

VILLAGE OF GATES MILLS
REVISED COUNCIL AGENDA
SEPTEMBER 19, 2023
5:30 p.m.

COMMUNITY HOUSE, 1460 CHAGRIN RIVER ROAD
(Livestream available on YouTube – click the link on
www.gatesmillsvillage.com to watch)

1. Roll call.
2. Revised Minutes of the Regular Council meeting of July 18, 2023. Clerk.
3. Minutes of the Regular Council meeting of August 15, 2023. Clerk.
4. Pay Ordinance # 1277 \$430,122.29. Clerk.
5. Financial Statement/Treasurer's Report. Treasurer.
6. Mayor's Report. Mayor.
Resolution No. 2023-35 - A Resolution Confirming the Mayor's Appointments of the Fire chief/Emergency Coordinator, Assistant Fire Chief, and Fire Captain; and Declaring an Emergency.
Oath of Office administered to Fire Chief Majeski.
Oath of Office administered to Assistant Fire Chief Jamieson.
Oath of Office to Captain Feig.
November Council date: 11/21/23 December Council date: 12/19/23
7. Clerk's Report. Clerk.
8. Committee Reports.
9. Police Department Report. Minichello.
10. Service Department Report. Biggert.
11. Fire Department Report. Robinson.
12. **Ordinance No. 2023-23** (As Revised 9/19/2023) (Third Reading) Mayor Schneider.
An Ordinance Amending Sections 1313.04(a) and 1313.09(a) of the Codified Ordinances of the Village of Gates Mills to Add the Chairperson of the Architectural Board of Review's Historic District Subcommittee as a Voting Member of the Board and to Specify the Procedure for the Architectural Board of Review's Historic District Subcommittee to Receive and Review Applications for Building Permits in the Village's Historic District.
13. **Resolution No. 2023-26** (Third Reading) AuWerter.
A Resolution Authorizing Additional Funds for Professional Services Provided by CT Consultants Under an Agreement for the Village's Comprehensive Plan.
14. **Resolution No. 2023-29** (First Reading) AuWerter.
A Resolution Accepting the Rates and Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor.
15. **Ordinance No. 2023-30** First Reading) Mayor Schneider.

An Ordinance Amending Section 957.01 of the Codified Ordinances of the Village of Gates Mills to Amend the Rental Fees, Security Deposit and Police Security Services Charges for Community House Rentals.

16. **Motion** to Authorize Reid Consulting Group to Proceed to "Phase 2" of Deacon. the Broadband Proposal to the Village, Dated March 8, 2023, Which Includes the Following Scope of Services:
 - Write RFP and prepare associated GIS shape files for respondents;
 - Coordinate scoring process of responses;
 - Negotiate contract with Internet Service Provider ("ISP"), if and when selected by Village Council; and
 - Complete negotiations with ISP within estimated 60 to 90 days of notice to proceed to negotiate with ISP and make recommendation to Village Council for approval of contract.
17. **Resolution No. 2023-31** (First Reading) AuWerter.
A Resolution Accepting a Bid and the Award of a Contract for the Hillcreek Lane Culvert Headwall Extension Project; and Declaring an Emergency.
18. **Ordinance No. 2023-32** (First Reading) Mayor Schneider.
An Ordinance Amending Ordinance No. 2022-39 to Revise the Salary of the Fire Chief/Emergency Coordinator Effective September 17, 2023; and Declaring an Emergency.
19. **Ordinance No. 2023-33** (First Reading) Welsh.
An Ordinance Amending Section 959.03 of the Codified Ordinances of the Village of Gates Mills to Limit the Purchase of Graves to Two (2) Per Resident Family.
20. **Resolution No. 2023-34** (First Reading) AuWerter.
A Resolution Authorizing the Mayor to Accept a Grant and to Execute a Project Award Agreement with the County of Cuyahoga for the Village's chagrin River Road Public Sidewalk Extension Project; and Declaring an Emergency.
21. **Resoluion No. 2023-36** (First Reading) AuWerter.
A Resolution Accepting a Bid and Awarding a Contract for the Mayfield Road Culvert Project; and Declaring an Emergency.
22. Council Matters.
23. Business from the Audience.
24. Executive Session to discuss pending **litigation**.
25. Adjourn.

RESOLUTION NO. 2023- 36

BY COUNCILMEMBER AUWERTER

**A RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT FOR THE
MAYFIELD ROAD CULVERT PROJECT;
AND DECLARING AN EMERGENCY**

WHEREAS, pursuant to public advertisement, public competitive bids were received by the Village on September 15, 2023, for a contract for the “Mayfield Road Culvert Project” (the “Project”) in the Village, and the specified contract includes two (2) separate Sections for the Project work, which includes a contingency bid;

WHEREAS, DRS Enterprises submitted the lowest, best, and responsible bid for the overall Project of the three (3) entities that bid on the Project with a bid of \$491,110.08, which includes a contingency work amount of \$19,078.30;

WHEREAS, this Council believes it is in the best interest of the Village to award the contract for the Project to DRS Enterprises;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Gates Mills, State of Ohio that:

SECTION 1: This Council accepts the bid of DRS Enterprises, as being the lowest, best, and responsible bid and authorizes the Mayor to enter into a contract for construction of the Project in an amount not to exceed \$491,110.08, which includes a contingency work amount of \$19,078.30.

SECTION 2: The Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with the law.

SECTION 3: This Resolution is declared to be an emergency measure necessary for the immediate protection of the public health, safety and welfare and for the further reason that it is necessary in order to complete the Culvert Project at the earliest possible time for the health and safety of the public and in this construction season; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed thereto, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed the ____ day of _____, 2023.

President of Council

ATTEST:

Clerk

APPROVED:

Mayor