

Village of Gates Mills  
MINUTES OF A REGULAR MEETING OF COUNCIL  
August 14, 2012

A regular meeting of the Council of the Village of Gates Mills, Ohio was held on Tuesday, August 14, 2012 at 6:30 P.M. in the Village Hall.

Councilmembers present: Barnes, Bletcher, Reynolds, Sogg, Welsh.

Councilmembers absent: Schneider, Turner.

Mayor Riley presided.

It was moved by Councilmember Welsh, seconded by Councilmember Sogg, that Councilmembers Schneider and Turner be excused from the meeting.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

The minutes of the meeting of July 10, 2012 were presented by the Clerk. Councilmember Reynolds said that on page 6 paragraph 1 “seconded by Councilmember Reynolds,” should be eliminated. It was moved by Councilmember Welsh, seconded by Councilmember Bletcher, that the minutes as amended be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Pay Ordinance #1144 in the amount of \$595,250.67 was presented by the Clerk. It was moved by Councilmember Welsh, seconded by Councilmember Bletcher, that Pay Ordinance #1144 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

The financial statement for the period ending July 31, 2012 was presented by the Clerk. Councilmember Barnes pointed out that the 2012 real estate tax collections are behind last year's. The Inheritance Tax collected to date is about \$1,000,000 behind last year. He asked Finance Administrator Lechman how much Inheritance Tax has been collected that we have not yet received. She said \$900. Councilmember Barnes also pointed out that a page has been added to the Financial Statement that lists the Capital Improvement projects, showing how much is budgeted for each project for 2012 and what has been expensed to date. Finance Administrator Lechman explained this summary was suggested by Councilmember Turner. Mayor Riley asked if the \$1,745,000 budget would be spent this year. Service Director Biggert said the Mayfield Road Culvert replacement budgeted at \$400,000 probably will not be completed this year. Village Engineer Chris Courtney said that an application for an Issue I grant will be submitted for the

culvert project. He explained the culvert will be behind the wastewater plant. The replacement will be bored so that Mayfield Road will not need to be closed.

Councilmember Barnes asked Engineer Courtney how the Mayfield Road project was progressing. He said it is about two weeks behind schedule. The contractor had to excavate large quantities of rock when installing the new catch basins. There will be a meeting with ODOT tomorrow to talk about the progress. Mayor Riley requested that an update be distributed after that meeting. Councilmember Sogg said she and other councilmembers receive questions about the progress.

Mayor Riley announced the following appointments to the Mayfield Schools Liaison Committee: Emily McCartney, Jennie McMaster, Jennifer Decker, Jim Stafford, Marie Salibra, and Mary Reynolds.

It was moved by Councilmember Bletcher, seconded by Councilmember Sogg, that the Mayor's appointments to Mayfield Schools Liaison Committee be approved and confirmed.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Mayor Riley said there are about 9 fire hydrants that are out-of-order. Due to prodding by Fire Chief Robinson Cleveland Water has starting replacing them. This year the Gates Mills Nature Camp had one of its most successful years. The first session of camp had about 90 campers and the second session had about 80. Over 50% of the campers were Gates Mills residents. He received no complaints about the camp from any of the parents. In fact there was a lot of positive feedback. Because the rental house is now occupied there is a challenge to find another location in town for the camp. He would appreciate ideas.

The Clerk had no report for July.

Councilmember Bletcher reported on the Safety Committee. He said we are looking at a couple proposals to enhance the collaboration we have with neighboring communities. Based on recent communications and meetings he is very very optimistic that there is a huge opportunity to work with multiple communities to enhance many of our safety related services in ways that will improve their quality and save some money. It is becoming clear that Gates Mills may need to play a key role in these conversations. The simple reason is with the changes in State funding and the end of the Inheritance Tax it is costing the Village between 16-20% of the overall revenue. The neighboring communities are taking a 1-2% hit. Somebody needs to be the driving force. He thinks the neighboring communities are more open to these ideas than they use to be. That is a step in the right direction. If we do the right things, and a lot of it may be the Mayor working with the other Mayors, to make sure that from the top down these other communities are supportive of these types of plans. There are a number of ways that multiple communities work together in the next 2 - 3 years that we have never seen before that will make things better for all the communities in every way. So let's keep the heat up.

Mayor Riley said he has a meeting Friday with the Mayor of Mayfield Heights. It started as a discussion about dispatch and has expanded to EMS. He feels they will talk about other ways to collaborate.

Councilmember Welsh asked what the new dispatch service bid date was. Mayor Riley said September 7, 2012.

Councilmember Sogg reported on the Legal Committee meeting on July 17. It was a successful meeting. Assignments were made to work on the issues brought to the committee including request for proposals of items that will come before Council.

Councilmember Reynolds reported that the Band Concert was better attended this year and it was a lot of fun. She feels we should continue planning summer band concerts every year.

Councilmember Welsh said that Gates Mills Improvement Society is honoring Marge Stafford on September 1, 2012 at 10:00 a.m. She has done a good job with the tennis program over the years.

Police Chief Szeredy presented a written report for the Police Department for the preceding period. There were 3 theft cases. One was sports equipment at Gilmour and two were electronic thefts.

Service Director Biggert submitted a written report for his department for the preceding period. Councilmember Welsh asked about Mayfield Road being opened to St. Francis Church. Service Director Biggert said he would have more information after tomorrow's meeting with ODOT. Councilmember Reynolds asked how people were getting to St. Francis. Mayor Riley said the western drive is open.

Fire Chief Robinson presented a written report for the Fire Department for the preceding period.

Ordinance #2012-19 entitled "An Ordinance Enacting Section 1313.081 Entitled 'Review Procedure For Demolition Permit In All Areas Other Than Historic Districts And/Or Historic Landmarks; Exclusions' And Section 1313.082 Entitled 'Planning And Zoning Commission Review Of Applications For Demolition Of Buildings Or Structures'", was introduced by Councilmember Sogg and given its third reading by the Clerk. It was then moved by Councilmember Welsh, seconded by Councilmember Reynolds, that Ordinance #2012-19 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Ordinance #2012-20 entitled "An Ordinance Amending Section 1315.12 Of The Building And Housing Code Providing For Hours Of Construction On Holidays And Declaring An Emergency," was introduced by Councilmember Reynolds and given its second reading by the Clerk. It was moved by Councilmember Reynolds, seconded by Councilmember Welsh, that the rules requiring

ordinances to be read on three different days be suspended and that Ordinance #2012-20 be placed upon its final passage.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

It was then moved by Councilmember Reynolds, seconded by Councilmember Welsh, that Ordinance #2012-20 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Resolution #2012-21 entitled “A Resolution Authorizing The Village Of Gates Mills To Continue To Participate In The Hillcrest Regional Fire Investigation Strike Force And Declaring An Emergency,” was introduced by Councilmember Reynolds and given its second reading by the Clerk. Councilmember Reynolds explained the agreement is a revision and update of our current contract between nine neighboring municipalities for our regional fire investigation unit as recommended by Fire Chief Tom Robinson. The new contract would allow for the capability to consider a capital improvement request without having to each time rewrite the contract for each municipality. The major change in the contract is that currently Gates Mills pays \$500 into this fund. This new agreement allows Gates Mills to approve up to \$1500 for capital improvements. Any capital improvement project request would only be forwarded if all nine fire chiefs endorsed the project. The Law Director of Lyndhurst drafted the document. At present all nine fire chiefs endorse the new language. The old agreement is about ten years old. The value of this agreement is in updated language and conformity to the law. Councilmember Reynolds asked Fire Chief Robinson if there was any urgency in passing this Resolution. Fire Chief said 5 of the 9 Mayors have signed already. It was moved by Councilmember Reynolds, seconded by Councilmember Welsh, the rules requiring resolutions to be read on three different days be suspended and that Resolution #2012-21 be placed upon its final passage.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

It was then moved by Councilmember Reynolds, seconded by Councilmember Welsh, that Resolution #2012-21 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Ordinance #2012-25 entitled “An Ordinance To Approve Current Replacement Pages To The Gates Mills Codified Ordinances,” was introduced by Councilmember Welsh and read by the Clerk. Councilmember Welsh explained that the replacement pages include updates of the Village’s laws, and the state law updates for traffic and general offenses. The updates are available in paper form and on the Village’s website. It was moved by Councilmember Welsh,

seconded by Councilmember Bletcher, that the rules requiring ordinances to be read on three different days be suspended and that Ordinance #2012-25 be placed upon its final passage.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

It was then moved by Councilmember Welsh, seconded by Councilmember Reynolds, that Ordinance #2012-25 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Resolution #2012-26 entitled "A Resolution Approving The Sale Of A Used Police Vehicle," was introduced by Councilmember Reynolds and read by the Clerk. It was moved by Councilmember Reynolds, seconded by Councilmember Welsh, that the rules requiring resolutions to be read on three different days be suspended and that Resolution #2012-26 be placed upon its final passage.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Councilmember Bletcher asked if the high bid was a private party. He was told it was. He asked how the vehicle was advertised. Finance Administrator Lechman said the ad is placed in the Chagrin Valley Times and sent to 20 people who have shown interest in used police vehicles.

It was then moved by Councilmember Reynolds, seconded by Councilmember Welsh, that Resolution #2012-26 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Resolution #2012-27 entitled "A Resolution Authorizing The Mayor And The Clerk To Enter Into A Contractual Agreement With The City Of Bedford Heights For Utilization Of The Bedford Heights City Jail," was introduced by Councilmember Bletcher and read by the Clerk. Councilmember Bletcher explained that the Village uses Bedford jail if the Village's jail is over subscribed. The documentation has lapsed and Bedford has brought it to our attention that formal approval is needed. This resolution formalizes the agreement until the end of December. It was moved by Councilmember Bletcher, seconded by Councilmember Reynolds, that the rules requiring resolutions to be read on three different days be suspended and that Resolution #2012-27 be placed upon its final passage.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

It was then moved by Councilmember Bletcher, seconded by Councilmember Welsh, that Resolution #2012-27 be approved.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

It was moved by Councilmember Barnes, seconded by Councilmember Reynolds, that the Clerk be authorized to advertise for bids for salt for highway purposes. Councilmember Reynolds asked how much salt is left from last season. Service Director Biggert said the bin is about  $\frac{3}{4}$  full.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Business from the audience:

MaryAnn Kish said she was going west on Mayfield toward St. Francis when a car came from the east toward her, ignoring the detour sign. She called ODOT to see if they could put a flashing sign that says "do not enter" or "one way". She was told by ODOT that it would be brought to someone's attention. MaryAnn feels something has to be done because it is a dangerous situation. She also asked ODOT if a temporary light could be placed at Wilson Mills and Chagrin River Roads. She was told the Gates Mills Police Department did not want it because people would become use to it. She said the three-way traffic sign is backing up traffic. Mayor Riley said the Police Chief, Service Director, and ODOT discussed that intersection as to the best way to control traffic at that intersection. He feels traffic has gotten a lot better since the first week of the detour. Service Director Biggert said he observed that drivers are making a rolling stop. If there is a traffic signal they will have to stop even if there is no traffic going the other direction.

Mayor Riley asked Police Chief Szeredy if the signage was adequate on Mayfield Road. Chief Szeredy said for a while they had a police car with flashing lights and a police officer standing there, and cars tried to drive around them.

Councilmember Reynolds asked about the expected school traffic. Service Director Biggert said drivers have had adequate notice and are use to maneuvering the area.

Councilmember Barnes asked if there have been any or many accidents. Police Chief Szeredy said there has not.

Councilmember Welsh asked if there was a recent accident on Gates Mills Boulevard. Chief Szeredy said he would check. Councilmember Reynolds said 3 times in the last month she has been heading west on Gates Mills Boulevard and there was a car coming toward her going the wrong way. Councilmember Welsh asked if there were any signs saying Gates Mills Boulevard is one lane. Police Szeredy said there were not.

Katherine Malmquist from the Gates Mills Library reported that the Library has many great programs scheduled. She said this year they had more adult than children participation. They had a staffing change. The teen librarian moved on and they are looking for a replacement. Mayor

Riley asked if the Library had a distribution list for events. Katherine said they use the Friends of the Library to send those emails. They are only permitted to use emails for overdue notices and notices telling the patron the book they ordered is available.

There being no further business, it was moved by Councilmember Reynolds, seconded by Councilmember Bletcher, and unanimously carried, that the council meeting be adjourned.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Sogg, Welsh.  
Nays: None.  
Motion carried.

Respectfully submitted,

Beth DeCapite, Clerk

Approved:

Shawn M. Riley, Mayor