Mayor

- Election Day – November 8
- New Part-Time administrative employee starts October 24, 2022
- Paper Shredding Friday, Oct. 14 from 9am until noon

17. Comments by the Council President

- Thanked Bob Zupan for assisting with the power outage issues
- Council meetings will be in person beginning at 7:45 p.m. There will not be a hybrid option.

18. Committee Reports and Comments by Council Members

Perry

- There will be a budget meeting during the finance meeting in person at 6:30 p.m. on Wednesday, November 9
- Finance meeting will be in person beginning at 7:00 p.m. in December on the 2nd Wednesday of the month moving forward
- Garden is wrapping up for the year. Thanked everyone for their support of the garden and the addition of the new fence

Silver

- Orange for the Holidays is finishing up. Thanks to Anna and Jessi at Pinecrest. There will be 4 raffles for a Pinecrest shopping spree. 37 different offers.
- Trick or Treat – October 31 – 6pm to 8pm

Kurland

- Dogs that have bit people and bit other dogs
 - o Muzzle dangerous dog
 - o Mayor Mulcahy stated that there is legislation and we will send the information to her
 - o Mr. Byron stated there is state law concerning these issues

Bilsky

- Old refrigerator next to someone's garage that looks like it has been there for some time
 - o Asking others to be mindful of the beautification of the community
 - o Mayor Mulcahy stated she would like to know the address and if there are any issues that are seen to contact the building department
- Best practices to put out their trash – maybe add to the newsletter
- Pepper Pike Learning Center walk-a-thon – today for the schools, it was very nice

Kline

- Appreciate we are going back to live meetings
- Working on updating ordinances for landscape for sustainability
- Dr. Rosen has a series of paintings of 10-15 homes on Orangewood – there will be an exhibition of her work at Village Hall.

Vincent

- Commented on the great work that was done on the roads in Orange Hill
- Thanked all involved with the Orange for the Holidays coupon book
- Orange Schools update
- Trunk or Treat and parade will be held October 28
 - o If you want to participate you must sign up – contact Orange Rec
- Happy Halloween

19. A Motion to adjourn to executive session for the purpose of discussing confidential information related to the marketing plans, specific business strategy, production techniques, trade secrets, or personal financial statements of an applicant for economic development assistance, or to negotiations with other political subdivisions respecting requests for economic development assistance, and to discuss pending or prospective litigation was made by Mr. Duber seconded by Mrs. Kurland.

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

Council entered into executive session at 8:28 pm

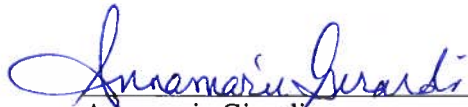
Council meeting reconvened at 9:10 p.m.

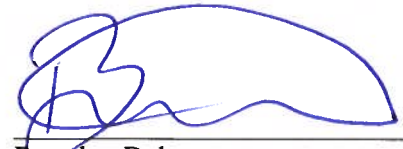
20. Adjournment of the Council Meeting of October 12, 2022

A Motion to adjourn the Council Meeting of October 12, 2022 was made by Mr. Duber seconded by Mrs. Kurland.

Ayes: Vincent, Kurland, Silver, Bilsky, Perry, Kline, Duber
Nays: None

The Council Meeting of October 12, 2022 was adjourned at 9:11 p.m.



Annamarie Girardi
Council Clerk

Brandon Duber
Council President