

Village of Gates Mills  
MINUTES OF A REGULAR MEETING OF COUNCIL  
June 8, 2015

A regular meeting of the Council of the Village of Gates Mills, Ohio was held on Monday, June 8, 2015 at 6:30 p.m. in the Village Hall.

Councilmembers present: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.

Mayor Riley announced the appointment of Jaime Planinsek as part-time patrolman.

Police Chief Minichello introduced Jaime Planinsek and provided an overview of his 28-year law enforcement experience which includes serving the past 25 years for the City of Shaker Heights where he currently is a patrol sergeant. He was formerly a K9 officer until retiring his dog in 2012. Commenting on his personal background, Chief Minichello shared that Mr. Planinsek grew up in Mayfield Heights, attended Bowling Green University and currently resides with his wife in Geauga County. He also highlighted that over the past several years, he has participated in the ride to Washington during National Police Memorial week.

Mayor Riley administered the Oath of Office to Patrolman Planinsek.

It was moved by Councilmember Reynolds, seconded by Councilmember Turner, that the appointment of Jaime Planinsek as Part-time Police Officer be approved.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Mayor Riley introduced Janet Mulh who will be Jo Ann Lechman's replacement. He noted that Ms. Mulh begins her employment on July 3 and will be sharing duties with Jo Ann Lechman until September when she will be full-time.

The minutes of the May 19, 2015 Council meeting were presented by the Clerk. Councilmember Frankel asked about the reference made in the Minutes of an additional \$400,000 received for municipal income tax. Finance Administrator Lechman explained such figure will be included in this month's report. It was moved by Councilmember Sogg, seconded by Councilmember Frankel, that the minutes be approved.

Roll call: Ayes: Frankel, Schneider, Sogg, Turner, Welsh, Whitney.  
Abstain: Reynolds.  
Nays: None.  
Motion carried.

Pay Ordinance #1178 in the amount of \$289,588.10 was presented by the Clerk.

It was moved by Councilmember Sogg, seconded by Councilmember Frankel, that Pay Ordinance #1178 be approved.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

The financial statement for the period ending May 31, 2015 was presented by Treasurer Reynolds. Treasurer Reynolds noted the following:

- Real Estate and Municipal Income Taxes are up relative to last year.
- Total Operating Revenue is up by \$470,000 year-to-date.
- Expenses are up about \$120,000 year-to-date. He explained that such increase is attributed to significant legal expenses, increases in general insurance as well as county auditor expenses. He said Operating Costs are generally in line but noted significant Capital Expenditures that were anticipated and part of the Budget. He further remarked that the expense for salt was approximately \$52,000 more this year compared to last year. Service Director Biggert advised that the State is currently out to bid. Mayor Riley noted that notwithstanding the salt expenses, the Service Department was successful in saving \$20,000 elsewhere.
- Citing the total of all funds, since the beginning of the year, Treasurer Reynolds stated that \$1.1M has been added to Cash and Investments. He remarked that a comparison with last year reflects that funds are down by approximately \$115,000. Finance Administrator Lechman added that is mostly due to the lack of inheritance tax.

Councilmember Sogg questioned whether there were fewer unoccupied houses and if there is an impact on income and real estate taxes based on the same. Service Director Biggert noted it is a sluggish market. Councilmember Sogg suggested that owners of unoccupied houses are likely not paying real estate or income taxes and pointed out that there were 14 houses in foreclosure last year.

Mayor Riley had nothing to report.

The clerk was absent and no report was provided.

Police Chief Minichello provided a written report. Regarding the recent accident on County Line Road, he reported that the cell phones are being analyzed and results should be available in two weeks. He also expects to receive a report from the Accident Investigation Unit by the end of the week. He communicated that Hawken School is building a memorial and items placed at the accident site will be moved there.

Service Director Biggert provided a written report. In response to Councilmember Turner's inquiry, Service Director Biggert said that the State is currently out to bid for the purchase of salt for the end of 2015/beginning of 2016. He said the Village has received the summer delivery. Councilmember Turner asked about the cost of salt. Service Director Biggert responded that the cost is not yet known. Service Director Biggert added that the Village may receive money from a recent settlement among the Attorney General's office, Cargill and Morgan regarding price fixing. Councilmember Frankel asked what was the most the Village

has paid for salt. Service Director Biggert replied \$119 a ton. Councilmember Sogg opined the Service Department has done a good job with the new street signs. She suggested evaluating options to sell the signs or asking if the Historical Society would have interest in any of them. Finance Administrator Lechman advised that the Historical Society is taking some of the signs and auctioning them off this Saturday. Councilmember Sogg volunteered to assist with regard to the old signs and Councilmember Reynolds also offered to help.

Fire Chief Robinson provided a written report. He stated that the Fire Department received a grant for air packs. He explained that the total cost for the equipment was \$66,000; however, the Village's cost was only \$6,600. He added that the equipment should last approximately 15 years.

Resolution #2015-13 "A Resolution Submitting The Alternative Tax Budget Information To Cuyahoga County" was introduced by Councilmember Whitney.

It was moved by Councilmember Whitney, seconded by Councilmember Reynolds, that the rules requiring ordinances to be read on three different days be suspended and that Resolution #2015-13 be placed upon its final passage.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Councilmember Whitney moved, Councilmember Reynolds seconded, that Resolution #2015-13 be approved.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Resolution #2015-14 "A Resolution Submitting The Question Of The Renewal Of A 3.5 Mill Tax Levy For The Purpose Of Current Expenses Pursuant To Ohio Revised Code Sections 5705.19(A) And 5705.191, And Declaring An Emergency" was introduced by Councilmember Whitney.

It was moved by Councilmember Whitney, seconded by Councilmember Schneider, that the rules requiring ordinances to be read on three different days be suspended and that Resolution #2015-14 be placed upon its final passage.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Councilmember Whitney moved, Councilmember Schneider seconded, that Resolution #2015-14 be approved.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.

Nays: None.  
Motion carried.

Ordinance #2015-15 “An Ordinance Authorizing The Mayor And The Clerk To Enter Into An Amended And Restated Indenture Of Lease With Gavi’s River, LLC, And Declaring An Emergency” was introduced by Councilmember Sogg. Councilmember Sogg said that since the discussion at the last Council meeting, Law Director Cannon has finalized the terms of the lease with Sara’s.

It was moved by Councilmember Sogg, seconded by Councilmember Frankel, that the rules requiring ordinances to be read on three different days be suspended and that Ordinance #2015-15 be placed upon its final passage.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Mayor Riley provided an overview of the lease terms. In response to Councilmember Frankel’s question regarding rent, Mayor Riley confirmed that the rent would modestly increase. Mayor Riley advised that the blanks in the lease relate to insurance and would be filled in once the amounts have been determined. Councilmember Turner raised her concern regarding subleasing and how a conflict would be resolved. Mayor Riley responded that the same would require Council’s consent. Councilmember Reynolds asked if Key Man insurance is being required with the Village as a beneficiary. Law Director Cannon indicated she would look into it and she outlined current insurance coverages.

Councilmember Sogg moved, Councilmember Welsh seconded, that Ordinance #2015-15 be approved.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Resolution #2015-16 “A Resolution Accepting The Bid Of Ontario Stone Corporation For Sale To The Village Of #8 Slag” was introduced by Councilmember Sogg. Service Director Biggert stated that this is for the aggregate used with the salt. Finance Administrator Lechman responded to Councilmember Frankel’s question that the only bid received was from Ontario Stone. The answer was provided to Councilmember Schneider’s question that costs increased slightly from last year.

It was moved by Councilmember Sogg, seconded by Councilmember Schneider, that the rules requiring ordinances to be read on three different days be suspended and that Resolution #2015-16 be placed upon its final passage.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Councilmember Sogg moved, Councilmember Frankel seconded, that Resolution #2015-16 be approved.

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Business from the audience: Raising the issue of the old street signs, Chip AuWerter said that years ago when the City of Shaker Heights replaced all of its signs, the older signs were sold for \$25 each and he stated that there was a heavy demand for the same. He emphasized there could be potential value in the old signs. Mayor Riley instructed that the signs be securely stored.

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

Roll call: Ayes: Frankel, Reynolds, Schneider, Sogg, Turner, Welsh, Whitney.  
Nays: None.  
Motion carried.

Respectfully submitted,

Beth DeCapite, Clerk

Approved:

Shawn M. Riley, Mayor