

Village of Gates Mills
MINUTES OF A REGULAR MEETING OF COUNCIL
January 10, 2012

A regular meeting of the Council of the Village of Gates Mills, Ohio was held on Tuesday, January 10, 2012 at 6:30 P.M. in the Village Hall.

The oath of office was administered to elected Mayor Shawn M. Riley by William R. Hanna who was substituting for Law Director Charles T. Riehl. Mayor Riley thanked previous Mayor White for her eight years of service to the community. He said the Village has thrived during her term. The Downtown project was completed, a lot was done with respect to conservation, and by running surpluses we are better prepared for the next challenging period.

The oath of office was administered to elected Councilmembers Sandra Turner, Mary Reynolds, and Edward Welsh by William R. Hanna.

The oath of office was administered to elected Clerk Beth DeCapite by William R. Hanna.

Councilmember Bletcher nominated Nancy Sogg to complete the council term vacated by Mayor Riley. Councilmember Reynolds seconded the nomination.

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

The oath of office was administered to appointed Nancy Sogg by William R. Hanna.

It was moved by Councilmember Welsh, seconded by Councilmember Bletcher, that Councilmember Karen Schneider be elected President of Council Pro Tem for the ensuing year.

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

The oath of office was administered to President of Council Pro Tem Schneider by William R. Hanna.

Mayor ~~White~~ *Riley (correction at February Council meeting)* announced the following appointments to Administrative offices:

Robert S. Reitman, Income Tax Administrator.
Charles Riehl, Law Director.
Vincent Feudo, Prosecutor.
Jo Ann Lechman, Finance Administrator and Asst. Tax Administrator.
Steven Szeredy, Police Chief.
Ronald Whitmer, Executive Lieutenant.
David Biggert, Service Director and Building Inspector.
Tom Robinson, Fire Chief.
William Murfello, Service Manager.

It was moved by Councilmember Welsh, seconded by Councilmember Bletcher, that the Mayor's appointments to administrative offices be approved and confirmed.

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

Mayor Riley announced the appointments to Boards, Commissions, and Committees. He stated if anyone wanted to add a name to any committee please contact him. It was moved by Councilmember Welsh, seconded by Councilmember Bletcher, that the Mayor's appointments be approved and confirmed and that the list of appointments be attached and become a part of these minutes.

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

The minutes of the meeting of December 13, 2011 were presented by the Clerk. It was moved by Councilmember Schneider, seconded by Councilmember Bletcher, that the minutes be approved.

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

Pay Ordinance #1137 in the amount of \$822,369.61 was presented by the Clerk. It was moved by Councilmember Barnes, seconded by Councilmember Bletcher, that Pay Ordinance #1137 be approved. Finance Administrator Lechman requested that check 4702 written in October, 2011 to Ecolab be approved. Councilmember Bletcher said he didn't want to approve it until the Village receives the expected refund. Mayor Riley said we will put the item on the agenda for the next meeting.

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

The financial statement for the period ending December 31, 2011 was presented by the Clerk. There was a surplus of \$612,000 for the year.

Chief Szeredy presented a written report for the Police Department for the preceding period. There were no thefts or burglaries in December.

Service Director Biggert submitted a written report for his department for the preceding period. He reported on a meeting he had with ODOT where they requested turning over some responsibilities to the Village.

Chief Robinson presented a written report for the Fire Department for the preceding period. He said there were 127 incidents in 2011 and 2010. Councilmember Schneider asked how many EMS calls there were. He said the number was close to the number in 2010.

Resolution #2012-01 entitled "A Resolution Authorizing The Purchase And Installation Of A Truck Equipment Package For A 2012 International Truck," was introduced by Councilmember Barnes and read by the Clerk. It was moved by Councilmember Barnes, seconded by Councilmember Schneider, that the rules requiring ordinances to be read on three different days be suspended and that Ordinance #2012-01 be placed upon its final passage.

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

It was then moved by Councilmember Barnes, seconded by Councilmember Reynolds, that Ordinance #2012-01 be approved.

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

It was moved by Councilmember Schneider, seconded by Councilmember Barnes, that the Clerk be authorized to advertise for bids for labor and materials for miscellaneous sewer repair. Service Director Biggert said this is a way to get good pricing instead of buying at the time of the emergency.

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

Resolution #2012-02 entitled "A Resolution Authorizing The Mayor And The Clerk To Enter Into An Agreement With The City Of Mayfield Heights For The Furnishing Of Mutual Fire Protection For Both Municipalities For The Year 2012 And Authorizing A Rate Of Payment For Rescue Squad/Ambulance Services From The City Of Mayfield Heights And Declaring An Emergency," was introduced by Councilmember Reynolds and read 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 #2012-02 be placed upon its final passage.

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

Councilmember Bletcher asked Fire Chief Robinson how Mayfield Heights' cost compares to Mayfield Village's cost to us. Chief Robinson said Mayfield Heights was a lot less. Finance Director Lechman said we pay Mayfield Village about \$300,000 per year. Councilmember Schneider said we tried to contract with Mayfield Heights but they only want to be a backup. Councilmember Bletcher said the amount we pay Mayfield Heights gives us evidence as to what

EMS should cost. It was then moved by Councilmember Reynolds, seconded by Councilmember Welsh, that Ordinance #2012-02 be approved.

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

Ordinance #2012-03 entitled "A Resolution Authorizing The Mayor To Send A Letter To County Executive Ed Fitzgerald For The Village Of Gates Mills/City Of Lyndhurst Cellular Wireless Regional Collaboration Project And Declaring An Emergency," was introduced by Councilmember Bletcher and read by the Clerk. Councilmember Bletcher explained the Village's 911 equipment is old, plus there is a shortage of parts and ability to support our current 911 system. Police Chief Szeredy has had conversations with other chiefs including Lyndhurst who had half their hardware knocked out by lightening. The proposed new equipment would serve both Gates Mills and Lyndhurst and would provide backup in case one community's hardware or software would breakdown. Cuyahoga County has about nine million dollars set aside to support improvement of 911 hardware and software. They are conducting a meeting January 20 to begin the process deciding how to use these funds. Everyone in northeast Ohio has a need for this service. This letter jointly from Lyndhurst and Gates Mills is to ask the County for part of that funding. The upfront cost is between \$200,000 and \$300,000, and the annual cost is about \$31,000 which we would share with Lyndhurst. We hope for funding from the County. Chief Szeredy is currently talking to even other communities to join with us. Councilmember Welsh asked if calls would come directly to Gates Mills or will the call go downtown. Councilmember Bletcher said cell phone 911 calls currently go to Cleveland but the new equipment would direct them to Gates Mills. Chief Szeredy said the new system will provide an enhanced mapping system so you can see where the cell call is originating. It was moved by Councilmember Bletcher, seconded by Councilmember Welsh, that the rules requiring ordinances to be read on three different days be suspended and that Ordinance #2012-03 be placed upon its final passage.

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

It was then moved by Councilmember Bletcher, seconded by Councilmember Welsh, that Ordinance #2012-03 be approved.

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

Ordinance #2012-04 entitled "A Resolution Authorizing The Mayor And The Clerk To Enter Into An Agreement With The Gates Mills Land Conservancy To Provide Funds To The Conservancy From The 1 Mill Charter Land Conservation Fund," was introduced by Councilmember Schneider and read by the Clerk. It was moved by Councilmember Schneider, seconded by Councilmember Welsh, that the rules requiring ordinances to be read on three different days be suspended and that Ordinance #2012-04 be placed upon its final passage.

Roll call: Ayes: Barnes, Bletcher, Reynolds, Schneider, Sogg, Turner, Welsh.

Nays: None.
Motion carried.

It was then moved by Councilmember Schneider, seconded by Councilmember Reynolds, that Ordinance #2011-34 be approved.

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

Ordinance #2012-05 entitled “Annual Appropriation Ordinance Village Of Gates Mills - An Ordinance To Make Appropriations For Current Expenses And Other Expenditures Of The Village Of Gates Mills, State Of Ohio, During The Fiscal Year Ending December 31, 2012,” was introduced by Councilmember Barnes and read by the Clerk. Councilmember Barnes explained that each department’s expenses are up slightly; health costs are up \$50,000; Inheritance tax is budgeted for \$350,000. A surplus of \$153,000 is budgeted. At the end of 2012 the unfunded debt will be only interest free debt. Councilmember Bletcher said Tim Reynolds, chairman of the Budget Committee, gave a strong message that the committee is serious about cutting costs. Councilmember Bletcher added the Rain Garden should have no expenditures unless we are assured of reimbursement. Service Director Biggert said we have been told we will be reimbursed up to \$90,000. Councilmember Bletcher asked if the Service Committee has discussed the budgeted \$50,000 storm sewer pipe on SOM Center Road. Mayor Riley asked if it was a “place holder” or do we expect to spend that amount. Service Director Biggert said he doesn’t expect to spend that amount. Councilmember Bletcher asked Service Director Biggert if he has Biggert’s assurance that before any amount is spent on this project the Service Committee will meet. He added that the Budget Committee discouraged place holders. Mayor Riley stated that the fact that it is budgeted does not give authority to spend. Councilmember Reynolds said these were Capital projects, not general operating expenses. Councilmember Bletcher asked if the EPA education is in-house. Service Director Biggert said this is not for sending anyone to school but he needs to get literature. He plans to use Chagrin River Watershed Partners as a source of information. Councilmember Barnes said the results of the 2011 budget indicate that the department heads don’t spend just because there are amounts budgeted. It was moved by Councilmember Barnes, seconded by Councilmember Welsh, that the rules requiring ordinances to be read on three different days be suspended and that Ordinance #2012-05 be placed upon its final passage.

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

It was then moved by Councilmember Barnes, seconded by Councilmember Welsh, that Ordinance #2012-05 be approved.

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

Councilmember Turner asked if there will be a process authorizing expenditures. Will this be presented to the Service Committee, and then brought to Council? Mayor Riley said we will have

a process in place so we know where and what money is being spent. He is also looking at appointing a legal committee to look at long-term issues. Every committee especially those who over-see departments will have the mission to look at regionalization.

Business from the audience:

Katherine Malmquist from the Gates Mills Library stated that the Library has never closed for power issues. Their generator works. They do not open if there is only one employee. E-books are available to borrow.

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

Respectfully submitted,

Beth DeCapite, Clerk

Approved:

Shawn M. Riley, Mayor