

**MINUTES
ORANGE VILLAGE COUNCIL
SPECIAL COUNCIL MEETING
DECEMBER 4, 2024
7:00 PM**

1. Council President Silver called the Special Council Meeting of December 4, 2024 to order at
2. Pledge of Allegiance
3. Roll call

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

4. Mayor Kline presentation of proclamation to Olivia Ullner

Ms. Ullner stated she is very proud of her daughter Olivia on her achievement of obtaining the prestigious Girl Scout Gold Award. She collected over 800 pairs of glasses and hearing aids and shipped them to a medical facility to Guatemala as her project. She earned the bronze, silver and gold awards. Only 5.4% of eligible Girl Scouts earn this award.

Mayor Kline presented a proclamation to Oliva Ullner for achieving her Girl Scout Gold Award. A very prestigious award.

5. A Motion to confirm the appointment of John Kolb to the Finance Committee was made by Mrs. Perry seconded by Mr. Foster.

Mrs. Perry stated that Mr. Kolb has attended a few of the finance meetings and will be a welcome member of the Finance Committee.

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

Mayor Kline administered the Oath of Office to Mr. Kolb. Mr. Kolb thanked Mrs. Perry and Mrs. Kavander for assisting him.

6. Motion to Authorize the Mayor to execute the Motorola Solutions Customer Agreement to obtain three services: Investigative License plate reader; 10-21 Police Phone; and Video Manager EL Cloud (Cloud based Body Worn Camera Storage, Mobile Video Recorder Storage and AI assisted Redaction at a cost not to exceed \$103,000 over the next three years (Not to exceed \$37,000 in 2025) was made by Mrs. Vincent seconded by Ms. Ullner.

Chief Roberts explained the functionality of the items in this agreement with Motorola. He stated it currently takes 2 man hours to redact items in the videos the AI redaction will decrease the time by half.

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

7. A Motion to approve the Special Council Meeting Minutes of November 6, 2024 was made by Mrs. Perry seconded by Mrs. Vincent.

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

8. A Motion to approve the Council Meeting Minutes of November 13, 2024 was made by Mrs. Perry seconded by Mr. Bilsky.

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

9. Audience comments relating to agenda items only

John Kolb, 220 Lake Meade Drive

- Resident for 4 years
- Ordinance 2024-28 and Ordinance 2024-31
 - o Inquired if we looked for competitive bids for these positions
 - o Asking Council to look at what we currently have and if it is not the correct thing to do to rethink this

10. Old Business of Pending Legislation and Motions

A. ORDINANCE 2024-24

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COUNTY TO RESURFACE MILES ROAD, AND DECLARING AN EMERGENCY. 3rd Reading

A Motion for passage of Ordinance 2024-24 was made by Mrs. Vincent seconded by Mr. Foster.

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

11. New Business and Consideration of:

A. ORDINANCE 2024-25

AN ORDINANCE TO MAKE ANNUAL APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF ORANGE VILLAGE DURING THE CALENDAR YEAR 2025. 1st Reading

Administration requests suspension of the rules

A Motion to suspend the rules for Ordinance 2024-25 was made by Mrs. Perry seconded by Mrs. Vincent.

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

A Motion for passage of Ordinance 2024-25 was made by Mrs. Perry seconded by Mr. Bilsky.

Mrs. Kavander explained the Ordinance and that this is the first step for the 2025 budget. Mrs. Vincent inquired about the increase in the pensions that is in the house. If it were to pass, we would need a budget amendment.

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

B. ORDINANCE 2024-26

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 this is the final appropriations for 2024. It is a clean-up of items, increase and transfers for future capital expenditures. It cannot be spent until council approves it.

A Motion to suspend the rules for Ordinance 2024-26 was made by Mr. Silver seconded by Mr. Madden.

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

A Motion for passage of Ordinance 2024-26 was made by Mrs. Vincent seconded by Mr. Foster.

Mrs. Vincent thanked Mrs. Kavander for all her work.

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

C. ORDINANCE 2024-27

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH STEPHEN L. BYRON AND SINGERMAN, MILLS, DESBERG & KAUNTZ, CO. L.P.A., FOR LEGAL SERVICES BEGINNING JANUARY 1, 2025, AND ENDING DECEMBER 31, 2025, CONFIRMING THE APPOINTMENT OF STEPHEN L. BYRON AS LAW DIRECTOR, AND DECLARING AN EMERGENCY. 1st Reading

Mr. Silver inquired about the two costs (one in section I and the other in section II). Mr. Byron stated his is an employee of the Village and the retainer is for the firm.

Ms. Ullner stated that Mr. Kolb had a valid point. She has some questions on the process. She thinks council should discuss the possibility of going out for bids. Mayor Kline and Mrs. Perry stated that when Brandon Duber was Council President he did an analysis of different law firms and their fees. Mayor Kline also stated that the last time we interviewed legal counsel during the Pinecrest project, we reached out to at least three firms and after the interviews, we chose SMDK. Steve Byron was not with the firm at that time. Mayor Kline stated that there is not a day that goes by that he does not consult with Mr. Byron. His knowledge about the law that applies to Orange Village is very valuable. Mayor Kline stated the value of the service is not worth the effort to find someone that might be a bit cheaper and will not be as valuable. Mayor Kline stated he appreciates Mr. Kolb's comments but he feels we need to make sure you have the person that has the best qualifications, not price. Ms. Ullner stated we should also consider succession planning. Mr. Byron stated he is looking into a preliminary plan concerning succession as this was

brought up in other communities as well. He hopes to come back during the first quarter of 2025 to discuss. You don't have to follow a specific process concerning the hiring. Ms. Ullner agrees with Mayor Kline that you do not go with the least expensive.

Ms. Ullner inquired as to what was included in the \$4,342 and the \$3,502 per month. The items in section 1 are covered in the total of \$7,844. Discussion ensued concerning the ordinance. Anything that is not in section 1 would be billed outside the retainer. Ms. Ullner asked how many hours Mr. Byron is spending on "A-H", he has to work 10 hours per month. Mr. Byron stated he works approximately 30 hours a month included in the retainer. The Village does receive an itemized bill. Ms. Ullner understands the billing and that it is \$7,844 for approximately 30 hours of monthly work.

D. ORDINANCE 2024-28

AN ORDINANCE APPOINTING BLAIR N. MELLING AS THE PROSECUTOR OF ORANGE VILLAGE, PROVIDING COMPENSATION FOR THE PROSECUTOR, AND DECLARING AN EMERGENCY. 1st Reading

Mr. Byron stated this will be discussed during the executive session as well as Ordinance 2024-31.

E. ORDINANCE 2024-29

AN ORDINANCE APPROVING AND CONFIRMING THE APPOINTMENT OF STEPHEN HOVANCSEK & ASSOCIATES, INC., AS ORANGE VILLAGE ENGINEER AND REPEALING CERTAIN ORDINANCES, AND DECLARING AN EMERGENCY. 1st Reading

Mr. Silver asked how long Mr. Mader has been the Village Engineer, it was stated that he has been with us for approximately 20 years.

F. ORDINANCE 2024-30

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1143, DEVELOPMENT PLAN REVIEW, OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE, OHIO WITH REGARD TO PRELIMINARY AND FINAL DEVELOPMENT PLANS OF REAL PROPERTY. 1st Reading

Mr. Byron explained that this will be part of the tree ordinance.

Mr. Silver referred Ordinance 2024-30 to the Planning and Zoning Commission.

G. ORDINANCE 2024-31

AN ORDINANCE APPOINTING SHORAIN L. MCGHEE AS THE ASSISTANT PROSECUTOR OF ORANGE VILLAGE, PROVIDING COMPENSATION FOR THE PROSECUTOR, AND DECLARING AN EMERGENCY. 1st Reading

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

John Kolb, 220 Lake Meade Drive

- Speaking on behalf of Fran and Ira Dyer
 - o They are unable to attend the meeting, there is a fence 15 feet off his property
 - o They want the Village to prosecute
 - o They were requested to get a lawyer
 - o ORC 2911-21
 - If you build on someone else's land it is trespassing, it is a 4th degree misdemeanor
 - o Ohio law has been violated – he wants the Village to do something
- Mr. Byron stated that the fence was installed 2 years ago

- The Dyer's just came to the Village a few months ago
- There is a statute of limitations
- The permit is resolved and closed
- The Dyer's did have a survey and that should be all they need if they have an attorney contact the homeowners

13. Comments by the Mayor

- Congratulated Olivia Ullner as well as her mother, Kim
- Scott Lewis will be stepping down on January 1, 2025 for the Planning Commission
- Chair of the Mayor's and Manager's Sustainability Committee
- CRWP – will make a presentation tomorrow concerning Orange Goes Green
- Committees are moving forward
- Orange Community Farmers and Artisan Market – December 7 from 10:00 am – 3:00 pm at Moreland Hills Elementary School Gym
- Shop with a Cop – ticket sales until Friday, December 6
- Household Hazardous Waste, Flag and Holiday Light Collection is this Friday, December 6 from 7am-3pm at the Service Department
- Fire Department Gift Delivery is filling up fast – last day to sign up if we are not at capacity is December 12
- Pearl Harbor Day – December 7
 - A day of infamy in this company, remember those who lost their lives
- Brian Hitt will need to be appointed next week to the Planning and Zoning Committee

14. Comments by the Council President

- Orange for the Holidays – should have received them last week
- Centennial Committee – has not met yet

15. Committee Reports and Comments by Council Members

Bilsky

- Economic Development Committee is meeting tomorrow night, please join us

Perry

- Parks and Recreation Committee meeting will be meeting on December 17
 - Looking at potential dog parks
 - Great group working on and committed

Madden

- Sustainability Committee will meet in January

Foster

- Veteran's Committee – had 3 people but now we are up to 11 members
 - Hope to have their first meeting in January

Vincent

- Thanked the Service Department for picking up the leaves
- School Board update – December 9th at 6:00 pm
 - Operating levy in 2027 possible
- OCER Levy may be on the May ballot
- Planning and Zoning Meeting Update
 - Lakes of Orange preliminary plan
 - Presentation on Pinecrest residential
 - Moving forward – will come to council
- Thanked Scott Lewis for his 19 years of service on the Planning and Zoning Committee
 - He will be missed and he has large shoes to fill
- Cindy Sobol – Arts and Culture Committee
 - January 9th at 7:00 pm at Orange Village Hall
 - Plan to meet the first Thursday of the month
 - All are welcome to attend

- o Noteoriety Show Choir will perform at Garfield Memorial Church on December 10

Ullner

- Thanked Service Department for Leaf Collection
 - o Put something in the enews concerning that leaf collection is over
- Thanked Mayor for the proclamation
- Orange CARES meeting – Thursday
- Kiwanis meeting – Thursday, December 18
- 2025 if there are Ordinances that are no longer relevant consider removing
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16. A Motion to adjourn to executive session for the purpose of discussing the appointment and compensation of village employees was made by Mr. Silver seconded by

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

Council entered into executive session at 8:23 p.m.

Mr. Silver reconvened the Special Council Meeting of December 4, 2024 at 9:04 p.m.

17. Adjournment of the Special Council Meeting of December 4, 2024

Mr. Silver adjourned the Special Council Meeting of December 4, 2024 at 9:04 p.m.


Annamarie Girardi
Council Clerk


Brent Silver
Council President