

MINUTES
ORANGE VILLAGE COUNCIL
COUNCIL MEETING
JUNE 12, 2024
7:00 PM

1. Council President Silver called the Council Meeting of June 12, 2024 to order at 7:02 p.m.
2. Pledge of Allegiance
3. Roll call

Members Present: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Members Absent:
Others Present: Jud Kline, Mayor
Steve Byron, Law Director
Larry Genova, Fire Chief
Chris Kostura, Police Chief
Bob Zupan, Service Director
Dana Kavander, Treasurer
Anna Girardi, Council Clerk

4. A Motion to approve the Treasurer's Reports for March and April, 2024 was made by Mrs. Vincent seconded by Mr. Bilsky.

Mrs. Kavander explained the Treasurer's Reports

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

5. A Motion to approve the Tax Administrator's Report for March and April, 2024 was made by Mrs. Perry seconded by Mrs. Vincent.

Mrs. Kavander explained the Tax Administrator's Reports

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

Mrs. Kavander provided an update on our 2022 and 2023 audit. We received a clean opinion. The audit report can be found on the Auditor of State website. Mrs. Perry explained that she has been involved with the audits for many years, this year the auditors commended Dana and Danding on providing timely and sufficient information that was needed for their review.

6. A Discussion of the Bills to be Paid in the month of June in the amount of \$243,860.42 and additional May expenses in the amount of \$2,595,014.11.
7. Audience comments relating to agenda items only – no audience comments
8. Discussion of Ordinance 2023-28
An Ordinance declaring a six-month moratorium on accepting for filing, and considering, reviewing and approving, applications for marijuana sales and related activities in orange village, prohibiting the sale of marijuana in Orange Village for six-months and declaring an emergency.

Discussion ensued concerning the moratorium for marijuana sales. Mayor Kline stated he was at the statehouse today and they have not provided any regulations or guidelines. Mayor Kline would like to extend the moratorium for at least nine (9)

months. Mrs. Perry asked if we do not have a moratorium they can come in asking to have a dispensary until the state provides guidelines. Mr. Silver stated he is fine with 6 months, Mrs. Vincent and Mr. Bilsky concurred. There will have to be a new Ordinance in place. Mr. Madden felt he doesn't think a moratorium is needed. Mr. Silver stated that this is something new and would like a moratorium until the state has guidelines/regulations for the dispensaries. There was no opposition to adding a six (6) month moratorium to the agenda at the next council meeting.

9. Old Business of Pending Legislation and Motions

A. ORDINANCE 2024-8

AN ORDINANCE AMENDING SUBSECTION 1170.04(A), AREA REGULATIONS, OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE, AND DECLARING AN EMERGENCY. 3rd Reading

Recommended by the Planning and Zoning Commission

A Motion for passage of Ordinance 2024-8 was made by Mr. Silver seconded by Mr. Foster.

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

B. ORDINANCE 2024-9 (AS AMENDED)

AN ORDINANCE AGREEING TO ADJUST THE BOUNDARIES BETWEEN ORANGE VILLAGE AND THE CITY OF BEACHWOOD, PURSUANT TO OHIO REVISED CODE SECTION 709.37. 2nd Reading

C. ORDINANCE 2024-11

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH OMNI PROPERTY COMPANIES, LLC TO DEVELOP A PORTION OF LAND FOR A SENIOR RESIDENTIAL, RECREATIONAL, AND SHOPPING COMPLEX. 2nd Reading

Administration requests suspension of the rules

Mrs. Vincent wanted clarification that the possibility of a fire station would be the only permitted use other than greenspace in the area. Mr. Byron stated that is correct and it is listed in case a fire station is needed.

A Motion to suspend the rules for Ordinance 2024-11 was made by Mr. Bilsky seconded by Mr. Foster.

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

A Motion for passage of Ordinance 2024-11 was made by Mr. Bilsky seconded by Mr. Silver.

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

D. ORDINANCE 2024-12

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (“DISTRICT”), AND DECLARING AN EMERGENCY. 2nd Reading

10. New Business and Consideration of:

A. RESOLUTION 2024-6

A RESOLUTION ADOPTING THE 2025 ORANGE VILLAGE ALTERNATIVE TAX BUDGET.

A Motion for passage of Resolution 2024-6 was made by Mrs. Vincent seconded by Mr. Bilsky.

Mrs. Kavander explained the purpose of the tax budget. This affects three areas; one is producing an estimate of revenue available to spend next year and can be amended as needed. The second allows us to receive revenue from the state and county in 2025. The last and main purpose is to set the Village’s portion of property taxes, without this we would not be able to collect property taxes.

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

B. RESOLUTION 2024-7

A RESOLUTION OF ORANGE VILLAGE, COUNTY OF CUYAHOGA, URGING THE CUYAHOGA COUNTY COUNCIL NOT TO PASS A RESOLUTION URGING THE COUNTY EXECUTIVE AND COUNTY TREASURER TO DIVEST FROM ISRAEL, AND DECLARING AN EMERGENCY.

Mrs. Vincent stated – Whereas analogy change wording from over to “more than” in both cases. Also, add a comma after Israel, to make sure it stands out as a separate phrase. Ms. Ullner stated she would like it to state “the only” instead of one of the only. Mr. Byron will make the changes.

A Motion for passage of Resolution 2024-7, with the changes stated above, was made by Mr. Silver seconded by Ms. Ullner.

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

11. Audience comments relating to matters which advance the good of the Village

Amanda Kurland, 150 Valencia Circle

- Asking everyone to please speak into the microphone
- Thanked everyone on council for Resolution 2024-7

Jim Boyle, 31399 Fairview Drive

- Shares Mrs. Kurland’s sentiment to council for Resolution 2024-7
- Troubled about what is happening with the church property
 - o Variance and zoning are not the same issue
 - o Variances are voted by Council
 - o Avoid expensive litigation was stated as the reasoning
 - Has not seen any reply from Orange Village
 - o Members that did recuse themselves – they must recuse themselves from all aspects including comments
 - o Feels it is a violation of the sunshine law

- Variance did not pass
- Cannot come back unless there are substantial changes to the zoning pursuant to Orange Village Codified Ordinance 1142.06(f)

Jim Stahl, 30499 Jackson Road

- Inquired about vehicles parking on the road
 - Chief Kostura stated we try to get them off main roads

12. Comments by the Mayor

- Mistake in the enews – the concert at the Amphitheater is Tuesday, June 25th not the 20th as stated in my letter. Join us on Tuesday, June 25th to listen to Rubber Soul, a Beatles tribute band. The event will take place rain or shine.
- Community-Wide Survey is set to go live tomorrow! Visit our website to access the survey. If you would like a printed version, please contact someone at Village Hall at 440-287-5131.
- Last day to sign up for the Community-Wide garage sale is this Friday, June 14th. We currently have 22 homes participating. The sales are Saturday and Sunday, June 22 and 23 from 9am until 3pm
- Flag Day – June 14
- Father’s Day – wish everyone a Happy Father’s Day
- Village Hall will be closed on Wednesday, June 19th in observance of Juneteenth
- Please remember as the 4th of July is approaching, that fireworks ARE illegal in Orange Village
- Mayors Day at the Statehouse – major housing crisis – cost of real estate and availability is low
 - Updated real estate appraisals this year – properties have increased 30%
 - Energy tax credit for entities – install energy devices that we can receive credit
 - Public Safety Partnership – provide experts to local communities
- Thanked Dana and Danding for leading the process of the audit – they provided timely information to the auditors
- Thanked the public that came today to express their concerns

13. Comments by the Council President

- City of Cleveland had a cyber incident
 - Wanted to make sure we have what is needed so we do not become victim to this
 - Mayor Kline spoke with our IT person and put him in touch with the International Cyber Security local representative. They would like to assist small communities.
 - Mayor Kline will follow up with him

14. Committee Reports and Comments by Council Members

Bilsky

- No comments

Foster

- No comments

Madden

- No comments

Perry

- No comments

Ullner

- Would like to see the survey prior to it going out
- Would like Orange Village to have a secondary law firm that we can go to when Mr. Byron has a conflict of interest. Mr. Byron stated council has the authority to do so.

Vincent

- If you receive a link, don’t open it unless you know who it is from
- School Board update
 - Next meeting is June 24
- Sales Tax holiday – July 30 – August 8
- Pinecrest Summer Concert Series

- Woodmere celebration, Friday June 14 at the gazebo for Juneteenth
- Contact her if you or someone else is interested in the resident spotlight "Slice of Orange"
- Happy Flag Day/Birthday to her dad
- Happy Father's Day

15. Adjournment of the Council Meeting of June 12, 2024

A Motion to adjourn the Council Meeting of June 12, 2024 was made by Mr. Silver seconded by Mrs. Vincent.

Ayes: Bilsky, Foster, Madden, Perry, Ullner, Vincent, Silver
Nays: None

The Council Meeting of June 12, 2024 was adjourned at 7:50 p.m.


Annamarie Girardi
Council Clerk


Brent Silver
Council President