

**MINUTES
ORANGE VILLAGE COUNCIL
COUNCIL MEETING
AUGUST 14, 2024
7:00 PM**

**PUBLIC HEARING
7:00 P.M.**

To consider the requests of 27500 Chagrin Boulevard, LLC, the owner of the Orange Plaza at 27440-27550 Chagrin Boulevard, for two variances. One variance is from Section 1154.05(a) of the Orange Village Codified Ordinances, which requires a front yard setback of 100 feet. If approved, the requested variance would allow an ATM machine and attendant facilities to be located not closer than 21.5 feet from Chagrin Boulevard. The second variance request is for a variance from Section 1162.03 to permit the elimination of seven (7) parking spaces. The existing parking is lawfully nonconforming, currently having nine (9) fewer parking spaces than is required by the code.

1. Council President Silver called the public hearing to order at 7:00 p.m.
2. Audience comments related to the public hearing
 - Rob Risman, property owner at 27500 Chagrin Blvd, spoke about the variance - to allow for an ATM drive through at the furthest northeast section of the parking lot. Last space in the strip center has been empty for the past year and a half. The conditions of leasing the area is that there be an ATM. Mr. Foster asked about the parking, Mr. Risman stated there are 81 current parking spaces and he doesn't feel there will be a problem. Needs approval from other tenants and he has not received them all as of the date of this meeting.
3. Council President Silver closed the public hearing at 7:05 pm

Council Meeting

1. Council President Silver called the Council Meeting of August 14, 2024 to order at 7:05 p.m.
2. Pledge of Allegiance
3. Roll call

Members Present: Ullner, Vincent, Foster, Madden (arrived at 7:14 p.m.), Perry, Bilsky, Silver

Members Absent:

Others Present: Jud Kline, Mayor
Steve Byron, Law Director
Dana Kavander, Treasurer
Mike Debeljak, Police Sergeant
Bill Mandich, Assistant Fire Chief
Bob Zugan, Service Director
Anna Girardi, Council Clerk

4. A Motion to confirm the appointment of Cody Widlak as a part-time Firefighter/Paramedic was made by Ms. Ullner seconded by Mr. Foster.

Assistant Chief Mandich provided Cody Widlak's background in fire service and with Orange Village.

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

Mayor Kline administered the oath of office to Cody Widlak.

5. A Motion to confirm the appointment of Myles Willingham as a part-time Firefighter/Paramedic was made by Ms. Ullner seconded by Mrs. Vincent.

Assistant Chief Mandich provided Myles Willingham's background in fire service.

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

Mayor Kline administered the oath of office to Myles Willingham.

Mr. Madden arrived at 7:14 p.m.

6. A Motion to confirm the appointment of John Hubbard as a part-time Firefighter/EMT was made by Mr. Silver seconded by Ms. Ullner.

Assistant Chief Mandich provided John Hubbard's background in fire service.

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

Mayor Kline administered the oath of office to John Hubbard.

7. A Motion to adopt the Final Order and Decision of Council and the Conclusions of Fact for the variance request by the 27500 Chagrin Blvd., LLC for front yard and parking space variances to permit the installation of an ATM drive thru in Orange Plaza was made by Mrs. Perry seconded by Mrs. Vincent.

Mr. Byron stated that he has worked with Rob and his company have been clients with his firm in other matters as full disclosure. He did not have any voting power in any transactions on the Planning and Zoning meetings.

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

8. A Motion to approve the Special Council Meeting Minutes of August 1, 2024 was made by Mr. Foster seconded by Mr. Bilsky.

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

9. A Motion to approve the Treasurer's Report for June, 2024 was made by Mrs. Perry seconded by Mr. Bilsky.

Mrs. Kavander explained the Treasurer's Report. Mr. Foster asked about the growth from Raymond James. Mrs. Kavander stated that she will send him this information.

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

10. A Motion to approve the Tax Administrator's Report for June, 2024 was made by Mr. Bilsky seconded by Mrs. Vincent.

Mrs. Kavander explained the Tax Administrator's Report.

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

11. A Discussion of the Bills to be Paid in the month of August in the amount of \$215,272.49 and additional July expenses in the amount of \$152,141.23
12. Audience comments relating to agenda items only – no comments
13. Old Business of Pending Legislation and Motions

A. ORDINANCE 2024-14

AN ORDINANCE TO ADOPT AND IMPLEMENT THE PROCEDURES UNDER CHAPTER 5722 OF THE OHIO REVISED CODE TO FACILITATE THE REUTILIZATION OF NONPRODUCTIVE LAND SITUATED IN THE VILLAGE OF ORANGE, AND DECLARING AN EMERGENCY. 2nd Reading

B. ORDINANCE 2024-15

AN ORDINANCE AMENDING SECTION 933.01(B) TO REVISE THE FEES TO BE CHARGED TO RESIDENTS AND NON-RESIDENTS FOR EMERGENCY MEDICAL SERVICES, REPEALING CERTAIN ORDINANCES, AND DECLARING AN EMERGENCY. 2nd Reading

14. New Business and Consideration of:

A. ORDINANCE 2024-16

AN ORDINANCE ENACTING A NEW SECTION 125.26, OHIO EPA GRANT FUND, OF CHAPTER 125, TREASURER, OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE TO PROVIDE FOR THE UTILIZATION OF AN OHIO EPA GRANT FUND, AND DECLARING AN EMERGENCY. 1st Reading

Administration requests suspension of the rules

Mrs. Kavander explained that the EPA grant requires that we establish a separate fund for the purchase.

A Motion to suspend the rules for Ordinance 2024-16 was made by Mr. Silver seconded by Mrs. Vincent.

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

A Motion for passage of Ordinance 2024-16 was made by Mr. Bilsky seconded by Ms. Ullner.

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

B. ORDINANCE 2024-17

AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF ORANGE VILLAGE DURING THE CALENDAR YEAR ENDING DECEMBER 31, 2024.

1st Reading

Administration requests suspension of the rules

Mrs. Kavander explained the budget amendment for the Ordinance

A Motion to suspend the rules for Ordinance 2024-17 was made by Mrs. Perry seconded by Mrs. Vincent.

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

A Motion for passage of Ordinance 2024-17 was made by Mr. Silver seconded by Mr. Foster.

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

C. ORDINANCE 2024-18

AN ORDINANCE AMENDING SECTION 105.09, LOCATION OF MEETINGS; AUTHORIZATION OF ELECTRONIC MEETINGS AND ELECTRONIC ATTENDANCE AT MEETINGS OF CHAPTER 105, OPEN MEETINGS, OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE. 1st Reading

Mr. Byron stated the chair of the municipal body can authorize the initial authorization and council can then decide if they want to move forward. Ms. Ullner stated that she may want to change the language. Mr. Byron requested that Ms. Ullner send her proposed change to Anna and he will incorporate the change.

- Ohio Division of Liquor Control request from Mawbys Inc., DBA The Pizza Joint, 4951 Brainard Road

Sergeant Debeljak explained this is for a liquor permit for the people that took over Dave's Pizza Connection, they are residents and the background check was clean with the police department. They do not have any objections.

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

16. Comments by the Mayor

- Artisan and Farmers Market is this Saturday from 8am until noon at the Orange Village Amphitheater, Parking is off Pike Drive – coloring contest for kids, they will be displayed at Village Hall
- Paper Shredding is this Friday from 9am – noon at Pepper Pike City Hall, 28000 Shaker Blvd
- Computer collection continues through the end of August
- Paving on White Drive is complete, they need to stripe the area by the end of the week, weather dependent
- August 20th Planning and Zoning meeting has been canceled
- Working on the survey completed, being analyzed by the Planning Commission – there were 451 responses

17. Comments by the Council President

- Shout out to Steven Kwan of the Cleveland Guardians – his walkup music was a song named Orange Village by Larry June

18. Committee Reports and Comments by Council Members

Ullner

- Kiwanis meeting August 21 at the Orange Senior Center
- Artisan Farmers Market is August 16
- Question on the waiver of conflict by the Law Director – Mayor waives the conflict – wants to know where this is in charter that the Mayor is able to waive the conflict – Mr. Byron stated it is in Article 4 Section 5. Mayor is in charge of the Law Director as administration.

Vincent

- Congratulated the new firefighters
- Orange for the Holidays booklet
 - o Do we want to continue to do or wait a year?
 - o Asked other council members if they would like to take this on
 - o Mr. Silver stated we can discuss it next month anyone interested please contact one of them
- Orange Schools update
 - o Centennial Celebration
- Stagecrafters 50th Anniversary at Playhouse Square is Monday
- Fall newsletter – if you would like to be featured or know of anyone, please contact Staci Vincent or Anna Girardi
- Safe and happy school year

Foster

- No comment/report

Madden

- Apologized for being late
- No comment/report

Perry

- No comment/report

Bilsky

- No comment/report

19. Adjournment of the Council Meeting of August 14, 2024

A Motion to adjourn the Council Meeting of August 14, 2024 was made by Mr. Silver seconded by Mr. Ullner.

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

The Council Meeting of August 14, 2024 was adjourned at 7:49 p.m.


Annamarie Girardi
Council Clerk


Brent Silver
Council President